



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
Vice-Mayor Rubio R. Gonzalez
Councilmember 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.*

Monday, May 20, 2019

7:00 PM

Council Chambers

5:30 P.M.

CLOSED SESSION

CALL TO ORDER

PUBLIC COMMENT

CLOSED SESSION AGENDA ITEMS

A) PUBLIC EMPLOYEE APPOINTMENT (Pursuant to Government Code Section 54957(b)(1))

City Attorney

City Manager

B). CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6)

Part Time Unrepresented Employees

Part Time General Employees Unit

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

7:00 P.M.

CALL TO ORDER

The City Council meeting was called to order at 7:04 p.m.

CLOSED SESSION REPORT

Interim City Attorney Christi Hogan reported that the City Council had convened into Closed Session at 5:32 p.m. with all members present and that the items listed on the agenda had been announced prior to recessing into Closed Session with no public present.

She reported that all the items on the agenda were discussed and that she was not present during the discussion of the City Attorney discussion, and there was no reportable action.

PLEDGE OF ALLEGIANCE

Veteran Pete D. Garcia and the American Legion members led the Pledge of Allegiance to the Flag.

ROLL CALL

Present: Mayor Tim Sandoval
Councilmember Rubio Gonzalez
Councilmember Victor Preciado
Councilmember Nora Garcia
Councilmember Elizabeth Ontiveros-Cole
Councilmember Steve Lustro
Councilmember Robert Torres

Staff Present: Linda Lowry, City Manager
Christi Hogan, Interim City Attorney
Rosalia A. Butler, MMC, City Clerk
Genoveva Rocha, CMC, Deputy City Clerk II

PRESENTATIONS

- A. Certificate of Recognition to Jaime Lepe for 37 Years of Dedicated Service and Leadership in the City of Pomona as the Owner of Mexico Lindo and Mexico Tropical Restaurants

The City Council presented a Certificate of Recognition to Jaime Lepe and his family.

- B.** A Proclamation of the City Council of the City of Pomona, County of Los Angeles, State of California, Proclaiming the Week of May 19-25, 2019 as “National Public Works Week” in the City Of Pomona

The City Council presented a Proclamation to Interim Public Works Director Rene Guerrero declaring the week of May 19-25, 2019 as National Public Work's week.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Gonzalez spoke on several events he attended the past week and over the weekend, which included the opening of Senor Sushi, the Garey High School and Ganesha High School JROTC Ball, the Second Saturday Art Walk, art festival at SAE, and the End Poverty Bus Tour hosted by Senator Connie Leyva.

Councilmember Ontiveros-Cole spoke on the Alejandro Aranda event last week in Pomona and stated it was a well-attended event; she informed that she attended the Conga event at Pomona High.

Councilmember Torres informed that he had attended a Contract Cities and stated he was fortunate to hear legislatures speak and some members of law enforcement on possible on behalf of cities on laws such as AB109 and Prop 47; he also informed the public of an upcoming town hall meeting on May 30, 2019, at 6:30 p.m. at Palomares Community Center and encouraged the residents to attend and voice their concerns.

Councilmember Garcia commented that Pomona is a city with an immense talent she attended the Oscars hosted by Garey High School Viking Music; she informed that she would be hosting a Worker's Right's class in collaboration with the Pomona Economic Opportunity Center at Washington Park on May 22, 2019, at 5:30 p.m.

Councilmember Preciado extended his congratulations to the students promoting and graduating in the City. He also spoke on the Public Works event held today in honor of National Public Works Week.

Councilmember Lustro spoke on Alejandro Aranda Day and thanked City Staff, the DPOA and the Tessier Family for allowing the Fox theatre to be used for the event; he also informed that he attended the American Idol watch Party hosted at the Fox Theatre on Sunday.

Mayor Sandoval exclaimed that Alejandro Aranda Day was a historic day in the City, people from all over the world were watching, and it was a Beautiful display of the City; he also stated that any questions or concerns related to cannabis are welcome and that a decision has not been

finalized. He informed that community meetings would be held throughout the city, allowing residents the opportunity to voice their concerns.

CITY MANAGER COMMUNICATIONS

City Manager Linda Lowry stated she did not have anything to report.

PUBLIC PARTICIPATION

Ion Puschilla, Pomona, spoke about the churches in his neighborhood and their process in feeding the homeless residents; he expressed that the churches should assist in providing for the transients at the transitional shelter or within their properties boundaries.

Walter Marquez, Fairplex, informed that the community forum regarding the Fairplex strategic plan and community events had been rescheduled to Tuesday, June 4, 2019, at 6:00 p.m. at the Sheraton Hotel.

Virginia Beltran, Pomona, spoke on convicted child molesters and their proximity to neighborhood churches.

Erik Delgado, Pomona, International Brotherhood of Electrical Workers, IVEW was in the process of searching for a training hall, and he wished to introduce himself and the organization to the City Council and community.

Ivan De Herrera, Assistant Business Manager of IBEW, spoke on the trades that are available at IBEW and their hopes to recruit more students to train.

Deborah Clifford, Pomona Valley Historical Society, shared a brief history on Jose Antonio Perez, the "last vaquero."

Selena Pacheco, Grid Alternatives, informed that Grid Alternatives in conjunction with Southern California Edison would be sending out mailers to the community regarding the qualifications and programs.

Dee Ybarra, Murdered Missing Indigenous Women (MMIW), spoke on the high murder rate for indigenous people, specifically for indigenous women.

Carlos Goytia, Pomona, spoke on the disappearance of native women and the need to raise awareness.

CONSENT CALENDAR

Gustavo Ramirez, Pomona, spoke on raising awareness on the murdering of indigenous women and recited a poem.

Approval of the Consent Agenda

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0, to approve the Consent Calendar.

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 Meeting Minutes:

October 2, 2017 Meeting Minutes
November 20, 2017 Meeting Minutes
December 4, 2017 Meeting Minutes
December 18, 2017 Meeting Minutes
February 12, 2018 Meeting Minutes
March 4, 2019 Meeting Minutes
April 1, 2019 Meeting Minutes

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0.

2. Amendment of the FY 2018-19 General Fund Operating Budget by Increasing Revenues by \$478,696 and Appropriations by \$311,152 in the Development Services Department to Account for Building and Safety Activity

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

RESOLUTION NO. 2019-58 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, ADOPTING A RESOLUTION TO AMEND FY 2018-19 BUILDING AND SAFETY OPERATING BUDGET BY INCREASING REVENUES BY \$478,696 AND APPROPRIATION BY \$311,152 TO ACCOUNT FOR BUILDING AND SAFETY ACTIVITY

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0.

3. Second Reading and adoption Code Amendment No. 11576-2019, amending the Pomona Zoning Ordinance Pertaining to Wayfinding Signs

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

ORDINANCE NO. 4260 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE CITY OF POMONA ZONING ORDINANCE (PZO) SECTION 503-K ("SIGNS"): SUBSECTION B ("DEFINITIONS"), SUBSECTION E ("EXEMPTED SIGNS"), AND SUBSECTION F ("PROHIBITED SIGNS") AS THEY PERTAIN TO WAYFINDING SIGNS

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0.

4. Authorize the Exchange of Series AW Taxable Bond Proceeds for Proposition A Funds with the City of Diamond Bar and the City of Hidden Hills and Amend the FY 2018-19

Operating and CIP Budgets

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

1) Adopt the following resolution:

RESOLUTION NO. 2019-60 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING THE EXCHANGE OF SERIES AW TAXABLE BOND PROCEEDS IN THE AMOUNT OF \$727,500 FOR PROPOSITION A FUNDS IN THE AMOUNT OF \$970,000 WITH THE CITY OF DIAMOND BAR AND TO RECEIVE AND APPROPRIATE \$970,000 OF PROPOSITION A FUNDS IN THE FY 2018-19 OPERATING BUDGET; AMENDING THE FY 2018-19 CIP BUDGET BY UN-APPROPRIATING \$970,000 IN SERIES AW TAXABLE BOND PROCEEDS FROM "POMONA TRANSIT BRIDGE IMPROVEMENTS AND BEAUTIFICATION," PROJECT #428-2590-XXXXX-67927 AND APPROPRIATING \$970,000 FROM PROPOSITION A FUNDS TO THE PROJECT

2) Adopt the following resolution:

RESOLUTION NO. 2019-61 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AUTHORIZING THE EXCHANGE OF SERIES AW TAXABLE BOND PROCEEDS IN THE AMOUNT OF \$84,000 FOR PROPOSITION A FUNDS IN THE AMOUNT OF \$120,000 WITH THE CITY OF HIDDEN HILLS AND TO RECEIVE AND APPROPRIATE \$120,000 OF PROPOSITION A FUNDS IN THE FY 2018-19 OPERATING BUDGET; AMENDING THE FY 2018-19 CIP BUDGET BY UN-APPROPRIATING \$120,000 IN SERIES AW TAXABLE BOND PROCEEDS FROM "POMONA TRANSIT BRIDGE IMPROVEMENTS AND BEAUTIFICATION," PROJECT #428-2590-XXXXX-67927 AND APPROPRIATING \$120,000 FROM PROPOSITION A FUNDS TO THE PROJECT

3) Authorize the City Manager to execute necessary contracts with the City of Diamond Bar and City of Hidden Hills to complete the exchange.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0.

DISCUSSION CALENDAR

5. Finding of Public Benefit of the Community at Large: Recommended Expenditures and Recap of Funds

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

1) Approve the expenditures recommended and make the finding that the community at

large will receive a public benefit from the expenditure of funds for recommended items;
and

- 2) Receive and file the recap of final amounts for previously approved projects/activities.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER GARCIA, CARRIED 7-0 to add Item F to the agenda due to it coming up after the posting of the agenda and requiring immediate attention.

- F) American Legion- Requested Amount \$800.**

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER PRECIADO, CARRIED 7-0, making a Finding of Public Benefit for Items A-F, and receiving and filing the recap of final amounts for previous approved project/activities.

PUBLIC HEARINGS

6. Introduction and First Reading of Change of Zone (ZONE 10882-2018) as well as Consideration of Conditional Use Permit (CUP 10881-2018) for a Property Located at 1531 and 1533 West Orange Grove Avenue

It is recommended that the City Council open the public hearing and after receiving testimony and public comment, close the public hearing and take the following actions:

- 1) Introduce for first reading the following ordinance:

ORDINANCE NO. 4262 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING A CHANGE ZONE (ZONE 10882-2018) TO ADD THE R-1-E, SINGLE-FAMILY RESIDENTIAL OVERLAY DISTRICT TO THE EXISTING ZONING DESIGNATION OF R-1-6,000, SINGLE-FAMILY RESIDENTIAL DISTRICT ON A PROPERTY LOCATED AT 1531 AND 1533 WEST ORANGE GROVE AVENUE

- 2) Adopt the following resolution:

RESOLUTION NO. 2019-57 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA APPROVING CONDITIONAL USE PERMIT (CUP 10881-2018) TO ALLOW FOR THE CONSTRUCTION OF A NEW 1,652 SQUARE FOOT SINGLE FAMILY STRUCTURE AND TWO-CAR GARAGE, A 704 SQUARE FOOT ADDITION TO AN EXISTING 800 SQUARE FOOT SINGLE FAMILY RESIDENCE AND NEW SINGLE-CAR GARAGE, AND A 339 SQUARE FOOT ADDITION TO AN EXISTING 1,163 SQUARE FOOT SINGLE FAMILY RESIDENCE ON A PROPERTY LOCATED AT 1531 AND 1533 WEST ORANGE GROVE AVENUE

Senior Planner Vinny Tam provided a brief presentation to the City Council.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0, to Open the Public Hearing.

There were no speakers present for this item.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0, to Close the Public Hearing.

Councilmember Garcia inquired and Senior Planner Vinny Tam informed that it was legal at the time it was built but does not conform to today's standards.

MOTION BY COUNCILMEMBER LUSTRO, SECOND BY COUNCILMEMBER TORRES, CARRIED 7-0, Introducing the First Reading of Ordinance No. 4262 an approving Resolution No. 2019-57.

7. Consideration of a Resolution Approving Conduit Financing for the Mt. San Antonio Gardens Project Under Requirement of the Tax and Equity Fiscal Responsibility Act (TEFRA)

It is recommended that the City Council conduct a public hearing under the requirements of the Tax and Equity Fiscal Responsibility Act (TEFRA) and the Internal Revenue Code of 1986 to receive testimony and comments and, upon concluding the hearing, adopt the following resolution:

RESOLUTION NO. 2019-59 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE ISSUANCE OF THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY REVENUE BONDS IN A MAXIMUM AGGREGATE ISSUE PRICE OF \$45,000,000 FOR THE PURPOSE OF FINANCING AND REFINANCING COSTS OF IMPROVEMENTS TO AND RELATED WORKING CAPITAL FOR MT. SAN ANTONIO GARDENS AND CERTAIN OTHER MATTERS RELATING THERETO

Finance Director Andrew Mowbray provided a brief presentation to the City Council.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER GARCIA, CARRIED 7-0, to Open the Public Hearing

There were no speakers present for the public hearing.

MOTION BY COUNCILMEMBER GARCIA, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0, to Close the Public Hearing

Mayor Sandoval inquired, and Anthony Stubbs of the California Municipal Authority informed that TEFRA is a federal requirement and that was typical to hold the hearing at a council meeting near the property receiving the bonds.

Councilmember Torres inquired, and Mr. Stubbs stated that the money would be utilized for the rehabilitation and capital improvements of the property.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER PRECIADO, CARRIED 7-0 to adopt the Resolution No. 2019-59

MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Garcia requested that Staff prepare a resolution in support of the Murdered Missing Indigenous Women; she also requested an update on the City Council's previous requests.

Councilmember Ontiveros-Cole expressed her concern

Mayor Sandoval informed that there is a bill currently before the Assembly regarding predatory lending and requested Staff prepare a report to bring before the City Council on June 3, 2019, to possibly support the bill.

Councilmember Preciado requested a consensus from the City Council to provide a certificate of recognition to the School of Arts in honor of being an award recipient.

Councilmember Ontiveros-Cole expressed her concern over the treatment of City trees throughout the community.

RECONVENE INTO CLOSED SESSION

The City Council recessed at 8:37 p.m. and reconvened into Closed Session to continue discussing the item listed below:

Item A) Public Employee Appointment (Pursuant to Government Code Section 54957(b)(1))

City Attorney

Item A was discussed and there was no reportable action taken.

ADJOURNMENT

The City Council adjourned from Closed Session at 9:02 on Monday, May 21, 2019.