



City of Pomona

505 S. Garey Ave
Pomona, CA 91766

Regular Meeting Minutes

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 S. 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.*

Monday, June 3, 2024

7:00 PM

Council Chambers

CLOSED SESSION

A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Pursuant to Government Code Section 54956.9(a))

*People of the State of California, by and through the City of Pomona v. Pomona Lodge
LLC, et al.*

Los Angeles County Superior Court
Case No. 24PSCV009900

City of Pomona, et al. v. M & A Gabae, et al.

Los Angeles County Superior Court
Case No. 22PSCV03011

B) POTENTIAL/THREAT OF LITIGATION

(Pursuant to Government Code Section 54956.9(d)(2))

One (1) case related to breach of contract.

CALL TO ORDER

Mayor Sandoval called the City Council Meeting to order at 7:01 p.m.

CITY ATTORNEY REPORT OUT FROM CLOSED SESSION

City Attorney Sonia Carvalho stated there was no reportable action.

PLEDGE OF ALLEGIANCE

Mayor Sandoval led the pledge of allegiance.

ROLL CALL

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

Absent: None

*Councilmember Torres stepped off the dais at 7:02 p.m. and missed the roll call but was present. Councilmember Torres returned to the dais at 7:04 p.m. in time for the first presentation.

STAFF PRESENT

Anita Gutierrez, City Manager
Sonia Carvalho, City Attorney
Rosalia Butler, City Clerk
Diana Robles, Deputy City Clerk
Michael Ellis, Police Chief

Yvonne Morgan, contracted by the City, provided translation services.

PRESENTATIONS

*A Proclamation of the City Council of the City of Pomona Recognizing June 2024 as “Gun Violence Prevention Month” in the City of Pomona

Councilmember Nolte presented the proclamation to Pedro Payne, Violence Prevention Manager, Vanessa Moreno, Violence Prevention Senior Analyst, and to members of the community working to support the Peacemaker Fellowship. Manager Payne shared a few words to give recognition to the community members working as neighborhood change agents in the Peacemaker Fellowship. Mayor Sandoval also shared a few words to commend the collaborative and hard work of the Violence Prevention office.

*A Proclamation of the City Council of the City of Pomona Recognizing June 2024 as “National Homeownership Month” in the City of Pomona

Councilmember Lustro presented the proclamation to David Chavez and Guadalupe Chavez-Espinosa, recipients of the First Time Home Buyers’ Grant. Guadalupe spoke a few words about her experience as a recipient of the First Time Home Buyers’ Grant.

*A Proclamation of the City Council of the City of Pomona Recognizing June 2024 as “Go Skateboarding Month” in the City of Pomona

Vice Mayor Preciado presented the proclamation to Mike Osoff, Community Services Manager, Jordan Sanchez, Recreation Coordinator, Nathan Alton, Technical Specialist, and Tony Hoang, Technical Specialist. Both Manager Osoff, and Technical Specialist Alton shared a few words about the vision for bringing community together through skateboarding and thanked the City Council for supporting the youth programs. Mayor Sandoval also shared a few words about skate parks.

*A Proclamation of the City Council of the City of Pomona Recognizing June 2024 as “LGBTQIA+ Pride Month” in the City of Pomona

Mayor Sandoval presented the proclamation to Frank Guzman, Jesus Jacuinde-Torres, Hector Solorzano, and Nya Hardaway from the Pomona Valley Pride Center. Frank Guzman shared a few words of gratitude to the City for the proclamation.

*Certificate of Recognition Presented to Paul Ayala in Honor of His 40 Years of Service to the City of Pomona and the Pomona American Little League

Councilmember Garcia presented the certificate to Paul Ayala who expressed words of gratitude to the people that support him with the Little League, and to the City for the certificate. Mayor Sandoval shared a few words about the positive impact the Pomona Little League has had on the community.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Garcia will be attending St. Mary’s College Leadership Institute as a mentor for two weeks at the end of June. Councilmember acknowledged the car accident that took place, requested the community donate to the family’s GoFundme if possible, and stated she would be meeting with the Public Works Director and City Manager to see what improvements could be made for a safer street at that intersection.

Vice Mayor Preciado gave respects to the Alvarez-Salgado family, spoke about the need to change the state limitations on street CIP projects, and expressed the Council’s commitment to make streets safer for pedestrians. Vice Mayor Preciado stated he looks forward to the Downtown Second Saturday Art Walk recognizing Pride Month.

Councilmember Ontiveros-Cole expressed condolences to the family for their loss and discussed the dangers of distracted driving.

Councilmember Torres thanked City Council and staff for hosting all those proclamations and expressed condolences to the Alvarez-Salgado family. Councilmember Torres also asked staff to acquire grants for street improvements.

Councilmember Lustro expressed condolences to the family, discussed the increase in careless driving and the importance of following driving guidelines.

Councilmember Nolte visited the JustUs4Youth home that provides a residence and support services to young mothers. Councilmember Nolte expressed pride in the efforts of the Violence Prevention Office.

Mayor Sandoval expressed condolences to the Alvarez-Salgado family, and requested to meet with staff to determine next steps to mitigate the dangers of careless drivers. Mayor Sandoval stated the Housing Universal Grant program would be launching soon.

CITY MANAGER COMMUNICATIONS

City Manager Gutierrez advised staff recommended continuing Consent Calendar Item No. 18 and Item No. 19 to a future meeting, and pulling Consent Calendar Item No. 1 to make note of some clarifications.

PUBLIC PARTICIPATION

At the direction of the City Council Emergency Sub Committee, beginning with the July 18, 2022 Council meeting, emailed comments will no longer be read into the record during Council meetings. However, they will be included as part of the record/meeting minutes.

Live Comments were as follows:

Veronica Cabrera advised the street vendor group has split into two groups and requested the City Manager contact her so she can advise who is not in the Indian Hill Group. She also asked questions about the monies funding the Universal Income Grant.

Yesenia Miranda-Meza discussed concerns with the overtime pay of various Pomona Police employees.

Minerva Hernandez representing the Chamber of Commerce requested the City uphold and enforce the 2018 City ordinance that regulates street vendors.

Greg Estel requested the City regulate street vendors.

Jose Alviso discussed the challenges his business is facing, and the impact it has due to excessive, unregulated street vendors.

Gilberto Jauregui spoke about the negative impacts his business faces due to the presence of unregulated street vendors.

Rafael Cardenas requested the City better support brick and mortar, small businesses.

Francisco Jauregui discussed the challenges his business now faces due to the presence of unregulated street vendors.

Paige Bruyn alleged improper use of state funds by the City of Pomona.

Arleen Yaz discussed concerns regarding overtime pay of Pomona Police Officers.

Monique Robles discussed safety and health violations caused by street vendors and requested a public study.

Brian Wong spoke in support of the consent calendar item #19 and invited the City Council to visit the job site.

Benji Miller spoke in support of Consent Calendar item No. 18 and invited the City Council to visit the job site.

Violeta A. discussed concerns regarding overtime pay of Pomona Police Officers.

Carolynn Lucas discussed concerns regarding overtime pay of Pomona Police Officers.

The following public speakers spoke in support of street vendors and a night market for street vendors:

Edgard Sanchez
Emilio Garcia
Efren Navarro
Maria Quintero
Maria Dolores
Silvia Herrera
Rosalba Fonseca
Juan Salvador
Doroteo Salvador

After Public Comment, Mayor Sandoval called a recess at 8:42 p.m.

Mayor Sandoval resumed the meeting at 8:48 p.m. Councilmember Ontiveros-Cole and Councilmember Torres had not yet returned to the dais and missed the vote for the Consent Calendar items. Councilmember Ontiveros-Cole and Councilmember Torres returned to the dais at 8:51 p.m. Mayor Sandoval stated he would allow their vote for the Consent Calendar items to be included in the record.

CONSENT CALENDAR

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve the entire Consent Calendar except for Item No. 1, which was pulled by staff for clarification, and Items No. 18 and No. 19 which were continued to a future meeting.

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:

May 13, 2024 Special Meeting Minutes
May 20, 2024 Regular Meeting Minutes

Deputy City Clerk Robles stated the Special Meeting Minutes of May 13, 2024 listed the incorrect date in the header section and the adjournment section of the document. Deputy City Clerk Robles advised this would be corrected in the final version of the meeting minutes.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY MAYOR SANDOVAL, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve the City Council/Housing Authority/Successor Agency to the Redevelopment Agency Special Meeting Minutes of May 13, 2024 with the proposed corrections and the Regular Meeting Minutes of May 20, 2024.

2. Adoption and Second Reading of Ordinance No. 4344

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

- 1) Hereby determine that the adoption of this Ordinance is not subject to the California Environmental Quality Act under Section 15378(b)(2) and (b)(5) of Title 14 of the California Code of Regulations; and,
- 2) Adopt, waive further and give second reading to the following ordinance:

ORDINANCE NO. 4344 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTIONS 62-200 OF CHAPTERS 62, ALSO KNOWN AS THE CODE OF THE CITY OF POMONA, REGULATING BACKFLOW PREVENTION DEVICES AND ADOPTING THE CROSS CONNECTION CONTROL POLICY HANDBOOK

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Ordinance No. 4344.

3. Mandated Biennial Review of the City's Conflict of Interest Code

It is recommended that the City Council direct staff to review the City's current Conflict of Interest Code.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to direct staff to review the City's current Conflict of Interest Code.

4. Notice and Call of General Municipal Election on November 5, 2024 to be Consolidated with the Los Angeles County Statewide General Election for the Election of Three (3) Members of the City Council for Districts 1, 4, and 6

It is recommended that the City Council adopt the following resolutions in order to conduct a General Municipal Election on November 5, 2024:

RESOLUTION NO. 2024-72 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024, FOR THE ELECTION OF THREE MEMBERS OF THE CITY COUNCIL AS REQUIRED BY THE PROVISION OF THE LAWS OF THE STATES OF CALIFORNIA RELATING TO CHARTER CITIES

RESOLUTION NO. 2024-73 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISOR OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2024, WITH THE PRESIDENTIAL (STATEWIDE) GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

RESOLUTION NO. 2024-74 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-72, Resolution No. 2024-73, and Resolution No. 2024-74.

5. Approval of a One-Year Agreement with the Downtown Pomona Owners' Association for Supplemental Police Patrols in the Downtown Pomona Business Improvement District

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

- 1) Approve an Agreement between the City of Pomona and the Downtown Pomona Owners' Association for a one year period with the option to renew for one (1) additional year; and
- 2) Authorize the City Manager, or designee, to execute the Agreement and any extensions to the Agreement on behalf of the City, in substantially the form submitted, subject to review and approval by the City Attorney.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve an Agreement between the City of Pomona and the Downtown Pomona Owners' Association for a one year period with the option to renew for one (1) additional year; and authorize the City Manager, or designee, to execute the Agreement and any extensions to the Agreement on behalf of the City, in substantially the form submitted, subject to review and approval by the City Attorney.

6. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget by Accepting STP-L Grant Funds, Increasing Revenue Estimates, and Appropriating \$450,000 of Federal Grant Funds and \$68,716 of Reimbursement Funds from the Approved Agreement With the City of La Verne, CA, as Well as Update the Project Description for "Street Preservation - Citywide (FY 16-17) (MAJOR)," Project No. 428-2590-XXXXX-67920

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-70 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY ACCEPTING STP-L GRANT FUNDS AND REIMBURSEMENT FUNDS, INCREASING REVENUE ESTIMATES, AND APPROPRIATING \$450,000 OF FEDERAL STP-L GRANT FUNDS AND \$68,716 OF REIMBURSEMENT FUNDS FROM THE CITY OF LA VERNE, CALIFORNIA, AND UPDATE THE PROJECT DESCRIPTION FOR "STREET PRESERVATION - CITYWIDE (FY 16-17) (MAJOR)," PROJECT NO. 428-2590-XXXXX-67920;

- 2) Approve an Agreement between the City of Pomona (City) and the City of La Verne, for the City to complete the slurry seal and signal conduit improvements on White Avenue from the North Pomona City limit to just south of the Arrow Highway intersection, which is located within the La Verne City limit; and
- 3) Award of a separate Purchase Order (PO) to American Asphalt South, Inc. for the portion of work on White Ave. within La Verne City limit; and
- 4) Approve an increase of contingency capacity from City standard of 25% to 70% for American Asphalt South, Inc.'s contract of \$1,355,329, to allow for the use of additional STP-L Grant Funds, as well as additional work included in the Agreement with the City of La Verne; and
- 5) Authorize City Manager, or designee, to execute the Multi-City Agreement, purchase order, and other related documents (permits, etc.).

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-70; and approve an Agreement between the City of Pomona (City) and the City of La Verne, for the City to complete the slurry seal and signal conduit improvements; and award of a separate Purchase Order (PO) to American Asphalt South, Inc. for the portion of work on White Ave. within La Verne City limit; and approve an increase of contingency capacity from City standard of 25% to 70% for American Asphalt South, Inc.'s contract of \$1,355,329, to allow for the use of additional STP-L Grant Funds, as well as additional work included in the Agreement with the City of La Verne; and authorize City Manager, or designee, to execute the Multi-City Agreement, purchase order, and other related documents (permits, etc.).

7. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget and Operating Budget by Creating a New Project, "Skate Park at Kennedy Park," and Appropriating \$155,000 of General Fund to the Project

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

RESOLUTION NO. 2024-76 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY CREATING A NEW CIP PROJECT, "SKATE PARK AT KENNEDY PARK," PROJECT NO. 428-2590-XXXXX-71102 AND AMENDING THE FY 2023-24 OPERATING BUDGET BY UNAPPROPRIATING \$155,000 OF GENERAL FUND HOURLY AND FURNITURE AND EQUIPMENT SAVINGS FROM CUSTODIAL SERVICES AND AFTERSCHOOL RECREATION (YOUTH), AND APPROPRIATING THIS \$155,000 TO THE NEW PROJECT

The following community members submitted speaker cards in support of this item but did not wish to speak:

Kaylee Barnitt
Tony Hoang
Nathan Alton

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-76.

8. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget by Unappropriating Funds From Various Projects, and Appropriating Them to “Street Preservation - Local (FY 23-24),” Project No. 428-2590-XXXXX-68592; Appropriating ARP (D4) Funds to “Street Improvements - Citywide (CDBG) (FY 22-23 to 24-25),” Project No. 428-2590-XXXXX-71065; and Awarding a Construction Contract to Gentry Brothers, Inc.

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-77 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA AMENDING THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY UNAPPROPRIATING \$20,000 OF MEASURE R FUNDS FROM “STREET PRESERVATION - LOCAL (FY 21-22),” PROJECT NO. 428-2590-XXXXX-68572 AND \$600,000 OF SB-1/RMRA FUNDS FROM “STREET PRESERVATION - LOCAL (FY 22-23),” PROJECT NO. 428-2590-XXXXX-68582 AND APPROPRIATING THESE FUNDS TO “STREET PRESERVATION - LOCAL (FY 23-24),” PROJECT NO. 428-2590-XXXXX-68592; AND APPROPRIATING \$144,000 OF AVAILABLE DISTRICT 4 AMERICAN RESCUE PLAN (ARP) FUNDS TO “STREET IMPROVEMENTS - CITYWIDE (CDBG) (FY 22-23 TO 24-25),” PROJECT NO. 428-2590-XXXXX-71065

- 2) Award a construction contract to Gentry Brothers, Inc. in the total amount of \$3,060,050.50, with \$524,000 for “Street Improvements - Citywide (CDBG) (FY 22-23 to FY 24-25),: Project No. 428-2590-XXXXX-71065 to include improvements on various streets, and \$2,536,050.50 for “Street Preservation - Local (FY 23-24),” Project No. 428-2590-XXXXX-68592 to include Base Bid plus Additive Alternate Nos. one (1) through three (3);
- 3) Authorize the City Manager, or her designee, to execute the construction contract, and all related documents (purchase orders, amendments, permits, etc.);

- 4) Approve an increase of contingency capacity from City standard of 25% to 50% for the contract to Gentry Brothers, Inc. to allow for additional street improvements;
- 5) Find that the projects referenced above are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) and that the proposed projects will not have a significant effect on the environment; and
- 6) Approve including Saturdays in the “Allowed Working Days” for the Contractor to perform construction improvements, as necessary.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-77; and award a construction contract to Gentry Brothers, Inc. in the total amount of \$3,060,050.50, with \$524,000 for “Street Improvements - Citywide (CDBG) (FY 22-23 to FY 24-25),: Project No. 428-2590-XXXXX-71065 to include improvements on various streets, and \$2,536,050.50 for “Street Preservation - Local (FY 23-24),” Project No. 428-2590-XXXXX-68592 to include Base Bid plus Additive Alternate Nos. one (1) through three (3) and; authorize the City Manager, or her designee, to execute the construction contract, and all related documents (purchase orders, amendments, permits, etc.) and; approve an increase of contingency capacity from City standard of 25% to 50% for the contract to Gentry Brothers, Inc. to allow for additional street improvements and; find that the projects referenced above are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) and that the proposed projects will not have a significant effect on the environment; and approve including Saturdays in the “Allowed Working Days” for the Contractor to perform construction improvements, as necessary.

9. Resolution to Amend the FY 2023-24 CIP Budget by Creating a New Project, “Pomona Safety Action Plan” and Appropriating \$400,000 of Safe Streets and Roads for All (SS4A) Grant Funds to the Project

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-68 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY CREATING A NEW PROJECT, “POMONA SAFETY ACTION PLAN,” PROJECT NO. 428-2590-XXXXX-68590 AND ACCEPTING, INCREASING REVENUE ESTIMATES, AND APPROPRIATING \$400,000 OF SAFE STREETS AND ROADS FOR ALL (SS4A) GRANT FUNDS TO THE PROJECT

- 2) Authorize the City Manager, or her designee, to execute the agreement and other documentation requested for acceptance and implementation of the grant awards, subject to approval as to form by the City Attorney.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-68; and authorize the City Manager, or her designee, to execute the agreement and other documentation requested for acceptance and implementation of the grant awards, subject to approval as to form by the City Attorney.

10. Approval of Summary Vacations VU3-2023 of the City's Unused Sewer Easement and VU4-2023 of the City's Unused Storm Drain Easement Located within the Boundary of the Industrial Lot Located at 4200 Valley Boulevard, Pomona, CA, Assessor Parcel Number 8709-026-060, Related to the Current Redevelopment of the Property; Approval of the Quitclaim Deeds for the Vacated Easements (Council District 5)

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-80 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ORDERING THE SUMMARY VACATIONS VU3-2023 OF THE CITY'S UNUSED SEWER EASEMENT AND VU4-2024 OF THE CITY'S UNUSED STORM DRAIN EASEMENT WITHIN THE BOUNDARY OF THE INDUSTRIAL LOT LOCATED AT 4200 VALLEY BOULEVARD, POMONA, CA, ASSESSOR PARCEL NUMBER 8709-026-060, AND APPROVING QUITCLAIM DEEDS FOR THE VACATED EASEMENTS

- 2) Authorize the City Manager to execute the quitclaim deeds on behalf of the City.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-80; and authorize the City Manager to execute the quitclaim deeds on behalf of the City.

11. Approval of Lot Line Adjustment LLA1-2023 Related to the Commercial Development Located at 395 S. Thomas Street and 281 W. Fourth Street, Pomona, California, Assessor Parcel Numbers 8341-005-014 & -011 (Council District 2)

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-81 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT LINE ADJUSTMENT LLA1-2023 FOR THE PROPERTIES LOCATED AT 395 S. THOMAS STREET AND 281 W. FOURTH STREET, POMONA, CA, ASSESSOR PARCEL NUMBERS 8341-005-014 & -011

- 2) Authorize the City Engineer to sign the Lot Line Adjustment LLA1-2023 on behalf of the City.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-81; and authorize the City Engineer to sign the Lot Line Adjustment LLA1-2023 on behalf of the City.

12. Approval of the Annual Engineer of Record Report and Adoption of a Resolution of Intent Setting July 15, 2024 as the Public Hearing Date Regarding Annexation of Additional Territory and the Levy of Annual Assessment

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

- 1) Approve the Engineer's Report for the Consolidated Citywide Street Lighting and Landscaping Maintenance District for FY 2024-25, including annexation of 147 additional parcels and the annual levy of assessments; and
- 2) Adopt the following resolution:

RESOLUTION NO. 2024-78 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO ANNEX NEW TERRITORY AND LEVY FISCAL YEAR 2024-25 ASSESSMENTS FOR THE CONSOLIDATED CITYWIDE STREET LIGHTING AND LANDSCAPING MAINTENANCE DISTRICT AND SETTING JULY 15, 2024 AS THE DATE FOR THE PUBLIC HEARING ON THE MATTER

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve the Engineer's Report for the Consolidated Citywide Street Lighting and Landscaping Maintenance District for FY 2024-25, including annexation of 147 additional parcels and the annual levy of assessments; and adopt Resolution No. 2024-78.

13. Approve an Amendment with Stantec Consulting Services and to the Cooperative Agreement with the East San Gabriel Valley Watershed Management Group

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

- 1) Approve Amendment No. 4 to an agreement with Stantec Consulting Services in an amount not to exceed \$3,495,727 with an expiration date of June 30, 2025; and

- 2) Approve Amendment No. 8 to the cooperative agreement with the cities of Claremont, La Verne, San Dimas and Pomona, collectively known as the East San Gabriel Valley Watershed Management Group; and
- 3) Authorize the City Manager to execute Amendment No. 4 with Stantec and Amendment No. 8 to the cooperative agreement on behalf of the City, subject to approval from the City Attorney.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve Amendment No. 4 to an agreement with Stantec Consulting Services in an amount not to exceed \$3,495,727 with an expiration date of June 30, 2025; and Approve Amendment No. 8 to the cooperative agreement with the cities of Claremont, La Verne, San Dimas and Pomona, collectively known as the East San Gabriel Valley Watershed Management Group; and authorize the City Manager to execute Amendment No. 4 with Stantec and Amendment No. 8 to the cooperative agreement on behalf of the City, subject to approval from the City Attorney.

14. Approve Entering into an Agreement with Metropolitan Water District if they are Awarded a Federal Environmental Protection Agency Grant

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

- 1) Approve entering into a Memorandum of Agreement (MOA) with The Metropolitan Water District of Southern California (MWD) and nine agencies if awarded the Environmental Protection Agency (EPA) Climate Pollution Reduction Grant for Water Utilities Targeted Zero Emission Vehicle Transition Program (Attachment No. 1); and,
- 2) Authorize the City Manager to execute the MOA to EPA, and any sub-recipient agreements relating to this grant with MWD or the EPA if the grant is awarded.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve entering into a Memorandum of Agreement (MOA) with The Metropolitan Water District of Southern California (MWD) and nine agencies if awarded the Environmental Protection Agency (EPA) Climate Pollution Reduction Grant for Water Utilities Targeted Zero Emission Vehicle Transition Program (Attachment No. 1); and, authorize the City Manager to execute the MOA to EPA, and any sub-recipient agreements relating to this grant with MWD or the EPA if the grant is awarded.

15. Approve Site Host Agreement with Electric Vehicle Charging Solutions Inc., at Palomares Park

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

- 1) Approve Site Host Agreement with Electric Vehicle Charging Solutions Inc. (EVCS) for the operations and maintenance of the electric vehicle (EV) charging stations located at Palomares Park; and,
- 2) Authorize the City Manager, or designee, to sign the Site Host Agreement and any amendments, with EVCS, contingent on City Attorney review.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to approve Site Host Agreement with Electric Vehicle Charging Solutions Inc. (EVCS) for the operations and maintenance of the electric vehicle (EV) charging stations located at Palomares Park; and, authorize the City Manager, or designee, to sign the Site Host Agreement and any amendments, with EVCS, contingent on City Attorney review.

16. Adopt a Resolution to Amend the FY2023-24 Capital Improvement Program (CIP) Budget and Approve a Loan Agreement

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-82 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY INCREASING REVENUE ESTIMATES BY \$568,500 FROM SOCALREN REVOLVING SAVINGS FUND LOAN PROCEEDS AND BY CREATING A NEW PROJECT, "POMONA POLICE STATION/FIRE STATION 181 ENERGY EFFICIENCY UPGRADES," PROJECT NO. 428-2590-XXXXX-71119, AND APPROPRIATING THIS \$568,500 OF SOCALREN REVOLVING SAVINGS FUND LOAN PROCEEDS TO THE PROJECT

- 2) Approve a loan agreement between the City of Pomona and the County of Los Angeles in the amount of \$568,500 for a SoCalREN Revolving Savings Loan; and,
- 3) Authorize the City Manager to execute a loan agreement on behalf of the City of Pomona with the County of Los Angeles to fund energy efficient equipment replacements, contingent on City Attorney review.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-82; and approve a loan agreement between the City of Pomona and the County of Los Angeles in the amount of \$568,500 for a SoCalREN Revolving Savings Loan; and, authorize the City Manager to execute a loan agreement on behalf of the City of Pomona with the County of Los Angeles to fund energy efficient equipment replacements, contingent on City Attorney review.

17. Adopt a Resolution Authorizing the City of Pomona to Submit a Grant Application through the Board of State of Community Corrections Proposition 47 Grant

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-90 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE SUBMITTAL OF APPLICATION FOR GRANT FUNDS THROUGH THE BOARD OF STATE COMMUNITY CORRECTIONS PROPOSITION 47 GRANT

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

MOTION BY COUNCILMEMBER GARCIA, SECOND BY VICE MAYOR PRECIADO, CARRIED 5-0 (COUNCILMEMBER ONTIVEROS-COLE AND COUNCILMEMBER TORRES ABSET), to adopt Resolution No. 2024-90; and authorize the City Manager, or designee, to execute all documents related with this action, with approval of the City Attorney as to form.

18. Appeal of Planning Commission Decision for Proposed Outdoor Storage Yard at 1313 East Phillips Boulevard.

It is recommended that the City Council schedule the appeal for a public hearing for the regularly scheduled City Council meeting of June 17, 2024.

THIS ITEM WAS CONTINUED TO A LATER MEETING.

19. Appeal of Planning Commission Decision for Proposed Outdoor Storage Yard at 2000 Pomona Boulevard.

It is recommended that the City Council schedule the appeal for a public hearing for the regularly scheduled City Council meeting of June 17, 2024.

THIS ITEM WAS CONTINUED TO A LATER MEETING.

DISCUSSION CALENDAR

20. 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
 - A) Amount to be determined to Valley Indoor Swap Meet in support of Free Back Pack Giveaway: Requested Amount: \$500
 - B) Amount to be determine to Pomona Public Library Foundation in support of 2024 Mayor's Gala: Requested Amount: \$4,000
 - C) Amount to be determine to Victory Outreach in support of Community Concert: Requested Amount: \$3,000
- 2) Receive and file the recap of final amounts.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER GARCIA, CARRIED 7-0, to make a finding of public benefit for items A-C.

PUBLIC HEARING

21. Adopting the FY 2024-2025 Annual Action Plan with Funding Recommendations

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-48 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE FY 2024-2025 ANNUAL ACTION PLAN WITH PROPOSED FUNDING FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIPS (HOME), AND EMERGENCY SOLUTIONS GRANT (ESG) FEDERAL ENTITLEMENT PROGRAMS

- 2) Approve final award recommendations for the FY 2024-2025 CDBG Program;
- 3) Approve final award recommendations for the FY 2024-2025 HOME Program;
- 4) Approve final award recommendations for the FY 2024-2025 ESG Program;

- 5) Approve awarding \$50,000 in Emergency Solution Grant to Volunteers of America Los Angeles, under the current site operator agreement for the Hope for Home Service Center;
- 6) Approve the inclusion of funding awards in the Annual Action Plan;
- 7) Adopt the FY 2024-2025 Annual Action Plan as amended by item 6 above; and
- 8) Authorize the City Manager to execute appropriate applications and certification documents for the Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development (HUD).

***Please see attachment for emails submitted regarding this item.**

Neighborhood Services Acting Director Beverly Johnson gave a brief introduction of the item.

Mayor Sandoval opened the public hearing.

Public Speaker Greg Shapton spoke in support of the Claremont After-School Program, an applicant of the CDBG Program.

Public Speaker Roger Krechmery spoke in support of the Assistance League of Pomona Valley, an applicant of the CDBG Program.

Mayor Sandoval closed the public hearing.

Councilmember Torres expressed gratitude to the community organizations that provide resources to the community.

Mayor Sandoval also expressed gratitude to the community organizations working towards improving the community.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0, to adopt Resolution No. 2024-48; and approve final award recommendations for the FY 2024-2025 CDBG Program and; approve final award recommendations for the FY 2024-2025 HOME Program and; approve final award recommendations for the FY 2024-2025 ESG Program and; approve awarding \$50,000 in Emergency Solution Grant to Volunteers of America Los Angeles, under the current site operator agreement for the Hope for Home Service Center and; approve the inclusion of funding awards in the Annual Action Plan and; adopt the FY 2024-2025 Annual Action Plan as amended by item 6 above; and authorize the City Manager to execute appropriate applications and certification documents for the Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development (HUD).

22. Public Hearing: Adoption of Resolutions Approving the Fiscal Year (FY) 2024-25 City of Pomona Operating Budget and Updating the American Rescue Plan Expenditure Spending Plan, Housing Authority Budget, Five Year Capital Improvement Program Budget, Establishing the FY 2024-25 GANN Appropriations Limit, and Personnel Related Actions

It is recommended that the City Council and the City Council sitting as the Commission of the Housing Authority conduct the public hearing and after receiving comments and testimony, adopt respectively the following resolutions:

RESOLUTION NO. 2024-83 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA ADOPTING THE CITY'S OPERATING BUDGET FOR FY 2024-25 AND UPDATED AMERICAN RESCUE SPENDING PLAN

RESOLUTION NO. 2024-84 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA SITTING AS THE COMMISSION OF THE HOUSING AUTHORITY OF THE CITY OF POMONA, ADOPTING THE FY 2024-25 HOUSING AUTHORITY BUDGET

RESOLUTION NO. 2024-85 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA APPROVING THE FY 2024-25 TO FY 2028-29 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM AND ADOPTING A CAPITAL IMPROVEMENT PROGRAM BUDGET FOR FY 2024-25

RESOLUTION NO. 2024-86 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA ESTABLISHING THE GANN APPROPRIATIONS LIMIT OF THE CITY OF POMONA PURSUANT TO ARTICLE XIII OF THE STATE CONSTITUTION FOR FY 2024-25

RESOLUTION NO. 2024-87 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDIX A OF THE COMPENSATION PLAN FOR EXECUTIVE MANAGEMENT GROUP A AND B EMPLOYEES BY DELETING CITY TREASURER CLASSIFICATION

RESOLUTION NO. 2024-88 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDIX B OF THE MEMORANDUM OF UNDERSTANDING WITH THE POMONA MID-MANAGEMENT/ CONFIDENTIAL EMPLOYEES' ASSOCIATION TO ADD THE CLASSIFICATIONS OF RISK MANAGEMENT CLAIMS ANALYST AND SENIOR INFORMATION TECHNOLOGY MANAGER

RESOLUTION NO. 2024-89 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADOPTING THE CITY OF POMONA'S SALARY SCHEDULE FOR FISCAL YEAR 2024-25 TO MEET THE CALIFORNIA CODE OF REGULATIONS TITLE 2, SECTIONS 570.5 AND 571

Finance Direction Andrew Mowbray gave the presentation.

Mayor Sandoval opened the Public Hearing, and with no public speakers, Mayor Sandoval closed the Public Hearing.

Councilmember Garcia requested a projection of how the County and City ballot initiative may affect the City budget.

City Manager Gutierrez advised there is currently not enough data to analyze how the LA County Fire ballot would affect the City's budget but would revisit the impartial analysis on the Pomona Kids First Initiative.

Councilmember Preciado asked questions about the Water Yard gym.

Water Director Chris Diggs answered his questions.

Mayor Sandoval gave thanks to staff for the preparation and presentation of the budget.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER GARCIA, CARRIED 7-0, to adopt Resolution No. 2024-83, Resolution No. 2024-84, Resolution No. 2024-85, Resolution No. 2024-86, Resolution No. 2024-87, Resolution No. 2024-88, and Resolution No. 2024-89.

ADJOURNMENT

The City Council meeting adjourned at 9:30 p.m. on June 3, 2024.

Respectfully submitted,

ATTEST:

ROSALIA A. BUTLER, MMC
City Clerk/Secretary of the Pomona
Housing Authority/Successor Agency to the
to the Redevelopment Agency

TIM SANDOVAL
Mayor/Chair of the Pomona
Housing Authority/Successor Agency
Redevelopment Agency

Veronica Cabrera
Pomona, CA
(714) 631-3858
veronicacabrerarealtor@gmail.com

June 3, 2024

Pomona city council,

Dear city council and city management.

I want to notify you about the interest of the street vendors in continuing with their project formally presented. The project included:

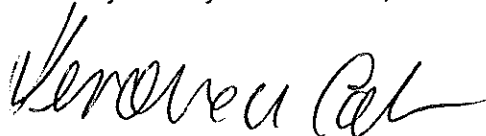
- Support to receive a public space where the street vendors can sell 4+ nights at week.
- To receive support with the city and county licensing and certification

This notice is also to inform you that the original group was divided between two groups of street vendors. The original group continues asking for the same support formerly presented. The instructions are to please contact ONLY Veronica Cabrera to receive any information related to the original petition. The other two authorized members (Efren and Marilu) will contact you to provide their own instructions.

The main goal of the street vendors represented by Veronica Cabrera is for the street vendors to:

- To be able to work daily in an approved city area
- To comply with the city requirements, licenses and certifications
- To formally register their mobile micro-business.
- To pay for city and county permits and licensing.
- To provide food services following the health department guidelines and requirements.
- To free the public areas from any obstruction
- To minimize any hazard or public risk the street vendors may cause to the public
- To avoid creating business conflicts with the restaurant owner's interest
- To help the city comply with its obligation to offer clean and attractive streets.
- To continue offering food and services to consumers who want it.

Thank you for your attention,





POMONA UNIFIED SCHOOL DISTRICT

School Mental Health Services

Family Support and Resource Center

605 North Park Avenue, Pomona, California 91768

Ph: (909) 397-4491 ext. 26501 / Fax: (909) 623-9560

April 12, 2024

To Whom It May Concern:

It is my pleasure, as the Director of the Student and Family Support Services for Pomona Unified School District, to write this letter of support for the Assistance League of Pomona Valley and its application for the CDBG grant.

Assistance League's Operation School Bell positively influences the lives of students and their families by providing clothing and other items needed to attend school. On a twice-monthly basis, Assistance League's Operation School Bell provides clothing to many elementary school students, over 80 each month.

Pomona Unified School District serves more than 22,000 students through 40 different schools, with approximately 88% of our students qualifying for free or reduced-cost lunch. Our school community comprises about 86% Hispanic/Latinx students. In our district, English is the home language for fewer than half of our students. To meet the needs of our community, we are happy to collaborate with the Assistance League. Their program helps to meet the basic needs of our students from underrepresented groups. Our collaboration with the Assistance League usually ensures they are responsive to the needs of our families.

Assistance League staff have diligently carried out contract requirements in all programs they have collaborated on with us. I have found their involvement to support success and their staff to be dedicated and hardworking.

It is my pleasure to recommend this agency as an applicant. If I can further assist, please do not hesitate to contact me at the above number.

Respectfully,

Patricia Azevedo

Patricia Azevedo, LMFT

Director



Robles, Diana

From: Cindy Sullivan <cindy@psarchitects.com>
Sent: Friday, May 31, 2024 4:52 PM
To: City Clerk; Abundis, Isabel
Cc: Greg Shapton; Frank D'Emilio; Cristina Antonioli
Subject: CDBG Funding for CLASP

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

PLEASE FORWARD TO THE COUNCIL MEMBERS FOR THE JUNE 3 PUBLIC HEARING.

The mission of Claremont After-School Programs, Inc. (CLASP) is to help elementary-school children enhance their academic, organizational and social skills by providing high-quality, after-school programs in Claremont Unified School District neighborhoods. The boundaries of CUSD overlap with part of Pomona's District 6, which includes affordable housing complexes, extended-stay hotels, and mobile home parks that are north and south of Foothill Boulevard and west of Towne Avenue. About 33% of our students live in this area.

We had 25 Pomona students in our program at the end of the school year. Our actual program cost is approximately \$1,600 per student, which translates to a cost of \$40,000 for the 25 Pomona students that we serve. The requested \$9,000 in our grant request covers the cost of 5 to 6 students.

CLASP offers in-person and Zoom sessions, providing after-school homework assistance and enrichment two days per week for 90 minutes each day. Children are admitted to CLASP because they have been identified by their teachers as students who have the greatest need for our services. Volunteer tutors work with one student at a time to help reduce the achievement gap that has widened for academically at-risk students due to COVID-19. This early intervention helps students gain the knowledge and skills they need to do well in the classroom.

One Pomona parent wrote: "CLASP has been instrumental in my child's academic improvement and confidence in problem solving. The staff and tutors provided a safe and caring environment that encouraged exploration and growth. Last year, my child faced many challenges. Acceptance into the CLASP program provided an environment that increased his self esteem. Programs such as yours are so beneficial and our family feels blessed to have been a part of it."

Thank you for your continued support of CLASP and the Pomona children that we serve.

Sincerely,
Cindy Sullivan
CLASP Treasurer