

# City of Pomona

505 S. Garey Ave  
Pomona, CA 91766



## Regular Meeting Agenda

Monday, January 7, 2019

7:00 PM

Open Session

Council Chambers

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

*Mayor Tim Sandoval  
Vice-Mayor Rubio R. Gonzalez  
Councilmember Victor Preciado  
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.*

## 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.ci.pomona.ca.us](http://www.ci.pomona.ca.us). 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. Please note that if no one requests assistance by 8:00 pm, the interpreter will be dismissed.*

*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. Tenga en cuenta que si nadie solicita asistencia antes de las 8:00 pm, el intérprete será despedido.*

**7:00 P.M.**

## CALL TO ORDER

## **ROLL CALL**

## **PLEDGE OF ALLEGIANCE**

## **PRESENTATIONS**

- A. Presentation by Mark Toohey of the California Earthquake Authority

## **MAYOR/COUNCILMEMBER COMMUNICATIONS**

*Reports on conferences, seminars, and regional meetings attended by Mayor and City Council and announcements of upcoming events.*

## **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 and 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. Adopt a Resolution of the City Council of the City of Pomona Authorizing the California Department of Tax and Fee Administration (CDTFA) to Administrate and Implement Measure PG (a Local Transaction and Use Tax (TUT)); Authorize the City Manager to Enter into a Preparatory and Administration Agreement with the California Department of

Tax and Fee Administration; Adopt a Resolution of the City Council of the City of Pomona Authorizing Specified City Officials and Hinderliter, de Llamas & Associates to Examine Records Relating to the Transactions and Use Tax (TUT) Collected by California Department of Tax and Fee Administration; Award of Contract to Hinderliter, de Llamas & Associates for Transactions and Use Tax Audit and Information Services

**RESOLUTION NO. 2019-01**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION FOR IMPLEMENTATION OF A LOCAL TRANSACTIONS AND USE TAX**

**RESOLUTION NO. 2019-02**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING EXAMINATION OF SALES, USE AND TRANSACTION TAX RECORDS**

**Attachments:**     [Staff Report-CDTFA and Hinderliter.doc](#)  
[Attachment 1-Resolution authorizing agreements with CDTFA.doc](#)  
[Attachment 2-Resolution Authorizing Examination of TUT.doc](#)

2. Adoption of a Resolution approving the Recognized Obligation Payment Schedule (ROPS 19-20) for the Period of July 1, 2019 through June 30, 2020, Approving the Administrative Budget for the Same Period, and Authorizing the Transmittal of the ROPS and Administrative Budget to the Oversight Board for Approval

**RESOLUTION NO. SA 2019-1**

**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 FOR THE PERIOD OF JULY 1, 2019 THROUGH JUNE 30, 2020, "ROPS 19-20" AND APPROVING THE ADMINISTRATIVE BUDGET**

**Attachments:**     [Staff Report - SA - ROPS 19-20.doc](#)  
[Staff Report - SA - ROPS 19-20 -RESO.doc](#)  
[Exhibit A\) ROPS 19-20.pdf](#)  
[Exhibit B\) Administrative Budget.pdf](#)

3. Introduction and First Reading of an Ordinance Amending Chapter 58 of the Pomona City Code to Modify Truck Route Designations

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**ORDINANCE NO. 4255**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA AMENDING  
SECTION 58-294 OF THE POMONA CITY CODE PERTAINING TO TRUCK ROUTE  
DESIGNATIONS**

**Attachments:**     [Staff Report-Amend Ordinance Truck Routes.doc](#)

[Attachment 1-Ordinance](#)

[Attachment 2-Existing Truck Routes](#)

[Attachment 3-GP Update Route](#)

[Attachment 4-Proposed Truck Route](#)

4. Adoption of a Resolution Entering into a Sub-Recipient Agreement with Los Angeles County for the Acceptance of \$93,124 in 2017 State Homeland Security Grant Program (SHSGP) Funds, Amending the FY 2018-19 Domestic Preparedness Homeland Security Grant Fund Appropriations and Resources in the Amount of \$93,124 and Awarding a Sole Source Purchase Contract to Motorola, Inc. for the Purchase of Radio Equipment

**RESOLUTION NO. 2019-03**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA,  
ENTERING INTO A SUB-RECIPIENT AGREEMENT WITH LOS ANGELES COUNTY  
FOR THE ACCEPTANCE OF \$93,124 IN 2017 STATE HOMELAND SECURITY GRANT  
PROGRAM (SHSGP) FUNDS, AMENDING THE FY 2018-19 DOMESTIC  
PREPAREDNESS HOMELAND SECURITY GRANT FUND APPROPRIATIONS AND  
RESOURCES IN THE AMOUNT OF \$93,124 AND AWARDING A SOLE SOURCE  
PURCHASE CONTRACT TO MOTOROLA, INC. FOR THE PURCHASE OF RADIO  
EQUIPMENT**

**Attachments:**     [Staff Report-Accept 2017 SHSGP Grant.doc](#)

[Attachment 1-Accept 2017 SHSGP Grant Reso.doc](#)

[Attachment 2-2017 SHSGP Agreement Copy.pdf](#)

[Attachment 3-2017 SHSGP Motorola Quotes.pdf](#)

5. Award of Bid to American Guard Services, Inc. for Crossing Guard Services at Hourly Prices Bid for Three (3) Years with Two (2), One-Year Extension Options.

**Attachments:**     [Staff Report-Crossing Guard Award](#)

[Attachment 1-Summary of Bids.pdf](#)

**DISCUSSION CALENDAR**

6. Approval of Appointments to Fill the District 2, District 3, District 5, and Mayor Vacancies

on the Board of Parking Place Commissioners (Vehicle Parking District)

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

[Attachement 1 - VPD Commissioner Applications.pdf](#)

7.        Fiscal Year 2019-2020 Budget Kickoff

**Attachments:**     [Staff Report-FY 2019-20 Budget Kickoff](#)

[Attachment 1 - 2019-20 Budget Guiding Principles](#)

[Attachment 2 - Fiscal Sustainability Policy](#)

[Attachment 3 - Addendum to the Fiscal Sustainability Policy – Pomona Debt](#)

## **PUBLIC HEARINGS**

8.        Public Hearing - Reconsideration of Preferential Parking District in the Neighborhood Adjacent to the Residential Area Located on East Pasadena Street and San Francisco Avenue

### **RESOLUTION NO. 2019-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA,  
FOR THE TERMINATION OF A PREFERENTIAL PARKING DISTRICT IN THE AREA  
OF EAST PASADENA STREET AND SAN FRANCISCO AVENUE BETWEEN TOWNE  
AVENUE AND SAN ANTONIO AVENUE**

**OR**

### **RESOLUTION NO. 2019-05**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA,  
FOR THE MODIFICATION OF A PREFERENTIAL PARKING DISTRICT IN THE AREA  
OF EAST PASADENA STREET AND SAN FRANCISCO AVENUE BETWEEN TOWNE  
AVENUE AND SAN ANTONIO AVENUE**

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

[Attachment 1-Reso to Terminate](#)

[Attachment 2-Reso to Modify](#)

[Exhibit A to Resolutions](#)

[Attachment 3 -Letter to Residents EngSpan.pdf](#)

[Attachment 4 - Vicinity Map](#)

9.        Conduct a Public Hearing on an appeal of the Planning Commission's denial of Conditional Use Permit (CUP 9508-2018) to allow the sale of beer and wine for off-site consumption (Type 20-Off-Sale) at a proposed convenience market located at 888 West

Mission Boulevard in the Midtown segment of the Pomona Corridors Specific Plan and Mixed-Use Arterial segment of the Downtown Pomona Specific Plan.

**RESOLUTION NO. 2019-06**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA DENYING CONDITIONAL USE PERMIT (CUP 9509-2018) TO ALLOW FOR A TYPE 20 OFF-SALE BEER AND WINE LICENSE IN CONJUNCTION WITH A CONVENIENCE STORE LOCATED AT 888 W. MISSION BOULEVARD IN THE NEIGHBORHOOD CENTER SEGMENT OF THE POMONA CORRIDOR SPECIFIC PLAN AND THE MIXED-USE ARTERIAL RETAIL ZONE IN THE DOWNTOWN POMONA SPECIFIC PLAN (APN 8342-013-020).**

**OR**

**RESOLUTION NO. 2019-07**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA APPROVING CONDITIONAL USE PERMIT (CUP 9509-2018) TO ALLOW FOR A TYPE 20 OFF-SALE BEER AND WINE LICENSE IN CONJUNCTION WITH A CONVENIENCE STORE LOCATED AT 888 W. MISSION BOULEVARD IN THE NEIGHBORHOOD CENTER SEGMENT OF THE POMONA CORRIDOR SPECIFIC PLAN AND THE MIXED-USE ARTERIAL RETAIL ZONE IN THE DOWNTOWN POMONA SPECIFIC PLAN (APN 8342-013-020).**

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

[Attachment A: Draft City Council Resolution Denying CUP 9509-2018](#)

[Attachment B: Draft City Council Resolution Approving CUP 9509-2018](#)

[Attachment C: Planning Commission Staff Report w/ Attachments \(October](#)

[Attachment D: Councilmember Gonzalez's Appeal Application \(October 30,](#)

[Attachment E: Request to Set Appeal for Public Hearing \(November 19,](#)

[Attachment F: Draft Planning Commission Resolution Denying CUP](#)

[Attachment G: Draft Excerpted Minutes of October 10, 2018 Planning](#)

**MATTERS INITIATED BY CITY COUNCILMEMBERS**

*Items for future City Council consideration as requested by Mayor or Members of the City Council*

**ADJOURNMENT**

*The next Regular Meeting will be held on (DATE) 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**

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*I, Rosalia Butler, MMC, City Clerk for the City of Pomona, hereby certify that the agenda for the January 7, 2019, meeting of the City Council was posted in City Hall, near the door of the City Council Chambers and City Council Conference Room, and on the City's website [www.ci.pomona.ca.us](http://www.ci.pomona.ca.us) on January 2, 2019.*

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

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