



# City of Pomona

505 S. Garey Ave  
Pomona, CA 91766

## Meeting Minutes

### City Council / Housing Authority / Successor Agency to the Redevelopment Agency

*Mayor Tim Sandoval  
Council Member Rubio R. Gonzalez  
Council Member Adriana M. Robledo  
Council Member Cristina Carrizosa  
Council Member Elizabeth Ontiveros-Cole  
Vice Mayor Ginna E. Escobar  
Council Member 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.*

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Monday, October 2, 2017

7:00 PM

Council Chambers

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**5:30 P.M.**

#### **CLOSED SESSION**

#### **Public Comment:**

#### **1. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION**

(Pursuant to Government Code Section 54956.9 (d)(1))

~~Abboud v. City of Pomona~~  
~~Aguayo v. City of Pomona~~  
Singleton v. City of Pomona  
Peace Leaf Inc. v. City of Pomona

#### **2. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION**

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

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### **3. CONFERENCE WITH LABOR NEGOTIATORS**

(Pursuant to Government Code Section 54957.6)

Part Time Employees

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: Linda Lowry and Linda Matthews

### **4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

(Pursuant to Government Code Section 54956.8)

Property: VPD Lots 6 & 7 (APNs 8341-003-901 and 8341-004-902)  
Vacant VPD Lots (APNs 8341-003-903, 904, 905, 906, 907, 908  
and 909); the Gist Building (APN 8341-003-902)

Negotiating Party: Maya Cinemas

City's Negotiator: Linda Lowry, City Manager

Under Negotiation: Price and Terms

Property: VPD Lot 5 (APN 8341-002-904)

Negotiating Party: M & A Gabae, a California Limited Partnership

Successor Agency's City's Negotiator: Linda Lowry, City Manager

Under Negotiation: Price and Terms

Property: 1400 E. Mission Blvd.

Negotiating Party: Outfront Media

City's Negotiator: Linda Lowry, City Manager

Under Negotiation: Price and Terms of Leasehold Interest

### **CITY ATTORNEY REPORT OUT FROM CLOSED SESSION**

Assistant City Attorney Jared stated that the City Council convened into Closed Session at 5:40 p.m., and that the items listed on the agenda had been announced prior to recessing into Closed Session. He stated that Mayor Sandoval, Councilmembers Gonzalez, Carrizosa, Ontiveros-Cole, Escobar, and Torres were present, and Councilmember Robledo joined the meeting at 5:50 p.m.

Assistant City Attorney Jared reported the following:

Item 1: Regarding Singleton v. City of Pomona, the item was discussed and direction was provided; however, no final action was taken, and there was nothing further to report. Regarding Peace Leaf Inc. v. City of Pomona and City of Pomona v. Timothy Goforth and Peace Leaf Inc., the City Council approved a settlement agreement with property owner Timothy Goforth, and that the item would be presented to the Court; and there was nothing further to report.

Items 2 and 3: These items were not discussed prior to the Open Session; however, they will be discussed when the City Council reconvenes back into Closed Session following the Open Session.

Item 4: Regarding VPD Lots 6 & 7, direction was provided relating to a Disposition and Development Agreement relating to that property; however, there was no final action taken and nothing further to report. Regarding VPD Lot 5, by unanimous agreement, the City Council gave direction to the Deputy City Manager to seek cancellation of the Exclusive Negotiation Agreement with M & A Gabae Partners. Regarding the property at 1400 E. Mission, direction was provided regarding the lease held by the City relating to Outfront Media Services, direction was provided; however, there was no final action taken and there was nothing further to report.

He reported that the Closed Session was recessed at 6:55 p.m., and that the City Council would be going back into Closed Session following the Open Session of the meeting.

**7:00 P.M.**

### **CALL TO ORDER**

The City Council meeting was called to order at 7:04 p.m., and a Moment of Silence was observed for the victims of the Route 91 Harvest Festival shooting.

### **ROLL CALL**

Present: Mayor Tim Sandoval  
Council Member Rubio Gonzalez  
Council Member Adriana Robledo  
Council Member Cristina Carrizosa  
Council Member Elizabeth Ontiveros-Cole  
Council Member Ginna E. Escobar  
Council Member Robert Torres

### **STAFF PRESENT:**

Linda Lowry, City Manager  
Andrew Jared, Assistant City Attorney  
Eva M. Buice, City Clerk  
Cecilia Varela, Deputy City Clerk

### **POSTING OF COLORS**

The Posting of the Colors was presented by the JROTC Color Guard from Pomona High School.

### **PLEDGE OF ALLEGIANCE**

Mayor Sandoval led the Pledge of Allegiance to the Flag.

## **PRESENTATIONS**

The City Council presented a Certificate of Recognition to Dorothy Shelton in recognition of her 100<sup>th</sup> Birthday. Recognition was also given by representatives of Congresswoman Norma Torres, Senator Connie Leyva, Assemblymember Freddie Rodriguez, and Supervisor Hilda Solis,

## **MAYOR/COUNCILMEMBER COMMUNICATIONS**

In accordance with AB1234, the Mayor and Councilmembers reported on the following:

Vice Mayor Escobar wished Ms. Shelton a Happy Birthday. She reported that she had attended the California Contract Cities Association Education Summit. She announced that October 2, 2017 was World Day of Bullying Prevention, and that October was Breast Cancer Awareness Month. She noted that the Cal Poly 25<sup>th</sup> Annual Pumpkin Festival would take place on October 7-8, 2017 at Cal Poly. She stated that there would be a District 5 Meet and Greet at Decker Elementary School on October 4, 2017 with Green Tech Lighting and Landscape.

Councilmember Gonzalez noted that there were many activities taking place in the City during the month of October. He thanked the Pomona Police Department for the work they had done to rescue a 15 year old girl out of sex trafficking.

Councilmember Torres announced that Congresswoman Norma Torres would be holding an Earthquake Preparedness Seminar at Ganesha Park on October 19, 2017. He reported that he had attended the California Contract Cities Association Summit. He advised that he had attended the ribbon cutting for Kitty's Bakery, and welcomed them to downtown Pomona. He thanked the Vietnamese Community of Pomona Valley for the fundraiser they had held for victims of Hurricane Harvey.

Councilmember Ontiveros-Cole stated that she had attended the fundraiser sponsored by the Vietnamese Community of Pomona Valley, the ribbon cutting for Kitty's Bakery, and the Pomona Economic Opportunity Center event.

Councilmember Robledo encouraged everyone to attend the Cal Poly Pumpkin Festival, and the Pomona Breakfast Optimist Club Friday the 13<sup>th</sup> Dinner.

Councilmember Carrizosa stated that she had attended the Sacred Heart Church Fiesta. She commented on the generous spirit of the Vietnamese Community, and that they had raised over \$27,000 for the victims of Hurricane Harvey. She advised that they had sent the money to City Hall, and asked that it be sent to Texas in the name of the entire City.

Mayor Sandoval reported that he, along with Councilmember Carrizosa, and Deputy Chief Oliveri, had participated with the residents of the Angela Chanslor area in a community clean-up project. He congratulated Fairplex on the successful completion of the Los Angeles County Fair, and commented on several of the activities that had taken place during the Fair. He announced the 5K Run in downtown Pomona on October 21, 2017. He advised that the Alameda Corridor Extension would be merging with the San Gabriel Valley Council of Governments.

## **CITY MANAGER COMMUNICATIONS**

City Manager Lowry advised that Amazon was looking to build a second center in Southern California, and that the City, along with Fairplex and Cal Poly, had been working on a response to the Amazon Request for Proposal (RFP). She noted that the response would be submitted to the L.A. Economic Development Corporation (LAEDC), which in turn would be submitting it to the Los Angeles County Board of Supervisors. She stated that County Supervisor Solis was strongly in support of the City's proposal as she recognized what Pomona and the sub-region could meet the specific needs of the RFP. She advised that a meeting had taken place in which a number of neighboring cities, Pomona Valley Medical Center Hospital, and several educational institutions had participated in, and that all were excited about the opportunities that the Amazon proposal would mean for the area. She requested to bring back on the next City Council agenda a resolution and letter of support from the City Council to show support for participation in the RFP process.

Dr. Soraya Coley, Cal Poly Pomona President, noted that this was a once in a lifetime opportunity for the San Gabriel Valley. She provided the background on the process and participants. She noted that the proposal was being called the "Amazon Poly Plex" proposal, and that the coalition of public/private partnerships was being called the "Starfish" Group. She advised that Amazon planned to invest \$5 billion in the project, and that it would create 50,000 new jobs.

Miguel Santana, President and CEO of Fairplex, provided an update on the collaborative efforts of Fairplex, Cal Poly, and neighboring cities, and noted that the area uniquely met all of the qualifications of the RFP.

Councilmember Torres stressed the need to look at the negative impacts on the area such as additional traffic, pollution, and an increase in housing costs that such a project would bring. He stated that issues with Fairplex and the F-Zone needed to be addressed prior approval of the project.

Councilmember Carrizosa stated that the opportunity with Amazon should be pursued, and then to work on the issues with Fairplex and the F-Zone.

Mayor Sandoval thanked Dr. Coley and Mr. Santana for their comments. He noted that the opportunity was a long shot, however, it was exciting to see all of the entities working together to look at economic opportunities for the community.

## **PUBLIC PARTICIPATION**

Douglas Pierce, Pomona, spoke regarding Code Enforcement practices.

Gregory Sukert, Pomona, spoke regarding issues endangering the City and the nation, such as abortion. He urged the City Council to work to save the lives of women and children.

Christopher Hancock, San Dimas resident, expressed concern with the abuse of children in the form of abortion. He urged the City Council to remove abortion clinics from the City.

Paul Knauf, Pomona, announced that the Pomona Unified School District would be taking part in "Rachel's Challenge" during the month of October, in honor of Rachel Cole, one of the first students killed in the Columbine shooting. He noted that assemblies and trainings would be taking place, and provided the City Council with a schedule of events.

Raymond Mendoza, Pomona, expressed concern with the cancellation of the Community Life Commission meeting the previous week. He noted that he had expended considerable time and effort to bring forward an issue in the community surrounding Art's Market, and that the cancellation had caused a great inconvenience to him and his neighbors who had made the effort to attend the meeting.

Jason Aboud, Pomona business owner, requested that the City Council agree to a settlement agreement regarding the money owed to him by the City.

Arturo Jimenez, Pomona, expressed concern with the smell of urine around the outside of the Library as a result of the homeless population. He expressed support for the Amazon project, and urged the City Council to include small business owners in the discussion. He asked that the contracts for the City Attorney, City Manager, and City Clerk be posted on the City's website.

Chris Touvey, dA Center for the Arts Boardmember, announced upcoming art exhibits that would be taking place in the fall. He provided information to the City Council on the various events.

Tim Adams commented on the warmth of the community and the support of life through the birthday celebration for Ms. Shelton, and the moment of silence for the victims of the Route 91 Festival. He requested, as an abortion survivor, that the City Council to declare Pomona a sanctuary city for the unborn.

Karen Lentz, Pomona, spoke regarding pollution and implementation of a carbon fee with a dividend that would be distributed to every family.

Joseph Signour, Pastor of St. Paul's Church, stated that the City may not be able to stop abortion in the whole country, but we could say "not here, not in our City."

Andrew Quinonez, Pomona, thanked the City Council for their support of the mural at Fairplex, and that they were working with the Cultural Arts Commission to install murals throughout the City. He spoke about the possibility of participating in an artist exchange program with the country of Columbia.

Mario Ramos, Pomona, expressed concern for the unresolved issues with Fairplex and the F-Zone.

Sonya Meer, Pomona, stated that her organization provided help and support to women to provide alternatives to abortion.

DeVries, Pomona, urged the City Council to close the two abortion clinics in the City, and that it was their responsibility to protect everyone in the City, including the unborn.

Evan, Pomona, expressed concern with dogs running loose in the City, and with the broken water fountain in the Civic Center Plaza.

M. Joyce Bakersmith, Pomona, invited everyone to attend the Pomona Optimist Club fundraising event, on Friday, October 13, 2017 beginning at 6:00 p.m., at O'Donovan's Restaurant.

Dan McIntyre, Pomona, expressed concern with the cancellation of the Community Life Commission meeting, and that there had been a number of individuals that had come for the meeting only to find that it had been cancelled. He urged the City Council to look at the attendance records of Commissioners, and replace those that could not fulfill their duties.

Randy Beckendam, Pomona, spoke regarding urban farming and "slow" food.

### **CONSENT CALENDAR**

**MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY MAYOR SANDOVAL, CARRIED 7-0, to approve the Consent Calendar except Items 4, 5, and 8 which were pulled for discussion.**

1. Approval of Service Retirement and Agreement to Release Police Service Dog "Baco" to his Police Department Canine Handler
2. Approve a New Master Consultant List for Professional Services for Three Years Beginning November 1, 2017 and Approve an Extension of the Current Master Consultant List for a Period of Up to Three Months
3. Approve the Purchase of Four (4) 2017 Ford Utility Police Interceptor Vehicles, Adopt a Resolution Amending the FY 2017-18 Police Special Funds Budget by Appropriating \$63,374 of Unspent/Carryover SLESA Funds from FY 2015-16 SLESA Projects and Award the Purchase to National Auto Fleet Group in an Amount Not to Exceed \$121,910

### **RESOLUTION NO. 2017-133**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2017-18 SPECIAL FUNDS BUDGET BY APPROPRIATING \$63,374 OF UNSPENT/CARRYOVER FY 2015-16 SLESA PROJECT FUNDS**

**4. THIS ITEM WAS PULLED FOR DISCUSSION.**

**5. THIS ITEM WAS PULLED FOR DISCUSSION.**

6. Adopt a Resolution Amending the Vehicle Parking District's Fiscal Year 2017/18 Operating Budget by Appropriating \$13,500 of Fund Balance for Annual Services Related to the Vehicle Parking District's Payment Kiosks, Credit Card Processing and Related Software Services

**RESOLUTION NO. 2017-135**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE VEHICLE PARKING DISTRICT FISCAL YEAR 2017/2018 OPERATING BUDGET BY APPROPRIATING \$13,500 OF FUND BALANCE FOR ANNUAL SERVICES RELATED TO THE VEHICLE PARKING DISTRICT'S PAYMENT KIOSKS, CREDIT CARD PROCESSING AND RELATED SOFTWARE SERVICES**

7. Award of Bid for the Purchase of One (1) 2018 GMC Sierra Crew Cab Pickup Truck from Reynolds Buick/GMC of West Covina from FY 2017-18 Asset Forfeiture Funds in an Amount Not to Exceed \$34,125
8. **THIS ITEM WAS PULLED FOR DISCUSSION.**

**ITEMS PULLED FOR DISCUSSION**

4. Adopt a Resolution in Support of Deferred Action for Childhood Arrivals (DACA) Registrants and Urging Federal Legislative Action to Permanently Address the Immigration Status of Undocumented Childhood Arrival Immigrants

**RESOLUTION NO. 2017-134**

**A RESOLUTION OF THE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, IN SUPPORT OF CONTINUING DEFERRED ACTION FOR CHILDHOOD ARRIVALS (DACA) AND URGING FEDERAL LEGISLATORS TO PASS LEGISLATION GRANTING PERMANENT**

Arturo Jimenez, Pomona, thanked the City Council for considering this item, and urged the City Council to support DACA.

Councilmember Torres expressed the need to support the "Dreamers," and that immigrants were a valued part of the community and the economy.

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0 to adopt a resolution in support of continuing Deferred Action for Childhood Arrivals (DACA) and urging Federal legislators to pass legislation granting permanent.**

Councilmember Robledo stated that many "Dreamers" were brought to this country as children, and had no control over being in the country illegally. She expressed support for those that wanted to be an asset to the community, further their education, and to be the next person to provide merit and value to the community.



Mayor Sandoval expressed support for the DACA community, and for all undocumented individuals.

5. Adopt a Resolution approving the sale of 1300 S. Reservoir Street in Pomona, California (APN 8327-019-900) to Yum Yum Donut Shops, Inc. for the Purchase Price of \$270,000 - Council District 3

**RESOLUTION NO. SA 2017-7**

**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 1300 S. RESERVOIR STREET IN POMONA, CALIFORNIA, (APN 8327-019-900) TO YUM YUM DONUT SHOPS, INC., FOR THE PURCHASE PRICE OF \$270,000**

Elinor Crecsenzi, Pomona, stated that providing more fast food options was not the best way to promote healthy eating for the community. She urged the City Council to look at proactive ways to promote healthy living and eating.

Councilmember Carrizosa stated that the property had sat vacant for twenty years, and that the purchaser was offering more than the fair market value. She said that the City could not dictate what someone did with the property as long as they met the planning and zoning laws.

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0 to adopt 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 1300 S. Reservoir Street in Pomona, California, to Yum Yum Donut Shops, Inc, for the purchase price of \$270,000.**

8. Adopt a Resolution Amending the FY 2017-18 Capital Improvement Program (CIP) Budget by Appropriating \$40,150 from Available Park Dwelling Tax Funds to "La Casa Primera - Roof Replacement," Project No. 428-2590-XXXXX-71049

**RESOLUTION NO. 2017-136**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, AMENDING THE FISCAL YEAR 2017-18 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET TO APPROPRIATE AVAILABLE PARK DWELLING TAX FUNDS IN THE AMOUNT OF \$40,150 FOR "LA CASA PRIMERA - ROOF REPLACEMENT," PROJECT NO. 428-2590-71049**

Jim Gallivan, Pomona, stated that the roof was in poor condition, and in need of replacement. He urged the City Council to maintain this important historic building.

Mickey Gallivan, Pomona Valley Historical Society, stated that the La Casa Primera was built in 1837, and was the first building east of the San Gabriel Mission. She thanked the City Council for their consideration of this important historic landmark.

Deborah Clifford, Pomona Valley Historical Society, noted that the La Casa Primera was an educational tool for children to learn about the history of Pomona, and urged the City Council to approve the funding.

Councilmember Ontiveros-Cole expressed concern with the condition of the building, and was supportive of approving the roof replacement.

Councilmember Gonzales stated that the La Casa Primera was one of the City's historical preservation success stories, and expressed support for the roof replacement.

**MOTION BY COUNCILMEMBER ONTIVEROS-COLE, SECOND BY COUNCILMEMBER TORRES, CARRIED 7-0 to adopt a resolution amending the Fiscal Year 2017-18 Capital Improvement Program (CIP) Budget to appropriate available Park Dwelling Tax Funds in the amount of \$40,150 for “La Casa Primera – Roof Replacement,” Project No. 428-2590-71049.**

### **DISCUSSION CALENDAR**

#### **9. Findings of Public Benefit to the Community at Large for Recommended Expenditures**

##### **CURRENT REQUESTS:**

- A) Amount to be determined to Willie White Park Focus Group in support of 2017 Annual Cultural Festival - Amount requested: \$3,000
- B) Amount to be determined to Mothers Helping Others in support of Holiday Extravaganza - Amount requested: \$800

Mayor Sandoval requested to add an item to the Finding of Public Benefit due to it coming up after the posting of the Agenda.

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER TORRES, CARRIED 7-0, to add Item C to Finding of Public Benefit.**

- C) Amount to be determined to the dA Center for the Arts in support of a citywide multidisciplinary and intergenerational arts program

Mayor Sandoval informed that he would like to contribute \$500 to Item C.

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY MAYOR SANDOVAL, CARRIED 7-0, to approve the Finding of Public Benefit to the Community at Large.**

#### **10. Discussion to provide direction to staff on how to move forward with the lease and use of Palm Lake Golf Course**

Development Services Director Lazzaretto provided a brief presentation.

Bob Velchor, Chino Development League, stated that they had worked to put together the financial, recreational, professional, and labor resources to meet the preferences that had been indicated. He noted that the biggest change was to replace the name on the lease with Chino Development League.

Bellafox, Pomona, stated that he would like the opportunity to make Pomona and the golf course beautiful. He stated that he would be investing financially and with the landscaping of the golf course.

Danny, San Gabriel Valley Conservation Corp, stated that the three groups coming together would provide the wherewithal, knowledge, and expertise to revitalize the golf course.

Jeffrey Hirose, Juccho Corporation President, stated that he was looking forward to working with the other members of the group to make this a successful project.

Lojero, Garey High School teacher, advised that Palm Lake Golf Course had allowed students to be introduced to a game that otherwise would have been out priced for them. He urged the City Council to approve the project as soon as possible in order for the students to be able to take advantage of learning the game.

Councilmember Robledo inquired and Director Lazzaretto informed that the twenty year lease was commensurate with the amount of investment the group was putting forth. She expressed concern with the overgrown state of the golf course, and Director Lazzaretto advised that the grass was being watered minimally, and staff was making sure the building was secured.

Mayor Sandoval asked and Director Lazzaretto advised that staff's preference would be for the group to put together a proposal, and bring it back to staff. He noted that staff would then submit it to the City Attorney, and when finalized, submit it to the City Council. He stated that he anticipated the process taking about a month.

Councilmember Ontiveros-Cole stated that she was pleased that the golf course would be revitalized, and expressed support for the project.

Councilmember Carrizosa stated that she was in support of the process outlined by Director Lazzaretto, and expressed concern with the length of the contract. She said she would like to see Pomona be included in the name.

**MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0, to continue this item to the November 6, 2017 City Council meeting.**

11. Adopt Resolutions Approving 2.5% Salary Adjustment for Sworn Police Employees Effective October 1, 2017, Approving the Citywide Salary Schedule, and Amending the Fiscal Year 2017-2018 Operating Budget

**RESOLUTION NO. 2017-137**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADJUSTING SALARIES PURSUANT TO THE PROVISIONS OF THE 2016-2017 POMONA POLICE OFFICERS' ASSOCIATION MEMORANDUM OF UNDERSTANDING**

**RESOLUTION NO. 2017-138**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADJUSTING SALARIES PURSUANT TO THE PROVISIONS OF THE 2016-2017 POMONA POLICE MANAGERS' ASSOCIATION MEMORANDUM OF UNDERSTANDING**

**RESOLUTION NO. 2017-139**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA ADJUSTING SALARIES FOR A-3 CLASSIFICATIONS PURSUANT TO THE PROVISIONS OF THE PERSONNEL RULES AND REGULATIONS FOR EXECUTIVE MANAGEMENT GROUP A AND B EMPLOYEES**

**RESOLUTION NO. 2017-140**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING AMENDMENTS TO THE CITY OF POMONA'S SALARY SCHEDULE TO MEET THE CALIFORNIA CODE OF REGULATIONS (CCR) TITLE 2, SECTIONS 570.5 AND 571**

**RESOLUTION NO. 2017-141**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2017-2018 ADOPTED OPERATING BUDGET**

Human Resources Director Matthews provided a brief presentation. She noted that recent changes in the Government Code required that an oral report be presented anytime an agency executive received a change in salary. She noted that this salary increase was pursuant to the terms in the Memorandums of Understanding currently in place.

Councilmember Carrizosa stated that she understood the MOU's; however, she expressed concern that this would require using funds from reserves. She requested that the bargaining groups look at the City's financial situation and consider putting off raises for a couple of years until the City was in a better financial situation.

Mayor Sandoval stated that it was a very complex issue to balance the needs of the community with the funding available. He noted that the City Council and staff did their best to use the funding available in the best possible way.

**MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0 to adopt resolutions approving 2.5% Salary Adjustment for Sworn Police Employees effective October 1, 2017, approving the Citywide Salary Schedule, and amending the Fiscal Year 2017-2018 Operating Budget.**

**PUBLIC HEARINGS**

12. Open and Continue the Public Hearing regarding an Amendment to the Pomona Zoning Ordinance (Code 8233-2017) And Specific Plan Amendments (SPA 8235-2017) To Explicitly Prohibit Commercial Marijuana/Cannabis Activity Citywide; and Second Reading of an Ordinance Implementing a Permitting and Regulatory Scheme for Indoor Personal Marijuana Cultivation and to Prohibit Smoking Marijuana in Designated Areas

Assistant City Attorney Jared provided a brief background on the item, and advised that due to some unforeseen circumstances, staff had not been able to put together the recommendations and supporting documentation for this item. He stated that the public hearing had been noticed to the public, and that what was before the City Council was just to open the public hearing and continue it to the October 16, 2017 City Council meeting.

**MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, to open the Public Hearing.**

Elinor Crescenzi, Pomona, noted that it was expensive to purchase cultivation equipment, and expressed concern with the indoor cultivation of marijuana restriction. She stated that the ordinance would have broader reaching effects than what was intended.

John Mendoza stated that by prohibiting marijuana, it would have a negative impact on jobs, safe access to medical marijuana, and tax revenue.

John Cortez, Pomona, noted that the voters of Pomona had overwhelming voted for legalizing cannabis, and that the City would be losing out on the many benefits that the cannabis industry would bring to the City.

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY VICE MAYOR ESCOBAR, CARRIED 7-0, to continue Item No. 12 to the next Regular City Council Meeting on October 16, 2017.**

Mayor Sandoval inquired and Assistant City Attorney Jared informed that this ordinance was a regulation on recreational use of marijuana, and that the City Council could pass additional legislation at any time in the future regarding medical marijuana.

Discussion ensued regarding amending the City Code to allow medical marijuana.

**MOTION BY COUNCILMEMBER TORRES, SECOND BY ONTIVEROS-COLE, CARRIED 7-0, to research medical marijuana dispensaries, cultivation, and regulations.**

13. Continue the Public Hearing and Introduce at First Reading two Ordinances Related to an Expansion of the Parking Lot for Casa Colina, Approving Change of Zone (Zone 4972-2016) to Change the Zoning Classification From R-1-7,500 to the Pomona Corridors Specific Plan Residential Transition Area, and Specific Plan Amendment (SPA 4920-2016) to Expand the Boundaries of the Pomona Corridors Specific Plan Residential Transition Area for the Properties at 267, 279 and 291 E. Bonita Avenue, 2815 Melbourne Avenue and the First Public Alley North of Bonita. The City Council is Also Considering adopting a Resolution approving Tentative Parcel Map 74494 (PARCELMAP 6122-2016) to Consolidate the Hospital Campus Property, 267-291 E. Bonita Avenue, 2815 Melbourne Avenue and the First Public Alley North of Bonita Into One, and adopting a Resolution approving Development Plan Review (DPR 6124-2016) to Allow the Development of a 71-Space Surface Parking Lot, Filed in Conjunction With SPA 4920-2016, in the Residential Transition Area of the Pomona Corridors Specific Plan

**ORDINANCE NO. 4239**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING CHANGE OF ZONE (ZONE 4972-2016) TO REZONE THE PROPERTIES AT 267, 279, AND 291 E. BONITA AVENUE, 2815 MELBOURNE AVENUE AND THE FIRST PUBLIC ALLEY NORTH OF BONITA AVENUE FROM R-1-7,500 TO THE POMONA CORRIDORS SPECIFIC PLAN RESIDENTIAL TRANSITION ZONE**

**ORDINANCE NO. 4240**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING SPECIFIC PLAN AMENDMENT (SPA 4920-2016) TO AMEND THE POMONA CORRIDORS SPECIFIC PLAN (PCSP) BY EXPANDING THE BOUNDARY OF THE RESIDENTIAL TRANSITION AREA FOR PROPERTIES LOCATED AT 267, 279 AND 291 E. BONITA AVENUE, 2815 MELBOURNE AVENUE AND THE FIRST PUBLIC ALLEY NORTH OF BONITA**

**RESOLUTION NO. 2017-141A**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA APPROVING TENTATIVE PARCEL MAP (PARCELMAP 6122-2016) TO COMPREHENSIVELY DELINEATE ALL AFFECTED PARCELS ON THE CASA COLINA HOSPITAL CAMPUS AND THE PROPERTIES AT 267, 279, AND 291 E. BONITA AVENUE AND 2815 THROUGH 2873 MELBOURNE AVENUE INCLUDING THE FIRST PUBLIC ALLEY NORTH OF BONITA WEST OF MELBOURNE TO BE VACATED FOR THE PROJECT**

**RESOLUTION NO. 2017-141B**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING DEVELOPMENT PLAN REVIEW (DPR 6124-2016) TO BUILD A PARKING LOT ON THE 30,675 SQUARE FOOT LOT CONSISTING OF 267, 279, AND 291 E. BONITA AVENUE AND 2815 MELBOURNE AVENUE AND THE FIRST PUBLIC ALLEY NORTH OF BONITA AVENUE WEST OF MELBOURNE**

Mayor Sandoval stated that he would be recusing himself from discussion of this matter because he was a Boardmember of Casa Colina Hospital, and turned the meeting over to Vice Mayor Escobar. Mayor Sandoval then left the dais.

Development Services Director Lazzaretto provided a brief presentation.

**MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 6-0-0-1 (MAYOR SANDOVAL RECUSED) to open the Public Hearing.**

Dr. Felice Loverso, President and CEO of Casa Colina Hospital, advised that they had hosted a community meeting, and had taken into account the neighbors' concerns by amending the proposal. He noted that they had spent \$100,000 more than originally budgeted in order to mitigate concerns by the neighbors. He urged the City Council to approve the project.

**MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 6-0-0-1 (MAYOR SANDOVAL RECUSED) to close the Public Hearing.**

Discussion ensued regarding noticing of the meeting, dirt and debris from the project, and wear and tear on the streets from construction activity.

**MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 6-0-0-1 (MAYOR SANDOVAL RECUSED) to approve the ordinances and resolutions related to the Casa Colina Hospital parking lot expansion, and to ensure best practices for project conditions.**

### **MATTERS INITIATED BY CITY COUNCILMEMBERS**

Vice Mayor Escobar requested that staff provide an update on the Phillips Paw Park in the Thursday letter.

Councilmember Robledo asked staff to provide information in the Thursday letter regarding any anticipated fee increases from Inland Valley Humane Society.

**Note: Mayor Sandoval returned to the dais.**

Councilmember Carrizosa expressed concern with the dog waste along the street by Simons Middle School, and in the parks in the City. She requested that staff look into what could be done about it.

Councilmember Torres requested that staff look at submitting a co-application with another city to request funding for body cameras for the Police Department.

Councilmember Ontiveros-Cole expressed concern with the safety of the peacocks in Lincoln Park, and requested that staff bring back a recommendation for best practices for protecting and controlling peacocks in and around Lincoln Park.

Mayor Sandoval asked that staff provide the attendance records for all of the Commissioners, and asked that the by-laws for each Commission be reviewed.

**RECONVENE INTO CLOSED SESSION**

The City Council reconvened into Closed Session at 11:18 PM.

**ADJOURNMENT**

The City Council meeting was adjourned at 11:40 p.m.

**In Memory  
of the victims of the  
Route 91 Harvest Festival shootings**

The next regular City Council meeting will be held on Monday, October 16, 2017, Closed Session will begin at 5:30 p.m. and the open session shall commence at 7:00 p.m. in the City Council Chambers.

Respectfully submitted,

ATTEST:

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EVA BUICE, MMC  
City Clerk/Secretary of the Pomona  
Housing Authority/Successor Agency to the  
the Redevelopment Agency

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TIM SANDOVAL  
Mayor/Chair of the Pomona  
Housing Authority/Successor Agency to  
Redevelopment Agency