

# City of Pomona

505 S. Garey Ave.  
Pomona, CA 91766



## Regular Meeting Agenda

**Monday, February 24, 2020**

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

**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](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.*

## 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))

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

Citizens for Amending Prop L v. City of Pomona  
Case No. 19STCO00482

### **B) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

One matter regarding possible litigation to be initiated will be discussed (Pursuant to Government Code Section 54956.9 (d)(4))

**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. A Proclamation of the City Council of the City of Pomona, County of Los Angeles, State of California, Proclaiming February 2020 as "Black History Month" in the City of Pomona

**B. Certificates of Recognition Honoring Black History Month**

**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 Annual Audit Reports for Fiscal Year Ended June 30, 2019**

**Attachments:**     [final 2019 audit report fin director.doc](#)  
[Attachment 1 - Comprehensive Annual Financial Report FY](#)  
[Attachment 2 - Pomona Public Financing Authority FY](#)  
[Attachment 3 - Pomona Housing Authority FY 18-19.pdf wheader.pdf](#)  
[Attachment 4 - Audit Communication Letter FY 18-19.pdf wheader.pdf](#)

**2. Approval of Lot Merger LM9-2019 for the Properties Designated as Assessor Parcel Numbers 8340-004-016 and -017, Related to Remodeling of an Existing Residential Property Located at 1128 Wisconsin Street, Pomona, CA (Council District 1)**

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

- 1) Adopt the following resolution:

**RESOLUTION NO. 2020-18 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM9-2019 FOR THE PROPERTIES LOCATED AT 1128 WISCONSIN STREET, ASSESSOR PARCEL NUMBERS 8340-004-016 and -017 ; and**

- 2) Authorize the City Engineer to sign the Lot Merger LM9-2019 on behalf of the City.

**Attachments:**     [Staff Report](#)  
                          [Attachment 1-Resolution](#)  
                          [Exhibit 1](#)  
                          [Exhibit A](#)  
                          [Exhibit B](#)  
                          [Attachment 2 - Vicinity Map](#)  
                          [Attachment 3 - Aerial Map](#)

3. 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:

January 6, 2020 Meeting Minutes

**Attachments:**     [FINAL MINUTES 1-6-2020](#)

4. Approval of Applications for Grant Funds through the Los Angeles County Regional Park and Open Space District's Measure A Funded Grants

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

**RESOLUTION NO. 2020-17 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING APPLICATIONS FOR GRANT FUNDS THROUGH THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT'S MEASURE A FUNDED GRANTS**

**Attachments:**     [Staff Report](#)  
                          [Attachment 1](#)  
                          [Attachment 2 - Council Item 19-1816 Staff Report](#)  
                          [Attachment 3 - Council Item 19-1816 Council Priorities](#)

5. Approve a Memorandum of Understanding between the City of Pomona and Three Valleys Municipal Water District to Collaborate in the Development of a Regional Urban Water Management Plan

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

- 1) Direct staff to collaborate with the Three Valleys Municipal Water District (TVMWD) and partnering agencies to develop a 2020 Regional Urban Water Management Plan (RUWMP); and
- 2) Authorize the City Manager to execute an MOU with TVMWD in support of completing the 2020 RUWMP.

**Attachments:**     [Staff Report - Approve MOU Between the City and Three Valley.docx](#)  
[Attachment No. 1 - 2020 RUWMP MOU Final \(Dec 2019\).docx](#)

6. Approval of Amendment to the Engagement Letter Agreement with Cumming Construction Management, Inc. in the Amount of \$117,015 for Construction Management Services for the Year-Round Emergency Shelter and Emergency Shelter Annex

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

- 1) Amend the Engagement Letter Agreement with Cumming Construction Management, Inc. in the amount of \$117,015 to provide staff augmentation for Construction Management Services for the "Year-Round Emergency Shelter," CIP Project No. 428-2590-XXXXX-71044 and "Emergency Shelter Annex/Water Utility Access," CIP Project No. 428-2590-XXXXX-71053; and,
- 2) Authorize the City Manager to execute all documents and subsequent amendments related with this action, with approval of the City Attorney as to form.

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

7. Legislative Advocacy - Consideration of a Resolution in Support of H.R. 763 (Deutch) the Energy Innovation and Carbon Dividend Act of 2019

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

- 1) Adopt the following resolution:

**RESOLUTION NO. 2020-19 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, IN SUPPORT OF H.R. 763 - THE ENERGY INNOVATION AND CARBON DIVIDEND ACT OF 2019**

- 2) Authorize staff to disseminate the executed Resolution to the appropriate Federal Legislators.

Attachments:    [Staff Report](#)  
                          [Resolution](#)  
                          [HR 763 Legislative Text](#)

8.        Acceptance of the Donation of Sixty (60) SANDD Mini Devices from Redhawk Medical Products and Services LLC

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

**RESOLUTION NO. 2020-14 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ACCEPTING THE DONATION OF SIXTY (60) SANDD MINI DEVICES IN AN IN KIND AMOUNT OF \$15,000 FROM REDHAWK MEDICAL PRODUCTS AND SERVICES LLC**

Attachments:    [RedHawk Needle Destruction Donation Staff Council Report.docx](#)  
                          [Attachment No. 1 Resolution 2020-14.doc](#)  
                          [Attachment No. 2- RedHawk Medical Products and Service LLC](#)

9.        Approval of the Sale of 1320 Jacqueline Drive in Pomona, California (APN: 8358-034-903) to Maria Diaz for the Purchase Price of \$140,000 - Council District 1

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

- 1)    Adopt the following resolution:

**SUCCESSOR AGENCY RESOLUTION NO. 2020-02 - A RESOLUTION OF THE CITY COUNCIL, SITTING AS THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE SALE OF PROPERTY LOCATED AT 1320 JACQUELINE DRIVE IN POMONA, CALIFORNIA (APN: 8358-034-903) TO MARIA DIAZ FOR THE PURCHASE PRICE OF \$140,000**

2) Authorize the City Manager to execute the Real Property Purchase & Sale Agreement and Joint Escrow Instructions, in substantially the form submitted, and all related documents to complete the sale transaction contingent upon the Consolidated Oversight Board's ("Oversight Board") approval of the disposition of the Property as herein presented.

Attachments:    [022420 Rpt sale](#)  
                          [022420 SA reso sale Jacqueline](#)  
                          [020620 Draft Pomona PSA of 1320 Jacqueline Dr. \(2-7-2020\)-c1](#)  
                          [Attach 2](#)

10.      Adopt a Resolution Amending the FY 2019-20 Capital Improvement Program (CIP) Budget by Creating a New CIP Project "Pomona Library Facility Improvements," Project

No. 428-2590-XXXXX-74120, and Receiving and Appropriating \$280,000 of Donation Funds from the Pomona Public Library Foundation (PPLF) to the New Project

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

**RESOLUTION NO. 2020-28 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2019-20 CAPITAL IMPROVEMENT (CIP) BUDGET BY CREATING A NEW CIP PROJECT, "POMONA LIBRARY FACILITY IMPROVEMENTS," PROJECT NO. 428-2590-XXXXX-74120, AND BY RECEIVING AND APPROPRIATING \$280,000 OF DONATION FUNDS FROM THE POMONA PUBLIC LIBRARY FOUNDATION (PPLF) TO THE NEW PROJECT**

Attachments:    [Staff Report](#)  
                          [Attachment 1](#)  
                          [Attachment 2](#)

11. Approval of the Filing of an Application for \$200,000 in Planning Grant Funds from the Transformative Climate Communities Program and Authorizing the Execution of all Necessary Documents and Agreements

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

**RESOLUTION NO. 2020-25 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE APPLICATION FOR \$200,000 IN GRANT FUNDS FROM THE TRANSFORMATIVE CLIMATE COMMUNITIES PROGRAM AND AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS AND AGREEMENTS**

Attachments:    [022420 Rpt for grant app](#)  
                          [reso](#)  
                          [SGC attch 2](#)

## **DISCUSSION CALENDAR**

12. 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](#)

## **PUBLIC HEARINGS**

13.     Appeal of Major Certificate of Appropriateness No. 12883-2019, HPC Resolution 20-001 for 877 W. Grand Avenue

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

**RESOLUTION NO. 2020-20 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, DENYING MAJOR CERTIFICATE OF APPROPRIATENESS (MAJCOA 12883-2019) TO ALLOW FOR THE DEMOLITION OF A PRE-1945 SINGLE-FAMILY DWELLING, DETACHED GARAGE, AND POULTRY HOUSE ON A PROPERTY LOCATED AT 877 W. GRAND AVENUE**

Attachments:    [Staff Report](#)  
                          [Attachment No. 1 – Draft City Council Resolution No. 2020-20](#)  
                          [Attachment No. 2 – Appeal Letter Submitted by Applicant dated February](#)  
                          [Attachment No. 3 – Public Hearing Notice](#)  
                          [Attachment No. 4 - Historic Preservation Commission Public Hearing](#)  
                          [Attachment No. 5 – January 15, 2020 HPC Meeting minutes](#)

14.     Appeal of Major Certificate of Appropriateness No. 11397-2019, HPC Resolution 20-002 for 961 East Phillips Boulevard

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

**RESOLUTION NO. 2020-26 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, DENYING MAJOR CERTIFICATE OF APPROPRIATENESS (MAJCOA 11397-2019) FOR THE DEMOLITION OF FOUR PRE-1945 SINGLE FAMILY RESIDENCES BUT ALLOWING THE RELOCATION OF EXISTING HOMES TO THE PROJECT SITE TO FACILITATE ADDITIONAL DENSITY/UNITS ON THE PROPERTY LOCATED AT 961 EAST PHILLIPS BOULEVARD (APN: 8333-031-013)**

Attachments:    [Staff Report](#)  
                          [Attachment No. 1 - Draft City Council Resolution No. 2020-26](#)  
                          [Attachment No. 2 - Appeal Application and Letter Submitted by Applicant](#)  
                          [Attachment No. 3 - Public Hearing Notice](#)  
                          [Attachment No. 4 - Historic Preservation Commission Public Hearing](#)  
                          [Attachment No. 5 - Historic Preservation Commission Action Agenda for](#)

15.     Appeal of Major Certificate of Appropriateness No. 12537-2019, HPC Resolution

20-003 for 650 West Grand Avenue

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

**RESOLUTION NO. 2020-27 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING MAJOR CERTIFICATE OF APPROPRIATENESS (MAJCOA 12537-2019) TO ALLOW FOR THE PARTIAL DEMOLITION OF A PRE-1945 SINGLE FAMILY RESIDENCE AND RELOCATION OF STRUCTURE TO SIDE OR FRONT, BUT NOT TO THE REAR, OF THE SUBJECT SITE LOCATED AT 650 WEST GRAND AVENUE (APN: 8343-005-019)**

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

[Attachment No. 1 - Draft City Council Resolution No. 2020-27](#)

[Attachment No. 2 - Public Hearing Notice](#)

[Attachment No. 3 - Historic Preservation Commission Public Hearing](#)

[Attachment No. 4 - Historic Preservation Commission minutes for January](#)

[Attachment No. 5 - Appeal Application and Letter Submitted by Applicant](#)

## **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 March 2, 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 p.m.*

## **CERTIFICATION OF POSTING AGENDA**

*I, Karla Shipman, Deputy City Clerk for the City of Pomona, hereby certify that the agenda for the February 24, 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](http://www.ci.pomona.ca.us) on February 18, 2020. I declare under the penalty of perjury that the foregoing is true and correct.*

*/s/ Karla Shipman  
Deputy City Clerk*