



CITY OF POMONA COUNCIL REPORT

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: AGREEMENTS WITH CALIFORNIA CONSERVATION CORPS FOR
VEGETATION/BRUSH CLEARANCE IN THE PHILLIPS RANCH AND
GANESHA PARK HILLSIDE AREAS**

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

1. Adopt the following resolution:

**RESOLUTION NO. 2019-134 - A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL
YEAR 2019-20 ADOPTED OPERATING BUDGET BY APPROPRIATING
\$10,948 FROM GENERAL FUND RESERVES, UTILIZING
PREVIOUSLY DONATED FUNDS FROM THE FAIRPLEX, TO
PROVIDE VEGETATION AND BRUSH CLEARANCE IN GANESHA
PARK AND THE SURROUNDING HILLSIDES**

2. Approve an agreement with the California Conservation Corps, Pomona Center, in the amount of \$10,560 to provide vegetation clearing in Ganesha Park and the surrounding hillsides;
3. Authorize the City Manager to sign the Agreement for vegetation clearing in Ganesha Park and the surrounding hillsides in substantially the form submitted;
4. Retroactively approve an agreement with the California Conservation Corps, Pomona Center, in the amount of \$60,000 for vegetation clearing to be completed in the Phillips Ranch area; and
5. Retroactively authorize the City Manager to sign the Agreement for vegetation clearing in the Phillips Ranch area in substantially the form submitted.

EXECUTIVE SUMMARY: Approval of the attached resolution (Attachment No. 1) will appropriate previously donated Fairplex funds from General Fund Reserves to the Parks and Landscape Maintenance Operating Budget. This funding and approval of the attached agreement with the California Conservation Corps (CCC) (Attachment No. 2) will allow for vegetation and brush clearance in the Ganesha Park area and surrounding hillsides to reduce the threat of

wildfires. Additionally, providing retroactive approval of the agreement between CCC and the City of Pomona (Attachments No. 3) will provide official approval of an agreement for brush clearance work that was necessary to begin in August 2019 due to high threat of wildfires in the Phillips Ranch Assessment District Area, Zones A and B.

FISCAL IMPACT: In FY 2014-15, the Fairplex donated \$50,000 to the City for improvements to Ganesha Park and other areas surrounding the Fairgrounds. Appropriation of the remaining \$10,948 of the Fairplex donation will provide sufficient funding for both brush clearing (\$10,560) and associated equipment costs in the Ganesha Park area and surrounding hillsides. For the Phillips Ranch scope, there is sufficient funding in the Phillips Ranch Assessment District Zone A and B budget (Account number 256-4073-52920-00000) to cover the FY 2019-20 cost of the CCC contract to provide vegetation/brush clearance in Phillips Ranch.

PUBLIC NOTICING REQUIREMENTS: None.

PREVIOUS RELATED ACTION: On October 20, 2014, the City Council approved acceptance of a \$50,000 donation from the Fairplex to fund improvements at Ganesha Park and areas surrounding the Fairgrounds. On February 23, 2015, the City Council officially accepted and appropriated \$50,000 to the FY 2014 -15 General Fund Operating Budget for Ganesha Park area improvements. Subsequent appropriations have since been made to fund various projects and improvements in the area.

ENVIRONMENTAL IMPACT: Utilizing the CCC to provide brush clearing services will assist in reducing the threat of wildfires.

DISCUSSION:

Ganesha Park & Surrounding Hillsides

A substantial portion of the \$50,000 Fairplex donation has been previously appropriated to fund various improvements in the Ganesha Park area, including installation of a decorative rock wall/k-rail enhancement project and the Ganesha Park tree trunk wood carving project. To date, \$10,948.66 remain. Councilmember Torres requested that staff bring forward an item for Council consideration to fund vegetation and brush clearance in the Ganesha Park area and surrounding hillsides to reduce the threat of wildfires.

Phillips Ranch Area

As authorized by the City Manager on June 17, 2019, the City entered into an agreement with the CCC for \$30,000 to provide brush and vegetation clearance in the Phillips Ranch area to minimize the threat of wildfires. Soon after the start of work, it was determined that the amount of work required to clear the brush and vegetation was more extensive than originally anticipated, and as such, these funds were expended at a faster rate than expected.

To continue with the brush and vegetation clearance throughout the Phillips Ranch area, a new agreement and additional funds in the amount of \$60,000 are necessary. Because of the recent

high temperatures, it is imperative that this work continue as quickly as possible. However, the agreement amount of \$60,000 requires City Council approval. As there was no regularly scheduled Council meeting between August 5, 2019 and September 9, 2019, it was determined that City Manager authorization to proceed with the agreed upon work would be necessary prior to City Council approval at this meeting. With said authorization, the CCC continued their work in mid-August.

The CCC offers job training and employment for young people throughout the state. Because the CCC provides employment training opportunities, California Labor Code, Section 1720.4(c) specifically exempts the CCC from paying state prevailing wages to CCC members when engaged in public works projects. Furthermore, the CCC is not subject to Federal prevailing wage requirements as set forth in the Davis-Bacon Act (Title 40 USC 276A et seq.), when providing labor on Federal government contracts. The CCC charges a flat rate of \$24.00 per hour. This contract represents 2,500 hours of labor to be performed. The City provides materials and equipment.

The entire scope of services to be performed for both contracts is described in detail in the two separate contracts (Attachment Nos. 2 and 3), and includes clearing v-ditch drains and corridors of debris, brush and other vegetation, potentially including dead or live trees, and general clearing of dead, overgrown or other unwanted vegetation for wildfire prevention purposes. Methods of disposal will be coordinated at each location with the City's Parks and Landscape Supervisor or Parks and Facilities Manager.

ATTACHMENTS:

Attachment No.1: Resolution No. 2019-134

Attachment No. 2: Agreement between the CCC and Pomona to Provide Vegetation Clearing in the Ganesha Park Area and Surrounding Hillsides.

Attachment No. 3: Agreement between the CCC and Pomona to Provide Vegetation Clearing in Phillips Ranch Assessment District Zones A and B.

Prepared by:

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