

City of Pomona

505 S. Garey Ave.
Pomona, CA 91766



Regular Meeting Agenda

Monday, April 8, 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 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.

7:00 P.M.

Council Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

*A Proclamation of the City Council of the City of Pomona Recognizing April 2024 as "DMV/Donate Life" Month in the City of Pomona

Attachments: [April 2024 Donate Life](#)

*A Proclamation of the City Council of the City of Pomona Recognizing April 7-13, 2024 as "National Library Week" in the City of Pomona

Attachments: [4.8 National Library Week Proclamation.doc](#)

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. Resolution to Amend the FY 2023-24 Capital Improvement Program Budget (CIP) by Appropriating \$10,000 of Available District 2 American Rescue Plan (ARP) Funding to "Public Safety Improvements - District 2," Project No. 428-2590-XXXXX-68584

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

RESOLUTION NO. 2024-14 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY UNAPPROPRIATING \$10,000 OF DISTRICT 2 CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY AMERICAN RESCUE PLAN (ARP) FUNDING FROM "MARTIN LUTHER KING, JR. PARK - SKATE PARK EXPANSION/LIGHTS," PROJECT NO. 428-2590-XXXXX-71092 AND APPROPRIATING THIS \$10,000 OF DISTRICT 2 ARP FUNDING TO "PUBLIC SAFETY IMPROVEMENTS - DISTRICT 2," PROJECT NO. 428-2590-XXXXX-68584

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

2. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget by Appropriating \$700,000 of District 6 American Rescue Plan Funds to "Pomona Multi-Neighborhood Pedestrian and Bicycle Improvements," Project No. 428-2590-XXXXX-67930

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

RESOLUTION NO. 2024-44 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$700,000 OF DISTRICT 6 AMERICAN RESCUE PLAN (ARP) FUNDS TO "POMONA MULTI-NEIGHBORHOOD PEDESTRIAN AND BICYCLE IMPROVEMENTS," PROJECT NO. 428-2590-XXXX-67930

Attachments: [Staff Report](#)
[Attachment 1 - Resolution No. 2024-44](#)

3. Resolution Authorizing David Taussig and Associates as the Engineer of Record for

Fiscal Year 2024-25 and Ordering the Preparation of the 2024-25 Engineer's Report for the Consolidated Citywide Street Lighting and Landscaping Maintenance District

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

RESOLUTION NO. 2024-49 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING DAVID TAUSSIG AND ASSOCIATES, INC., D/B/A DTA, AS THE ENGINEER OF RECORD FOR THE FISCAL YEAR 2024-25 AND ORDERING THE PREPARATION OF THE 2024-25 ENGINEER'S REPORT FOR THE CONSOLIDATED CITYWIDE STREET LIGHTING AND LANDSCAPING MAINTENANCE DISTRICT

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

4. Approval of Purchase Order to Landscape Structures, Inc., Utilizing Sourcewell Cooperative Contract No. 10521-LSI in the Amount of \$1,753,861, to Order New Playground Equipment for "Civic Center Plaza - New Playground and Amenities," Project No. 428-2590-XXXXX-71063

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

- 1) Approve a Purchase Order to Landscape Structures, Inc., utilizing Sourcewell Cooperative Contract No. 10521-LSI in the total amount of \$1,753,861, to order the new playground equipment for "Civic Center Plaza - New Playground and Amenities," Project No. 428-2590-XXXXX-71063; and
- 2) Authorize the City Manager, or her designee, to execute the necessary documents and any subsequent changes or amendments thereto, on behalf of the City.

Attachments: [Staff Report](#)
 [Attachment 1 - Maps and Exhibits.pdf](#)

5. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget by Appropriating \$140,000 of District 4 American Rescue Plan (ARP) Funds and Approve Amendments to the Construction Contract for "ADA Curb Ramps and Path of Travel - Citywide (CDBG) (FY 22-23)," Project No. 428-2590-XXXXX-67939

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-52 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$140,000 OF

DISTRICT 4 AMERICAN RESCUE PLAN (ARP) FUNDS TO “ADA CURB RAMPS AND PATH OF TRAVEL - CITYWIDE (CDBG) (FY 22-23),” PROJECT NO. 428-2590-XXXXX-67939 AND CHANGING THE PROJECT DESCRIPTION

- 2) Authorize the City Manager, or her designee, to execute amendments to the construction contract/agreement with Garcon Construction, Inc. and related documents, or contract with others as needed for additional ADA curb ramps and path of travel improvements, in the amount of \$140,000; and
- 3) Approve an increase of contingency capacity from City standard of 25% to 50% for the Garcon Construction, Inc. contract for “ADA Curb Ramps and Path of Travel - Citywide (CDBG) (FY 22-23),” Project No. 428-2590-XXXXX-67939.

Attachments: [Staff Report](#)
 [Attachment 1 - Resolution No. 2024-52](#)
 [Attachment 2 - Street List](#)
 [Attachment 3 - CIP Project Details Sheet](#)

6. Adopt a Resolution Authorizing the City of Pomona Housing Authority to Increase Revenue Estimates by \$2,109,332 and Appropriations by \$1,982,754 from U.S. Department of Housing and Urban Development (HUD) Funds

It is recommended that the City Council, sitting as the Governing Board for the City of Pomona Housing Authority, take the following actions:

- 1) Authorize the Executive Director of the Pomona Housing Authority or his designee to execute the contracts and other documentation requested for acceptance and implementation of the grant awards, subject to approval as to form by the Agency Counsel.
- 2) Adopt the following resolution:

RESOLUTION NO. 2024-50 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, SITTING AS THE GOVERNING BOARD FOR THE POMONA HOUSING AUTHORITY (PHA) AMENDING THE FY 2023-24 OPERATING BUDGET TO INCREASE REVENUE ESTIMATES BY \$2,109,332 AND APPROPRIATIONS BY \$1,982,754 FROM U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FUNDS

Attachments: [Staff Report - Amend budget 2024.docx](#)
 [Attachment No. 1 - Resolution No. 2024-50.docx](#)

7. Approving an Agreement with the Los Angeles County Fair Association for Law Enforcement Services for the 2024 Los Angeles County Fair

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2024-51 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2023-24 OPERATING BUDGET BY INCREASING REVENUE ESTIMATES BY \$155,612 AND APPROPRIATING \$86,011 IN THE GENERAL FUND

- 2) Approve an agreement with the Los Angeles County Fair Association for law enforcement services for the 2024 Los Angeles County Fair in the amount of \$765,612; and
- 3) Authorize the City Manager, or designee, to execute any and all agreements on behalf of the City, in substantially the form submitted, subject to review and approval by the City Attorney.

Attachments: [Staff Report-2024 LA Co. Fair Association](#)
[Attachment No. 1 -Reso. no. 2024-51](#)
[Attachment No. 2 - Services Agreement FY 2024 \(003\)](#)

8. Resolution to Amend the FY 2023-24 Capital Improvement Program (CIP) Budget by Adding Additional Funding to "Washington Park Community Center Rehabilitation"

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

RESOLUTION NO. 2024-54 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2023-24 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY UNAPPROPRIATING \$35,000 OF DISTRICT 3 CIP CARRYOVER DISCRETIONARY FUNDS FROM "NEW PLAYGROUND AT WASHINGTON PARK BASEBALL FIELDS," PROJECT NO. 428-2590-XXXXX-71094 AND APPROPRIATING THIS AND \$50,000 OF MAYORAL CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY AMERICAN RESCUE PLAN (ARP) FUNDING AND \$50,000 OF DISTRICT 3 ARP FUNDING TO "WASHINGTON PARK COMMUNITY CENTER REHABILITATION," PROJECT NO. 428-2590-XXXXX-71095

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

9. Resolution to Amend the FY 2023-24 CIP Budget by Creating a New Project, "Renovation of La Casita Teen Center at Palomares Park," and Appropriating \$4,000,000 of HUD Economic Development Initiative Fiscal Year 2023 Community Project Funding to the Project

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

RESOLUTION NO. 2024-53 - 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, "RENOVATION OF LA CASITA TEEN CENTER AT PALOMARES PARK," PROJECT NO. 428-2590-XXXXX-71110 AND ACCEPTING, INCREASING REVENUE ESTIMATES, AND APPROPRIATING \$4,000,000 OF DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ECONOMIC DEVELOPMENT INITIATIVE FISCAL YEAR 2023 COMMUNITY PROJECT FUNDING (CPF) TO THE PROJECT

Attachments: [Staff Report](#)
 [Attachment 1 - Resolution](#)
 [Attachment 2 - CIP Project Details Sheet](#)

DISCUSSION CALENDAR

- 10.** 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](#)

PUBLIC HEARINGS

- 11.** A Public Hearing and Adoption of a Resolution Approving the City of Pomona Housing Authority's Annual Plan for FY 2024-25 and Administrative Plan

It is recommended that the City Council, sitting as the Governing Board of the City of Pomona Housing Authority, take the following actions:

- 1) Conduct a Public Hearing for the City of Pomona Housing Authority's Annual Plan for FY 2024-25 and Administrative Plan to receive testimony and Comments; and,
- 2) Adopt the following resolution:

RESOLUTION NO. 2024-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA SITTING AS THE GOVERNING BOARD OF THE POMONA HOUSING AUTHORITY, APPROVING THE PUBLIC HOUSING AGENCY CERTIFICATION OF CONSISTENCY WITH THE CONSOLIDATED PLAN, THE CERTIFICATION OF COMPLIANCE WITH THE PUBLIC HOUSING AUTHORITY ANNUAL PLAN AND MOVING TO WORK (MTW) SUPPLEMENT TO THE ANNUAL PLAN AND SUBMISSION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Attachments: [Staff Report - Public Hearing April 8 2024.docx](#)
[Attachment No. 1 - Resolution No. 2024-11.doc](#)
[Attachment No. 2 - HUD Form 50075 - HCV - Streamlined Annual PHA](#)
[Attachment No. 3 - HUD Form 50075 - MTW Supplement to the Annual](#)
[Attachment No. 4 - HUD Form 50077 - SL - PHA Certification of](#)
[Attachment No. 5 - HUD Form 50077 - ST - HCV - HP - Cert of](#)
[Attachment No. 6 - HUD Form 50077 - CR - Civil Rights Certification.pdf](#)
[Attachment No. 7 - RAB Comments Feb. 2024.pdf](#)
[Attachment No. 8 - PHA Administrative Plan.pdf](#)
[Attachment No. 9 - Summary of Changes in the Current Revision.pdf](#)
[Attachment No. 10 - Publication Notice of Public Hearing 2024.pdf](#)

ADJOURNMENT

The next Regular Meeting will be held on April 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 April 8, 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 April 2, 2024.

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

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