

City of Pomona

505 S. Garey Ave.
Pomona, CA 91766



Regular Meeting Agenda

Monday, September 9, 2019

5:30 p.m. in the Closed Session Room & 7:00 p.m. in the Council Chambers

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

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

5:30 P.M.

CLOSED SESSION

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

CALL TO ORDER

PUBLIC COMMENT

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

CLOSED SESSION AGENDA ITEMS

A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to Government Code Section 54956.9 (d)(1))

Inland Valley Humane Society v. City of Pomona
L.A. County Superior Court; Case No. BC599074

Tommy Singleton, et al. v. City of Pomona
L.A. County Superior Court; Case No. BC16169699

B) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Pursuant to Government Code Section 54957 (b)(1))

C) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

One matter regarding exposure to litigation will be discussed (Pursuant to Government Code Section 54956.9 (d)(2) and (e)(1))

D) CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6)

Part Time Unrepresented Employees
Part Time General Employees Unit
Unrepresented Mid-Management Group C-2 Employees
Unrepresented Group A and B Employees

Pomona City Employees' Association, a Chapter of Teamsters Local 1932
Pomona Mid-Management Confidential Employees Association (PMMCEA)

Pomona Police Officers Association (PPOA)
Pomona Police Managers Association (PPMA)

Labor Negotiators: Linda Lowry and Linda Matthews

7:00 P.M.

Reconvene in the Council Chambers

CALL TO ORDER

CLOSED SESSION REPORT

POSTING OF COLORS

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

- A. Certificate of Recognition to Pomona Veteran(s)

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. Approval of Parcel Map PM No. 80286 for the Property Located at 3200-3220 Temple Avenue, Pomona, CA, Assessor Parcel Number 8710-014-018, Related to the Commercial Subdivision of One Parcel into Two Lots, Associated with the Existing Hotel and Restaurant (Council District 5)

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2019-102 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING PARCEL MAP PM 80286 FOR THE PROPERTY LOCATED AT 3200-3220 TEMPLE AVENUE, ASSESSOR PARCEL NUMBER 8710-014-018; and

- 2) Authorize the City Engineer to sign the Parcel Map PM 80286 on behalf of the City.

Attachments: [Staff Report](#)

[Attachment No. 1 - Proposed Resolution 2019-102](#)

[Exhibit A](#)

[Attachment No. 2 - Planning Commission Resolution No. 17-051](#)

[Attachment No. 3 - Vicinity Map](#)

[Attachment No. 4 - Aerial Map](#)

2. Aesthetics of Gold Line Retaining and Sounds Wall

It is recommended that the City Council receive and file the report and provide staff direction, as needed.

Attachments: [Staff Report - Goldline Aesthetics](#)
[Attachment 1a - Proposed Gold Line Walls - West of Garey.pdf](#)
[Attachment 1b - Proposed Gold Line Walls - Over Garey.pdf](#)
[Attachment 1c - Proposed Gold Line Walls - East of Garey.pdf](#)
[Attachment 2 - Updated Gold Line Sound Wall Aesthetic Design.pdf](#)
[Attachment 3 - Prior City Requested V-Notch Aesthetic Design.pdf](#)

3. Agreements with California Conservation Corps for Vegetation/Brush Clearance in the Phillips Ranch and Ganesha Park Hillside Areas

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2019-134 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2019-20 ADOPTED OPERATING BUDGET BY APPROPRIATING \$10,948 FROM GENERAL FUND RESERVES, UTILIZING PREVIOUSLY DONATED FUNDS FROM THE FAIRPLEX, TO PROVIDE VEGETATION AND BRUSH CLEARANCE IN GANESHA PARK AND THE SURROUNDING HILLSIDES

- 2) Approve an agreement with the California Conservation Corps, Pomona Center, in the amount of \$10,560 to provide vegetation clearing in Ganesha Park and the surrounding hillsides; and
- 3) Authorize the City Manager to sign the Agreement for vegetation clearing in Ganesha Park and the surrounding hillsides in substantially the form submitted; and
- 4) Retroactively approve an agreement with the California Conservation Corps, Pomona Center, in the amount of \$60,000 for vegetation clearing to be completed in the Phillips Ranch area; and
- 5) Retroactively authorize the City Manager to sign the Agreement for vegetation clearing in the Phillips Ranch area in substantially the form submitted.

Attachments: [Staff Report - Agreement with CCC for Vegetation Clearing in Phillips](#)
[Attachment 1 - Resolution.doc](#)
[Attachment 2 - CCC Agreement Ganesha Park -Hillsides](#)
[Attachment 3 - CCC Agreement Phillips Ranch](#)

4. Adoption of Resolutions Approving Memoranda of Understanding Between the City of Pomona and the Pomona Police Officers' Association, Inc. (PPOA) and the Pomona Police Managers' Association from July 1, 2019 through June 30, 2021

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

RESOLUTION NO. 2019-131 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA APPROVING, RATIFYING, AND ORDERING IMPLEMENTATION OF A TWO (2) YEAR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMONA AND THE POMONA POLICE OFFICERS' ASSOCIATION, INC. FROM JULY 1, 2019 THROUGH JUNE 30, 2021

RESOLUTION NO. 2019-135 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA APPROVING, RATIFYING, AND ORDERING IMPLEMENTATION OF A TWO (2) YEAR MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMONA AND THE POMONA POLICE MANAGERS' ASSOCIATION FROM JULY 1, 2019 THROUGH JUNE 30, 2021

Attachments: [PPOA and PPMA MOU Staff Report.docx](#)
[Att 1 - PPOA Resolution.docx](#)
[Att 1 Exh A - PPOA MOU 2019-21 With Changes Hilighted.docx](#)
[Att 2 - PPMA Resolution.docx](#)
[Att 2 Exh A - PPMA MOU 2019-21 with Changes Highlighted.docx](#)

5. Award of \$237,298 of HOME Investment Partnerships Program (HOME) Funds to Shield of Faith Economic Development Corporation, a Community Housing and Development Organization (CHDO)

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2019-121 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AWARING \$237,298 OF HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS TO SHIELD OF FAITH ECONOMIC DEVELOPMENT CORPORATION, A COMMUNITY HOUSING AND DEVELOPMENT ORGANIZATION (CHDO)

- 2) Authorize the City Manager to amend the existing Agreement with Shield of Faith Economic Development Organization and to execute the Agreement and related documents, subject to review by the City Attorney.

Attachments: [Award of HOME Funds to SOFEDC-SR_9-9-2019.docx](#)
[Award of HOME Funds to SOFEDC-Reso_9-9-2019.docx.doc](#)

6. Consideration of Resolution Setting a Public Hearing to Consider the Conveyance of that Certain Real Property Commonly Known as Veteran's Park (Assessor's Parcel No.

8707-019-903, 906 & 909) to Seventh Street Development, Inc. Pursuant to Government Code Section 37420 et seq

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

RESOLUTION NO. 2019-146 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, SETTING A PUBLIC HEARING TO CONSIDER THE CONVEYANCE OF THAT CERTAIN REAL PROPERTY COMMONLY KNOWN AS VETERAN'S PARK (ASSESSOR'S PARCEL NO. 8707-019-903, 906 & 909) TO SEVENTH STREET DEVELOPMENT, INC. PURSUANT TO GOVERNMENT CODE SECTION 37420 ET SEQ

Attachments: [Council Report - Adoption of PSA for Veteran's Park 09_09_19-c1](#)
[Resolution - Adoption of PSA for Veteran's Park 09_09_2019-c1](#)
[Exhibit A to Reso for vet's park](#)

7. Amendment of the FY 2019-20 Capital Improvement Program Budget by Appropriating \$300,468 to "Pomona Transit Bridge Improvements and Beautification," Project No. 428-2590-XXXXX-67927

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

RESOLUTION NO. 2019-124 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM BUDGET BY APPROPRIATING \$41,000 OF AVAILABLE SERIES "BI" ("AW") BONDS AND RE-APPROPRIATING \$259,468 OF PROP A FUNDS FROM "MAJOR STREET REHABILITATION - CITYWIDE (FY 13-14 TO FY 15-16) PROJECT NO. 428-2590-XXXXX-68548 TO "POMONA TRANSIT BRIDGE IMPROVEMENTS AND BEAUTIFICATION," PROJECT NO. 428-2590-XXXXX-67927

Attachments: [Staff Report.docx](#)
[Attachment No. 1 - Proposed Resolution 2019-124.doc](#)

8. Approval of Summary Vacations VU1-2019 of the City's Unused Storm Drain Easement and VU2-2019 of the City's Unused Slope and Construction Easement and Approval of Quitclaim Deeds for the Vacated Easements Located Within Lot 1 of Tract Map TM 66138, Assessor Parcel Numbers 8708-026-006 to -018 and -022, Related to the Residential Development at 92 Rio Rancho Road, Pomona, CA (Council District 5)

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

- 1) Adopt the following Resolution:

RESOLUTION NO. 2019-125 - A RESOLUTION OF THE CITY COUNCIL

OF THE CITY OF POMONA, CALIFORNIA, ORDERING THE SUMMARY VACATIONS VU1-2019 OF THE CITY'S UNUSED STORM DRAIN EASEMENT AND VU2-2019 OF THE CITY'S UNUSED SLOPE AND CONSTRUCTION EASEMENT AND APPROVING QUITCLAIM DEEDS FOR THE VACATED EASEMENTS WITHIN LOT 1 OF TRACT MAP TM 66138 FOR THE PROPERTY LOCATED AT 92 RIO RANCHO ROAD, ASSESSOR PARCEL NUMBERS 8708-026-006 TO -018 AND -022; and

2) Authorize the City Manager to execute the Quitclaim Deeds on behalf of the City.

Attachments: [Staff Report](#)
[Attachment No. 1 - Proposed Resolution 2019-125](#)
[Exhibit 1](#)
[Exhibit A1](#)
[Exhibit B1](#)
[Exhibit 2](#)
[Exhibit A2](#)
[Exhibit B2](#)
[Attachment No. 2 - Parcel Map PM 8528](#)
[Attachment No. 3 - Parcel Map PM 13472](#)
[Attachment No. 4 - Tract Map TM 66138](#)
[Attachment No. 5 - Vicinity Map](#)
[Attachment No. 6 - Aerial Map](#)
[Attachment No. 7 - Site Plan](#)

9. Second Reading and Adoption of Ordinance Amending Sections of Chapters 18, 50 and 62 of the Pomona City Code Regarding to Inspections of Grease Producing Facilities and Payment of Fees for National Pollutant Discharge Elimination System (NPDES) Permit and Grease Producing Facility Inspections (FOG) at the Time of Application for Issuance of a Business License

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

ORDINANCE NO. 4258 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTIONS OF CHAPTERS 18, 50 AND 62 OF THE POMONA CITY CODE REGARDING TO INSPECTIONS OF GREASE PRODUCING FACILITIES AND PAYMENT OF FEES FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT AND GREASE PRODUCING FACILITY INSPECTIONS (FOG) AT THE TIME OF APPLICATION FOR ISSUANCE OF A BUSINESS LICENSE

Attachments: [Staff Report - 2nd read NPDES-FOG Fees Ordinance 4258.docx](#)
[Attachment No. 1 - NPDES-FOG Ordinance.docx](#)
[Attachment No. 2 - August 5 Staff Report - NPDES-FOG with Fees.docx](#)
[Attachment No. 3 - NPDES Cost Analysis Data.pdf](#)
[Attachment No. 4 - NPDES FOG Fee Reso.doc](#)
[Attachment No. 5 - NPDES-FOG Fee Notice.doc](#)

10. Approval of City Hall Closure during the 2019 Holiday Season and Adoption of a Resolution Approving Proposed Changes to 2020 City Council Meeting Dates Due to Holiday Conflicts and Establishing Rescheduled Meetings as “Regular” Meetings of the City Council

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

- 1) Authorize the closure of City Hall from Tuesday, December 24, 2019 through Wednesday, January 1, 2020 to avoid potential staff shortages during the holidays; and
- 2) Adopt the following resolution:

RESOLUTION NO. 2019-129 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE CANCELLATION AND RESCHEDULING OF MEETINGS AND ESTABLISHING THE RESCHEDULED MEETING DATES AS “REGULAR” MEETINGS OF THE CITY COUNCIL

Attachments: [Staff Report](#)
[Resolution 19-129](#)

11. Approval of Lot Merger LM2-2019 for the Property Located at 690-696 W. Holt Avenue, Pomona, CA, Assessor Parcel Number 8340-026-022, Related to the Remodeling of the LA Care Facilities (Council District 1)

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2019-130 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM2-2019, FOR THE PROPERTY LOCATED AT 690-696 W. HOLT AVENUE, ASSESSOR PARCEL NUMBER 8340-026-022; and

- 2) Authorize the City Engineer to sign the Lot Merger LM2-2019 on behalf of the City.

Attachments: [Staff Report](#)
 [Attachment No. 1 - Proposed Resolution No. 2019-130](#)
 [Exhibit 1](#)
 [Exhibit A](#)
 [Exhibit B](#)
 [Attachment No. 2 - Vicinity Map](#)
 [Attachment No. 3 - Aerial Map](#)

12. Accept and Receive \$140,000 of Additional Grant Funds from San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) and Amend "Phil and Nell Soto Park," Project No. 428-2590-XXXXX-71040 within the FY 2019-20 Capital Improvement Program (CIP) Budget by Receiving and Appropriating \$140,000 of Available RMC Grant Funds to the Project

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

RESOLUTION NO. 2019-132 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO ACCEPT AND RECEIVE \$140,000 OF ADDITIONAL GRANT FUNDS FROM SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY (RMC) AND AMEND "PHIL AND NELL SOTO PARK," CIP PROJECT NO. 428-2590-XXXXX-71040 WITHIN THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY RECEIVING AND APPROPRIATING \$140,000 OF SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY GRANT FUNDS TO THE PROJECT

Attachments: [Staff Report](#)
 [Attachment No. 1 - Proposed Resolution No. 2019-132](#)

13. Amendment of the Section 8 Housing Choice Voucher Program Administrative Plan

It is recommended that the City Council, sitting as the Governing Board of the City of Pomona Housing Authority (PHA) adopt the following resolution:

RESOLUTION NO. 2019-133 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, SITTING AS THE GOVERNING BOARD OF THE POMONA HOUSING AUTHORITY, AMENDING THE POMONA HOUSING CHOICE VOUCHER PROGRAM ADMINISTRATIVE PLAN

Attachments: [Staff Report-Section 8 Housing Choice Voucher Program Admin Plan.doc](#)
 [Attachment 1 - Resolution.doc](#)
 [Attachment 2- Administrative Plan.pdf](#)

14. Approval of a Letter of Understanding with Union Pacific Railroad for the Acquisition of Certain Real Property in Pomona, California

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

RESOLUTION NO. 2019-147 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING A LETTER OF UNDERSTANDING WITH UNION PACIFIC RAILROAD FOR THE ACQUISITION OF CERTAIN REAL PROPERTY IN POMONA, CALIFORNIA

Attachments: [090919 cc rpt UP Rail acq \(BBK\)-c1](#)
 [Resolution - Approval of LOU w Union Pacific 9 9 2019-c1](#)
 [Exhibit A - UP Rail reso](#)
 [attach 2 UP Rail](#)

15. Approving Funding of \$50,000 to the Pomona Chamber of Commerce in Accordance with the Defined Disbursement Schedule

It is recommended that the City Council approve funding for the Pomona Chamber of Commerce for Fiscal Year 2019-2020 in the amount of \$50,000 to be disbursed in four equal quarterly payments of \$12,500 at the end of each quarter.

Attachments: [090619 CC rpt Chamber \\$50K](#)
 [Chamber attach 1](#)

DISCUSSION CALENDAR

16. Finding of Public Benefit of the Community at Large: Recommended Expenditure(s) and Recap of Funds

It is recommended that the City Council take the following action(s):

- 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 for previously approved projects/activities.

Attachments: [FOPB Staff Report](#)
 [Attachments 1-9](#)

17. Council Direction Regarding a Draft Ordinance Pertaining to Sidewalk Vending Regulations

It is recommended that the City Council provide staff direction regarding decision points and associated findings for incorporation into the draft sidewalk vending ordinance and regulations as proposed.

Attachments: [9-9-19 Street Vending Ordinance Direction](#)
 [Attachment No. 1](#)

PUBLIC HEARINGS

18. Public Hearing - Draft 2019 Water Quality Public Health Goals Report

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

- 1) Conduct a public hearing to accept comments on the Draft 2019 Water Quality Public Health Goals Report; and
- 2) Upon the conclusion of the public hearing, direct staff to incorporate appropriate comments received into the Final 2019 Water Quality Health Goals Report.

Attachments: [Staff Report - 2019 Public Health Goal Public Hearing.docx](#)
 [Attachment No. 1 Draft PHG Report.pdf](#)
 [Attachment No. 2 - 2019 Public Health Goals Notice.pdf](#)

19. Public Hearing to Receive Comments on the Fiscal Year (FY) 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER) for Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) Funds

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

- 1) Conduct a public hearing to receive comments on the Fiscal Year (FY) 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER) for Community Development Grant (CDBG), Home Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) Funds; and,
- 2) Upon conclusion of the public hearing, direct staff to incorporate comments received into the Final FY 2018-2019 CAPER; and,
- 3) Approve the FY 2018-2019 CAPER for submission to the U.S. Department of Housing and Urban Development (HUD).

Attachments: [Staff Report FY 18-19 CAPER.docx](#)
 [Attachment No. 1- FY 18-19 Draft CAPER.pdf](#)

20. Introduction and First Reading of Code Amendment No. 12173-2019, Amending the Pomona Zoning Ordinance Pertaining to Pertaining to Legal Nonconforming Waste & Recycling Uses

It is recommended that the City Council open the public hearing and after receiving

testimony and public comment, close the public hearing and introduce and waive further reading the following ordinance:

ORDINANCE NO. 4268 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE CITY OF POMONA ZONING ORDINANCE (PZO) SECTION .554.B ("NONCONFORMING USE OF A CONFORMING BUILDING") AND SECTION .554.C ("NONCONFORMING USE OF THE LAND") AS IT PERTAINS TO THE LENGTH OF TIME IN WHICH LAND USES MADE NONCONFORMING BY WASTE & RECYCLING ORDINANCE NO. 4234 MAY BE DISCONTINUED BEFORE THE USE IS TERMINATED, FROM TWO YEARS TO 180 DAYS

Attachments: [Recycling Ord Amend](#)
[Attachment 1 - Draft City Council Ordinance - Code Amendment CODE](#)
[Attachment 2 - Public Hearing Notice](#)
[Attachment 3 - Planning Commission Staff Report including attachments](#)

21. Appeal of Approved Major Certificate of Appropriateness No. 5107-2016, HPC Resolution 19-014 for 402 Randolph Street

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

RESOLUTION NO. 2019-148 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING MAJOR CERTIFICATE OF APPROPRIATENESS (MAJCOA 5107-2016) TO LEGALIZE THE INSTALLATION OF NINE (9) VINYL WINDOWS WITH SHUTTERS, NEW VINYL FRENCH DOORS, NEW EXTERIOR LIGHTING FIXTURES, A NEW TRELLIS AND BLOCK RAILING, AND A NEW BLOCK WALL, SUBJECT TO CONDITIONS OF APPROVAL, ON AN EXISTING NONCONTRIBUTING SINGLE-FAMILY RESIDENCE LOCATED AT 402 RANDOLPH STREET (APN: 8340-012-031) IN THE WILTON HEIGHTS HISTORIC DISTRICT

Attachments: [Staff Report](#)
[Attachment No. 1 - Draft City Council Resolution](#)
[Attachment No. 2 - Appeal Letter Submitted by Applicant dated July 23,](#)
[Attachment No. 3 - Public Hearing Notice](#)
[Attachment No. 4 – Historic Preservation Commission Public Hearing](#)

22. Introduction and First Reading of an Ordinance Adopting a Code Amendment to the City of Pomona Zoning Ordinance (PZO) for the Purpose of Regulating Accessory Dwelling Units (ADUs) in Accordance with State Law

It is recommended that the City Council open the public hearing and after receiving testimony and public comment, close the public hearing, introduce, waive further and give

first reading to the following ordinance:

ORDINANCE NO. 4269 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, APPROVING CODE AMENDMENT (CODE 12324-2019) ADDING SECTION .5809-26 TO THE CITY OF POMONA ZONING ORDINANCE PERTAINING TO ACCESSORY DWELLING UNIT REGULATIONS, AMENDING SECTION .580, .5809-13 AND SECTION .560 OF THE POMONA ZONING ORDINANCE PERTAINING TO ACCESSORY DWELLING UNIT REGULATIONS, DELETING "SECOND UNIT HOUSING" FROM SECTION .062 OF THE CITY OF POMONA ZONING ORDINANCE, AND DELETING SECTION .503-H(C)(4) FROM THE CITY OF POMONA ZONING ORDINANCE

Attachments: [Staff Report - ADU Ord](#)
[Attachment No. 1 - Draft Ordinance No. 4269](#)
[Attachment No. 2 - Public Hearing Notice](#)
[Attachment No. 3 - PC Staff Report wAttachments 8/14/19](#)

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 Monday, September 16, 2019, 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 September 9, 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 on Tuesday, September 3, 2019.

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

/s/ Rosalia A. Butler, MMC
City Clerk