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# CITY OF POMONA

## COUNCIL REPORT

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September 9, 2019

To: Honorable Mayor and Members of the City Council

From: Linda Lowry, City Manager

Submitted By: Rene Guerrero, Public Works Director

**SUBJECT: ADOPT A RESOLUTION TO ACCEPT AND RECEIVE \$140,000 OF ADDITIONAL GRANT FUNDS FROM SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY (RMC) AND AMEND “PHIL AND NELL SOTO PARK,” CIP PROJECT NO. 428-2590-XXXXX-71040 WITHIN THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY RECEIVING AND APPROPRIATING \$140,000 OF AVAILABLE RMC GRANT FUNDS TO THE PROJECT**

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

**RESOLUTION NO. 2019-132 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO ACCEPT AND RECEIVE \$140,000 OF ADDITIONAL GRANT FUNDS FROM SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY (RMC) AND AMEND “PHIL AND NELL SOTO PARK,” CIP PROJECT NO. 428-2590-XXXXX-71040 WITHIN THE FY 2019-20 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY RECEIVING AND APPROPRIATING \$140,000 OF SAN GABRIEL AND LOWER LOS ANGELES RIVERS AND MOUNTAINS CONSERVANCY GRANT FUNDS TO THE PROJECT**

**EXECUTIVE SUMMARY:** The appropriation of additional funds in the amount of \$140,000 to “Phil and Nell Soto Park,” Project No. 428-71040 from San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) will enable the City to move forward with the unforeseen costs which at this time include additional grading, costs to remove an underground storage tank, and additional wall construction.

**FISCAL IMPACT:** There is no General Fund impact with this item. The “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040, currently has a budget of \$2,546,991 funded from California Natural Resources Agency Urban Greening Grant, San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy Grant, and Park and Recreation Improvement Fee. The

anticipated fiscal impact on this project with this action, including the appropriation of \$140,000 in RMC grant funds, is as follows:

Category	Phil and Nell Soto Park Project No. 428-2590-XXXXXX-71040
Current Budget	\$2,546,991
Appropriate San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy (RMC) Grant Funds	\$140,000
Revised Budget	\$2,686,991

**PREVIOUS RELATED ACTION:** On December 7, 2015, City Council approved the submission of a grant application to the RMC for the “Phil and Nell Soto Park,” Project No. 428-71040 in the amount of \$1.5M and authorized submission for future grant applications for funding through the Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Prop I) Grant.

On May 15, 2017, City Council authorized the submittal of one grant application for grant funds from the California Natural Resources Agency - Urban Greening Program in the amount of \$1.5 million in funding.

On June 4, 2018, City Council passed Resolution No. 2018-69 adopting the CIP for FY 2018-19 which included the appropriation of \$1,390,069 in grant funds to “Phil and Nell Soto Park,” Project No. 428-71040, due to the execution of an agreement with California Natural Resources Agency – Urban Greening Program received for the “Phil and Nell Soto Park” project.

On August 6, 2018, City Council passed Resolution No. 2018-117 amending the CIP Budget for FY 2018-19 by appropriating \$1,010,000 of RMC Grant Funds and \$141,633 of Park and Recreation Improvement Fees for the “Phil and Nell Soto Park” project.

On July 15, 2019, \$5,289 of Park and Recreation Improvement Fees were re-appropriated to the project from the closed project, “Esperanza y Alegria Park,” Project No. 428-71029.

**DISCUSSION:** During the course of the construction of “Phil and Nell Soto Park,” Project No. 428-71040, Staff encountered additional, unforeseen costs that have significantly impacted the project budget. Staff requested additional funds from both granting agencies to be allocated to the project due to the following issues that have caused a delay in construction. The additional costs are:

1. Grading: When construction began, additional earthwork/grading was needed at the site.
2. Underground Storage Tank (UST): While installing underground utilities for this project, the contractor encountered a previously unknown UST containing a small amount of diesel fuel.
3. Block Wall: During the construction of the block wall, it was determined that the wall footing needed to be increased in size with additional reinforcement implemented.

The additional work is estimated at \$144,000 (6.3% of the contract amount). After presenting both grant funding agencies with the unforeseen expenses, the RMC approved Amendment No. 1 adding \$140,000 to the original grant amount of \$1,010,000 for a total grant of \$1,150,000.

Staff recommends that City Council approve the attached Resolution to accept and receive the additional grant funds from RMC and appropriate the funds to “Phil and Nell Soto Park,” Project No. 428-2590-XXXXX-71040.

**PRIORITIES & GOALS:** This item supports the 2019-2020 City Council Priority 1: Fiscal and Operational Responsibility – Goal C: Obtain additional grant funding and other revenues to help achieve City goals.

Prepared by:

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Matt Pilarz  
Acting City Engineer

**ATTACHMENT:**  
Attachment No. 1 – Proposed Resolution No. 2019-132