

RESOLUTION NO. \_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, APPROVING, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND ADMINISTER, A LICENSE AGREEMENT WITH THE CENTER FOR COMMUNITY ACTION AND ENVIRONMENTAL JUSTICE**

**WHEREAS**, the City of Pomona, a California municipal corporation and charter city ("City"), is authorized to enter into contracts and agreements for the benefit of the City; and

**WHEREAS**, the City is the owner of certain unimproved real property, situated in the County of Los Angeles, State of California, more particularly described on attached Exhibit "A" (the "Property").

**WHEREAS**, the CENTER FOR COMMUNITY ACTION AND ENVIRONMENTAL JUSTICE (CCA EJ), a California non-profit corporation desires to use the Property for a community garden for the benefit of United Voices of Pomona for Environmental Justice and the Pomona community; and

**WHEREAS**, the City desires to grant CCA EJ a revocable license in the Property upon the terms and conditions set forth in the License Agreement; and

**WHEREAS**, the principal purpose of City in entering into this License Agreement is to serve the common benefit of the community by:

1. Providing a well- maintained and operated community garden.
2. Providing community educational opportunities related to urban farming, composting, waste diversion and nutrition.
3. Providing local access to healthy and organic foods.
4. Providing community gathering places; and

**WHEREAS**, the activities allowed pursuant to this Resolution are categorically exempt from the provisions of the California Environmental Quality Act ("CEQA") under CEQA Guidelines section 15301 (operation of existing facilities with no expansion of the use); and

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

**Section 1.** Recitals. The City Council does hereby find, determine and resolve that all of the foregoing recitals are true and correct.

**Section 2.** Approval and Authorization. The City Council does further resolve, order and/or direct as follows:

a. That the City Manager is hereby delegated authority to execute and subsequently administer the provisions of a revocable license agreement in the substantive form attached hereto as Exhibit A for the purposes set forth in the revocable license agreement, which delegated authority includes the authority to extend or terminate the license agreement in accordance with its terms and to make other non-material changes.

**Section 3.** This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED THIS \_\_\_\_ DAY OF JANUARY 2019.

**ATTEST:**

**CITY OF POMONA:**

\_\_\_\_\_  
Rosalia A. Butler, MMC, City Clerk

\_\_\_\_\_  
Tim Sandoval, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Christi Hogin, Interim City Attorney

STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES  
CITY OF POMONA

I, ROSALIA A. BUTLER, MMC, 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 \_\_\_\_ day of JANUARY 2019, 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 JANUARY 2019.

\_\_\_\_\_  
Rosalia A. Butler, MMC, City Clerk

**Exhibit A – Revocable Licensee**

Resolution No. \_\_\_\_\_

January 28, 2019

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