

RESOLUTION NO. 2018-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2018-19 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY APPROPRIATING \$141,633 OF “PARKS AND RECREATION IMPROVEMENT FEES” (OF WHICH \$4,633 IS REAPPROPRIATED FROM GANESHA PARK – TREE GROVE,” PROJECT NO. 428-2590-XXXXX-71034 AND \$137,000 IS APPROPRIATED FROM AVAILABLE “PARK AND RECREATION IMPROVEMENT FEES” FUND BALANCE); AND APPROPRIATING \$1,010,000 OF SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY (RMC) GRANT FUNDS TO “PHIL AND NELL SOTO PARK,” PROJECT NO. 428-2590-XXXXX-71040; ADOPTING A NEGATIVE DECLARATION; AND, AUTHORIZING THE CITY MANAGER TO DIRECT APPROPRIATION OF ANY ADDITIONAL GRANT FUNDS RECEIVED AND SIGN ALL OTHER ITEMS NEEDED FOR COMPLETION OF THIS PROJECT ON BEHALF OF THE CITY

WHEREAS, “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040, is included in the FY 2018-19 Capital Improvement Program (CIP);

WHEREAS, the City of Pomona wishes to provide funding for the construction contract award and completion of “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040;

WHEREAS, the City of Pomona wishes to amend the FY 2018-19 CIP Budget for “Ganesha Park – Tree Grove,” Project No. 428-2590-xxxxx-71034 by unappropriating \$4,633 of Parks and Recreation Improvement Fee; and,

WHEREAS, the City of Pomona wishes to amend the FY 2018-19 CIP Budget for “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040 by appropriating \$141,633 of “Park and Recreation Improvement Fees” (\$4,633 from “Ganesha Park Tree Grove” and \$137,000 from reserves) and \$1,010,000 of San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) Grant funds to “Phil and Nell Soto Park”;

WHEREAS, the City Council is required to make a public finding that it is reasonably foreseeable that future inhabitants of the subdivision from which the Park and Recreation Improvement fees have been previously collected and held in reserve will benefit from the new park;

WHEREAS, a Public Hearing was held on June 4, 2018 adopting the Capital Improvement Program FY 2018-19 Budget, including Phil & Nell Soto Park which will be City-owned and open for public use;

WHEREAS, this amenity will be a unique feature within the City's Park System, providing stormwater and historical educational components – in addition to passive recreational opportunities; and

WHEREAS, because of its uniqueness, it is anticipated this park will draw visitors from all areas of the City of Pomona – including those that contributed Park and Recreation Improvement Fees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pomona as follows:

SECTION 1. The City Council hereby amends the FY 2018-19 CIP Budget by:

- a. Unappropriating \$4,633 of Parks and Recreation Improvement Fee from Ganesha Park – Tree Grove,” Project No. 428-2590-xxxxx-71034; and
- b. Reappropriating \$4,633 of “Park and Recreation Improvement Fees”, and appropriating \$137,000 of available “Park and Recreation Improvement Fee” fund balance, and appropriating \$1,010,000 of San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) Grant funds to “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040.

SECTION 2. The City Council exercising its independent judgment has reviewed the Initial Study and adopts a Negative Declaration for the proposed project, “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040, finding that the proposed project will not result in any significant impacts on the environment.

SECTION 3. The City Council finds that the amount of \$141,633 is available from the Park and Recreation Improvement Fees fund reserve and is eligible for use as this park is a unique feature of the City's system providing park and recreational facilities for all the public, including those that contributed to this funding source.

SECTION 3. That the City Manager is authorized to execute the construction contract, grant agreements related documents (and direct fiscal appropriation of all additional grant funds received for this project), all subsequent change orders, reductions to the project scope, and all other items needed for completion of this project on behalf of the City.

SECTION 4. The City Clerk shall attest and certify to the passage and adoption of this Resolution and it shall become effective immediately upon its approval.

APPROVED AND ADOPTED THIS 6TH DAY OF AUGUST 2018.

ATTEST:

CITY OF POMONA:

Marie Michel Macias, Interim City Clerk

Tim Sandoval, Mayor

APPROVED AS TO FORM:

Arnold Alvarez-Glasman, City Attorney

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF POMONA

I, MARIE M. MACIAS, INTERIM CITY CLERK of the City of Pomona do hereby certify that the foregoing Resolution was adopted at a Regular Meeting of the City Council of the City of Pomona held on the 6th day of August 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Pomona, California, this ____ day of _____ 2018.

Marie M. Macias, Interim City Clerk