

City of Pomona

505 S. Garey Ave.
Pomona, CA 91766



Regular Meeting Agenda

Monday, December 16, 2024

7:00 p.m. in the Council Chambers

NOTE: Closed Session has been cancelled due to a lack of business items to be discussed.

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

*Mayor Tim Sandoval
Vice-Mayor Nora Garcia
Councilmember Debra Martin
Councilmember Victor Preciado
Councilmember Elizabeth Ontiveros-Cole
Councilmember Steve Lustro
Councilmember Lorraine Canales*

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.

7:00 P.M.

Council Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

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:

December 2, 2024 Regular Meeting Minutes

Attachments: [FINAL MINUTES 12-02-2024.pdf](#)

2. Biennial Review and Adoption of the City's Amended Conflict of Interest Codes

It is recommended that the City Council adopt the following resolutions amending the Conflict of Interest Codes for the City of Pomona, Pomona Housing Authority, and Pomona Successor Agency of the Former Redevelopment Agency:

RESOLUTION NO. 2024-204 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED CONFLICT OF INTEREST CODE APPLICABLE TO THE MEMBERS OF THE CITY COUNCIL AND SPECIFIED AND DESIGNATED OFFICERS AND EMPLOYEES

RESOLUTION NO. 2024-205 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED CONFLICT OF INTEREST CODE APPLICABLE TO THE MEMBERS OF THE GOVERNING BOARD OF THE POMONA HOUSING AUTHORITY AND DESIGNATED CITY EMPLOYEES BY INCORPORATING CALIFORNIA CODE OF REGULATIONS SECTION 18730 - THE STANDARDIZED CONFLICT OF INTEREST CODE

RESOLUTION NO. 2024-206 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED CONFLICT OF INTEREST CODE APPLICABLE TO THE SPECIFIED AND DESIGNATED OFFICERS AND EMPLOYEES OF THE SUCCESSOR AGENCY OF THE FORMER REDEVELOPMENT AGENCY

Attachments: [Staff Report - Adoption of City's Conflict of Interest Codes](#)
[Attachment No. 1 - Reso. No. 2024-204 - City](#)
[Attachment No. 2 - Reso. No. 2024-205- Housing Authority](#)
[Attachment No. 3 - Reso. No. 2024-206 - Successor Agency](#)
[Attachment No. 4 - CA Code of Regs Section 18730](#)

3. Amend the FY 2024-25 CIP Budget and Award of Contracts for Enterprise Resource Planning (ERP) System Selection

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

1) Adopt the following resolution:

RESOLUTION NO. 2024-202 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2024-25 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$280,000 OF WATER FUND RESERVES, \$120,000 OF SEWER FUND RESERVES, \$105,000 OF CAPITAL IMPROVEMENT PROJECT FUND RESERVES, AND \$290,616 OF ARP FUNDS ALLOCATED TO TECHNOLOGY UPGRADES TO "FINANCIAL SOFTWARE PROJECT", PROJECT 428-2590-XXXXX-71048

- 2) Award a Professional Services Agreements (PSA) to Workday, Cognizant Technology Solutions ("Cognizant"), and Can/Am Technologies ("CanAm") for ERP system selection and implementation. The agreements are in amounts not-to-exceed the following over a 10-year term:
 - a. Workday in the amount of \$3,837,964;
 - b. Cognizant in the amount of \$2,872,885;
 - c. Teller in the amount of \$1,062,330;
- 3) Authorize the City Manager to execute the agreement and any extensions or amendments thereto on behalf of the City, and any memoranda of understanding with City Departments necessary to effectuate the same, subject to review by the City Attorney.

Attachments: [Staff Report](#)

[Attachment No. 1 - Resolution 2024-202 ERP System](#)

[Attachment No. 2 - Workday Agreement and Order Form](#)

[Attachment No. 3 - Cognizant Agreement](#)

[Attachment No. 4 - Cognizant Statement of Work](#)

[Attachment No. 5 - CanAm Agreement and Statement of Work](#)

4. A Resolution Approving the Recognized Obligation Payment Schedule (ROPS 25-26) for the Period of July 1, 2025 through June 30, 2026, Approving the Administrative Budget for the Same Period, and Authorizing the Transmittal of the ROPS and Administrative Budget to the Oversight Board for Approval

It is recommended that the Successor Agency to the Former Redevelopment Agency adopt the following resolution:

SA RESOLUTION NO. 2024-01 - A RESOLUTION OF THE CITY COUNCIL, SITTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 25-26) FOR THE PERIOD OF JULY 1, 2025 THROUGH JUNE 30, 2026, APPROVING THE ADMINISTRATIVE BUDGET FOR THE SAME PERIOD, AND AUTHORIZING THE TRANSMITTAL OF THE ROPS AND

ADMINISTRATIVE BUDGET TO THE OVERSIGHT BOARD FOR APPROVAL

Attachments: [SA Staff Report - ROPS 25-26.docx](#)
[Attachment No 1 - City Council - SA - Resolution 2024-01.docx](#)
[Attachment No 2 - 25-26 ROPS Schedule.pdf](#)
[Attachment No 3 - 25-26 Administrative Budget.pdf](#)

5. Receive and file the City of Pomona Annual and Five-Year Report on Development Impact Fees for Fiscal Year Ended June 30, 2024

It is recommended that the City Council receive and file the City of Pomona Annual and Five-Year Report on Development Impact Fees for Fiscal Year Ended June 30, 2024.

Attachments: [Staff Report - Annual and Five Year DIF Report at June 30, 2024](#)
[Attachment No. 1 - City of Pomona FY 2023-24 Annual Report and](#)

6. Resolution to Amend the FY 2024-25 Capital Improvement Program (CIP) Budget by Creating a New Project, "Traffic Signal Improvements - Towne Avenue (Mission Boulevard to Philadelphia Street)"

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

RESOLUTION NO. 2024-193 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2024-25 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY CREATING A NEW PROJECT, "TRAFFIC SIGNAL IMPROVEMENTS - TOWNE AVENUE (MISSION BOULEVARD TO PHILADELPHIA STREET)," PROJECT NO. 428-2590-XXXXX-68596, AND APPROPRIATING \$42,500 OF TRAFFIC SIGNAL AND CONTROL DEVICE DEVELOPMENT IMPACT FEES TO THE PROJECT

Attachments: [Staff Report](#)
[Attachment No. 1 - Resolution](#)
[Attachment No. 2 - CIP Project Details Sheet](#)

7. Resolution to Amend the Fiscal Year 2024-25 Capital Improvement Program (CIP) Budget by Appropriating \$150,000 of Art in Public Places Funding to "Holt Avenue Corridor Improvements"

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

RESOLUTION NO. 2024-197 - 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 \$150,000 OF ART IN PUBLIC PLACES FUNDING TO "HOLT AVENUE CORRIDOR IMPROVEMENTS," PROJECT NO. 428-2590-XXXXX-68575

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

8. A Resolution to Amend the FY 2024-25 Capital Improvement Program (CIP) Budget for “Park Restroom Construction and Replacement,” Project No. 428-2590-XXXXX-71079 and Award a Construction Contract

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-200 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA TO AMEND THE FY 2024-25 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$1,349,671 OF AVAILABLE AMERICAN RESCUE PLAN (ARP) FUNDS AND \$25,000 OF AVAILABLE CAPITAL IMPROVEMENT PROJECT FUND RESERVES TO “PARK RESTROOM CONSTRUCTION AND REPLACEMENT,” PROJECT NO. 428-2590-XXXXX-71079

- 2) Award a construction contract to the apparent low bid from ARC Construction, Inc. in the amount of \$3,276,373 for the “Park Restroom Construction and Replacement,” Project No. 428-2590-XXXXX-71079;
- 3) 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; and
- 4) Authorize the City Manager to execute the construction contract and any subsequent change orders on behalf of the City, and any memoranda of understanding with City departments necessary to effectuate the same.

Attachments: [Staff Report](#)
 [Attachment 1 - Resolution 2024-200](#)

9. A Resolution to Amend the FY 2024-25 Capital Improvement Program (CIP) Budget for “Martin Luther King Jr. Park - Skate Park Expansion/Lights,” Project No. 428-2590-XXXXX-71092 and Award a Construction Contract

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-199 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA TO AMEND THE FY 2024-25

CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$100,000 OF CAPITAL IMPROVEMENT PROJECT FUND RESERVES TO “MARTIN LUTHER KING JR. PARK - SKATE PARK EXPANSION/LIGHTS,” PROJECT NO. 428-2590-XXXXX-71092

- 2) Award a construction contract to the apparent lowest bid from C.S. Legacy Construction, Inc. for “Martin Luther King Jr. Park - Skate Park Expansion/Lights,” Project No. 428-2590-XXXXX-71092, to include all Base Bid A Items, plus Additive Alternate Items No. 2 & 3 in the total amount of \$370,974;
- 3) 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; and
- 4) Authorize the City Manager to execute the construction contract and any subsequent change orders on behalf of the City, and any memoranda of understanding with City Departments necessary to effectuate the same.

Attachments: [Staff Report](#)
 [Attachment 1 - Resolution 2024-199](#)

10. A Resolution to Amend the FY 2024-25 Capital Improvement Program (CIP) Budget for “Meadow View Demonstration Garden,” Project No. 428-2590-XXXXX-71200 and Award a Construction Contract

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-201 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA TO AMEND THE FY 2024-25 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$183,000 OF AVAILABLE CAPITAL IMPROVEMENT PROJECT FUND RESERVES TO “MEADOW VIEW DEMONSTRATION GARDEN,” PROJECT NO. 428-2590-XXXXX-71200

- 2) Accept the Bid Withdrawal Request from the Low Apparent Bidder, Kormex Construction, Inc. and award a contract to the next Apparent Low Bidder, Superb Engineering, Inc., in the amount of \$531,097 for the “Meadow View Demonstration Garden,” Project No. 428-2590-XXXXX-71200; and
- 3) Authorize the City Manager, or her designee, to execute the construction contract/agreement and related documents (amendments, etc.), and any memoranda of understanding with City Departments necessary to effectuate the same.

Attachments: [Staff Report](#)
 [Attachment 1 - Resolution 2024-201](#)

11. Amend Fiscal Year 2024-25 Operating Budget by Appropriating \$300,000 of Grant Funds from California Natural Resources Agency for Let's MOVE Pomona Project

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-198 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2024-25 OPERATING BUDGET BY APPROPRIATING \$300,000 OF CALIFORNIA NATURAL RESOURCES AGENCY GRANT FUNDS TO THE LET'S MOVE POMONA PROJECT

- 2) Authorize the City Manager, or designee, to execute all documents and any future amendments related with this action, with approval of the City Attorney as to form.

Attachments: [Staff Report](#)
 [Resolution 2024-198](#)

DISCUSSION CALENDAR

12. 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](#)

13. Adoption of Urgency Ordinance No. 4353 Amending Section 830.A (Accessory Dwelling Units) of the City of Pomona Zoning and Development Code Pertaining to Accessory Dwelling Unit and Junior Accessory Dwelling Unit Regulations In Compliance With State Law

It is recommended that the City Council take the following action introduce, waive further reading, and adopt the following:

URGENCY ORDINANCE NO. 4353 - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, PURSUANT TO SECTION 510 OF THE CITY CHARTER, AMENDING SECTION 830.A (ACCESSORY DWELLING UNITS) OF THE CITY OF POMONA ZONING AND DEVELOPMENT CODE PERTAINING TO ACCESSORY DWELLING UNIT AND JUNIOR ACCESSORY DWELLING UNIT REGULATIONS IN COMPLIANCE WITH STATE LAW AND DETERMINING THE URGENCY ORDINANCE TO BE EXEMPT FROM CEQA

Attachments: [Staff Report](#)
[Attachment No. 1 – Draft Urgency Ordinance No 4353 and Exhibit A](#)

14. A Resolution to Update the American Rescue Plan (ARP) and Approval of Memorandums of Understanding to Obligate ARP Funded Programs

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

- 1) Adopt the following Resolution:

RESOLUTION NO. 2024-203 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA APPROVING THE FINAL AMERICAN RESCUE PLAN (ARP) SPENDING PLAN

- 2) Approve a one-year Memorandum of Understanding with the Pomona Police Department to obligate ARP funding for the Homeless Engagement And Resources Team (HEART) in the amount of \$2,488,395;
- 3) Approve a two-year Memorandum of Understanding with the Rent Stabilization Department within the Neighborhood Services Department to obligate funding for full-time positions to work in the areas of rental registry support, inspection, and general program implementation and administration in the amount of \$2,403,386;
- 4) Authorize the City Manager, or designee, to execute the agreement and any extensions, subsequent changes, or amendments thereto on behalf of the City, subject to review and approval as to form by the City Attorney.

Attachments: [2024-12-16 Staff Report Final ARP Spend Plan V2](#)
[Attach 1 - Resolution 2024-203 Final ARP Spend Plan](#)
[Attach 2 - POMONA HEART Program ARPA MOU-c1](#)
[Attach 3 - POMONA Rent Stabilization Program ARPA MOU-c1](#)

ADJOURNMENT

The next Regular Meeting will be held on January 6, 2025 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 December 16, 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 December 11, 2024.

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

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