



# CITY OF LODI

## COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Approving the Established Overall Annual Disadvantaged Business Enterprise (DBE) Goal of 7% for FHWA-Assisted Projects and 5% for FTA-Assisted Projects for Federal Fiscal Year 2003-04

MEETING DATE: August 20, 2003

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council adopt a resolution approving the Established Overall Annual DBE Goal for Federal Fiscal Year 2003/04 for Federal Highway Administration (FHWA)- and Federal Transportation Administration (FTA)-assisted projects to facilitate timely submission to the California Department of Transportation (Caltrans) and FTA for funding authority approval on behalf of the City of Lodi.

BACKGROUND INFORMATION: The City of Lodi is required to develop and submit an Overall Annual Goal for DBE participation on U.S. Department of Transportation (DOT)-assisted contracts, as a condition of federal financial assistance, pursuant to revised regulations set forth under Title 49 CFR Part 26, *Participation by Disadvantaged Business Enterprises in Department of Transportation Programs*. In accordance with these DBE regulations, the City of Lodi has established Overall Annual DBE Goals for Federal Fiscal Year 2003/04 for FHWA- and FTA-assisted projects, to ensure full compliance with relevant regulatory requirements.

The Established Overall Annual DBE Goal of 7% for FFY 2003/04 FHWA-assisted contracts and 5% for FTA-assisted contracts addresses critical components and fulfills specific requirements for narrow tailoring in accordance with Title 49 CFR Part 26. The City of Lodi's Established Overall Annual DBE Goal was developed utilizing the federal prescribed two-step goal setting methodology. Step I included establishing a Base Figure utilizing quantifiable evidence to determine the relative availability of DBEs within specified industries identified as a part of the City's DOT assisted contracting projects anticipated to be awarded by the City of Lodi within FFY 2003/04. The City utilized the Caltrans Calcert on-line database of Certified DBE Firms and the 2001 U.S. Census Bureau County Business Patterns (CBP) database to complete this step. Upon establishing the Base Figure, the City surveyed and assessed other known relevant evidence to determine what additional adjustments, if any, were needed to narrowly tailor the Base Figure to the City of Lodi's market area. Factors considered in the adjustment of the Base Figure included the historical and current capacity of DBEs measured by actual attainments on similar projects. Following the Council's approval of the Established Overall Annual Goal's for FFY 2003/04, staff will submit to Caltrans and FTA for their final review.

The Established Overall Annual Goals for Federal Fiscal Year 2003/04 will be updated annually to maintain relevancy to local market conditions and factors impacting DBE availability.

APPROVED: \_\_\_\_\_

  
H. Dixon Flynn -- City Manager

Adopt Resolution Approving the Established Overall Annual Disadvantaged Business Enterprise (DBE)  
Goal of 7% for FHWA-Assisted Projects and 5% for FTA-Assisted Projects for Federal Fiscal Year  
2003-04

August 20, 2003

Page 2

City Council approval and adoption of the Established Overall Annual DBE Goals for Federal Fiscal Year  
2003/04 is required to ensure compliance with FTA and Department of Transportation's federal funding  
requirements, provisions and financial responsibilities. Failure to do so will directly jeopardize the City of  
Lodi's federal financial assistance.

FUNDING: None required

  
for Richard C. Prima, Jr.  
Public Works Director

Prepared by Rebecca Areida, Management Analyst

RCP/RA/pmf

cc: Padilla and Associates

RESOLUTION NO. 2003-150

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI  
APPROVING AND ADOPTING THE ESTABLISHED OVERALL ANNUAL  
DISADVANTAGED BUSINESS ENTERPRISES (DBE) GOAL OF 7% FOR  
FEDERAL HIGHWAY ADMINISTRATION (FHWA)-ASSISTED PROJECTS  
AND 5% OF FEDERAL TRANSPORTATION ADMINISTRATION (FTA)-  
ASSISTED PROJECTS FOR FEDERAL FISCAL YEAR 2003-04

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WHEREAS, the City of Lodi is required to develop and submit an Overall Annual Goal for Disadvantaged Business Enterprises (DBE) participation for U. S. Department of Transportation (DOT)-assisted contracts, as a condition of federal financial assistance, pursuant to Title 49 CFR Part 26; *Participation by Disadvantaged Business Enterprises in U.S. DOT Programs*; and

WHEREAS, in accordance with DBE regulations, the City of Lodi has established Overall Annual DBE Goals for federal fiscal year 2003-04 for FHWA- and FTA-assisted projects to ensure full compliance with relevant regulatory requirements; and

WHEREAS, the City of Lodi has established a goal of 7% for FHWA-assisted projects and 5% for FTA-assisted projects for federal fiscal year 2003-04; and

WHEREAS, City Council adoption is required to ensure compliance with FTA's and DOT's federal funding requirements, provisions, and financial responsibilities.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize the approval and adoption of the Established Overall Annual DBE Goals of 7% for FHWA-assisted projects and 5% for FTA-assisted projects for federal fiscal year 2003-04, and submission to the California Department of Transportation and FTA on behalf of the City for final approval.

Dated: August 20, 2003

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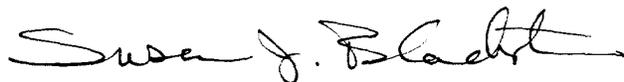
I hereby certify that Resolution No. 2003-150 was passed and adopted by the City Council of the City of Lodi in a regular meeting held August 20, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Howard, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Beckman and Land

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON  
City Clerk

CITY COUNCIL

SUSAN HITCHCOCK, Mayor  
EMILY HOWARD  
Mayor Pro Tempore  
JOHN BECKMAN  
LARRY D. HANSEN  
KEITH LAND

# CITY OF LODI

## PUBLIC WORKS DEPARTMENT

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H. DIXON FLYNN  
City Manager  
SUSAN J. BLACKSTON  
City Clerk  
RANDALL A. HAYS  
City Attorney  
RICHARD C. PRIMA, JR.  
Public Works Director

August 14, 2003

Padilla and Associates  
2650 E. Imperial Highway, Suite 204  
Brea, CA 92821

**SUBJECT:** Adopt Resolution Approving the Established Overall Annual Disadvantaged Business Enterprise (DBE) Goal of 7% for FHWA-Assisted Projects and 5% for FTA-Assisted Projects for Federal Fiscal Year 2003-04

Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, August 20, 2003. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Susan Blackston, City Clerk, at (209) 333-6702.

If you have any questions about the item itself, please call Rebecca Areida, Management Analyst, at (209) 333-6800, extension 2658.



for: Richard C. Prima, Jr.  
Public Works Director

RCP/pmf

Enclosure

cc: City Clerk