

City of Pomona

505 S. Garey Ave.
Pomona, CA 91766



Regular Meeting Agenda

Monday, January 27, 2020

7:00 PM

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
Vice-Mayor Victor Preciado
Councilmember Rubio R. Gonzalez
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.

In the Closed Session Room

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 - PENDING LITIGATION (Pursuant to Government Code Section 54956.9 (d)(1))

Gregory Lucas v. City of Pomona
Stanley Mosk Courthouse; Case No. 19STCP05618

B) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

- Two (2) matters matter regarding possible litigation to be initiated will be discussed (Pursuant to Government Code Section 54956.9 (d)(4))
- Seven (7) matters regarding exposure to litigation will be discussed (Pursuant to Government Code Section 54956.9 (d)(2))

C) PUBLIC EMPLOYEE APPOINTMENT (Pursuant to Government Code Section 54957(b)(1))

Police Chief

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

Part Time Unrepresented Employees
Part Time General Employees Unit
Unrepresented Group A and B Employees
Unrepresented Mid-Management Group C-2 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: James Makshanoff and Linda Matthews

7:00 P.M.

Reconvene in the Council Chambers

CALL TO ORDER

CLOSED SESSION REPORT

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATIONS

- A. Certificate of Recognition to Chara Swodeck

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 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:

October 21, 2019 Meeting Minutes
December 2, 2019 Meeting Minutes
December 16, 2019 Meeting Minutes

Attachments: [FINAL MINUTES 10-21-2019](#)
 [FINAL MINUTES 12-2-2019](#)
 [FINAL MINUTES 12-16-2019](#)

2. Approval to Submit Local Roadway Safety Plan (LRSP) Applications to California Department of Transportation (CalTrans)

It is recommended that the City Council authorize the submittal of a funding application to the California Department of Transportation (CalTrans) for the preparation of a Local Roadway Safety Plan (LRSP).

Attachments: [LRSP Staff Report](#)

3. Authorization to Submit a Grant Application to the U.S. Department of Housing and Urban Development to Fund a Family Unification Program for Qualified Transitional-Aged Youth

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2020-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO FUND A FAMILY UNIFICATION PROGRAM KNOWN AS THE FOSTER YOUTH TO INDEPENDENCE (FYI) THAT WILL PROVIDE RENTAL ASSISTANCE FOR TRANSITIONAL-AGED YOUTH (TAY) FACING HOMELESSNESS OR AT-RISK OF BECOMING HOMELESS AND HAVE BEEN INVOLVED WITH THE FOSTER CARE SYSTEM

- 2) Approve a Memorandum of Understanding (MOU) with the Los Angeles County Department of Children and Family Services (DCFS) as required by the FYI application, subject to City Attorney review and approval; and

- 3) Authorize the City Manager/Executive Director to execute appropriate contracts and documentation requested for submittal of application to HUD.

Attachments: [Staff Report - HUD FYI Grant Application](#)
[Attachment No. 1 - Resolution No. 2020-11](#)

4. Receive and File Report Required by City Ordinance No. 4244 Related to the California Values Act (SB 54)

It is recommended that the City Council receive and file a status report of the City's compliance with City of Pomona Ordinance No. 4244 and the State of California Values Act (SB 54).

Attachments: [SB 54 Staff Report](#)
[SB 54 Att 1 DOJ Values Act Report 2019](#)

DISCUSSION CALENDAR

5. Finding of Public Benefit to the Community at Large: Recommended Expenditure(s) and Recap of 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 for previously approved projects/activities.

Attachments: [FOPB Staff Report](#)
[Attachments 1-4](#)

6. Adopt the Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan for the Public Right-of-Way

It is recommended that the City Council adopt the Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan in Public Right-of-Way.

Attachments: [Staff Report](#)
[Attachment No. 1 - Volume 3 Self Evaluation Transition Plan](#)

7. Introduction and first reading of an Ordinance Amending Section 62-299 of the Pomona City Code and to Approve a Resolution to Adopt a Policy on Discontinuation of Residential Water Service

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

- 1) Adopt the following resolution:

RESOLUTION NO. 2020-10 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADOPTING A POLICY ON DISCONTINUATION OF RESIDENTIAL WATER SERVICE

2) Introduce and give first reading to the following ordinance:

ORDINANCE NO. 4280 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTION 62-299 OF THE POMONA CITY CODE PERTAINING TO WATER SERVICE BILLING, DELINQUENCY, AND DISCONNECTION FOR NONPAYMENT

Attachments: [Staff Report - SB 998.docx final](#)
[Attach No. 1- Reso 2020-10 Adopting Policy on Discontinuation of](#)
[Exhibit A to Attachment 1 - Draft Policy on Discontinuation of Residential](#)
[Attach No.2 - Ordinance Amending PMC 62-299 re Water Service Billing](#)

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 February 3, 2020 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

CERTIFICATION OF POSTING AGENDA

*I, Rosalia A. Butler, MMC, City Clerk for the City of Pomona, hereby certify that the agenda for the January 27, 2020 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 January 21, 2020.
I declare under the penalty of perjury that the foregoing is true and correct.*

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