



**CITY OF LATHROP  
CITY COUNCIL SPECIAL MEETING  
THURSDAY, JANUARY 13, 2022, 5:30 P.M.  
COUNCIL CHAMBER, CITY HALL  
390 Towne Centre Drive, Lathrop, CA 95330**

**AGENDA**

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the office of the City Clerk (209) 941-7230. Notification 48 hours prior to a meeting will enable the City to make reasonable arrangements to ensure accessibility to that meeting [28 CFR 35 .102.35.104 ADA Title II].

Executive Order N-29-20, issued by the Governor on March 17, 2020, set provisions which relaxed the teleconferencing requirements of the Brown Act to facilitate virtual meetings during the COVID-19 declared emergency, said provisions expired after September 30, 2021.

This public meeting will be conducted in person; all members of the City Council will attend in person. Members of the public are welcomed in person. COVID-19 and social distancing guidelines will be enforced. As a courtesy, this meeting will be available for public participation by teleconference via ZoomGov at the following link:

**<https://www.zoomgov.com/j/1607740637?pwd=T3VxMkUrK1NYZkFwVWcxU01rZlBOQT09>**

- ✚ During the meeting, those joining by ZoomGov, will be allowed to speak prior to the close of public comment on an item. If you are using this method, please "raise the hand" feature to inform the City Clerk (meeting host) you wish to speak on the matter. Please ensure your computer speaker and microphone are fully functional.
- ✚ For audio / calling in only, dial: +1 (669) 254-5252 or +1 (669) 216-1590
  - To request to speak (same as the "raise hand" feature) press \*9 / When the City Clerk calls your name, press \*6 to unmute.
- ✚ Meeting Webinar ID: 160 774 0637/ Passcode: 048420
- ✚ If you are not able to attend the meeting in person or virtually - Public comment/questions will be accepted by email to City Clerk Teresa Vargas at [website\\_cco@ci.lathrop.ca.us](mailto:website_cco@ci.lathrop.ca.us) or by calling (209) 941-7230
- ✚ Questions or comments must be submitted by 4:00 p.m., on the day of the meeting.
- ✚ To address City Council in person, please submit a purple card to the City Clerk indicating name, address, and number of the item upon which a person wishes to speak.

Council Meetings are live-streamed (with Closed Captioning) on Comcast Cable Channel 97, and on the City Council Webpage: <https://www.ci.lathrop.ca.us/citycouncil/page/live-stream>

## **1. PRELIMINARY**

- 1.1 CALL TO ORDER
- 1.2 ROLL CALL
- 1.3 PLEDGE OF ALLEGIANCE

## **2. SCHEDULED ITEMS**

- 2.1 APPROVAL OF RESOLUTION OF INTENTION TO ESTABLISH THE PROPOSED "MOSSDALE TRACT ENHANCED INFRASTRUCTURE FINANCING DISTRICT"  
Adopt Resolution of Intention Proposing to Establish an Enhanced Infrastructure Financing District to Finance the Construction and/or Acquisition of Capital Improvements, Establish a Public Financing Authority (PFA), Appoint 2 Lathrop Council Members and 2 Public Members to the PFA and Authorize Certain Other Actions Related Thereto
- 2.2 RECEIVE INFORMATION ON THE LATHROP POLICE DEPARTMENT VEHICLES AND PROVIDE FEEDBACK ON COLOR AND DESIGN

## **3. ADJOURNMENT**

*/Teresa Vargas/*

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Teresa Vargas, MMC  
City Clerk

*This meeting was called by a majority of the City Council per Government Code Section 54956.5. Members of the public interested in addressing the City Council during this Special Meeting may address the item(s), which have been described in the notice of this Special Meeting in accordance with Government Code Section 54954.3(a).*

## ITEM 2.1

### **CITY MANAGER'S REPORT JANUARY 13, 2022 CITY COUNCIL SPECIAL MEETING**

**ITEM:** **APPROVAL OF RESOLUTION OF INTENTION TO ESTABLISH THE PROPOSED "MOSSDALE TRACT ENHANCED INFRASTRUCTURE FINANCING DISTRICT"**

**RECOMMENDATION:** **Adopt Resolution of Intention Proposing to Establish an Enhanced Infrastructure Financing District to Finance the Construction and/or Acquisition of Capital Improvements, Establish a Public Financing Authority (PFA), Appoint 2 Lathrop Council Members and 2 Public Members to the PFA and Authorize Certain Other Actions Related Thereto**

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#### **SUMMARY:**

After the City Council receives a briefing from the San Joaquin Area Flood Control Agency ("SJAFC") staff and consultants, staff recommends that Council approve a resolution declaring its intention to cause the establishment of the proposed Mossdale Tract Enhanced Infrastructure Financing District ("Mossdale Tract EIFD") to finance the construction and/or acquisition of capital improvements, establish a Public Financing Authority (PFA), appoint two public members to the PFA Board, and authorize certain other actions related thereto, all in coordination with the Cities of Manteca and Stockton and San Joaquin County to help finance the necessary flood protection improvements that would provide a 200-year Urban Level of Flood Protection to the Mossdale Tract Area.

This item was previously presented at the January 10, 2022 City Council Meeting. Due to additional information regarding the public member positions, staff is requesting Council's further consideration of the Resolution of Intention and other actions related thereto.

#### **BACKGROUND:**

Senate Bill 5 ("SB5"), and related companion bills, created a new requirement for certain land use decisions made by cities and counties in the California Central Valley. Prior to approving discretionary land use decisions for non-residential projects, and prior to approving ministerial land use decisions (building permits) for new residential buildings, land use agencies are required to make findings related to the provision of 200-year or Urban Level of Flood Protection ("ULOP"). As part of the City's efforts to comply with this requirement the City made findings of Adequate Progress toward the provision of ULOP 200-year flood protection in July 2016 and has validated these findings each year since the initial adoption based on an Annual Reports of Adequate Progress ("Annual Reports") submitted to the Central Valley Flood Protection Board ("Board"). Since 2018, the Annual Reports have been approved and submitted by SJAFC to the Board subsequent to the City becoming a member of the SJAFC JPA.

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The Annual Reports describe the financing plan and the identified funding mechanisms that are being utilized to fund and implement the improvements necessary for ULOP.

These funding mechanisms include:

- Net revenues from the existing RD 17 Assessment District financing the Phase 3 Levee Seepage Project that would be available after the completion of RD 17's project;
- a Regional Development Impact Fee Program;
- a new Overlay Assessment District (OAD) that would overlay the existing RD 17 Assessment; and,
- the proposed Mossdale Tract EIFD

The Council supported the implementation of a development impact fee program by initially establishing an Interim Fee prior to 2018 then supporting the implementation of a Regional Fee by SJAFCA. SJAFCA is currently working to evaluate and implement the proposed Overlay Assessment District. Finally, at this time, the Council is requested to start the formation process of the proposed Mossdale Tract EIFD.

Enhanced Infrastructure Financing Districts are districts that receive tax increment generated from the growth in property taxes collected from within a designated district boundary from certain entities that consent to an agreed upon allocation of their property tax revenues. EIFD's are new entities governed by the creation of a Public Finance Authority.

The City of Lathrop took the lead in the ULOP efforts in 2013 when it awarded contracts to prepare flood maps. The County and other agencies have asked Lathrop to take the lead once again by initiating the creation of the EIFD. Once Lathrop commences the process to create the Mossdale Tract EIFD, Manteca, Stockton and the County will take corresponding actions and the newly created Authority will move through the EIFD formation process. Final approval of the formation of the EIFD will come back to the City Council in the future after the requisite analyses and plans have been prepared and presented back to the Council for consideration as described further below.

#### EIFD Formation Process

California Government Code sections 53398.50–53398.88 (EIFD Law) enabled jurisdictions to consider formation of EIFDs as a means of using tax increment financing to fund a variety of eligible improvements with communitywide benefit. The details of how the EIFD accomplishes this goal are described in greater detail in the section below. An EIFD may be formed by resolution of the governing body of a City or a County proposing to dedicate all or a portion of its incremental property tax revenue to the EIFD.



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The initial resolution adopted by the local agency commencing the formation an EIFD establishes a Public Financing Authority (PFA) that operates as the governing board of the district once the EIFD is fully formed. The PFA's membership is to consist of 2 members of the legislative body of each Affected Taxing Entity (ATE) and 2 members of the public chosen collectively by the legislative bodies of ATEs.

In the case of the proposed Mossdale Tract Area EIFD, the EIFD is to have 4 ATEs, the City of Lathrop, the City of Manteca, the City of Stockton and San Joaquin County. Thus, the PFA will consist of 8 members from the respective ATEs and 2 public members, for a total of 10 members. The initial selection of the public membership will be selected by the City of Lathrop as part of this initial action. As previously reported to the Council in December, the City Clerk has advertised the public member positions (Attachment D) and the Council's action today will finalize the selection.

Subsequent to the formation of the PFA by a resolution of intention declaring the intent for the form the EIFD and establish the PFA by one of the ATE's, the PFA would meet a minimum 5 times to conduct the EIFD formation process. The series of 5 meetings, at a minimum will consist of the following:

1. At the first PFA meeting the PFA would adopt a resolution that would do the following:
  - a. Directs the preparation of an Infrastructure Financing Plan (IFP);
    - i. Among other things, the IFP contents would include a description of the facilities to be financed by the EIFD, a description of the boundary of the proposed EIFD, certain findings regarding the public benefit of the EIFD, and a financing section that identifies the amount of tax increment to allocated to the EIFD, projections of tax increment, projections of the fiscal impacts to each of ATE's and the details of the financing plan for the facilities.
  - b. Adopts conflict of interest code;
  - c. Sets regular meeting dates;
  - d. Adopts CEQA guidelines; and,
  - e. Adopts the EIFD formation procedures.
2. At the second meeting of the PFA, staff is to present the draft IFP, answer questions and consider comments on the draft IFP.
3. At the third meeting of the PFA, the PFA would conduct the First Noticed Public Hearing on the IFP.
4. At the fourth meeting of the PFA, the PFA would conduct the Second Noticed Public Hearing on the IFP.
5. Finally, subject to the approval of the IFP by each ATE after the fourth meeting (Second Public Hearing), and lack of sufficient protests requiring an election, the PFA would conduct a Third Public Hearing and after consideration of all written and oral protests consider adoption of Resolutions approving the IFP and forming the EIFD.

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The Mossdale Tract Area EIFD will be funded from property tax increment revenues, which would be pledged, in conjunction with revenues from the proposed OAD, to repay bonds issued to fund construction of the improvements needed to achieve ULOP. The Mossdale Tract Area EIFD does not impose any new tax on property owners. The ATEs will participate in and contribute property tax increment revenues to the Mossdale Tract Area EIFD.

The financing plan for the Mossdale Tract Area EIFD has been the subject of discussions among the staff of the ATE's for many months and a conceptual plan has been prepared to support the initial formation efforts. While the plan will be the subject of the initial discussions of the PFA as described in the discussion of the formation process above, in general, the following describes the basic terms of how the EIFD will be allocated tax increment and assist in financing SJAFCA's Mossdale Tract Project.

The Mossdale Tract Area EIFD includes approximately 5,125.5 developable acres. Approximately 11,200 housing units and 33.1 million nonresidential building square feet are anticipated in the Mossdale Tract Area EIFD between the assumed Base Year of the EIFD (FY 2022 23) and buildout (2060). As development takes place throughout the basin, and as the assessed value of property increases over time, net new property taxes will be generated. As those taxes are allocated to the ATE's, a portion of the net new property taxes will be allocated to the Mossdale Tract EIFD. The amount that would otherwise be allocated to an ATE diverted to the Mossdale Tract EIFD will be the amount specified in the IFP prepared by the PFA and subject to approval by each of the ATE's prior to the Third Hearing of the PFA. The amount of Tax Increment allocated by each ATE will be subject to change over time as SJAFCA's ULOP Project is implemented. The proposed amount of Tax Increment that is reflected in the conceptual plan and expected to be presented to the PFA after formation is as follows:

- During the ULOP project construction projected, through 2029 (Initial Years), the City of Lathrop and the County each would contribute a flat rate of 10 percent, the City of Manteca would contribute 5 percent, and the City of Stockton would contribute 1 percent (Initial Base Rates).
- However, during the Initial Years, the County would contribute a total of 47 percent of property tax increment, composed of its Initial Base Rate of 10 percent, plus an additional 37 percent of property tax increment. The additional 37 percent would be defined as the County's Additional EIFD Contribution. This Additional Contribution would be subject to repayment by SJAFCA from future Regional Development Impact Fee revenues collected after 2029.
- Following the Initial Years, the maximum portion of the total property tax increment revenue allocation proposed to be apportioned, to the EIFD will be 20 percent until such time as the cost of eligible EIFD facilities has been satisfied.

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The revenues allocated to the EIFD would be transferred to SJAFCA to fund the ULOP Project initially on Pay-As-You go basis. To finance the construction of the ULOP Project, it is expected that SJAFCA would issue two separate series of debt. The first debt issuance would be secured by a pledge of OAD revenues and the second series would be secured by a combined pledge of OAD revenues and EIFD revenues pledged to SJAFCA.

This conceptual plan is subject to further analysis and approvals by the ATE's as well as property owners with respect the proposed OAD.

**EIFD Analyses and Policy Considerations*****Additional Analyses***

As required by the relevant EIFD authorizing legislation, in addition to the financing plan and detailed description of the amount of property tax allocations from each of the ATE's, the IFP will present additional information and analysis that includes the following:

- a) A detailed description of the Boundary of the EIFD. The plan is to create a set of exhibits that will provide more detail than the Boundary identified as an Exhibit to the proposed resolution (Attachment C to this Staff Report) presented to the Council for approval.
- b) A description of the facilities to be financed by the EIFD
- c) A finding related to the communitywide benefit of the improvements and facilities financed by the EIFD.
- d) An analysis of the fiscal impacts to each of the ATE's associated with new development within the EIFD before and after the allocation of the property tax revenues to the EIFD.
- e) A plan for replacing any dwelling units that are proposed to be or might be removed as a result of the project.
- f) A statement of the goals the EIFD proposes to achieve for the project to be financed.

***Policy Considerations***

A significant amount of time has been spent preparing, reviewing and updating detailed analyses to address the fiscal impacts (specifically Item "d" above) of the proposed EIFD. From a policy perspective, the effective use of an EIFD as a tool for infrastructure finance necessitates there to be positive economic and fiscal impact to the community.

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An economic analysis completed in 2015 by the Center for Business and Policy Research at the Eberhardt School of Business concluded that the statewide total economic benefit of future development in the basin, which would only be able to move forward if the ULOP project is completed, at buildout, would be more than \$11 Billion and 66,000 jobs.<sup>1</sup>

In addition, analyses completed by SJAFCA's consultant team project that there are long positive fiscal impacts to each of the ATE's at buildout of the basin.

**Next Steps**

At the meeting, staff and SJAFCA consultants will provide an overview of the proposed Mossdale Tract EIFD. This presentation will discuss the approach to the EIFD, how it fits into the SJAFCA Mossdale Tract program, the process for implementing the EIFD, a summary of the preliminary analyses completed to date and the next steps with respect to the City and PFA to advance the formation of the proposed EIFD. At the conclusion of the presentation, staff and Agency consultants will be available to answer any questions regarding the Program and will request that the City Council adopt the attached resolution. Applications for the Public Member positions on the PFA, included in this packet as Attachment D, were received at the time the agenda was published.

**REASON FOR RECOMMENDATION:**

After the City Council receives a briefing from the San Joaquin Area Flood Control Agency ("SJAFCA") staff and consultants, staff recommends that Council Appoint the follow representatives to the PFA: Paul Akinjo and Diane Lazard as the two current Lathrop representatives on the SJAFCA board, and two Public Members to be determined from the applications received from the public (subject to approval by the legislative bodies of the Participating Entities, and approve a resolution declaring its intention to cause the establishment of the proposed Mossdale Tract Enhanced Infrastructure Financing District ("Mossdale Tract EIFD") to finance the construction and/or acquisition of capital improvements, establish a Public Financing Authority, and authorize certain other actions related thereto, all in coordination with the Cities of Manteca and Stockton and San Joaquin County to help finance the necessary flood protection improvements that would provide a 200-year Urban Level of Flood Protection to the Mossdale Tract Area.

**FISCAL IMPACT:**

There is no budget impact to the City as all costs are initially covered by SJAFCA, and ultimately by the EIFD.

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<sup>1</sup> Michael, J. Pogue, T., Ahsan, N., Neumann, J. (2015). *Economic Benefits of Investment to Comply with SB5 Requirements* (Page 16). Center for Business & Policy Research, Eberhardt School of Business, University of the Pacific.

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**ATTACHMENTS:**

- A. Resolution of Intention Proposing to Establish and Enhanced Infrastructure Financing District to Finance the Construction and/or Acquisition of Capital Improvements, Establishing a Public Financing Authority, and Authorizing Certain Other Actions Related Thereto
- B. EIFD Boundary Map
- C. Description of Facilities & Development for EIFD
- D. Notice of Vacancy for Public Members on the Mosssdale Tract Enhanced Infrastructure Financing District Public Finance Authority
- E. Applications received to date for Public Members on the Mosssdale Tract Enhanced Infrastructure Financing District Public Finance Authority

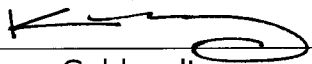
**CITY MANAGER'S REPORT**

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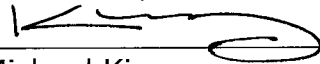
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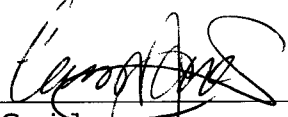
**APPROVALS:**

 FOR \_\_\_\_\_  
Glenn Gebhardt  
City Engineer

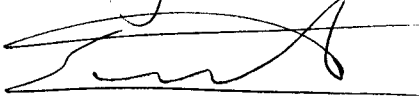
1-12-2022  
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Michael King  
Public Works Director

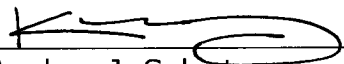
1-12-2022  
Date

 \_\_\_\_\_  
Cari James  
Finance Director

1/12/2022  
Date

 \_\_\_\_\_  
Salvador Navarrete  
City Attorney

1-12-2022  
Date

 FOR \_\_\_\_\_  
Stephen J. Salvatore  
City Manager

1-12-2022  
Date

## **RESOLUTION NO. 22-**

**A RESOLUTION OF INTENTION OF THE CITY COUNCIL OF THE CITY OF LATHROP PROPOSING TO ESTABLISH AN ENHANCED INFRASTRUCTURE FINANCING DISTRICT TO FINANCE THE CONSTRUCTION AND/OR ACQUISITION OF CAPITAL IMPROVEMENTS, ESTABLISH A PUBLIC FINANCING AUTHORITY (PFA), APPOINT 2 LATHROP COUNCIL MEMBERS AND 2 PUBLIC MEMBERS TO THE PFA, AND AUTHORIZE CERTAIN OTHER ACTIONS RELATED THERETO**

**WHEREAS**, pursuant to Chapter 2.99 of Part 1 of Division 2 of Title 5 of the California Government Code (commencing with section 53398.50) (the "EIFD Law"), the City Council (the "City Council") of the City of Lathrop (the "City") is authorized to initiate the process to establish an enhanced infrastructure financing district (the "EIFD"); and

**WHEREAS**, in accordance with section 53398.54 of the EIFD Law, the City has complied with the prerequisites prior to initiating the creation of or participating in the governance of the EIFD and will provide the required certification to the Department of Finance in accordance with the EIFD Law; and

**WHEREAS**, the City Council proposes the establishment of an EIFD to finance certain public flood control facilities including, but not limited to, public flood risk reduction infrastructure; and

**WHEREAS**, the EIFD will be formed by a public financing authority (the "Public Financing Authority" or "PFA") that will be the governing board of the EIFD and will be responsible for implementing the infrastructure financing plan; and

**WHEREAS**, in accordance with section 53398.51.1 of the EIFD Law, it is anticipated that the Public Financing Authority's governing board shall consist of members from the legislative bodies of the participating taxing entities, which are the City, San Joaquin County (the "County"), the City of Manteca, the City of Stockton (collectively, the "Participating Entities"), and two public members to be appointed by the legislative bodies of the Participating Entities;

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council for the City of Lathrop does hereby determine and declare as follows:

**SECTION 1.** Recitals. The foregoing recitals are true and correct.

**SECTION 2.** Intention and Proposal to Establish EIFD. The City Council proposes and intends to cause the establishment of an EIFD under the provisions of the EIFD Law.

**SECTION 3.** Name of EIFD. The name proposed for the EIFD is "Mossdale Tract Enhanced Infrastructure Financing District."

**SECTION 4.** Description of Boundaries. The proposed boundaries of the EIFD are as shown on the map of the EIFD (attached to the January 10, 2022 staff report as Attachment B) which boundaries are hereby approved and to which map reference is hereby made for further particulars.

**SECTION 5.** Description of Facilities & Development. The types of public facilities proposed to be financed by the EIFD and pursuant to the EIFD Law are those listed as facilities in the January 10, 2022 staff report as Attachment C, incorporated herein (the "Facilities"). The development area to be assisted by the EIFD is commonly referred to as Mossdale Tract.

**SECTION 6.** Necessity of EIFD and Goal. The City Council hereby finds that the EIFD is necessary for the area within the EIFD, the City, and the Participating Entities. The City Council's goal for the EIFD is to create the means by which to assist in the provision of public flood control facilities of communitywide significance that provide significant benefits within the boundaries of the EIFD or the surrounding community and, for those facilities located outside the EIFD boundaries, also have a tangible connection to the EIFD.

**SECTION 7.** Use of Incremental Tax Revenues. The City Council hereby declares that, pursuant to the EIFD Law and, if approved by resolution of the City and if approved by resolution of the Participating Entities, pursuant to Government Code section 53398.68, incremental property tax revenue from the City and the Participating Entities within the EIFD, but not from any of the other affected taxing entities within the EIFD, will finance the Facilities. The incremental property tax revenues will be described in an infrastructure financing plan (the "Infrastructure Financing Plan") to be prepared for the PFA, the City Council, and the Participating Entities under the EIFD Law.

**SECTION 8.** Establishment of Public Financing Authority.

A. The City Council agrees to the following legislative membership appointment structure and hereby establishes the PFA as the governing board of the EIFD.

B. PFA membership shall be comprised of:

(i) The following two members of the City Council who also serve on the board of San Joaquin Area Flood Control Agency are hereby appointed by the City Council: **Paul Akinjo; Diane Lazard.**

(ii) From the County of San Joaquin, two Board of Supervisors members who also serve on the board of the San Joaquin Area Flood Control Agency to be appointed by the County of San Joaquin Board of Supervisors.



- (iii) From the City of Manteca, California, two City Council members who also serve on the board of the San Joaquin Area Flood Control Agency to be appointed by the Manteca City Council.
- (iv) From the City of Stockton, California, two City Council members who also serve on the board of the San Joaquin Area Flood Control Agency to be appointed by the Stockton City Council.
- (v) Two public members to be appointed by the legislative bodies of the Participating Agencies. The City Council approves the appointment of the following two PFA public members subject to approval by the legislative bodies of the Participating Entities:

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- C. Members shall serve at the pleasure of their respective appointing legislative bodies and shall continue to serve unless and until their respective appointing legislative bodies make a new appointment, the member resigns, or other forfeiture by operation of law. However, the term of the public members will be for a two (2) year term.
- D. The PFA membership is subject to compliance with the EIFD Law and Government Code sections 54970 and 54972.
- E. In the event any of the Participating Entities listed herein choose not to participate as a taxing entity under the EIFD Law, the PFA membership shall be adjusted to reflect that occurrence.
- F. Participating Entities may appoint alternates to their respective PFA membership appointments in accordance with the EIFD Law.
- G. Subsequent PFA public member appointments will be initiated by the legislative bodies of the other Participating Entities in alphabetical order.
- H. County of San Joaquin, City of Stockton, and City of Manteca's participation in the governance of the PFA is subject to adoption of the intent to participate by the respective legislative bodies of said agencies.

**SECTION 9.** Preparation of Infrastructure Financing Plan. The City Council hereby requests the PFA to request the assistance of County staff, San Joaquin Area Flood Control Agency ("SJAFC") staff, and to direct Larsen Wurzel & Associates and Economic & Planning Systems Inc. to prepare the Infrastructure Financing Plan in accordance with the EIFD Law.

**SECTION 10.** Distribution of Infrastructure Financing Plan. In accordance with and in the manner authorized by the EIFD Law, the City Council hereby authorizes the City staff and requests the assistance of County staff and SJAFCA staff to distribute a notice which summarizes the Infrastructure Financing Plan and lists the internet website where applicable EIFD and CEQA documents may be found to each owner of land and resident within the boundaries of the EIFD and each affected taxing entity (as defined in the EIFD law). The City hereby authorizes City staff and requests the assistance of County staff and SJAFCA staff to also make available for public inspection the Infrastructure Financing Plan and any required CEQA documents and to also distribute the Infrastructure Financing Plan to the PFA, the planning commissions of the Participating Entities, and the legislative bodies of the Participating Entities in the manner authorized under the EIFD Law.

**SECTION 11.** Public Hearing. In accordance with the EIFD Law, the City Council hereby sets a public hearing for July 11, 2022, at the hour of 7:00 p.m. or as soon as possible thereafter as the matter may be heard at Lathrop City Hall, as the time and place when and where the City Council will conduct a hearing on the proposed establishment of the EIFD. In accordance with the EIFD Law, the City Council hereby sets the first PFA public hearing to be Wednesday, April 21, 2022 at the hour of 10:00 a.m. or as soon as possible thereafter as the matter may be heard, at the principal meeting place of the PFA which shall be the location of the SJAFCA Board meetings typically held at Stockton City Hall, 425 N. El Dorado Street, Second Floor in Council Chambers, as the time and place when and where the PFA will conduct the first public hearing on the proposed establishment of the EIFD and the Infrastructure Financing Plan in accordance with the EIFD Law. The date, time, and location of the following two public hearings required by the EIFD Law shall be established by the PFA in accordance with, and in the manner required by, the EIFD Law.

**SECTION 12.** Providing of Notice. City Clerk is directed to and the Clerk of the Board of Supervisors is hereby requested to mail a copy of (i) this Resolution, or (ii) a notice of intention containing specific information as set forth in California Government Code section 53398.60, to the PFA and each owner of land (as defined in the EIFD Law), within the EIFD, the Participating Entities, and to each affected taxing entity (as defined in the EIFD Law). The Clerk of the Board of Supervisors is hereby requested to provide any assistance to the PFA so as to cause notice of the public hearings to be given in the manner and at the times and to have the notices contain the information required by the EIFD Law. The City Clerk is hereby authorized to carry out the intent of this section and is directed to assist the Clerk of the Board of Supervisors or the clerk of any of the other Participating Entities in any manner reasonably necessary to give effect to or carry out the intent of this section.

**SECTION 13.** Establishment of EIFD. This Resolution in no way obligates the PFA to establish the EIFD or for the Participating Entities to approve the Infrastructure Financing Plan.

The establishment of the EIFD is subject to the approval of the PFA by resolution following the holding of the public hearing(s) referred to above. The approval of the Infrastructure Financing Plan is subject to approval by the respective legislative bodies of the Participating Entities at a later date in accordance with the EIFD Law.

**SECTION 14.** Severability. If any section, subsection, phrase, or clause of this Resolution is for any reason found to be invalid, such section, subsection, phrase, or clause shall be severed from, and shall not affect the validity of, all remaining portions of this Resolution that can be given effect without the severed portion.

**SECTION 15.** General Authorization. The City Clerk and all other officers and agents of the City are hereby authorized and directed to take all actions necessary or advisable to give effect to the transactions contemplated by this Resolution. Any actions heretofore taken by said officers and agents, on behalf of the City, that is in conformity with the purposes and intent of this Resolution and with the provisions of the EIFD Law with respect to the Mossdale EIFD, are hereby approved and confirmed.

**SECTION 16.** Effective Date. This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Lathrop this 13<sup>th</sup> day of January 2022 by the following vote:

AYES:

NOES:

ABSTAIN:

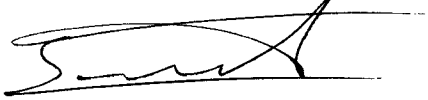
ABSENT:

\_\_\_\_\_  
Sonny Dhaliwal, Mayor

**ATTEST:**

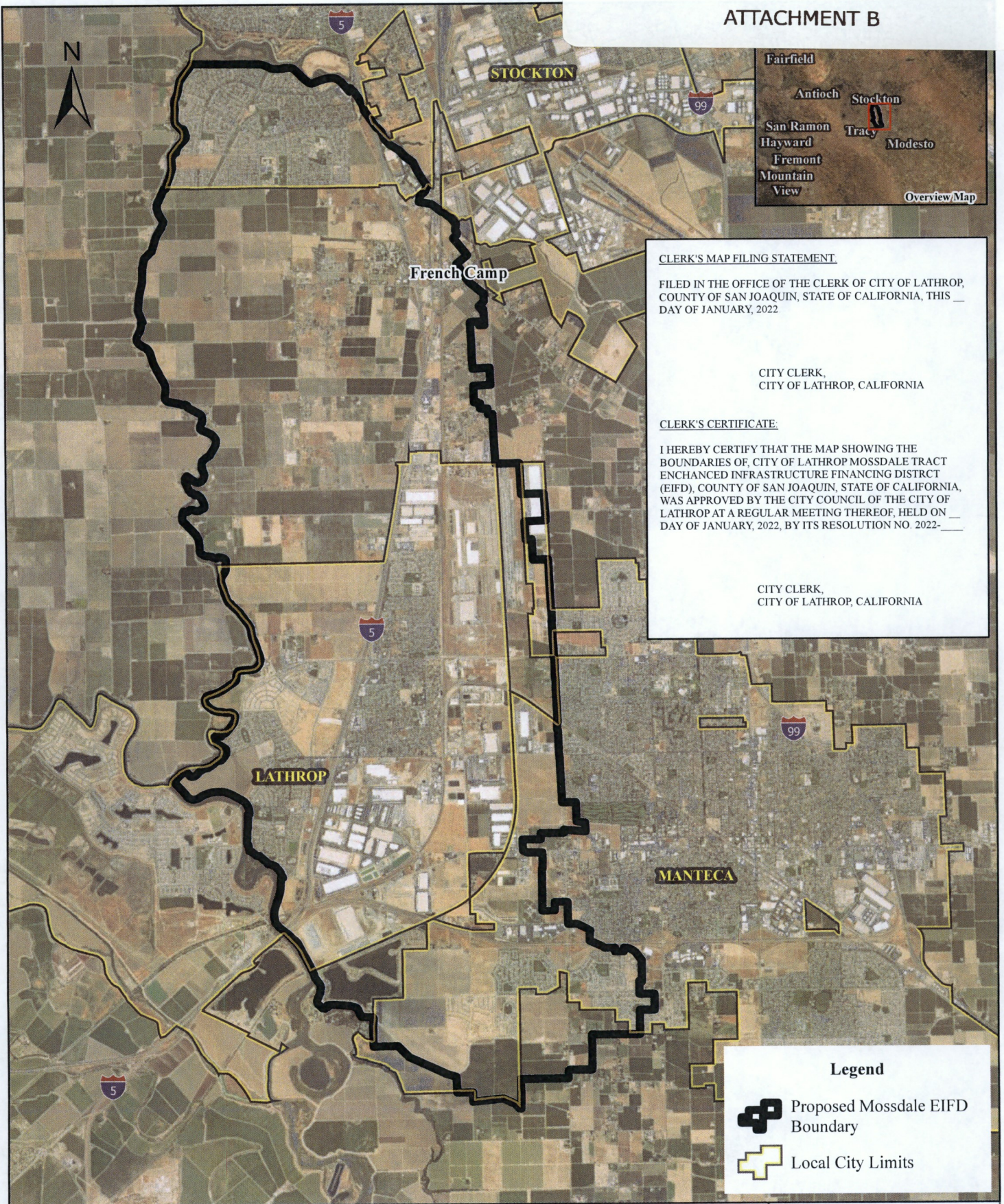
\_\_\_\_\_  
Teresa Vargas, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Salvador Navarrete, City Attorney



# ATTACHMENT B



## CLERK'S MAP FILING STATEMENT

FILED IN THE OFFICE OF THE CLERK OF CITY OF LATHROP,  
COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, THIS \_\_\_\_  
DAY OF JANUARY, 2022



CITY CLERK,  
CITY OF LATHROP, CALIFORNIA

## CLERK'S CERTIFICATE

I HEREBY CERTIFY THAT THE MAP SHOWING THE  
BOUNDARIES OF, CITY OF LATHROP MOSSDALE TRACT  
ENHANCED INFRASTRUCTURE FINANCING DISTRICT  
(EIFD), COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA,  
WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF  
LATHROP AT A REGULAR MEETING THEREOF, HELD ON \_\_\_\_  
DAY OF JANUARY, 2022, BY ITS RESOLUTION NO. 2022-\_\_\_\_

CITY CLERK,  
CITY OF LATHROP, CALIFORNIA

## Legend

-  Proposed Mossdale EIFD Boundary
-  Local City Limits



## **ATTACHMENT C**

### **Description of Facilities to be Financed**

The EIFD is authorized to finance the purchase, construction, expansion, improvement, or rehabilitation of the facilities described herein. These facilities have an estimated useful life of 15 years or longer and are public facilities of communitywide significance that provide significant benefits to the EIFD or the surrounding community. Any facilities located outside the boundaries of the EIFD have a tangible connection to the work of the EIFD. The EIFD will also finance planning and design activities that are directly related to the purchase, construction, expansion, or rehabilitation of these facilities. Facilities authorized to be financed by the EIFD include the following:

Public flood control facilities including, but not limited to, public flood risk reduction infrastructure associated with ensuring that the resulting levee system complies with the Urban Levee Design Criteria promulgated by the California Department of Water Resources and San Joaquin Area Flood Control Agency Resolution ("SJAFCA") No. 19-06 and SJAFCA's Adopted Policy for Adapting Design Standards for the Mossdale Tract Area of SJAFCA in light of Climate Change.

### **Other Expenses**

In addition to the direct costs of the above facilities, other incidental expenses as authorized by the EIFD Law, including but not limited to: the cost of engineering, planning, and surveying; construction staking; utility relocation and demolition costs incidental to the construction of the facilities; costs of project/construction management; costs (including the costs of legal services) associated with the creation of the EIFD; issuance of bonds or other debt; costs incurred by the City of Lathrop, City of Manteca, City of Stockton, County of San Joaquin or the EIFD in connection with the division of taxes pursuant to Government Code section 53398.75; costs otherwise incurred in order to carry out the authorized purposes of the EIFD; and any other expenses incidental to the formation and implementation of the EIFD and to the construction, completion, inspection, and acquisition of the authorized facilities.

**PUBLIC NOTICE**  
**CITY OF LATHROP/CITY CLERK**  
**Attn: Teresa Vargas**  
**390 TOWNE CENTRE DRIVE**  
**LATHROP, CA 95330**

MB#12-54

State of California  
 County of San Joaquin

2015.5 C.C.P.

**AFFIDAVIT OF PUBLICATION**

of the said County, being duly sworn, deposes and says:

I am a citizen of the United States and a resident of the County aforesaid, I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Manteca Bulletin, a newspaper of general circulation, printed and published Daily in the City of Manteca, California, County of San Joaquin, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court, Department 4, of the County of San Joaquin, State of California, under the date of May 12th 1952, Case Number 52904; that the notice, of which the annexed is printed copy (set in type not smaller than non-pareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

**DEC. 21,**  
**2021**

I certify (or Declare), under penalty of perjury that the foregoing is true and correct.

Dated at Manteca, California, this day of:

**December 21, 2021**

Date

*Liz Mora*

Signature

**MANTECA BULLETIN**

DENNIS WYATT - Editor  
 531 East Yosemite Ave.  
 Phone (209)249-3500

P.O. Box 1958  
 Manteca, California 95336-0912  
 Fax (209) 249-3551

*ON*

*Back*





**NOTICE OF NEW VACANCY  
on the  
MOSSDALE TRACT ENHANCED  
INFRASTRUCTURE FINANCING  
DISTRICT PUBLIC FINANCE AUTHORITY**

NOTICE IS HEREBY GIVEN that the City of Lathrop will begin the process to establish the Mossdale Tract Enhanced Infrastructure Financing District Public Finance Authority (EIFD) (PFA) on January 10, 2022. At that time, the City Council will be asked to appoint two Public Members to that PFA.

To be eligible for appointment as a Public Member of this PFA, the Public Member must reside within the boundary of the EIFD (see attached map of EIFD boundary). Members receive no compensation for the performance of their duties other than compensation expressly provided by action of the PFA.

The Mossdale Tract Enhanced Infrastructure Financing District Public Finance Authority is the governing body of the Mossdale Tract Enhanced Infrastructure Financing District and will have the responsibilities provided pursuant to Government Code 53398.50 - 55398.88.

The Mossdale Tract EIFD PFA will direct the preparation of an Infrastructure Financing Plan (IFP) and upon its approval by the governing bodies of the Cities of Lathrop, Manteca and Stockton and San Joaquin County, and the PFA, the PFA governing body will carry out and administer the plan. The Mossdale Tract EIFD will assist and coordinate with the San Joaquin Area Flood Control Agency (SJAFC) to finance 200-Year Flood Control Improvements for the Mossdale Tract Area to ensure that an Urban Level of Flood Protection is provided to the area by 2028. Members of the PFA Board will:

- Make decisions with respect the use of Tax Increment Revenues consistent with the IFP;
- Ensure compliance with the terms of IFP and coordinate with SJAFC to carry out the goals of the IFP

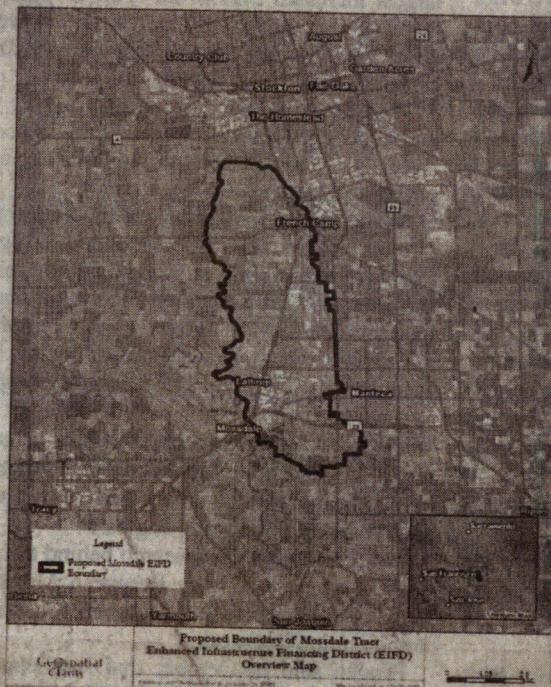
It is intended that the Mossdale Tract EIFD PFA will meet once per month on the same days and location (Stockton City Hall, 425 N. El Dorado Street, Stockton, CA 95202) as the SJAFC Board of Directors immediately following the conclusion of their meetings.

For information about the Mossdale Tract Enhanced Infrastructure Financing District Public Finance Authority's purpose, meeting schedule and the application process, please call the City Engineer Glenn Gebhardt at (209) 941-7292 or the City Clerk Teresa Vargas at (209) 941-7230 or stop in and pick up information at the City Hall, 390 Towne Centre Drive, Lathrop.

In accordance with Government Code Section 54974, no appointment to fill this vacancy will be made for at least ten (10) working days after posting of this special notice.

Teresa Vargas, MMC City Clerk

Date and Posted: December 21, 2021



Publication Date: December 21, 2021

MB#12-54





## COMMISSION/COMMITTEE APPLICATION

Applying for: Public Finance Authority**Special Requirements:****Youth Advisory Commission:** Must be a Lathrop resident between 13 to 18 years of age to serve on this commission.**Senior Advisory Commission:** Must be a Lathrop resident 50 years of age or over to serve on this commission.**Planning, Parks & Recreation Commissions, and Measure C Oversight Committee:** Must be a Lathrop resident to serve on this commission.**PLEASE PRINT OR TYPE THE FOLLOWING INFORMATION:**

Name: Michael R. MOROWIT

Address: [REDACTED] City: MAINTLUA Zip: 95336

Telephone (home) [REDACTED] Telephone (work) \_\_\_\_\_

Telephone (cell) [REDACTED] Telephone (other) \_\_\_\_\_

Email: [REDACTED] Resident of the City of Lathrop: 0 years

Do you have Transportation to attend the Commission meetings and Functions? Yes ☒ No ☐

**Background Information:**

Are you related to a current City Employee? NO

If yes, give name and relationship \_\_\_\_\_

**Employment/Volunteer Information:**

SJAFLA 1/3/2021  
 Organization Date  
STOCKTON CALIF BOARD OF DIRECTOR  
 Location Position(s)

Responsibilities/accomplishments: BOARD MEMBER  
FLOOD CONTROL

LAFLO - COMMISSIONER 1/3/2021  
 Organization Date  
STOCKTON - CALIF  
 Location Position(s)

Responsibilities/accomplishments: ANNEXATION OF LAND

**Community Activities** that you have been involved with (feel free to attach additional pages)

Name of Organization	Position/Responsibilities	Dates
----------------------	---------------------------	-------

Name of Organization	Position/Responsibilities/Accomplishments	Dates
----------------------	---	-------

**Special Awards or Recognitions you have received:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Educational Information:**

U.C. BERKELEY	B.A.	Sociology	1988
Educational Institution	Degree/Diploma	Field	Year

Educational Institution	Degree/Diploma	Field	Year

**Additional Information** (Please provide any other information which you feel would be useful to the City Council in reviewing your application.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Please sign and date your application and submit to the Office of the City Clerk at the address below..**

	
Signature	Date

Parent/Guardian Signature (Required for Youth Advisory Candidates only)

**City Clerk  
City of Lathrop  
390 Towne Centre Drive  
Lathrop, CA 95330**



# COMMISSION/COMMITTEE APPLICATION

Applying for: Public Financing Authority, EIFD

## Special Requirements:

**Youth Advisory Commission:** Must be a Lathrop resident between 13 to 18 years of age to serve on this commission.

**Senior Advisory Commission:** Must be a Lathrop resident 50 years of age or over to serve on this commission.

**Planning, Parks & Recreation Commissions, and Measure C Oversight Committee:** Must be a Lathrop resident to serve on this commission.

## PLEASE PRINT OR TYPE THE FOLLOWING INFORMATION:

Name: STEVE DRESSER  
Address: [REDACTED] City: Lathrop Zip: 95330  
Telephone (home) [REDACTED] Telephone (work) NA  
Telephone (cell) [REDACTED] Telephone (other) \_\_\_\_\_  
Email: [REDACTED] Resident of the City of Lathrop: 27 year

Do you have Transportation to attend the Commission meetings and Functions? Yes ☒ No ☐

## **Background Information:**

Are you related to a current City Employee? NO  
If yes, give name and relationship \_\_\_\_\_

## **Employment/Volunteer Information:**

Organization	<u>Lathrop Sunrise Rotary</u>	Date	<u>2002 - PRESENT</u>
Location	<u>Lathrop</u>	Position(s)	<u>PRESIDENT</u>

Responsibilities/accomplishments: PAST PRESIDENT, TREASURER, SECRETARY

Organization	_____	Date	_____
Location	_____	Position(s)	_____

Responsibilities/accomplishments: \_\_\_\_\_



Community Activities that you have been involved with (feel free to attach additional pages)

Name of Organization	Position/Responsibilities	Dates
SENIOR CENTER	Brown Bag	2014 - PRESENT

Name of Organization	Position/Responsibilities/Accomplishments	Dates
SENIOR CENTER	Commodities	2014 - PRESENT

Special Awards or Recognitions you have received:

Employee of the year - Escalon Unified School District

Educational Information:

Educational Institution	Degree/Diploma	Field	Year
Will provide upon request			

Educational Institution	Degree/Diploma	Field	Year
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Additional Information (Please provide any other information which you feel would be useful to the City Council in reviewing your application.)

WORKING EXPERIENCE WITH ALL SAN JOAQUIN CITIES IN:  
SAN JOAQUIN AREA Flood Control Agency - Director SJAFCA  
SAN JOAQUIN COUNCIL OF GOVERNMENTS - Commissioner Director - CHAIRMAN  
SAN JOAQUIN REGIONAL Rail Commission - Commissioner - CHAIRMAN

Please sign and date your application and submit to the Office of the City Clerk at the address below..

Signature	Date
Stephen G. Wren	JAN. 5 2022

Parent/Guardian Signature (Required for Youth Advisory Candidates only)

City Clerk  
City of Lathrop  
390 Towne Centre Drive  
Lathrop, CA 95330

## ITEM 2.2

### **CITY MANAGER'S REPORT JANUARY 13, 2022 CITY COUNCIL SPECIAL MEETING**

**ITEM:                                      RECEIVE INFORMATION ON THE LATHROP POLICE  
DEPARTMENT VEHICLES AND PROVIDE FEEDBACK  
ON COLOR AND DESIGN**

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#### **SUMMARY:**

The City of Lathrop purchased sixteen (16) new Ford Police Interceptor Units from Folsom Lake Ford for the start-up of the new Lathrop Police Department. All sixteen (16) police vehicles were ordered in the standard black and white color scheme. Staff is seeking Council comments on moving to an off-white vehicle with Lathrop's custom decals for all sixteen (16) Police Interceptor Units.

#### **BACKGROUND:**

In the past, under the contract with the San Joaquin Sheriff's Office we have ordered all black or black and white vehicles. In our experience, these vehicles are extremely hot in the summer time and they are difficult to keep clean. Lathrop being a new Police Department will distinguish itself using the off-white color and customized logos.

The cost of the color change is approximately \$3,600 per vehicle. The funds are currently budgeted in the approved Police Transition Budget.


#### **ATTACHMENTS:**

A. Off-White Police Car Sample

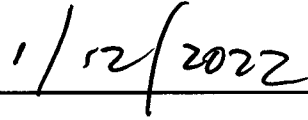
**CITY MANAGER'S REPORT**  
**JANUARY 13, 2022 CITY COUNCIL SPECIAL MEETING**  
**RECEIVE INFORMATION ON THE LATHROP POLICE DEPARTMENT VEHICLES**  
**AND PROVIDE FEEDBACK ON COLOR AND DESIGN**

**PAGE 2**

**APPROVALS:**



Raymond Bechler  
Chief of Police




Date



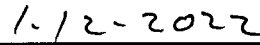
Cari James  
Finance Director



Date



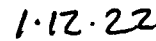
Salvador Navarrete  
City Attorney



Date



Stephen J. Salvatore  
City Manager



Date





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