

City of Pomona

505 S. Garey Ave.
Pomona, CA 91766



Regular Meeting Agenda

Monday, July 1, 2024

Closed Session begins at 5:30 p.m. in the Council Chambers
(City Council will move to the Chuck Bader Conference Room after
Closed Session Public Comment)

&

7:00 p.m. in the Council Chamber

City Council / Housing Authority / Successor Agency to the Redevelopment Agency

Mayor Tim Sandoval
Vice-Mayor Victor Preciado
Councilmember John Nolte
Councilmember Nora Garcia
Councilmember Elizabeth Ontiveros-Cole
Councilmember Steve Lustro
Councilmember Robert Torres

VISION STATEMENT

Pomona will be recognized as a vibrant, safe, beautiful community that is a fun and exciting destination and the home of arts and artists, students and scholars, business and industry.

PLEASE NOTE

The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon request of the Mayor or Members of the City Council.

Members of the City Council and the public are reminded that they must preserve order and decorum throughout the Meeting. In that regard, Members of the City Council and the public are advised that any delay or disruption in the proceedings or a refusal to obey the orders of the City Council or the presiding officer constitutes a violation of these rules.

- The conduct of City Council meetings is governed by the portion of the California Government Code commonly known as the "Brown Act" and by the Pomona City Council Meeting Rules of Procedure.*
- The City Council meeting is for conducting the City's business, and members of the audience must obey the rules of decorum set forth by law. This means that each speaker will be permitted to speak for three minutes to address items that are listed on the City Council agenda or topics which are within the jurisdictional authority of the City.*
- No profanity, personal attacks, booing, cheering, applauding or other conduct disruptive to the meeting will be permitted. Any person not adhering to the Rules of Procedure or conduct authorized by the Brown Act may be asked to leave the Council Chambers.*
- All comments directed to the City Council or to any member of the City Council must be directed to the Mayor (or Vice Mayor if the Mayor is absent).*

We ask that you please respect the business nature of this meeting and the order required for the proceedings conducted in the Council Chambers.

ACCESSIBILITY

The City of Pomona wishes to make all of its public meetings accessible to the public. Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City's Administration Office at (909) 620-2051 at least 48 hours before the meeting, if possible. Additionally, Listening Assistive Devices are available for the hearing impaired; please see the City Clerk.

Agenda-related writings or documents provided to the City Council are available for public inspection in the Office of the City Clerk and on the City's website www.pomonaca.gov. Persons who have questions concerning any agenda item may call the City Clerk's Office at (909) 620-2341.

SPANISH INTERPRETATION / INTERPRETACIÓN EN ESPAÑOL

If you require Spanish interpretation, a bilingual interpreter is available at Regular City Council meetings and may be available at Special meetings, if necessary.

Si necesita interpretación en español, un intérprete bilingüe está disponible en las juntas regulares del Concejo Municipal y puede estar disponible en juntas especiales, si es necesario.

5:30 P.M.

In the Chuck Bader Conference Room

CLOSED SESSION

Held in the Chuck Bader Conference Room adjacent to the Council Chambers on the south side of the building.

CALL TO ORDER

PUBLIC COMMENT

Any member of the public wishing to address the City Council on any item listed on the closed session agenda will have an opportunity to present testimony to the City Council prior to the City Council convening into closed session. Comments from the public will be limited to three (3) minutes. No member of the public will be allowed to be present once the City Council convenes into closed session.

CLOSED SESSION AGENDA ITEMS

A) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Pursuant to Government Code Section 54956.9(d)(2))

One (1) case related to enforcement of city codes.

7:00 P.M.

Council Chambers

CALL TO ORDER

CLOSED SESSION REPORT

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

*A Proclamation by the City Council of the City of Pomona Proclaiming July 2024 as "Parks and Recreation Month" in the City of Pomona

Attachments: [Parks and Rec Month](#)

MAYOR/COUNCILMEMBER COMMUNICATIONS

Reports on conferences, seminars, and regional meetings attended by Mayor and City Council and announcements of upcoming events, and also items for future City Council consideration as requested by Mayor or Members of the City Council.

Additionally, this is the time for Mayor and City Council to disclose on the record any contributions per Charter Section 1403. This section states "Prior to casting a vote on any contract, permit, or other matter requiring City Council approval where the applicant seeking approval is a person or business entity controlled by that person that has contributed more than five hundred dollars (\$500) within the previous twelve (12) months to a Councilmember's City election campaign committee, the Mayor or Councilmember receiving such contribution(s) shall disclose on the public record the receipt of said contribution(s).

CITY MANAGER COMMUNICATIONS

Reports from the City Manager.

PUBLIC PARTICIPATION

Public Participation – At this time, the public is invited to address the Council concerning any items not on the agenda.

Together the City Council members, City staff, and public honor Pomona's important City meeting values:

- *To speak and to listen to everyone with respect and courtesy;*
- *To honor fairness in our cherished democratic process;*
- *To affirm Pomona's dedication to lead as a Compassionate City.*

Thank you all for keeping these values and this commitment to act with them ever present in our minds as we proceed with the meeting together. In order to address the City Council, each individual must fill out a speaker card, which is available in the lobby of the Council Chambers. Speaker cards must be completed and turned in to the City Clerk at this time. Only those speaker cards turned in to the City Clerk will be allowed to address the City Council. No late cards will be accepted. Each person should state their name and will be allowed to speak once for three minutes. All speakers and persons in the audience must adhere to the City Council Rules of Procedure and Decorum.

CONSENT CALENDAR

All matters under the Consent Calendar may be enacted by a single motion without separate discussion. If discussion or a separate vote on any item is desired by a Councilmember, that item may be removed from the Consent Calendar and considered separately. All consent items pulled for discussion will be limited to five minutes. If they are not enacted upon within five minutes, the Mayor will move that Consent Item to the end of the Agenda, after consideration of the public hearings. Any motion relating to an ordinance or a resolution shall also waive the reading of the ordinance or resolution and include its introduction or adoption as appropriate.

1. Approval of City Council/Housing Authority/Successor Agency to the Redevelopment Agency Meeting Minutes

It is recommended that the City Council approve the following City Council/Housing Authority/Successor Agency to the Redevelopment Agency Meeting Minutes:

June 3, 2024 Regular Meeting Minutes

Attachments: [FINAL MINUTES 6-03-2024.pdf](#)

2. Second Reading and Adoption of a Comprehensive Update to the Pomona Zoning and Subdivision Ordinances

It is recommended that the City Council adopt at second reading the following ordinance:

ORDINANCE NO. 4345 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING A COMPREHENSIVE UPDATE TO THE POMONA ZONING AND SUBDIVISION ORDINANCES ("ZONING CODE UPDATE")

Attachments: [Staff Report Second Reading](#)
[Attachment No. 1: First Reading Staff Report](#)
[Attachment No. 2- Draft CC Ordinance](#)
[Attachment No. 3 - Exhibit A: July 1, 2024 Draft of Zoning Code Text with](#)
[Attachment No. 4 - Exhibit B: July 1, 2024 Draft Zoning Map](#)
[Attachment No. 5 - Proof of Public Hearing Noticing](#)
[Attachment No. 6 – Staff Report & Attachments of 5/22/24 Planning](#)
[Attachment No. 7- Public Comment Letters Received Since 5/22/2024](#)

3. Adoption of a Resolution Approving the Closure of City Hall during the 2024 Holiday Season and Rescheduling 2025 City Council Meeting Dates Due to Holiday Conflicts

It is recommended that the City Council adopt proposed Resolution No. 2024-104 to approve the following actions:

Authorizing the closure of City Hall from Monday, December 23, 2024 through Thursday, January 2, 2025, to account for observance of the Christmas Eve, Christmas Day and New Year's Day Holidays and to avoid potential staff shortages during the holidays; and,

Amending the ongoing calendar for regularly scheduled City Council Meetings and 2024 City Council Meetings by cancelling and rescheduling meetings, as noted below, due to holiday conflicts:

- A. Cancelling the January 20, 2025, regular City Council Meeting and rescheduling to Monday, January 27, 2025, to be conducted as a regular meeting of the City Council
- B. Cancelling the regular City Council Meeting of February 17, 2025, and rescheduling to Monday, February 24, 2025, to be conducted as a regular meeting of the City Council
- C. Cancelling the September 1, 2025, regular City Council Meeting and rescheduling to Monday, September 8, 2025, to be conducted as a regular meeting of the City Council

Attachments: [Staff Report](#)
[Resolution](#)

4. Approve Sole Source Vendors for Fiscal Year 2024-25 to Supply Uniforms, Equipment and Services for the Pomona Police Department

It is recommended that the City Council approve sole source vendors to supply uniforms, equipment and services for the Pomona Police Department.

Attachments: [Staff Report - PD Sole source FY 24-25](#)

5. Acceptance of the U.S. Department of Justice Edward Byrne Memorial Justice Assistance Grant Fiscal Year 2023

It is recommended that the City Council adopt the following resolution:

RESOLUTION NO. 2024-79 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ACCEPTING THE U.S. DEPARTMENT OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARD IN THE AMOUNT OF \$71,498, AND AMENDING THE FY 2024-25 OPERATING BUDGET BY INCREASING REVENUE ESTIMATES AND APPROPRIATIONS IN THE SAME AMOUNT

Attachments: [Staff Report - JAG 2023](#)
 [Attachment No. 1 - Reso. 2024-79](#)

6. Resolution Amending the Fiscal Year 2024-25 Capital improvement Program (CIP) Budget for "Financial Software Project," Project No. 428-2590-XXXXX-71048 and Award of Contract to Plante Moran for Enterprise Resource Planning Project Management and Advisory Services

It is recommended that the City Council take the following actions:

- 1) Adopt the following resolution:

RESOLUTION NO. - 2024-103 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA AMENDING THE FISCAL YEAR 2024-25 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$3,320,000 OF AMERICAN RESCUE PLAN (ARP) FUNDS TO "FINANCIAL SOFTWARE PROJECT," PROJECT NO. 428-2590-XXXXX-71048

- 2) Approve and award a Professional Services Agreement (PSA) to Plante Moran, PLLC ("Plante Moran") for ERP project management and advisory services. The agreement is in an amount not-to-exceed \$774,565; and
- 3) Authorize the City Manager to execute the agreement and any extensions or amendments thereto on behalf of the City, subject to review by the City Attorney.

Attachments: [Staff Report](#)
 [Attachment No. 1 - Resolution 2024-103](#)

7. Award of Construction Contract to AME Builders, Inc. in the Amount of \$597,320 for "City Facilities - Roof Replacements and Repairs," Project No. 428-2590-XXXXX-71059

It is recommended that the City Council approve the following actions:

- 1) Award a construction contract to AME Builders, Inc. in the amount of \$597,320 for "City Facilities - Roof Replacements and Repairs," Project No. 428-2590-XXXXX-71059, to include all Base Bid Items;
- 2) Find that the project referenced above is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) and that the proposed project will not have a significant effect on the environment;
- 3) Approve working days and hours to include nights and weekends;
- 4) Authorize an increase in contingency capacity for this contract from City standard of 25% to 70%; and
- 5) Authorize City Manager, or her designee, to execute the construction contract/agreement and related documents (permits, amendments, etc.).

Attachments: [Staff Report](#)

- 8.** Award of Sole Source Purchase Orders to Ameron Pole Products, Current Lighting, and Iteris for an Initial Term of Three Years, with the Option to Extend up to Two Additional One-Year Terms

It is recommended that the City Council take the following actions:

- 1) Award a sole source purchase order to Ameron Pole Products for traffic signal and street light poles for three years, with the option to extend for up to two additional one-year terms;
- 2) Award a sole source purchase order to Iteris for traffic signal equipment for three years, with the option to extend for up to two additional one-year terms;
- 3) Award a sole source purchase order to Current Lighting for street light fixtures for three years, with the option to extend for up to two additional one-year terms; and
- 4) Authorize the City Manager, or designee, to execute the necessary documents and any extensions or amendments thereto on behalf of the City, subject to review by the City Attorney.

Attachments: [Staff Report](#)

- 9.** Award of Contract to AgreeYa Solutions Inc. for Microsoft Office 365 Migration Services

It is recommended that the City Council take the following actions:

- 1) Approve the award of a Professional Services Agreement (PSA) to AgreeYa

Solutions, Inc. (“AgreeYa”) in an amount not-to-exceed \$239,300 to migrate and implement Microsoft Office 365, a cloud-based platform for email communication, collaboration tools, and office productivity software; and

- 2) Authorize the City Manager to execute the agreement and any extensions or amendments thereto on behalf of the City, subject to review by the City Attorney.

Attachments: [Staff Report](#)

10. Authorize City Staff to Reject Bids for the Construction Contract for “Pomona Library Facility Improvements,” Project No. 428-2590-XXXXX-74120

It is recommended that the City Council approve the following actions:

- 1) Authorize City Staff to reject the bid from Archico Design Build, Inc. for “Pomona Library Facility Improvements,” Project No. 428-2590-XXXXX-74120, to include all Base Bid items, plus Additive Alternate Nos. 1 through 10; and
- 2) Authorize City Staff to revise the Invitation for Bid documents and re-bid the project scope of work.

Attachments: [Staff Report](#)

DISCUSSION CALENDAR

11. Finding of Public Benefit to the Community at Large-Recommended Expenditure(s) and Recap of Expended Funds

It is recommended that the City Council take the following actions:

- 1) Approve the expenditure(s) recommended and make the finding that the community at large will receive a public benefit from the expenditure of funds for the recommended item(s); and
- 2) Receive and file the recap of final amounts.

Attachments: [FOPB Staff Report](#)
 [Attachment_Redacted](#)

12. City Council Direction Regarding Montvue Park Playground Damaged by Fire

It is recommended that the City Council discuss the following options regarding the playground fire at Montvue Park:

- 1) Direct Staff to repair the damaged portions of the playground and rubberized surfacing caused by the fire; or

- 2) Direct Staff to replace the playground and rubberized surfacing, and potentially relocate the playground to a more visible location.

Attachments: [Staff Report](#)

13. Appeal of Staff Decision to Deny the Establishment of a Preferential Parking District on Randolph Street

It is recommended that the City Council discuss the appeal of the Staff decision to deny the establishment of a preferential parking district on Randolph Street from Park Avenue to Wisconsin Street. After discussion, the City Council can take one of two actions:

- 1) Option 1: Uphold Staff's decision to deny the request; or
- 2) Option 2: Approve the establishment of a preferential parking district on Randolph Street from Park Avenue to Wisconsin Street.

Attachments: [Staff Report](#)
 [Attachment No. 1 - Denial Email](#)
 [Attachment No. 2 - Appeal Letter](#)

14. Consideration of a Project Labor Agreement by and Between the City of Pomona and the Los Angeles/Orange Counties Building and Construction Trades Council and the Signatory Craft Councils and Unions

It is recommended that the City Council further consider a draft Project Labor Agreement with the Los Angeles/Orange Counties Building and Construction Trades Council as well as an implementation strategy.

Attachments: [Staff Report](#)
 [Attachment No. 1 - Draft Project Labor Agreement](#)

ADJOURNMENT

The next Regular Meeting will be held on July 15, 2024 in the City Council Chambers, 505 S. Garey Avenue, Pomona, California. Closed Session items will be discussed at 5:30 p.m. The Open Session will commence at 7:00 p.m.

CERTIFICATION OF POSTING AGENDA

I, Rosalia A. Butler, MMC, City Clerk for the City of Pomona, hereby certify that the agenda for the July 1, 2024 meeting of the City Council was posted in City Hall, near the door of the City Council Chambers and the Chuck Bader Conference Room, and on the City's website www.pomonaca.gov on June 25, 2024.

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

*/s/ Rosalia A. Butler, MMC
City Clerk*