



CITY OF POMONA

COUNCIL REPORT

October 7, 2019

To: Honorable Mayor and Members of the City Council

From: Linda Lowry, City Manager

Submitted By: Mark J. Gluba, Deputy City Manager

SUBJECT: ADOPTION OF A RESOLUTION ESTABLISHING PROCESS INTEGRITY STANDARDS APPLICABLE TO COMMERCIAL CANNABIS PERMIT APPLICANTS AND THEIR REPRESENTATIVES OR LOBBYISTS WORKING ON THEIR BEHALF

RECOMMENDATION:

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

RESOLUTION NO. 2019 – 159 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, ESTABLISHING PROCESS INTEGRITY STANDARDS APPLICABLE TO COMMERCIAL CANNABIS PERMIT APPLICANTS AND THEIR REPRESENTATIVES LOBBYING OR WORKING ON THEIR BEHALF IN ACCORDANCE WITH SECTION 68-42 OF THE COMMERCIAL CANNABIS BUSINESSES CHAPTER OF THE POMONA CITY CODE

EXECUTIVE SUMMARY: On April 1, 2019, the City Council adopted Ordinance No. 4257 adding Chapter 68 to the Pomona City Code (PCC) to regulate commercial cannabis businesses within the City. Provisions of this Ordinance call for the City Council to establish Process Integrity Standards applicable to commercial cannabis permit applicants and persons working on behalf of such applicants. Adoption of Resolution No. 2019-159, as proposed would satisfy provisions of the Ordinance by establishing the requisite process integrity standards.

FISCAL IMPACT: *NONE.*

PREVIOUS RELATED ACTION: On April 1, 2019, the City Council adopted Ordinance No. 4257 adding Chapter 68 to the Pomona City Code (PCC) to regulate commercial cannabis businesses within the City.

DISCUSSION:

In accordance with previous Council direction and the provisions of Ordinance No. 4257 pertaining to Commercial Cannabis Businesses, staff has prepared to the attached proposed

Resolution No. 2019-159 to satisfy process integrity standard provisions. Specifically, these standards in the proposed Resolution would prohibit:

1. Ex-Parte Contacts: An applicant and its representatives shall not attempt to contact or initiate contact, in person, by phone or by electronic means, with the Mayor or any City Council Member.

2. Gifts: An applicant and its representatives shall not directly or through any agent or intermediary make, or arrange for the making of, any gift to the Mayor, City Council Member or staff person, upon adoption of this Resolution (or twelve (12) months immediately preceding the date of the application for future application cycles), while the application is pending and for at least twelve (12) months after a Commercial Cannabis Permit is awarded. Gift shall have the meaning it is defined to have in the California Political Reform Act.

3. Campaign Contributions: An applicant and its representatives shall not make a campaign contribution or loan of more than two hundred fifty dollars (\$250.00) to the Mayor or any City Council Member.

Failure to abide by these Process Integrity Standards may result in disqualification from an existing cannabis permit review process or revocation of a permit if it is later determined that the applicant or any person associated with the application or any third party lobbying on their behalf has violated these standards.

Prepared by:

Mark J. Gluba
Deputy City Manager

ATTACHMENT(S):

Attachment No. 1 – Resolution No. 2019-159