

Tuesday, October 2, 2012, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza

Web Site: www.ci.tracy.ca.us

Americans With Disabilities Act - The City of Tracy complies with the Americans with Disabilities Act and makes all reasonable accommodations for the disabled to participate in Council meetings. Persons requiring assistance or auxiliary aids should call City Hall (209/831-6000) 24 hours prior to the meeting.

Addressing the Council on Items on the Agenda - The Brown Act provides that every regular Council meeting shall provide an opportunity for the public to address the Council on any item within its jurisdiction before or during the Council's consideration of the item, provided no action shall be taken on any item not on the agenda. Each citizen will be allowed a maximum of five minutes for input or testimony. At the Mayor's discretion, additional time may be granted. The City Clerk shall be the timekeeper.

Consent Calendar - All items listed on the Consent Calendar are considered routine and/or consistent with previous Council direction. A motion and roll call vote may enact the entire Consent Calendar. No separate discussion of Consent Calendar items will occur unless members of the City Council, City staff or the public request discussion on a specific item at the beginning of the meeting.

Addressing the Council on Items not on the Agenda – The Brown Act prohibits discussion or action on items not on the posted agenda. Members of the public addressing the Council should state their names and addresses for the record, and for contact information. The City Council's Procedures for the Conduct of Public Meetings provide that "Items from the Audience" following the Consent Calendar will be limited to 15 minutes. "Items from the Audience" listed near the end of the agenda will not have a maximum time limit. Each member of the public will be allowed a maximum of five minutes for public input or testimony. However, a maximum time limit of less than five minutes for public input or testimony may be set for "Items from the Audience" depending upon the number of members of the public wishing to provide public input or testimony. The five minute maximum time limit for each member of the public applies to all "Items from the Audience." Any item not on the agenda, brought up by a member of the public shall automatically be referred to staff. In accordance with Council policy, if staff is not able to resolve the matter satisfactorily, the member of the public may request a Council Member to sponsor the item for discussion at a future meeting. When members of the public address the Council, they should be as specific as possible about their concerns. If several members of the public comment on the same issue an effort should be made to avoid repetition of views already expressed.

Presentations to Council - Persons who wish to make presentations which may exceed the time limits are encouraged to submit comments in writing at the earliest possible time to ensure distribution to Council and other interested parties. Requests for letters to be read into the record will be granted only upon approval of the majority of the Council. Power Point (or similar) presentations need to be provided to the City Clerk's office at least 24 hours prior to the meeting. All presentations must comply with the applicable time limits. Prior to the presentation, a hard copy of the Power Point (or similar) presentation will be provided to the City Clerk's office for inclusion in the record of the meeting and copies shall be provided to the Council. Failure to comply will result in the presentation being rejected. Any materials distributed to a majority of the Council regarding an item on the agenda shall be made available for public inspection at the City Clerk's office (address above) during regular business hours.

Notice - A 90 day limit is set by law for filing challenges in the Superior Court to certain City administrative decisions and orders when those decisions or orders require: (1) a hearing by law, (2) the receipt of evidence, and (3) the exercise of discretion. The 90 day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge a City Council action in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised during the public hearing, or raised in written correspondence delivered to the City Council prior to or at the public hearing.

Full copies of the agenda are available at City Hall, 333 Civic Center Plaza, the Tracy Public Library, 20 East Eaton Avenue, and on the City's website www.ci.tracy.ca.us

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

PRESENTATIONS – Employee of the Month

Proclamations – “Make a Difference Day”

– “Fire Prevention Week”

– “Anti-Bullying Month”

1. CONSENT CALENDAR

A. Minutes Approval

B. Award a Construction Contract to Knife River Construction, of Stockton, California, for the Corral Hollow Road Pavement Overlay (North of Linne Road to Peony Drive) Project – CIP 73127, (Federal Project Number RSTP-5192 (036)), and Authorize the Mayor to Execute the Construction Contract

C. Approve the Offsite Improvement and Reimbursement Agreement With T.G. Associates, LLC (Developer) for Installation of a New Storm Drain Line on Lammers Road Adjacent to the Tracy Gateway Business Park, Authorize an Appropriation of Funds from Tracy Gateway Fund 356 to CIP 73092, and Authorize the Mayor to Execute the Offsite Improvement and Reimbursement Agreement

D. Appropriate \$10,750 of State Received CAAP Funds to CIP 77033 for Additional Work at the New Jerusalem Airport

E. Approval of Master Professional Services Agreement and Task Order No. 1 With R.W. Brandley, Consulting Airport Engineer, for Services Required for Administration and Implementation of a Federal Aviation Grant, Authorize the Mayor to Execute the Agreement and Task Order, and Authorize Use of \$58,000 from the Airport Fund for the Completion of the Task Order

F. Accept 2012 Creative Work Fund Grant and Approve Supplemental Appropriation of Grant Proceeds for Artist’s Residency and Exhibition Project and With Anne Klint at the Grand Theatre Center for the Arts

G. Approve the City of Tracy’s Disadvantaged Business Enterprise (DBE) Program Objectives/Policy Statement as Required by the Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) and Updated Federal Highway Administration (FHWA) DBE Goals for Federally Funded or Assisted Projects During the 2012/2013 Fiscal Year

H. Authorize the Appointment of a Youth Commissioner to the Youth Advisory Commission

I. Confirm Mayor’s Appointment of Mayor Pro Tem Michael Maciel to the Oversight Board of the Successor Agency of the City of Tracy With the Mayor As Alternate

2. ITEMS FROM THE AUDIENCE

3. APPROVE AN AMENDMENT TO THE SAN JOAQUIN COUNTY MULTI-SPECIES HABITAT CONSERVATION AND OPEN SPACE PLAN (SJMSCP) DEVELOPMENT FEE, RESULTING IN A DECREASE IN FEES FOR 2013
4. IMPLEMENTATION OF MEASURE D – APPOINTED CITY CLERK
 - (A) INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TRACY AMENDING SECTIONS 2.08.060(c) AND 2.08.070(b) OF CHAPTER 2.08 OF TITLE 2 OF THE TRACY MUNICIPAL CODE VESTING IN THE CITY MANAGER THE AUTHORITY TO APPOINT THE CITY CLERK AND ADDING A NEW SECTION 2.12.125 TO ARTICLE 2 OF CHAPTER 2.12 OF TITLE 2 OF THE TRACY MUNICIPAL CODE TRANSFERRING CERTAIN DUTIES OF THE CITY CLERK TO THE ADMINISTRATIVE SERVICES DIRECTOR
 - (B) ADOPT A RESOLUTION AUTHORIZING THE AMENDMENT OF THE CITY'S CLASSIFICATION AND COMPENSATION PLANS AND POSITION CONTROL ROSTER BY APPROVING THE ESTABLISHMENT OF A NEW CLASSIFICATION SPECIFICATION AND SALARY RANGE FOR A CITY CLERK IN THE CITY CLERK'S DIVISION OF THE CITY MANAGER'S OFFICE AND ELIMINATION OF THE ELECTED CLERK AND ASSISTANT CITY CLERK POSITIONS
 - (C) ADOPT A RESOLUTION RESCINDING RESOLUTION 2001-261 WHICH ESTABLISHED A STIPEND OF \$600 PER MONTH TO THE ELECTED CITY CLERK
 - (D) ADOPT A RESOLUTION AMENDING THE TRACY MID-MANAGERS BARGAINING UNIT (TMMBU) MEMORANDUM OF UNDERSTANDING (MOU) TO ADD THE POSITION OF CITY CLERK AND REMOVE THE POSITION OF ASSISTANT CITY CLERK
5. HEAR VARIOUS PUBLIC PARTICIPATION AND PUBLIC OUTREACH OPTIONS TO COMMUNICATE AND OBTAIN FEEDBACK FROM TRACY RESIDENTS AND DISCUSS NEXT STEPS
6. ITEMS FROM THE AUDIENCE
7. COUNCIL ITEMS
8. ADJOURNMENT

June 5, 2012, 7:00 p.m.

City Council Chambers, 333 Civic Center Plaza

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Mayor Ives called the meeting to order at 7:00 p.m., and led the Pledge of Allegiance.

The invocation was given by Pastor Kevin James of New Creation Bible Fellowship.

Roll call found Council Member Abercrombie, Elliott, Rickman, Mayor Pro Tem Maciel and Mayor Ives present.

Mike Reyna, Police Officer, Tracy Police Officers Association, presented the Association's First Annual Scholarship Award to Upinderpreet Gill and Mariah Serrato.

Mayor Ives presented a Certificate of Recognition to Mike McLellan, Board of Directors, Tracy Volunteer Caregivers, in recognition of Tracy Volunteer Caregivers 10th Anniversary.

Mayor Ives presented a proclamation to Theresa English-Soto, Community Energy Manager, PG&E, in recognition of CoolCalifornia Cities.

Mayor Ives presented a proclamation to Sergeant 1st Class Frank E. Rivera, Staff Sergeant and Sergeant Matthew McCracken in recognition of United States Army Month.

Mayor Ives and Police Chief Hampton recognized Don Sader for his many years of commitment and dedication to the D.A.R.E. program.

Mayor Ives recognized students from Jefferson, South/West Park, West Valley Christian Academy, and Traina Elementary Schools, in honor of their D.A.R.E. graduation.

1. CONSENT CALENDAR - Following the removal of item 1-E by Robert Tanner, 1371 Rusher Street, and item 1-J by Council Member Abercrombie, it was moved by Council Member Abercrombie and seconded by Council Member Elliott to adopt the Consent Calendar. Roll call vote found all in favor; passed and so ordered.
 - A. Minutes Approval – January 17, 2012, and February 21, 2012, regular meeting minutes were approved.
 - B. Annual Review of City's Investment Policy and Recommendation to Accept this Policy with No Changes – Resolution 2012-093 accepted the policy.
 - C. Authorization of an Agreement Between City of Tracy and US Bureau of Reclamation for Long-Term Water Banking at Semitropic Water Storage District Water Banking Project and Authorization for the Mayor to Execute the Agreement; and Authorization for the City Manager to Execute Water Agreements for Operational Functions – Resolution 2012-094 authorized the

agreement. Resolution 2012-095 authorized the City Manager to execute the agreements.

- D. Acceptance of the Lincoln Park and Gazebo Renovation Project - CIPs 78123 & 78126, Completed by Goodland Landscape Construction of Tracy, California, and Authorization for the City Clerk to File the Notice of Completion – Resolution 2012-096 accepted the project.
- F. Approve a Professional Services Agreement with Kleinfelder Inc., of Stockton California, to Provide Materials Testing and Geotechnical Services for Fiscal Years 2012-2014 with the Option to Amend the Agreement to Extend Testing Services for an Additional Two Years 2014-2016, and Authorize the Mayor to Execute the Agreement and Authorize the City Manager to Execute an Extension if Needed – Resolution 2012-097 approved the agreement for a not to exceed amount of \$220,000 per year.
- G. Acceptance of the Police Firearms Practice Range Improvements – CIP 71072, Completed by Robert Burns Construction of Stockton, California, and Authorization for the City Clerk to File the Notice of Completion – Resolution 2012-098 accepted the improvements.
- H. Adopt a Resolution Approving an Agreement Between the City of Tracy and Pacific Gas & Electric Company to Collaborate on Implementing Sustainability Efforts in the City of Tracy to Help Facilitate New Development and to Meet State Requirements and Authorize the City Manager to Sign the Agreement – Resolution 2012-099 approved the agreement.
- I. Acceptance of the Traffic Signal Coordination – Grant Line Road (CCTV Installation) Project – CIP 72076 (Federal Project No. CML 5192-031), Completed by W. Bradley Electric, Inc., of Novato, California, and Authorization for the City Clerk to File the Notice of Completion – Resolution 2012-100 accepted the project.
- K. Adopt Resolution to Authorize the City Manager to be the Authorized Agent of the City of Tracy and to Execute any Actions Necessary for the Purpose of Obtaining Proposition 1B Funds in the Amount of \$217,941 for the Construction of a Fiber Optic Line from City Hall to the Tracy Transit Station and Appropriate the Funds to CIP 77545 – Resolution 2012-101 authorized the City Manager to be the authorized agent.
- L. Acceptance of the Traffic Signal at Lammers Road and Byron Road Project – CIP 72041 (Federal Project No. CML 5192-032), Completed by Pacific Excavation, Inc., of Elk Grove, California, and Authorization for the City Clerk to File the Notice of Completion – Resolution 2012-102 accepted the project.
- M. Authorization to Extend the Agreement with All City Management Services, Inc., for School Pedestrian Crossing Guard Services through June 30, 2014 and Authorization for the Mayor to Execute the Extension Agreement – Resolution 2012-103 authorized extending the agreement.

- N. Adopt Resolutions Regarding the Election Process, General Municipal Election to be Held on November 6, 2012 – Resolution 2012-104 gives notice of the holding of a General Municipal Election to be held on November 6, 2012. Resolution 2012-105 requests the Board of Supervisors of San Joaquin County to consolidate the General Municipal Election with the State General Election to be held on November 6, 2012.
- O. The City Council of the City of Tracy Acting as the Governing Body of the Successor Agency for the Community Development Agency of the City of Tracy Approving the Recognized Obligations Payment Schedule (ROPS) – Resolution 2012-106 approved the ROPS.
- P. Award a Construction Contract to Knife River Construction of Stockton, California, for the Corral Hollow Road Widening Between Grant Line Road and the East Entry of the West Valley Mall Entry - CIP 73014 (Federal Project Number STPL 5192(030)), Authorize an Appropriation of Grant Funds and Transfer of Funds from CIP's 74096, 75112, and 72050 to CIP 73014, Authorize Amendment 4 to the Professional Services Agreement (PSA) with Schack and Company to Provide Design Support During Construction and Authorize the Mayor to Execute the Construction Contract and Amendment 4 to the PSA – Resolution 2012-107 awarded the construction contract.
- E. Approval of the San Joaquin Council of Governments (SJCOG) Annual Financial Plan for Fiscal Year (FY) 2012-2013 - Robert Tanner asked what the cost was for the City of Tracy to put this into the budget. Mr. Churchill stated there was no additional cost to the City or any other city in the County. It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adopt Resolution 2012-018 approving the SJCOG Annual Financial Plan for FY 2012-13. Voice vote found all in favor; passed and so ordered.
- J. Approve Annual Ground Lease Rate Increase by 2.6 Percent for Privately-Owned Hangars at Tracy Municipal Airport Effective July 1, 2012 – Ed Lovell, Management Analyst, presented the staff report. Mr. Lovell stated that the City has 24 ground lease agreements with Lessees who have privately owned hangars at the Tracy Municipal Airport. The ground lease agreements have provisions allowing for annual rate increases based upon the United States Consumer Price Index (CPI), but not to exceed 10% for any single increase. All rate increases require a 30 day notice and the approval of the City Council prior to the rate increase. The last rate increase for the privately-owned hangars was in July of 2011. The CPI of the previous calendar year is used to adjust the rate in July of the following year.

The CPI increase is taken from the Consumer Price Index for all Urban Consumers, All Items, for the San Francisco-Oakland-San Jose Metropolitan Area (1982-84 = 100), as published by the Bureau of Labor Statistics of the U.S. Department of Labor. The CPI increase for 2011 was 2.6%.

Tracy Airport currently averages 4.5 cents per square foot on the ground leases for constructed hangars that are privately owned. Other airports in the area cost between 10 cents and 38 cents per square foot for similar ground leases with the exception of Stockton Airport whose pricing is similar to Tracy's. All ground leases at other airports include an annual escalator tied to the CPI. In addition all

ground leases contain a reversionary clause in which at the end of the lease the constructed hangar becomes the property of the airport. Tracy's privately owned hangar ground lease rate includes electricity.

On May 10, 2012, the City's Transportation Advisory Commission reviewed and endorsed the ground lease rate increase for privately-owned hangars.

As a result of this action, the annual increase in revenue to the Airport Enterprise Fund for Ground Leases will be \$495.48 for FY 2012-13. The rate increase ranges from \$1.30 to \$2.04 per hangar per month.

Staff recommended that the Council approve an increase of 2.6 percent to the ground lease rate for privately-owned hangars at Tracy Municipal Airport effective July 1, 2012.

Council Member Abercrombie indicated he was concerned about raising rates at the airport until the runway issue was resolved, and asked if the owners had been notified. Mr. Lovell indicated notices went out last week.

Council Member Elliott asked if the increase represented the actual costs since the last increase. Mr. Buchanan indicated the current hangar rate for privately held hangars is severely under market.

Council Member Rickman asked what the actual costs were. Mr. Buchanan stated approximately \$300,000 per year for the airport and debt service of \$40,000 along with indirect costs. Mr. Buchanan stated it was still \$30,000-\$40,000 short of balancing the budget.

Council Member Rickman asked if there was any urgency to raising rates. Mr. Buchanan stated it could wait, but was usually done before adoption of the budget.

Council Member Abercrombie asked if it would be possible to bring this item back after the runway was fixed. Mr. Buchanan stated it could come back at a later time. Mr. Buchanan reminded Council that only six hangars are leased, the rest are month-to-month.

Council Member Elliott asked if Council postponed this increase, would the increase to the commercial owned rates be delayed. Mr. Buchanan stated no; those rates would be raised based on the CPI according to their lease agreement.

Mayor Pro Tem Maciel asked if this was an issue of value vs. cost recovery. Mr. Buchanan stated the primary focus was to balance the operating budget.

Council Member Rickman asked what effect the \$500 increase would have on the occupants of the hangars. Mr. Buchanan stated they own the hangars so they have a vested interest in the airport and wouldn't necessarily leave. Mr. Buchanan added that they were notified through the TAA. Only one person showed up and they are in the audience tonight to address the issue. Mr. Buchanan stated the Transportation Commission supported the increase.

Mayor Ives invited members of the public to address Council on the item.

George Riddle, 1850 Harvest Landing, asked if there were any improvements that would be made as a result of this increase. Mr. Lovell indicated there were no specific improvements; that this increase was to help with the operating budget. Mr. Riddle asked if any electricity increases had been realized. Mr. Lovell indicated all of the hangars have electricity, but none of them have individual meters. Mr. Buchanan indicated there were other increased costs besides electricity, and added other airports did not provide electricity.

Council Member Abercrombie asked how much revenue the airport would realize by raising the rates in the other hangars. Mr. Buchanan stated it would be the same percentage or a couple thousand dollars.

Council Member Rickman asked if the increase would help with the cost of the fire hydrants. Mr. Buchanan stated it would be a Fund 301 contribution.

Mayor Pro Tem Maciel stated this represented a lease agreement that allows the City to help balance its budget and has nothing to do with the condition of the runway. Mayor Pro Tem Maciel stated it was a step toward reaching a balanced budget at the airport.

It was moved by Mayor Pro Tem Maciel and seconded by Council Member Elliott to adopt Resolution 2012-019 approving the ground lease rate increase. Roll call vote found Council Member Elliott, Mayor Pro Tem Maciel and Mayor Ives in favor; Council Member Abercrombie and Rickman opposed. Motion carried 3:2.

2. ITEMS FROM THE AUDIENCE – Alison Forest, Intern with Tri Valley Cares, invited Council and residents to tour Lawrence Livermore Lab and Site 300, on Wednesday June 27, 2012, between 9:00 a.m. and noon.

Anne Marie Fuller, Chairperson, Tracy Arts Commission, invited Council and residents to the 2012 Concert in the Park series. Ms. Fuller stated the first event would be held at MacDonald Park on June 14, 2012, and the last event would be held on July 26, 2012.

Dave Helm addressed Council stating he hoped that Council would remain vigilant in saving money as well as spending money.

3. CONDUCT TWO PUBLIC HEARINGS AND CONSIDER OTHER MATTERS ASSOCIATED WITH THE ADOPTION OF THE FISCAL YEAR 2012-2013 CITY BUDGET - Zane Johnston, Finance and Administrative Services Director, presented the staff reports.
 - A. PUBLIC HEARING OF THE CITY COUNCIL TO CONSIDER ADOPTION OF THE ANNUAL BUDGET FOR THE CITY OF TRACY FOR FISCAL YEAR 2012-2013 AND APPROPRIATE FUNDS - Mr. Johnston stated that the operating budget for the Fiscal Year 2012-2013 (FY 12-13) was presented to the Council at a budget workshop on May 15, 2012. The focus of the operating budget is the General Fund. As presented at the budget workshop the proposed General Fund expenditure budget was \$49,878,820. However, revenues are not sufficient to

cover expenses resulting in a draw on reserves (budget deficit) of \$2,180,100. The operating budget to be adopted is identical to that presented at the workshop as Council did not request any changes. The proposed City operating budget for FY 12-13 for all funds is \$112,836,710, including the General Fund.

The proposed capital budget for FY 12-13 was presented to the City Council at workshops on April 3, and April 30, 2012, and has been modified to reflect the Council's decisions at the April 30, 2012, workshop. This modified version was included in the proposed budget document and requests \$21,886,650 in appropriations for the capital budget.

Since the April 30 workshop, staff has added \$275,000 for CIP 75991, in FY 12-13 to provide for purchases of water for storage, and CIP 72081, for \$2,756,000 for street lights conversion has been deleted from FY 12-13.

The proposed City debt service budget for all funds is \$23,752,110. Proposed interfund transfers for FY 12-13 are \$3,775,100.

Section 4 of the budget resolution appropriates any un-appropriated proceeds of taxes to contingency reserves, although none are anticipated. This section sets a targeted fund balance of \$18,985,100 for the City's General Fund 101. It authorized staff to maintain this targeted fund balance at fiscal year-end, by transferring monies in or out of the General Fund 101 with the Economic Uncertainty Fund 299. Section 5 specifies there is no uncommitted development impact fee monies held by the City from prior fiscal years.

Section 6 provides that any over expenditures in the current FY 11-12 operating budget as amended at the fund and department level will be offset by an equal reduction for the same fund and department in the new adopted budget for FY 12-13. It is not anticipated that any department will exceed their FY 11-12 amended budget.

Section 7 deals with fee revenues that are projected to cover program costs. If actual revenues are less than projected, actual program expenses should also decrease by an equal amount. This section provides that any expenditure of unrealized revenues will also be offset by an equal amount if over by 5%.

The annual City budget to be adopted for FY 12-13 will be as follows:

	<i>General Fund</i>	<i>Other Funds</i>	<i>All Funds</i>
Operating Budget	\$48,703,820	64,132,890	112,836,710
Capital Budget	0	19,130,650	19,130,650
Debt Service	1,175,000	22,577,110	23,752,110
TOTAL	\$49,878,820	\$105,840,650	\$155,719,470

Most funds have sufficient reserves and/or revenues to cover their expenditures. In a few cases, short-term loans will be required for these funds.

Staff recommended Council adopt the City of Tracy Budget and Appropriations Resolution for FY 12-13.

Mayor Ives opened the public hearing.

Robert Tanner, 1371 Rusher Street, asked that Council be aware that another \$2 million was being pulled out of the reserves and that by 2016 the City would still be short \$1 million. Mr. Tanner stated Council needed to work on the million dollars and that he did not see that happening.

Dave Helm asked about the revenue shortfall regarding property tax and if the City anticipated a further degradation of those funds. Mr. Helm asked if there were any other revenue sources the City was pursuing that might help the deficit, and if the anticipated revenues were solid, conservative numbers.

As there was no one else wishing to address Council on the item, the public hearing was closed.

Mr. Johnston indicated this was a transition budget and the City was only receiving half of one year's savings. Mr. Johnston stated the City was combining nine departments into six departments and next year the City would realize one full year of savings that will help toward the \$1 million. Mr. Johnston added that another 10 full-time positions budgeted for FY12-13 will only be here for one-half year. Mr. Johnston added many things were put into place in FY12-13 for which the City will not receive full benefit.

Mr. Johnston indicated Measure E will bring in \$6.5 million and the City has realized another \$.5 million in property taxes. Measure E did not contemplate continuing tax erosion and the County Assessor has advised cities to consider another 2% decrease in property taxes. Mr. Johnston stated that by FY 13-14 it should level off to zero. Mr. Johnston added that economic development will lead in providing the City with additional revenue which will help in the long term.

Mr. Churchill added that the proposed budget implements one year of a multi-year, multi-faceted budget.

Council Member Elliott asked if the City had any reasonable expectation that it would be successful with economic development. Mr. Churchill stated he was very confident that the City will be very successful with economic development, but cannot ensure that it will meet the entire deficit.

3.B CONDUCT A PUBLIC HEARING TO ADOPT A RESOLUTION APPROVING THE UPDATED MASTER FEE SCHEDULE - Mr. Johnston stated that over many years, City departments have proposed and the Council has adopted various fees related to the work of the departments. On May 17, 2011, the Council adopted a consolidated, City-Wide Master Fee Schedule to provide for a record of fees in one place, better public information, and consistent updating of the fees. The Master Fee Schedule reflects fees charged for City services, but does not include the following types of fees and charges:

- development impact fees adopted under the Mitigation Fee Act;
- mitigation fees (i.e. habitat mitigation, agricultural mitigation fees);
- business license fees (taxes);

- enterprise fund charges (water, sewer, storm water, airport, transit);
- fees adopted under franchise agreements (cable franchise under TMC Chapter 8.10; franchise contractor for collection of solid waste, yard waste and recycling under TMC Chapter 5.20);
- landscape maintenance districts;
- fines (imposed as penalties);
- leases of City property; and
- rates established by separate agreements (i.e. Tracy Unified School District).

The Master Fee Schedule will be updated on an annual basis, based on an automatic cost-of-living adjustment calculated since the fee was last set. The revised Master Fee Schedule has been prepared with an automatic CPI adjustment of 3%, rounded to the nearest dollar (except where cents are already used) with the exception of: (1) Parks and Community Services Department fees; (2) Grand Theatre fees; and (3) other fees indicated by an asterisk, which are not automatically increased. The 3% CPI adjustment is based on the Consumer Price Index for all Urban Consumers, All Items, for the San Francisco-Oakland-San Jose Metropolitan Area (1982- 84 = 100), as published by the Bureau of Labor Statistics of the U.S. Department of Labor.

Fees for conditional use permits have been simplified to correspond to the two size-based fees used for development review.

The fees set forth in the Master Fee Schedule represent no more than the estimated reasonable cost, or actual cost, of the services or facilities provided. They do not exceed the City's cost and, in many cases, are below the City's cost.

Staff recommended that Council adopt the Master Fee Schedule.

Mayor Ives opened the public hearing. Since there was no one wishing to comment on the item the public hearing was closed.

Council Member Elliott asked how staff decided which items were not included and why. Mr. Johnston stated the fees included in the proposal were governed by State Law or some other type of governing rule that they follow.

Council Member Elliott referred to the bottom of page one and the reference to Conditional Use Permit fees. Mr. Dean stated Conditional Use Permits were classified by the size of the project.

Council Member Rickman asked if permit fees were included in this increase. Mr. Churchill stated yes. Council Member Rickman asked what other regulatory fees would impact small businesses. Mr. Johnston indicated all of the fees included were optional services; things that a person procures because they are going to do something. The City was not charging fees that would be detrimental to business development and did not represent full cost recovery. Mr. Johnston added that business licenses fees were low and that Tracy does not have a utility user tax which is very attractive to new businesses.

Council Member Rickman indicated he was concerned that the City was thinking that the higher the rates, the more money that will be brought in. Mr. Malik stated

staff was continuing to work on impact fees. Council Member Rickman stated he wanted to ensure that the City was creating an environment that will encourage small and large businesses to grow and to locate in Tracy.

Council Member Abercrombie asked how much revenue might be generated by this increase. Mr. Johnston indicated under \$10,000.

- 3.C ADOPTION OF THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-2013 FOR THE CITY OF TRACY - Mr. Johnston presented the staff report. As per Article XIII B of the State Constitution, the City is subject to an appropriations limit pertaining to the proceeds of taxes (Gann Initiative). The base year for the limit is Fiscal Year 1978-79 and it may be updated annually for growth and inflation. Proposition 111, approved by the voters in June 1990, provided for certain modifications to the appropriations limit. The City now has two options each for calculating growth and inflation.

For growth, the options are:

- 1) City's population growth, or
- 2) County's population growth.

For inflation, the options are:

- 1) The California Per Capita Income, or
- 2) Percent change in the local assessment roll from the preceding year due to the addition of local nonresidential construction in the City.

The decision as to which options to select must be done by a recorded vote of the Council. In addition to establishing a new method with options for the annual update of the appropriations limit, Proposition 111 expanded the categories of expenditures exempt from the limit.

Staff has used the City's population growth and California Per Capita Income options in the computations and recommends these options for Council selection. These factors were 1.0079% and 1.0377% respectively for a combined factor of 1.0459%. The population figure provided by the State of California, Department of Finance was 83,900 for the City as of January 1, 2012.

The "proceed of taxes" figure of \$37,923,600 can be adjusted downward to an "appropriations subject to the limit" of \$35,269,520. This adjustment can be made due to \$1,174,080 budgeted for debt service in FY 12-13 to be paid out of tax proceeds and \$1,480,000 of tax proceeds either budgeted or reserved for capital outlays.

Staff recommended that Council approve the Appropriations Limit for FY 12-13. Staff further recommended that City Council select "The City's Population Growth" and "California Per Capita Income" options for the annual update of the City's appropriations limit for FY 12-13.

Mayor Ives invited members of the public to address Council on the item. There was no one wishing to address Council on the item.

Mayor Ives indicated Council would consider action including adoption of the D.A.R.E. budget. Council Member Abercrombie recused himself from consideration of the DARE item, and stepped down from the dais.

Mayor Pro Tem Maciel asked if the allocation and the stated purpose remained the same. Mr. Churchill stated yes.

It was moved by Mayor Pro Tem Maciel and seconded by Council Member Rickman to adopt Resolution 2012-110, approving the annual budget for the City of Tracy for FY 12-13 and appropriating funds. Voice vote found all in favor; passed and so ordered. Council Member Abercrombie recused himself from voting on the budget allocation for D.A.R.E. in the amount of \$45,000.

It was moved by Council Member Abercrombie and seconded by Mayor Pro Tem Maciel to adopt Resolution 2012-111 approving the Master Fee Schedule. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Mayor Pro Tem Maciel to adopt Resolution 2012-112 establishing the appropriations limit for FY 12-13. Voice vote found all in favor; passed and so ordered.

4. PUBLIC HEARING TO CONSIDER INTRODUCING AN ORDINANCE OF THE CITY OF TRACY: (1) ADDING A NEW SECTION 1.08.140 TO CHAPTER 1.08 OF THE TRACY MUNICIPAL CODE RELATING TO COMPLIANCE WITH FEDERAL, STATE AND LOCAL LAW; AND (2) ADDING A NEW SECTION 10.08.3195 TO CHAPTER 10.08 OF THE TRACY MUNICIPAL CODE CLARIFYING THAT MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION ARE NOT PERMITTED USES - Bill Dean, Assistant Development Services Director, presented the staff report. Under the City's Zoning Ordinance, any use not specifically authorized in a particular zone is prohibited. (Tracy Municipal Code ("TMC"), §10.08.1070.) Medical marijuana uses, including cultivation (either as a primary use or as an accessory residential use in a backyard), are not allowable uses in any of the City's zoning districts and are considered public nuisances (TMC, §1.04.050).

The proposed ordinance includes two amendments to the TMC. First, it adds a new section to the TMC clarifying that "no provision of [the] Code is intended to or shall be interpreted or applied to allow or authorize a use, structure, activity, or conduct that violates federal, state or local law." Second, it adds a new section to the Zoning Ordinance clarifying that medical marijuana dispensaries and/or cultivation are not allowed as principal uses, conditional uses, special uses, or accessory uses in any zone.

The purpose of adopting such a clarifying ordinance is twofold: (1) to provide clear notice to the public that medical marijuana uses are prohibited under the TMC; and (2) to assist staff and the courts in interpreting and implementing the provisions of the TMC related to the use of medical marijuana.

The City's involvement in dealing with medicinal marijuana dispensaries abatement begins when a complaint is filed with Code Enforcement. The complaint is then entered into the department's database, a case is opened, and a site inspection is performed to validate the complaint. Depending on staff's caseload, new cases are inspected within 72 to 96 hours of receipt. Once the complaint has been confirmed, staff notifies the

property owner by phone, in person, or by mailing a Violation Notice, with a specified time frame for correcting the violation. A follow-up investigation is conducted shortly after the deadline contained in the Violation Notice to verify whether or not corrective action has been taken. If the violation(s) still exist at the time of the follow-up inspection, the City will move forward with a Notice and Order or Order to Abate or Show Cause, including a deadline for compliance and appeal dates. If the violations are still not corrected, the City can move forward with more punitive action, such as administrative citations, and/or criminal or civil injunctions. Upon correction of all cited violations, the case is closed and no further action is required.

The Tracy Planning Commission discussed the proposed ordinance on December 21, 2011, and recommended approval of the ordinance.

Staff recommended that Council introduce an ordinance: (1) adding a new Section 1.08.140 to Chapter 1.08 of the Tracy Municipal Code relating to compliance with federal, state, and local law; and (2) adding a new Section 10.08.3195 to Chapter 10.08 of the Tracy Municipal Code clarifying that medical marijuana dispensaries and cultivation are not permitted uses.

Mayor Ives opened the public hearing. As there was no one wishing to address Council on the item, the public hearing was closed.

Council Member Rickman asked what would be different when the new zoning ordinance was in effect. Mr. Dean stated it would be easier for staff to articulate why it is not allowed in our code.

Council Member Rickman asked about the process. Ana Contreras, Community Preservation Manager outlined the process. Mr. Sartor added that this action would mean a complete ban on marijuana cultivation as a land use issue.

Council Member Rickman stated he was concerned that the process takes too long, and asked how the ordinance would help the police department.

Chief Hampton stated the ordinance did not specifically help them prosecute unless the Council declared it a ban and therefore a misdemeanor. However, it does give police administrative rights and some limited right to enter and inspect the property. Chief Hampton indicated the City continues to find individuals cultivating marijuana in residential neighborhoods. Chief Hampton added the Police Department has concluded a 12 month investigation which resulted in the arrest of 20 or more individuals 2 or 3 of which cultivation locations were responsible for a criminal enterprise.

Council Member Elliott asked if the City Attorney felt secure in the fact that the City could defend the ordinance. Mr. Sodergren stated that based on current court cases, the City has the authority to adopt this type of land use and zoning action and it was defensible.

The Clerk read the title of proposed Ordinance 1170.

It was moved by Council Member Abercrombie and seconded by Council Member Rickman to waive the reading of the text. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Rickman to Introduce proposed Ordinance 1170. Voice vote found all in favor; passed and so ordered.

5. PUBLIC HEARING TO CONSIDER ADOPTION OF A PRECISE PLAN LINE (ALIGNMENT) FOR VALPICO ROAD FROM TRACY BOULEVARD TO MACARTHUR DRIVE - Kul Sharma, City Engineer, presented the staff report. In the 1980's, approximately 375 acres of land were annexed to the City for development. This area was designated as the Industrial Area Specific Plan South (ISP South) and is located on the east side of Tracy Boulevard between Linne Road, north of Valpico Road to the Canal, and to the southwest corner of Linne Road and Tracy Boulevard.

On March 17, 2009, the Council adopted an updated version of the FIP for ISP South which identified all related future improvements.

As industrial, commercial, and residential developments in the area become available and are utilized, a substantial volume of vehicular traffic to and from these properties is anticipated that will need to be mitigated by the widening of Valpico Road. Therefore, it is necessary to adopt a Precise Plan Line for Valpico Road.

Pursuant to the Tracy Municipal Code and other applicable laws, certain properties with frontages along and having access to Valpico Road will be subject to dedication requirements when such properties develop, provided the following circumstances exist:

1. That the properties require enhanced access to the system of public streets in order to allow development on such properties;
2. That there is a rough proportionality between the imposition of dedications for the construction of Valpico Road and the impacts of any future development on such properties.

If the owner and/or developer of properties along Valpico Road initiate development of their property before the City pursues acquisition of right-of-way within the established Plan Line, then they will be required to dedicate and improve their frontage (1) 20 feet from the planned face of curb of Valpico Road towards the centerline of the street; and (2) from such face of curb to the ultimate planned right-of-way of Valpico Road. Improvements shall include street, curb, gutter, sidewalk and parkway landscaping.

If the City initiates the acquisition of right-of-way prior to the properties being developed, then the right-of-way acquisition and frontage improvement costs will be incorporated into the infrastructure costs that must be paid as impact fees once the parcel comes forward for development.

Funding for completing the Valpico Road Precise Plan Line has been provided from the development impact fees collected from developers in the ISP South development area.

Staff recommended that City Council adopt the Precise Plan Lines for Valpico Road Council Member Abercrombie asked if there was a signal planned at the intersection of Valpico Road and Sycamore Parkway. Mr. Sharma indicated there was a signal planned, but it was part of a separate item.

The Mayor opened the public hearing. Since there was no one wishing to address Council on the item the public hearing was closed.

It was moved by Council Member Abercrombie and seconded by Council Member Rickman to adopt Resolution 2012-113 approving a Precise Plan Line (alignment) for Valpico Road from Tracy Boulevard to MacArthur Drive. Voice vote found all in favor; passed and so ordered.

6. PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE TRACY MUNICIPAL CODE (TMC CHAPTER 10.08) AFFECTING FAMILY DAY CARE HOMES – THE APPLICATION IS INITIATED BY THE CITY OF TRACY – APPLICATION NUMBER ZA12-0003 - Victoria Lombardo, Senior Planner, presented the staff report. Ms. Lombardo stated that within the State's Planning, Zoning and Development Laws, provisions exist that regulate family day care homes. These regulations define family day care homes as "...a home that regularly provides care, protection, and supervision for 14 or fewer children, in the provider's home, for periods of less than 24 hours per day, while the parents or guardians are away, and is either a large family day care home or a small family day care home".

Small family day care homes are homes that provide care for eight or fewer children, and large family day care homes provide care for seven to 14 children. Government Code Section 1597.45 declares that "the use of a single-family residence as a small family day care home shall be considered a residential use of property for the purposes of all local ordinances." Similarly, large family day care homes cannot be prohibited by cities on lots zoned for single-family dwellings.

In order for the City to permit large family day care homes, the Tracy Municipal Code would have to be amended to add restrictions and requirements by which to evaluate such a nondiscretionary permit. The Code must be amended to define and allow large family day care homes to be principally permitted in all residential zones.

Staff recommended that the Tracy Municipal Code be amended to define large family day care homes and allow them as permitted uses in all residential zones (option 1). The Tracy Municipal Code already contains various regulations regarding traffic control, parking, and noise, which are enforced by the appropriate departments within the City.

The proposal would allow family day care homes to be treated no differently than single-family homes from the perspective of the City's zoning regulations.

The Planning Commission discussed the proposed Code amendment on May 9, 2012, and voted unanimously to recommend approval. Commissioners voiced concerns regarding the potential for overconcentration of family day care homes and not being able to hold public hearings for neighbors to comment on proposed large family day care facilities. However, the commissioners were in favor of the code amendment.

Staff recommended that the Council approve the proposed amendments to the Tracy Municipal Code Sections 10.08.650, and 10.08.1080, adding new sections 10.08.255 and 10.08.3195 regarding family day care homes in residential zones.

Council Member Elliott asked if the reason for this action was because of State law. Ms. Lombardo stated yes.

Mayor Ives opened the public hearing. As there was no one wishing to address Council on the item, the public hearing was closed.

The Clerk read the title of Proposed Ordinance 1171.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to waive the reading of the text. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to Introduce Proposed Ordinance 1171. Voice vote found all in favor; passed and so ordered.

7. PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE TRACY MUNICIPAL CODE SIGN REGULATIONS (TMC CHAPTER 10.08) AFFECTING CITY CIVIC ORGANIZATION SIGNS – THE APPLICATION IS INITIATED BY THE CITY OF TRACY – APPLICATION NUMBER ZA12-0002 -Victoria Lombardo, Senior Planner, presented the staff report. In February of this year, Mike Souza, representing Tracy Sunrise Rotary, approached the City with a proposal to donate a sign that would advertise up to six civic organizations within the City. On March 20, 2012, the Council met and voted in favor of such signs. Staff has drafted an ordinance that accommodates the proposed donation and allows for additional city civic organization signs at main city entrances.

Amendments to the Tracy Municipal Code (TMC) are recommended to allow city civic organization signs on City of Tracy property. The proposal contains a definition of "City civic organization sign" and provisions to permit them in certain locations with Council approval and acceptance of a sign. The proposal would allow city civic organization signs to be located on publicly-owned property, upon approval by the City Council.

The Planning Commission held a public hearing on May 9, 2012 to discuss the proposed amendments to the sign ordinance. Much of the discussion involved questions regarding the maintenance of the sign. The Planning Commission voted unanimously to recommend Council approval of the proposed sign ordinance amendments.

In order for the City to receive the proposed sign as a donation from the service organizations (represented by Tracy Sunrise Rotary), a resolution of acceptance must be approved by Council. The maintenance (graffiti removal) of the sign will be performed by the City, through the existing graffiti removal program. Changes or replacement of logos or insignias of the civic organizations will be completed by the donating parties.

The fiscal impact of accepting the proposed sign donation includes staff time for the preparation of the proposed code amendment and resolution to accept the donation, as well as on-going maintenance (graffiti abatement) costs for the lifetime of the sign.

Staff and the Planning Commission recommended that Council approve the proposed amendments to the Tracy Municipal Code Sections 10.08.4440, 10.08.4450, and 10.08.4460 regarding City civic organization signs on public property.

Mayor Ives opened the Public Hearing.

Mike Souza, 105 E. Tenth Street indicated he was available for questions and concurred with the staff report.

Council Member Rickman asked for clarification regarding the location of the sign on Eleventh Street. Ms. Lombardo stated staff was still working on the location of the sign with the applicant, but believed the median may still be the best location.

The Clerk read the title of proposed Ordinance 1172.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to Waive Reading of Text. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to introduce proposed Ordinance 1172. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adopt Resolution 2012-114 accepting the donation of a civic organization sign on Eleventh Street near Lammers Road. Voice vote found all in favor; passed and so ordered.

8. INTRODUCTION OF A PROPOSED ORDINANCE WHICH RESCINDS ORDINANCE 506, AND UPDATES CERTAIN REQUIREMENTS FOR CANDIDATES IN GENERAL MUNICIPAL ELECTIONS - Maria Hurtado, Assistant City manager, presented the staff report. Ms. Hurtado stated that Ordinance 506 was adopted on June 16, 1992, to update certain actions related to Candidates' Statements and filing fees, for the City's General Municipal Elections. Due to various changes in costs and publishing requirements the Ordinance is outdated and needs to be revised. The wording in the proposed Ordinance is more general in nature as it relates to costs and publication requirements making it more applicable to future elections.

Staff recommended that the Council introduce a proposed ordinance which rescinds Ordinance 506 and updates the requirements for candidates in General Municipal Elections.

Mayor Ives opened the public hearing. As there was no one wishing to address Council on the item, the public hearing was closed.

The Clerk read the title of proposed Ordinance 1173.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to waive the reading of the text. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to introduce proposed Ordinance 1173. Voice vote found all in favor; passed and so ordered.

9. SECOND READING AND ADOPTION OF ORDINANCE 1169 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TRACY LEVYING A SPECIAL TAX WITHIN CITY OF TRACY 580 BUSINESS PARK COMMUNITY FACILITIES DISTRICT NO. 1

The Clerk read the title of proposed Ordinance 1169.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to waive reading of the text. Voice vote found all in favor; passed and so ordered.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adopt Ordinance 1169. Roll call vote found Council Members Abercrombie, Elliott, Rickman, Mayor Pro Tem Maciel and Mayor Ives in favor. Motion carried.

10. ITEMS FROM THE AUDIENCE – None.

11. COUNCIL ITEMS

A. Appointment of City Council Member to Participate on the Oversight Committee to Review the Governance Structure for the Provision of Fire Services to the City of Tracy and Surrounding Area - Council Member Abercrombie was appointed to serve on the Committee.

B. Consider an Item for Discussion on a Future City Council Agenda Related to Zoning Along I-205 - Council Member Rickman stated that the area surrounding I-205 is zoned light industrial and that Council needs to get freeway travelers off the freeway and into local businesses. Council Member Rickman added he would like to see the area zoned office and retail and specific businesses targeted.

Mayor Ives asked if Council Member Rickman was suggesting a review of the area be done. Council Member Rickman stated that was part of it, but added he wanted to know what the options are for the area being zoned office and retail.

Mr. Churchill indicated staff could be ready for the second meeting in July.

Mayor Pro Tem Maciel and Council Member Elliott indicated it was a good idea. It was Council consensus to place the item on a future agenda.

C. Consider Naming the Plaza at City Hall after a Former Mayor of Tracy - Mayor Ives indicated he believed it would be appropriate to name an amenity after a former Mayor and proposed that the Plaza area be named after Mayor Bilbrey.

Dan Bilbrey served as a City Council Member from 1990 until 1994, and as the Mayor of Tracy from 1994 until 2006. He was a Planning Commissioner for two years, and a Tracy Police Reserve Officer from 1968 to 1990. In his six terms as Mayor, he served on various committees including the City/Chamber Liaison, City/Schools Liaison, Economic Development, Youth Enrichment and Violence Prevention, Investment Review, Multimodal Station Administrative Review, and Downtown Revitalization. Dan has also been actively involved with the Boys & Girls Club of Tracy. During Mayor Bilbrey's term in office, many high ranking projects were completed including the opening of the Tracy Outlet Center and the West Valley Mall; completion of the South County Surface Water Project; construction of the new Civic Center and the Grand Theatre; purchase of the Holly Sugar property; renovation of the Fire Administration building, and the opening of numerous city parks and retail centers.

Mayor Bilbrey also served as Chairman of the San Joaquin Council of Governments (SJCOG). He was Chairman of the Interregional Partnership (IRP), a collaboration of elected officials representing five counties in the San Francisco Bay Area. In this role, he helped to initiate a program that helps balance the jobs to housing ratio in the Bay Area and Central Valley. Mayor Bilbrey is recognized for his visionary and responsive leadership. He is a consensus builder who has worked selflessly to make Tracy a better place to live for all residents. Dan Bilbrey has been a resident of Tracy since 1968. He retired from Sutter Tracy Community Hospital, where he worked for almost 40 years, the last 10 as Executive Director of the Tracy Hospital Foundation. Dan and his wife Josie have two children and three grandchildren.

Council Member Abercrombie asked if Mayor Ives would consider naming the Council Chamber after Mayor Bilbrey where it could be seen. Mayor Pro Tem Maciel indicated it would be appropriate to name the Plaza after former Mayor Bilbrey.

It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adopt Resolution 2012-115 naming the Plaza area at City Hall Dan Bilbrey Plaza. Voice vote found all in favor; passed and so ordered.

Council Member Abercrombie wished his soon good luck on his deployment.

Council Member Rickman congratulated Micah Gregorio, a 14 year old from Tracy who appeared on "America's Got Talent" and wished her good luck.

12. ADJOURNMENT - It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adjourn. Voice vote found all in favor; passed and so ordered. Time: 9:33 p.m.

The agenda was posted at the Tracy City Hall on May 31, 2012. The above are summary minutes. A recording is available at the office of the City Clerk.

Mayor

ATTEST:

City Clerk

TRACY CITY COUNCIL - SPECIAL MEETING MINUTES

September 18, 2012, 6:00 p.m.

Council Chambers, 333 Civic Center Plaza, Tracy

1. CALL TO ORDER – Mayor Ives called the meeting to order at 6:00 p.m. for the purpose of a closed session to discuss the items outlined below.
2. ROLL CALL – Roll call found Council Members Abercrombie, Elliott, Rickman, Mayor Pro Tem Maciel and Mayor Ives present.
3. ITEMS FROM THE AUDIENCE – None.
4. CLOSED SESSION -

Personnel Matter (Govt. Code section 54957)

- Public Employee Appointment, Employment, Evaluation of Performance, Discipline, or Dismissal

Position Title: City Manager

5. MOTION TO RECESS TO CLOSED SESSION – Council Member Abercrombie motioned to recess the meeting to closed session at 6:01 p.m. Council Member Rickman seconded the motion. Voice vote found all in favor; passed and so ordered.
6. RECONVENE TO OPEN SESSION – Mayor Ives reconvened the meeting into open session at 6:35 p.m.
7. REPORT OF FINAL ACTION – None.
8. ADJOURNMENT – Council Member Abercrombie moved to adjourn the meeting. Council Member Rickman seconded the motion. Voice vote found all in favor; passed and so ordered. Time: 6:35 p.m.

The agenda was posted at City Hall on September 13, 2012. The above are action minutes.

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.B

REQUEST

AWARD A CONSTRUCTION CONTRACT TO KNIFE RIVER CONSTRUCTION, OF STOCKTON, CALIFORNIA, FOR THE CORRAL HOLLOW ROAD PAVEMENT OVERLAY (NORTH OF LINNE ROAD TO PEONY DRIVE) PROJECT – CIP 73127, (FEDERAL PROJECT NUMBER RSTP-5192 (036)), AND AUTHORIZE THE MAYOR TO EXECUTE THE CONSTRUCTION CONTRACT

EXECUTIVE SUMMARY

City Council is requested to award a construction contract for pavement repair and overlay of the southbound lane of Corral Hollow Road beginning just south of Peony Drive and ending just north of Linne Road. The existing concrete asphalt pavement has deteriorated (open joints, ruts, and cracked pavement) and is in need of repair. Completion of this street improvement is part of the City's on-going commitment to maintain and improve its roadway network

DISCUSSION

Corral Hollow Road is a major arterial roadway that receives a significant amount of traffic. The proposed project involves pavement repair and overlay of approximately 1,972 linear feet of the southbound lane of Corral Hollow Road from Peony Drive to Linne Road. This segment of roadway is an asphalt concrete, 2-lane road with left turn lanes. The scope of work for this project also includes shoulder backing, re-striping, adjustment of existing water valves to grade, and re-installation of traffic loops. The asphalt overlay will increase the life of the street pavement by approximately ten years.

Both the design and construction cost will be funded through the Federal Surface Transportation Improvement Program (FSTIP) with the City paying its fair share of approximately 1% of the total cost.

The project plans and specifications were prepared in-house by engineering staff. The project was advertised for competitive bids on August 10, and August 17, 2012. A total of 3 bids were received and publicly opened at 2:00 p.m., on September 6, with the following results:

<u>Contractor</u>	<u>Base Bid</u>
Knife River Construction	\$147,710.00
Granite Construction Company	\$164,985.00
B&M Builders	\$259,699.10

Knife River Construction, of Stockton, California, is the lowest monetary bidder. The bid analysis indicates their bid is "responsive" and the bidder is "responsible". Knife River Construction has the appropriate contractor's license in current and active standing with the State of California, and has completed numerous similar projects for the City of Tracy and other public agencies.

The total estimated cost of this project if awarded to Knife River Construction is as follows:

<u>Construction Cost</u>	<u>Base Bid</u>
Contractor's Bid for Construction	\$147,710.00
Contingency @ 15%	\$ 22,157.00
Design	\$ 25,000.00
Design Support During Construction	\$ 10,000.00
Inspection (5%)	<u>\$ 11,079.00</u>
Total Construction Cost	\$215,946.00

A total of \$346,395 is available from the Federal Surface Transportation Improvement Program (FSTIP). After completion of construction of this project, staff will request a transfer of the remaining funds to the City's next year street improvement and pavement overlay program.

If the project is awarded to Knife River Construction as recommended, construction of the project will commence in late September 2012, with completion expected by the middle of November 2012.

STRATEGIC PLAN

This agenda item is a routine operational item and is not related to the City Council's Strategic Plans.

FISCAL IMPACT

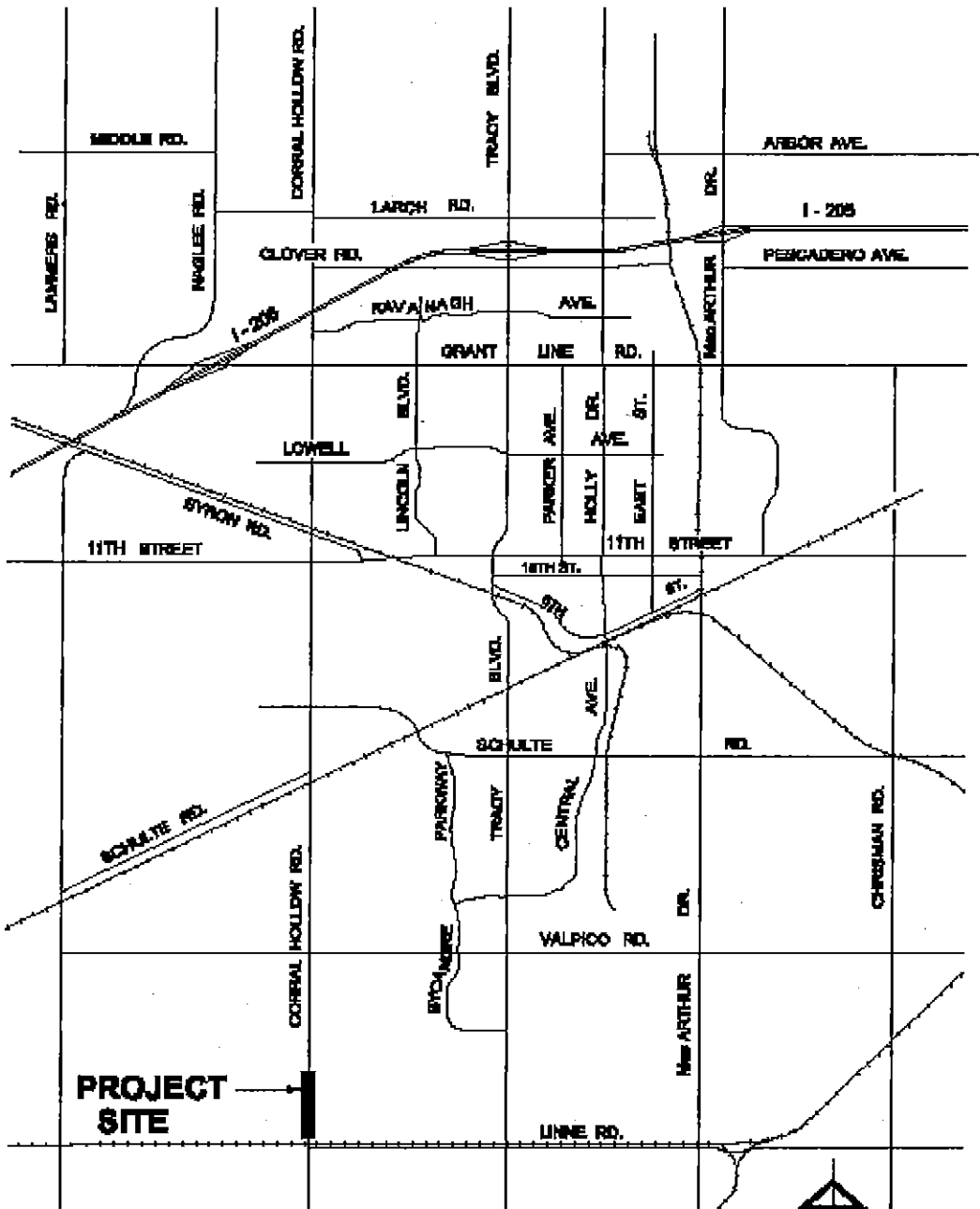
There is no impact to the General Fund. This project is an approved Capital Improvement Project with total funding of \$346,395 available from the Federal Surface Transportation Improvement Program (FSTIP).

RECOMMENDATION

That City Council, by resolution, award a construction contract for the Corral Hollow Overlay Project – CIP 73127, to Knife River Construction of Stockton, California, in the amount of \$147,710, and authorize the Mayor to execute the construction contract.

Prepared by: Dan Pangilinan, Assistant Civil Engineer
Reviewed by: Kuldeep Sharma, City Engineer
Approved by: Andrew Malik, Development Services Director
Leon Churchill, Jr., City Manager

Attachment: Location Map



VICINITY MAP
(CITY OF TRACY)



RESOLUTION _____

AWARDING A CONSTRUCTION CONTRACT TO KNIFE RIVER CONSTRUCTION, OF STOCKTON, CALIFORNIA, FOR THE CORRAL HOLLOW ROAD PAVEMENT OVERLAY (NORTH OF LINNE ROAD TO PEONY DRIVE) PROJECT – CIP 73127, (FEDERAL PROJECT NUMBER RSTP-5192 (036)), AND AUTHORIZING THE MAYOR TO EXECUTE THE CONSTRUCTION CONTRACT

WHEREAS, The proposed project involves pavement repair and overlay of approximately 1,972 linear feet of the southbound lane of Corral Hollow Road from Peony Drive to Linne Road, and

WHEREAS, The design and construction cost will be funded through the Federal Surface Transportation Improvement Program (FSTIP) with the City paying its fair share of approximately 1% of the total cost, and

WHEREAS, The project was advertised for competitive bids on August 10, and August 17, 2012, and 3 bids were received and publicly opened on September 6, 2012, and

WHEREAS, Knife River Construction, of Stockton, California, is the lowest monetary bidder, and

WHEREAS, There is no impact to the General Fund. This project is an approved Capital Improvement Project with total funding of \$346,395 available from the Federal Surface Transportation Improvement Program (FSTIP);

NOW, THEREFORE BE IT RESOLVED, That City Council awards a construction contract for the Corral Hollow Overlay Project – CIP 73127, to Knife River Construction of Stockton, California, in the amount of \$147,710, and authorizes the Mayor to execute the construction contract.

The foregoing Resolution _____ was adopted by the City Council on the 2nd day of October, 2012, by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.C

REQUEST

APPROVE THE OFFSITE IMPROVEMENT AND REIMBURSEMENT AGREEMENT WITH T.G. ASSOCIATES, LLC (DEVELOPER) FOR INSTALLATION OF A NEW STORM DRAIN LINE ON LAMMERS ROAD ADJACENT TO THE TRACY GATEWAY BUSINESS PARK, AUTHORIZE AN APPROPRIATION OF FUNDS FROM TRACY GATEWAY FUND 356 TO CIP 73092, AND AUTHORIZE THE MAYOR TO EXECUTE THE OFFSITE IMPROVEMENT AND REIMBURSEMENT AGREEMENT

EXECUTIVE SUMMARY

The Lammers Road widening project included construction of a storm drain line capable of serving the developments in the Lammers Storm drainage water shed. However, this work was deferred pending completion of the City-wide Storm Drainage Master Plan. Fees toward construction of this storm drainage line and overall storm drainage system were collected from Tracy Gateway Development and Kimball High School. The location of the storm drain line is located away from the street curb to avoid or minimize delays to the ongoing construction of Lammer Road widening. Approval of this offsite and reimbursement agreement will facilitate construction and completion of this storm drain line.

DISCUSSION

The Developer is completing the Lammers Road widening improvements from Eleventh Street to south of Kimball High School. In addition to the widening of the street, the improvements included installation of a storm drainage line to serve properties in the storm water shed including the Tracy Gateway project and Kimball High School.

Since the design of this storm drainage line was part of the City-wide Infrastructure Master Plans, installation of this storm drainage line was deferred and scheduled during the later phases of construction of the Lammers Road improvements. However, fees toward completion of this line were received from both Gateway and Kimball High School as part of their fair share toward the City's overall storm drainage system. In order to avoid delays for construction of Lammers Road improvements, this storm drainage line was located away from the street curb in the landscaped area.

The City's storm drainage master plan is almost complete and the storm drain line size for the water shed is known. A major portion of this storm drain line has already been installed in order to avoid conflicts with the ongoing construction of Lammers Road widening improvements. It is in the City's best interest to install the remaining portions of the storm drain line now as originally planned to avoid damage to the street landscaping and utilities behind the street curb once completed. Installation of this line will have no impact on the Lammers Road widening construction.

This off-site storm drainage improvement and reimbursement agreement allows the developer to design and construct the storm drain line in accordance with City specifications for a not to exceed amount of \$479,680. This cost is less than the

engineer's estimate and is funded from the storm drainage fees already received from Gateway and Kimball High School. This agreement allows reimbursements to the developer for the cost of this storm drain line.

The developer has executed the agreement and submitted the required security to guarantee completion of the storm drain line. The Developer will be reimbursed after completion of the storm drain line and acceptance of the improvements by City Council.

An appropriation of \$479,680 is needed from the Gateway Fund 356 to the Lammers Road Widening CIP 73092 for this reimbursement to the Developer.

FISCAL IMPACT

There will be no impact to the General Fund. An appropriation of \$479,680 is required from Gateway Fund 356 to Lammers Road Widening CIP 73092 to reimburse the Developer for completion of the storm drainage line on Lammers Road.

STRATEGIC PLAN

This agenda item is consistent with the Council approved Economic Development Strategy to ensure physical infrastructure necessary for development.

RECOMMENDATION

That City Council, by resolution, approve the Offsite Improvement and Reimbursement Agreement with T.G. Associates, LLC for installation of a new storm line on Lammers Road adjacent to the Tracy Gateway Business Park, authorize an appropriation of \$479,680 from Tracy Gateway Fund 356 to CIP 73092, and authorize the Mayor to execute the Agreement.

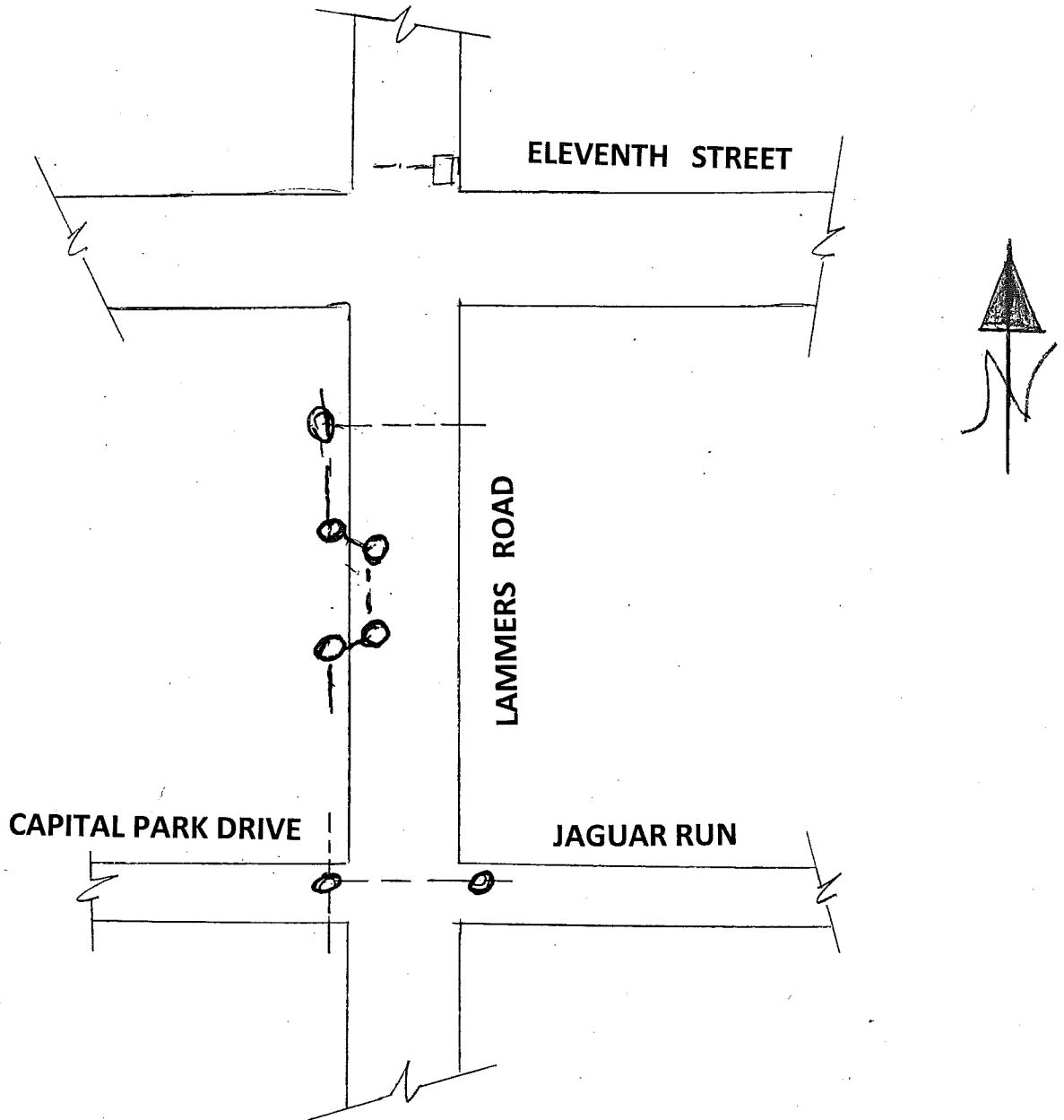
Prepared by: Criseldo S. Mina, Senior Civil Engineer

Reviewed by: Kuldeep Sharma, City Engineer

Approved by: Andrew Malik, Development Services Director
Leon Churchill, Jr., City Manager

Attachment - Vicinity Map

TRACY GATEWAY BUSINESS PARK



VICINITY MAP

(NTS)

RESOLUTION _____

APPROVING THE OFFSITE IMPROVEMENT AND REIMBURSEMENT AGREEMENT WITH T.G. ASSOCIATES, LLC (DEVELOPER) FOR INSTALLATION OF A NEW STORM DRAIN LINE ON LAMMERS ROAD ADJACENT TO THE TRACY GATEWAY BUSINESS PARK, AUTHORIZING AN APPROPRIATION OF FUNDS FROM TRACY GATEWAY FUND 356 TO CIP 73092, AND AUTHORIZING THE MAYOR TO EXECUTE THE OFFSITE IMPROVEMENT AND REIMBURSEMENT AGREEMENT

WHEREAS, The Developer is completing the Lammers Road widening improvements from Eleventh Street to south of Kimball High School, and

WHEREAS, Since the design of this storm drainage line was part of the City-wide Infrastructure Master Plans, installation of this storm drainage line was deferred and scheduled during the later phases of construction of the Lammers Road improvements, and

WHEREAS, Fees toward completion of this line were received from both Gateway and Kimball High School as part of their fair share toward the City's overall storm drainage system, and

WHEREAS, This off-site storm drainage improvement and reimbursement agreement allows the developer to design and construct the storm drain line in accordance with City specifications, and

WHEREAS, The developer has executed the agreement and submitted the required security to guarantee completion of the storm drain line. The Developer will be reimbursed after completion of the storm drain line and acceptance of the improvements by City Council, and

WHEREAS, There will be no impact to the General Fund. An appropriation of \$479,680 is required from Gateway Fund 356 to Lammers Road Widening CIP 73092 to reimburse the Developer for completion of the storm drainage line on Lammers Road;

NOW, THEREFORE BE IT RESOLVED, That City Council approves the Offsite Improvement and Reimbursement Agreement with T.G. Associates, LLC for installation of a new storm line on Lammers Road adjacent to the Tracy Gateway Business Park, authorizes an appropriation of \$479,680 from Tracy Gateway Fund 356 to CIP 73092, and authorizes the Mayor to execute the Agreement.

Resolution _____
Page 2

The foregoing Resolution _____ was adopted by the City Council on the 2nd day of October, 2012, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.D

REQUEST

**APPROPRIATE \$10,750 OF STATE RECEIVED CAAP FUNDS TO CIP 77033 FOR
ADDITIONAL WORK AT THE NEW JERUSALEM AIRPORT**

EXECUTIVE SUMMARY

Work is currently underway at the New Jerusalem Airport for runway repairs and perimeter fencing. During the project a location at the end of the runway was identified that needed additional asphalt. Funds are available from the state and are in the process of being drawn down for this purpose. The funds need to be appropriated to CIP 77033.

DISCUSSION

The City of Tracy, as the sponsor¹ of New Jerusalem Airport, received four grants from Caltrans to complete various projects at the New Jerusalem Airport. The four projects are: Runway Asphalt Repairs, Repaint Runway Markings, Perimeter Fencing Phase 1, and Perimeter Fencing Phase 2. These projects are all contained within CIP 77033. During the construction phase of the asphalt repairs, an additional area at the end of the runway was identified as needing additional asphalt. The cost for the additional work is \$10,750 for 50 tons of asphalt concrete.

Funds are available from the State as part of the California Aid to Airports Program (CAAP) annual credit. The funds are in the process of being drawn down and need to be appropriated to CIP 77033 to pay for the additional work. No matching funds are required from the City.

This project will not change the current published runway length of 3,530 feet for runway 12/30 at the New Jerusalem Airport.

¹ Sponsor is a general term used in the aviation industry referring to an individual or agency that has responsibility for a public use airport

STRATEGIC PLAN

This agenda item is a routine operational item and does not relate to the Council's strategic plans.

FISCAL IMPACT

There is no fiscal impact to the General Fund or the Airport Fund for this item. The funds are available from the State specifically for projects at the New Jerusalem Airport. No matching funds are required.

RECOMMENDATION

That Council appropriate \$10,750 of State received CAAP funds to CIP 77033 for additional work at the New Jerusalem Airport.

Prepared by: Ed Lovell, Management Analyst II
Reviewed by: Rod Buchanan, Director of Parks and Community Services
Approved by: Leon Churchill, Jr., City Manager

RESOLUTION _____

APPROPRIATING \$10,750 OF STATE RECEIVED CAAP FUNDS TO CIP 77033 FOR
ADDITIONAL WORK AT THE NEW JERUSALEM AIRPORT

WHEREAS, The City of Tracy has received grant money from the State of California to complete four projects at the New Jerusalem Airport; and

WHEREAS, During the construction phase of the projects an additional area of the runway was identified as needing additional asphalt at a cost of \$10,750; and

WHEREAS, The California Aid to Airports Program (CAAP) has annual credit funds available for the New Jerusalem Airport which, once obtained by the City need to be appropriated to CIP 77033 to pay for the additional work.

NOW, THEREFORE, BE IT RESOLVED, That the City Council appropriates \$10,750 of State received CAAP funds to CIP 77033 for additional work at the New Jerusalem Airport.

The foregoing Resolution _____ was passed and adopted by the City Council of the City of Tracy on the _____ day of _____, 2012, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.E

REQUEST

APPROVAL OF MASTER PROFESSIONAL SERVICES AGREEMENT AND TASK ORDER NO. 1 WITH R.W. BRANDLEY, CONSULTING AIRPORT ENGINEER, FOR SERVICES REQUIRED FOR ADMINISTRATION AND IMPLEMENTATION OF A FEDERAL AVIATION GRANT, AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT AND TASK ORDER, AND AUTHORIZE USE OF \$58,000 FROM THE AIRPORT FUND FOR THE COMPLETION OF THE TASK ORDER

EXECUTIVE SUMMARY

The Tracy Airport has experienced issues with the pavement on the runways and taxiways. To address the issues the City must hire an Airport Consultant. A consultant has been selected for approval and is ready to begin work on addressing the pavement issues.

DISCUSSION

The City of Tracy routinely uses an Airport Consultant for work on larger projects at the Tracy Municipal Airport. As an Airport Sponsor, the City is required to go out to bid for a new Airport Consultant every five years.

On June 28, 2012, staff issued a Request For Qualifications for Federal Aviation Administration (FAA) Qualified Grant Funded Airport Improvement Projects. On July 26, 2012, four statements of qualifications were submitted to the City.

The City followed FAA requirements for the Airport Consultant selection process in accordance with FAA Advisory Circular # AC-150/1500-14C. The Statements of Qualifications were evaluated and the top two candidates were selected to be brought back for an interview. After the interview, the top choice consultant was notified and brought back for final negotiations. A Master Professional Services Agreement has been created for approval by Council and is attached as Attachment "A".

Reinard W. Brandley has previously worked as an Airport Consultant for the City for many years. He and his company have extensive knowledge and experience in the areas of Airport Planning, Pavement Evaluation Studies, Runway and Taxiway projects, Construction Administration, and have a good working relationship with the FAA.

The first Task Order (Attachment "B") under this Master Professional Services Agreement will be to prepare a Pavement Maintenance/Management Plan (PMMP) for the Tracy Municipal Airport. As part of this plan the follow studies will be conducted:

- Detailed Geotechnical Study
- Pavement Condition Survey
- Deep-Seated Distress – Fatigue Analysis

The results of these studies, including detailed recommendations for maintenance, strengthening, or reconstruction will be submitted as a report and used to develop a complete maintenance, strengthening, or reconstruction program for all pavements on the airport for the next 5, 10, and 20 year periods. Estimated costs will be provided and the recommendations will be utilized in developing the Airport Capital Improvement Program for the airport. This PMMP is necessary before doing any work to fix pavement issues at the airport so that there is a complete understanding of any underlying issues with the pavement. This will allow for the necessary "fix" to the airport pavement rather than a temporary solution. The proposed cost for the study and preparing the necessary report is \$58,000 and will take four to six months to complete.

While the costs for this study are eligible to be paid for by the FAA, the next grant cycle is not until the late spring of 2013. Due to the weather conditions in the fall/winter, it is not possible for construction to take place for any pavement fixes until late spring when the weather is warmer. Staff wishes to begin this PMMP now so that solutions will be known and grant applications can be submitted to do the work. The FAA will reimburse money spent on this project by the City prior to the grant being awarded. Staff is requesting that Council approve the use of \$58,000 from the City's Airport Fund to start this project, which would be reimbursed by the FAA prior to the end of the current Fiscal Year.

STRATEGIC PLAN

This agenda item is a routine operational item and does not relate to the City's strategic plans.

FISCAL IMPACT

There is no impact to the General Fund for the item. The Airport Fund would pay for up to \$58,000 for the completion of Task Order No. 1 to the Master Professional Services Agreement. This money would be reimbursed by the FAA prior to the end of the current Fiscal Year.

RECOMMENDATION

That the City Council approve a Master Professional Services Agreement and Task Order No. 1 with R.W. Brandley, Consulting Airport Engineer, for services required for administration and implementation of Federal Aviation Grants, authorize the Mayor to execute the agreement and Task Order, and allow use of \$58,000 from the Airport Fund for the completion of Task Order No. 1.

Prepared by: Ed Lovell, Management Analyst II, Public Works

Reviewed by: Rod Buchanan, Director of Parks and Community Services
Kul Sharma, City Engineer

Approved by: R. Leon Churchill, Jr., City Manager

Agenda Item 1.E
October 2, 2012
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Attachments:

Attachment A – Master Professional Services Agreement with R.W. Brandley, Consulting Airport Engineer

Attachment B – Task Order 1 to Master Professional Services Agreement with R.W. Brandley

CITY OF TRACY
MASTER PROFESSIONAL SERVICES AGREEMENT
TRACY MUNICIPAL AIRPORT, FEDERAL AVIATION ADMINISTRATION QUALIFIED
GRANT FUNDED AIRPORTS IMPROVEMENTS PROJECT

THIS PROFESSIONAL SERVICES AGREEMENT (hereinafter "Agreement") is made and entered into by and between the CITY OF TRACY, a municipal corporation ("CITY"), and R.W. Brandley, Consulting Airport Engineer, a California sole proprietorship ("CONSULTANT").

RECITALS

- A. On June 28, 2012, the CITY issued a Request For Statement of Qualifications for Federal Aviation Administration ("FAA") Qualified Grant Funded Airport Improvement Projects. On July 26, 2012, CONSULTANT submitted its Statement of Qualifications for the Project to the CITY.
- B. The CITY, as an Airport Sponsor, followed FAA requirements for the Airport Consultant selection process in accordance with FAA Advisory Circular # AC-150/1500-14C.
- C. After negotiations between the CITY and CONSULTANT, the parties have reached an agreement for the performance of services in accordance with the terms set forth in this Agreement.
- D. On October 2, 2012, the City of Tracy Council authorized the execution of this Agreement, pursuant to Resolution No. 2012-_____.

NOW THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

- 1. **SCOPE OF SERVICES.** CONSULTANT shall perform the services described in Section 6. The services shall be performed by, or under the direct supervision of, CONSULTANT's Authorized Representative: Reinard W. Brandley. CONSULTANT shall not replace its Authorized Representative, nor shall CONSULTANT replace any of the personnel listed in the attached Appendices or future addenda to this Agreement, nor shall CONSULTANT use any subcontractors or subconsultants, without the prior written consent of the City Manager, or designee.
- 2. **TIME OF PERFORMANCE.** Time is of the essence in the performance of services under this Agreement and the timing requirements set forth herein shall be strictly adhered to unless otherwise modified in writing in accordance with this Agreement. CONSULTANT shall commence performance, and shall complete all required services no later than the dates set forth any supplemental agreement. Any services for which times for performance are not specified in this Agreement shall be commenced and completed by CONSULTANT in a reasonably prompt and timely manner based upon the circumstances and direction communicated to the

CITY OF TRACY – PROFESSIONAL SERVICES AGREEMENT
TRACY MUNICIPAL AIRPORT, FEDERAL AVIATION ADMINISTRATION QUALIFIED GRANT
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CONSULTANT. CONSULTANT shall submit all requests for extensions of time to the CITY in writing no later than ten days after the start of the condition which purportedly caused the delay, and not later than the date on which performance is due.

- 3. INDEPENDENT CONTRACTOR STATUS.** CONSULTANT is an independent contractor and is solely responsible for all acts of its employees, agents, or subconsultants, including any negligent acts or omissions. CONSULTANT is not CITY's employee and CONSULTANT shall have no authority, express or implied, to act on behalf of the CITY as an agent, or to bind the CITY to any obligation whatsoever, unless the CITY provides prior written authorization to CONSULTANT. Contractors and CONSULTANTS are free to work for other entities while under contract with the CITY. Contractors and CONSULTANTS are not entitled to CITY benefits.
- 4. CONFLICTS OF INTEREST.** CONSULTANT (including its employees, agents, and subconsultants) shall not maintain or acquire any direct or indirect interest that conflicts with the performance of this Agreement. In the event that CONSULTANT maintains or acquires such a conflicting interest, any contract (including this Agreement) involving CONSULTANT's conflicting interest may be terminated by the CITY.
- 5. TASK ORDERS.** CITY will execute individual Task Order agreement with CONSULTANT to provide Professional Services for any project related to Tracy Municipal Airport. For each task order CITY will provide brief scope of work to the CONSULTANT. Based upon the CITY's requirements CONSULTANT shall provide cost of services for each task order for CITY's review and approval

5.1. COMPENSATION

- 5.1.1.** CONSULTANT shall be compensated for engineering services rendered hereunder as provided in each Task Order hereinafter executed. As full payment for all work and services to be provided by CONSULTANT hereunder, CITY shall make payments to CONSULTANT at the times and in accordance with the rates as indicated in Appendix C and procedures set forth in each supplemental agreement.
- 5.1.2.** CONSULTANT shall submit monthly invoices to the CITY describing the services performed, including times, dates, and names of persons performing the service for time and materials additional services only. For lump sum services CONSULTANT shall submit an estimated percent complete invoice.
- 5.1.3.** Within thirty days after the CITY's receipt of invoice, CITY shall make payment to the CONSULTANT based upon the services described on the invoice and approved by the CITY.

CITY OF TRACY – PROFESSIONAL SERVICES AGREEMENT
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5.1.4. In the event that CONSULTANT's negligence or misconduct results in damages to the CITY, CONSULTANT shall, upon receipt of written notice from CITY, either: (a) reimburse CITY (and CONSULTANT's payment may be offset) for the damages incurred, or (b) re-perform (without additional compensation to the CONSULTANT) any services which have not been performed in accordance with the terms of this Agreement. Nothing in this section shall be construed as limiting CITY's rights to recover the full amount of its damages from CONSULTANT or limiting, in any manner, CONSULTANT's indemnity and hold harmless obligations under this Agreement.

6. CONSULTANT'S RESPONSIBILITIES. CONSULTANT shall undertake the work covered by this Agreement and Task Orders thereto at such time as he is authorized to do so by CITY and shall diligently prosecute each project to completion at the predetermined progress schedule established by the parties for each project. No work shall be undertaken by CONSULTANT under this Agreement or Task Order until CONSULTANT is specifically authorized in writing by CITY's authorized representative, the Director of Parks and Community Services or other designee of the City Manager who serves as the Airport Manager.

This agreement sets forth the general contract clauses that will be applicable for all consulting services performed for CITY by CONSULTANT. For each specific study or design project assigned to CONSULTANT a Task Order will be entered into that will include, as a minimum, the following:

1. Inclusion of terms of the Professional Services Agreement.
2. Scope of specific study or design project.
3. Time for performance.
4. Fee schedule for specific study or design project.

6.1 CONSULTANT's services hereunder shall include but not necessarily be limited to:

1. Planning studies
2. Topographic surveys
3. Soil tests and pavement evaluation studies
4. Preparation of applications for State and Federal aid
5. Environmental studies
6. Special engineering studies, including drainage, structural, paving, etc.
7. Preliminary engineering studies, designs and cost estimates
8. Engineering design, including complete construction plans and specifications, as-built plans, and final engineer's reports
9. Periodic engineering inspection and surveillance of project required during construction
10. Resident engineering, testing and inspection during construction
11. All engineering consultation required by CITY.

CITY OF TRACY – PROFESSIONAL SERVICES AGREEMENT
TRACY MUNICIPAL AIRPORT, FEDERAL AVIATION ADMINISTRATION QUALIFIED GRANT
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- 6.2 CONSULTANT shall perform all Master Plan Studies in conformance with State and CITY requirements. All studies shall be coordinated with appropriate local, State and Federal agencies. CONSULTANT shall prepare for and make all required presentations at specified public hearings pertaining to the Plan.
- 6.3 CONSULTANT's drawings shall be made on standard-sized sheets subject to the approval of CITY. All original drawings shall remain the property of the CITY; however, transparent Mylar copies of each drawing shall be provided by CONSULTANT to CITY at no cost to CITY. All drawings will be prepared on AutoCad and all specifications will be prepared on Microsoft Word. CDs with all computer files will be provided by CONSULTANT at no cost to CITY.
- 6.4 CONSULTANT shall furnish complete plans and specifications for all work covered by this Agreement and supplements thereto in typewritten form. With the plans and specifications for each project, CONSULTANT shall prepare and submit to CITY the estimate of the construction quantities and cost of the respective project together with a detailed Engineer's Report that clearly identifies all design features.
- 6.5 CONSULTANT shall provide consultation and advice to CITY during the bidding, and to CITY and contractors to whom construction contracts are awarded during the construction of each project, and shall check all working drawings prepared and used by contractors on such projects.
- 6.6 CONSULTANT shall coordinate all of his activities on behalf of CITY hereunder with CITY's duly authorized representative and shall be available when required for consultation and review during the construction of each project.
- 6.7 CONSULTANT shall prepare all change orders and supplemental agreements as required for each project.
- 6.8 CONSULTANT shall provide to CITY final record drawings and a final engineer's report after the construction of each respective project.
- 6.9 All work and services provided by CONSULTANT under this Agreement and supplements thereto shall be done to the complete satisfaction of CITY and of representatives of Federal or State agencies involved.

7. CITY'S RESPONSIBILITIES. The CITY's responsibilities are as follows:

- 7.1 CITY shall provide all pertinent existing CITY data concerning the Tracy Municipal Airport.
- 7.2 Whenever any item of service set forth in Article I hereof is completed by CONSULTANT and submitted to CITY for approval, CITY shall review the item and, if satisfactory, shall approve the same. If unsatisfactory, CITY shall inform CONSULTANT in writing of the changes or revisions necessary to acquire CITY's approval.
- 7.3 CITY shall obtain all necessary rights of entry to enable CONSULTANT to enter upon public and private property, if required, in the performance of its services under this agreement.

- 7.4 CITY shall provide space on the airport property for a temporary field laboratory.

8. MISCELLANEOUS PROVISIONS.

- 8.1 It is understood and agreed by and between the parties hereto that CONSULTANT, in the performance of this agreement, shall act as and be an independent contractor and not an agent or employee of CITY.
- 8.2 CITY may, from time to time, request changes in the scope of work of CONSULTANT to be performed hereunder. Such changes, including any increase or decrease in the amount of CONSULTANT's compensation, which are mutually agreed upon by and between CITY and CONSULTANT, shall be incorporated in written Task Orders under this agreement.
- 8.3 CONSULTANT represents that he/she has or will secure at his/her expense, all personnel required in performing the services under this agreement. Such personnel shall not be employees of or have any contractual relationship with CITY.
- 8.4 All of the services required hereunder will be performed by CONSULTANT or under his/her supervision, and all personnel engaged in the work shall be fully qualified and shall be authorized or permitted under state and local law to perform such services. Only those personnel specified in CONSULTANT's response may be used for the work without the express written consent of CITY.

8.5 Approval of Consultants

The CITY shall have the right to approve any engineering consultants retained by CONSULTANT in connection with the performance of CONSULTANT's services and duties under this agreement, and such consultants must be approved by the Parks and Community Services Director or person designated by the City Manager to serve as Airport Manager before they are retained by the CONSULTANT. It is understood and agreed by and between the parties hereto that such right of approval shall in no way lessen, limit or otherwise affect the duties or obligations of CONSULTANT hereunder or the services to be performed by CONSULTANT hereunder.

Any work or services subcontracted hereunder shall be specified by written contract or agreement and shall be subject to each provision of this agreement.

8.6 Audit of CONSULTANT's Records

The books, papers, records of CONSULTANT and structural, mechanical and electrical engineers or any other consultants retained by CONSULTANT, insofar as they relate to charges for services, or are in any way connected with the work herein contemplated, shall be open at all reasonable times to inspection and audit by the agents and authorized representatives of CITY. Said records shall be retained for a minimum of three years after completion of services.

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8.7 Hazardous Materials and Waste/Soil Borings

In the event this agreement directly or indirectly involves the study or handling of hazardous or potentially hazardous material or waste, the clauses set forth in Appendix A are applicable.

8.8 CITY shall have the right to assign specific projects at the Tracy Municipal Airport to other planners, architects, or engineers without affecting the terms of this Agreement.

9. CANCELLATION OF AGREEMENT OR SUSPENSION OF WORK. CITY may cancel this agreement at any time, upon seven days written notice to CONSULTANT, and CONSULTANT agrees to cease all work under this agreement not later than the effective date of such notice.

In the event of cancellation of this agreement by CITY, CONSULTANT shall receive full compensation for all services and duties performed by CONSULTANT and for all costs incurred in connection therewith, not later than 45 days after date of cancellation a sum of money to be determined as follows:

- A. CONSULTANT shall be entitled to retain any payments which may have been made to CONSULTANT prior to said cancellation.
- B. For work on items of service on which a proceed order has been issued by CITY but which has not been fully completed and approved for which payment is not yet due, CONSULTANT will be paid, provided the work rendered is to CITY's satisfaction and is approved by CITY, an amount of money equal to the time and material expended for such service under CONSULTANT's standard fee schedule for such compensation so long as such payment does not result in exceeding the maximum compensation under this agreement.
- C. Remedies. In the event CONSULTANT breaches any provision of the Agreement as amended and fails to commence and diligently pursue to completion the cure of such breach within ten days following written notice from CITY, CITY shall have the right to suspend the Agreement pending the cure or other resolution of such breach, or to terminate the Agreement, or to pursue all other rights or remedies available by law, including but not limited to an action for damages for breach of contract. The damages for which CONSULTANT shall be liable shall include the reasonable costs incurred by CITY to complete the project to the extent such costs exceed the amount payable to CONSULTANT under the Agreement. The exercise of any remedy provided in the Agreement shall not be a waiver of any consistent remedy provided by law and the provision in the Agreement for any remedy shall not exclude other consistent remedies unless they are expressly excluded.

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The CONSULTANT will, upon cancellation of this agreement pursuant to this Article, submit to CITY any of the work completed or partially completed as specified in this agreement.

10. **OWNERSHIP OF WORK.** All original documents prepared by CONSULTANT for this Agreement, whether complete or in progress are the property of the CITY, and shall be given to the CITY at the completion of CONSULTANT's services, or upon demand from the CITY upon payment of percent of completed work to CONSULTANT. No such documents shall be revealed or made available by CONSULTANT to any third party without the prior written consent of the CITY.
11. **FEDERAL REQUIREMENTS.** CONSULTANT agrees to adhere to all federal requirements as listed in Appendix B pertaining to federally funded projects through the Federal Aviation Administration.
12. **ATTORNEY'S FEES.** In the event any legal action is commenced to enforce this Agreement, the prevailing party is entitled to reasonable attorney's fees, costs, and expenses incurred.
13. **INDEMNIFICATION.** CONSULTANT shall indemnify and hold harmless CITY and its officers, officials, employees and volunteers from and against all claims, damages, losses and expenses including reasonable attorney fees arising out of the performance of the work described herein, to the extent caused in whole or in part by any negligent act or omission of the CONSULTANT, 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.
15. **BUSINESS LICENSE.** Prior to the commencement of any work under this Agreement, CONSULTANT shall obtain a City of Tracy Business License Tax Certificate.
16. **INSURANCE.**
 - 16.1. **General.** CONSULTANT shall, throughout the duration of this Agreement, maintain insurance to cover CONSULTANT, its agents, representatives, and employees in connection with the performance of services under this Agreement at the minimum levels set forth herein.
 - 16.2. **Commercial General Liability** (with coverage at least as broad as ISO form CG 00 01 01 96) "per occurrence" coverage shall be maintained in an amount not less than \$2,000,000 general aggregate and \$1,000,000 per occurrence for general liability, bodily injury, personal injury, and property damage.
 - 16.3. **Automobile Liability** (with coverage at least as broad as ISO form CA 00 01 07 97, for "any auto") "claims made" coverage shall be maintained in an

amount not less than \$1,000,000 per accident for bodily injury and property damage. CONSULTANT assures CITY that all vehicles to be used shall be Non-Owned or Hired vehicles and that insurance coverage is at least as described above.

- 16.4. **Workers' Compensation** coverage shall be maintained as required by the State of California.
 - 16.5. **Professional Liability** "claims made" coverage shall be maintained to cover damages that may be the result of errors, omissions, or negligent acts of CONSULTANT in an amount not less than \$1,000,000 per claim and \$2,000,000 aggregate.
 - 16.6. **Endorsements.** CONSULTANT shall obtain endorsements to the automobile and commercial general liability with the following provisions:
 - 16.6.1 The CITY (including its elected officials, officers, employees, agents, and volunteers) shall be named as an additional "insured."
 - 16.6.2 For any claims related to this Agreement, CONSULTANT's coverage shall be primary insurance with respect to the CITY. Any insurance maintained by the CITY shall be excess of the CONSULTANT's insurance and shall not contribute with it.
 - 16.7. **Notice of Cancellation.** CONSULTANT shall obtain endorsements to all insurance policies by which each insurer is required to provide thirty days prior written notice to the CITY should the policy be canceled before the expiration date. For the purpose of this notice requirement, any material change in the policy prior to the expiration shall be considered a cancellation.
 - 16.8. **Authorized Insurers.** All insurance companies providing coverage to CONSULTANT shall be insurance organizations authorized by the Insurance Commissioner of the State of California to transact the business of insurance in the State of California.
 - 16.9. **Insurance Certificate.** CONSULTANT shall provide evidence of compliance with the insurance requirements listed above by providing a certificate of insurance, in a form satisfactory to the CITY, no later than five (5) days after the execution of this Agreement.
 - 16.10. **Substitute Certificates.** No later than thirty days prior to the policy expiration date of any insurance policy required by this Agreement, CONSULTANT shall provide a substitute certificate of insurance.
 - 16.11. **CONSULTANT's Obligation.** Maintenance of insurance by the CONSULTANT as specified in this Agreement shall in no way be interpreted as relieving the CONSULTANT of any responsibility whatsoever (including indemnity obligations under this Agreement), and the CONSULTANT may carry, at its own expense, such additional insurance as it deems necessary.
17. **ASSIGNMENT AND DELEGATION.** This Agreement and any portion thereof shall not be assigned or transferred, nor shall any of the CONSULTANT's duties be

CITY OF TRACY – PROFESSIONAL SERVICES AGREEMENT
TRACY MUNICIPAL AIRPORT, FEDERAL AVIATION ADMINISTRATION QUALIFIED GRANT
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delegated, without the written consent of the CITY. Any attempt to assign or delegate this Agreement without the written consent of the CITY shall be void and of no force and effect. A consent by the CITY to one assignment shall not be deemed to be a consent to any subsequent assignment.

18. NOTICES.

18.1 All notices, demands, or other communications which this Agreement contemplates or authorizes shall be in writing and shall be personally delivered or mailed to the respective party as follows:

To CITY:
Rod Buchanan, Director
Public Works Department
520 N. Tracy Blvd.
Tracy, CA 95376

To CONSULTANT:
REINARD W. BRANDLEY
6125 King Road, Suite 201
Loomis, CA 95650-8004

18.2 Communications shall be deemed to have been given and received on the first to occur of: (1) actual receipt at the address designated above, or (2) three working days following the deposit in the United States Mail of registered or certified mail, sent to the address designated above.

19. MODIFICATIONS. This Agreement may not be modified orally or in any manner other than by an agreement in writing signed by both parties.

20. WAIVERS. Waiver of a breach or default under this Agreement shall not constitute a continuing waiver or a waiver of a subsequent breach of the same or any other provision of this Agreement.

21. SEVERABILITY. In the event any term of this Agreement is held invalid by a court of competent jurisdiction, the Agreement shall be construed as not containing that term, and the remainder of this Agreement shall remain in full force and effect.

22. JURISDICTION AND VENUE. The interpretation, validity, and enforcement of the Agreement shall be governed by and construed under the laws of the State of California. Any suit, claim, or legal proceeding of any kind related to this Agreement shall be filed and heard in a court of competent jurisdiction in the County of San Joaquin.

23. ENTIRE AGREEMENT. This Agreement comprises the entire integrated understanding between the parties concerning the services to be performed for this project. This Agreement supersedes all prior negotiations, representations, or agreements.

**CITY OF TRACY – PROFESSIONAL SERVICES AGREEMENT
TRACY MUNICIPAL AIRPORT, FEDERAL AVIATION ADMINISTRATION QUALIFIED GRANT
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- 24. COMPLIANCE WITH THE LAW.** CONSULTANT shall comply with all applicable local, state, and federal laws, whether or not said laws are expressly stated in this Agreement.
- 25. STANDARD OF CARE.** Unless otherwise specified in this Agreement, the standard of care applicable to CONSULTANT's services will be the degree of skill and diligence ordinarily used by reputable professionals performing in the same or similar time and locality, and under the same or similar circumstances.
- 26. SIGNATURES.** The individuals executing this Agreement represent and warrant that they have the right, power, legal capacity, and authority to enter into and to execute this Agreement on behalf of the respective legal entities of the CONSULTANT and the CITY. This Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties do hereby agree to the full performance of the terms set forth herein.

CITY OF TRACY

Reinard W. Brandley,
a California sole proprietorship

By: Brent Ives
Title: Mayor

By: Reinard Brandley
Title: Owner

Date: _____

Date: _____
Fed. Employer ID No. 94-1263809

Attest:

By: Sandra Edwards
Title: City Clerk
Date: _____

Approved As To Form:

By: Bill Sartor
Title: Assistant City Attorney

Date: _____

APPENDIX A

**HAZARDOUS MATERIALS AND
HAZARDOUS WASTE CLAUSES**

1. **No Certification**

No report produced by CONSULTANT pursuant to this agreement shall be interpreted as a certification that no hazardous materials, substances, wastes, or constituents are located on, under, or about the project property investigated.

2. **Hazardous Substances or Conditions**

CONSULTANT has neither created nor contributed to the creation or existence of any hazardous, radioactive, toxic, irritant, pollutant, or otherwise dangerous substances or condition at the project site, and its compensation hereunder is in no way commensurate with the potential risk of injury or loss that may be caused by exposures to such substances or conditions. Nothing in this Agreement shall be interpreted as requiring CONSULTANT to assume the status of a generator, treater, storer, transporter, or disposer of hazardous materials within the meaning of federal, state, or local law.

3. **Soil Borings**

The clauses listed below apply if CONSULTANT is required to take soil borings.

A. CITY recognizes that the use of exploration and test equipment may unavoidably affect, alter, or damage the terrain and affect subsurface vegetation, buildings, structures, and equipment in, at, or upon the site. CITY hereby acknowledges that such facts are inherent to CONSULTANT's work and will not hold CONSULTANT liable or responsible for any such effect, alteration, or damage unless such effect, alteration, or damage is a direct result of the sole negligence of CONSULTANT.

B. CONSULTANT will not be liable for any property damage or bodily injury arising from damage to or interference with surface or subterranean structures (including but not limited to, pipes, tanks, telephone cables, etc.) that are not called to CONSULTANT's attention in writing and correctly shown on the plans furnished by CITY in connection with work performed under this agreement unless such damage or injury is the direct result of the sole negligence of CONSULTANT.

4. Test Samples

In the event that any test samples taken by CONSULTANT in the performance of this agreement contain substances or constituents hazardous or detrimental to human health, safety, or the environment as defined by federal, state, or local statutes, regulations, or ordinances, CONSULTANT will, after completion of testing and at CITY's expense, return such samples to CITY. CITY recognizes and agrees that CONSULTANT is acting as a bailee and at no time does CONSULTANT assume title of such samples.

5. Notification

CITY agrees to promptly notify CONSULTANT of any hazardous substance and any special risk to human health, the environment, or equipment on the site of which CITY is, or becomes, aware.

6. Duty to Report

By virtue of entering into this Agreement or providing services hereunder, CONSULTANT does not assume control of or responsibility for reporting to any federal, state, or local public agencies any conditions at the site that present a potential danger to health, safety, or the environment.

7. Indemnification

In connection with hazardous substances and constituents, CITY agrees to the maximum extent permitted by law to defend, hold harmless, and indemnify CONSULTANT from and against any and all claims and liabilities resulting from CITY's violation of any federal, state, or local statutes, regulations, or ordinances relating to the disposal of hazardous substances or constituents; CITY's undertaking of or arrangement for the handling, removal, treatment, storage, transportation, or disposal of hazardous substances or constituents found or identified at the site.

APPENDIX B

FEDERAL COMPLIANCE REQUIREMENTS

CIVIL RIGHTS ACT OF 1964, TITLE VI – ENGINEER CONTRACTUAL REQUIREMENTS

During the performance of this contract, the CONSULTANT, for itself, its assignees and successors in interest (hereinafter referred to as the "Engineer") agrees as follows:

1.1 Compliance with Regulations. The Engineer shall comply with the Regulations relative to nondiscrimination in federally assisted programs of the Department of Transportation (hereinafter, "DOT") Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

1.2 Nondiscrimination. The Engineer, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, or national origin in the selection and retention of subconsultants, including procurements of materials and leases of equipment. The Engineer shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.

1.3 Solicitations for Subcontracts, Including Procurements of Materials and Equipment. In all solicitations either by competitive bidding or negotiation made by the Engineer for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subconsultant or supplier shall be notified by the Engineer of the Engineer's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, or national origin.

1.4 Information and Reports. The Engineer shall provide all information and reports required by the Regulations or directives issued pursuant thereto and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Sponsor or the Federal Aviation Administration (FAA) to be pertinent to ascertain compliance with such Regulations, orders, and instructions. Where any information required of an Engineer is in the exclusive possession of another who fails or refuses to furnish this information, the Engineer shall so certify to the sponsor or the FAA, as appropriate, and shall set forth what efforts it has made to obtain the information.

1.5 Sanctions for Noncompliance. In the event of the Engineer's noncompliance with the nondiscrimination provisions of this contract, the sponsor shall impose such

contract sanctions as it or the FAA may determine to be appropriate, including, but not limited to:

- a. Withholding of payments to the Engineer under the contract until the Engineer complies, and/or
- b. Cancellation, termination, or suspension of the contract, in whole or in part.

1.6 Incorporation of Provisions. The Engineer shall include the provisions of paragraphs 1 through 5 in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations or directives issued pursuant thereto. The Engineer shall take such action with respect to any subcontract or procurement as the sponsor or the FAA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, however, that in the event a Engineer becomes involved in, or is threatened with, litigation with a subconsultant or supplier as a result of such direction, the Engineer may request the Sponsor to enter into such litigation to protect the interests of the sponsor and, in addition, the Engineer may request the United States to enter into such litigation to protect the interests of the United States.

AIRPORT AND AIRWAY IMPROVEMENT ACT OF 1982, SECTION 520 - GENERAL CIVIL RIGHTS PROVISIONS

The Engineer assures that it will comply with pertinent statutes, Executive orders and such rules as are promulgated to assure that no person shall, on the grounds of race, creed, color, national origin, sex, age, or handicap be excluded from participating in any activity conducted with or benefiting from Federal assistance. This provision obligates the tenant/concessionaire/lessee or its transferee for the period during which Federal assistance is extended to the airport a program, except where Federal assistance is to provide, or is in the form of personal property or real property or interest therein or structures or improvements thereon. In these cases the provision obligates the party or any transferee for the longer of the following periods: (a) the period during which the property is used by the airport sponsor or any transferee for a purpose for which Federal assistance is extended, or for another purpose involving the provision of similar services or benefits or (b) the period during which the airport sponsor or any transferee retains ownership or possession of the property. This provision is in addition to that required of Title VI of the Civil Rights Act of 1964.

DISADVANTAGED BUSINESS ENTERPRISES

The prime Consultant/Contractor and their sub-consultant/sub-contractor must comply

with the City of Tracy DBE Program Objectives/Policy Statement. A current copy of the DBE Program Objectives/Policy Statement can be obtained by contacting the City of Tracy's DBE Liaison Officer.

Contract Assurance (§26.13) - The Engineer or subconsultant shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The Engineer shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT assisted contracts. Failure by the Engineer to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy, as the recipient deems appropriate.

Prompt Payment (§26.29) - The Engineer agrees to pay each subconsultant under this prime contract for satisfactory performance of its contract no later than ten (10) days from the receipt of each payment the Engineer receives from CITY. The Engineer agrees further to return retainage payments to each subconsultant within ten (10) days after the subconsultant's work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval by CITY. This clause applies to both DBE and non-DBE subconsultants.

LOBBYING AND INFLUENCING FEDERAL EMPLOYEES

(1) No Federal appropriated funds shall be paid, by or on behalf of the Engineer, 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 making of any Federal grant and the amendment or modification of any Federal grant.

(2) 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 any Federal grant, the Engineer shall complete and submit Standard Form-LLL, "Disclosure of Lobby Activities," in accordance with its instructions.

ACCESS TO RECORDS AND REPORTS

The Engineer shall maintain an acceptable cost accounting system. The Engineer agrees to provide the Sponsor, the Federal Aviation Administration and the Comptroller General of the United States or any of their duly authorized representatives access to any books, documents, papers, and records of the Engineer which are directly pertinent

to the specific contract for the purpose of making audit, examination, excerpts and transcriptions. The Engineer agrees to maintain all books, records and reports required under this contract for a period of not less than three years after final payment is made and all pending matters are closed.

BREACH OF CONTRACT TERMS

Any violation or breach of terms of this contract on the part of the Engineer or their subconsultants may result in the suspension or termination of this contract or such other action that may be necessary to enforce the rights of the parties of this agreement. The duties and obligations imposed by the Contract Documents and the rights and remedies available thereunder shall be in addition to and not a limitation of any duties, obligations, rights and remedies otherwise imposed or available by law.

RIGHTS TO INVENTIONS

All rights to inventions and materials generated under this contract are subject to regulations issued by the FAA and the Sponsor of the Federal grant under which this contract is executed.

TRADE RESTRICTION CLAUSE

The Engineer or subconsultant, by submission of an offer and/or execution of a contract, certifies that it:

- a. is not owned or controlled by one or more citizens of a foreign country included in the list of countries that discriminate against U.S. firms published by the Office of the United States Trade Representative (USTR);
- b. has not knowingly entered into any contract or subcontract for this project with a person that is a citizen or national of a foreign country on said list, or is owned or controlled directly or indirectly by one or more citizens or nationals of a foreign country on said list;
- c. has not procured any product nor subcontracted for the supply of any product for use on the project that is produced in a foreign country on said list.

Unless the restrictions of this clause are waived by the Secretary of Transportation in accordance with 49 CFR 30.17, no contract shall be awarded to a Engineer or subconsultant who is unable to certify to the above. If the Engineer knowingly procures or subcontracts for the supply of any product or service of a foreign country on said list

for use on the project, the Federal Aviation Administration may direct through the Sponsor cancellation of the contract at no cost to the Government.

Further, the Engineer agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification without modification in each contract and in all lower tier subcontracts. The Engineer may rely on the certification of a prospective subconsultant unless it has knowledge that the certification is erroneous.

The Engineer shall provide immediate written notice to the sponsor if the Engineer learns that its certification or that of a subconsultant was erroneous when submitted or has become erroneous by reason of changed circumstances. The subconsultant agrees to provide written notice to the Engineer if at any time it learns that its certification was erroneous by reason of changed circumstances.

This certification is a material representation of fact upon which reliance was placed when making the award. If it is later determined that the Engineer or subconsultant knowingly rendered an erroneous certification, the Federal Aviation Administration may direct through the Sponsor cancellation of the contract or subcontract for default at no cost to the Government.

Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by this provision. The knowledge and information of an Engineer is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

This certification concerns a matter within the jurisdiction of an agency of the United States of America and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18, United States Code, Section 1001.

TERMINATION OF CONTRACT

a. The Sponsor may, by written notice, terminate this contract in whole or in part at any time, either for the Sponsor's convenience or because of failure to fulfill the contract obligations. Upon receipt of such notice services shall be immediately discontinued (unless the notice directs otherwise) and all materials as may have been accumulated in performing this contract, whether completed or in progress, delivered to the Sponsor.

b. If the termination is for the convenience of the Sponsor, an equitable adjustment in the contract price shall be made, but no amount shall be allowed for anticipated profit on unperformed services.

c. If the termination is due to failure to fulfill the Engineer's obligations, the Sponsor may take over the work and prosecute the same to completion by contract or otherwise. In such case, the Engineer shall be liable to the Sponsor for any additional cost occasioned to the Sponsor thereby.

d. If, after notice of termination for failure to fulfill contract obligations, it is determined that the Engineer had not so failed, the termination shall be deemed to have been effected for the convenience of the Sponsor. In such event, adjustment in the contract price shall be made as provided in paragraph 2 of this clause.

e. The rights and remedies of the sponsor provided in this clause are in addition to any other rights and remedies provided by law or under this contract.

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION

The Engineer certifies, by acceptance of this contract, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency. It further agrees by acceptance of this contract that it will include this clause without modification in all lower tier transactions, solicitations, proposals, contracts, and subcontracts. Where the Engineer or any lower tier participant is unable to certify to this statement, it shall attach an explanation to this contract.

Appendix C

**Reinard W. Brandley
Consulting Airport Engineer
Standard Billing Rates**

Personnel

Reinard W. Brandley.....	\$250.00/Hour
Senior Engineer/Resident Engineer.....	\$120.00/Hour
Junior Engineer.....	\$90.00/Hour
Senior Drafter/Senior Inspector.....	\$100.00/Hour
Junior Drafter/Junior Inspector.....	\$80.00/Hour
Testing Technician.....	\$75.00/Hour
Project Administrator.....	\$75.00/Hour

Travel and Equipment Rental

Per Diem.....	\$140.00/Day
Vehicle Rental.....	\$25.00/Day + \$0.40/Mile
Laboratory Rental.....	\$200.00/Month
Survey Equipment Rental.....	\$200.00/Month

Laboratory Tests

Testing Services by Outside Laboratory.....	Cost
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CITY OF TRACY TASK ORDER NO. 1 TO MASTER PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF TRACY AND R. W. BRANDLEY

THIS Task Order is made and entered into by and between the CITY OF TRACY, a municipal corporation ("CITY"), and R.W. Brandley, "CONSULTANT").

RECITALS

- A. CONSULTANT services are needed to prepare a Pavement Maintenance/Management Program for the Tracy Municipal Airport.
- B. The CITY, as an Airport Sponsor, followed FAA requirements for the Airport Consultant selection process in accordance with FAA Advisory Circular # AC-150/1500-14C.
- C. After negotiations between CITY and CONSULTANT, the parties have reached an agreement for the performance of services in accordance with the terms set forth in this Task Order.

NOW THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

- 1. **INCORPORATION OF MASTER AGREEMENT.** This Task Order hereby incorporates by reference all terms and conditions set forth in the Master Agreement for this project, unless specifically modified by this Task Order.
- 2. **SCOPE OF SERVICES.** CONSULTANT shall perform the services described in Exhibit "A" attached hereto and incorporated herein by reference.
- 3. **TIME OF PERFORMANCE.** CONSULTANT shall commence performance, and shall complete all required services no later than the dates set forth in Exhibit "A."
- 4. **COMPENSATION.** For services performed by CONSULTANT in accordance with this Task Order, CITY shall pay CONSULTANT, on a lump sum basis, a Not to Exceed amount of \$58,000 as set forth in Exhibit "A".
- 5. **SIGNATURES.** The individuals executing this Task Order represent and warrant that they have the right, power, legal capacity, and authority to enter into and to execute this Task Order on behalf of the respective legal entities of the CONSULTANT and the CITY. This Task Order shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties do hereby agree to the full performance of the terms set forth herein.

CITY OF TRACY

Reinard W. Brandley

By: Brent Ives
Title: Mayor



By: Reinard W. Brandley
Title: Owner

Date: _____

Date: 9-25-12

CITY OF TRACY –TASK ORDER NO. 1
Page 2 of 4

Fed. Employer ID No. 94-1263809

Attest:

By: Sandra Edwards
Title: City Clerk

Date: _____

Approved As To Form:

By: Bill Sartor
Title: Assistant City Attorney

Date: _____

Exhibit “A”

A. SCOPE OF WORK.

CONSULTANT shall perform the following work:

1. **Supplemental Geotechnical Study** – A series of 12 to 16 test holes will be drilled in the general aviation apron and hangar areas on both sides of Runway 12-30. The test holes will be carried to a depth of 10 to 12 feet. Undisturbed core samples will be taken from each of the test holes and tested to determine in-place density and moisture content. Typical samples will be tested for soil classification including Atterberg limit tests and grading analysis tests. If the soils are different than those encountered in the previous geotechnical tests conducted at the airport, then California Bearing Ratio (CBR) tests will be conducted on the soils that differ from those tested in previous studies. The results of these studies will be used to determine theoretical pavement section requirements for various wheel loadings. In addition, the character of all subsoils in the area and any special treatment that will be required to provide a stable subgrade for the existing and proposed pavements at the Tracy Municipal Airport will be determined.
2. **Pavement Condition Survey** – The pavement condition survey will consist of detailed visual observations of the surface of the pavements of all the segments of the airport including runways, taxiways, aprons, tee hangar taxilanes, and access roads. These surveys will be conducted on 100 percent of the pavement surfaces and will include an evaluation of both type and magnitude of any surface distress that has occurred including cracking, shoving, rutting, raveling, spalling, weathering, and all other types of distress. From these data the pavement condition and recommended repair or modifications required to provide a smooth, stable riding surface will be prepared. This survey will also include calculating the Pavement Condition Index (PCI) to be compared with previous pavement condition surveys and to assist in evaluating the condition of the pavement as set forth in ASTM and FAA criteria.
3. **Deep-Seated Distress Study** – A Fatigue Analysis methodology will be used to determine the remaining life of a pavement section under given traffic so far as deep-seated distress is concerned. Use of the FAARFIELD program for evaluating pavements based on deep-seated distress will also be used. Required data will be collected including the thickness and Modulus of Elasticity of each layer of the existing and future pavement sections. The Modulus of Elasticity values will be determined using Falling Weight Deflectometer testing equipment on each pavement section at a spacing of approximately 200 feet, and will include stresses, strains, and deflections under load of each pavement layer. Detailed traffic studies will also be conducted to determine the traffic to be used on each segment of pavement for the analysis.
4. **Cost Benefit Analysis** – Using the data collected from the above studies develop a cost benefit analysis to analyze each section of pavement and determine the type of maintenance, overlay, or reconstruction necessary including the timing of each operation.
5. **Reports** – The results of these studies, including detailed recommendations for maintenance, strengthening, or reconstruction, will be submitted in detailed report form

CITY OF TRACY –TASK ORDER NO. 1

Page 4 of 4

and will be utilized to develop a complete maintenance, strengthening, or reconstruction program for all pavements on the airport for the next 5, 10, and 20 year periods. Estimated costs for each recommended maintenance, strengthening, or reconstruction section will be provided.

B. TIME OF PERFORMANCE.

CONSULTANT shall complete the above listed work by no later than six months from the date of the fully executed agreement.

C. COMPENSATION.

CONSULTANT will be compensated for conducting the above listed work as shown below:

Geotechnical Studies

12-16 Test Holes to 10'-12' depth		\$6,500
Laboratory Tests – Unit Weight, Natural Moisture, Content, and Classification		\$2,100
Engineering Evaluation and Design	<u>\$4,200</u>	
<i>Subtotal – Geotechnical Studies</i>		\$12,800

Pavement Condition Surveys

Field Survey of all Deficiencies		\$5,000
Engineering Evaluation and Design	<u>\$7,000</u>	
<i>Subtotal – Pavement Condition Surveys</i>		\$12,000

Deep-Seated Distress – Fatigue Analysis

Falling Weight Delfectometer Tests		\$11,700
Engineering Evaluation and Design	<u>\$12,500</u>	
<i>Subtotal – Deep-Seated Distress</i>		\$24,200

Engineering Evaluation and Report \$9,000

TOTAL \$58,000

RESOLUTION _____

RESOLUTION AUTHORIZING APPROVAL OF A MASTER PROFESSIONAL SERVICES AGREEMENT AND TASK ORDER WITH R.W. BRANDLEY FOR SERVICES REQUIRED FOR ADMINISTRATION AND IMPLEMENTATION OF A FEDERAL AVIATION GRANT, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND TASK ORDER, AND AUTHORIZING USE OF \$58,000 FROM THE AIRPORT FUND TO BE USED FOR THE COMPLETION OF TASK ORDER

WHEREAS, the City of Tracy routinely uses an Airport Consultant for work on larger projects at the Tracy Municipal Airport and as an Airport Sponsor, is required to go out to bid for a new Airport Consultant every five years, and

WHEREAS, on June 28, 2012, staff issued a Request For Qualifications for Federal Aviation Administration (FAA) Qualified Grant Funded Airport Improvement Projects resulting in four statements of qualifications being submitted to the City, and

WHEREAS, the City commenced the Airport Consultant selection process in accordance with FAA Advisory Circular # AC-150/1500-14C and selected R.W. Brandley, Consulting Airport Engineer (Consultant) as the consultant that best fit the needs of the City, and

WHEREAS, staff has negotiated an agreement with Consultant to perform the services and tasks necessary to carry out terms outlined in Task Order No. 1 to prepare a Pavement Maintenance/Management Program for a cost of \$58,000, which is reimbursable by the FAA, and

WHEREAS, to begin Task Order No. 1, \$58,000 is needed from the Airport Fund to cover expenses until a grant application can be submitted with the FAA in the Spring of 2013 at which time the money will be reimbursed to the Airport Fund.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The City Council of the City of Tracy does hereby authorize a Master Professional Services Agreement and Task Order with R.W. Brandley for services required for administration and implementation of a Federal Aviation Grant, referred to above, and authorizes the Mayor to execute the agreement and Task Order; and

2. The City Council of the City of Tracy does hereby authorize the use of \$58,000 from the Airport Fund to be used for the completion of Task Order No. 1.

* * * * *

Resolution _____
Page 2

The foregoing Resolution _____ was passed and adopted by the Tracy City Council
on the _____ day of _____, 2012, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS

ATTEST:

City Clerk

Mayor

AGENDA ITEM 1.F

REQUEST

ACCEPT 2012 CREATIVE WORK FUND GRANT AND APPROVE SUPPLEMENTAL APPROPRIATION OF GRANT PROCEEDS FOR ARTIST'S RESIDENCY AND EXHIBITION PROJECT AND WITH ANNE KLINT AT THE GRAND THEATRE CENTER FOR THE ARTS.

EXECUTIVE SUMMARY

Creative Work Fund (a program of the Walter and Elis Haas Fund supported by generous grants from ArtPlace, The William and Flora Hewlett Foundation, and The James Irvine Foundation) has selected the Grand Theatre Center for the Arts and artist Anne Klint to receive a 2012 Creative Work Fund/ArtPlace Grant in Media Arts (#20110724) in the amount of \$31,591 to fund a collaborative residency and feature exhibition (entitled *Inhabit Your City: Voices of Tracy*) in the 2012-13 Season.

BACKGROUND

In April 2012 Cultural Arts Division Staff, in collaboration with Oakland (previously Tracy) artist Anne Klint, were invited by Creative Work Fund (CWF) as a finalist to submit a proposal for a collaborative project in media arts at the Grand Theatre Center for the Arts. This community-based media project is comprised of a residency in October 2012 to develop a video and book that will be premiered in a feature exhibition in the summer of 2013. *Inhabit Your City: Voices of Tracy* is designed to investigate the health and vision of Tracy's citizens and development, including the historic housing crash of 2008 and subsequent economic depression. Community interviews and feedback will be incorporated into feature events, video, publications and photographs.

In June 2012 CWF fund announced the project was selected for full funding at the requested support of \$31,591 (\$21,437 artist/\$10,154 organization). In August 2012, payment was issued. The Grand Theatre Center for the Arts is the first organization in San Joaquin County to receive prestigious grant funding from Creative Work Fund.

DISCUSSION

CWF has issued funding to the Grand Theatre Center for the Arts for the collaborative project, *Inhabit Your City: Voices of Tracy* with new media artist Anne Klint. A Professional Services Agreement has been executed by the collaborating parties in accordance to the approved project outline. Council is asked to accept the CWF grant in the amount of \$31,591 authorizing Cultural Arts Division staff to manage the project.

STRATEGIC PLAN

This item secures services that support City of Tracy's Strategic Plan:

Economic Development

Goal 2: Implement Downtown Revitalization in Accordance with the Downtown Specific Plan (DSP) and the National Main Street Program
By making Downtown look and feel like the "Heart of the City"

Goal 3: Focus Efforts on projects that will result in an increase to the sales tax and transient occupancy tax (TOT) revenues
By increasing demand for hospitality, dining and shopping amenities, utilized by and complimentary to, the Grand.

Organizational Efficiency

Goal 1: Advance City Council's Fiscal Policies
By lowering General Fund support of the Center and supporting revenue generation

Goal 2: Strengthen Customer Value through ensuring quality and excellent customer service
By delivering services that are welcomed by the community, informing the community of available City services, and promoting excellent customer relations.

Livability

Goal 2: A City with enticing Arts, Entertainment, and Recreation
By increasing the number of entertaining, cultural, educational, and recreational activities

FISCAL IMPACT

Authorizes, from the award of grant proceeds, the increase of the Cultural Arts Division budget by \$27,687 (artist fees of \$21,437 and Grand Theatre Center for the Arts expenses of \$6,250). Decreases General Fund support by \$3,904 providing staff labor supporting a community-based media project at the Grand Theatre Center for the Arts.

RECOMMENDATION

That City Council, by resolution, accept the 2012 Creative Work Fund/ArtPlace Grant and approve supplemental appropriation of grant proceeds for a collaborative project between artist Anne Klint and the City of Tracy, and authorizes the City Staff to execute project management.

Prepared by: William Wilson, Cultural Arts Manager – Visual Arts

Approved by: R. Leon Churchill, Jr., City Manager

Attachment – Anne Klint PSA

**CITY OF TRACY
PROFESSIONAL SERVICES AGREEMENT
EXHIBITION LENDER**

THIS PROFESSIONAL SERVICES AGREEMENT (hereinafter "Agreement") is made and entered into by and between the CITY OF TRACY, a municipal corporation ("CITY"), and Anné M. Klint, a sole proprietor ("ARTIST").

Lender Contact Information:

Anné M. Klint, Artist
2020 Livingston St.
Oakland, CA 94606
415.269.0047
anne@anneklint.com

Exhibition Overview:

Inhabit Your City: Voices of Tracy Residency & Exhibition
Residency – Grand Theatre Center for the Arts
October 1 – 31, 2012
Exhibition – GWF Energy & Souza Galleries
June 8th – July 20th, 2013
Opening Reception, Saturday, June 8th
Gallery Talk, Saturday, June 29th

NOW THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

1. **SCOPE OF SERVICES.** With the understanding that the residency and exhibition, as funded by a 2012 Creative Work Fund/ArtPlace grant (Grant #20110724) in media arts, *Inhabit Your City: Voices of Tracy* ("exhibition"), will be presented in the Grand Theatre Center for the Arts, and in the GWF Energy and Souza Galleries (the "Gallery"), the ARTIST shall perform the services described below:

Work with Cultural Arts Division staff to execute a collaborative residency and exhibition-based project as described in the Creative Work Fund Grant Packet (Exhibit A).

Utilize the Grand Theatre Center for the Arts as a featured Artist-In-Residence.

Execute a series of interactions and interviews with community collaborators contributing to a video-based and publication-based project.

CITY OF TRACY -- PROFESSIONAL SERVICES AGREEMENT

EXHIBITION LENDER -- ARTIST

Page 2 of 6

Execute development of a publication including project content, design and print ready files, delivered to Cultural Arts Division staff for the printing and distribution of a limited edition book in support of the exhibition.

Provide a selection of original video and photographic artworks ("artworks") for use in a thematic exhibition.

Provide exhibition worksheet (hardcopy) with description of artworks and sale prices/declared value of work.

Provide Artist's Statement (electronic & hardcopy) for use in exhibition and educational and promotional materials.

The ARTIST grants the CITY the rights to promote residency and exhibition programming in print, media and electronically utilizing the materials referenced above.

Actively promote, and participate in, the referenced events above in the Exhibit Overview.

The ARTIST shall not use any subcontractors or subconsultants, other than those used to provide artist and promotional services, without the prior consent of the CITY.

2. TIME OF PERFORMANCE. ARTIST shall commence work on this project on October 1st, 2012. ARTIST shall utilize the Grand Theatre Center for the Arts as the feature Artist-In-Residence during the month of October 2012. ARTIST shall provide print ready publication files by April 15th, 2013 to Cultural Arts Division staff. ARTIST cause delivery of the artworks to Gallery on a day and at a time, which is convenient to both ARTIST and CITY, provided however, that the ARTIST shall manage delivery of artworks to Gallery by or on Friday, May 24th, 2013.

Artworks will remain on display through the duration of the exhibition with no early withdrawals.

The ARTIST shall cause retrieval of the artworks from Gallery on a day and at a time which is convenient to both ARTIST and CITY, provided however, that the ARTIST shall manage retrieval of artworks by or on Saturday, July 27th, 2013.

3. INDEPENDENT CONTRACTOR STATUS. The ARTIST is an independent contractor and is solely responsible for all acts of its employees, agents, or

**CITY OF TRACY -- PROFESSIONAL SERVICES AGREEMENT
EXHIBITION LENDER -- ARTIST**

Page 3 of 6

subconsultants, including any negligent acts or omissions. The ARTIST is not CITY's employee and the ARTIST shall have no authority, express or implied, to act on behalf of the CITY as an agent, or to bind the CITY to any obligation whatsoever, unless the CITY provides prior written authorization to the ARTIST. Contractors and the ARTIST are free to work for other entities while under contract with the CITY. Contractors and the ARTIST are not entitled to CITY benefits.

4. **CONFLICTS OF INTEREST.** The ARTIST (including its employees, agents, and subconsultants) shall not maintain or acquire any direct or indirect interest that conflicts with the performance of this Agreement. In the event that the ARTIST maintains or acquires such a conflicting interest, any contract (including this Agreement) involving the ARTIST's conflicting interest may be terminated by the CITY.
5. **COMPENSATION.**
 - 5.1. For services performed by the ARTIST in accordance with this Agreement, CITY shall pay the ARTIST a total fee of \$21,437.00, which fee shall be deemed to be complete compensation and reimbursement for all of the ARTIST's services and any and all associated costs with respect to this Agreement.
 - 5.2. ARTIST shall submit periodic and itemized invoices between July 2012 and June 2013 to CITY for services described herein and approved by the City.
 - 5.3. Within (30) thirty days of approved invoice, CITY shall make payment to the ARTIST based upon the services described on the invoice and approved by the CITY.
6. **SALE OF ARTWORKS.** The ARTIST may offer artworks for sale during the exhibition. The City shall apply and collect applicable sales tax at the current rate of 8.25% on the sale of artworks. The ARTIST will receive 80% of the base price from sale of artworks. The City will retain 20% commission on the base price from the sale of artworks. The City may opt to discount artworks up to 10% of retail price as a sales incentive. The 10% discount will be deducted from the City commission.
7. **BUSINESS LICENSE TAX.** Prior to commencement of any work under this Agreement, ARTIST shall obtain a City of Tracy Business License – General Business - Outside Tax (Pro-rated Fee + Processing Fee) for the scope of services.
8. **INSURANCE OF LOANED ARTWORKS.** The CITY maintains City-wide liability coverage for art and objects, both permanent assets and loaned works, in the amount of \$2,000,000.
9. **TERMINATION.** The CITY may terminate this Agreement by giving ten days written notice to the ARTIST. If termination is not based on the ARTIST's breach of this

**CITY OF TRACY -- PROFESSIONAL SERVICES AGREEMENT
EXHIBITION LENDER -- ARTIST**

Page 4 of 6

Agreement, the CITY shall pay the ARTIST a total termination fee of \$100.00 and CITY will have no further obligations under this Agreement.

- 10. ATTORNEY'S FEES.** In the event any legal action is commenced to enforce this Agreement, the prevailing party is entitled to reasonable attorney's fees, costs, and expenses incurred.
- 11. INDEMNIFICATION.** The ARTIST shall indemnify, defend, and hold harmless the CITY (including its elected officials, officers, agents, volunteers, and employees) from and against any and all claims, demands, damages, liabilities, costs, and expenses (including court costs and attorney's fees) resulting from or arising out of the ARTIST's performance of services under this Agreement.
- 12. INSURANCE.**
- 12.1. General.** ARTIST shall, throughout the duration of this Agreement, maintain insurance to cover ARTIST, its agents, representatives, and employees in connection with the performance of services under this Agreement at the minimum levels set forth herein.
- 12.2. Commercial General Liability** (with coverage at least as broad as ISO form CG 00 01 01 96) "per occurrence" coverage shall be maintained in an amount not less than \$2,000,000 general aggregate and \$1,000,000 per occurrence for general liability, bodily injury, personal injury, and property damage.
- 12.3. Automobile Liability** (with coverage at least as broad as ISO form CA 00 01 07 97, for "any auto") "claims made" coverage shall be maintained in an amount not less than \$500,000 per accident for bodily injury and property damage.
- 12.4. Workers' Compensation** coverage shall be maintained as required by the State of California.
- 12.5. Endorsements.** ARTIST shall obtain endorsements to the automobile and commercial general liability with the following provisions:
- (a) The CITY (including its elected officials, officers, employees, agents, and volunteers) shall be named as an additional "insured."
 - (b) For any claims related to this Agreement, ARTIST's coverage shall be primary insurance with respect to the CITY. Any insurance maintained by the CITY shall be excess of the ARTIST's insurance and shall not contribute with it.
- 12.6. Notice of Cancellation.** ARTIST shall obtain endorsements to all insurance policies by which each insurer is required to provide thirty (30) days prior written notice to the CITY should the policy be canceled before the expiration date. For the purpose of this notice requirement, any material change in the policy prior to the expiration shall be considered a cancellation.

**CITY OF TRACY -- PROFESSIONAL SERVICES AGREEMENT
EXHIBITION LENDER -- ARTIST**

Page 5 of 6

- 12.7. **Authorized Insurers.** All insurance companies providing coverage to ARTIST shall be insurance organizations authorized by the Insurance Commissioner of the State of California to transact the business of insurance in the State of California.
 - 12.8. **Insurance Certificate.** ARTIST shall provide evidence of compliance with the insurance requirements listed above by providing a certificate of insurance, in a form satisfactory to the CITY, no later than five (5) days after the execution of this Agreement.
 - 12.9. **Substitute Certificates.** No later than thirty (30) days prior to the policy expiration date of any insurance policy required by this Agreement, ARTIST shall provide a substitute certificate of insurance.
 - 12.10. ARTIST shall also, until accepted delivery for exhibition, keep the Artwork fully insured against fire, vandalism, and theft and to bear any risk of loss from whatever cause. In the event of loss caused by fire, vandalism, theft or other risk, Artist shall use the insurance or other proceeds to recommence and complete the Artwork.
 - 12.11. **ARTIST's Obligation.** Maintenance of insurance by the ARTIST as specified in this Agreement shall in no way be interpreted as relieving the ARTIST of any responsibility whatsoever (including indemnity obligations under this Agreement), and the ARTIST may carry, at its own expense, such additional insurance as it deems necessary
13. **ASSIGNMENT AND DELEGATION.** This Agreement and any portion thereof shall not be assigned or transferred, nor shall any of the ARTIST's duties be delegated, without the written consent of the CITY. Any attempt to assign or delegate this Agreement without the written consent of the CITY shall be void and of no force and effect. A consent by the CITY to one assignment shall not be deemed to be a consent to any subsequent assignment.
 14. **MODIFICATIONS.** This Agreement may not be modified orally or in any manner other than by an agreement in writing signed by both parties.
 15. **WAIVERS.** Waiver of a breach or default under this Agreement shall not constitute a continuing waiver or a waiver of a subsequent breach of the same or any other provision of this Agreement.
 16. **SEVERABILITY.** In the event any term of this Agreement is held invalid by a court of competent jurisdiction, the Agreement shall be construed as not containing that term, and the remainder of this Agreement shall remain in full force and effect.
 17. **JURISDICTION AND VENUE.** The interpretation, validity, and enforcement of the Agreement shall be governed by and construed under the laws of the State of California. Any suit, claim, or legal proceeding of any kind related to this

**CITY OF TRACY -- PROFESSIONAL SERVICES AGREEMENT
EXHIBITION LENDER -- ARTIST**

Page 6 of 6

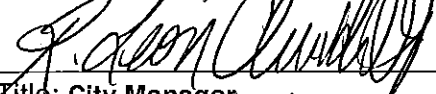
Agreement shall be filed and heard in a court of competent jurisdiction in the County of San Joaquin.

18. **ENTIRE AGREEMENT.** This Agreement comprises the entire integrated understanding between the parties concerning the services to be performed for this project. This Agreement supersedes all prior negotiations, representations, or agreements.
19. **COMPLIANCE WITH THE LAW.** The ARTIST shall comply with all local, state, and federal laws, whether or not said laws are expressly stated in this Agreement.
20. **STANDARD OF CARE.** Unless otherwise specified in this Agreement, the standard of care applicable to the ARTIST's services will be the degree of skill and diligence ordinarily used by reputable professionals performing in the same or similar time and locality, and under the same or similar circumstances.
21. **SIGNATURES.** The individuals executing this Agreement represent and warrant that they have the right, power, legal capacity, and authority to enter into and to execute this Agreement on behalf of the respective legal entities of the ARTIST and the CITY. This Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties do hereby agree to the full performance of the terms set forth herein.


CITY OF TRACY

Leon Churchill, Jr


Title: City Manager
Date: 7/18/12

ARTIST

Anné M. Klint


Date: 10 July 2012

Approved As To Form:


BILL SARTOR, ASSISTANT CITY ATTORNEY

**CITY OF TRACY
PROFESSIONAL SERVICES AGREEMENT
EXHIBIT A**

CREATIVE WORK FUND GRANT PACKET

CREATIVE WORK FUND

Supporting New Work by Bay Area Artists

A program of the Walter and Elise Haas Fund, supported by ArtPlace,
The William and Flora Hewlett Foundation, and The James Irvine Foundation

Grant #20110724
(Please refer to
this number in all
correspondence)

June 18, 2012

Mr. William F. Wilson II
Gallery Supervisor
Grand Theatre Center for the Arts
715 Central Avenue
Tracy, CA 95376

Dear *Mr. Wilson*.

On behalf of the Creative Work Fund, a grant program supported by ArtPlace, The William and Flora Hewlett Foundation, The James Irvine Foundation, and the Walter and Elise Haas Fund, I am pleased to inform you that the Grand Theatre Center for the Arts' collaborative project with Anné M. Kint was selected to receive a \$31,591 Creative Work Fund/ArtPlace grant in media arts.

In making these awards, the Fund drew upon the expertise of a Grants Review Panel. Its members were Fidelma McGinn, Samuel Orozco, K.C. Price, Donald Hayes Russell, and Mary Ellen Strom. The contributing funders and members of the Grants Review Panel were very impressed by the excellence and range of the projects that were submitted.

The Walter and Elise Haas Fund administers the Creative Work Fund on behalf of its funders. All reports and queries about the grant, therefore, should be directed to me at the Walter and Elise Haas Fund. However, please send announcements about presentations of the work to all of the funders—Tim Halbur and Bridget Marquis at ArtPlace; John McGuirk, Director of Performing Arts and Ron Ragin, Program Officer, The William and Flora Hewlett Foundation; Jeanne Sakamoto, Senior Program Officer, The James Irvine Foundation; and me, Frances Phillips, Director, The Creative Work Fund. Printed materials and other forms of recognition for this grant should specify that the project was made possible in part by a grant from **The Creative Work Fund, a program of the Walter and Elise Haas Fund supported by generous grants from ArtPlace, The William and Flora Hewlett Foundation, and The James Irvine Foundation.**



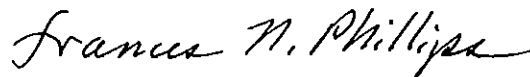
A check for the full amount of the grant will be sent to the Grand Theatre Center for the Arts when a signed copy of this letter is returned as well as a copy of a memorandum of understanding between the artist or artists and the organization (see enclosed about preparing such a memorandum). The grant period is June 18, 2012 to July 31, 2013. Please return the materials no later than August 1, 2012.

Brief narrative reports and appropriate documentation--printed materials, audiotapes, or videotapes--of the completed project are due October 31, 2013. As was true with the proposals, we would like both the principal artists and the organizations to comment on the results of the project in the narrative report. A list of questions to be addressed in your report is enclosed.

If this letter correctly sets forth your understanding of the terms of this grant, please return this letter with an original signature and your signed memorandum of understanding by August 1, 2012. Your collaborating artist also must sign and return a copy of his or her letter and sign the memorandum.

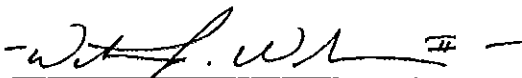
Congratulations on receiving this highly competitive grant. The Creative Work Fund is pleased to have this opportunity to support your excellent work. If you submitted supplementary materials, they will be sent back to you by the end of July.

Sincerely yours,



Frances N. Phillips
Program Director

AGREED:



Mr. William F. Wilson, II
Grand Theatre Center for the Arts

FNP:jw

OCCUPY THE GRAND!

A Brief Manifesto:

If awarded this Creative Work Fund/ArtPlace grant, I will:

- occupy the Grand Theatre Center for the Arts, making it home base for a one-month Artist-In-Residence project,
- use digital video to investigate and document the effects (positive and negative) of the economic downturn and housing crash in the Central Valley City of Tracy (San Joaquin County),
- conduct video interviews at the Grand and in out-post locations throughout the City to capture an expanded narrative from a wide array of citizens,
- create an archive of video interviews with the potential to 're-make' community by allowing stories to be told, as well as heard, illuminating what's on the hearts and minds of the City,
- mount a feature exhibition, culled from the archive, at the Grand Galleries and in various sites throughout Tracy,
- produce a photobook celebrating the City and its many stories.

Because the Grand functions as a professional and community-based interdisciplinary arts center deep in resources, including art studios, specialized equipment, galleries and theaters, I will utilize the whole facility during this immersive one month residency. The Grand will serve as a command center from which to research, develop and create, but also offers the possibility for me to invite the public in. This approach will provide for a collective experience that will fuel a series of conceptual documentaries, both on and off-site. Video and photographs that I create, both alone and in collaboration with others, will speak to the nature of this place - the City of Tracy. This will be an exploration of civic identity; an exploration growing organically from within a civic space built for and used by the community.

The result of this residency will be 1) a large archive of interviews (video and aural) and videos made by and with community collaborators, 2) a feature exhibition at the Grand Galleries combining selections from these interviews and my own conceptual video work, 3) public collateral in the form of a book project released in conjunction with the exhibition, and 4) off-site video installations throughout the city coinciding with the exhibition at the Grand.

Occupying the Grand is at its core both a physical and psychological process. Physical in its history and community presence, psychological in the possibilities and transformation it represents in the hearts, minds and memories of the public.

OK - How will it really work?

- a. *Get a room* – total one-month immersion in the City of Tracy (October, 2012)

- b. *Meet* – collaborate with the Grand to find community partners and suitable 'sites of significant experience.' The Grand will provide admin and tech support as needed to facilitate the process.
- c. *Make art* – roam the City and surrounds; make 'my work' – landscape-based conceptual videos and photographs. These works will become part of the greater body of works, acting as video environments for interviewees, as segue material, and in the book project.
- d. *Construct* – a rear-screen projection video booth at the Grand so that interviewees can tell their stories against a video background of their choosing. This video interview station will allow for higher production values and the ability to create and better control an environment for collaborators.
- e. *Build* – a portable video booth - use the iPad for instant record-edit-playback capabilities. The portable booth will be installed at various locations during the residency period. The portability of this station will necessitate working in a looser manner, and being open to serendipity and chance in the interview process as it will be more difficult to control the environment at the out-post locations (West Valley Mall, City Parks, City Hall, Transit Station, etc.)
- f. *Employ* – the seductive nature of moving images by using video on playback monitors (iPad or other screens) to entice interest from passersby.
- g. *Listen* – talk to anyone about anything (*thank you Steve Lambert*) – create a space for dialogue. Be present everyday to ask the questions, guide participants but allow for the process to develop in serendipitous ways.
- h. *Conduct* – video interviews, use recording studio at the Grand when possible to record narratives, music, stories, poetry, actions.
- i. *Document* – keep a written journal and document the process photographically.
- j. *Share* – lend small hi-def recorders so that collaborators may contribute their own footage to the larger project.
- k. *Expand* – start a blog in conjunction with the journals to encourage both inflow and outflow of communication throughout the process. Can serve as portal for written interviews/stories.
- l. *Exhibit* – project results in a feature exhibition in June 2013 at the Grand Galleries. Co-opt other public spaces for concurrent video installations throughout the City.
- m. *Release* – design and develop a book in collaboration with the Grand to be released with the exhibition as documentation of the process and a gift to collaborators.
- n. *Archive* – the result of this residency will be an archive, a document of what it means to be in this place at this time. Copies of the finished video works and the book project will be gifted to the City of Tracy Civic Art Collection, Grand Theatre Center for the Arts – Arts Education Program Library, Tracy Historical Museum Collection and the Tracy Library Collection.

Proposed Timeline:

October 2012 – residency period

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
Creative Work Fund/ArtPlace, 2011-12

June - July 2013 – feature exhibition at the Grand Galleries

November 2012 - May 2013 – interim period. Keep project fresh in the minds of the community by:

- Scheduling project-focused community events at the Grand
- Maintaining regular blog/twitter updates
- Curating off-site video installations in co-opted public spaces
- Writing an editorial column in the Tracy Press
- Continuing intense post-production editing and release video works as they are completed

Some sample interview questions:

- Many people moved to Tracy in pursuit of the American Dream and affordable housing after the dot-com boom. Was this part of your experience?
- Was your family already here by that time (Were you witness to this influx)?
- How has your life changed since 2008? (Plans, lifestyle, outlook)
- In what ways has the community changed since 2008, and with what impact?
- In what ways have you noticed a realignment of your values?
- What unforeseen changes have occurred for the better?
- In what ways has the Tracy community been supportive (or not) during the economic downturn?
- What has the economic downturn revealed to you about the human experience and what it means to be resilient?
- What occupies your thoughts these days?
- What future do you foresee for this community? (5,10, 20 years from now?)

About the organization:

The Grand Theatre Center for the Arts opened in September of 2007 and is owned and operated by the City of Tracy. The facility is the only municipal, interdisciplinary arts center in the state of California with a comprehensive and unique set of programs in one complex. The Center operates full time with a professional Presenting Program on two stages, Exhibitions Program in three galleries across the historic storefronts on Central Avenue, and Arts Education Program for students of all ages offering tiered instruction in dance, drama, music, and visual arts. The Grand is currently celebrating its 5th Anniversary 2011-12 Season.

The Exhibitions Program offers a combination of professionally produced exhibitions and fine arts-based events. Exhibitions feature local, regional, national, and international artists, as well as arts organizations, curators, and collection lenders in all disciplines and genres. Exhibitions are often supplemented, and cross-collaborate with Arts Education, Presenting and Civic Art Programs to develop educational and interactive components. As part of the City of Tracy's Civic Art Plan, the City holds and displays a collection of artworks in public spaces, as well as in the lobbies, offices, and thoroughways of City Hall and the Grand Theatre Center for the Arts.

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
Creative Work Fund/ArtPlace, 2011-12

In partnering with me on this project, the Grand aims to:

- Further Arts-Education goals
- Participate in the pulse-taking of the community
- Expand the Civic Art Program
- Foster community engagement with the arts
- Create a space for an open flow of information/communication
- Enhance programming interactivity

About the artist:

Anné M. Klint, a media and installation artist based in Oakland, and formerly in Tracy, California, is a 2003 graduate of the California College of the Arts. As a Rotary Ambassadorial Scholar, Klint also studied Media Art in Leipzig, Germany (2007-08). Her works have appeared in a solo exhibition at the Grand Theatre Center for the Arts (Grand Galleries) in early 2009, which was the first media art ever presented at the Grand. This was followed by a large-scale curatorial project *A Measure of Humanity, The Harcos-Huneke Collection*, which opened the exhibition season at the Grand Galleries in September, 2009. Klint was awarded a civic art project from the City of Tracy, which was installed in the new Tracy Transit Station in 2010. More recently, Klint was included in the *2011 New Media Currents* exhibition in Santa Fe and *The First Show* at multiplexer gallery in Las Vegas. Other curatorial projects include *The Hatchery: East of Fresno* (2011) as well as the pop-up space, Inhabit Gallery, which debuted in Oakland in January 2011 with the inaugural exhibition, *Cohabit*. Klint has exhibited nationally and internationally.

Why collaborate?

The Grand Co-Arts Program Manager – Visual Arts, William Wilson and I have a proven track record of working together, both as artist/gallerist and curator/gallerist. Our working relationship has deepened since my implementation of “Birds in Transit” a permanent Civic Art Project at the Tracy Transit Station. We have developed a strong level of trust and we both are deeply committed to the arts and the creative community. We are partners spreading the reach and impact of art within underserved communities in particular. In addition, the Grand has now established itself as a regional cultural institute in northern California. It only seems natural to pursue a collaboration of this nature, especially at this time in Tracy.

As collaborators, William Wilson/the Grand Theatre Center for the Arts and I share a number of overlapping goals. We both:

- support the educative power of art in the public realm,
- share the belief that access to/practice of Fine Arts enriches a community, expanding community engagement by creating communication pathways, improving overall quality of life,
- support the *resourceful* use of resources to build a sustainable momentum whereby organizations and artists (and artworks) have a deeper relationship to the community within which they work and create.

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
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The strength of this collaboration between artist and organization lies in our combined resources. As collaborators, we will embark upon a very public level of engagement with the community of Tracy. My history as a former Tracy resident will allow me to draw upon the many relationships I have previously established within the community. The Grand, a City-owned and operated institution, will allow for unprecedented access to various other City-owned spaces as well as local business communities. Our potential collaborators in this outreach project include:

- City Hall & Civic Center Plaza
- Tracy Historical Museum
- Tracy Press Archive
- Tracy Library
- Tracy Transit Station
- West Valley Mall
- Tracy City Center Association (Downtown property and business owners)
- Tracy Chamber of Commerce (City-wide businesses)
- Ad Hoc Public Spaces/Places

This network of resources makes it possible to conduct video interviews in multiple locations throughout the city, accessing a wide range of citizens. It also supports the display of video installations throughout the community and creates an immediate built-in audience for the archive of response/reaction/opinion that will result from this almost yearlong video documentary process. The culmination of this project will be two-fold:

1. an archive of videos for a feature exhibition (in the Grand Galleries and throughout the City), and
2. a photo and text-based book celebrating the City through personal accounts.

The intent is for editioned sets of these materials to be gifted to the Grand Theatre Center for the Arts, Tracy Historical Museum, and Tracy Library. In addition, community collaborators will receive a DVD copy of video works in which they directly participated as well as a copy of the book that will be jointly produced by the Grand and myself.

How will we divide duties?

Issues around scheduling, budgets, technology and community collaborators will be mitigated jointly. We will hold to a schedule of communication in the weeks prior to and during the residency period, and through the exhibition opening where we attend to these details. I personally will be responsible for my housing, food and transportation needs during the residency period. I will also secure Model Release Forms and maintain insurance as required by the City of Tracy. The Grand and I will jointly produce the public collateral – I will create and design the book project and the Grand will fund the printing and manage distribution.

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
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Why now?

The City of Tracy, like all Central Valley cities, has been hard hit by the economic downturn and housing market crash. The City is in transition, as are her inhabitants. Many are jobless and have lost their homes in the economic fallout within San Joaquin County. Yet Tracy moves forward with a long-term plan to revitalize the historic downtown core and improve City-wide services such as fire response, business development and mass transit. A costly redevelopment effort in this economic climate is a contradiction some residents find unsettling. Since the Grand Theatre Center for the Arts is a municipal facility designed as an educational and economic amenity in the downtown redevelopment, this CWF video residency project is posed to nest squarely within this contradiction, as this collaboration between artist Anné M. Klint and the Grand will allow for some co-opting of public spaces and resources.

Thanks to YouTube, digital video has supplanted photography and television as the most influential medium of the day. The moving image is immediate, direct, and independent of language. A non-traditional residency at the Grand, with its high street visibility, where evidence of video processes are on display for passers-by will certainly arouse the interest of the community. And a series of site-specific video installations throughout the City will serve to foster dialogue among residents, and create an archive, a record, of what it means to be here now.

In addition, this project is close to my heart, as my husband and I are among the number of homeowners who have lost their homes as the market "corrected." I am keenly aware of the personal emotional, social, and financial complications that have ensued in the wake of the economic meltdown. I am no outsider to this process, which will ideally allow me greater access to the stories of others. More importantly, we have been inundated for years with solely negative press about the market meltdown with little attention paid to the opposite: the resiliency of the human spirit, the ability for communities to rally in times of need, the varied ways in which individuals and families adapt, recover and learn from adversity. This project seeks to remedy this.

Current stage of development:

We are currently in the planning stages of development. William Wilson and I have created a preliminary timeline and compiled a list of potential community partners.

One such partner is Mike Donaghy, General Manager at the West Valley Mall, located in Tracy. Mr. Donaghy is looking forward to collaborating with us and has agreed to allow a mobile video interview booth to be installed in the mall. He is also excited for the possibility for video installations to be displayed on premises as post-production timelines allow.

Another partner is Sam Matthews, Publisher Emeritus of the Tracy Press, the City's longstanding local newspaper. Mr. Matthews, a pillar within the community, has pledged

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
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to cover the project in the paper and welcomes occasional editorial submissions throughout the duration of the project.

Creative placemaking:

In terms of funding for the arts, art in public spaces and art in community, the City of Tracy is undoubtedly underserved. It is only within the recent framework of the Downtown Revitalization Project that the City has installed public art at the Fire Administration Building (2007) and Transit Station (2010). Revitalization and Civic Art programming are not always well received, especially in difficult economic times and when many in the community don't understand the circuitous ways in which public art is often funded. A project of this kind, in this place has a likely impact far greater than simply the sum of its parts. These interviews, culminating in a multi-layered exhibition, will serve to re-make community by highlighting personal and diverse experiences while celebrating the universal. In addition to creating a valuable archive, whose long-term reach is potentially great, this type of community-focused project has the ability to directly enrich the community by expanding engagement. This grant will perfectly complement the relatively recent efforts already in motion to bring the arts into focus within the Tracy community.

The county of San Joaquin in general, and the City of Tracy in particular, are rarely (if ever) the recipients of grants such as this one. By underwriting this project, Creative Work Fund/ArtPlace sends a clear and strong message that these oft-forgotten locales have a voice and a story that deserves to be heard.

Thoughts on *Occupy* (In Conclusion):

The Occupy movement has reminded us of the public framework which exists whereby we (citizens) may create/discuss/imagine/philosophize/consume/invent a very real and also philosophical public space. It is in this spirit that *Occupy the Grand* will operate – it is an attempt to create an open dialogue and flow of communication within the community. By asking "What occupies your thoughts?" I am tapping into the public conscience. By co-opting City-owned public spaces with conceptually-based documentary video installations, I re-imagine a space where art-as-occupier is no servant to the maker/gallery/art-consumer, but instead serves the community.

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
Creative Work Fund/ArtPlace, 2011-12

Artistic vision for this project:

My goal for this project is to create an archive, one that draws from the video interview tradition, but is realized within a wider structure. Stories and histories can be told in images, sounds, in form and color as well as with words. I hope to be open to the process in a way that will allow for the unexpected to develop. I want the seductive power of moving images to draw viewers in and the compelling universal nature of the stories to keep them entrenched and engaged. By being active and present in the archive collection process my story may also appear. Free from didacticism or judgment, my desire is that the archive and book will be a reflection, through a conceptual lens, of these people, this place, in this time.

How my work relates to this project:

I consistently make video works with a strong meditative and often emotive quality. These short works, often involving animals, or sublime landscapes, are at the surface often easy to engage with, though many layers of meaning lie beneath. With these works I explore how media (literally and metaphorically) filters our experience of the world around us. What connects my work is typically an exploration of the physical space around me, which then creates a phenomenological space when experienced by the viewer. Historically, my photography has moved between documentary and conceptual styles, but I have only recently begun working in a documentary style with video.

In one respect, this project continues a line of inquiry I began while still a student at CCAC. A pseudo-documentary class taught by photographer Jim Goldberg allowed me the space to create a fictional narrative about Central Valley living that resulted in a book, Vacancy. This piece was a commentary on the booming housing market, which attracted many (including myself and now-husband) to the Valley in pursuit of 'affordable' housing. We found the hidden costs of cheaper housing in terribly long commutes (leaving houses and families 'vacant') as well as the social costs to small towns and their established communities as they morphed into exurbs. These costs have multiplied and metastasized as so many (including us) have lost homes, jobs and life savings since the bubble burst. As many artists have undertaken documentary photo surveys of the Central Valley since the housing meltdown, revisiting Vacancy in photo form will not add much more to the discourse. A video survey, in its ability to capture local stories, seems more appropriate.

In another respect, however, this project represents a departure from my more recent conceptual videos and installations in that there is a very direct engagement with the public. Though most of my video work is more insular than this proposed project, I strongly support making work that is readily available to a wide range of viewers. This project provides an opportunity for me to explore alternate forms of working, as well as instigate wider-reaching dialogues than my earlier work has provided. It will absolutely allow me to grow as an artist (and human, too).

Anné M. Klint and The Grand Theatre Center for the Arts
Tracy, San Joaquin County
Creative Work Fund/ArtPlace, 2011-12

Education

- 2007 New Genres/Media Art, Hochschule für Grafik und Buchkunst, Leipzig, Germany
I studied media art under Joachim Blank and Helmut Mark.
- 2003 BFA with High Distinction in Photography, California College of Arts and Crafts, Oakland, CA. I studied photography primarily with Jim Goldberg and sculpture with Mark Thompson.
- 1995 Welding Certification Program, Albuquerque Technical-Vocational Institute, NM

Awards/Honors

- 2007 Rotary Ambassadorial Scholar, Rotary International
As Rotary Scholar, I lived and studied in Leipzig for one year. As cultural Ambassador to Germany, I made more than 10 presentations to varied audiences – all in German! This award allowed me to better understand the similarities and differences between American and German contemporary art and culture while also expanding my network.

Civic Art Projects

- 2010 *Birds in Transit*, Multi-Modal Transit Station, Tracy, CA
With this project, I combined science, poetry and art by showcasing 4 species of birds that migrate through the Central Valley. I brought the outdoors inside the Transit Station, and with sensitivity to the architecture (through scale and position), created surprises for passersby.

Recent Solo Exhibitions

- 2009 *Oceans*, Grand Galleries/Grand Theatre Center for the Arts, Tracy, CA
This exhibition represented the first media art ever shown at the Grand Galleries and allowed me to synthesize my experiences and research while away in Germany.
- 2007 *TV Real*, Best Buy, Tracy, CA
Best Buy's manager allowed me to install my video art on thirteen monitors for a day-long community focused event.

Recent Group Exhibitions featuring Media Art

- 2012 *The First Show*, multiplexer, Las Vegas, NV
My work was exhibited in the Inaugural Exhibition at multiplexer, the first and only gallery dedicated to media art in Las Vegas, NV.
- 2011 *East of Fresno*, The Hatchery Art Spaces, Badger, CA
I showed a site-specific video installation in an abandoned airplane hangar once used by Synanon, located in the Central Sierra foothills.
- 2011 *Currents 2011*, Parallel Studios, Santa Fe, NM
My work was included in this esteemed New Media Currents Festival in Santa Fe.
- 2011 *A Live Animal*, Root Division, San Francisco, CA
Two video works featuring animals were included in this local exhibition.
- 2010 *Free Range*, The Hatchery Art Spaces, Badger, CA
Research of Synanon history inspired a performative video work in homage to the women of Synanon who were and were not coerced to shave their heads.
- 2010 *Rauschen und Flimmern*, D21 Kunstraum, Leipzig/DE

Anné M. Klint and The Grand Theatre Center for the Arts
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An artist lecture I gave in Leipzig led to my inclusion in this group show examining video processes and artifacts (translates loosely to *Noise and Flickering*).

- 2008 *Gedanken-zur-Revolution*, Part 1, Leipzig/DE
While in Leipzig, I was included in this Invitational Exhibition (*Thoughts on Revolution*). I included the video installation *Un/verschwinden*, a conceptual portrait of my anarchist cousin.

Curated Exhibitions

- 2011 *East of Fresno*, The Hatchery Art Spaces, Badger, CA
I co-curated this exhibition at the abandoned, derelict airplane hangar built by Synanon in the Central Sierra. Our aim as curators was to create a new intentional community on the site of two failed communities. Included were 41 international and national artists, many of whom lived on site while making their work. The location was an underserved rural area in the foothills of Central California.
- 2011 *Cohabit*, a group show exploring human/non-human alliances at Inhabit Gallery, Oakland, CA. I created Inhabit Gallery to exist in ephemeral or pop-up locations as opportunity allows. I am interested in how art/actions/ideas actively inhabit spaces/minds. This curatorial work has allowed me to connect with many local artists in unexpected and enriching ways.
- 2009 *A Measure of Humanity*, The Harcos-Huneke Collection. This feature exhibition opened the Grand Galleries (Grand Theatre Center for the Arts, Tracy, CA) 2009-10 Exhibition Season and featured 101 works by international and national artists. This work was enlightening in that I learned the entire exhibition process. I also produced an exhibition catalog which was released in conjunction with the Gallery Talk where I introduced the lenders to the community.

Writing

- 2009 *A Measure of Humanity*, (Exhibition catalog), Oakland, CA, October 15.
My curatorial statement was included in this catalog, along with interviews I conducted of the exhibition lenders.
- 2009 "Public art captures community values," *Tracy Press*, March 20.
An editorial column explaining the benefits and funding of public art in the City of Tracy in the months leading up to the Tracy Transit Station Civic Art Program.

Bibliography

In addition to inclusion in numerous zines and exhibition catalogs, reviews of my work have been included in the Fresno Bee, Tracy Press, Stockton Record, Union Democrat, and Oakland Tribune.

Residency

- 2006 Stonehouse Residency for the Contemporary Arts, Miramonte, CA
The relationships I formed at the Stonehouse Residency have been pivotal in creating opportunities since 2006. Through contacts in the Sierra, I have participated in/curated several exhibitions as well as made numerous media works on location in the Sierra that explore our relationship to the mediated environment, as well as the history of specific sites, such as the Synanon site.

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Project Budget

<u>EXPENSE</u>	<u>HOW COMPUTED?</u>	<u>AMOUNT</u>
1 Artist's Fees and Direct Expenses		
Artist's Fees/Personnel Costs		
* Lead Artist's Fees or Salary & Benefits		6,000.00
	(310 hours) 31 days x 10 hrs/day > video interviews, documenting	
	(300 hours) 30 weeks x 10/hrs/wk > post-production, video works	
*Assistants - General: 40 hrs. @ \$10/hr		400.00
Artists' Direct Expenses		
*Materials, Supplies, Equipment		
	Tri-pod, heavy duty, used	150.00
	Canon 5D Mark II with lens, new	3,989.00
	HD GoPro video cameras (for lending)	436.00
	iPad, 64gb, new	762.00
	Projector, used	500.00
	Back-up hard drives, 2 x 2 terabyte	400.00
	DVDs, archival	150.00
	Printing (model release, info card)	175.00
	Wide angle lens, used	875.00
	Video lighting kit with backdrops for mobile use	625.00
	USB microphone with boom	165.00
	Rear screen video booth for use at the Grand	400.00
*Travel & Transportation		776.00
	1410 miles x .55/mile (10 round trips to Tracy, 10 miles/day x 31 days)	
*Hotel		2,355.00
	30 nights x \$80 = \$2400	
*Meals, residency		1,240.00
	31 days x \$40/day	
*Exhibition costs		
	Print, mount/frame photos for final exhibition (10x\$100)	1,000.00
Other Project Costs		
*Business License, City of Tracy		115.00
*Insurance		
	Commercial General Liability (as required by City)	581.00
	Auto coverage, premium increase	343.00
Subtotal Artists' Fees & Expenses		\$ 21,437.00

2 Organization's Personnel and Other Direct Expenses

Organization's Personnel Expenses Related to CWF Project

Administrative Salaries

* Cultural Arts Manager – Visual Arts: 54 hrs. @ \$40/hr.	2,160.00
* Cultural Arts Manager – Performing Arts: 22 hrs. @ \$40/hr.	880.00
* Arts Education Coordinator: 24 hrs. @ \$21/hr.	504.00
* Program Assistants: 24 hrs. @ \$15/hr.	360.00

Benefits for Salaried Personnel

N/A

Fees for Consultants or Constituents

N/A

Organization's Other Expenses

Space Rental

N/A

Telephone

N/A

Other Utilities

N/A

* Printing: Project Book (500 copies)

2,500.00

* Marketing/Promotion/Distribution: Electronic & Print Media

3,500.00

* Materials and Supplies: Duplication & Signage

250.00

Other Project Costs

N/A

Subtotal Organization's Expenses

\$ 10,154.00

Fiscal Sponsor's Fee if Applicable (%)

TOTAL EXPENSES

\$ 31,591.00

INCOME

INCOME SOURCE

RECEIVED

ANTICIPATED

Earned Income

Ticket Sales/Gate Receipts

N/A

Other Sales: Book Project Sales

2,400.00

Other Earned Income (specify)

N/A

Subtotal Earned Income

0.00

2,400.00

Contributed Income

Requested from the Creative Work Fund

31,591.00

Other Foundations (please specify)

Anné M. Klint and The Grand Theatre Center for the Arts
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• Arts Leadership Alliance - Grand Foundation: Hospitality Services Underwriting		<u>800.00</u>
Corporations/Businesses		<u>N/A</u>
Federal Government		<u>N/A</u>
State Government		<u>N/A</u>
Local Government		
• Summer 2013 Feature Exhibition: Production/Printing/Marketing		<u>1,600.00</u>
• Telephone/Data/Utilities		<u>100.00</u>
Individuals		<u>N/A</u>
Fundraising Events (net)		<u>N/A</u>
Other Contributions		<u>N/A</u>
TOTAL INCOME	0.00	\$ 36,491.00
TOTAL RECEIVED AND ANTICIPATED INCOME		\$ 36,491.00

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 Tracy, San Joaquin County
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3 Artist's In-Kind Contributions

Services

Designer Fee	100 hours x \$25, graphic design of book	2500.00
Web/IT support	10 hours x \$30	300.00
Documentation	20 hours x \$20, photo documentation	400.00

Equipment

MacBookPro laptop		2,500.00
Canon G11 camera		650.00
Kodak Zi8 HD video camera		200.00
Tri-pod, light-duty		50.00
iMac video editing station		2,300.00

Studio Rental, 9 months x \$400/mo. 3,600.00

Subtotal Artist's In-Kind Support **\$ 12,500.00**

4 Organization's In-Kind Contributions

Facility Rental during residency, Grand Theatre Center for the Arts
 \$115 for 4hrs x 31 days 4,805.00

Subtotal Organization's In-Kind Support **\$ 4,805.00**

TOTAL IN-KIND CONTRIBUTIONS **\$ 17,305.00**

Anné M. Klint and The Grand Theatre Center for the Arts
 Tracy, San Joaquin County
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Notes regarding the purchase of equipment:

In general, it is more cost effective to purchase equipment rather than rent.

The rental period unless otherwise noted is 1 month.

Cost comparisons are below.

Equipment	Purchase price	Rental Price
Tri-pod, heavy duty, used	<u>150.00</u>	<u>300.00</u>
**Canon 5D Mark II with lens, new	<u>3,989.00</u>	<u>2,900.00</u>
Includes lens, memory cards, accessories		
<i>Rental includes camera body only</i>		
Standard Lens for Canon 5D Mark II	(included above)	<u>360.00</u>
Wide angle lens, used	<u>875.00</u>	<u>660.00</u>
HD GoPro video cameras (for lending)	<u>436.00</u>	<u>N/A</u>
iPad, 64gb, new	<u>762.00</u>	<u>695.00</u>
iPad rental \$195/mo x 3 months, plus delivery		
Will be used for 3 months (residency + exhibition)		
Projector, used	<u>500.00</u>	<u>4,500.00</u>
Projector rents for \$1500/month		
Will be used for 3 months (residency + exhibition)		
Video lighting kit with backdrops	<u>625.00</u>	<u>400.00</u>
<i>Rental is for lights only, excludes backdrop</i>		

**The Canon 5D Mark II allows for very high production values in both still and moving images.

RESOLUTION _____

ACCEPTING 2012 CREATIVE WORK FUND GRANT AND APPROVING SUPPLEMENTAL APPROPRIATION OF GRANT PROCEEDS FOR ARTIST'S RESIDENCY AND EXHIBITION PROJECT WITH ARTIST ANNE KLINT AT THE GRAND THEATRE CENTER FOR THE ARTS

WHEREAS, the Creative Work Fund has awarded a \$31,591 to the Grand Theatre Center for the Arts for the project

WHEREAS, the receipt of the grant awards \$21,437 to artist, Anne Klint and \$10,154 to the Grand Theatre Center for the Arts

WHEREAS, the Cultural Arts Division staff will manage the grant and execute the project in collaboration with artist Anne Klint

NOW, THEREFORE, BE IT RESOLVED, That the City Council accepts and approves supplemental appropriation in the amount of \$27,687 from the Creative Work Fund/ArtPlace Grant for a collaborative project between artist Anne Klint and the City of Tracy and authorizes the City Staff to execute project management.

The foregoing Resolution _____ was passed and adopted by the City Council of the City of Tracy on the _____ day of _____, 2012, by the following vote:

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

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.G

REQUEST

APPROVE THE CITY OF TRACY'S DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM OBJECTIVES/POLICY STATEMENT AS REQUIRED BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) AND FEDERAL AVIATION ADMINISTRATION (FAA) AND UPDATED FEDERAL HIGHWAY ADMINISTRATION (FHWA) DBE GOALS FOR FEDERALLY FUNDED OR ASSISTED PROJECTS DURING THE 2012/2013 FISCAL YEAR

EXECUTIVE SUMMARY

The Federal Transit Administration and the Federal Aviation Administration, in conjunction with the Federal Department of Transportation (DOT), require local agencies to establish Disadvantaged Business Enterprise Program objectives/policy and overall goals of the DBE to become eligible for receiving Federal funds and grants. In addition, the Federal Highway Authority (FHWA) has revised the previous DBE requirements and require local agencies to update their DBE programs accordingly. The City retained the services of Harrity Consulting of Modesto, California, to complete the City's DBE requirements for federally funded projects. Approval of the DBE program will put the City in compliance with the requirements.

DISCUSSION

The City of Tracy aggressively pursues federal funds for a variety of Capital Improvement Projects and has successfully received various grants for such projects. In order for the City to be eligible and in compliance with the federal funding grant requirements, the City must adopt a DBE program consistent with the requirements. The Federal Highway Administration (FHWA) issued an office Bulletin (DLA-OB 12-04) on June 29, 2012, and revised the previous DBE requirements of underutilized disadvantaged groups and targeted all disadvantaged groups (African American, Native American, Asian Pacific American, women, Hispanic Americans, and Subcontinent Asian Americans) and all certified Disadvantaged groups for federally funded project activities. As a result, the City needs to update the DBE goals for the Federal funded/assisted projects.

Furthermore, the Federal Transit Administration (FTA) and the Federal Aviation Administration (FAA) in conjunction with the Federal Department of Transportation (DOT) require local agencies to establish Disadvantaged Business Enterprise Program objectives/policy separate from the FHWA to be eligible for receiving Federal funds for transit related projects. Since the City of Tracy is receiving funds for a variety of projects related to transit and airport operations, it is necessary to establish DBE programs to satisfy the requirement.

To comply with new regulations, the City hired the services of Harrity Consulting of Modesto, California, to complete the City's DBE program objectives/policy statement as required by the FAA, FTA, and DOT and update the DBE goals for FHWA funded/assisted projects. Harrity Consulting has prepared the required DBE programs and updated goals for FHWA funded projects. The City Attorney has reviewed the DBE programs and updated goals.

Furthermore, as required by FAA and FTA regulations, the City published this DBE program objective/policy in the general publications (Stockton Record and the Modesto Bee) and posted it on the City's website for 30 days for public comments and sent it to the local business communities for their review, comments and information. No comments have been received to date from this outreach.

STRATEGIC PLAN

This agenda item is a routine operational item and does not relate to the Council's Strategic Plans.

FISCAL IMPACT

There will be no impact to the General Fund. City Council approval is required to ensure compliance with the FAA, FTA, and Department of Transportation and FHWA requirements to continue the City's eligibility to receive federal funds on City projects.

RECOMMENDATION

That City Council, by resolution, approve the Disadvantaged Business Enterprise (DBE) Program objectives/policy and overall goals for FTA, FAA in conjunction with the DOT requirements and the updated DBE goals for FHWA for federally funded/assisted projects.

Prepared by: Zabih Zaca, Senior Civil Engineer
Reviewed by: Kuldeep Sharma, City Engineer
Approved by: Andrew Malik, Development and Engineering Services Director
Leon Churchill, Jr., City Manager

Attachments:

1. DBE Program objectives/ policy
2. DBE overall goal for FHWA

City Of Tracy

DBE Program Objectives/Policy Statement
For
FAA and FTA
Funded / Assisted Projects

THE CITY OF TRACY

DBE PROGRAM OBJECTIVES/POLICY STATEMENT

(In Accordance with Section 26.1, 26.23)

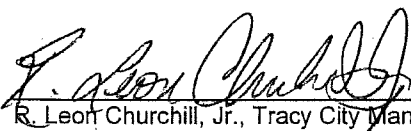
The City of Tracy (hereinafter known as TRACY) has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. Department of Transportation (DOT), 49 CFR Part 26. TRACY has received Federal financial assistance from the Department of Transportation, and as a condition of receiving this assistance, TRACY has signed an assurance that it will comply with 49 CFR Part 26.

It is the policy of TRACY to ensure that DBEs as defined in Part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. It is also TRACY's policy:

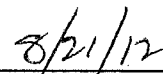
1. To ensure nondiscrimination in the award and administration of DOT – assisted contracts;
2. To create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
3. To ensure that the DBE Program is narrowly tailored in accordance with applicable law;
4. To ensure that only firms that fully meet 49 CFR Part 26 eligibility standards are permitted to participate as DBEs;
5. To help remove barriers to the participation of DBEs in DOT assisted contracts;
6. To assist the development of firms that can compete successfully in the market place outside the DBE Program.

Zabih Zaca, Senior Civil Engineer – Development Services, has been delegated as the DBE Liaison Officer. In that capacity, Mr. Zaca is responsible for implementing all aspects of the DBE program. Implementation of the DBE program is accorded the same priority as compliance with all other legal obligations incurred by TRACY in its financial assistance agreements with the Department of Transportation.

TRACY has disseminated this policy statement to the City of Tracy City Council and all of the components of our organization. We have distributed this statement to DBE and non-DBE business communities that perform work for us on DOT-assisted contracts by posting this information on our Web Site and by placing this on the Tracy City Council Agenda which is publicly noticed. Additionally we mailed notices to Minority Business Centers and published the notice in general circulation newspapers within our market area.



 R. Leon Churchill, Jr., Tracy City Manager



 Date

SUBPART A – GENERAL REQUIREMENTS

Section 26.1 Objectives

The objectives are found in the policy statement on the first page of this program.

Section 26.3 Applicability

TRACY is the recipient of federal airport funds authorized by 49 U.S.C. 47101, *et seq.*

TRACY is the recipient of federal –aid highway funds authorized under Titles I and V of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA), Pub. L. 102-240, 105 Stat. 1914, Titles I, III, and V of the Transportation Equity Act for the 21st Century (TEA-21, Pub. L. 105-178, 112 Stat. 107. The California Department of Transportation (Caltrans) received FHWA permission to adopt their own DBE Program covering all local agencies in California. Every local agency including TRACY signed and adopted an Implementation Agreement wherein they agreed to abide by all requirements of the Caltrans DBE Program in order to receive FHWA funds. Therefore document forms and procedures may be slightly different from forms used for the FAA or FTA.

TRACY is the recipient of federal transit funds authorized by Titles I, III, V, and VI of ISTEA, Pub. L. 102-240 or by Federal transit laws in Title 49, U.S. Code, or Titles I, II, and V of the Teas-21, Pub. L. 105-178.

Section 26.5 Definitions

TRACY will adopt the definitions contained in Section 26.5 for this program.

Section 26.7 Non-discrimination Requirements

TRACY will never exclude any person from participation in, deny any person the benefits of, or otherwise discriminate against anyone in connection with the award and performance of any contract covered by 49 CFR Part 26 on the basis of race, color, sex, or national origin.

In administering its DBE program, TRACY will not, directly or through contractual or other arrangements, use criteria or methods of administration that have the effect of defeating or substantially impairing accomplishment of the objectives of the DBE program with respect to individuals of a particular race, color, sex, or national origin.

Section 26.11 Record Keeping Requirements

Reporting to DOT: 26.11(b)

TRACY will report DBE participation to DOT as follows:

TRACY will submit annually DOT Form 4630, as modified for use by FAA recipients.

TRACY will report DBE participation on a semi-annual basis, using the Uniform Report of DBE Commitments/Awards and Payments. These reports will reflect payments actually made to DBEs on FTA-assisted contracts.

TRACY will report DBE participation on FHWA funded activity on a project by project basis using the Caltrans Local Assistance Procedures Manual (LAPM) Exhibit 17F.

Bidders List: 26.11(c)

TRACY will create a bidders list, consisting of information about all DBE and non-DBE firms that bid or quote on DOT-assisted contracts. The purpose of this requirement is to allow use of the bidders' list approach to calculating overall goals. The bidder list will include the name, address, DBE non-DBE status, age, and annual gross receipts of firms.

We will collect this information by including a form for bidders to enclose with their proposals with information supplied by sub-contractors.

Section 26.13 Federal Financial Assistance Agreement

TRACY has signed the following assurances, applicable to all DOT-assisted contracts and their administration:

Assurance: 26.13(a)

TRACY shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any DOT assisted contract or in the administration of its DBE Program or the requirements of 49 CFR Part 26. The recipient shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure nondiscrimination in the award and administration of DOT assisted contracts. The recipient's DBE Program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to TRACY of its failure to carry out its approved program, the Department may impose sanction as provided for under Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 *et seq.*).

This language will appear in financial assistance agreements with sub-recipients.

Contract Assurance: 26.13b

TRACY will ensure that the following clause is placed in every DOT-assisted contract and subcontract:

The contractor, sub-recipient, or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as the recipient deems appropriate.

SUBPART B - ADMINISTRATIVE REQUIREMENTS

Section 26.21 DBE Program Updates

Since TRACY has received a grant for airport planning or development and grants for FTA planning capital, and/or operating assistance in a federal fiscal year, as well as FHWA grants authorized by the statute for which this part applies; TRACY will continue to carry out this program until all funds from DOT financial assistance have been expended. TRACY will provide to DOT updates representing significant changes in the program.

Section 26.23 Policy Statement

The Policy Statement is elaborated on the first page of this program.

Section 26.25 DBE Liaison Officer (DBELO)

TRACY has designated the following individual as our DBE Liaison Officer: Zabih Zaca, Senior Civil Engineer, City of Tracy. Zabih Zaca can be contacted at 333 Civic Center Plaza, Tracy, CA 95376, ph 209-831-6452, email: zabih.zaca@ci.tracy.ca.us.

In that capacity, the DBELO is responsible for implementing all aspects of the DBE program and ensuring that TRACY complies with all provision of 49 CFR Part 26. The DBELO has direct, independent access to the City Manager of the City of Tracy concerning DBE program matters. An organizational chart displaying the DBELO's position in the organization is found in **Attachment 1** to this program.

The DBELO is responsible for developing, implementing and monitoring the DBE program, in coordination with other appropriate officials. The DBELO has available to him sufficient staff on an as needed basis to assist in the administration of the program. The duties and responsibilities include the following:

1. Gathers and reports statistical data and other information as required by DOT.
2. Reviews third party contracts and purchase requisitions for compliance with this program.
3. Works with all departments to set overall annual goals.
4. Ensures that bid notices and requests for proposals are available to DBEs in a timely manner.
5. Identifies contracts and procurements so that DBE goals are included in solicitations
6. Analyzes TRACY's progress toward attainment
7. Participates in pre-bid meetings.
8. Advises the CEO governing body on DBE matters and achievement.
9. Participates in pre-bid meetings.
10. Provides DBEs with information and assistance in preparing bids.
11. Plans and participates in DBE training seminars for staff.
12. Provides outreach to DBEs and community organizations to advise them of opportunities.
13. Is knowledgeable of Caltrans' UCP database and how to locate and access DBE information.

Section 26.27 DBE Financial Institutions

It is the policy of TRACY to investigate the full extent of services offered by financial institutions owned and controlled by socially and economically disadvantaged individuals in the community, to make reasonable efforts to use these institutions, and to encourage prime contractors on DOT-assisted contract to make use of these institutions.

A list of financial institutions was obtained from the State of California, Department of General Services, Office of Small Business Certification and Resources, and the website for The Federal Reserve Board (<http://federalreserve.gov/releases/mob/>) to identify minority-owned banks derived from the Consolidated Reports of Conditions and Income filed quarterly by banks (FFIEC 031 thru 034). The DBELO will use these sources to continue to solicit minority-owned banks to participate in the TRACY DBE Program.

To date the DBELO has identified the following minority-owned financial institutions, which offer services in California:

BORREGO SPRINGS Bank NA, EVERTRUST Bank, WESTERN ST Bank, EASTERN INTL Bank, COMMUNITY CMRC Bank, CATHAY Bank, and OMNI Bank NA.

Section 26.29 Prompt Payment Mechanisms

TRACY will include the following clause in each DOT-assisted prime contract:

The prime contractor agrees to pay each subcontractor under this prime contract for satisfactory performance of its contract no later than 10 days from the receipt of each payment the prime contract receives from TRACY. The prime contractor agrees further to return retainage payments to each subcontractor 10 days after the subcontractors work is satisfactorily completed. Any delay or postponement of payment from the above referenced time frame may occur only for good cause following written approval of TRACY. This clause applies to both DBE and non-DBE subcontracts.

Section 26.31 Directory

The California Department of Transportation (Caltrans) maintains a directory identifying all firms certified to participate as DBEs. The directory lists the firm's name, address, phone number, date of the most recent certification, and the type of work the firm has been certified to perform as a DBE. Caltrans revises the Directory daily. Caltrans makes the Directory available on their website at <http://www.dot.ca.gov/hq/bep/ucp.htm>.

Section 26.33 Overconcentration

TRACY has not identified that overconcentration exists in the types of work that DBEs perform.

Section 26.35 Business Development Programs

TRACY does not currently have a business development program; however, with final approval of this DBE Program, TRACY will also adopt a Small Business Program in order to facilitate competition by small business concerns (both DBEs and non-DBE small businesses). See **Attachment 7** to this document for details of the Small Business Program.

Section 26.37 Monitoring and Enforcement Mechanisms

TRACY will take the following monitoring and enforcement mechanisms to ensure compliance with 49 CFR Part 26.

1. TRACY will bring to the attention of the Department of Transportation any false, fraudulent, or dishonest conduct in connection with the program, so that DOT can take the steps (e.g., referral to the Department of Justice for criminal prosecution, referral to the DOT Inspector General, action under suspension and debarment or Program Fraud and Civil Penalties rules) provided in 26.109.
2. TRACY will consider similar action under our own legal authorities, including responsibility determinations in future contracts. **Attachment 2** lists the regulation, provisions, and contract remedies available to TRACY in the events of non-compliance with the DBE regulation by a participant in our procurement activities.
3. TRACY will also provide a monitoring and enforcement mechanism to verify that work committed to DBEs at contract award is actually performed by the DBEs. This will be accomplished by having the prime contractor provide documentation of work performed by DBEs including, but not limited to, invoice payments to DBEs by Prime Contractor detailing

- the type of work performed, date of performance, and payment amount. Our on-site inspector will also ensure that the correct subcontractor is performing the work.
4. TRACY will keep a running tally of actual payments to DBE firms for work committed to them at the time of contract award.

SUBPART C – GOALS, GOOD FAITH EFFORTS, AND COUNTING

Section 26.43 Set-asides or Quotas

TRACY does not use quotas in any way in the administration of this DBE program.

Section 26.45 Overall Goals

A description of the methodology to calculate the overall goal and the goal calculations can be found in **Attachment 3** to this program. This section of the program will be updated annually.

In accordance with Section 26.45(f) TRACY will submit its overall goal to DOT on August 1 of every third year. The next scheduled submittal to the FTA is August 1, 2013 for federal fiscal years 2014-2016. DBE goals developed in this document will be in effect until September 30, 2013. Before establishing the overall goals, TRACY will consult the relevant information concerning the availability of disadvantaged and non-disadvantaged businesses, the effects of discrimination on opportunities for DBEs, and TRACY's efforts to establish a level playing field for the participation of DBEs.

Following this consultation, TRACY will publish a notice of the proposed overall goals, informing the public that the proposed goal and its rationale are available for inspection during normal business hours at your principal office for 30 days following the date of the notice, and informing the public that you and DOT will accept comments on the goals for 45 days from the date of the notice. Normally, TRACY will issue this notice by June 1 of every third year. The notice must include addresses to which comments may be sent and addresses (including offices and websites) where the proposal may be reviewed.

TRACY's overall goal submission to DOT will include a summary of information and comments received during this public participation process and our responses.

TRACY will begin using the overall goal on October 1 of every third year, unless TRACY has received other instructions from DOT. If TRACY establishes a goal on a project basis, TRACY will begin using the goal by the time of the first solicitation for a DOT-assisted contract for the project.

Section 26.49 Transit Vehicle Manufacturers Goals

Transit vehicle manufacturers must establish and submit for FTA's approval an annual overall AADPL. In setting the overall AADPL, transit vehicle manufacturers should be guided to the extent applicable by the principles underlying Section 26.49, Part 26 of Title 49 CFR. The base from which transit vehicle manufacturers calculate this AADPL is the amount of FTA financial assistance included in transit vehicle contracts that will be performed during the fiscal year in question. Transit vehicle manufacturers must exclude from this base funds attributable to work performed outside the United States, and its territories, possessions, and commonwealths.

Section 26.51(a-c) Breakout of Estimated Race-Neutral & Race-Conscious Participation

The breakout of estimated race-neutral and race-conscious participation can be found in **Attachment 3** to this program. This section of the program will be updated every third year when the goal calculation is updated.

Section 26.51(d-g) Contract Goals

TRACY will use contract goals to meet any portion of the overall goal TRACY does not project being able to meet using race-neutral means. Contract goals are established so that, over the period to which the overall goal applies, they will cumulatively result in meeting any portion of TRACY's overall goal that is not projected to be met through the use of race-neutral means.

TRACY will establish contract goals only on those DOT-assisted contracts that have subcontracting possibilities. TRACY need not establish a contract goal on every such contract, and the size of contract goals will be adapted to the circumstances of each such contract (e.g., type and location of work, availability of DBEs to perform the particular type of work.)

TRACY will express contract goals as a percentage of total amount of a DOT-assisted contract.

Section 26.53 Good Faith Efforts Procedures

Demonstration of good faith efforts (26.53(a) & (c))

The obligation of the bidder/offeror is to make good faith efforts. The bidder/offeror can demonstrate that it has done so either by meeting the contract goal or documenting good faith efforts. Examples of good faith efforts are found in Appendix A to Part 26.

The following personnel are responsible for determining whether a bidder/offeror who has not met the contract goal has documented sufficient good faith efforts to be regarded as responsive: DBELO Zabih Zaca.

TRACY will ensure that all information is complete and accurate and adequately documents the bidder/offer's good faith efforts before TRACY commits to the performance of the contract by the bidder/offeror.

Information to be submitted (26.53(b))

TRACY treats bidder/offers' compliance with good faith efforts' requirements as a matter of responsiveness.

Each solicitation for which a contract goal has been established will require the bidders/offerors to submit the following information:

1. The names, addresses and certification numbers of DBE firms that will participate in the contract;
2. A description of the work that each DBE will perform;
3. The dollar amount of the participation of each DBE firm participating;
4. Written and signed documentation of commitment to use a DBE subcontractor whose participation it submits to meet a contract goal;
5. Written and signed confirmation from the DBE that it is participating in the contract as provided in the prime contractors commitment and
6. If the contract goal is not met, evidence of good faith efforts.

Administrative reconsideration (26.53(d))

Within 10 days of being informed by TRACY that it is not responsive because it has not documented sufficient good faith efforts, a bidder/offeror may request administrative reconsideration. Bidder/offerors should make this request in writing to the following reconsideration official: City Engineer, Kuldeep Sharma, 333 Civic Center Plaza, Tracy, CA 95376, (209) 831-6424, email: kuldeeps@ci.tracy.ca.us. The reconsideration official will not have played any role in the original determination that the bidder/offeror did not document sufficient good faith efforts.

As part of this reconsideration, the bidder/offeror will have the opportunity to provide written documentation or argument concerning the issue of whether it met the goal or made adequate good faith efforts to do so. The bidder/offeror will have the opportunity to meet in person with our reconsideration official to discuss the issue of whether it met the goal or made adequate good faith efforts to do. TRACY will send the bidder/offeror a written decision on reconsideration, explaining the basis for finding that the bidder did or did not meet the goal or make adequate good faith efforts to do so. The result of the reconsideration process is not administratively appealable to the Department of Transportation.

Good Faith Efforts when a DBE is replaced on a contract (26.53(f))

TRACY will require a contractor to make good faith efforts to replace a DBE that is terminated or has otherwise failed to complete its work on a contract with another certified DBE, to the extent needed to meet the contract goal. TRACY will require the prime contractor to notify the DBE Liaison officer immediately of the DBE's inability or unwillingness to perform and provide reasonable documentation.

In this situation, we will require the prime contractor to obtain our prior approval of the substitute DBE and to provide copies of new or amended subcontracts, or documentation of good faith efforts.

If the contractor fails or refuses to comply in the time specified, our contracting office will issue an order stopping all or part of payment/work until satisfactory action has been taken. If the contractor still fails to comply, the contracting officer may issue a termination for default proceeding.

Sample Bid Specification:

The requirements of 49 CFR Part 26, Regulations of the U.S. Department of Transportation, apply to this contract. It is the policy of the [Name of Recipient] to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. All firms qualifying under this solicitation are encouraged to submit bids/proposals. Award of this contract will be conditioned upon satisfying the requirements of this bid specification. These requirements apply to all bidders/offerors, including those who qualify as a DBE. A DBE contract goal of ____ percent has been established for this contract. The bidder/offeror shall make good faith efforts, as defined in Appendix A, 49 CFR Part 26 (Attachment 1), to meet the contract goal for DBE participation in the performance of this contract.

The bidder/offeror will be required to submit the following information: (1) the names and addresses of DBE firms that will participate in the contract; (2) a description of the work that each DBE firm will perform; (3) the dollar amount of the participation of each DBE firm participating; (4) Written documentation of the bidder/offeror's commitment to use a DBE subcontractor whose participation it submits to meet the contract goal; (5) Written confirmation from the DBE that it is participating in the contract as provided in the

commitment made under (4); and (5) if the contract goal is not met, evidence of good faith efforts.

Section 26.55 Counting DBE Participation

We will count DBE participation toward overall and contract goals as provided in 49 CFR 26.55.

SUBPART D – CERTIFICATION STANDARDS

Section 26.61 – 26.73 Certification Process

TRACY will only recognize DBEs listed in Caltrans UCP database. Information on how to apply for certification through Caltrans is contained on-line at <http://www.dot.ca.gov/hq/bep/>.

SUBPART E – CERTIFICATION PROCEDURES

Section 26.81 Unified Certification Programs

TRACY is not a member of a UCP at this time.

Section 26.83 Procedures for Certification Decisions

Re-certifications 26.83(a) & (c)

TRACY will refer all re-certifications of DBEs to Caltrans' Uniform Certification Program.

"No Change" Affidavits and Notices of Change (26.83(j))

TRACY will refer all Notice of Change of DBE status questions to Caltrans UCP.

Section 26.85 Denials of Initial Requests for Certification

TRACY will defer all DBE certification issues to Caltrans UCP.

Section 26.87 Removal of a DBE's Eligibility

TRACY will defer all DBE certification issues to Caltrans UCP.

Section 26.89 Certification Appeals

TRACY will defer all DBE certification issues to Caltrans UCP.

SUBPART F – COMPLIANCE AND ENFORCEMENT

Section 26.109 Information, Confidentiality, Cooperation

TRACY will safeguard from disclose to third parties information that may reasonably be regarded as confidential business information, consistent with Federal, state, and local law.

Notwithstanding any contrary provisions of state or local law, TRACY will not release personal financial information submitted in response to the personal net worth requirement to a third party (other than DOT) without the written consent of the submitter.

Monitoring Payments to DBEs

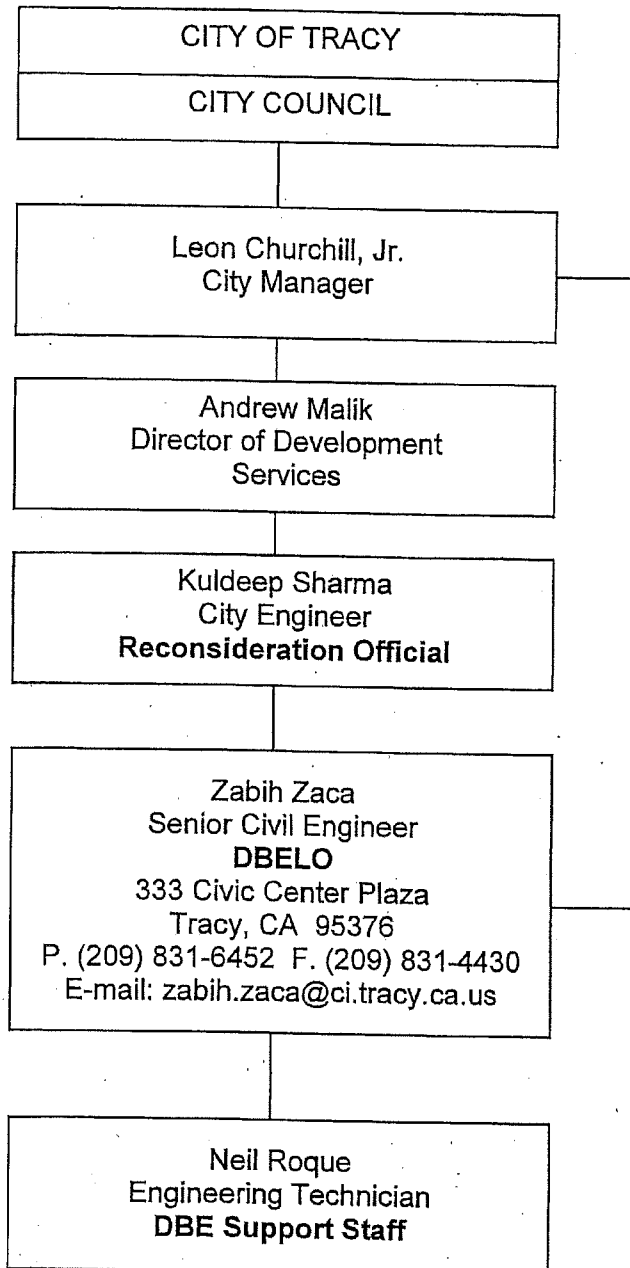
TRACY will require prime contractors to maintain records and documents of payments to DBEs for three years following the performance of the contract. These records will be made available for inspection upon request by any authorized representative of TRACY or DOT. This reporting requirement also extends to any certified DBE subcontractor.

TRACY will perform interim audits of contract payments to DBEs. The audit will review payments to DBE subcontractors to ensure that the actual amount paid to DBE subcontractors equals or exceeds the dollar amounts stated in the schedule of DBE participation.

ATTACHMENTS

- | | |
|--------------|---|
| Attachment 1 | Organizational Chart |
| Attachment 2 | Monitoring and Enforcement Mechanisms |
| Attachment 3 | Overall Goal Calculation and
Breakout of Estimated Race-Neutral & Race-Conscious Participation |
| Attachment 4 | Forms 1 & 2 for Demonstration of Good Faith Efforts |
| Attachment 5 | Procedures for Removal of DBE's Eligibility |
| Attachment 6 | Regulations: 49 CFR Part 26 |
| Attachment 7 | Small Business Program |

CITY OF TRACY
DBE PROGRAM ORGANIZATIONAL CHART



Attachment 2

Monitoring and Enforcement Mechanisms

TRACY has available several remedies to enforce the DBE requirements contained in its contracts, including, but not limited to, the following:

1. Breach of contract action, pursuant to the terms of the contract;

In addition, the federal government has available several enforcement mechanisms that it may apply to firms participating in the DBE problem, including, but not limited to, the following:

1. Suspension or debarment proceedings pursuant to 49 CFR part 26
2. Enforcement action pursuant to 49 CFR part 31
3. Prosecution pursuant to 18 USC 1001.

CITY OF TRACY
DBE GOAL DEVELOPMENT METHODOLOGY AND RESULTS
(For the period ending September 30, 2013)

1. **DOT-Assisted Contracting Program for FFY 2012-13**

The City of Tracy (TRACY) anticipates two federally funded projects being allocated through the FAA and eight projects through the FTA during the current period through September 30, 2013. It is the intent of this document to review the projects and the pool of available DBEs and other contractors and establish a reasonable overall goal for each funding source within TRACY's market area. Tables A and B below show the FAA and FTA funded projects, their total costs and the federal funds available for each project.

Table A – FAA Funded Projects

CIP #	Project	Estimated Total Cost	Estimated Federal Funds Available
77027	Asphalt Surfacing Near 44 Hangers	\$2,223,040	\$223,040
77034	Airport Master Plan Update	\$450,000	\$405,000
	Total	\$2,673,040	\$628,040

Table B – FTA Funded Projects

CIP #	Project	Estimated Total Cost	Estimated Federal Funds Available
77539	Buses (Purchase)	\$600,000	\$480,000
77541	Buses (Purchase)	\$600,000	\$480,000
77542	Buses (Purchase)	\$700,000	\$560,000
77543	Fiber Optic Line Construction	\$325,000	\$240,000
77544	Electric Charging Station	\$30,000	\$24,000
77546	Para Transit Bus Replacements	\$600,000	\$480,000
77547	Transit Bus Replacements	\$700,000	\$560,000
77548	Radio Replacements, Tracer Buses	\$50,000	\$40,000
	Total	\$3,605,000	\$2,864,000

In order to arrive at the final determination of the appropriate overall goal for each funding source, the work items of the projects shown above must be analyzed and proportioned to see what trades and professions will have opportunities to perform services.

The common link to compare work done by all contractors is the use of the North American Industry Classification System (NAICS) codes. Each work type has a designated code. Each DBE in Caltrans DBE database has been certified to perform certain tasks that fall within one or more NAICS codes. The US Census Bureau maintains a record of all contractors' main source of income and has assigned a single NAICS code to each business location for that contractor. Each DBE in Caltrans database has also indicated on their certification application the counties in which they are willing to work.

Tables C and D below show all the FAA and FTA projects broken into work groups and the relative total cost of each type of service. Section 26.45 of 49 CFR 26 specifically excludes the purchase of transit vehicles from being included in the calculation of an overall goal for FTA projects so these items do not appear in the Table D. Tables C and D further indicate the NAICS code and description for each work group and determines the percentage that each work group represents of the combined projects. These are the NAICS codes that will be used in the Caltrans and US Census Bureau database searches.

Table C – FAA Projects

PROJECTS	NAICS Code and Description	NAICS Code and Description
	237310 – Highway, Street and Bridge Construction	541330 – Engineering Services
Asphalt Surfacing Near 44 Hangers	\$223,040	
Airport Master Plan Update		\$405,000
Totals	\$223,040	\$405,000
Percent	35.51%	64.49%

Table D – FTA Projects

PROJECTS	NAICS Code and Description	NAICS Code and Description	NAICS Code and Description
	237130 – Power and Communication Line and Related Structures Construction	335999 – All Other Miscellaneous Electrical Equipment and Component Manufacturing	443112 – Radio, Television and Other Electronic Stores
Fiber Optic Line Construction	\$240,000		
Electric Charging Station (Capital Purchase)		\$24,000	
Radio Replacements, Tracer Buses (Capital Purchase)			\$40,000
Totals	\$240,000	\$24,000	\$40,000
Percent	78.95%	7.89%	13.16%

2. Goal Methodology

Step 1: Determination of a Base Figure (26.45)

To calculate a Base Figure for the overall goal for each funding source, the total number of DBEs within each local agency's market area from the Caltrans DBE database is compared to the total number of businesses performing the same services based on information from the US Census Bureau database. The market area selected for Tracy is composed of the four county area including Calaveras, Sacramento, Stanislaus, and San Joaquin County. This ratio of DBEs to total number of contractors is multiplied collectively for each identified service or trade and its relative portion of Tracy's total schedule of work.

Table E shows the results of a search of the Caltrans DBE database for the total number of DBEs who provide the services included in Tracy's project schedule and reside within Tracy's market area and have agreed to work in San Joaquin County.

Table E

NAICS Code and Description	Number of DBEs in Tracy's Market Area
237310 – Highway, Street and Bridge Construction	11
541330 – Engineering Services	12
237130 – Power and Communication Line and Related Structures Construction	0
335999 – All Other Miscellaneous Electrical Equipment and Component Manufacturing	0
443112 – Radio, Television and Other Electronic Stores	0

Table F shows the total number of firms that provide the identified services in Tracy's market area from the US Census Bureau database (2010 data is the most recent available).

Table F

NAICS Code and Description	Tracy's Market Area Counties				Totals
	Calaveras	Sacramento	San Joaquin	Stanislaus	
237310 – Highway, Street and Bridge Construction	4	33	12	15	64
541330 – Engineering Services	5	277	52	51	685
237130 – Power and Communication Line and Related Structures Construction	1	24	5	3	33
335999 – All Other Miscellaneous Electrical Equipment and Component Manufacturing	0	3	0	0	3
443112 – Radio, Television and Other Electronic Stores	2	127	56	51	236

The results of all the information gathered have been assimilated into Table G for FAA funded projects and Table H for FTA funded projects.

Table G – FAA Projects and Goal Base Figure

NAICS Code and Description	Available DBEs (From Table E) (E)	Census Bureau (From Table F) (F)	Percentage (E)/(F)	Percent of Work Type (From Table C) (C)	Net % of Avail DBEs Per Portion of FAA Funds (E/F) x (C)
237310 – Highway, Street and Bridge Construction	11	64	17.19%	35.51%	6.10%
541330 – Engineering Services	12	685	1.75%	64.49%	1.13%

FAA Base Figure = 7.2%

Table H – FTA Projects and Goal Base Figure

NAICS Code and Description	Available DBEs (From Table E) (E)	Census Bureau (From Table F) (F)	Percentage (E)/(F)	Percent of Work Type (From Table D) (D)	Net % of Avail DBEs Per Portion of FTA Funds (E/F) x (D)
237130 – Power and Communication Line and Related Structures Construction	0	33	0.0%	78.95%	0.0%
335999 – All Other Miscellaneous Electrical Equipment and Component Manufacturing	0	3	0.0%	7.89%	0.0%
443112 – Radio, Television and Other Electronic Stores	0	236	0.0%	13.16%	0.0%

FTA Base Figure = 0.0%

Step 2: Adjusting the Base Figures

The calculated figures above are considered Base Figures and must be reviewed to see if they need to be adjusted. Upon establishing the Base Figures, Tracy reviewed and assessed other known relevant evidence to determine what adjustments, if any, were needed to narrowly tailor the Base Figure to Tracy's market area, in accordance with the prescribed narrow tailoring provisions set forth under 49 CFR Part 26 DBE Goal Adjustment provisions.

Evidence considered in making an adjustment to the Base Figure included Tracy's Past DBE Goal Attainments, Bidders List, Disparity Studies, and other local agency's DBE Goals from previous years and attainments within the Tracy area. A summary of these considerations follows:

A. Demonstrated Capacity of DBEs Measured by Actual Attainment

Table I below shows recent DBE participation levels on TRACY's FTA funded projects.

Table I – DBE Participation in Recent Contracts

Project	DBE Goal	DBE Dollar Participation	Bid Price or Final Contract Price	Actual DBE Participation
Bus Security System	1.8%	\$0	\$75,000	0.0%
Short Range Transit Plan	0%	\$0	\$167,640	0.0%
Bus Stop Improvements	3.8%	\$59,160	\$1,426,000	4.1%
Totals		\$59,160	\$1,668,640	3.5%

No DBE participation was achieved on FAA funded projects.

B. Tracy's Bidders List

While a Bidders List would serve as quantifiable evidence of DBEs demonstrated interest and capacity, Tracy does not have sufficient data to date to merit consideration for an adjustment. However, Tracy will continue to capture such information from all bidders at the time of bid/proposal submission and will utilize such information in future goal-setting analysis.

C. Evidence from Disparity Studies

Caltrans initiated a statewide disparity study that was completed and accepted in July 2007. This study has resulted in the change from a race neutral to a race conscious DBE program for FHWA funded projects throughout the state. It was determined that there were insufficient projects funded by the FAA or FTA in the study to impact their DBE Program requirements.

D. Other Agencies DBE Goals

The comparison of DBE goals from other nearby agencies for FHWA funded projects is beneficial because those projects generally contain similar work elements. The nature of the projects funded by the FAA and FTA are much more diverse and specific. Therefore comparing to other agencies would not be beneficial.

Overall Resultant DBE Goal Adjustments

Recent FTA funded project information shows that one of three projects received some DBE participation. While the DBE goal was slightly exceeded on this one project, it contained work elements that are common to road construction projects. None of the upcoming FTA funded projects show DBEs in the TRACY market area and they do not have road construction elements. TRACY will use a proactive approach to DBE goal setting using 100% of the calculated Base Figure as their race-conscious portion of the annual goal. Adjustments can be made as needed at the next review and goal setting process. **Therefore Tracy will accept the 7.2% annual DBE goal for FAA funded projects composed of 7.2% race-conscious and 0.0% race-neutral goals and also an annual goal of 0.0% for FTA funded projects composed of 0.0% race-conscious and 0.0% race-neutral goals.**

Attachment 4

Forms 1 & 2 for Demonstration of Good Faith Efforts

[Forms 1 and 2 should be provided as part of the solicitation documents.]

FORM 1: DISADVANTAGED BUSINESS ENTERPRISE (DBE) UTILIZATION

The undersigned bidder/offeror has satisfied the requirements of the bid specification in the following manner (please check the appropriate space):

_____ The bidder/offeror is committed to a minimum of _____ % DBE utilization on this contract.

_____ The bidder/offeror (if unable to meet the DBE goal of _____%) is committed to a minimum of _____% DBE utilization on this contract a submits documentation demonstrating good faith efforts.

Name of bidder/offeror's firm: _____

State Registration No. _____

By _____
(Signature) Title

FORM 2: LETTER OF INTENT

Name of bidder/offeror's firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Name of DBE firm: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____

Description of work to be performed by DBE firm:

The bidder/offeror is committed to utilizing the above-named DBE firm for the work described above. The estimated dollar value of this work is \$ _____.

Affirmation

The above-named DBE firm affirms that it will perform the portion of the contract for the estimated dollar value as stated above.

By _____
(Signature) (Title)

If the bidder/offeror does not receive award of the prime contract, any and all representations in this Letter of Intent and Affirmation shall be null and void.

(Submit this page for each DBE subcontractor.)

Attachment 5

The following two pages show the areas covered by the various sub-topics contained in 49 CFR Part 26. The full text of any part of this legislation can be viewed at the Electronic Code of Federal Regulations web site.

Title 49: Transportation

PART 26—PARTICIPATION BY DISADVANTAGED BUSINESS ENTERPRISES IN DEPARTMENT OF TRANSPORTATION FINANCIAL ASSISTANCE PROGRAMS

Section Contents

Subpart A—General

- § 26.1 What are the objectives of this part?
- § 26.3 To whom does this part apply?
- § 26.5 What do the terms used in this part mean?
- § 26.7 What discriminatory actions are forbidden?
- § 26.9 How does the Department issue guidance and interpretations under this part?
- § 26.11 What records do recipients keep and report?
- § 26.13 What assurances must recipients and contractors make?
- § 26.15 How can recipients apply for exemptions or waivers?

Subpart B—Administrative Requirements for DBE Programs for Federally-Assisted Contracting

- § 26.21 Who must have a DBE program?
- § 26.23 What is the requirement for a policy statement?
- § 26.25 What is the requirement for a liaison officer?
- § 26.27 What efforts must recipients make concerning DBE financial institutions?
- § 26.29 What prompt payment mechanisms must recipients have?
- § 26.31 What information must you include in your DBE directory?
- § 26.33 What steps must a recipient take to address overconcentration of DBEs in certain types of work?
- § 26.35 What role do business development and mentor-protégé programs have in the DBE program?
- § 26.37 What are a recipient's responsibilities for monitoring the performance of other program participants?
- § 26.39 Fostering small business participation.

Subpart C—Goals, Good Faith Efforts, and Counting

- § 26.41 What is the role of the statutory 10 percent goal in this program?
- § 26.43 Can recipients use set-asides or quotas as part of this program?
- § 26.45 How do recipients set overall goals?
- § 26.47 Can recipients be penalized for failing to meet overall goals?
- § 26.49 How are overall goals established for transit vehicle manufacturers?
- § 26.51 What means do recipients use to meet overall goals?
- § 26.53 What are the good faith efforts procedures recipients follow in situations where there are contract goals?
- § 26.55 How is DBE participation counted toward goals?

Subpart D—Certification Standards

- § 26.61 How are burdens of proof allocated in the certification process?
- § 26.63 What rules govern group membership determinations?
- § 26.65 What rules govern business size determinations?
- § 26.67 What rules determine social and economic disadvantage?

- § 26.69 What rules govern determinations of ownership?
- § 26.71 What rules govern determinations concerning control?
- § 26.73 What are other rules affecting certification?

Subpart E—Certification Procedures

- § 26.81 What are the requirements for Unified Certification Programs?
- § 26.83 What procedures do recipients follow in making certification decisions?
- § 26.85 Interstate certification.
- § 26.86 What rules govern recipients' denials of initial requests for certification?
- § 26.87 What procedures does a recipient use to remove a DBE's eligibility?
- § 26.89 What is the process for certification appeals to the Department of Transportation?
- § 26.91 What actions do recipients take following DOT certification appeal decisions?

Subpart F—Compliance and Enforcement

- § 26.101 What compliance procedures apply to recipients?
- § 26.103 What enforcement actions apply in FHWA and FTA programs?
- § 26.105 What enforcement actions apply in FAA programs?
- § 26.107 What enforcement actions apply to firms participating in the DBE program?
- § 26.109 What are the rules governing information, confidentiality, cooperation, and intimidation or retaliation?
- Appendix A to Part 26—Guidance Concerning Good Faith Efforts
- Appendix B to Part 26—Uniform Report of DBE Awards or Commitments and Payments Form
- Appendix C to Part 26—DBE Business Development Program Guidelines
- Appendix D to Part 26—Mentor-Protégé Program Guidelines
- Appendix E to Part 26—Individual Determinations of Social and Economic Disadvantage
- Appendix F to Part 26—Uniform Certification Application Form

Attachment 7
City of Tracy Small Business Program for
Federal Transit Administration (FTA) and
Federal Aviation Administration (FAA) Funded Projects

Small Business Participation (§26.39)

City of Tracy has incorporated the following non-discriminatory element to its Disadvantaged Business Enterprise (DBE) program for Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) Funded projects, in order to facilitate competition by small business concerns (both DBEs and non-DBE small businesses):

1. Definitions:

Small Business Enterprise (SBE)

For the purposes of this Program and in accordance with the State of California's definition of "microbusiness" as set forth in California Government Code section 14837 and amended by the Director of General Services, a "Small Business Enterprise" is defined as:

1. A small business that, together with its affiliates, has average annual gross receipts of three million five hundred thousand dollars (\$3,500,000) or less over the previous three years, or
2. Is a small business manufacturer with 25 or fewer employees.

Market Area

The "market area" for this program is defined as the Counties of Calaveras, Sacramento, Stanislaus, and San Joaquin.

2. Compliance with State of California Small Business Eligibility Requirements:

The State of California Certifications database will be used to verify the status of a small business for the City of Tracy's Small Business Program. Contractors will only be eligible to benefit from the Program if they are a State of California Certified Microbusiness. Accordingly, the City of Tracy's definition of a "Small Business Enterprise" will be modified as necessary to remain consistent with the State of California's definition of a "microbusiness" and criteria for certification eligibility. Per California Government Code section 14837, the Director of General Services will conduct a biennial review of the average annual gross receipt level specified for small businesses and may adjust that level to reflect changes in the California Consumer Price Index.

3. Small Business Program for All Contracts:

Section 1

1. Bidders on contracts with estimated cost greater than \$200,000 shall complete a "Bidder Small Business Enterprise (SBE) Information Form & Checklist". The Form indicates the bidder's effort to employ SBEs. Copies of the "Bidder SBE Information Form & Checklist" are attached as 'Exhibit A' and shall be included in all bid packages with an Engineer's Estimate over \$200,000. Unless this provision conflicts with a state law, federal law, regulation or funding requirement, bidders who fail to establish a good faith SBE effort will be rejected as non-responsive.
2. In the event that two or more bids are the same and the lowest, the City shall award the contract to the bidder that made the most significant effort to employ SBEs as indicated on the "Bidder SBE Information Form & Checklist".

3. Unless the provision would conflict with a state law, federal law, regulation, or funding requirements applicable to a particular contract for a public works project, City contracts for FTA and FAA funded projects shall contain provisions pursuant to which each contractor or subcontractor shall make a good faith effort to contract with SBEs. A contractor shall evidence its good faith effort by advertising for SBEs.

This section shall not be construed to exempt a contractor from any otherwise applicable requirement imposed upon the contractor by federal or state law.

Section 2

This program is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

4. Language in Contract Documents:

The following language will be included in Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) funded Contract documents.

Notice Inviting Bids

The City of Tracy has adopted a policy to strongly encourage Small Business Enterprise (SBE) participation in Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) funded contracts of estimated cost greater than \$200,000.

- a. Contracts estimated by the City to be less than \$200,000 do not have a SBE requirement.
- b. Contracts estimated by the City to cost \$200,000 or more require the successful bidder to demonstrate their attempts to employ SBEs.

Instructions to Bidders

Small Business Enterprise (SBE):

The City of Tracy has adopted a policy to strongly encourage Small Business Enterprise (SBE) participation in Federal Transit Administration (FTA) and Federal Aviation Administration (FAA) funded contracts of estimated cost greater than \$200,000. Bidder's attention is directed to the following provisions relating to this policy:

- a. For the purposes of this Program and in accordance with the State of California's definition of "microbusiness" as set forth in California Government Code section 14837 and amended by the Director of General Services, a "Small Business Enterprise" or "SBE" is defined as:
 1. A small business that, together with its affiliates, has average annual gross receipts of three million five hundred thousand dollars (\$3,500,000) or less over the previous three years, or
 2. Is a small business manufacturer with 25 or fewer employees.
- b. Bidders are to complete the "Bidder Small Business Enterprise (SBE) Information Form & Checklist".

With respect to application of the SBE Program, bidders' attention is directed to the following:

1. Bidders will be required to complete a "SBE Information Form" to be submitted with bids in excess of \$200,000, which indicates the bidder's effort to employ SBEs.

2. In the event that two or more bids are the same and the lowest, the City shall award the contract in accordance with the best intended effort of the bidder to employ SBEs as indicated on the "Bidder SBE Information Form".
 - a. Contracts estimated by the City to be less than \$200,000 do not have a SBE requirement.
 - b. Contracts estimated by the City to cost \$200,000 or more require the successful bidder to demonstrate their attempts to employ SBEs.

Exhibit A

CITY OF TRACY
Bidder Small Business Enterprise (SBE) Information Form & Checklist

Bidders are required to complete and submit this Form and Checklist with their bid.

Project Name: _____
Bidder's Name: _____
Address: _____

Bid Opening Date: _____

Small Business Enterprise (SBE) Information	YES	NO
Contractor agrees to attempt to contract with SBEs. California Government Code section 14837, as amended by the Director of General Service, defines an SBE as: 1. A small business that, together with its affiliates, has average annual gross receipts of three million five hundred thousand dollars (\$3,500,000) or less over the previous three years, or 2. Is a small business manufacturer with 25 or fewer employees.		
Contractor has purchased at least one display ad in a newspaper of general circulation in San Joaquin County announcing opportunities on the project and encouraging SBEs to submit bids.		

Contractor intends to secure subcontractors from the following sources (please describe):

Please check all boxes that apply:

- Advertised existing and projected subcontracting opportunities by posting notices which identify the projects, the qualifications required, and where to obtain additional information in conspicuous local authorized public places, including but not limited to post offices, libraries and local newspapers of general circulation.
- Conducted a subcontracting informational meeting to inform the community of existing and projected contract opportunities (may be combined with other contractors).
- Conducted subcontracting interviews with SBEs.
- Advertised valid existing and projected subcontracting opportunities through the local media, such as community television network, local newspapers of general circulation, and trade papers or SBE-focused publications.
- Any other means of obtaining SBE subcontractors. Please describe:

**Please provide supporting documentation for all boxes checked.
Sign and submit form and checklist with your bid.**

I declare the above information is true and accurate and submitted under penalty of perjury.
By my signature below, I acknowledge that I have met the requirements of the City's Small Business Enterprise (SBE) Program.

Owner/Authorized Representative (Signature)

Name of firm

Name (Print)

Title (Print)

City Of Tracy

Update DBE Goals

For

FHWA Funded/Assisted Projects

FY 2012-2013

CITY OF TRACY

DBE Goal Determination Calculation for the Preliminary Engineering Phase of the 1B Highway Grant Project

Work Groups	Available DBEs (B)	Census Bureau Firms (D)	Percentage (B)/(D)	Percent of Work Type (E)	Net % Of Available DBEs Per Portion of the Total Bid (B)/(D) x (E)
Environmental Consulting Services	4	100	4.00%	5.00%	0.20%
Surveying	3	27	11.11%	5.00%	0.56%
Engineering Services	12	385	3.12%	90.00%	2.81%

DBE Goal = 3.6%

CITY OF TRACY
 Available Firms from Census Bureau's 2010 NAICS Database
 for Preliminary Engineering on the 1B Highway Grant Project

BID ITEM GROUPS	NAICS CODES	NAICS Description	Calaveras County	Sacramento County	San Joaquin County	Stanislaus County	Totals
Environmental Consulting Services	541620	Environmental Consulting Services	1	83	7	9	100
Surveying	541370	Surveying and Mapping	4	13	6	4	27
Engineering Services	541330	Engineering Services	5	277	52	51	385

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541620 (Environmental Consulting)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	40288	ACACIA CONSULTANTS & ENGINEERS	PLACERVILLE	CA	95667	01; 02; 03; 04; 05; 06; 07; 08; 09	541340; 541620;	CB713 CONSULTANT ENVIRONMENTAL; CB765 DRAFTING;
2	32174	ACCOR ENGINEERING INC	SANTA ANA	CA	92705	01; 02; 03; 04; 05; 06; 07; 08; 09	237110; 237310; 238910; 541330; 541620; 562910;	CB710 CONSULTANT ENVIRONMENTAL; CB713 CONSULTANT ENVIRONMENTAL;
3	34145	AOH TECHNICAL SERVICES, INC.	SOQUEL	CA	95073	00;	541620; 541620;	CB707 FEASIBILITY STUDIES; CB722 ENVIRONMENTAL ENGINEER
4	40543	AHUNA ENVIRONMENTAL, INC.	ANCHORAGE	AK	99503	01; 02; 03; 04; 05; 06; 07; 08; 09	541620; 562910;	CB700 CONSULTANT NON ENGINEERING; CB713 CONSULTANT
5	14421	ALSTO ENGINEERING GROUP, INC	WALNUT CREEK	CA	94597	00;	221310; 221320; 237310; 238990; 541330; 541380; 541580; 541618;	CB702 MANAGEMENT INFORMATION SYSTEMS; CB707 FEASIB
6	27986	ALLSTATE SERVICES ENVIRONMENTAL INC	CONRONA	CA	92880	00;	237310; 238990; 44120; 541330; 541380; 541618; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
7	36747	AMBIENT ENERGY, INC.	DEWATER	CO	80403	00;	544590; 541620;	CB705 DESIGN; CB722 ENVIRONMENTAL ENGINEER;
8	39951	AM SKELVES-COX AICP	MAHON	CA	94957	01; 02; 03; 04; 05; 06; 07; 21; 23; 27; 28; 29;	541620;	CB713 CONSULTANT ENVIRONMENTAL;
9	32033	ANALYSIS & SOLUTIONS CONSULTANTS	SAN FRANCISCO	CA	94129	00;	541330; 541618; 541690; 541710;	CB702 MANAGEMENT INFORMATION SYSTEMS; CB706 DESIGN
10	35795	ANDERSEN ENVIRONMENTAL CONSULTING	LOS ANGELES	CA	90045	00;	238220; 238910; 541620; 541690; 562910; 562998;	AO710 SOIL PREPARATION SERVICES; B1380 OIL & GAS FIELD SE
11	10642	ATHALVE CONSULTING ENGINEERING SERVICES INC	LAKE FOREST	CA	92630	00;	541330; 541490; 541512; 541519; 541618; 541690;	CB700 CONSULTANT NON ENGINEERING; CB705 DESIGN; CB7
12	23964	ATHORA INDUSTRIAL HYGIENE	SAN DIEGO	CA	92131	00;	541618; 541690; 924110; 925120;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT NON ENGINEER
13	15774	AVCO	STROBELO	CA	95205	00;	332890; 4228610; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
14	1843	BASELINE ENVIRONMENTAL CONSULTING	EMERYVILLE	CA	94608	00;	541618; 541690; 924110;	CB700 CONSULTANT NON ENGINEERING; CB702 MANAGEMENT
15	34045	BAY SYSTEMS CONSULTING INC	OAKLAND	CA	94612	00;	541330; 541512; 541519; 541618; 541690; 561320;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
16	31261	BENGAL ENGINEERING, INC.	GOLETA	CA	93117	00;	541330; 541512; 541690;	CB612 SAFETY SUPPLIER; CB703 TRAFFIC ENGINEER; CB706 DE
17	41395	BUNLESON CONSULTING INC	FOYSON	CA	95680	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541618; 541620; 541690; 562910; 562920;	CB702 BUSINESS ADMINISTRATION; CB702 MANAGEMENT
18	40306	CALIFORNIA ENVIRONMENTAL SERVICES, LLC	SAN RAMON	CA	94583	01; 02; 03; 04; 05; 06; 07; 08; 09	541211; 541213; 541330; 541490; 541618; 541690;	CB713 CONSULTANT ENVIRONMENTAL; CB792 Environmental
19	7273	CALVIN Y. LOUIE, CPA	SAN FRANCISCO	CA	94108	00;	541620; 541690;	CB710 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
20	34920	CARDOZO ENGINEERING, INC.	ATLANTA	GA	30361	00;	541330; 541620;	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB710 ENGINEER
21	33228	CCCA, INC.	WALNUT CREEK	CA	94596	00;	541330; 541490; 541512; 541618; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
22	12586	CHO DESIGN ASSOCIATES, INC	COSTA MESA	CA	92626	00;	541330; 541490; 541512; 541618; 541690;	CB612 SAFETY SUPPLIER; CB703 BUSINESS ADMINISTRATION;
23	35377	CLARK TRANSPORTATION CONSULTING SERVICES	HEMINGTON	NJ	8822	00;	541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
24	40275	CLOSURE SOLUTIONS, INC	CONCORD	CA	94520	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541620; 562910;	CB710 ENGINEERING; CB713 CONSULTANT ENGINEERING; CB
25	33395	CNS ENGINEERS, INC	ROTHILL RANCH	CA	92610	00;	541330; 541512; 541690;	CB703 TRAFFIC ENGINEER; CB706 DESIGN BRIDGES; CB707 FEZ
26	33150	COOSTONE RESOURCE MANAGEMENT, INC	ORANGE	CA	92685	00;	541620; 541690;	CB700 CONSULTANT NON ENGINEERING; CB722 ENVIRONMEN
27	33818	COOPER RIEZ ENGINEERS, INC	PORTLAND	OR	97204	01; 02; 03; 04; 05; 06; 07; 08; 09	238115; 238210; 237110; 237110; 237310; 237990;	CB713 CONSULTANT ENVIRONMENTAL; CB715 LABORATORY TE
28	40327	CROSS SPECTRUM ACOUSTICS, LLC	SPRINGFIELD	MA	1119	00;	541620; 541690; 541710; 562910;	CB713 CONSULTANT ENVIRONMENTAL; CB715 LABORATORY TE
29	35262	E C O & ASSOCIATES	ORANGE	CA	92667	00;	541620; 541690; 541710; 562910;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
30	5406	E2 CONSULTING ENGINEERS, INC	EMERYVILLE	CA	94608	00;	238220; 237110; 561210; 562910;	CB713 CONSULTANT ENVIRONMENTAL; CB715 LABORATORY TE
31	39562	ENVIRONMENTAL EDGE CONCEPTI	LONG BEACH	CA	90804	00;	541611; 541620; 562910;	CB705 CONSULTANT ENGINEERING; CB722 ENVIRONMENTAL
32	33266	ESE CONSULTING ENGINEERS, INC.	BENICIA	CA	94510	00;	541330; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
33	2212	GEOTECHNICAL CONSULTANTS, INC.	SAN FRANCISCO	CA	94111	00;	541330; 541490; 541512; 541618; 541620; 541690; 541990;	CB705 DESIGN; CB706 DESIGN BRIDGES; CB707 FEASIBILITY ST
34	40535	GHASSIDORS ENVIRONMENTAL CONSULTING	EIK GROVE	CA	95824	01; 02; 03; 04; 05; 06; 07; 08; 09	541620; 541690;	CB713 CONSULTANT ENVIRONMENTAL; CB715 LABORATORY TE
35	32988	HE GEOLOGICAL ENGINEERING	WATERLOO	CA	95386	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541618; 541690;	CB707 FEASIBILITY STUDIES; CB713 CONSULTANT ENGINEERIN
36	26698	I&S ENVIRONMENTAL, INC.	SAN RAFAEL	CA	94901	01; 02; 03; 04; 05; 06; 07; 08; 09	541618; 541690;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT NON ENGINEER
37	32971	INTERGRAPHS	PACIFICA	CA	94044	00;	541430; 541990;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT NON ENGINEER
38	30775	INTERNATIONAL ENGINEERS & SCIENTISTS, INCORPORATED	ORANGE	CA	92666	00;	541330; 541360; 541620; 541690; 562910;	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING; CB
39	34434	L.P. SINGH & ASSOCIATES	RICHMOND	CA	94803	00;	541512; 541618; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
40	20660	KANDA PROJECT SERVICES, INC.	ORANGE	CA	92685	00;	541690;	CB700 CONSULTANT NON ENGINEERING; CB707 FEASIBILITY ST
41	6664	KEILCO SERVICES, INC.	HAYWARD	CA	94545	00;	541330; 541380; 541620; 541690;	CB722 ENVIRONMENTAL ENGINEER; CB734 LABORATORY TESTI
42	33954	KINTY INT. P. E.	SAN RAMON	CA	94583	00;	541330; 541340; 541512; 541618; 541620; 541690; 541990;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
43	28890	LEWIS ENGINEERING	PIEDMONT	CA	94611	00;	541330; 541620;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
44	40054	USA WISE CONSULTING, INC	SAN LUIS OBISPO	CA	93401	01; 02; 03; 04; 05; 06; 07; 08; 09	541618; 541690;	CB713 CONSULTANT ENVIRONMENTAL;
45	40219	MARIONNE DOBAIN PHD	SAN FRANCISCO	CA	94133	01; 07; 10; 19; 21; 23; 24; 27; 28	541690; 541720; 715110; 712120;	CB713 CONSULTANT ENVIRONMENTAL;
46	12517	MCLAREN & SCHULTZ, INC.	BREA	CA	92621	00;	541330; 541690;	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT EN
47	40320	MCCOMB ARCHITECTURE	TAYLORSVILLE	CA	95983	01; 02; 03; 04; 05; 06; 07; 08; 09	541620; 541690;	CB713 CONSULTANT ENVIRONMENTAL; CB735 ARCHITECTURE;
48	34046	MS ENVIRONMENTAL SOLUTIONS	CONCORD	CA	94520	00;	541620; 541690;	CB612 SAFETY SUPPLIER; CB722 ENVIRONMENTAL ENGINEER;
49	12867	MUNICION CONSULTANTS	SAN FRANCISCO	CA	94107	00;	541690;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT NON ENGINEER
50	38025	NATURAL RESOURCES CONSULTING ENGINEERS, INC.	OAKLAND	CA	94609	00;	541330; 541340; 541620;	CB720 CIVIL ENGINEERING; CB722 ENVIRONMENTAL ENGINEER
51	37186	NELSON ENVIRONMENTAL ASSOCIATES, INC.	AUSTIN	TX	78731	00;	541330; 541620;	CB715 CONSULTANT ENVIRONMENTAL;
52	40170	OXARIA CORPORATION	LOS ANGELES	CA	90042	00;	541620;	CB713 CONSULTANT ENVIRONMENTAL;
53	30500	PAIN ENVIRONMENTAL INC	SAN DIEGO	CA	92121	00;	541512; 541620; 541690; 541710;	CB708 DESIGN BRIDGES; CB707 FEASIBILITY STUDIES; CB722 E
54	40375	PANORAMA ENVIRONMENTAL INC	SAN FRANCISCO	CA	94111	00;	541620; 541690; 541990;	CB713 CONSULTANT ENVIRONMENTAL; B1730 RESEARCH & TE
55	23512	PARGON PROJECT RESOURCES, INC	IRVING	TX	75039	00;	238220; 541330; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
56	20776	PITTMAN & ASSOCIATES	SAN FRANCISCO	CA	94111	00;	488999; 541330; 541490; 541618; 541690; 541820; 911130;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
57	3065	PFC ASSOCIATES, INC	SAN FRANCISCO	CA	94121	00;	237310; 541380; 541490; 541618; 541690;	AO780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFET
58	30846	RADAR SOLUTIONS INTERNATIONAL	WALTHAM	MA	2459	00;	541618; 541620; 541690;	CB700 CONSULTANT NON ENGINEERING; CB703 BUSINESS ADI
59	33385	RAYMUNDO ENGINEERING COMPANY, INC.	WALNUT CREEK	CA	94599	00;	541330; 541512;	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING; CB

CITY OF TRACY
DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County
and Certified under NAICS Code 541620 (Environmental Consulting)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
60	33366	RUTH L. JOHNSON	GENEVILLE	WA	95831 005		541330; 541490; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
61	36455	SANBERG GROUP INC.	SANTA FE SPRINGS	CA	90670 005		541620; 541690; 541720; 562910	C8700 CONSULTANT, NON ENGINEERING; C8707 FEASIBILITY S
62	21391	SAUNDERS & ASSOCIATES INC	BELLEVILLE	WA	98005 005		541490; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
63	36273	SHREENATH INTERNATIONAL CONSULTANTS, LLC	CHINO HILLS	CA	91709 005		541330; 541360; 541511; 541512; 541519; 541620; 562910	A0780 CONSULTANT, NON ENGINEERING; C8722 ENVIRONMEN
64	35394	SMITHSON LOCK GROUP, INC.	CHICAGO	IL	60616 005		541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
65	36925	SKS ENGINEERING & PLANNING, INC	FT. LAUDERDALE	FL	33312 011 02; 05; 06; 07; 09; 10; 17; 20		541330; 541620;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8722 ENVI
66	31217	SOHA ENGINEERS	SAN FRANCISCO	CA	94107 005		541330;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
67	642	SOULSBURTON COMPANY	HAYWARD	CA	94543 005		325998; 334419; 443120; 541340; 541690; 561499; 561790;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
68	40861	ST. GEORGE CHADUX CORPORATION	ORINDA	CA	94521 011 02; 03; 04; 05; 06; 07; 08; 09		541620; 541690;	C8713 CONSULTANT, ENVIRONMENTAL; 9510 ENVIRONMENT
69	5541	STRUCIUS, INC.	SAN FRANCISCO	CA	94104 005		541330; 541490; 541512; 541620; 541690; 541990;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
70	40312	TERRY A HAYES ASSOCIATES, INC.	CULVER CITY	CA	90232 005		541620; 541690;	C8713 CONSULTANT, ENVIRONMENTAL; 9510 ENVIRONMENT
71	33480	THE ELLINGTON GROUP	SAN FRANCISCO	CA	94102 005		541690; 541820; 924110;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
72	12655	UNIBRANI ASSOCIATES	PALO ALTO	CA	94303 011 07; 21; 24; 27; 28; 35; 38; 39		541330; 541490; 541512; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
73	35330	URBANA PRESERVATION & PLANNING, LLC	SAN DIEGO	CA	92110 005		541620; 541720; 541990;	C8700 CONSULTANT, NON ENGINEERING; C8722 ENVIRONMEN
74	34299	VALERIE BROOK CONSULTING	OAKLAND	CA	94610 005		541618; 541620;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
75	40141	VANDERMOST CONSULTING SERVICES, INC.	SAN JUAN CAPISTRANO	CA	92675 005		541330;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
76	8824	VIG ENGINEERING	LAGUNA HILLS	CA	92653 005		541690;	C1210 Traffic Count; C8700 CONSULTANT, NON ENGINEERING;
77	12213	WARD & ASSOCIATES	FRESNO	CA	93722 005		541690; 541620;	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8722
78	33479	WATERCOURSE ENGINEERING INC.	HAYWARD	CA	95616 005		221310; 541330; 541990;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
79	34080	WHITLOCK & WEINBERGER TRANSPORTATION, INC.	SANTA ROSA	CA	95401 005		541330; 541490; 541512; 541618; 541690; 924110;	C0812 SAFETY SUPPLIER; C8702 MANAGEMENT INFORMATION
80	26209	WILLIAMS-WALLACE MANAGEMENT CONSULTING	OAKLAND	CA	94612 005		541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
81	33018	WIRECO	WALNUT CREEK	CA	94596 005		541330; 541340; 541490; 541512; 541519; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
82	30066							

CITY OF TRACY
DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County
and Certified under NAICS Code 541370 (Surveying and Mapping)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	37211	ATINAR, INC.	BAKERSFIELD	CA	93303 000		541330; 541340; 541350; 541370;	CB700 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB706 SURVEYING; CB720 CIVIL ENGINEERING; CB826 LAND SURVEYING;
2	37923	ALAN MOK ENGINEERING	FRESNO	CA	93711 000		541330; 541370;	CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
3	3217	ALLIED ENGINEERING COMPANY	SAN JOSE	CA	95117 000		541330; 541370;	CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
4	33641	AXIOM ENGINEERING & SCIENCE CORP	TUSTIN	CA	92780 000		541310; 541330; 541350; 541370; 541380; 541620;	CB700 CONSTRUCTION STAKING SUPPLIER; CB703 TRAFFIC ENG; CB700 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB706 SURVEYOR;
5	40330	BLAIR, CHURCH & FLVIN CONSULTING ENGINEERS	CLOYVIS	CA	93612 000		541330; 541370;	CB760 LAND SURVEYOR; CB765 DRAFTING;
6	21761	CABRINHA, HEARN & ASSOCIATES	PASADENA	CA	91107 000		541370;	CB760 LAND SURVEYOR; CB765 DRAFTING;
7	39158	CALIFORNIA CONSTRUCTION SURVEYING, INC.	MADERA	CA	93638 000		541330; 541370;	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
8	39549	CENTRAL VALLEY ENGINEERING AND SURVEYING	SELMA	CA	95662 000		541330; 541340; 541350; 541370;	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB746 STRUC
9	39872	CENTRAL VALLEY ENGINEERING, INC.	MADERA	CA	93638 000		541330; 541340; 541350; 541370;	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB746 STRUC
10	2128	COAST SURVEYING, INC.	TUSTIN	CA	92780 000		541370;	CB700 CONSTRUCTION STAKING SUPPLIER; CB760 LAND SURVEYOR;
11	38004	CONSTRUCTION INSPECTION SPECIALISTS	WINDSOR	CA	95492 000		237110; 237310; 237990; 541330; 541350; 541370; 541618;	CB700 CONSTRUCTION STAKING SUPPLIER; CB760 LAND SURVEYOR;
12	39127	D & D SURVEYING, INC.	DUBLIN	CA	94568 000		541370;	CB700 CONSTRUCTION STAKING SUPPLIER; CB760 LAND SURVEYOR;
13	12505	ESP SURVEYING, INC.	FRESNO	CA	93706 000		541370;	CB700 CONSTRUCTION STAKING SUPPLIER; CB760 LAND SURVEYOR;
14	36962	GDR - GIS DATA RESOURCES, INC.	SAN RAFAEL	CA	94903 000		541370; 541511; 541512;	CB705 DESIGN; CB760 LAND SURVEYOR; CB720 COMPUTER PR
15	22342	GEO CAD SURVEYS	FREMONT	CA	94536 000		541340; 541360; 541370; 541618;	CB700 METAL MINING SERVICES; CB700 CONSTRUCTION STAKING SUPPLIER;
16	14847	GONZALES SURVEYING	ROUND BAY	CA	95673 000		541360; 541370;	CB700 CONSTRUCTION STAKING SUPPLIER; CB826 LAND SURVEYING;
17	29202	GREEN VALLEY CONSULTING ENGINEERS	SANTA ROSA	CA	95401 000		541330; 541340; 541370;	CB710 ENGINEERING; CB760 LAND SURVEYOR;
18	35677	J F Q & ASSOCIATES	TORRANCE	CA	90502 000		541330; 541350; 541370;	CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
19	39831	KCE ENGINEERING, INC.	ELICOTT CITY	MD	21043 000		236210; 236310; 23650; 236990; 392323; 541370;	CB715 CONSULTANT, ENGINEERING; CB720 CIVIL ENGINEERING
20	12523	LEM CONSTRUCTION, INC.	HAYWARD	CA	94010 000		541370; 541611; 541620; 541690;	CB700 CONSULTANT, NON ENGINEERING;
21	7056	MCKENNA ET AL	WHITTIER	CA	90601 000		541370;	CB760 LAND SURVEYOR;
22	13038	MERCATOR PHOTOGRAMMETRIC SYSTEMS	IRVINE	CA	92602 000		541330; 541370;	CB705 TRAFFIC ENGINEERING; CB715 CONSULTANT, ENGINEERING
23	37754	MOTION & PIVOTAL INC	FOLSOM	CA	95630 000		541330; 541370;	CB862 Aerial/Photogrammetric Mapping Services;
24	40272	PINNACLE MAPPING TECHNOLOGIES INC	FISHERS	IN	46039 000		541370;	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT, ENGINEERING
25	32085	PRO TERRA, CIVIL ENGINEER AND LAND SURVEYOR	EI CENTRO	CA	92243 000		541330; 541370;	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT, ENGINEERING
26	36723	PTS SURVEYING INC	HILLSBORO	OR	97124 000		541370;	CB760 LAND SURVEYOR;
27	36658	RFE ENGINEERING INC	ORANGEVALE	CA	95662 000		541330; 541340; 541370;	CB715 CONSULTANT, ENGINEERING; CB720 CIVIL ENGINEERING
28	38047	SADLERBACK SURVEYS, INC.	IRVINE	CA	92606 000		237210; 541340; 541370;	CB826 LAND SURVEYING;
29	36032	TAW BUSINESS SOLUTIONS, INC	SAN DIEGO	CA	92108 000		518210; 541330; 541370; 541511; 541512; 541614; 541614;	CB700 CONSULTANT, NON ENGINEERING; CB701 BUSINESS AD
30	21160	TELAMON ENGINEERING CONSULTANTS, INC	SAN FRANCISCO	CA	94107 000		541330; 541340; 541370; 541490; 541512; 541618; 541690;	CB705 DESIGN; CB706 DESIGN BRIDGES; CB710 ENGINEERING
31	39472	TRANSAMERICAN ENGINEERS & ASSOCIATES	SAN FRANCISCO	CA	94102 000		541370;	CB760 LAND SURVEYOR;
32	4097	TRANSUSION	SAN JOSE	CA	95111 000		541370;	CB700 CONSTRUCTION STAKING SUPPLIER; CB760 LAND SURVEYOR;
33	4064	VERDE SOLUTIONS LLC	CHANDLER	AZ	85286 000		541330; 541360; 541370;	CB955 WASTE MANAGEMENT CONSULTING SERVICES;
34	4094	WAGNER ENGINEERING & SURVEY, INC	NORTHBRIDGE	CA	91343 000		541330; 541370;	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
35	36836	WILDSCAPE RESTORATION, INC.	VENTURA	CA	93003 000		118112; 541320; 541370; 541620; 541690; 561730;	CB700 CONSULTANT, NON ENGINEERING;
36	33897	Y C E INCORPORATED	VENTURA	CA	93003 000		541330; 541340; 541370;	CB707 FEASIBILITY STUDIES; CB720 CIVIL ENGINEERING; CB731

CITY OF TRACY
DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County
and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	30778	123 ENGINEERING, INC	EL DORADO HILLS	CA	95762	02; 03; 04; 05; 06; 07; 09; 11; 12	541330 541512; 541618; 541690;	C8701 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
2	40873	A A C CONSULTING SERVICES	LOS ANGELES	CA	90048	00	541330 541611; 541618; 541611-10;	C8710 ENGINEERING; C8714 CONSULTANT, PROJECT MANAGER
3	33877	A P ENGINEERING AND TESTING, INC	POMONA	CA	91768	00	541330 541380;	C8720 CIVIL ENGINEERING; 18734 LABORATORY TESTING AND A
4	32871	A TRAIN ENTERPRISES, INC	SAN RAMON	CA	94588	00	541330 541512; 541611;	C8701 BUSINESS ADMINISTRATION; C8720 CIVIL ENGINEERING; C87
5	38320	A TRAIN ENGINEERING	SACRAMENTO	CA	95829	01; 02; 03; 04; 05; 06; 07; 08; 09; 10	541330 541330;	C8716 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING; C87
6	6009	ABRATIQUE & ASSOCIATES, INC	LOS ANGELES	CA	90010	00	541330;	C8705 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
7	32174	ACCORD ENGINEERING, INC	SANTA ANA	CA	92708	00	297110 297310; 238910; 541330; 541620; 562910;	C8710 ENGINEERING; C8713 CONSULTANT ENVIRONMENTAL
8	40005	ACOSTOS GROUP, INC	IRVINE	CA	92612	00	541330 541690;	C8700 CONSULTANT NON ENGINEERING;
9	26422	ACUMEN BUILDING ENTERPRISE, INC	OAKLAND	CA	94602	00	236220 541330; 541512; 541513; 541519; 541611;	C8702 MANAGEMENT INFORMATION SYSTEMS; C8703 TRAFFIC
10	34145	ADH TECHNICAL SERVICES, INC	SOQUEL	CA	95079	00	541330 541620;	C8707 FEASIBILITY STUDIES; C8722 ENVIRONMENTAL ENGINEER
11	39791	AETRYC INC	SAN FRANCISCO	CA	94107	00	541330 541340; 541350; 541620;	C8710 ENGINEERING; C8765 DRAFTING; 17340 SERVICES TO BI
12	34981	AEW ENGINEERING, INC	SAN FRANCISCO	CA	94105	00	541330 541511;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8720
13	37211	AFINAR, INC	BAKERSFIELD	CA	93303	00	541330 541340; 541350; 541370;	C8720 CIVIL ENGINEERING; C9828 LAND SURVEYING;
14	37923	ALAN MOK ENGINEERING	FRESNO	CA	93711	00	541330 541370;	C8720 CIVIL ENGINEERING; C9828 LAND SURVEYING;
15	14421	ALISTO ENGINEERING GROUP, INC	WALNUT CREEK	CA	94597	00	221310 221320; 237310; 238990; 541330 541380; 541618;	C8702 MANAGEMENT INFORMATION SYSTEMS; C8707 FEASIBI
16	32164	ALLIANCE ENGINEERING CONSULTANTS, INC	SANTA CLARA	CA	95054	00	541330 541340; 541350; 541490; 541618;	C8705 DESIGN; C8715 CONSULTANT ENGINEERING; C8740 EL
17	3217	ALLIED ENGINEERING COMPANY	SAN JOSE	CA	95117	00	541330 541370;	C8720 CIVIL ENGINEERING; C8760 LAND SURVEYOR;
18	27986	ALSTATE SERVICES ENVIRONMENTAL, INC	CORONA	CA	92880	00	237310 238990; 444120; 541330; 541380; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
19	3196	AMC CONSULTING ENGINEERS	OAKLAND	CA	94607	00	541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8715
20	7375	AMORN ELECTRICAL ENGINEERS, INC	LONG BEACH	CA	90807	00	541330;	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8740 EL
21	32033	ANALYSIS & SOLUTIONS CONSULTANTS	SAN FRANCISCO	CA	94129	00	541330 541618; 541690; 541710;	C8702 MANAGEMENT INFORMATION SYSTEMS; C8706 DESIGN
22	28111	APPLIED STRUCTURAL ASSOCIATES	OAKLAND	CA	94607	00	541330 541340; 541490; 541512;	C8707 FEASIBILITY STUDIES; C8710 ENGINEERING; C8720 CIVIL
23	10642	ATHALVE CONSULTING ENGINEERING SERVICES INC	LAKE FOREST	CA	92630	00	541330 541490; 541512; 541519; 541618; 541690;	C8700 CONSULTANT NON ENGINEERING; C8705 DESIGN; C87
24	14639	ALUTOMATED SWITCHING & CONTROL, INC - A S C I	DIABTE	CA	91010	00	237130 237310; 238210; 334220; 334511; 336510;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8710
25	40831	AVERT TECHNOLOGIES INC.	WOODBRIDGE	VA	22193	00	541330 541380;	C8715 CONSULTANT ENGINEERING;
26	32811	AVILA & ASSOCIATES CONSULTING ENGINEERS, INC	SAN FRANCISCO	CA	94102	00	541330 541620;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; 19510 ENVIE
27	33641	AXIOM ENGINEERING & SCIENCE CORP	TUSTIN	CA	92780	00	541310 541330; 541350; 541370; 541380; 541620;	C0700 CONSTRUCTION STAKING SUPPLIER; C8703 TRAFFIC ENG
28	36996	AXIS CONSULTING ENGINEERS	OAKLAND	CA	94607	00	541330 541611;	C8720 CIVIL ENGINEERING;
29	35126	B A INC.	LOS ANGELES	CA	90017	00	221310 221320; 541330 541340; 541611; 541690;	C8700 CONSULTANT NON ENGINEERING; C8710 ENGINEERING
30	16870	BIG ENG ENGINEERS	SACRAMENTO	CA	95834	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541490;	C8709 DESIGN; C8707 FEASIBILITY STUDIES; C8710 ENGINEERING
31	28904	BIOMETRICS	EL CERRITO	CA	94530	00	238990; 541330; 541618; 541690;	C8700 CONSULTANT NON ENGINEERING; C8705 DESIGN; C87
32	20142	BELLO & ASSOCIATES STRUCTURAL ENGINEERS	SAN FRANCISCO	CA	94104	00	541330 541350; 541512;	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8710 ENGINEER
33	31261	BENGAL ENGINEERING, INC	GOLETA	CA	93117	00	541330 541512; 541690;	C0612 SAFETY SUPPLIER; C8703 TRAFFIC ENGINEER; C8706 DE
34	40330	BLAIR CHURCH & FLYNN CONSULTING ENGINEERS	CIOVIS	CA	95612	01; 02; 03; 05; 07; 09; 10; 14; 15	541330 541370;	C8700 CONSULTANT NON ENGINEERING; 541690; 541990; 611430;
35	42580	BURBANK CONSULTING ENGINEERS	COLTON	CA	95830	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541618; 541690; 541990;	C8700 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
36	39259	BURME ENGINEERING SERVICES, INC	SHINGLE SPRINGS	CA	95682	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541340; 541350; 541490;	C8705 DESIGN; C8706 DESIGN BRIDGES; C8715 CONSULTANT
37	36394	C-1 CONSTRUCTION CORP	LOS ANGELES	CA	90004	00	236115; 236116; 236118; 236210; 236220; 236910; 541330;	C8710 ENGINEERING; C9801 BUILDING CONSTRUCTION; C988
38	9514	CAD SQUAD / MEDO SQUAD	SAN DIMAS	CA	91773	00	541330 541340; 541519; 541690; 541110; 541320;	C8720 MANAGEMENT INFORMATION SYSTEMS; C8710 ENGIN
39	35966	CALIFORNIA WATERESHED ENGINEERING CORP	ANAHEIM	CA	92806	00	541330 541620; 541990;	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
40	7273	CALVIN Y. LOUIE, CPA	SAN FRANCISCO	CA	94108	00	541211; 541213; 541330; 541490; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
41	28519	CANDOR ENGINEERING CONSULTANT	SOUTH PASADENA	CA	91030	00	541330;	C8706 DESIGN BRIDGES; C8707 FEASIBILITY STUDIES; C8720 EI
42	34920	CARDOZO ENGINEERING, INC	ATLANTA	GA	30361	00	541330 541620;	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8710 ENGIN
43	33228	CCCM, INC.	WALNUT CREEK	CA	94596	00	541330 541490;	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8710 ENGIN
44	30549	CENTRAL VALLEY ENGINEERING AND SURVEYING	SEVINA	CA	95662	10; 15; 16; 20; 24; 34; 38; 39; 40	541330 541340; 541350; 541360; 541370;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8760 LAND
45	39872	CENTRAL VALLEY ENGINEERING, INC.	MADERA	CA	93638	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541340; 541350; 541370;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8746 STU
46	12986	CHO DESIGN ASSOCIATES, INC	COSTA MESA	CA	92624	00	541330 541490; 541512; 541618; 541690;	C0612 SAFETY SUPPLIER; C8701 BUSINESS ADMINISTRATION;
47	40573	CIVIL WORKS ENGINEERS, INC	COSTA MESA	CA	92626	00	541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8710
48	42725	CLOSURE SOLUTIONS, INC	CONCORD	CA	94520	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541620; 562910;	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
49	33395	CNS ENGINEERS, INC	FOOTHILL RANCH	CA	94611	01; 10; 15; 19; 21; 24; 30; 33; 34	541330 541512; 541690;	C8703 TRAFFIC ENGINEER; C8706 DESIGN BRIDGES; C8707 FE
50	36992	COLMEIA ENGINEERING	OAKLAND	CA	94611	01; 10; 15; 19; 21; 24; 30; 33; 34	541330 541690;	C8715 CONSULTANT ENGINEERING; C8720 ELECTRICAL ENGIN
51	39922	CONNICO INCORPORATED	MOUNT JULIET	TN	37122	00	236220 237310; 541330; 541990;	C8771 Construction Management - Commercial and Institutional
52	38004	CONSTRUCTION INSPECTION SPECIALISTS	WINDSOR	CA	95492	00	237110 237310; 237990; 541330 541350; 541370; 541618;	C0612 SAFETY SUPPLIER; C0700 CONSTRUCTION STAKING SUPP
53	38818	COOPER ZILTZ ENGINEERS, INC	PORTLAND	OR	97204	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541350; 236210; 236220; 237110; 237210; 237310; 237990;	C8713 CONSULTANT ENVIRONMENTAL; C8715 CONSULTANT
54	39270	CORONA CONSULTING, INC.	CONCORD	CA	94521	01; 02; 03; 05; 07; 09; 10; 19; 21	541330; 541618;	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
55	37523	CORNER CUBE, INC.	PEPAMONT	CA	94610	00	236220; 541330; 541618; 541990; 611430;	C8720 CIVIL ENGINEERING;
56	36819	CURRENT TRANSPORTATION SOLUTIONS, INC.	BOZEMAN	MT	59718	00	541330;	54110 LOCAL & SUBURBAN TRANSPORTATION;
57	34802	CVALDO CORPORATION	SAN DIEGO	CA	92117	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541340; 541620;	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C876
58	39211	DAVE ENGINEERING, INC.	SACRAMENTO	CA	95834	01; 02; 03; 04; 05; 06; 07; 08; 09	541330;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING;

CITY OF TRACY
DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County
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Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
59	7507	D R CONSULTANTS & DESIGNERS, INC	LOS ANGELES	CA	90001-00		541330; 541618;	C8700 CONSULTANT, NON ENGINEERING; C8710 ENGINEERING
60	4238	DILEON CONSULTING ENGINEERS CORPORATION	LONG BEACH	CA	90807-00		541330; 541350	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8715
61	15158	DAHL, TAYLOR & ASSOCIATES, INC	SANTA ANA	CA	92705-00		541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8715
62	30433	DOB ENGINEERING, INC.	IRVINE	CA	92618-00		541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8720
63	40038	DKI ENGINEERING AND CONSULTING USA, P.C.	CLIFTON PARK	NY	12065-00		541330;	C8710 ENGINEERING; C8733 Engineering - Structural;
64	388985	DYNAMIC DYNE ASSOCIATES, INC.	PETALUMA	CA	94954-00		541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
65	388330	EARTHQUAKE & STRUCTURES, INC.	OAKLAND	CA	94609-00		541330;	C8705 DESIGN; C8740 ELECTRICAL ENGINEERS; C8755 DRIFTI
66	34181	ECM GEOTECHNICAL	OAKLAND	CA	94609-00		541330;	C8710 ENGINEERING; C8733 Engineering - Structural;
67	24520	ECS TECHNOLOGY	GLENDALE	CA	91205-00		541330; 541340; 541490; 541990;	C8705 DESIGN; C8740 ELECTRICAL ENGINEERS; C8755 DRIFTI
68	31503	ELECTRICAL BUILDING SYSTEMS, INC.	STUDIO CITY	CA	91604-00		541330;	C8740 ELECTRICAL ENGINEERS;
69	34510	ELECTROLINK ENGINEERING SERVICES, INC.	LAFAVETTE	CA	94549-01; 07; 21; 28; 34; 38; 39; 41; 43		541330; 541420; 811310;	C8710 ENGINEERING; C8715 CONSULTANT, ENGINEERING; CE
70	39114	ELITE EAGLE ENTERPRISES	SAN JOSE	CA	95125-01; 07; 10; 15; 19; 21; 24; 27; 35		541330;	C8710 ENGINEERING;
71	38400	ENERGY DESIGN OPTIMIZATION	SANTA ROSA	CA	95403-00		541330; 541490; 541618;	C8705 DESIGN; C8710 ENGINEERING; 18990 SERVICES, NEC
72	36865	ENGINEERING DESIGN SOLUTIONS, INC	SAN DIEGO	CA	92128-00		541330;	C8740 ELECTRICAL ENGINEERS; C8903 ELECTRICAL;
73	33266	ESE CONSULTING ENGINEERS, INC.	BENICIA	CA	94510-00		541330; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
74	24804	ESKINDER BERHAYU & ASSOCIATES	SAN DIEGO	CA	92101-01; 03; 07; 09; 10; 12; 19; 21; 24		541330; 541618;	C8701 BUSINESS ADMINISTRATION; C8703 TRAFFIC ENGINEER;
75	35275	ESWEP CONSULTANTS	WALNUT CREEK	CA	94598-00		541330;	C8720 CIVIL ENGINEERING;
76	35642	EXTENDED RESOURCES	GLENDORA	CA	91740-00		541330; 541611; 541990; 561110; 611430;	C8715 CONSULTANT, ENGINEERING; C8740 ELECTRICAL ENGINE
77	39342	FALCON ENGINEERING SERVICES INC.	PHOENIX	AZ	85034-01; 02; 03; 04; 05; 06; 07; 08; 09		287310; 541330;	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT, EN
78	40110	FORTS NETWORKS, INC	PHOENIX	CA	92879-00		541330; 541340;	C8715 CONSULTANT, ENGINEERING; C8740 ELECTRICAL ENGINE
79	31517	FRL AND ASSOCIATES, INC.	IRVINE	CA	92606-00		541330; 541340;	C8703 TRAFFIC ENGINEER; C8710 ENGINEERING; C8715 CONS
80	2212	GEOTECHNICAL CONSULTANTS, INC.	SAN FRANCISCO	CA	94111-00		541330; 541490; 541512; 541618; 541620; 541690; 541990;	C8705 DESIGN; C8706 DESIGN BRIDGES; C8707 FEASIBILITY ST
81	27742	GEOTECNIA	WALNUT CREEK	CA	94596-01; 03; 05; 07; 09; 21; 22; 23; 24		541330;	C8707 FEASIBILITY STUDIES; C8715 CONSULTANT, ENGINEERIN
82	12487	GHRARDELLI ASSOCIATES, INC.	OAKLAND	CA	94612-00		541330; 541611;	C8710 ENGINEERING; C8715 CONSULTANT, ENGINEERING; CE
83	36136	GLOBAL BUSINESS SOLUTIONS, INC.	COSTA MESA	CA	92626-00		237990; 541330; 541390; 541420; 541512; 541513; 541611;	C8700 CONSULTANT, NON ENGINEERING; C8720 CIVIL ENGINE
84	31232	GLOBAL GEO-ENGINEERING, INC	IRVINE	CA	92606-01; 07; 09; 10; 13; 15; 16; 18; 19		541330; 541380; 541618;	C8707 FEASIBILITY STUDIES; C8710 ENGINEERING; C8720 CIVIL ENGINE
85	30795	GONZALES SUAREZ & ASSOCIATES, INC.	ONTARIO	CA	91788-00		236220; 236220; 237990; 238190; 541330; 541618;	C5100 CONCRETE STRUCTURE; C8715 CONSULTANT, ENGINEER
86	53471	GRASS VALLEY ASSOCIATES	OAKLAND	CA	94605-00		523230; 541330; 541490; 541618;	C8700 CONSULTANT, NON ENGINEERING; C8701 BUSINESS AD
87	29102	GREEN VALLEY CONSULTING ENGINEERS	SANTA ROSA	CA	95401-01; 03; 04; 05; 06; 07; 08; 09; 11		541330; 541380; 541410; 541490; 541690;	C8710 ENGINEERING; C8760 LAND SURVEYOR;
88	33472	GREG ROLA AIA & ASSOCIATES	SAN RAFAEL	CA	94903-00		541330;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C8700 CONSU
89	31557	GURCINAS & ASSOCIATES, INC.	VESALIA	CA	93291-00		541330;	C8710 ENGINEERING;
90	22838	HE GEOLOGICAL ENGINEERING	WATERBURY	CA	95386-01; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541360; 541618; 541990;	C8707 FEASIBILITY STUDIES; C8733 CONSULTANT, ENGINEERIN
91	33427	HINMAN CONSULTING ENGINEERING	SAN FRANCISCO	CA	94104-00		541330;	C8720 ENGINEERING;
92	33735	HNK TECH, INC	LOS ANGELES	CA	90010-00		236220; 236220; 237130; 238120; 238210; 238220; 541310;	C1201 TRAFFIC CONTROL SYSTEM; C501 STEEL STRUCTURES;
93	27477	HOE, INCORPORATED	OAKLAND	CA	94612-01; 07; 21; 23; 24; 27; 28; 34; 38		541330; 541340; 541490; 541618;	C8701 BUSINESS ADMINISTRATION; C8720 MANAGEMENT INF
94	37427	HYDROLOGIC SCIENCE, INC.	CHERRY VALLEY	CA	92223-00		541330;	C8720 CIVIL ENGINEERING;
95	27413	I D C CONSULTING ENGINEERS, INC	ANAHEIM	CA	92805-00		541330; 541490; 541512; 541618; 541690;	C0612 SAFETY SUPPLIER; C8705 DESIGN; C8706 DESIGN BRIDG
96	33429	INGENIOUS SOLUTIONS, INC	SAN FRANCISCO	CA	94103-00		541330; 813410;	C8710 ENGINEERING; C8715 CONSULTANT, ENGINEERING; I&E
97	39614	INNOVA TECHNOLOGIES, INC	LAS VEGAS	NV	89146-01; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541340; 541420; 541511;	C8720 CIVIL ENGINEERING; C8765 DRAFTING;
98	30774	INTEGRATED ENGINEERING MANAGEMENT	SAN PEDRO	CA	90731-00		541330; 541618;	C8710 ENGINEERING; C8715 CONSULTANT, ENGINEERING; CE
99	40775	INTERNATIONAL ENGINEERS & SCIENTISTS, INCORPORATE	ORANGE	CA	92866-00		541330; 541360; 541620; 541690; 562910;	C8701 BUSINESS ADMINISTRATION; C8720 MANAGEMENT INF
100	35386	INTREOR CONSULTING, INC.	SAN RAMON	CA	94583-00		541330; 541511; 541512; 541519; 541611; 541618;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING;
101	29143	ITS ENGINEERING	VALLEJO/SOLICEN	CA	95629-02; 03; 05; 15; 16; 17; 20; 22; 24		541330;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING;
102	34782	ITS CONSENSUS	SAN CLEMENTE	CA	92671-00		541330;	C8710 ENGINEERING;
103	12731	J A D & ASSOCIATES	BREA	CA	92821-00		541330; 541340; 541410;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
104	35677	J F Q & ASSOCIATES	TORRANCE	CA	90502-00		541330; 541370;	C8720 CIVIL ENGINEERING; C8760 LAND SURVEYOR;
105	35378	J M DIAZ, INC.	CITY OF INDUSTRY	CA	91748-00		488112; 488210; 488890; 488999; 541330;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8730 SAFE
106	33432	J. FLORES CONSTRUCTION COMPANY	SAN FRANCISCO	CA	94112-00		237310; 541330;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8715
107	33121	JCE STRUCTURAL ENGINEERING GROUP, INC.	PASADENA	CA	91101-00		541330;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING;
108	34289	JDMT INC	AUBURN	CA	95602-00		541330; 541620;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING
109	10025	JOHN SARMIENTO & ASSOCIATES	ORINDA	CA	94569-00		236990; 541330; 541690;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING
110	27623	K2 ENGINEERING, INC.	SAN DIEGO	CA	92129-01; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541380; 541512; 541618;	C8701 BUSINESS ADMINISTRATION; C8707 MANAGEMENT INF
111	34904	KAL ARCHITECTS, INC.	IRVINE	CA	92618-00		236220; 236220; 541310; 541380; 541410;	C8704 ARCHITECT; C8720 CIVIL ENGINEERING; C8901 BUILDING
112	39831	KCE ENGINEERING, INC	ELLICOTT CITY	MD	21043-01; 12; 19; 21; 23; 24; 27; 28; 30		541330;	C8705 DESIGN; C8710 ENGINEERING; C8720 CIVIL ENGINEERING
113	33954	KINNY LIN, P. E.	SAN RAMON	CA	94583-00		541330;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
114	30288	LAN & ASSOCIATES	PLEASANTON	CA	94566-01; 07; 21; 27; 28; 34; 38; 39; 41		541330;	C8771 Construction Management - Commercial and Institutions
115	35076	LCW CONSULTING	SAN FRANCISCO	CA	94114-00		541330;	C8700 CONSULTANT, NON ENGINEERING; C8703 TRAFFIC ENGI
116	24740	LEE INCORPORATED	SAN FRANCISCO	CA	94108-00		541330; 541490; 541690;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
117	34694	LEVINE/SEEGL ASSOCIATES	SANTA MONICA	CA	90405	00:	541330 541430	C8710 ENGINEERING; C8740 ELECTRICAL ENGINEERS; C8742 L
118	28890	LEWIS ENGINEERING	PIEDMONT	CA	94611	00:	541330 541630	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
119	28897	LIN CONSULTING, INC.	DIAMOND BAR	CA	91765	00:	541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8720
120	28841	LOPEZ ENGINEERING INC	SAN DIEGO	CA	92110	00:	541330 541490 541618 541990	C8701 BUSINESS ADMINISTRATION; C8705 DESIGN; C8707 FEI
121	25306	M S NAVARRO ENGINEERING	NORTHridge	CA	91326	00:	238210 541330	C8740 ELECTRICAL ENGINEERS; C8903 ELECTRICAL; E4910 ELE
122	31103	M. F. VEGA & ASSOCIATES, LLC	LOS ANGELES	CA	90039	00:	541330 541618	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING;
123	34384	MARINO & SHWIE, INC.	BURBANK	CA	91506	00:	541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
124	12517	MC LEAN & SCHULTZ, INC.	BREA	CA	92821	00:	541330 541690	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT EN
125	40070	MEELHANEY STRUCTURAL ENGINEERS, LLC	RENO	NV	89509	00:	541330	C8715 CONSULTANT ENGINEERING; C8746 STRUCTURAL ENGI
126	34406	MDC ENGINEERS, INC.	LOS ANGELES	CA	90007	00:	541330	C8740 ELECTRICAL ENGINEERS;
127	21645	MECHANICAL DESIGN STUDIO	WALNUT CREEK	CA	94596	00:	541330	C8730 SAFETY STUDIES; C8742 MECHANICAL ENGINEERS; C87
128	37590	MERCADO ASSOCIATES	VALENCIA	CA	91355	00:	541330	C8746 STRUCTURAL ENGINEER;
129	38142	MGE ENGINEERING INC	SACRAMENTO	CA	95831	00:	237990 237990 541330 541350	C8710 ENGINEERING; C8720 CONSULTANT ENGINEERING; C8720
130	12030	MING YANG YEH & ASSOCIATES, INC.	PASADENA	CA	91105	00:	541330	C8710 ENGINEERING; 17373 INTEGRATED SYSTEMS & CAD/CAM
131	30277	MKH CONSULTING ENGINEERS	CALABASAS	CA	91302	00:	541330	C8706 DESIGN BRIDGES; C8720 ENGINEERING; C8720 CIVIL EN
132	4830	MLE ENVIRONMENTAL TECHNOLOGIES, INC.	RANCHO CUCAMONGA	CA	91701	00:	238220 541330 541620 541690 541990 562910	C1601 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION
133	3775	MORION & PFLAUTING	LOS ANGELES	CA	90089	00:	541330 541490	C8703 TRAFFIC ENGINEER; C8745 CONSULTANT ENGINEERING
134	40276	MREE	PLEASANTON	CA	94589	00:	541330 541490	C8715 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
135	31166	MRO ENGINEERS, INC.	ROCKLIN	CA	95765	00:	541330 541490	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8715 CONSULTA
136	12449	N B A ENGINEERING, INC.	SAN FRANCISCO	CA	94109	00:	541330 541490 541618	C8720 CIVIL ENGINEERING; C8722 ENVIRONMENTAL ENGINEER
137	38025	NATURAL RESOURCES CONSULTING ENGINEERS, INC.	OAKLAND	CA	94609	00:	541330 541490 541620	C8715 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
138	37186	NELSON ENVIRONMENTAL ASSOCIATES, INC.	AUSTIN	TX	78731	00:	541330 541620	C8715 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
139	34421	NORCAL STRUCTURAL	BERKELEY	CA	94710	00:	541330	C8720 CIVIL ENGINEERING;
140	33446	ONWARD CONSULTING GROUP	SAN FRANCISCO	CA	94118	00:	541330	C8705 DESIGN; C8706 DESIGN BRIDGES; C8707 FEASIBILITY ST
141	14241	OPAC CONSULTING ENGINEERS, INC.	SAN FRANCISCO	CA	94133	00:	541330 541490 541690 541990	C8705 DESIGN; C8706 DESIGN BRIDGES; C8707 FEASIBILITY ST
142	40290	OPTIMAL HYDRO ENGINEERING, INC.	EL SEGUNDO	CA	90245	00:	541330	C8710 ENGINEERING;
143	40353	ORITO AND ASSOCIATES	FRESNO	CA	93704	10: 13: 15: 16: 19: 20: 24: 27: 29	541330	C8720 CIVIL ENGINEERING; C873 Construction Management-
144	36058	OSTOVANI & ASSOCIATES, INC.	LA HABRA	CA	90631	00:	238210 237130 237990 238210 541330 541611	C8710 ENGINEERING; C8740 ELECTRICAL ENGINEERS; C8601 B
145	21758	P. A. ARCA ENGINEERING, INC.	CARSON	CA	90746	00:	541330	C8710 ENGINEERING;
146	29512	PARAGON PROJECT RESOURCES, INC.	IRVING	TX	75039	00:	238220 541330 541618 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
147	20259	PARINK CONSULTANTS, INC.	SAJ JOSE	CA	95131	00:	541330 541390	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8720
148	39447	PC LINK UP SOLUTIONS, INC.	CONCORD	CA	94520	00:	423210 541330 541490 541618	C8700 CONSULTANT; NON ENGINEERING; C8701 BUSINESS AD
149	20776	PITTMAN & ASSOCIATES	SAN FRANCISCO	CA	94111	00:	488999 541330 541490 541618 541690 541820 921130	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
150	8276	PLAN CHECK ASSOCIATES, INC.	ORANGE	CA	92689	00:	541330 541330	C870A ARCHITECT; C8707 FEASIBILITY STUDIES; C8720 CIVIL E
151	35178	PLMK ASSOCIATES, INC.	IRVINE	CA	92606	00:	541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8720
152	23988	POLARIS ADVANCED ENGINEERING	POIMONA	CA	91768	00:	541330	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8720
153	34422	POWER-TECH ENGINEERS, INC.	WALNUT	CA	91799	00:	541330 541618	C8710 ENGINEERING; C8740 ELECTRICAL ENGINEERS; C8903 E
154	32085	PRO TERRA, CIVIL ENGINEER AND LAND SURVEYOR	EL CENTRO	CA	92243	00:	541330 541620 541710 562910	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT EN
155	36095	PROCESS PROFILES	CALABASAS	CA	91302	00:	541330 541380 541490 541618 541690	C8707 FEASIBILITY STUDIES; C8710 ENGINEERING; C8721 RIG-
156	3065	PSC ASSOCIATES, INC.	SAN FRANCISCO	CA	94124	00:	541330 541380 541490 541618 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
157	37719	PWR SOLUTIONS, INC.	DALLAS	TX	75207	00:	541330 541690	C8710 ENGINEERING;
158	36983	R K M CONSULTING ENGINEERS, INC.	MONTREY PARK	CA	91754	00:	541330 541390	C8710 ENGINEERING; C8742 MECHANICAL ENGINEERS; C8755
159	38151	RANDOLPH CONSULTING SERVICES, INC.	SAN JOAQUIN	CA	95670	00:	541330 541490 541690	C0612 SAFETY SUPERVISOR; C8720 CONSULTANT; NON ENGINEER
160	39121	RAMOS CONSULTING SERVICES, INC.	SAN MARIANO	CA	91108	00:	541330 541340 541350 541490 541690 541512 541513 541611	C8705 DESIGN; C8711 COMPUTER; C8715 CONSULTANT ENGI
161	33985	RAYWINDO ENGINEERING COMPANY, INC.	WALNUT CREEK	CA	94596	00:	541330 541512	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
162	38838	RE ENGINEERING, INC.	CORONA VALLE	CA	92582	00:	541330 541490 541620 541690	C8745 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
163	33366	RUTHI, JOHNSON	CENTRALIA	WA	98831	00:	541330 541490 541618 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
164	37060	S KWOK ENGINEERS, INC.	ALAMEDA	CA	94501	00:	541330 541390	C2030 EROSION CONTROL; C8703 TRAFFIC ENGINEER; C8705 I
165	31805	S&K ENGINEERS	MONROVIA	CA	91016	00:	541330	C8742 MECHANICAL ENGINEERS;
166	30866	SZ ENGINEERING	RANCHO CUCAMONGA	CA	91701	00:	541330 541390 541380 541618	C8702 MANAGEMENT INFORMATION SYSTEMS; C8703 TRAFFI
167	36720	SA ASSOCIATES (CORP)	ARCADIA	CA	91007	00:	541330	C8710 ENGINEERING;
168	37109	SAFEPROBE, INC.	LOS ANGELES	CA	90010	00:	238990 541330	C8710 ENGINEERING; C8720 CIVIL ENGINEERING;
169	25040	SARAKKI ASSOCIATES	IRVINE	CA	92618	00:	541330 541490 541511 541512 541519 541690	C8720 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8710
170	33908	SEQOIA CONSULTANT, INC	ORANGE	CA	92685	00:	541330 541380	C8720 CIVIL ENGINEERING; C8810 SMALL STRUCTURES;
171	36273	SHEENATH INTERNATIONAL CONSULTANTS, LLC	CHINO HILLS	CA	91709	00:	541330 541360 541511 541512 541519 541620 562910	C8706 DESIGN BRIDGES; C8707 FEASIBILITY STUDIES; C8715 C
172	23907	SIERRA ENGINEERING GROUP	FREMONT	CA	94539	00:	541330 541490	C8720 CIVIL ENGINEERING; C8707 FEASIBILITY STUDIES; C8715 C
173	35712	SIGMA ENGINEERING SOLUTIONS, INC	LAS VEGAS	NV	89119	00:	541330	C8720 CIVIL ENGINEERING;
174	36925	SKS ENGINEERING & PLANNING, INC.	FL LAUDERDALE	FL	33312	00: 02: 05: 06: 07: 09: 10: 17: 20	541330 541620	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8722 ENVI

CITY OF TRACY
DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County
and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
175	31217	SOHA ENGINEERS	SAN FRANCISCO	CA	94107-00		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
176	8404	STOMAS & LOVE ASSOCIATES	LOS ANGELES	CA	90005-00		541330	C8710 ENGINEERING; C8742 MECHANICAL ENGINEERS;
177	33047	STRUCTURAL GRACE, INC.	TULSON	AZ	85719-00		541330; 541490; 541611;	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGI
178	5541	STRUCTUS, INC.	SAN FRANCISCO	CA	94104-00		541330; 541490; 541512; 541620; 541690; 541990;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
179	30881	SUMMIT ASSOCIATES	CONCORD	CA	94520-00		236210; 236220; 237310; 237990; 541330; 541350; 541380;	C8700 CONSULTANT; NON ENGINEERING; C8701 CONSTRUCTI
180	33557	SUMMIT CONSULTING AND ENGINEERING, INC.	PASADENA	CA	91101-00		541330; 541611; 561330;	C8710 ENGINEERING; C8715 CONSULTANT; ENGINEERING;
181	39616	T & B ENGINEERING, INC.	RIVERSIDE	CA	92501-19; 271-28; 30; 33; 34; 36; 37; 38		541330; 541390; 541490;	C8705 DESIGN; C8720 CIVIL ENGINEERING; C8746 STRUCTUR
182	36032	T&W BUSINESS SOLUTIONS, INC	SAN DIEGO	CA	92108-00		518210; 541330; 541370; 541511; 541512; 541611; 541614;	C8700 CONSULTANT; NON ENGINEERING; C8701 BUSINESS AD
183	37551	TECHNICAL STUDIOS, INC.	SACRAMENTO	CA	95821-00; 951-31; 941391; 951-27;		237990; 541330	C8720 CIVIL ENGINEERING; C8746 STRUCTURAL ENGINEER
184	5357	TECHNICS	EMERYVILLE	CA	94608-00		541310; 541320; 541330; 541340; 541390; 541490; 541618;	C8700 CONSULTANT; NON ENGINEERING; C8704 ARCHITECT
185	21160	TELMON ENGINEERING CONSULTANTS, INC	SAN FRANCISCO	CA	94107-01; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541340; 541370; 541390; 541512; 541618; 541690;	C8705 DESIGN; C8706 DESIGN BRIDGES; C8710 ENGINEERING;
186	31129	TEZA DESIGN	SAN DIEGO	CA	92111-00		238220; 238990; 541330; 541340; 541490; 541512; 541618;	C8701 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
187	34637	THINKPLANET CORPORATION	ANAHEIM	CA	92807-00		541330	C8740 ELECTRICAL ENGINEERS;
188	28994	THOMAS C/EE & ASSOCIATES	WALNUT CREEK	CA	94596-00		541330; 541340; 541490; 541618;	C8705 DESIGN; C8706 DESIGN BRIDGES; C8707 FEASIBILITY ST
189	15460	TITAN RUBBER AND SUPPLY COMPANY, INC	SAN JOSE	CA	95112-00		332996; 424720; 424990; 541330; 811118;	C0620 PIPE SUPPLIER; C8703 TRAFFIC ENGINEER; C8707 FEAS
190	31860	TJM ENGINEERS, INC	SAN CLEMENTE	CA	92627-00		236210; 541330; 541512;	C8710 ENGINEERING; C8801 BUILDING CONSTRUCTION; 17373
191	39649	TOMAS A. KOMPFFER CONSULTING ENGINEER, INC.	SAN DIEGO	CA	92130-01; 02; 03; 04; 05; 06; 07; 08; 09		541330;	C8706 DESIGN BRIDGES; C8715 CONSULTANT; ENGINEERING;
192	36674	TOYAMA & ASSOCIATES	SANTA CLARITA	CA	91350-00		541330;	C8742 MECHANICAL ENGINEERS;
193	4850	TRAFFIC CONTROL ENGINEERING, INC.	FULLERTON	CA	92835-00		541330;	C8710 ENGINEERING;
194	634	TRANSMETRICS, INC	CAMPBELL	CA	95008-00		541330;	C8710 ENGINEERING;
195	34062	TRANSOLUTIONS, LLC	FORT WORTH	TX	76155-00		541310; 541330; 541614; 541990;	C8700 CONSULTANT; NON ENGINEERING; C8704 ARCHITECT
196	35763	TRINITY ENGINEERING & MANAGEMENT, INC.	DENVER	CO	80205-00		541330; 541611; 541618;	C8710 ENGINEERING; 17380 MISC BUSINESS SERVICES;
197	38300	TULLY CONSULTING GROUP	DIXON	CA	95620-00		541330; 541340;	C8720 CIVIL ENGINEERING; C8765 DRAFTING;
198	32509	UGE & ECS, INC.	LOS ANGELES	CA	90012-00		541330; 541620; 541690; 562910;	C8700 CONSULTANT; NON ENGINEERING; C8901 BUILDING CO
199	12655	UMERANI ASSOCIATES	PALO ALTO	CA	94303-01; 07; 21; 24; 27; 28; 35; 38; 39		541330; 541490; 541512; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
200	12878	UNIVERSAL STRUCTURES	SAN DIEGO	CA	92130-00		541330; 541618; 541690;	C8707 FEASIBILITY STUDIES; C8715 CONSULTANT; ENGINEERIN
201	35246	V.C.A ENGINEERS, INC.	LOS ANGELES	CA	90063-00		541330; 541350;	C8720 CIVIL ENGINEERING; C8746 STRUCTURAL ENGINEER
202	8814	VIG ENGINEERING	LAGUNA HILLS	CA	92653-00		541330;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
203	34787	VECE INC	OAKLAND	CA	94607-01; 07; 19; 27; 28; 34; 38; 39; 43		541330; 541820;	C8707 FEASIBILITY STUDIES; C8712 PUBLIC RELATIONS; C8715
204	31304	W.R.C CONSULTING SERVICES, INC	SANTA ANA	CA	92705-00		541330; 541340; 541620; 712190; 713110;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
205	9094	WAGNER ENGINEERING & SURVEY, INC	NORTHridge	CA	91343-00		541330; 541360; 541370;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8760 LAND
206	37367	WALKER RIVER CONSTRUCTION, INC.	SCHURZ	NV	89427-00		541330;	C8710 ENGINEERING; C8901 BUILDING CONSTRUCTION;
207	39015	WATERBATH, INC.	HOLISTON	TX	77018-01; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541690;	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING
208	34980	WATERCOURSE ENGINEERING INC	DAVIS	CA	95616-00		221310; 541330; 541690;	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8722
209	26209	WHITLOCK & WEINBERGER TRANSPORTATION, INC.	SANTA ROSA	CA	95401-00		541330; 541490; 541512; 541618; 541690; 924110;	C0612 SAFETY SUPPLIER; C8702 MANAGEMENT INFORMATION
210	33985	WHITTIED DAVISON ASSOCIATES	SAN FRANCISCO	CA	94107-00		541330; 541618; 561499;	C8700 CONSULTANT; NON ENGINEERING; C8701 BUSINESS AD
211	37803	WILDSCAPE ENGINEERING SERVICES	COHE MADERA	CA	94925-01; 02; 03; 05; 06; 07; 08; 09; 12		541330; 541618; 541620;	C8710 ENGINEERING; C8715 CONSULTANT; ENGINEERING; C8
212	8440	WILTEC	PASADENA	CA	91105-00		541330; 541990;	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
213	30066	WARCO	WALNUT CREEK	CA	94596-00		541330; 541340; 541490; 541512; 541519; 541618; 541690;	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
214	32899	W&G CONSULTING AND CONSULTANTS, INC	SACRAMENTO	CA	95821-00		541330; 541618;	C8703 TRAFFIC ENGINEER; C8720 FEASIBILITY STUDIES; C8720
215	33697	Y.C.E INCORPORATED	VENTURA	CA	93003-00		541330; 541340; 541370;	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8724
216	30026	YX & ASSOCIATES, INC.	VALLEJO	CA	94591-00		541330;	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING
217	38814	ZAY ENGINEERING	SAN DIEGO	CA	92131-19; 30; 33; 36; 37; 39;		541330; 541613;	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING

CITY OF TRACY
DBE Goal Determination Calculation for the Preliminary Engineering Phase
of the 1205 - Lammers Rd - 11 St Intersection Project

Work Groups	Available DBEs (B)	Census Bureau Firms (D)	Percentage (B)/(D)	Percent of Work Type (E)	Net % Of Available DBEs Per Portion of the Total Bid (B)/(D) x (E)
Environmental Consulting Services	4	100	4.00%	5.00%	0.20%
Surveying	3	27	11.11%	5.00%	0.56%
Engineering Services	12	385	3.12%	90.00%	2.81%

DBE Goal = 3.6%

CITY OF TRACY
Available Firms from Census Bureau's 2010 NAICS Database
for Preliminary Engineering on the I205 - Lammers Rd - 11 St Intersection Project

BID ITEM GROUPS	NAICS CODES	NAICS Description	Calaveras County	Sacramento County	San Joaquin County	Stanislaus County	Totals
Environmental Consulting Services	541620	Environmental Consulting Services	1	83	7	9	100
Surveying	541370	Surveying and Mapping	4	13	6	4	27
Engineering Services	541330	Engineering Services	5	277	52	51	385

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541620 (Environmental Consulting)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	40298	ACACIA CONSULTANTS & ENGINEERS	PLACERVILLE	CA	95667	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541620;	CB713 CONSULTANT, ENVIRONMENTAL; CB765 DRAFTING;
2	32174	ACCORD ENGINEERING, INC	SANITAMA	CA	92705	00;	541330; 541620;	CB710 ENGINEERING; CB713 CONSULTANT, ENVIRONMENTAL;
3	34145	ADI TECHNICAL SERVICES, INC.	SOQUEL	CA	95073	00;	541330; 541620;	CB707 FEASIBILITY STUDIES; CB722 ENVIRONMENTAL ENGINEER
4	40543	AHINA ENVIRONMENTAL, INC	ANCHORAGE	AK	99504	01; 02; 03; 04; 05; 06; 07; 08; 09	541620; 562910;	CB720 CONSULTANT, NON ENGINEERING; CB713 CONSULTANT
5	14421	ALISTO ENGINEERING GROUP, INC	WALNUT CREEK	CA	94597	00;	221310; 221320; 227310; 238990; 541330; 541380; 541618;	CB707 MANAGEMENT INFORMATION SYSTEMS; CB707 FEASIBI
6	77986	ALLSTATE SERVICES ENVIRONMENTAL INC	CORONA	CA	92880	00;	237310; 238990; 444120; 541330; 541380; 541618; 541690;	CB707 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
7	36747	AMBIENT ENERGY, INC.	DENVER	CO	80403	00;	541390; 541620;	CB705 DESIGN; CB722 ENVIRONMENTAL ENGINEER;
8	39951	AMY STRIKES-COX AICP	MAHIN	CA	94957	01; 02; 03; 04; 05; 07; 21; 23; 27; 28; 29;	541620;	CB713 CONSULTANT, ENVIRONMENTAL;
9	32033	ANALYSIS & SOLUTIONS CONSULTANTS	SAN FRANCISCO	CA	94119	00;	541620;	CB703 MANAGEMENT INFORMATION SYSTEMS; CB706 DESIGN
10	35795	ANDERSEN ENVIRONMENTAL CONSULTING	LOS ANGELES	CA	90045	00;	236220; 238910; 541620; 541690; 562910; 562998;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB180 OIL & GAS FIELD SE
11	10642	ATHALYE CONSULTING ENGINEERING SERVICES INC	LAKE FOREST	CA	92660	00;	541330; 541490; 541512; 541519; 541618; 541690;	CB700 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB7
12	29664	AURORA INDUSTRIAL HYGIENE	SAN DIEGO	CA	92131	00;	541618; 541690; 924110; 925120;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT, NON ENGINEER
13	15772	ASTOR	STOCKTON	CA	95205	00;	332998; 428610; 541690;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
14	1843	BASELINE ENVIRONMENTAL CONSULTING	EMERYVILLE	CA	94608	00;	541618; 541690; 924110;	CB700 CONSULTANT, NON ENGINEERING; CB702 MANAGEMENT
15	34045	BAY SYSTEMS CONSULTING INC	OAKLAND	CA	94612	00;	518111; 518210; 541511; 541512; 541518; 541618; 541690; 561370;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
16	31261	BENGAL ENGINEERING, INC.	GOLETA	CA	93117	00;	541330; 541512; 541690;	CB612 SAFETY SUPPLIER; CB703 TRAFFIC ENGINEER; CB706 DE
17	81956	BURLESON CONSULTING ENGINEERING	HOLYOKE	CA	95850	01; 02; 03; 04; 05; 06; 07; 08; 09;	541330; 541511; 541618; 541690; 541990; 562910; 561430;	CB700 BUSINESS ADMINISTRATION; CB703 MANAGEMENT
18	40306	CALIFORNIA ENVIRONMENTAL SERVICES, LLC	SAN RAMON	CA	94583	01; 02; 03; 04; 05; 06; 07; 08; 09;	541330; 541618; 541690;	CB713 CONSULTANT, ENVIRONMENTAL; CB702 ENVIRONMENTAL
19	7273	CALVIN V. LOUIE CPA	SAN FRANCISCO	CA	94108	00;	541211; 541213; 541330; 543490; 541618; 541690;	CB713 CONSULTANT, ENVIRONMENTAL; CB792 ENVIRONMENTAL
20	34920	CAHODOZ ENGINEERING, INC.	ATLANTA	GA	30361	00;	541330; 541620;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
21	33228	CCCA, INC.	WALNUT CREEK	CA	94595	00;	541330; 541490; 541512; 541618; 541620; 541690; 541990;	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB710 ENGINEER
22	12586	CHO DESIGN ASSOCIATES, INC	COSTA MESA	CA	92626	00;	541330; 541490; 541512; 541618; 541690;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
23	35377	CLARK TRANSPORTATION CONSULTING SERVICES	FLEMINGTON	NJ	8822	00;	541690;	CB612 SAFETY SUPPLIER; CB701 BUSINESS ADMINISTRATION;
24	40225	CLOSURE SOLUTIONS, INC	CONCORD	CA	94520	01; 02; 03; 04; 05; 06; 07; 08; 09;	541330; 541620; 562910;	CB700 ENGINEERING; CB713 CONSULTANT, ENVIRONMENTAL;
25	33955	CNS ENGINEERS, INC	FOOTHILL RANCH	CA	92610	00;	541330; 541512; 541690;	CB700 CONSULTANT, NON ENGINEERING; CB722 ENVIRONMENTAL
26	39150	COGSTONE RESOURCE MANAGEMENT, INC	ORANGE	CA	92865	00;	541620; 541690;	CB713 CONSULTANT, ENVIRONMENTAL; CB722 ENVIRONMENTAL
27	31918	COOPER JETZ ENGINEERS, INC	PORTLAND	OR	97204	01; 02; 03; 04; 05; 06; 07; 08; 09;	238115; 236210; 236220; 237110; 237210; 237310; 237990;	CB713 CONSULTANT, ENVIRONMENTAL; CB713 CONSULTANT,
28	40327	CROSS-SPECTRUM ACOUSTICS, LLC	SPRINGFIELD	MA	1119	00;	541380;	CB713 CONSULTANT, ENVIRONMENTAL; CB734 LABORATORY TE
29	35262	E C O & ASSOCIATES	ORANGE	CA	92867	00;	541620; 541690; 541710; 562910;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
30	5496	E2 CONSULTING ENGINEERS, INC	EMERYVILLE	CA	94608	00;	236220; 237110; 561210; 562910;	CB713 CONSULTANT, ENVIRONMENTAL; CB722 ENVIRONMENTAL
31	39562	ENVIRONMENTAL EDGE CONCEPT II	LONG BEACH	CA	90804	00;	541611; 541620; 562910;	CB700 CONSULTANT, NON ENGINEERING; CB713 CONSULTANT
32	32366	ESE CONSULTING ENGINEERS, INC	BENICIA	CA	94510	00;	541330; 541690;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
33	2212	GEOTECHNICAL CONSULTANTS, INC.	SAN FRANCISCO	CA	94111	00;	541330; 541490; 541512; 541618; 541620; 541690; 541990;	CB705 DESIGN; CB706 DESIGN BRIDGES; CB707 FEASIBILITY ST
34	40555	GRASSHOPE ENVIRONMENTAL CONSULTING	ELK GROVE	CA	95624	01; 02; 03; 04; 05; 06; 07; 08; 09;	541330; 541690; 541690;	CB713 CONSULTANT, ENVIRONMENTAL;
35	32958	HEGELBERG ENGINEERING	WATERBURY	CA	92386	01; 02; 03; 04; 05; 06; 07; 08; 09;	541330; 541690; 541690;	CB707 FEASIBILITY STUDIES; CB713 CONSULTANT, ENVIRONMENTAL
36	26698	IBS ENVIRONMENTAL, INC.	SAN RAFAEL	CA	94901	01; 02; 03; 04; 05; 06; 07; 08; 09;	541618; 541690;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT, NON ENGINEER
37	32391	INTERGRAPHS	PACIFICA	CA	94044	00;	541490; 541990;	CB612 SAFETY SUPPLIER; CB700 CONSULTANT, NON ENGINEER
38	30775	INTERNATIONAL ENGINEERS & SCIENTISTS, INCORPORATED	ORANGE	CA	92868	00;	541330; 541360; 541620; 541690; 562910;	CB710 ENGINEERING; CB713 CONSULTANT, ENVIRONMENTAL; CB
39	33434	J. P. SINGH & ASSOCIATES	RICHMOND	CA	94803	00;	541512; 541618; 541690;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
40	20660	KANDA PROJECT SERVICES, INC.	ORANGE	CA	92869	00;	541690;	CB700 CONSULTANT, NON ENGINEERING; CB707 FEASIBILITY S
41	39954	KELCO SERVICES, INC.	HAYWARD	CA	94545	00;	541330; 541380; 541620; 541690;	CB722 ENVIRONMENTAL ENGINEER; CB734 LABORATORY TESTI
42	39954	KINTY JIN, P. E.	SAN RAMON	CA	94583	00;	541330; 541340; 541512; 541618; 541620; 541690; 541990;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
43	28890	LEWIS ENGINEERING	PEDEMONT	CA	94611	00;	541330; 541620;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
44	40054	LESA WISE CONSULTING, INC	SAN LUIS OBISPO	CA	94601	01; 02; 03; 04; 05; 06; 07; 08; 09;	541618; 541620;	CB700 CONSULTANT, NON ENGINEERING; CB713 CONSULTANT
45	40219	MARLOE DOBRIK PHD	SAN FRANCISCO	CA	94133	01; 07; 10; 18; 21; 23; 24; 27; 28;	541690; 541720; 715110; 712120;	CB713 CONSULTANT, ENVIRONMENTAL;
46	12517	MIC LEAN & SCHULTZ, INC.	BREA	CA	92821	00;	541330; 541690;	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT, EN
47	40320	MCCOMBES ARCHITECTURE	TAYLORSVILLE	CA	95983	01; 02; 03; 04; 05; 06; 07; 08; 09;	541620; 712120;	CB612 SAFETY SUPPLIER; CB722 ENVIRONMENTAL ENGINEER;
48	34046	MIS ENVIRONMENTAL SOLUTIONS	CONCORD	CA	94520	00;	541690;	CB713 CONSULTANT, ENVIRONMENTAL;
49	12867	MUNICION CONSULTANTS	SAN FRANCISCO	CA	94107	00;	541330; 541690; 562112; 562211;	CB612 SAFETY SUPPLIER; CB722 ENVIRONMENTAL ENGINEER;
50	38025	NATURAL RESOURCES CONSULTING ENGINEERS, INC.	OAKLAND	CA	94609	00;	541330; 541340; 541620;	CB720 CIVIL ENGINEERING; CB722 ENVIRONMENTAL ENGINEER
51	37186	NEELOR ENVIRONMENTAL ASSOCIATES, INC.	AUSTIN	TX	78731	00;	541330; 541620;	CB713 CONSULTANT, ENVIRONMENTAL;
52	40170	OKARIA CORPORATION	LOS ANGELES	CA	90042	00;	541620;	CB713 CONSULTANT, ENVIRONMENTAL;
53	30500	PAN ENVIRONMENTAL INC	SAN DIEGO	CA	92124	00;	541511; 541620; 541690; 541710;	CB706 DESIGN BRIDGES; CB707 FEASIBILITY STUDIES; CB722 E
54	40975	PANORAMA ENVIRONMENTAL INC	SAN FRANCISCO	CA	94111	00;	541618; 541620; 541690; 541990;	CB713 CONSULTANT, ENVIRONMENTAL; CB730 RESEARCH & TE
55	29512	PARAGON PROJECT RESOURCES, INC	IRVING	TX	75039	00;	488999; 541330; 541490; 541618; 541690; 541820; 921130;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
56	20776	PITTMAN & ASSOCIATES	SAN FRANCISCO	CA	94111	00;	237310; 541380; 541490; 541618; 541690;	CB700 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
57	3005	RSC ASSOCIATES, INC	SAN FRANCISCO	CA	94121	00;	541618; 541620; 541690;	CB700 CONSULTANT, NON ENGINEERING; CB710 BUSINESS AD
58	30846	RAVADAR SOLUTIONS INTERNATIONAL	WALTHAM	MA	2453	00;	541330; 541512;	CB710 ENGINEERING; CB715 CONSULTANT, ENVIRONMENTAL;
59	33985	RAYMUNDO ENGINEERING COMPANY, INC.	WALNUT CREEK	CA	94598	00;	541330; 541512;	CB710 ENGINEERING; CB715 CONSULTANT, ENVIRONMENTAL;

CITY OF TRACY
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and Certified under NAICS Code 541620 (Environmental Consulting)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
60	38366	RUTH L. JOHNSON	CENTRALIA	WA	95831 000		541330; 541490; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
61	36455	SANBERG GROUP, INC.	SANTA FE SPRINGS	CA	90670 000		541620; 541690; 541720; 502910	C8700 CONSULTANT NON ENGINEERING; C8707 FEASIBILITY S
62	21391	SANDERS & ASSOCIATES INC	BELLEVILLE	WA	98005 000		541490; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
63	36273	SHREENATH INTERNATIONAL CONSULTANTS, LLC	CHINO HILLS	CA	91709 000		541330; 541360; 541511; 541512; 541519; 541620; 502910	A0780 CONSULTANT NON ENGINEERING; C8722 ENVIRONMEN
64	35394	SIMMONS-STOCK GROUP, INC.	CHICAGO	IL	60616 000		541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
65	36925	SIX ENGINEERING & PLANNING, INC	FT. LAUDERDALE	FL	33312 001; 02; 05; 06; 07; 09; 10; 17; 20		541330; 541620	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8722 ENVIR
66	31217	SOHA ENGINEERS	SAN FRANCISCO	CA	94107 000		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
67	642	SOULSBURTON COMPANY	HAYWARD	CA	94543 000		328999; 344119; 443120; 543340; 541690; 501999; 501790	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
68	40361	ST. GEORGE CHADUX CORPORATION	OHINDA	CA	94521 001; 02; 03; 04; 05; 06; 07; 08; 09		541330; 541490; 541690	C8713 CONSULTANT ENVIRONMENTAL
69	5541	STRUCTUS, INC.	SAN FRANCISCO	CA	94104 000		541330; 541490; 541512; 541620; 541690; 541990	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
70	40312	TERRY A HAYES ASSOCIATES, INC.	CLIVER CITY	CA	90232 000		541620; 541690	C8713 CONSULTANT ENVIRONMENTAL; 9510 ENVIRONMENT
71	33480	THE ELLINGTON GROUP	SAN FRANCISCO	CA	94102 000		541690; 541820; 924110	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
72	12655	UMERANI ASSOCIATES	PALO ALTO	CA	94303 001; 07; 21; 24; 27; 28; 35; 38; 39		541330; 541490; 541512; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
73	35330	URBANA PRESERVATION & PLANNING, LLC	SAN DIEGO	CA	92110 000		541620; 541720; 541990	C8700 CONSULTANT NON ENGINEERING; C8722 ENVIRONMEN
74	34299	VALERIE BROCK CONSULTING	OAKLAND	CA	94610 000		541618; 541620	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
75	40141	VANDERMOST CONSULTING SERVICES, INC.	SAN JUAN CAPISTRANO	CA	92675 000		541330	C8713 CONSULTANT ENVIRONMENTAL; C8714 CONSULTANT
76	8824	VIA ENGINEERING	LAGUNA HILLS	CA	92653 000		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
77	12213	VIPA TECHNOLOGIES	FRESNO	CA	93722 000		541490; 541620; 541690; 541820	C1210 Traffic Count; C8700 CONSULTANT NON ENGINEERING
78	33479	WARD & ASSOCIATES	HAYWARD	CA	94542 000		541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
79	34080	WATERCOURSE ENGINEERING INC	DAVIS	CA	95616 000		221310; 541330	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8722
80	26239	WHITLOCK & WEINBERGER TRANSPORTATION, INC.	SANTA ROSA	CA	95401 000		541330; 541490; 541512; 541618; 541690; 924110	C0612 SAFETY SUPPLIER; C8702 MANAGEMENT INFORMATION
81	33018	WILLIAMS-WALLACE MANAGEMENT CONSULTING	OAKLAND	CA	94612 000		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
82	30066	WRECO	WALNUT CREEK	CA	94596 000		541330; 541340; 541490; 541512; 541519; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541370 (Surveying and Mapping)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	37211	AFINAR, INC.	BAKERSFIELD	CA	93303 000		541330; 541340; 541350; 541370;	C8700 CONSULTANT, NON ENGINEERING; C8705 DESIGN; C87
2	37923	ALAN MOK ENGINEERING	FRESNO	CA	93711 000		541330; 541370;	C8720 CIVIL ENGINEERING; C8926 LAND SURVEYING;
3	3217	ALLIED ENGINEERING COMPANY	SAN JOSE	CA	95117 000		541330; 541370;	C8720 CIVIL ENGINEERING; C8760 LAND SURVEYOR;
4	33641	AXIOM ENGINEERING & SCIENCE CORP	TUSTIN	CA	92780 000		541310; 541330; 541350; 541370; 541380; 541620;	C0700 CONSTRUCTION STAKING SUPPLIER; C8703 TRAFFIC EN
5	40330	BLAIR, CHURCH & ELYN CONSULTING ENGINEERS	CLOVIS	CA	93612 000		541330; 541370;	C8700 CONSULTANT, NON ENGINEERING; C8705 DESIGN; C87
6	21761	CABRINHA HEARN & ASSOCIATES	PASADENA	CA	91107 000		541370;	C8760 LAND SURVEYOR;
7	39158	CALIFORNIA CONSTRUCTION SURVEYING, INC.	MADERA	CA	93638 000		541370;	C8760 LAND SURVEYOR; C8765 DRAFTING;
8	39549	CENTRAL VALLEY ENGINEERING AND SURVEYING	SELMA	CA	93662 000		541330; 541340; 541350; 541370;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8760 LAND
9	39872	CENTRAL VALLEY ENGINEERING, INC.	MADRA	CA	93638 000		541330; 541340; 541350; 541370;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8746 STRU
10	2128	COAST SURVEYING, INC	TUSTIN	CA	92780 000		541370;	C0700 CONSTRUCTION STAKING SUPPLIER; C8760 LAND SURV
11	38004	CONSTRUCTION INSPECTION SPECIALISTS	WINDSOR	CA	95492 000		237110; 237310; 237990; 541330; 541350; 541370; 541618;	C0612 SAFETY SUPPLIER; C0700 CONSTRUCTION STAKING SUP
12	39127	D & D SURVEYING, INC.	DUBLIN	CA	94568 000		541370;	C8760 LAND SURVEYOR;
13	12505	ESP SURVEYING, INC	FRESNO	CA	93706 000		541370;	C0700 CONSTRUCTION STAKING SUPPLIER; C8760 LAND SURV
14	36962	GDR - GIS DATA RESOURCES, INC.	SAN RAFAEL	CA	94903 000		541370; 541511; 541512;	C8705 DESIGN; C8760 LAND SURVEYOR; 17371 COMPUTER PR
15	22342	GEO CAD SURVEYS	FREMONT	CA	94536 000		541340; 541360; 541370; 541618;	B1080 METAL MINING SERVICES; C0700 CONSTRUCTION STAK
16	44847	GONZALEZ SURVEYING INC	RIO LINDA	CA	95673 000		541360; 541370;	C0700 CONSTRUCTION STAKING SUPPLIER; C8926 LAND SURV
17	29202	GREEN VALLEY CONSULTING ENGINEERS	SANTA ROSA	CA	95401 000		541330; 541340; 541370;	C8710 ENGINEERING; C8760 LAND SURVEYOR;
18	35677	J F Q & ASSOCIATES	TORRANCE	CA	90502 000		541330; 541350; 541370;	C8720 CIVIL ENGINEERING; C8760 LAND SURVEYOR;
19	39831	KCE ENGINEERING, INC	ELICOTT CITY	MD	21043 000		236210; 238310; 238350; 238990; 332323; 541370;	C0680 FENCING SUPPLIER; C0700 CONSTRUCTION STAKING SU
20	12523	LEM CONSTRUCTION, INC.	HAYWARD	CA	94010 000		541370; 541611; 541620; 541690;	C8700 CONSULTANT, NON ENGINEERING;
21	7056	MCKENNA ET AL	WHITTIER	CA	90601 000		541370;	C8760 LAND SURVEYOR;
22	13038	MENCATOR PHOTOGRAMMETRIC SYSTEMS	IRVINE	CA	92602 000		541330; 541370;	C8760 LAND SURVEYOR;
23	37754	MORRISON & PRALDI, INC	OLSON	CA	95930 000		541330; 541370;	C8705 TRAFFIC ENGINEER; C8715 CONSULTANT, ENGINEERING
24	40272	PINNACLE MAPPING TECHNOLOGIES INC	FISHERS	IN	46039 000		541370;	C8822 Aerial/Photogrammetric Mapping Services;
25	32085	PRO TERRA, CIVIL ENGINEER AND LAND SURVEYOR	EL CENTRO	CA	92243 000		541330; 541370;	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT, EN
26	38723	PTS SURVEYING INC	HILLSBORO	OR	97124 000		541370;	C8760 LAND SURVEYOR;
27	36683	RHE ENGINEERING, INC.	ORANIGRAVE	CA	95662 000		541330; 541340; 541370;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING
28	38047	SADDLEBACK SURVEYS, INC.	IRVINE	CA	92606 000		237210; 541340; 541370;	C8926 LAND SURVEYING;
29	36032	TAW BUSINESS SOLUTIONS, INC	SAN DIEGO	CA	92108 000		518210; 541330; 541370; 541511; 541512; 541611; 541614;	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING
30	21160	TELAMON ENGINEERING CONSULTANTS, INC	SAN FRANCISCO	CA	94107 000		541330; 541340; 541370; 541490; 541512; 541618; 541690;	C8705 DESIGN; C8706 DESIGN BRIDGES; C8710 ENGINEERING
31	39472	TRANSAMERICAN ENGINEERS & ASSOCIATES	SAN FRANCISCO	CA	94102 000		541370;	C8760 LAND SURVEYOR;
32	4097	TRANSUSION	SAN JOSE	CA	95111 000		541370;	C0700 CONSTRUCTION STAKING SUPPLIER; C8760 LAND SURV
33	40664	VERDE SOLUTIONS LLC	CHANDLER	AZ	85228 000		541370; 541611;	C8926 LAND SURVEYING;
34	9094	WAGNER ENGINEERING & SURVEY, INC	NORTHBRIDGE	CA	91343 000		541330; 541360; 541370;	E4955 WASTE MANAGEMENT CONSULTING SERVICES;
35	36836	WILDSCAPE RESTORATION, INC.	VENTURA	CA	93003 000		115112; 541320; 541370; 541620; 541690; 561730;	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8760 LAND
36	33897	Y C E INCORPORATED	VENTURA	CA	93003 000		541330; 541340; 541370;	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C873

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
1	30778	123 ENGINEERING, INC	EL DORADO HILLS	CA	95702	02; 03; 04; 05; 06; 07; 09; 11; 12	541330 541512; 541618; 541690	CB701 BUSINESS ADMINISTRATION; CB702 MANAGEMENT INF
2	40773	A A C S CONSULTING SERVICES	LOS ANGELES	CA	90049	00;	541330 541611; 541618; 541110	CB710 ENGINEERING; CB714 CONSULTANT, PROJECT MANAGER
3	32872	A P ENGINEERING AND TESTING, INC	POMONA	CA	91768	00;	541330 541380	CB720 CIVIL ENGINEERING; CB724 LABORATORY TESTING AND
4	38271	A TRAIN ENTERPRISES, INC.	SAN RAMON	CA	94533	00;	541330 541512; 541611	CB701 BUSINESS ADMINISTRATION; CB710 ENGINEERING; CB7
5	38320	A TRAIN ENGINEERING	SARAFATINO	CA	95828	01; 02; 03; 04; 05; 06; 07; 09; 10	541330	CB715 CONSULTANT, ENGINEERING; CB720 CIVIL ENGINEERING
6	6009	ABRATTICO & ASSOCIATES, INC	LOS ANGELES	CA	90010	00;	541330	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB716
7	32174	ACCORD ENGINEERING, INC	SANTA ANA	CA	92705	00;	237110; 237310; 238910; 541330; 541620; 562910	CB720 ENGINEERING; CB713 CONSULTANT, ENVIRONMENTAL;
8	40005	ACOLUSTICS GROUP, INC	IRVINE	CA	92612	00;	541330 541690	CB700 CONSULTANT, NON ENGINEERING;
9	26422	ACUMEN BUILDING ENTERPRISE, INC.	OAKLAND	CA	94602	00;	238220; 541330 541511; 541512; 541513; 541519; 541611	CB702 MANAGEMENT INFORMATION SYSTEMS; CB703 TRAFFIC
10	34445	ADH TECHNICAL SERVICES, INC.	SOQUEL	CA	95073	00;	541330 541620	CB707 FEASIBILITY STUDIES; CB722 ENVIRONMENTAL ENGINEE
11	37991	AETPC INC	SAN FRANCISCO	CA	94107	00;	541330 541340; 541350; 541620;	CB710 ENGINEERING; CB765 DRAFTING; 17340 SERVICES TO RI
12	34981	AAW ENGINEERING, INC	SAN FRANCISCO	CA	94105	00;	541330 541511	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB720
13	37211	ARIHAR, INC.	BAKERFIELD	CA	93303	00;	541330 541340; 541350; 541370	CB720 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB7
14	37923	ALAN MOK ENGINEERING	FRESNO	CA	93711	00;	541330 541370	CB720 CIVIL ENGINEERING; CB826 LAND SURVEYING;
15	14421	ALUSTO ENGINEERING GROUP, INC	WALNUT CREEK	CA	94597	00;	221310; 221320; 237310; 238990; 541330; 541380; 541618	CB702 MANAGEMENT INFORMATION SYSTEMS; CB707 FEASIBI
16	32464	ALLIANCE ENGINEERING CONSULTANTS, INC	SANTA CLARA	CA	95054	00;	541330 541340; 541350; 541490; 541618	CB705 DESIGN; CB715 CONSULTANT, ENGINEERING; CB740 EL
17	3217	ALLIED ENGINEERING COMPANY	SAN JOSE	CA	95147	00;	541330 541370	CB720 CIVIL ENGINEERING; CB760 LAND SURVEYOR;
18	27986	ALLSTATE SERVICES ENVIRONMENTAL INC	CORONA	CA	92380	00;	237310; 238990; 444120; 541330 541380 541618; 541690;	CB780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
19	3196	AMC CONSULTING ENGINEERS	OAKLAND	CA	94607	00;	541330	CB703 TRAFFIC ENGINEER; CB730 SAFETY STUDIES; CB740 EL
20	37375	AMORN ELECTRICAL ENGINEERS, INC.	LONG BEACH	CA	90807	00;	541330	CB707 FEASIBILITY STUDIES; CB730 SAFETY STUDIES; CB740 EL
21	32033	ANALYSIS & SOLUTIONS CONSULTANTS	SAN FRANCISCO	CA	94129	00;	541330 541618; 541690; 541710	CB702 MANAGEMENT INFORMATION SYSTEMS; CB708 DESIGN
22	28111	APPLIED STRUCTURAL ASSOCIATES	OAKLAND	CA	94607	00;	541330 541340; 541490; 541512	CB707 FEASIBILITY STUDIES; CB710 ENGINEERING; CB720 CIVIL
23	10642	ATHALVE CONSULTING ENGINEERING SERVICES INC	LAKE FOREST	CA	92630	00;	541330; 541490; 541512; 541519; 541618; 541690;	CB700 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB7
24	14639	AUTOMATED SWITCHING & CONTROLS, INC - A S C I	DUARTE	CA	91010	00;	237130; 237310; 238210; 334220 334310; 334511; 336510	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB710
25	40831	AVERT TECHNOLOGIES INC.	WOODRIDGE	VA	22189	00;	541330; 541380	CB715 CONSULTANT, ENGINEERING;
26	32811	AVILA & ASSOCIATES CONSULTING ENGINEERS, INC	SAN FRANCISCO	CA	94102	00;	541330; 541620	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB710 ENVI
27	33641	AXION ENGINEERING & SCIENCE CORP	TUSTIN	CA	92780	00;	541310; 541330; 541350; 541370; 541380; 541620	CB700 CONSTRUCTION STAKING SUPPLIER; CB703 TRAFFIC ENG
28	36996	AXIS CONSULTING ENGINEERS	OAKLAND	CA	94607	01; 07; 21; 34; 38; 39; 41; 43; 49	541330; 541611	CB720 CIVIL ENGINEERING;
29	35126	B A INC.	LOS ANGELES	CA	90017	00;	221310; 221320; 541330 541340 541611; 541690;	CB700 CONSULTANT, NON ENGINEERING; CB720 ENGINEERING
30	14870	BIRG ENGINEERING	SARAFATINO	CA	95828	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541490	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB715 CONSULTANT
31	21942	BYMYRTRICS	EL CERRITO	CA	94530	00;	238990; 541330 541618; 541690	CB700 CONSULTANT, NON ENGINEERING; CB703 TRAFFIC ENGI
32	20144	BELLO & ASSOCIATES, STRUCTURAL ENGINEERS	SAN FRANCISCO	CA	94104	00;	541330; 541490; 541512	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB710 ENGINEER
33	31261	BENIGAL ENGINEERING, INC.	GOLETA	CA	93117	00;	541330 541512; 541690;	CB612 SAFETY SUPPLIER; CB703 TRAFFIC ENGINEER; CB706 DE
34	40330	BLAIR, CHURCH & FLYNN CONSULTING ENGINEERS	CLOVIS	CA	95612	01; 02; 03; 05; 07; 09; 10; 14; 15	541330; 541370	CB700 CONSULTANT, NON ENGINEERING; CB705 DESIGN; CB7
35	38259	BURKESON CONSULTING, INC	HOLISTON	CA	95652	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541618; 541620; 541690; 541990; 547210; 614230	CB701 BUSINESS ADMINISTRATION; CB702 MANAGEMENT INF
36	36394	BURNE ENGINEERING SERVICES, INC	SHINGLET SPRINGS	CA	95662	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541340; 541350; 541490	CB705 DESIGN; CB706 DESIGN BRIDGES; CB715 CONSULTANT
37	9514	C-1 CONSTRUCTION CORP	LOS ANGELES	CA	90004	00;	236115; 236116; 236118; 236210; 236220; 238910; 541330	CB710 ENGINEERING; CB9801 BUILDING CONSTRUCTION; C998
38	35966	CADD SQUAD / MEDO SQUAD	SAN DIMAS	CA	91771	00;	541330; 541340; 541519; 541690; 561110; 561320	CB702 MANAGEMENT INFORMATION SYSTEMS; CB710 ENGINEE
39	7273	CALIFORNIA WATERSHED ENGINEERING CORP.	ANAHEIM	CA	92806	00;	541330; 541620; 541690	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING; CB
40	28519	CALVIN Y. LOUIE CPA	SAN FRANCISCO	CA	94108	00;	541211; 541213; 541330; 541490; 541618; 541690;	CB780 LANDSCAPE & HORTICULTURAL SERVICES; CB612 SAFETY
41	34920	CANDOR ENGINEERING CONSULTANT	SOUTH PASADENA	CA	91030	00;	541330	CB706 DESIGN BRIDGES; CB707 FEASIBILITY STUDIES; CB710 E
42	34920	CARDZO ENGINEERING, INC.	ATLANTA	GA	30961	00;	541330; 541620	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB710 EN
43	33228	CCCM, INC.	WALNUT CREEK	CA	94599	00;	541330; 541490; 541512; 541618; 541620; 541690; 541990;	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB710 ENGINEER
44	33549	CENTRAL VALLEY ENGINEERING AND SURVEYING	SELMA	CA	95662	10; 15; 16; 20; 24; 34; 38; 39; 40	541330 541340; 541360 541370;	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB740 LANC
45	38972	CENTRAL VALLEY ENGINEERING, INC.	MADIRA	CA	95638	01; 02; 03; 04; 05; 06; 07; 08; 09	541330; 541340; 541350; 541490	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB740 LANC
46	12586	CHO DESIGN ASSOCIATES, INC	COSTA MESA	CA	92626	00;	541330; 541490; 541512; 541618; 541690;	CB612 SAFETY SUPPLIER; CB703 BUSINESS ADMINISTRATION;
47	40225	CIVIL WORKS ENGINEERS, INC	COSTA MESA	CA	92626	00;	541330	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB710
48	40225	CLOSURE SOLUTIONS, INC	CONCORD	CA	94520	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541620; 562910	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING; CB
49	33935	CNS ENGINEERS, INC	FOOTHILL RANCH	CA	92610	00;	541330; 541512; 541690;	CB703 TRAFFIC ENGINEER; CB706 DESIGN BRIDGES; CB707 FE
50	33692	COLMENA ENGINEERING	OAKLAND	CA	94611	01; 10; 15; 19; 21; 24; 30; 33; 34	541330 541690	CB715 CONSULTANT, ENGINEERING; CB740 ELECTRICAL ENGINE
51	38922	CONNICO INCORPORATED	MOUNT JULIET	TN	37122	00;	236220; 237310; 541330 541990	CB715 Construction Management - Commercial and Institutions
52	38004	CONSTRUCTION INSPECTION SPECIALISTS	WINDSOR	CA	95492	00;	237110; 237310; 237990 541330; 541350; 541370; 541618	CB612 SAFETY SUPPLIER; CB700 CONSTRUCTION STAKING SUP
53	38918	COOPER ZIEIT ENGINEERS, INC	PORTLAND	OR	97204	01; 02; 03; 04; 05; 06; 07; 08; 09	236115; 236210; 236220; 237110; 237310; 237990	CB710 ENGINEERING; CB715 CONSULTANT; CB715 CONSULTANT
54	38270	CORDOBA CONSULTING, INC	CONCORD	CA	94521	01; 02; 03; 05; 07; 09; 10; 19; 21	541330; 541618	CB720 CIVIL ENGINEERING;
55	37523	CORNER CUBE, INC.	PLEASANT	CA	94610	00;	236220; 541330; 541618; 541990; 614340	CB720 CIVIL ENGINEERING;
56	38819	CURENT TRANSPORTATION SOLUTIONS, INC.	POZEMAN	MT	59718	00;	541330	CB410 LOCAL & SUBURBAN TRANSPORTATION;
57	34802	CVADCO CORPORATION	SAN DIEGO	CA	92117	01; 02; 03; 04; 05; 06; 07; 08; 09	541330 541340; 541620;	CB707 FEASIBILITY STUDIES; CB720 CIVIL ENGINEERING; CB76
58	38221	GWC ENGINEERING, INC	SARAFATINO	CA	95831	01; 02; 03; 04; 05; 06; 07; 08; 09	541330	CB710 ENGINEERING; CB720 CIVIL ENGINEERING;

CITY OF TRACY
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No	Firm ID	Firm/DBA Name	City	State	Zip	County	DBE NAICS	Work Codes
59	7507	D R CONSULTANTS & DESIGNERS, INC.	LOS ANGELES	CA	90017 00		541330 541618	C8700 CONSULTANT, NON ENGINEERING; C8710 ENGINEERING
60	4238	DLEON CONSULTING ENGINEERS CORPORATION	LONG BEACH	CA	90807 00		541330 541350	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8715
61	15158	DAHL, TAYLOR & ASSOCIATES, INC	SANTA ANA	CA	92705 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
62	30433	DOB ENGINEERING, INC.	IRVINE	CA	92618 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8720
63	40038	DKI ENGINEERING AND CONSULTING USA, P.C.	CLIFTON PARK	NY	12065 00		541330	C8710 ENGINEERING;
64	38385	DYNAMIC DESIGN ASSOCIATES, INC.	PETALUMA	CA	94954 00		541330 541350	C8710 ENGINEERING; C8703 Engineering - Structural
65	39350	EARTHQUAKE & STRUCTURES, INC.	OAKLAND	CA	94609 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
66	34181	ECM GEOTECHNICAL	VACAVILLE	CA	95687 00		541330 541380 541490 541710	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C8716
67	24520	ECS TECHNOLOGY	GLENNDALE	CA	91205 00		541330 541340 541490 541590	C8705 DESIGN; C8740 ELECTRICAL ENGINEERS; C8765 DRAFTING
68	51503	ELECTRICAL BUILDING SYSTEMS, INC.	STUDIO CITY	CA	91604 00		541330	C8710 ELECTRICAL ENGINEERS;
69	34510	ELECTROLINK ENGINEERING SERVICES, INC.	LAFALETTE	CA	94549 01; 07 21 28 34 38 39 41 43		541330 541420 811310	C8710 ENGINEERING;
70	39114	ELITE EAGLE ENTERPRISES	SAN JOSE	CA	95125 01; 07 10 15 19 21 24 27 35		541330	C8710 ENGINEERING;
71	38400	ENERGY DESIGN OPTIMIZATION	SANTA ROSA	CA	95403 00		541330 541450 541618	C8705 DESIGN; C8710 ENGINEERING; 18990 SERVICES, NEC;
72	36865	ENGINEERING DESIGN SOLUTIONS, INC	SAN DIEGO	CA	92128 00		541330	C8740 ELECTRICAL ENGINEERS; C8903 ELECTRICAL;
73	33266	ESE CONSULTING ENGINEERS, INC.	BENICIA	CA	94510 00		541330 541650	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
74	24804	ESKINDER BERHAIU & ASSOCIATES	SAN DIEGO	CA	92101 01; 03 07 09 10 12 19 21 24		541330 541618	C8701 BUSINESS ADMINISTRATION; C8703 TRAFFIC ENGINEER;
75	35275	ESWPP CONSULTANTS	WALNUT CREEK	CA	94598 00		541330	C8720 CIVIL ENGINEERING;
76	35642	EXTENDED RESOURCES	GLENDORA	CA	91740 00		541330 541611 541990 561110 611430	C8715 CONSULTANT ENGINEERING; C8740 ELECTRICAL ENGINEERING
77	39342	FALCON ENGINEERING SERVICES INC.	PHOENIX	AZ	85094 01; 02 03 04 05 06 07 08 09		237310 541330	C8705 DESIGN; C8710 ENGINEERING; C8715 CONSULTANT, EN
78	40110	FORTS NETWORKS INC	IRVINE	CA	92606 00		541330 541340	C8715 CONSULTANT ENGINEERING; C8720 ELECTRICAL ENGINEERING
79	31517	FPL AND ASSOCIATES, INC.	SAN FRANCISCO	CA	94111 00		541330 541490 541512 541618 541620 541690 541990	C8703 TRAFFIC ENGINEER; C8710 ENGINEERING; C8715 CONSULTANT, EN
80	2212	GEOTECHNICAL CONSULTANTS, INC.	WALNUT CREEK	CA	94596 01; 03 05 07 09 21 22 23 24		541330 541611	C8707 FEASIBILITY STUDIES; C8715 CONSULTANT ENGINEERING
81	27742	GEOTECNIA	OAKLAND	CA	94612 00		237990 541310 541330 541420 541512 541513 541611	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
82	12487	GHRARBELLI ASSOCIATES, INC.	COSTA MESA	CA	92626 00		541330 541380 541618	C8700 CONSULTANT, NON ENGINEERING; C8720 CIVIL ENGINEERING
83	31232	GLOBAL BUSINESS SOLUTIONS, INC.	IRVINE	CA	92606 01; 07 09 10 13 15 16 18 19		238210 238220 237990 238190 541330 541618	C5100 CONCRETE STRUCTURE; C8715 CONSULTANT ENGINEER
84	36196	GLOBAL GEO-ENGINEERING, INC	ONTARIO	CA	91786 00		541330 541340 541490 541618	C8700 CONSULTANT, NON ENGINEERING; C8701 BUSINESS AD
85	30795	GONZALES SUAREZ & ASSOCIATES, INC.	OAKLAND	CA	94605 00		541330 541340 541370	C8710 ENGINEERING; C8760 LAND SURVEYOR;
86	29427	GRASS VALLEY ASSOCIATES	SANTA ROSA	CA	95401 01; 03 04 05 06 07 08 09 11		541330 541340 541410 541490 541690	C8710 LANDSCAPE & HORTICULTURAL SERVICES; C8700 CONS
87	29202	GREEN VALLEY CONSULTING ENGINEERS	SAN RAFAEL	CA	94903 00		541330	C8710 ENGINEERING;
88	33472	GREG ROJA AIA & ASSOCIATES	VISALIA	CA	93291 00		541330	C8710 ENGINEERING;
89	33587	GURCINAS & ASSOCIATES, INC.	WATERBURY	CA	93588 01; 02 03 04 05 06 07 08 10		541330 541618 541690	C8707 FEASIBILITY STUDIES; C8715 CONSULTANT ENGINEERING
90	33956	H & S ENGINEERING	SAN FRANCISCO	CA	94104 00		541330	C8710 ENGINEERING;
91	39427	HINMAN CONSULTING ENGINEERING	SAN FRANCISCO	CA	94104 00		238210 238220 237310 238120 238210 238220 541310	C1201 TRAFFIC CONTROL SYSTEM; C5501 STEEL STRUCTURES;
92	37375	HNK TECH, INC.	LOS ANGELES	CA	90010 00		541330 541340 541380 541590 541618	C8701 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
93	27477	HQE INCORPORATED	OAKLAND	CA	94612 01; 07 21 23 24 27 28 34 38		541330	C8720 CIVIL ENGINEERING;
94	37427	HYDROLOGIC SCIENCE, INC.	CHERRY VALLEY	CA	92223 00		541330	C0612 SAFETY SUPPLIER; C8705 DESIGN; C8706 DESIGN BRIDG
95	27413	I D C CONSULTING ENGINEERS, INC	ANAHEIM	CA	92805 00		541330 541490 541612 541618 541690	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
96	33429	INGENIOUS SOLUTIONS, INC	SAN FRANCISCO	CA	94103 00		541330 541618	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
97	38614	INNOVA TECHNOLOGIES, INC	LAS VEGAS	NV	89146 01; 02 03 04 05 06 07 08 09		541330 541340 541420 541511	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
98	30774	INTEGRATED ENGINEERING MANAGEMENT	SAN PEDRO	CA	92386 00		541330 541340 541620 541690 562910	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
99	30775	INTERNATIONAL ENGINEERS & SCIENTISTS, INCORPORATE	ORANGE	CA	92681 00		541330 541350 541340 541420 541511	C8710 ENGINEERING; C8715 CONSULTANT ENGINEERING; C8
100	35386	INTUROR CONSULTING, INC.	SAN RAMON	CA	94583 00		541330 541351 541512 541519 541611 541618	C8715 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
101	29143	ITS ENGINEERING	VALLEJO	CA	93924 01; 02 03 04 05 06 07 08 10		541330	C8705 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
102	34782	ITS CONSENSUS	SAN CLEMENTE	CA	92673 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
103	12731	J A D & ASSOCIATES	BREA	CA	92621 00		541330 541340 541410	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
104	35677	J F Q & ASSOCIATES	TORRANCE	CA	90502 00		541330 541350 541370	C8720 CIVIL ENGINEERING; C8760 LAND SURVEYOR;
105	38378	J M DIAZ, INC.	CITY OF INDUSTRY	CA	91748 00		488112 488210 488490 488999 541330	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8730 SAFE
106	33432	J. HIGRES CONSTRUCTION COMPANY	SAN FRANCISCO	CA	94112 00		237310 541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
107	33121	JOE STRUCTURAL ENGINEERING GROUP, INC.	PASADENA	CA	91101 00		541330	C8710 ENGINEERING;
108	34289	JDKIT INC	AUBURN	CA	95602 00		541330 541620	C8710 ENGINEERING; C8720 CIVIL ENGINEERING;
109	10025	JOHN SARMIENTO & ASSOCIATES	ORINDA	CA	94569 00		238990 541330 541690	C8715 CONSULTANT ENGINEERING; C8720 CIVIL ENGINEERING
110	27623	K2 ENGINEERING, INC.	SAN DIEGO	CA	92128 01; 02 03 04 05 06 07 08 09		541330 541380 541512 541618	C8701 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
111	34904	KAL ARCHITECTS, INC.	IRVINE	CA	92618 00		238210 238220 541310 541330 541410	C8704 ARCHITECT; C8720 CIVIL ENGINEERING; C8901 BUILDING
112	39831	KCE ENGINEERING, INC	ELICOTT CITY	MD	21043 01; 22 19 21 23 24 27 28 30		541330 541340 541512 541618 541620 541690 541990	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
113	33954	KINTY LIN, P. E.	SAN RAMON	CA	94583 00		541330	C8710 ENGINEERING; C8720 CIVIL ENGINEERING
114	39289	LAI & ASSOCIATES	PLEASANTON	CA	94566 01; 07 21 27 28 34 38 39 41		541330	C8710 ENGINEERING; C8720 CIVIL ENGINEERING
115	38776	LCW CONSULTING	SAN FRANCISCO	CA	94114 00		541330	C8701 BUSINESS ADMINISTRATION; C8702 MANAGEMENT INF
116	24740	LEE INCORPORATED	SAN FRANCISCO	CA	94108 00		541330 541490 541890	C8715 CONSULTANT, ENGINEERING; C8720 CIVIL ENGINEERING

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
117	34694	LEVINE/SEEGL ASSOCIATES	SANTA MONICA	CA	90405-00		541330, 541430	CB710 ENGINEERING; CB740 ELECTRICAL ENGINEERS; CB742 A
118	28890	LEWIS ENGINEERING	PIEDMONT	CA	94611-00		541330, 541620	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
119	28897	LIN CONSULTING, INC.	DIAMOND BAR	CA	91765-00		541330	CB703 TRAFFIC ENGINEERING; CB707 FEASIBILITY STUDIES; CB720
120	23841	LOPEZ ENGINEERING INC	SAN DIEGO	CA	92110-00		541330, 541430, 541618, 541990	CB701 BUSINESS ADMINISTRATION; CB705 DESIGN; CB707 FE
121	2506	M S NAVARRO ENGINEERING	NORTHRIIDGE	CA	91328-00		238210, 541330	CB740 ELECTRICAL ENGINEERS; C9903 ELECTRICAL; E4910 ELE
122	31103	M. F. VEGA & ASSOCIATES, LLC	LOS ANGELES	CA	90039-00		541330, 541618	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING;
123	34384	MARDON & SHYK, INC.	BURBANK	CA	91506-00		541330	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB716
124	12317	MCLEAN & SCHULTZ, INC.	BREA	CA	92621-00		541330, 541690	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT ENGI
125	40070	MCELHANEY STRUCTURAL ENGINEERS, LLC	RENO	NV	89509-00		541330	CB740 ELECTRICAL ENGINEERS;
126	39406	MDC ENGINEERS, INC	LOS ANGELES	CA	90007-00		541330, 541340, 541490, 541512, 541618	CB740 ELECTRICAL ENGINEERS;
127	21645	MECHANICAL DESIGN STUDIO	WALNUT CREEK	CA	94596-00		541330	CB720 STRUCTURAL ENGINEER;
128	37590	MERCADO ASSOCIATES	VALENCIA	CA	91355-00		541330	CB746 STRUCTURAL ENGINEER;
129	8342	MGE ENGINEERING, INC	SARASOTA	FL	33551-00		237210, 237300, 541330, 541350	CB710 ENGINEERING; CB720 CONSULTANT ENGINEERING; CB722
130	12030	MING YANG YEH & ASSOCIATES, INC.	PASADENA	CA	91105-00		541330	CB710 ENGINEERING; 17373 INTEGRATED SYSTEMS & CAD/CAV
131	30277	MIKH CONSULTING ENGINEERS	CALABASAS	CA	91302-00		541330	CB706 DESIGN BRIDGES; CB710 ENGINEERING; CB720 CIVIL EN
132	4830	MILE ENVIRONMENTAL TECHNOLOGIES, INC.	RANCHO CUCAMONGA	CA	91701-00		238220, 541330, 541620, 541690, 541990, 562910	CB701 CLEARING & GRUBBING; C1901 ROADWAY EXCAVATION
133	13754	MORTON & PITALONE INC	ROSEMONT	IL	60069-00		541330, 541430	CB703 TRAFFIC ENGINEERING; CB745 CONSULTANT ENGINEERING
134	40276	MUSE	PLEASANTON	CA	94588-00		541330, 541430	CB715 CONSULTANT ENGINEERING; CB720 CIVIL ENGINEERING
135	31166	MRO ENGINEERS, INC	ROCKLIN	CA	95765-00		541330, 541490	CB703 TRAFFIC ENGINEER; CB705 DESIGN; CB707 FEASIBILITY;
136	12449	N B A ENGINEERING, INC.	SAN FRANCISCO	CA	94109-00		541330, 541490, 541618	CB705 DESIGN; CB707 FEASIBILITY STUDIES; CB715 CONSULTA
137	38025	NATURAL RESOURCES CONSULTING ENGINEERS, INC.	OAKLAND	CA	94609-00		541330, 541340, 541620	CB720 CIVIL ENGINEERING; CB722 ENVIRONMENTAL ENGINEER
138	37186	NELLOR ENVIRONMENTAL ASSOCIATES, INC.	AUSTIN	TX	78731-00		541330, 541620	CB715 CONSULTANT ENGINEERING; CB720 CIVIL ENGINEERING
139	34321	NOBCAL STRUCTURAL	BERKELEY	CA	94710-00		541330	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB716
140	33446	ONWARD CONSULTING GROUP	SAN FRANCISCO	CA	94118-00		541330	CB720 CIVIL ENGINEERING;
141	14241	OPAC CONSULTING ENGINEERS, INC.	SAN FRANCISCO	CA	94133-00		541330, 541490, 541690, 541990	CB705 DESIGN; CB706 DESIGN BRIDGES; CB707 FEASIBILITY ST
142	40290	OPTIMAL HYDRO ENGINEERING, INC.	EL SEGUENDO	CA	90245-00		541330	CB710 ENGINEERING;
143	40353	ORITO AND ASSOCIATES	FRESNO	CA	93704-10; 13-15-16-19-20-24-27-29		541330	CB720 CIVIL ENGINEERING; CB773 Construction Management-
144	36058	OSTOVANI & ASSOCIATES, INC.	LA HABRA	CA	90631-00		238210; 237130; 237990; 238210; 541330, 541611	CB710 ENGINEERING; CB740 ELECTRICAL ENGINEERS; C9601 B
145	21758	P. A. ARCA ENGINEERING, INC.	CARSON	CA	90746-00		541330	CB710 ENGINEERING;
146	29512	PARAGON PROJECT RESOURCES, INC	IRVING	TX	75039-00		238220, 541330, 541618, 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
147	20259	PARISH CONSULTANTS, INC.	SAN JOSE	CA	95131-00		541330, 541380	CB707 FEASIBILITY STUDIES; CB720 CIVIL ENGINEERING; CB7
148	33447	PC LINK UP SOLUTIONS, INC.	CONCORD	CA	94520-00		423430; 541330; 541490; 541618	CB700 CONSULTANT, NON ENGINEERING; CB701 BUSINESS AD
149	20776	PITTMAN & ASSOCIATES	SAN FRANCISCO	CA	94111-00		488990; 541330; 541490; 541618; 541690; 541820; 921130	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
150	8276	PLAN CHECK ASSOCIATES, INC.	ORANGE	CA	92689-00		541310; 541330	CB704 ARCHITECT; CB707 FEASIBILITY STUDIES; CB720 CIVIL E
151	31578	PLMK ASSOCIATES, INC.	IRVINE	CA	92606-00		541330	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB720
152	23988	POLARIS ADVANCED ENGINEERING	POYONA	CA	91768-00		541330	CB707 FEASIBILITY STUDIES; CB720 CIVIL ENGINEERING; CB7
153	34422	POWER-TECH ENGINEERS, INC.	WALNUT	CA	91789-00		541330, 541618	CB710 ENGINEERING; CB740 ELECTRICAL ENGINEERS; C9903 E
154	32085	PRO TERRA, CIVIL ENGINEER AND LAND SURVEYOR	EL CENTRO	CA	92243-00		541330	CB705 DESIGN; CB710 ENGINEERING; CB715 CONSULTANT, EN
155	35095	PROCESS PROFILES	CALABASAS	CA	91302-00		541330, 541620, 541710; 562910	CB707 FEASIBILITY STUDIES; CB710 ENGINEERING; CB721 RIG
156	3065	PRC ASSOCIATES, INC	SAN FRANCISCO	CA	94124-00		237310; 541380; 541490; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
157	37719	PWB SOLUTIONS, INC.	DALLAS	TX	75207-00		541330; 541690	CB710 ENGINEERING;
158	36983	R K M CONSULTING ENGINEERS, INC.	MONTREY PARK	CA	91754-00		541330; 541340	CB710 ENGINEERING; CB742 MECHANICAL ENGINEERS; CB765
159	39485	RATIONAL TECHNOLOGIES, INC.	QUINCY	IL	62502-00		541330; 541340; 541380; 541590	C0612 SAFETY SUPPLIER; CB700 CONSULTANT, NON ENGINEER
160	39121	RAMOS CONSULTING SERVICES, INC.	SAN MARINO	CA	91108-00		541330; 541340; 541350; 541430; 541512; 541513; 541611	CB705 DESIGN; CB711 COMPUTER; CB715 CONSULTANT, ENGI
161	35385	RAYMUNDO ENGINEERING COMPANY, INC.	WALNUT CREEK	CA	94598-00		541330	CB710 ENGINEERING; CB715 CONSULTANT ENGINEERING; CB
162	38688	RE ENGINEERING, INC.	ORANGEVALE	CA	95662-00		541330; 541340; 541370	CB745 CONSULTANT ENGINEERING; CB720 CIVIL ENGINEERING
163	33466	RUTLI, JOHNSON	CENTRALIA	WA	98831-00		541330; 541490; 541618; 541690	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFET
164	37060	S KWOK ENGINEERS, INC.	ALAMEDA	CA	94501-00		237110; 541330	C0300 EROSION CONTROL; CB703 TRAFFIC ENGINEER; CB705 F
165	31805	SK&K ENGINEERS	MONROVIA	CA	91016-00		541330	CB742 MECHANICAL ENGINEERS;
166	30866	S2 ENGINEERING	RANCHO CUCAMONGA	CA	91701-00		541330; 541350; 541380; 541618	CB710 MANAGEMENT INFORMATION SYSTEMS; CB703 TRAFFIC
167	36720	SA ASSOCIATES (CORP)	ARCADIA	CA	91007-00		541330	CB710 ENGINEERING;
168	37109	SAFEPROBE, INC.	LOS ANGELES	CA	90010-00		238990; 541330	CB710 ENGINEERING; CB720 CIVIL ENGINEERING;
169	28040	SARAKKI ASSOCIATES	IRVINE	CA	92618-00		541330; 541490; 541511; 541512; 541519; 541690	CB703 TRAFFIC ENGINEER; CB707 FEASIBILITY STUDIES; CB710
170	35308	SEGOJA CONSULTANT, INC	ORANGE	CA	92685-00		541330; 541380	CB720 CIVIL ENGINEERING; CB910 SMALL STRUCTURES;
171	36273	SHREENATH INTERNATIONAL CONSULTANTS, LLC	CHINO HILLS	CA	91709-00		541330; 541360; 541511; 541512; 541519; 541620; 562910	CB700 CONSULTANT, NON ENGINEERING; CB722 ENVIRONMENT
172	23907	SIERRA ENGINEERING GROUP	FREMONT	CA	94539-00		541330; 541340	CB706 DESIGN BRIDGES; CB707 FEASIBILITY STUDIES; CB715 C
173	36712	SIGMA ENGINEERING SOLUTIONS, INC	LAS VEGAS	NV	89119-00		541330	CB720 CIVIL ENGINEERING;
174	36925	SMS ENGINEERING & PLANNING, INC	FT. LAUDERDALE	FL	33312-00	02; 05; 06; 07; 09; 10; 17; 20	541330; 541820	CB710 ENGINEERING; CB720 CIVIL ENGINEERING; CB722 ENV

CITY OF TRACY

DBE Firms from Caltrans UCP Database Agreeable to Work in San Joaquin County and Certified under NAICS Code 541330 (Engineering Services)

Firms Highlighted in Green reside in Tracy's Market Area

No.	Firm ID	Firm/DBA Name	City	State	Zip	Counties	DBE NAICS	Work Codes
175	31217	SOHA ENGINEERS	SAN FRANCISCO	CA	94107 00		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
176	8404	STORMS & LOVE ASSOCIATES	LOS ANGELES	CA	90045 00		541330	C8710 ENGINEERING; C8742 MECHANICAL ENGINEERS
177	33047	STRUCTURAL GRACE, INC.	TULSON	AZ	85719 00		541330	C8705 DESIGN; C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING
178	5541	STRUCTURUS INC.	SAN FRANCISCO	CA	94104 00		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
179	30881	SUMMIT ASSOCIATES	CONCORD	CA	94520 00		236220	C8700 CONSULTANT; NON ENGINEERING; C8720 CONSTRUCTION
180	33557	SUMMIT CONSULTING AND ENGINEERING, INC.	PASADENA	CA	91101 00		541330	C8710 ENGINEERING; C8715 CONSULTANT; ENGINEERING
181	39616	T & B ENGINEERING, INC.	RIVERSIDE	CA	92501 19; 27; 28; 30; 33; 34; 36; 37; 38		541330	C8705 DESIGN; C8720 CIVIL ENGINEERING; C8746 STRUCTURE
182	36932	T&W BUSINESS SOLUTIONS, INC	SAN DIEGO	CA	92108 00		518210	C8700 CONSULTANT; NON ENGINEERING; C8701 BUSINESS ADMINISTRATION; C8746 STRUCTURAL ENGINEERING
183	37551	TECHNICAL STUDIOS INC	SAN FRANCISCO	CA	95827 09; 95313; 94139; 957		237990	C8720 CIVIL ENGINEERING; C8746 STRUCTURAL ENGINEERING
184	5937	TECTONICS	EMERYVILLE	CA	94608 00		541330	541330; 541320; 541330; 541340; 541490; 541618; 541690;
185	21160	TELMON ENGINEERING CONSULTANTS, INC	SAN FRANCISCO	CA	94107 01; 02; 03; 04; 05; 06; 07; 08; 09		541330	541330; 541340; 541370; 541490; 541512; 541618; 541690;
186	31129	TEZA DESIGN	SAN DIEGO	CA	92111 00		238220	238220; 238990; 541330; 541340; 541490; 541512; 541618;
187	34637	THINKPLANET CORPORATION	ANAHEIM	CA	92807 00		541330	C8740 ELECTRICAL ENGINEERS;
188	28994	THOMAS C JEE & ASSOCIATES	WALNUT CREEK	CA	94596 00		541330	C8705 DESIGN; C8706 DESIGN BRIDGES; C8707 FEASIBILITY ST
189	15460	TITAN RUBBER AND SUPPLY COMPANY, INC	SAN JOSE	CA	95112 00		332396	C0670 PIPE SUPPLIER; C8703 TRAFFIC ENGINEER; C8707 FEAS
190	31860	TJA ENGINEERS, INC	SAN CLEMENTE	CA	92672 00		238220	C8710 ENGINEERING; C8701 BUILDING CONSTRUCTION; 17375
191	39649	TOMAS A. KOMPNER CONSULTING ENGINEER, INC.	SAN DIEGO	CA	92130 01; 02; 03; 04; 05; 06; 07; 08; 09		541330	C8706 DESIGN BRIDGES; C8715 CONSULTANT; ENGINEERING;
192	36974	TOYAMA & ASSOCIATES	SANTA CLARITA	CA	91350 00		541330	C8742 MECHANICAL ENGINEERS;
193	4850	TRAFFIC CONTROL ENGINEERING, INC.	FULLERTON	CA	92835 00		541330	C8710 ENGINEERING;
194	634	TRANSMETRICS, INC	CAMPBELL	CA	95008 00		541330	C8710 ENGINEERING;
195	34062	TRANSOLUTIONS, LLC	FORT WORTH	TX	76155 00		541330	C8700 CONSULTANT; NON ENGINEERING; C8704 ARCHITECT,
196	35763	TRINITY ENGINEERING & MANAGEMENT, INC.	DENVER	CO	80205 00		541330	C8710 ENGINEERING; 17380 MISC BUSINESS SERVICES;
197	38300	TULLY CONSULTING GROUP	DIXON	CA	95620 00		541330	C8720 CIVIL ENGINEERING; C8765 DRAFTING;
198	32609	UGE & ECS, INC.	LOS ANGELES	CA	90012 00		541330	C8700 CONSULTANT; NON ENGINEERING; C8901 BUILDING CO
199	12855	UMERANI ASSOCIATES	PAID ALITO	CA	94303 01; 07; 21; 24; 27; 28; 35; 38; 39		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
200	12878	UNIVERSAL STRUCTURES	SAN DIEGO	CA	92130 00		541330	C8707 FEASIBILITY STUDIES; C8715 CONSULTANT; ENGINEERING
201	35246	V.C.A ENGINEERS, INC.	LOS ANGELES	CA	90063 00		541330	C8720 CIVIL ENGINEERING; C8746 STRUCTURAL ENGINEER
202	8814	V/G ENGINEERING	LAGUNA HILLS	CA	92653 00		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
203	34787	VSE INC	OAKLAND	CA	94607 01; 07; 19; 27; 28; 34; 38; 39; 43		541330	C8707 FEASIBILITY STUDIES; C8712 PUBLIC RELATIONS; C8715
204	31304	W.A.C CONSULTING SERVICES, INC	SANTA ANA	CA	92705 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
205	9094	WAGNER ENGINEERING & SURVEY, INC	NORTHIDGE	CA	91343 00		541330	C8710 ENGINEERING; C8720 CIVIL ENGINEERING; C8760 LAND
206	37357	WALKER RIVER CONSTRUCTION, INC.	SCURIZ	NV	89427 00		541330	C8710 ENGINEERING; C8901 BUILDING CONSTRUCTION;
207	39015	WATERARTH, INC.	HOLISTON	TX	77018 01; 02; 03; 04; 05; 06; 07; 08; 09		541330	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING
208	34080	WATERCOURSE ENGINEERING INC	DAVIS	CA	95616 00		221310	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C872;
209	26209	WHITLOCK & WEINBERGER TRANSPORTATION, INC.	SANTA ROSA	CA	95401 00		541330	C0612 SAFETY SUPPLIER; C8702 MANAGEMENT INFORMATION
210	33585	WHITTED DAWSON ASSOCIATES	SAN FRANCISCO	CA	94107 00		541330	C8710 ENGINEERING; C8715 CONSULTANT; ENGINEERING; C8
211	37803	WILDSCAPE ENGINEERING SERVICES	CORTE MADERA	CA	94925 01; 02; 03; 05; 06; 07; 08; 09; 12		541330	C8710 ENGINEERING; C8715 CONSULTANT; ENGINEERING; C8
212	8440	WILTEC	PASADENA	CA	91105 00		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
213	30066	WIRECO	WALNUT CREEK	CA	94596 00		541330	A0780 LANDSCAPE & HORTICULTURAL SERVICES; C0612 SAFETY
214	28988	Y & C TRANSPORTATION EQUIPMENTS, INC.	SARAPUNTO	CA	95827 09		541330	C8703 TRAFFIC ENGINEER; C8707 FEASIBILITY STUDIES; C8716
215	33897	Y.C.E INCORPORATED	VENTURA	CA	93003 00		541330	C8707 FEASIBILITY STUDIES; C8720 CIVIL ENGINEERING; C872
216	30426	YK & ASSOCIATES, INC.	VALLICO	CA	94591 00		541330	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING
217	38814	ZAY ENGINEERING	SAN DIEGO	CA	92131 19; 30; 33; 36; 37; 39;		541330	C8715 CONSULTANT; ENGINEERING; C8720 CIVIL ENGINEERING

RESOLUTION _____

APPROVING THE CITY OF TRACY'S DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM OBJECTIVES/POLICY STATEMENT AS REQUIRED BY THE FEDERAL TRANSIT ADMINISTRATION (FTA) AND FEDERAL AVIATION ADMINISTRATION (FAA) AND UPDATED FEDERAL HIGHWAY ADMINISTRATION (FHWA) DBE GOALS FOR FEDERALLY FUNDED OR ASSISTED PROJECTS DURING THE 2012/2013 FISCAL YEAR

WHEREAS, The City of Tracy aggressively pursues federal funds for a variety of Capital Improvement Projects

WHEREAS, The Federal Transit Administration and the Federal Aviation Administration, in conjunction with the Federal Department of Transportation (DOT), require local agencies to establish Disadvantaged Business Enterprise Program objectives/policy and overall goals of the DBE to become eligible for receiving Federal funds and grants, and

WHEREAS, the Federal Highway Authority (FHWA) has revised the previous DBE requirements and require local agencies to update their DBE programs accordingly, and

WHEREAS, the Federal Transit Administration (FTA) and the Federal Aviation Administration (FAA) in conjunction with the Federal Department of Transportation (DOT) require local agencies to establish Disadvantaged Business Enterprise Program objectives/policy separate from the FHWA to be eligible for receiving Federal funds for transit related projects, and

WHEREAS, There will be no impact to the General Fund;

NOW, THEREFORE BE IT RESOLVED, That City Council approves the Disadvantaged Business Enterprise (DBE) Program objectives/policy and overall goals for FTA, FAA in conjunction with the DOT requirements and the updated DBE goals for FHWA for federally funded/assisted projects.

The foregoing Resolution _____ was adopted by the City Council on the 2nd day of October, 2012, by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 1.H

REQUEST

AUTHORIZE THE APPOINTMENT OF A YOUTH COMMISSIONER TO THE YOUTH ADVISORY COMMISSION

EXECUTIVE SUMMARY

The bylaws of the Youth Advisory Commission set the minimum number of youth appointed commissioners at eight, with a maximum limit at fourteen and a maximum of three adult commissioners. A selection panel was established and they have made recommendations for an additional youth to be appointed for a two year term to fill the existing youth vacancy on the Youth Advisory Commission.

DISCUSSION

The bylaws of the Youth Advisory Commission call for a minimum of eight youth, and a maximum of fourteen youth commissioners and a maximum of three adult commissioners that may sit on the commission. The bylaws are crafted to include two youth representatives from each of the four comprehensive high schools in the area (Kimball, Millennium, Tracy and West) and the four alternative education high schools (Delta Charter, Duncan-Russell Continuation, Excel High and Stein Continuation.) The selection process for the Youth Advisory Commission is to have a diverse group of teens that reflect each of the Tracy area high schools who wish to have a voice in their community and be involved in the Commission. Adult Commissioners shall reside within the jurisdiction of any Tracy school district to include one member of the School District and two members of the community who desire to work with youth. Currently the Commission has one youth and one adult vacancy.

The City recruits new commissioners on an ongoing basis to fill any vacancies created by outgoing Commissioners. The bylaws of the Youth Advisory Commission call for a selection panel to review new applications and make recommendations for appointment to the City Council. This year's panels consisted of Recreation Coordinator Jolene Jauregui, Recreation Coordinator Laura Johnston, Recreation Leader III Justin Geibig, and Parks Commissioner Gene Birk.

The interview panel conducted interviews on June 7, 2012. Bridgette Hall from Kimball High School is being recommended to serve a two year term, from October 10, 2012 to July 31, 2014.

STRATEGIC PLAN:

This agenda item is a routine operational item and does not relate to the City's four strategic plans.

FISCAL IMPACT

There is no impact on the General Fund.

RECOMMENDATION

Staff recommends that the City Council approve, by resolution, the appointment of one youth commissioner to the Youth Advisory Commission based upon the interview and selection panel recommendations.

Prepared by: Laura Johnston, Recreation Coordinator

Reviewed by: Kim Scarlata, Recreation Services Manager
Rod Buchanan, Director of Parks and Community Services

Approved by: R. Leon Churchill, Jr., City Manager

AGENDA ITEM 1.I

REQUEST

CONFIRM MAYOR'S APPOINTMENT OF MAYOR PRO TEM MICHAEL MACIEL TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY OF THE CITY OF TRACY WITH THE MAYOR AS ALTERNATE

EXECUTIVE SUMMARY

On March 20, 2012, the Mayor appointed himself and Allan Borwick to the Oversight Board of the Successor Agency of the City of Tracy ("Oversight Board"). The Mayor now wishes to appoint Mayor Pro Tem Michael Maciel to replace him on the Oversight Board. The Mayor will be the alternate.

DISCUSSION

On March 20, 2012, the Mayor appointed himself and Allan Borwick to the Oversight Board of the Successor Agency of the City of Tracy ("Oversight Board"). The Mayor now wishes to appoint Mayor Pro Tem Michael Maciel to replace him on the Oversight Board. The Mayor will be the alternate.

FISCAL IMPACT

There is no fiscal impact to the General Fund as a result of this action.

STRATEGIC PLAN

This item is not directly related to the Council's strategic priorities.

RECOMMENDATION

That the City Council adopt a resolution confirming the Mayor's appointment of Mayor Pro Tem Michael Maciel to replace him on the Oversight Board with the Mayor as alternate.

Prepared by: Andrew Malik, Development Services Director

Approved by: Leon Churchill, Jr., City Manager

RESOLUTION _____

APPOINTING MAYOR PRO TEM MICHAEL MACIEL TO THE OVERSIGHT BOARD OF
THE SUCCESSOR AGENCY OF THE CITY OF TRACY
WITH THE MAYOR AS ALTERNATE

WHEREAS, On March 20, 2012, the City Council confirmed the Mayor's
appointment of himself and Allan Borwick to the Oversight Board of the Successor
Agency of the City of Tracy ("Oversight Board") (Resolution No. 2012-053.5), and

WHEREAS, The Mayor wishes to appoint Mayor Pro Tem Michael Maciel to
replace him on the Oversight Board with the Mayor as alternate;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor appoints Mayor Pro
Tem Michael Maciel to replace him on the Oversight Board with the Mayor as alternate.

* * * * *

The foregoing Resolution was adopted by the City Council on the 2nd day of
October, 2012, by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 3

REQUEST

APPROVE AN AMENDMENT TO THE SAN JOAQUIN COUNTY MULTI-SPECIES HABITAT CONSERVATION AND OPEN SPACE PLAN (SJMSCP) DEVELOPMENT FEE, RESULTING IN A DECREASE IN FEES FOR 2013

EXECUTIVE SUMMARY

In 2001 the City began participating in the newly established San Joaquin County Multi Species Habitat Conservation and Open Space Plan (SJMSCP). The fees for participation in the plan were established in 2001 and the methodology for calculating fees was updated in 2006, 2011, and 2012. Pursuant to the land sales comparables and the Consumer Price Index, the fees are proposed to be updated for collection starting January 1, 2013. The revised fees represent an overall 11.6 percent decrease from the fees collected in 2012.

DISCUSSION

Background

In 2001, City Council approved a resolution to establish the authority to collect a development fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan (SJMSCP). That fee was established in 2001, and subsequently adjusted throughout the life of the Plan.

In 2006, the formula for updating the fee was categorized into three distinct components to better calculate an accurate fee per acre [FEE = Category A (acquisition) + Category B (assessment & enhancement) + Category C (management & admin)]. The final mitigation fees (Table 1) reflect true costs in each category and other real costs associated to fulfill the goals of the plan.

Category A (acquisition) - Comparables

This category is directly related to land valuation based on comparables which occur in specific zones of the plan. This category is evaluated on a yearly basis by taking all qualified comparables in each zone, including SJCOG, Inc. easements, to set a weighted cost per acre using the same methodology as in the Financial Analysis Update in 2006 as amended in mid-2012 by the Habitat Technical Advisory Financial Sub-Committee and SJCOG, Inc. approval. The SJCOG, Inc. easements are evaluated using the appraised value of the property in the before condition included with the fee title sales of other property occurring in San Joaquin County. The final weighted cost per acre of each zone is calculated into a blended rate under Category A (acquisition) figure for each habitat type.

The criteria to determine valid comparables used in the weighted calculation are:

1. All SJCOG, Inc. transactions (fee title and appraised value of unencumbered property)
2. Sales not less than 40 acres
3. Sales not greater than 500 acres
4. No parcels with vineyard or orchard (except SJCOG, Inc. transactions for special needs)
5. Must be land which would fulfill mitigation under the plan
6. Comparable sales reviewed by the Habitat Technical Advisory Financial Sub-committee
7. Not greater than 2 years old from the date of June 30th of each year with all acceptable comparables included (criteria 1-5). A minimum of 10 acceptable comparables are required for analysis. If the minimum of 10 transactions are not available, the time period will extend at 3 month intervals prior to the beginning date until 10 comparables are gathered.

The calculation results in a decrease to the Agricultural/Natural Habitat type of Category A component from \$9,541.21 to \$7,788.41.

Category B (assessment & enhancement) - Consumer Price Index

This category is an average of the California Consumer Price Index (CPI), as reported by the California Department of Finance, for a 12 month period following a fiscal year (July – June) to keep up with inflation on a yearly basis. The CPI has been deemed appropriate regarding the cost of inflation for this category. The California CPI calculation increased 1.9%.

The calculation results in an increase of the Category B component to be \$3,136.27, up from last year's \$3,077.79.

Category C (management & administration) - Consumer Price Index

This category is an average of the California Consumer Price Index (CPI), as reported by the California Department of Finance, for a 12 month period following a fiscal year (July – June) to keep up with inflation on a yearly basis. The CPI has been deemed appropriate regarding the cost of inflation for this category. The California CPI calculation increased 1.9%.

The calculation results in an increase of the Category C component to be \$1,785.92, up from \$1,752.62 in 2012.

SJCOG, Inc. staff calculated the fees using the SJMSCP Financial Analysis formula model [FEE= Category A (acquisition) + Category B (assessment & enhancement) + Category C (management & Admin)] which is shown in Table 1 below. The overall result in the calculations was a decrease in the fees from 2012 to 2013.

Table 1 – Mitigation Fees to Be Adopted for 2013

Habitat Type	Category A	Category B	Category C	Total Fee	Rounded Fee*
Open Space	\$3,894.21	\$1,568.14	\$901.85	\$6,364.19	\$6,364
AG/Natural	\$7,788.41	\$3,136.27	\$1,785.92	\$12,710.60	\$12,711
Vernal Pool (grasslands)	\$30,008.16	\$590.61	\$6,488.39	\$37,087.16	\$37,087
Vernal Pool (wetted)	\$30,008.16	\$41,814.48	\$6,488.39	\$78,311.03	\$78,311

*rounded to the nearest dollar to be adopted and in place by January 1, 2013

All of the land within and adjacent to the current City limits are classified as Open Space or AG/Natural, as there are no vernal pools near the City of Tracy. The current (2012) per-acre fees in the relevant categories are \$7,195 per acre for Open Space and \$14,372 for AG/Natural.

Monitoring Plan Funding:

Along with the annual index adjustment, the SJMSCP is required to monitor the plan to address funding shortfalls as stated in Section 7.5.2.1 of the plan. SJCOG, Inc. shall undertake an internal review of the SJMSCP funding plan every three years to evaluate the adequacy of each funding source identified in the plan, identify existing or potential funding problems, and identify corrective measures, should they be needed in the event of actual or potential funding shortfalls. This will be reported to the permitting agencies for review in Annual Reports. A review of the Financial Analysis Plan, similar to the process undertaken in the 2006 review, will occur every five years to ensure the adopted methodology is fulfilling the goals of the plan.

FISCAL IMPACT

This agenda item will not require any specific expenditure of funds. All of the fees collected with each project will be applied toward the SJMSCP.

STRATEGIC PLAN

This agenda item does not relate to any of the Council's strategic plans.

RECOMMENDATION

Staff recommends that the City Council approve, by adoption of a resolution, the amended development fees for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan, as shown in the City Council resolution dated October 2, 2012.

ATTACHMENT A - *City of Tracy Land Category / Pay Zones Map*

Prepared by: Victoria Lombardo, Senior Planner
Steve Mayo, Senior Habitat Planner, SJCOG

Reviewed by: Bill Dean, Assistant Development Services Director
Andrew Malik, Development Services Director

Approved by: Leon Churchill, Jr., City Manager



SJCOG, Inc.

555 East Weber Avenue • Stockton, CA 95202 • (209) 235-0600 • FAX (209) 235-0438

San Joaquin County Multi-Species Habitat Conservation & Open Space Plan (SJMSCP)

Ken Vogel
CHAIR

Christopher Mateo
VICE CHAIR

Andrew T. Chesley
PRESIDENT

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

2013 Updated Habitat Fees*

Habitat Type	Fee Per Acre
Multi-Purpose Open Space	\$6,364
Natural	\$ 12,711
Agriculture	\$ 12,711
Vernal Pool - uplands	\$ 37,087
Vernal Pool - wetted	\$ 78,311

* Effective January 1, 2013 – December 31, 2013

2013 Endowment Fees with In-lieu Land**

Type of Preserve	Enhancement Cost/acre	Land Management Cost/acre	TOTAL PER ACRE ENDOWMENT
Agricultural Habitat Lands	\$3,136.27	\$1,785.92	\$4,922.19
Natural Lands	\$3,136.27	\$1,785.92	\$4,922.19
Vernal Pool Habitat			
<i>Vernal Pool Grasslands</i>	\$590.61	\$6,488.39	\$7,079.00
<i>Vernal Pool Wetted</i>	\$41,814.48	\$6,488.39	\$48,302.87

** Effective January 1, 2013 – December 31, 2013 in lieu of fees to be used as the endowment for the dedicated land preserves (Category B + C)

VELB Mitigation

A special fee category shall apply when removal of elderberries occurs. The fee shall be paid to SJCOG, Inc. or a VELB mitigation bank approved by the Permitting Agencies. The current fee, as established in the VELB Conservation Fund Account managed by the Center for Natural Lands Management, and approved by the USFWS, is \$1,800 per VELB Unit (one unit= one stem over 1" in diameter at ground level which is removed). Fees shall be established by the JPA during preconstruction surveys (i.e., counts of stems to be removed with and without exit holes shall be completed during preconstruction surveys) and shall be paid to the JPA prior to ground disturbance or stem removal, whichever comes first.

RESOLUTION 2012-_____

ADOPTING AMENDED DEVELOPMENT FEES FOR THE SAN JOAQUIN COUNTY
MULTI-SPECIES HABITAT CONSERVATION AND OPEN SPACE PLAN (SJMSCP)

WHEREAS, The City Council of the City of Tracy adopted an (Ordinance / Resolution) establishing the authority for collection of a Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan (SJMSCP) for all new developments pursuant to the SJMSCP within the City of Tracy, and

WHEREAS, A “Fee Study” dated July 16, 2001 was prepared which analyzed and identified the costs, funding, and cost-benefit of the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan, and

WHEREAS, The purpose of the SJMSCP Development Fee is to finance the goals and objectives of the SJMSCP that include, but are not limited to preserve land acquisition, preserve enhancement, land management, and administration that compensate for such lands lost as a result of future development in the City of Tracy and in San Joaquin County, and

WHEREAS, After considering the Fee Study and the testimony received at the public hearing, the Tracy City Council approved said report; and further found that the future development in the City of Tracy will need to compensate cumulative impacts to threatened, endangered, rare and unlisted SJMSCP Covered Species and other wildlife and compensation for some non-wildlife related impacts to recreation, agriculture, scenic values and other beneficial Open Space uses, and

WHEREAS, An “Updated Fee Study” dated November 2, 2006 was prepared which analyzed and identified the costs and funding of the SJMSCP, and the Tracy City Council approved updated SJMSCP Development Fees on January 16, 2007, and subsequently approved the annual update to those fees in 2007, 2008, 2009, 2010, and 2011, and

WHEREAS, The current SJMSCP Development Fee for open space lands is \$7,195 an acre for the year 2012 due to annual adjustments of comparable sales and consistent with the California Construction Cost Index (CCCI), and

WHEREAS, The current SJMSCP Development Fee for natural lands and agricultural lands is \$14,372 an acre for the year 2012 due to annual adjustments of comparable sales and consistent with the California Construction Cost Index (CCCI), and

WHEREAS, The updated fee per acre as shown in attached Exhibit A for open space lands as adjusted pursuant to land sale comparables and the Consumer Price Index for the year 2013 is \$6,364, and

WHEREAS, The updated fee per acre as shown in attached Exhibit A for natural lands and agricultural lands as adjusted pursuant to land sale comparables and the Consumer Price Index for the year 2013 is \$12,711, and

WHEREAS, To ensure that the SJMSCP development fees keep pace with inflation, annual adjustments, based on the method set forth in this resolution, shall be made to the fees annually, and

WHEREAS, The Assessment and Enhancements and Management and Administration components shall be adjusted annually based on the Consumer Price Index (CPI). The Acquisition Cost component shall be adjusted annually based on a minimum of ten comparable agricultural sales within the previous two years. If ten acceptable comparables are not found, then the two year window will increase in three month intervals until ten acceptable comparable agricultural sales are found. The comparable agricultural sales shall meet the following criteria: over forty acres in size, but under 500 acres in size, no orchard or vineyard properties shall be included, and all comparable sales must be on land that is consistent as mitigation land under the SJMSCP. In addition, all SJCOG, Inc. transactions regardless of size or sale type will be included in the comparables, and

WHEREAS, The 2012 method of annual adjustments was modified to include the following:

1. Third Party Costs – The SJMSCP used predetermined processes and mitigation requirements to allow streamlined processing of projects. In instances where projects choose not to comply or alter the streamlined process, these projects will be required to enter into a Reimbursement Agreement with SJCOG (Exhibit B).
2. Legal Costs – The Management and Administration component of the fee has been adjusted to include a one-time increase of \$17.45 per acre to account for legal costs incurred to acquire mitigation under the SJMSCP.
3. Inflation – The inflation percentage applied to comparable sales in the adopted 2007 has been reduced from 10% to 6.1%.

WHEREAS, The methodology has been further modified to include more comparable land sales as described in attached Exhibit B, and

WHEREAS, the Updated Fee Study with the SJMSCP and the fee amendment were available for public inspection and review in the office of the City Clerk for more than 10 days prior to the date of this public meeting;

NOW, THEREFORE, The City Council finds as follows:

1. The City Council finds and declares that the purposes and uses of the Development Fee, and the determination of the reasonable relationship between the fees' uses and the type of development project on which the fees are imposed, are all established in Resolutions 2001-050 and 2007-021, and remain valid, and the City Council therefore adopts such determinations.
2. The City Council finds and declares that since adoption of Resolutions 2001-050 and 2007-021, the cost of land has changed in San Joaquin County, and that in order to maintain the reasonable relationship established by Resolutions 2001-050 and 2007-021, it is necessary to adjust the

Development Fee for the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan.

3. The SJMSCP 2013 Development Fee for open space shall be \$6,364 an acre, as adjusted pursuant to land sale comparables and the Consumer Price Index, as shown in Exhibit A attached hereto.
4. The SJMSCP Development Fee for natural lands and agricultural land shall be \$12,711 an acre as adjusted pursuant to land sale comparables and the Consumer Price Index, as shown in Exhibit A attached hereto.
5. The Development Fee for vernal pool habitat and multi-purpose open space conversion shall be consistent with the table identified in Exhibit "A" and attached hereto.
6. The modification to the method of annual adjustments as set forth herein is hereby adopted.
7. The Fee provided in this resolution shall be effective on January 1, 2013, which is at least sixty (60) days after the adoption of this resolution.

The foregoing Resolution 2012-_____ was adopted by the City Council on the 2nd day of October 2012, by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

Exhibit A

2013 Updated Habitat Fees

Habitat Type	Fee Per Acre
Multi-Purpose Open Space	\$ 6,364
Natural	\$ 12,711
Agriculture	\$ 12,711
Vernal Pool - uplands	\$ 37,087
Vernal Pool - wetted	\$ 78,311

SJMSCP Fee Analysis Comparable Land Sale Process:

The annual SJMSCP fee analysis uses the established process and model from the 2005/2006 Fee Analysis work done in connection with Economic Planning Systems (EPS) and the HTAC Financial Sub-committee. This process was re-evaluated and updated in June 2011 and again in April 2012.

Staff begins the process of analyzing comparable sales mid-July of each year. The goal is to complete the analysis and take the comparable sales and proposed fee through HTAC and the SJCOG, Inc. Board by September. After SJCOG, Inc. approval the annual SJMSCP fee analysis is taken to each jurisdiction to be adopted and effective as of January 1 of the subsequent year.

Steps:

1. Pull fee title land sales in SJ County for a 24 month period (e.g. July 1, 20xx – June 30, 20xx) from sources (Multiple Listing Service – MLS, Title Companies, and SJ County Recorder’s Office)
 - a. Sold between applicable time period
 - b. Agricultural land sales
 - c. 40 acre – 500 acre in size
2. Review, categorize and verify/eliminate the comparable sales provided.*
 - a. For comparable sales obtained from the SJ County Recorder’s Office that do not include the sales price, staff will obtain the non-disclosed information by physically going to the Recorder’s Office and following SJ County established procedures for obtaining the sales information.
 - b. Review for crop type, date sold and acres
 - c. Pull aerial images by parcel number
 - d. Review location and potential crops
 - e. Site visit if required to confirm aerial images
 - f. Map properties
3. Input property data into Excel spreadsheet table by Zone*
 - a. Parcel Identification Label
 - b. Address
 - c. Assessor Parcel Number (APN)
 - d. SJMSCP Zone
 - e. Sale date
 - f. Sale price
 - g. Acres sold
 - h. Price per acre

- i. Habitat Type (GIS, site visit or aerial imagery)
 - j. Apply appreciated value (if applicable)
4. Run SJMSCP Fee Analysis Model with appropriate land values (Table 1)
5. Review SJMSCP Fee results with management
 - a. Property list
 - b. Individual and collective property map
 - c. Fee analysis spreadsheet
6. The SJMSCP Fee Analysis results will be provided to the Fee Sub-Committee for review and recommendation to HTAC.
7. Staff report for HTAC for recommendation to SJCOG, Inc.

**available for HTAC Financial Sub-committee review and determination of comparable use*

AGENDA ITEM 4

REQUEST

IMPLEMENTATION OF MEASURE D – APPOINTED CITY CLERK

- A. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TRACY AMENDING SECTIONS 2.08.060(c) AND 2.08.070(b) OF CHAPTER 2.08 OF TITLE 2 OF THE TRACY MUNICIPAL CODE VESTING IN THE CITY MANAGER THE AUTHORITY TO APPOINT THE CITY CLERK AND ADDING A NEW SECTION 2.12.125 TO ARTICLE 2 OF CHAPTER 2.12 OF TITLE 2 OF THE TRACY MUNICIPAL CODE TRANSFERRING CERTAIN DUTIES OF THE CITY CLERK TO THE ADMINISTRATIVE SERVICES DIRECTOR**
- B. ADOPT A RESOLUTION AUTHORIZING THE AMENDMENT OF THE CITY'S CLASSIFICATION AND COMPENSATION PLANS AND POSITION CONTROL ROSTER BY APPROVING THE ESTABLISHMENT OF A NEW CLASSIFICATION SPECIFICATION AND SALARY RANGE FOR A CITY CLERK IN THE CITY CLERK'S DIVISION OF THE CITY MANAGER'S OFFICE AND ELIMINATION OF THE ELECTED CLERK AND ASSISTANT CITY CLERK POSITIONS**
- C. ADOPT A RESOLUTION RESCINDING RESOLUTION 2001-261 WHICH ESTABLISHED A STIPEND OF \$600 PER MONTH TO THE ELECTED CITY CLERK**
- D. ADOPT A RESOLUTION AMENDING THE TRACY MID-MANAGERS BARGAINING UNIT (TMMBU) MEMORANDUM OF UNDERSTANDING (MOU) TO ADD THE POSITION OF CITY CLERK AND REMOVE THE POSITION OF ASSISTANT CITY CLERK**

EXECUTIVE SUMMARY

In November 2010, voters approved Measure D, a ballot measure which proposed to change the City Clerk from an elected to an appointed position. To implement Measure D, a series of actions must occur. These actions include the introduction of an ordinance vesting the City Manager the authority to appoint a City Clerk; update of the City's Classification and Compensation Plans and Position Control Roster to reflect the new appointed City Clerk classification and removal of the elected City Clerk and Assistant City Clerk positions; elimination of the elected City Clerk stipend; and amendment of the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU) to include the new appointed City Clerk position.

DISCUSSION

Implementation of Measure D, a ballot measure approved by voters to change the City Clerk from an elected to an appointed position requires several actions by City Council. These actions are discussed in further detail in the sections below.

Ordinance Vesting in the City Manager the Power to Appoint the City Clerk

As a result of Measure D, the power to appoint the City Clerk is currently vested in the City Council. Government Code section 36510 provides that the City Council may, by ordinance,

vest in the City Manager its authority to appoint the City Clerk. Staff is recommending that the City Council introduce the attached ordinance which vests in the City Manager the authority to appoint the City Clerk.

The proposed ordinance also makes a technical clarification relating to the duties of the City Clerk. Government Code sections 40802 through 40805 impose various financial and accounting duties upon the City Clerk. Government Code section 40805.5 provides that these duties may be transferred to a Director of Finance. The proposed ordinance provides that such financial and accounting duties are transferred to the Administrative Services Director, who shall serve as the Director of Finance.

Amendment of City Classification/Compensation Plans and Position Control Roster

The City Clerk's Division of the City Manager's Office is currently staffed by a part-time elected City Clerk, a full-time Assistant City Clerk and a full-time Deputy City Clerk. Approval of Measure D changes the City Clerk from an elected to an appointed position, requiring an amendment to the City's Classification and Compensation Plans and Position Control Roster.

The establishment of a City Clerk position requires a new City Clerk classification specification and salary range. A classification study was completed to assess the duties, knowledge, skills, and abilities necessary for the City Clerk position, including an appropriate salary range. Based on the study findings, staff recommends the creation of a new mid-management City Clerk classification responsible for performing statutory duties requiring expertise in election law, state law, public records management, and conflict of interest regulations. The position also requires general management and supervisory skills and will oversee the activities and operations of the City Clerk's Division. Key areas of responsibility include preparing, posting and maintaining City Council agendas, minutes and records; serving as the custodian of official City records; conducting general municipal elections and providing staff support to the City Council, City Manager, and Assistant City Manager. The attached draft job description reflects the required responsibilities and duties in more detail.

A salary survey was also completed and included a review of internal division manager level positions and external City Clerk positions from comparable cities. The recommended salary range for the City Clerk position is \$6,464.24 – \$7,857.32.

Additionally, the Assistant City Clerk incumbent will retire in early Winter 2013 and the Assistant City Clerk position will be eliminated from the City's Position Control Roster. As a result, the staffing of the City Clerk's Division will be reduced to one full-time City Clerk and one full-time Deputy City Clerk.

Removal of Elected Clerk Stipend

On July 17, 2001, the City Council adopted Resolution 2001-261 setting a monthly stipend of \$600 for the elected City Clerk. Because the City Clerk position has been changed from an elected position to an appointed position, this stipend is no longer necessary. Therefore, staff recommends that the City Council rescind Resolution 2001-261.

Amendment of the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU)

The creation of a new mid-management appointed City Clerk classification requires that the position be added to the appropriate management bargaining group. Based on external surveys and best practices, appointed City Clerk positions are typically classified as management positions. It is recommended that the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU) be amended to include the new City Clerk position, which will function as a Division Manager. The Assistant City Clerk position currently performs many of the duties required of a City Clerk, and is classified as a mid-management position in TMMBU. The amendment of the TMMBU MOU also includes the removal of the Assistant City Clerk position.

The TMMBU has been notified of the proposed changes associated with the implementation of Measure D.

STRATEGIC PLAN

This agenda item supports the City's Organizational Efficiency Strategic Plan and specifically implements the following goals and objectives:

Organizational Effectiveness Plan

- Goal 3: Ensure systems are in place to meet the City's service delivery strategies
- Objective: Evaluate organization structure and operational efficiencies

FISCAL IMPACT

The maximum fiscal impact of establishing a City Clerk position is \$150,640, including salary and benefits. This position will not require any additional General Fund expenditures due to the elimination of the Assistant City Clerk position and savings as a result of the elimination of the elected City Clerk annual stipend and costs associated with the inclusion of the City Clerk on the election ballot every four years.

RECOMMENDATION

It is recommended that the City Council:

- Introduce an ordinance of the City Council of the City of Tracy amending Sections 2.08.060(c) and 2.08.070(b) of Chapter 2.08 of Title 2 of the Tracy Municipal Code vesting in the City Manager the authority to appoint the City Clerk and adding a new Section 2.12.125 to Article 2 of Chapter 2.12 of Title 2 of the Tracy Municipal Code transferring certain duties of the City Clerk to the Administrative Services Director,
- Adopt a resolution authorizing the amendment of the City's Classification and Compensation Plans and Position Control Roster by approving the establishment of a new classification specification and salary range for a City Clerk in the City Clerk's Division of

the City Manager's Office and elimination of the elected City Clerk and Assistant City Clerk Positions,

- Adopt a resolution rescinding Resolution 2001-261 which established a stipend of \$600 per month to the elected City Clerk, and
- Adopt a resolution amending the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU) to add the position of City Clerk and remove the position of Assistant City Clerk.

Prepared by: Jenny Haruyama, Administrative Services Director

Reviewed by: Maria Hurtado, Assistant City Manager

Approved by: R. Leon Churchill Jr., City Manager

Attachments:

Attachment 1: Ordinance of the City Council of the City of Tracy amending Sections 2.08.060(c) and 2.08.070(b) of Chapter 2.08 of Title 2 of the Tracy Municipal Code vesting in the City Manager the authority to appoint the City Clerk and adding a new Section 2.12.125 to Article 2 of Chapter 2.12 of Title 2 of the Tracy Municipal Code transferring certain duties of the City Clerk to the Administrative Services Director

Attachment 2: Resolution Authorizing the Amendment of the City's Classification and Compensation Plans and Position Control Roster by Approving the Establishment of a New Classification Specification and Salary Range for a City Clerk in the City Clerk's Division of the City Manager's Office and Elimination of the Elected Clerk and Assistant City Clerk Positions

Attachment 3: Appointed City Clerk Job Description

Attachment 4: Resolution Rescinding Resolution 2001-261 which Established a Stipend of \$600 per month to the Elected City Clerk

Attachment 5: Resolution Amending the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU) to add the Position of City Clerk and remove the Position of Assistant City Clerk

ORDINANCE _____

AN ORDINANCE OF THE CITY OF TRACY AMENDING SECTIONS 2.08.060(c) AND 2.08.070(b) OF CHAPTER 2.08 OF TITLE 2 OF THE TRACY MUNICIPAL CODE VESTING IN THE CITY MANAGER THE AUTHORITY TO APPOINT THE CITY CLERK AND ADDING A NEW SECTION 2.12.125 TO ARTICLE 2 OF CHAPTER 2.12 OF TITLE 2 OF THE TRACY MUNICIPAL CODE TRANSFERRING CERTAIN DUTIES OF THE CITY CLERK TO THE ADMINISTRATIVE SERVICES DIRECTOR

WHEREAS, On November 2, 2010, voters in the City of Tracy approved Measure D, which changed the City Clerk position from an elected to an appointed position, upon the expiration of the City Clerk's current term. The City Clerk's term will end effective December 4, 2012, or upon earlier vacancy of the office, and

WHEREAS, Currently, the authority to appoint the City Clerk is vested in the City Council, and

WHEREAS, Government Code section 36510 grants to the City Council the authority to vest in the City Manager its authority to appoint the City Clerk, and

WHEREAS, The City Council wishes to vest in the City Manager the authority to appoint the City Clerk;

The City Council of the City of Tracy does ordain as follows:

Section 1: Section 2.08.060(c) of Chapter 2.08 of Title 2 of the Tracy Municipal Code is amended to read as follows:

"It shall be the duty of the City Manager and he or she shall have the power to appoint, remove and demote any and all officers and employees of the City, except the City Attorney and the City Treasurer."

SECTION 2: Section 2.08.070(b) of Chapter 2.08 of Title 2 of the Tracy Municipal Code is amended to read as follows:

"It shall be the duty of all subordinate officers, including the City Attorney and the City Treasurer, to cooperate with and assist the City Manager in administering the affairs of the City most efficiently, economically and harmoniously so far as may be consistent with their duties as prescribed by law and ordinances of the City."

SECTION 3: A new section 2.12.125 is added to Article 2 Chapter 2.12 of Title 2 of the Tracy Municipal Code to read as follows:

"2.12.125 Administrative Services Director – Duties transferred from City Clerk

For the purposes of Government Code section 40805.5, the Administrative Services Director shall serve as the Director of Finance. The financial and accounting duties imposed upon the City Clerk under Government Code sections 40802 through 40805 are hereby transferred to the Administrative Services Director."

SECTION 4: This Ordinance shall take effect 30 days after its final passage and adoption, or on December 4, 2012, whichever is later.

SECTION 5: This Ordinance shall be published once in the TriValley Herald, a newspaper of general circulation, within 15 days from and after its final passage and adoption.

* * * * *

The foregoing ordinance was introduced at a regular meeting of the Tracy City Council held on the _____ day of _____, 2012, and was finally adopted by the Council at the regular meeting held on the _____ day of _____, 2012, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

RESOLUTION _____

ADOPT A RESOLUTION AUTHORIZING THE AMENDMENT OF THE CITY'S CLASSIFICATION AND COMPENSATION PLANS AND POSITION CONTROL ROSTER BY APPROVING THE ESTABLISHMENT OF A NEW CLASSIFICATION SPECIFICATION AND SALARY RANGE FOR A CITY CLERK IN THE CITY CLERK'S DIVISION OF THE CITY MANAGER'S OFFICE AND ELIMINATION OF THE ELECTED CLERK AND ASSISTANT CITY CLERK POSITIONS

WHEREAS, The City has Classification and Compensation Plans, and a Position Control Roster, and

WHEREAS, The City has completed a classification review and determined it is in the best interest and efficiency of the City Manager's Office to establish a new City Clerk classification and salary range to further the organizational effectiveness goals of the City;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The City Council authorizes the Administrative Services Director to amend the City's Classification and Compensation Plans and the Position Control Roster as follows:

- a. Establish a City Clerk classification in the City Clerk's Division of the City Manager's Office with a salary range of \$6,464.24 – \$7,857.32.monthly.
- b. Add one Full-Time Equivalent (FTE) appointed City Clerk position.
- c. Delete a .15 FTE elected City Clerk position and one FTE Assistant City Clerk in the City Clerk's Division of the City Manager's Office.

2. This Resolution shall take effect on December 4, 2012.

The foregoing Resolution _____ was adopted by the Tracy City Council on the 2nd day of October 2012, by the following votes:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

City of Tracy**CITY CLERK**

Class Title: City Clerk	Class Code: 30XXX
Department: City Manager's Office City Clerk Division	Bargaining Unit: Mid-Manager
EEO Code: 75	Effective Date: 2012
FLSA Status: Exempt	

DESCRIPTION

Under general direction, to direct, manage, supervise and coordinate the activities and operations of the City Clerk Division; prepare, post and maintain City Council agendas, minutes and records; serve as the custodian of official City records; conduct general municipal elections; provide staff support to the City Council, City Manager, and Assistant City Manager and perform related duties as assigned.

DISTINGUISHING CHARACTERISTICS

This is a mid-management position in the City Clerk Division of the City Manager's Office responsible for performing statutory duties requiring expertise in election law, state law, public records management and conflict of interest regulations. Additionally, incumbents must possess general management and supervisory skills. The City Clerk is expected to demonstrate a high degree of thoroughness, accuracy and attention to detail in performing the required duties; work independently; and perform work according to established laws, regulations and guidelines. The City Clerk exercises direct supervision over the Deputy City Clerk and may exercise direct and/or functional supervision over other administrative support staff. The City Clerk receives supervision from the Assistant City Manager.

EXAMPLES OF IMPORTANT AND ESSENTIAL DUTIES

Duties may include, but are not limited to, the following:

Plan, direct, coordinate and review the work of assigned staff; manage the development and implementation of goals, objectives and priorities for assigned functions; monitor and evaluate the efficiency and effectiveness of service delivery methods and procedures

Supervise the preparation and distribution of City Council agendas and informational packets; research and compile various types of information; prepare a variety of written materials and legal notices

Oversee the City's records management program, including development and implementation of program changes, indexing of actions and documents, and the imaging and destruction of documents. Plan and direct the maintenance, filing and safekeeping of all municipal documents

Prepare and proofread a wide variety of reports, letters, memos and statistical charts; compose correspondence related to responsibilities assigned

Monitor compliance with State and local campaign finance and conflict laws; notify filers of their obligations; provide assistance to filers, and maintain logs of all Fair Political Practices Commission required filings; serves as the filing officer for the City officials' Statements of Economic Interest

Administers City elections; serves as the Election Official for municipal elections.

Attend meetings, take and transcribe meeting minutes as required, conduct follow-up activities related to actions including the indexing and recording of documents and processing agreements

Conduct recruitments for vacancies on various City boards and commissions; administer oaths

Prepare and verify information for press releases

Research, compile and analyze data for special projects; collect and assemble data and background materials for a variety of reports; develop and recommend solutions

Provide information and answer inquiries from officials, the public and City staff on laws, procedures and policies

Participate in the development and administration of assigned budgets

Supervise assigned staff including training, performance evaluations, employee development, correction of deficiencies and recommend disciplinary action if necessary

Performs related duties as assigned

MINIMUM QUALIFICATIONS

Knowledge of:

Responsibilities and activities of the office of City Clerk

Federal, state and local laws, codes and regulations applicable to City government operations, procedures, and elections

Municipal codes and laws such as the Brown Act, Political Reform Act, Public Records Act and California Elections Code

Records management systems, standards and best practices

Use of proper business English, grammar and spelling

Principles and practices of administrative management including municipal budget preparation and administration

Methods of analyzing, evaluating and modifying administrative policies and procedures

Modern public relations practices

Modern office practices, methods and equipment

Principles and practices of supervision, training, staff development and performance evaluation

Ability to:

Plan, organize and direct the activities and staff of the City Clerk's Office; develop and evaluate goals and objectives

Provide information and organize material in compliance with laws, regulations and policies

Interpret, apply and make decisions in accordance with laws, regulations and policies and best practices for performing the duties of City Clerk

Analyze a variety of administrative problems and make sound policy and procedural recommendations

Communicate clearly and concisely, both orally and in writing

Establish and maintain effective working relationships with employees, senior staff, elected officials and the general public

Supervise, evaluate, train and develop staff

EDUCATION AND EXPERIENCE

Any combination of experience and training that would provide the required knowledge and abilities is qualifying. A typical way to obtain the knowledge and abilities would be:

Education:

High School Diploma or equivalent. Specialized training or college level course work in Public or Business Administration, records management, or related areas is desirable. Completion of course work leading to Municipal Clerk Certification is desirable

Experience:

Five years of experience performing highly responsible and complex administrative support including providing direction and supervision to staff for at least one year

Previous experience in a City Clerk's Office OR experience working with boards and commissions, agenda preparation, records management, elections, interpretation and application of laws, codes and regulations

LICENSES AND CERTIFICATES

Possession of, or ability to obtain an appropriate, valid California driver license

Possession of, or ability to obtain Certification as a Municipal Clerk by the International Institute of Municipal Clerks within one year of appointment

Possession of, or ability to obtain a California Notary Public certification within one year of appointment

OTHER REQUIREMENTS

Willingness and ability to attend evening, weekend, and out-of-town meetings and seminars during work and non-work hours as necessary

TOOLS AND EQUIPMENT USED

Personal computer, including spreadsheet and word processing software; telephone; copy and fax machine; records management imaging hardware and software

PHYSICAL DEMANDS

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

While performing the duties of this job, the employee is frequently required to walk, sit, speak and hear. The employee is occasionally required to use hands to finger, handle, feel or operate objects, tools, or controls; and to reach objects with hands and arms. The employee is occasionally required to climb or balance; stoop, kneel, crouch, or crawl.

The employee must occasionally lift and/or move up to 50 pounds. Specific vision abilities required by this job include close vision, color vision, and the ability to adjust focus.

WORK ENVIRONMENT

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

The position works in an office environment where the temperature remains constant. The noise level in the work environment is moderately noisy. There are frequent interruptions from phones, public inquiries and other staff.

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related or a logical assignment to the position.

The job description does not constitute an employment agreement between the City of Tracy and employee and is subject to change by the City as the needs of the City and requirements of the job change.

RESOLUTION _____

RESCINDING RESOLUTION 2001-261 ESTABLISHING THE COMPENSATION TO BE PAID TO THE ELECTED CITY CLERK

WHEREAS, On July 17, 2001, the Tracy City Council adopted Resolution 2001-261 setting a monthly stipend of \$600 for the elected City Clerk, and

WHEREAS, On November 2, 2010, the voters in the City of Tracy approved Measure D, which changed the City Clerk position from an elected position to an appointed position, and

WHEREAS, Effective December 4, 2012, the City Clerk position will be included in the Tracy Mid-Managers Bargaining Unit (TMMBU) and the stipend will no longer be required.

NOW, THEREFORE BE IT RESOLVED, as follows:

- 1. Resolution 2001-261 is rescinded.
- 2. This Resolution shall take effect on December 4, 2012.

The foregoing Resolution _____ was passed and adopted by the Tracy City Council on the 2nd day of October, 2012, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

RESOLUTION _____

RESOLUTION AMENDING THE TRACY MID-MANAGERS BARGAINING UNIT (TMMBU) MEMORANDUM OF UNDERSTANDING (MOU) TO ADD THE POSITION OF CITY CLERK AND REMOVE THE POSITION OF ASSISTANT CITY CLERK

WHEREAS, In November 2010, Measure D, a ballot measure to change the City Clerk position from an elected to an appointed position was approved by voters, and

WHEREAS, Effective FY 2012/13, the City Clerk position will be included in the Tracy Mid-Managers Bargaining Unit (TMMBU) and the Assistant City Clerk position shall be removed;

NOW, THEREFORE BE IT RESOLVED, as follows:

- 1. The City Council authorizes the Administrative Services Director to amend the Tracy Mid-Managers Bargaining Unit (TMMBU) Memorandum of Understanding (MOU) to reflect the addition of the City Clerk position and removal of the Assistant City Clerk position.
- 2. This Resolution shall take effect on December 4, 2012.

The foregoing Resolution _____ was passed and adopted by the Tracy City Council on the 2nd day of October 2012, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Mayor

ATTEST:

City Clerk

AGENDA ITEM 5

REQUEST

HEAR VARIOUS PUBLIC PARTICIPATION AND PUBLIC OUTREACH OPTIONS TO COMMUNICATE AND OBTAIN FEEDBACK FROM TRACY RESIDENTS AND DISCUSS NEXT STEPS

EXECUTIVE SUMMARY

At the August 21, 2012, Council meeting, the City Council determined that a discussion on various public participation and public outreach strategies to communicate and obtain feedback from Tracy residents would be worth discussing. This agenda item outlines the various outreach methods undertaken by the City in the past and reasons to encourage public participation. The method by which public participation is elicited and encouraged varies depending on the public outreach goal, which may vary and include the following: providing the public with information, education, improving relations, obtaining input, soliciting and encouraging involvement and collaboration. The specific method used is often guided by whether the City seeks to provide one-way communication (i.e., provide information only) or to encourage two-way communication and collaboration (i.e., obtain input on specific topics or policy issues).

DISCUSSION

Public meetings are common venues for Council to directly hear resident input on various specific public policy issues, although some communities exercise other means of encouraging public participation or providing information to their residents. Different communities have different public participation goals regarding local government decisions. Some communities dictate the level of public participation. For some communities, the most important goal is providing the public with objective information to assist them in understanding problems, solutions or alternatives. For other communities, working directly with the public to ensure that their concerns and aspirations are consistently understood and hearing input and ideas from a broader cross-section of residents is paramount. Each community typically determines the level and extent of public participation, which then guides their public outreach strategy.

Over the years, the City of Tracy has used various means to practice open government and encourage public participation, elicit community input, provide information or assess public perception on City services. Some of these methods include Resident Surveys, conducting Community Conversations, implementing a Speakers Bureau, scheduling workshops, using available technology to inform the public, and establishing Resident Advisory Boards.

Resident Surveys:

In August of 2009, a citywide Resident Survey was distributed to obtain residents' perception of a variety of City services. The information gleaned from the survey informed staff how often residents use parks and recreation classes, how often they use fire and emergency medical services, how they rated neighborhood roads, street sweeping services, how safe they feel in their neighborhood, what public safety programs were important to them, and to what extent weeds in lots, abandoned vehicles, graffiti and dilapidated buildings were a problem in their neighborhood. Other

information included ratings on refuse and recycling services, and appearance of City public parks and recreation facilities. The feedback obtained through the survey assisted staff in measuring the quality of City services, establishing the budget and setting future priorities. The City plans another citywide Resident Survey this fall and the results of the survey will be presented to Council on January 15, 2013.

Community Conversations:

Additionally, in 2009 and 2010, the City hosted a series of Community Conversations on specific topics with the premise that this type of community engagement would result in a greater understanding of community needs, lead to viable options and solutions to address specific issues, and build partnerships and consensus where possible between the City and stakeholders. The community conversations series obtained community input and feedback on three critical projects and initiatives that required financial and community support during a depressed economic time. The community conversation series also aspired to obtain emotional and/or financial commitment from the various stakeholders. The specific issues to be vetted with the community at that time included direction on Sustainability, options for an Animal Shelter, and operational and financial needs for the Grand Theatre for the Arts. The outcome of this process resulted in clarity related to Sustainability goals, partnerships with a non-profit organization for programming and fundraising for the Grand Theatre, and identification of priority improvements for the Animal Shelter.

Speakers Bureau:

The Speakers Bureau medium is an opportunity for City representatives to present to members of various service groups, non-profit organizations, businesses, sports leagues, and other local organizations on a number of high profile projects or issues facing the community and that are of interest to local residents. In 2010, the City presented two Speakers Bureau series providing budget and service updates to the community and explaining how the unprecedented downturn in the economy would and could affect the City's ability to provide critical essential services to Tracy residents. The outcome of this educational effort not provided transparency about the challenges facing local governments in general and the City of Tracy specifically. A second Speakers Bureau topic informed the public about a number of business friendly strategies and efforts undertaken by the City to become more business friendly to encourage businesses relocating into Tracy and other business expansion efforts to ultimately result in more local job creation. The outcome of the second Speakers Bureau created a better public understanding of improvements in permit processing times, available resources, and clarity related to state mandated requirements and how to meet them expeditiously. This outreach effort helped to positively change the City's image related to its working relationship with the business community.

Workshops:

Over the years, the City has conducted a number of workshops where members of the public have offered input and received information on many topics of community interest. These workshops have included discussion on items such as airport issues, the Holly Sugar Sports Park, and the Ellis Project. In addition, every year the City invites the general public to offer comment on the City's fiscal issues, including reviewing the proposed budget for the upcoming year, and recommending projects to

include in the annual Capital Improvement Program. More recently the City held two workshops to discuss short-term and long-term strategies for the Downtown area. Public input for the downtown workshops affected the City's proposal for land use regulations.

Using Technology to Inform the Public:

The City of Tracy uses social media tools to connect with a broader range of residents, businesses and individuals interested in activities occurring in Tracy. The most common tools the city uses are, Facebook and Twitter, with 869 Facebook Friends and 738 Twitter followers. In addition, the Tracy Police Department uses Nixel, a social media tool specifically designed for public safety alerts and notifications, with 317 subscribers consisting of either neighborhood watch groups or individual residents. The City also streams live council meetings, offers video playback options, and uses YouTube to show specific segments and events.

Several new products and tools are saturating the social media realm for government agencies. Staff is currently exploring platforms that allow residents to comment or send in their suggestions. Other software allows for electronic commenting on Council items and meetings.

Resident Advisory Boards:

The City of Tracy has also formed resident advisory boards over the years to advise Council on a number of community priorities. Some committees or boards have been formed for single shorter term purposes while others have lasted decades. One example was the long standing resident committee, Tracy Tomorrow, which was created in the late 1980s to address a number of issues facing the City at that time. Ultimately, this provided recommendations to Council relative to streets and sidewalk improvements, growth and environmental concerns, public safety related items, and beautification and transportation.

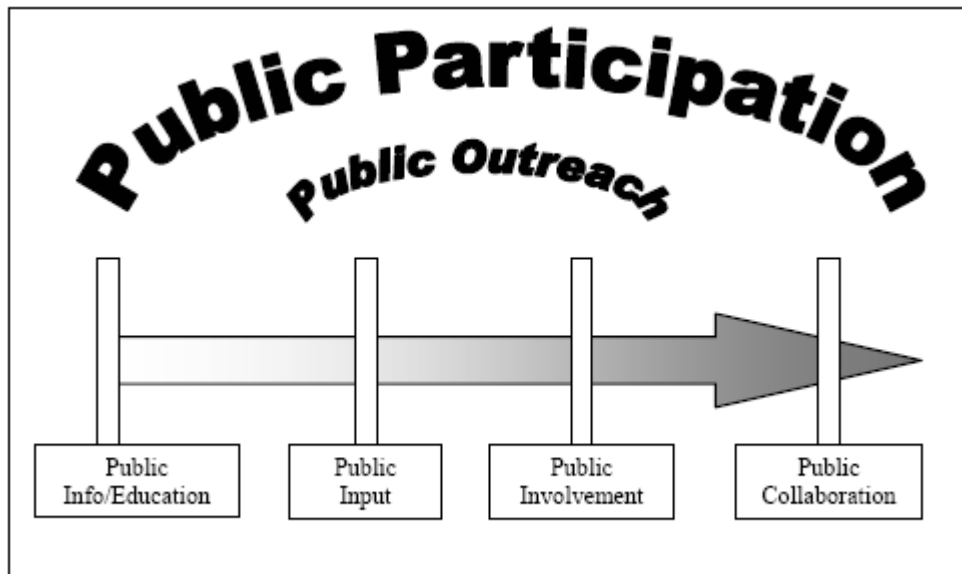
Over the years, Tracy Tomorrow evolved into Tracy Tomorrow 2000, to evaluate, make recommendations and propose solutions to economic and social issues. After spending considerable time sorting through issues and many community discussions, Tracy Tomorrow 2000 submitted its recommendations to Council in June of 2001 in the areas of transportation, education, economic development, land use planning, agriculture, open space and community enrichment.

Tracy Tomorrow 2000 evolved into the Tracy Tomorrow and Beyond Committee in July 2001, at the request of the Tracy Tomorrow 2000 Project Steering Committee, to create a vehicle for ongoing resident involvement and leadership development. The Committee was ultimately disbanded in May of 2007. However, for the course of its existence, the Committee provided valuable input to Council to help shape the future of the City.

A Policy Framework for Public Participation

This review of past City efforts at public outreach and participation shows numerous efforts for various reasons. It may be helpful to define these efforts into a framework to help identify the policy reasons for public participation.

To provide a framework for public participation activities, it is helpful to define public participation concepts. The term “Public Participation” takes in all levels of “public” information, education, relations, input, involvement and collaboration. Public outreach is a basic element needed for any level of public participation. The intensity of participation increases from left to right, beginning with one-way information to two-way communication and collaboration. The graphic below illustrates the correlation and differences among the terms used to describe public participation.¹



Definitions of terms used in the graphic above:

Public Participation— Any process that strives to inform, gather input or involve the public regarding decision-making processes. Public participation is the umbrella term to describe all levels of “public” information, education, relations, outreach, input, involvement and collaboration. The City of Tracy uses various forms of public participation as described above. Ample and genuine efforts to encourage public participation helps establish trust in local government, increase understanding for policy decisions, and sometimes enlists citizens to participate in the delivery of services.

Public Outreach— Identifying and inviting target audiences and stakeholders to participate in a public participation activity, or to market City of Tracy products and services.

Public Information— A **one-way communication** from the City of Tracy to the public with the goal of providing balanced and objective information to assist them in understanding the problems, alternatives, opportunities and/or solutions. Information frequently in utility bill inserts would be characterized as public information.

Public Education— A hands-on public participation activity with the goal of deeper public understanding about the project, program or activity (e.g., questions and answer sessions, guided tours, etc.). The Downtown workshop is an example of public education.

¹ Albemarle County Government, Administrative Guidelines for Public Participation Plans (2008)

Public Input— Seeking community feedback on a proposal, analysis or alternatives. Requires a response from the public, but limited opportunity for public dialogue. Traditional local government practices such as public hearings are an example. They are many times a legal requirement.

Public Involvement— Working directly with the public throughout a process to ensure that the project, issues, aspirations and concerns are consistently understood and considered by staff in planning and decision-making. Involvement includes many elements of both public information and public outreach, but adds a third dimension of **two-way communication**. The recent attempt of a community workshop on the Tracy Ball Park is an example of public involvement. The City's conversation series on the arts, animal shelter, and the like would fall into this category.

Public Collaboration— Collaborating with members of the public in some or all aspects of a decision, including the development of alternatives and the identification of a preferred solution. The Tracy Tomorrow and Tracy Tomorrow 2000 efforts are examples of public collaboration.

Many reasons exist for continued public outreach, but the City should be intentional in all cases. The City also needs to be aware of its unique circumstances as a community with a large commuting population (60% of working adults); that is relatively young (median age 33); and diverse.

STRATEGIC PLAN

This staff report helps implement the Organizational Efficiency Strategic priority through implementation of:

Goal 2: Strengthen customer value through ensuring quality and excellent customer service

Objective 2b: Inform community of available services

FISCAL IMPACT

There is no fiscal impact for hearing this report.

RECOMMENDATION

Staff recommends that Council hear the various public participation and public outreach options to communicate and obtain feedback from Tracy residents and discuss next steps.

Prepared by: Maria A. Hurtado, Assistant City Manager

Reviewed by: R. Leon Churchill, Jr., City Manager

Approved by: R. Leon Churchill, Jr., City Manager