

# City of Pomona

505 S. Garey Ave.  
Pomona, CA 91766



## **REVISED Special Closed Session & Regular Meeting Agenda**

**Monday, December 16, 2019**

**7:00 PM**

**5:00 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](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

*Ruth Flores v. City of Pomona*  
L.A. County Superior Court Case; Case No. BC 700151

### **B) PUBLIC EMPLOYEE APPOINTMENT** (Pursuant to Government Code Section 54957(b)(1))

City Manager

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

Five (5) matters regarding exposure to litigation will be discussed (Pursuant to Government Code Section 54956.9 (d)(2))

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

Part Time General Employees Unit  
Unrepresented Group A and B Employees  
Pomona City Employees' Association, a Chapter of Teamsters Local 1932  
Pomona Mid-Management Confidential Employees Association (PMMCEA)

Labor Negotiators: Linda Lowry 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 Pomona Veteran(s)
- B. A Proclamation of the City Council of the City of Pomona, County of Los Angeles, State of California, Proclaiming December 26, 2019 through January 1, 2020 as “Kwanzaa” in the City of Pomona

Attachments:     [Kwanzaa Week](#)

### **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:

November 19, 2018 Meeting Minutes  
November 20, 2019 Meeting Minutes  
November 26, 2019 Meeting Minutes

**Attachments:**     [FINAL MINUTES 11-19-2018](#)  
                              [FINAL MINUTES 11-20-2019](#)  
                              [FINAL MINUTES 11-26-2019](#)

**2. Award an Extension of the Existing Contract with Interwest Consulting Group for up to Four Months to Continue to Provide Building and Safety Services for the City of Pomona**

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

Approve an extension of up to four months for the existing contract with Interwest Consulting Group; and

2) Authorize the City Manager, or designee, to execute the extension to the contract on behalf of the City, subject to the review by the City Attorney.

**Attachments:**     [Staff Report](#)  
                              [Attachment No.1 - Contract Amendment Extension](#)  
                              [Attachment No. 2 Original Agreement for Consultant Services with](#)

**3. Second Reading of an Ordinance Amending Sections 74-1 and 74-31 of the Pomona City Code to Adopt the 2019 Editions of the California Building Code**

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

1) Find that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to section 15061(b)(3) of the State Guidelines to Implement CEQA in that there

is no possibility that the action could cause a significant effect on the environment; and

2) Adopt the following ordinance:

**ORDINANCE NO. 4277 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTIONS 74-1 AND 74-31 OF ARTICLE I, CHAPTER 74 OF THE POMONA CITY CODE BY ADOPTING THE 2019 EDITIONS OF THE CALIFORNIA CODES AND RELATED MODEL CODES WITH APPENDICES AND AMENDMENTS THERETO**

**Attachments:**     [12\\_16\\_19\\_Second\\_Reading\\_staff\\_report](#)

[Attachment No.1 - Ordinance 4277](#)

4. Adoption of a Resolution Establishing a Maximum Number of Permits to be issued by the Commercial Cannabis Permit Program ("CCPP")

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

**RESOLUTION NO. 2019-206 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ESTABLISHING A MAXIMUM NUMBER OF PERMITS TO BE ISSUED BY THE COMMERCIAL CANNABIS PERMIT PROGRAM ("CCPP"), WHICH INCLUDES TWO (2) STOREFRONT RETAIL, TWO (2) MICROBUSINESS, AND FOUR (4) IN ANY COMBINATION OF MANUFACTURING, TESTING, DISTRIBUTION, AND INDOOR CULTIVATION UP TO 22,000 SQUARE FEET OF CANOPY SPACE, FOR A MAXIMUM TOTAL OF EIGHT (8) CCPP PERMITS WITHIN THE CITY OF POMONA**

**Attachments:**     [Cannabis Permits staff report](#)

[Attachment No. 1 - Cannabis Permit Resolution](#)

5. Request for a Public Hearing on an Appeal of the Cultural Arts Commission's Approval of Mural Permit No. 12295-2019 to Allow the Proposed Community-Executed Mural to Remain for a Period of up to 12 Months from Installation Date, Subject to Conditions at Tony Cerda Park, 450 West Grand (APN: 8343-004-902) Appellants: Councilmember Elizabeth Ontiveros-Cole

It is recommended that the City Council set the appeal of Mural Permit No. 12295-2019 for a public hearing on January 27, 2019.

**Attachments:**     [Staff Report -Mural Appeal](#)

[Attachment No .1 -Cultural Arts Staff Report](#)

[Attachment No 2 - Mural Permit Application](#)

[Attachment No. 2 - Applicant's narrative](#)

[Attachment No. 4 - Site Photos](#)

6. Approval of the City of Pomona Report on Development Impact Fees for Fiscal Year Ended June 30, 2019

It is recommended that the City Council receive and file the City of Pomona Report on Development Impact Fees of June 30, 2019.

Attachments:     [Staff Report for Report on Dev Imp Fees at 6-30-19.doc](#)

[City of Pomona Report on Development Impact Fees For FY Ended June](#)

7. Adoption of Resolutions to Implement Position Changes in the City Clerk, Development Services, Finance, Police, Public Works, and Water Resources Departments

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

**RESOLUTION NO. 2019-198 - A RESOLUTION OF THE CIT COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING AUTHORIZED STAFFING LEVELS RELATED TO POSITION CHANGES IN THE CITY CLERK, DEVELOPMENT SERVICES, FINANCE, POLICE, PUBLIC WORKS AND WATER RESOURCES DEPARTMENTS AND AMENDING THE FISCAL YEAR 2019-20 GENERAL FUND OPERATING BUDGET BY APPROPRIATING \$26,225 FROM GENERAL FUND RESERVES**

**RESOLUTION NO. 2019-199 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDIX B OF THE MEMORANDUM OF UNDERSTANDING WITH THE POMONA CITY EMPLOYEES' CHAPTER OF THE TEAMSTERS LOCAL 1932 (PCEA/TEAMSTERS) BY DELETING THE LEAD TRAFFIC OPERATIONS CLASSIFICATION, MODIFYING THE ENGINEERING ASSISTANT CLASSIFICATION AND ADDING THE CLASSIFICATIONS OF LEAD SIGNAL/LIGHTING TECHNICIAN, SENIOR CRIME SCENE INVESTIGATOR, AND WATER FACILITIES WORKER I/II**

**RESOLUTION NO. 2019-200 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDIX B OF THE MEMORANDUM OF UNDERSTANDING WITH THE POMONA MID-MANAGEMENT/CONFIDENTIAL EMPLOYEES ASSOCIATION BY DELETING THE CLASSIFICATIONS OF ENVIRONMENTAL PROGRAMS SUPERVISOR AND PRINCIPAL PLANNER, MODIFYING THE ENGINEERING ASSOCIATE SERIES AND ADDING THE CLASSIFICATIONS OF ENVIRONMENTAL COMPLIANCE SUPERVISOR AND SUPERVISING PLANNER**

**RESOLUTION NO. 2019-201- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDIX A OF THE COMPENSATION PLAN FOR EXECUTIVE MANAGEMENT GROUP A AND B**

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**EMPLOYEES BY ADDING THE CLASSIFICATIONS OF DEPUTY FINANCE DIRECTOR  
AND REVENUE OPERATIONS MANAGER**

**RESOLUTION NO. 2019-202- A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF POMONA REFLECTING THE CHANGES TO THE SALARY SCHEDULE FOR  
ACTIONS APPROVED BY THE CITY COUNCIL ON DECEMBER 16, 2019**

**Attachments:**    [Personnel Actions Staff Report](#)  
[Personnel Actions Att 1 Reso Budget](#)  
[Personnel Actions Att 2 Reso Teamsters](#)  
[Personnel Actions Att 3 Reso PMMCEA](#)  
[Personnel Actions Att 4 Reso A-B 12-16-19](#)  
[Personnel Actions Att 5 Reso Salary Schedule](#)  
[Salary Schedule 1-05-20](#)

**8. Approval of Charter Review Commission 2020 Bylaws and Appointment of Members to  
the Charter Review Commission**

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

1) Approve the Charter Review Commission 2020 Bylaws, as amended to reflect appointments to the Commission will be made at large, rather than by district, and allowing Commissioners serving on a standing commission to simultaneously serve on the Charter Review Commission; and

2) Approve the Council's selected appointments to the Commission as follows:

Mayor Sandoval	Derek Engdahl
D-1 Councilmember Gonzalez	John Clifford
D-2 Councilmember Preciado	Efrain Escobedo
D-3 Councilmember Garcia	Ann Tomkins
D-4 Councilmember Ontiveros-Cole	Dean Rudenauer
D-5 Councilmember Lustro	Edward Jimenez
D-6 Councilmember Torres	Eunice Russell

**Attachments:**    [CRC Appts & ByLaws Staff Report](#)  
[CRC Appts & Bylaws Att 1 Bylaws](#)

**9. Receive and File the Parks and Recreation Commission's List of Recommended Measure  
A Project Priorities and Direct Staff to Proceed with a Request for Proposals to Prepare a  
Parks and Facilities Master Plan**

It is recommended that City Council take the following actions:

1) Receive and file the Parks and Recreation Commission's list of recommended



Measure A project priorities, taking them into account as future capital improvement projects for the City's park needs, when prioritizing use of FY 2018-19 and FY 2019-20 Measure A annual allocations; and

2) Direct staff to proceed with Council Goal O, Steps 1-3 including preparation of a Request for Proposal (RFP) for preparation of a Parks and Facilities Master Plan and future consideration of using Measure A funds to pay for the Plan.

**Attachments:**     [Staff Report - Measure A Priority List](#)

[Attachment 1 - City Council Priorities and Goals Goal O, Page 7 of 10](#)

- 10.**     Authorization to Submit a Census 2020 Strategic Implementation Plan and Accept Grant Funds for Census Education and Outreach Activities

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

1) Adopt the following resolution:

**RESOLUTION NO. 2019-194 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING SUBMISSION OF THE CITY'S CENSUS 2020 STRATEGIC IMPLEMENTATION PLAN TO LOS ANGELES COUNTY AND ACCEPTANCE OF \$91,446 IN STATE FUNDS, AS A SUBAWARDEE OF LOS ANGELES COUNTY, AMEND THE FY 2019-20 OPERATING BUDGET BY INCREASING REVENUE ESTIMATES AND APPROPRIATING \$91,446 TO CARRY OUT CENSUS 2020 EDUCATION AND OUTREACH ACTIVITIES**

2) Authorize the City Manager to execute the Census 2020 Education and Outreach Activities Agreement with Los Angeles County and any other documentation requested for approval of funds, subject to approval as to form by the City Attorney.

**Attachments:**     [Staff Report - Acceptance of Census 2020 Grant Funds](#)

[Attachment 1 - Resolution No. 2019-194](#)

[Attachment 2 - Strategic Implementation Plan](#)

- 11.**     Approval of Lot Merger LM5-2019 for the Properties Designated as Assessor Parcel Number 8322-030-028, Related to the Installation of Electrical Vehicle Chargers at the 7-Eleven Store Located at 806 Indian Hill Boulevard, Pomona, CA (Council District 4)

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

1) Adopt the following resolution:

**RESOLUTION NO. 2019-191 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM5-2019 FOR THE PROPERTIES LOCATED AT 806 INDIAN HILL BOULEVARD, POMONA, CA**

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**ASSESSOR PARCEL NUMBER 8322-030-028**

- 2) Authorize the City Engineer to sign the Lot Merger LM5-2019 on behalf of the City.

**Attachments:**    [Staff Report](#)  
                          [Resolution](#)  
                          [Exhibit 1](#)  
                          [Exhibit A](#)  
                          [Exhibit B](#)  
                          [Attachment No. 2\\_Vicinity](#)  
                          [Attachment No. 3\\_Aerial](#)

- 12.**     Award an Extension of an Agreement with Macadee Electrical Construction for Crane Services in an Amount Not-to-Exceed \$110,000

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

- 1) Approve an extension of a current agreement with Macadee Electrical Construction for crane services in an amount not-to-exceed \$110,000; and
- 2) Authorize the City Manager, or her designee, to execute the extension to the agreement on behalf of the City, subject to review by the City Attorney.

**Attachments:**    [Staff Report](#)

- 13.**     Amend the FY 2019-20 Operational Budget by Appropriating \$35,558 of Capital Outlay Funds Available from Remaining Lease Proceeds and Approve the Purchase of One Replacement Vehicle for the Public Works Department in an Amount Not-to-Exceed \$35,558 from National Auto Fleet Group

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

- 1) Adopt the following resolution:

**RESOLUTION NO. 2019-196 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2019-20 OPERATIONAL BUDGET BY APPROPRIATING \$35,558 FROM THE CAPITAL OUTLAY FUND THAT IS AVAILABLE FROM REMAINING LEASE PROCEEDS TO PURCHASE ONE REPLACEMENT VEHICLE IN THE PUBLIC WORKS DEPARTMENT**

- 2) Authorize the use of Sourcewell Contract #120716-NAF awarded to National Auto Fleet Group in an amount not-to-exceed \$35,558 for one replacement vehicle.

Attachments:     [Staff Report - Vehicle](#)  
                             [Resolution - Vehicle](#)

14. Amendment of the FY 2019-20 Capital Improvement Program (CIP) Budget to Create a New CIP Project, "Light Pole Replacements - Hamilton, Kellogg, Powers, and Tony Cerda Parks" Project No. 428-2590-XXXXX-68569; and transfer \$30,000 from the General Fund Contingency Appropriation to the New CIP Project No. 428-2590-XXXXX-68569

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

- 1) Adopt the following resolution:

**RESOLUTION NO. 2019-195 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET TO CREATE A NEW CIP PROJECT, "LIGHT POLE REPLACEMENTS- HAMILTON, KELLOGG, POWERS AND TONY CERDA PARKS" PROJECT NO. 428-2590-XXXXX-68569; AND TRANSFER \$30,000 FROM THE GENERAL FUND CONTINGENCY APPROPRIATION TO THE NEW CIP PROJECT NO. 428-2590-XXXXX-68569**

- 2) Authorize the City Manager to execute all necessary documents, including purchasing of materials, installatio contracts, subsequent change orders, and professional services agreements, subject to approval as to form by the City Attorney, as appropriate.

Attachments:     [Staff Report](#)  
                             [Attachment No. 1 - Resolution 2019-195](#)  
                             [Attachment No. 2 - CIP Project Details](#)

15. Approval of Lot Merger LM3-2019 for the Properties Designated as Assessor Parcel Number 8339-017-034, Related to Remodeling of an Existing Residential Property Located at 1465 N. Gibbs Street, Pomona, CA (Council District 4)

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

- 1) Adopt the following resolution:

**RESOLUTION NO. 2019-197 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM3-2019, FOR THE PROPERTIES LOCATED AT 1465 N. GIBBS STREET, POMONA, CA, ASSESSOR PARCEL NUMBER 8339-017-034**

- 2) Authorize the City Engineer to sign the Lot Merger LM3-2019 on behalf of the

City.

**Attachments:**    [Staff Report](#)  
                          [Resolution](#)  
                          [Exhibit 1](#)  
                          [Exhibit A](#)  
                          [Exhibit B](#)  
                          [Attachment No. 2\\_Vicinity](#)  
                          [Attachment No. 3\\_Aerial](#)

- 16.**     Amendment of the FY 2019-20 Capital Improvement Program Budget by Transferring \$125,000 from the General Fund Contingency Appropriation Line Item to “Police - Main Facility Roof Replacement,” Project No. 428-2590-XXXXX-73369 and Authorization to Increase the Various Contract Prices by a Total of \$86,000

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

- 1)    Adopt the following resolution:

**RESOLUTION NO. 2019-203 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM BUDGET BY TRANSFERRING \$125,000 FROM THE GENERAL FUND CONTINGENCY LINE ITEM TO “POLICE - MAIN FACILITY ROOF REPLACEMENT,” PROJECT NO. 428-2590-XXXXX-73369; and,**

- 2)    Authorize the City Manager to execute needed amendments to the following contracts with: Victorious R.E.D. (abatement), H2 Environmental (monitoring of abatement), and Letner Roofing (construction), respectively, by a total of \$86,000 for the roof and wall repairs, inspections/testing, fees, and other expenses necessary to complete this project

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

- 17.**     Approve Various Contract Amendments for the Water Resources Department Operations

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

- 1)    Approve an amendment of \$612 to the professional service agreement for soil compaction an analysis work with URS (originally under contract as AECOM, and now doing business as URS);
- 2)    Approve an amendment of \$2,202 to the professional service agreement for engineer

work with Stantec Consulting Services, Inc. (Stantec);

- 3) Approve an amendment of \$13,488 to a professional service agreement for marketing and outreach with CV Strategies;
- 4) Approve an amendment to the United Water Works contract, adding the ability to purchase small tools and equipment for an amount not-to-exceed \$30,000 and non-inventory parts needed to maintain City infrastructure; and
- 5) Authorize the City Manager to execute the contract amendments for the above listed items as needed on behalf of the City, subject to review by the City Attorney.

**Attachments:**    [Staff Report - Various Expenses.docx](#)  
                          [Attachment 1 - URS, Invoice 2000112640.pdf](#)  
                          [Attachment 2 – Stantec, Invoice 1481519.pdf](#)  
                          [Attachment 3 - CV Strategies, Invoices 5201 and 5123.pdf](#)

## **DISCUSSION CALENDAR**

- 18.**     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 1-3](#)

- 19.**     Introduction and Adoption of an Urgency Ordinance Amending Sections .5809-26, .5809-13, .580, and .560 of the City of Pomona Zoning Ordinance pertaining to Accessory Dwelling Unit and Junior Accessory Dwelling Unit Regulations

It is recommended that the City Council introduce and adopt the following urgency ordinance:

**ORDINANCE NO. 4278 - AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTIONS .5809-26, .5809-13, .580, AND .560 OF THE CITY OF POMONA ZONING ORDINANCE PERTAINING TO ACCESSORY DWELLING UNIT AND JUNIOR ACCESSORY DWELLING UNIT**

## REGULATIONS

Attachments:     [Staff Report](#)

[Attachment 1 - Draft Ordinance No. 4278](#)

20.     Amendment of Chapter 2, Article VII of the Pomona City Code Pertaining to the Requirements and Procedures for Procuring Supplies, Services, Equipment and Capital Improvement Contracts, and Sale of Surplus Property

It is recommended that the City Council introduce and give first reading of the following ordinance:

**ORDINANCE NO. 4276 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING CHAPTER 2, ARTICLE VII OF THE POMONA CITY CODE PERTAINING TO THE REQUIREMENTS AND PROCEDURES FOR PROCURING SUPPLIES, SERVICES, EQUIPMENT AND CAPITAL IMPROVEMENT CONTRACTS, AND SALE OF SURPLUS PROPERTY**

Attachments:     [Purch ordinance Staff Report 12-3.docx](#)

[attach 1-Pomona Purchasing Draft Ordinance-#4280.docx](#)

[attach 2 -Strike Through December 2019 Final - Procurement](#)

21.     Authorization of Issuance of Pension Obligation Bonds and Authorization to File Validation Action

It is recommended that the City Council adopt:

**RESOLUTION NO. 2019-205 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA AUTHORIZING THE ISSUANCE OF BONDS NOT TO EXCEED \$220 MILLION TO REFUND CERTAIN PENSION OBLIGATIONS OF THE CITY, APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A TRUST AGREEMENT AND PURCHASE CONTRACT, AUTHORIZING JUDICIAL VALIDATION PROCEEDINGS RELATING TO THE ISSUANCE OF SUCH BONDS AND APPROVING ADDITIONAL ACTIONS RELATED THERETO**

Attachments:     [Council Report-POBS validation.docx](#)

[attachment no. 1 - resolution.docx](#)

[Attachment no. 2 - SB 450 GOOD FAITH ESTIMATES.docx](#)

[attachment no. 3 - Trust Agreement \(City of Pomona Pension Obligation](#)

[attachment no. 4 - Bond Purchase Agreement - Pomona POB.](#)

[Attachment no. 5 -BOND COUNSEL AGREEMENT FOR POMONA](#)

22.     Approval of an Exception to the 180-Day Wait Period for Retired Annuitant Employment Pursuant to California Government Code Sections 7522.56 and 21224

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

**RESOLUTION NO. 2019-204 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING AN EXCEPTION TO THE 180-DAY WAIT PERIOD FOR RETIRED ANNUITANT EMPLOYMENT PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTIONS 7522.567 AND 21224**

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

[Attachment 1 - Resolution](#)

[Crews Retired Annuitant Appt Att 1 Exh A Offer](#)

- 23.**     Approval of an Employment Agreement for the City Manager and Adoption of Resolutions Amending the Annual Compensation for City Manager

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

1) Approve the employment agreement with James Makshanoff for the position of City Manager and authorize the Mayor to execute the employment agreement on behalf of the City, subject to any non-substantive changes made by the City Attorney; and

2) Adopt the following resolutions:

**RESOLUTION NO. 2019-207 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING APPENDICES A AND B OF THE COMPENSATION PLAN FOR EXECUTIVE GROUP A AND B EMPLOYEES BY AMENDING THE SALARY RANGE FOR THE CITY MANAGER CLASSIFICATION**

**RESOLUTION NO. 2019-208 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE UPDATED CITYWIDE SALARY SCHEDULE FOR ACTIONS APPROVED BY THE CITY COUNCIL ON DECEMBER 16, 2019, INCLUDING AMENDING THE CITY MANAGER SALARY**

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

[CM Appt Att 1 CM Agreement](#)

[CM Appt Att 2 Reso AB Plan](#)

[CM Appt Att 3 Reso Salary Schedule with CM](#)

[Salary Schedule 1-21-20 v3](#)

**MATTERS INITIATED BY CITY COUNCIL MEMBERS**

*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, January 6, 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, Rosalia A. Butler, MMC for the City of Pomona, hereby certify that the agenda for the December 16, 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 December 10, 2019.*

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

*/s/ Rosalia A. Butler  
City Clerk*