

October 15, 1984

Vol. 72, p. 363

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF POMONA
AND OF THE COUNCIL SITTING AS THE REDEVELOPMENT AGENCY OF SAID CITY
HELD OCTOBER 15, 1984, AT 8:00 P.M., IN THE COUNCIL CHAMBERS OF THE
CITY HALL, 505 SOUTH GAREY AVENUE, POMONA, CALIFORNIA.

The invocation was given by the Rev. G. C. Wilson, Macedonia Baptist
Church.

1
INVOCATION

- - - - -

Roll Call:

Present: Councilmen: Weigand, Gaulding, Nymeyer, (Mayor) Selby.

2
ROLL CALL

Staff: City Administrator Lampman,
City Attorney Sampson, City Clerk Herr,
Director of Community Development Sorensen,
City Engineer/Traffic Engineer Noorbaksh

Absent: Councilmen: Bryant.

- - - - -

Moved by Councilman Weigand, seconded by Councilman Gaulding,
that the Minutes of the Special Meeting held October 1, 1984, be
approved as written.

3
MINUTES
10/1/84

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

Moved by Councilman Weigand, seconded by Councilman Gaulding,
that the Minutes of the Regular Meeting held October 1, 1984, be
approved as written.

4
MINUTES
10/1/84

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

Moved by Councilman Weigand, seconded by Councilman Gaulding,
that the Minutes of the Adjourned Regular Meeting held
October 8, 1984, be approved as written.

5
MINUTES
10/8/84

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

6
PRESENTAT'N
GODDESS
STATUETTE
RETIRING
COMMISSION
MEMBERS
(Wildman,
Hill, Koch)
1.15, 2.2

Mayor Selby presented the Goddess Pomona statuette to retiring Commission members: Arlene Wildman, who served three years on the Street Tree Commission (1971-1973), 7 1/2 years on the Merit System Commission (1974-1981), and three years on the Community Life Commission (1981-1984); and Jean Hill who served eight years on the Planning Commission (1976-1984). William Koch, Merit System Commission, who served for eight years (1976-1984), was not present to receive his Goddess.

- - - - -

7
OATH OF OFC
COMMISSIONER
(Gans)
2.2

The City Clerk administered the Oath of Office to Dr. Lydia P. Gans, newly-appointed to the Community Life Commission.

- - - - -

8
PROCLAMAT'N
"DRUG
AWARENESS
PROG"
(Elks #789,
Progress
Bulletin,PD)
1.4

Mayor Selby read a proclamation honoring Elks Lodge No. 789, the Progress Bulletin, and the Pomona Police Department for their cooperative "Drug Awareness Program".

He presented the proclamation to Rick Veradt of the Elks Lodge No. 789, Peggy Olsen of the Progress Bulletin, and Police Chief Don Burnett.

- - - - -

9
ORDINANCE
SALARIES
MGMT/CONF
(Admin
Sec w/o
shorthand)

APPROVED
2.5

AN ORDINANCE AMENDING ORDINANCE NO. 3231 (AS AMENDED BY ORDINANCE NO. 3238), FIXING SALARIES FOR MANAGEMENT AND CONFIDENTIAL EMPLOYEES, BY AMENDING EXHIBITS A AND B THERETO ADDING THE POSITION OF "ADMINISTRATIVE SECRETARY (WITHOUT SHORTHAND)". (Approved and adopted as an emergency ordinance on October 1, 1984, and numbered 3242)

Moved by Councilman Gaulding, seconded by Councilman Weigand, that the ordinance be placed upon second and final reading as a regular ordinance, and be approved, adopted, and numbered 3242.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

10
ORDINANCE
REGULATION
SEXUALLY
EXPLICIT
MATERIAL

APPROVED
7.2, 5.12,
1.5

AN ORDINANCE REPEALING CHAPTER 14.8 (REGULATION OF SEXUALLY EXPLICIT MATERIAL) OF ORDINANCE NO. 1673, ALSO KNOWN AS THE CODE.

Moved by Councilman Gaulding, seconded by Councilman Weigand, that the ordinance be placed upon second and final reading, and be approved, adopted, and numbered 3243.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

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AN ORDINANCE AMENDING SECTION 12-6 OF ORDINANCE NO. 1673, ALSO KNOWN AS THE CODE, REQUIRING CLOSED LIDS ON COMMERCIAL REFUSE CONTAINERS.

Moved by Councilman Weigand, seconded by Councilman Gaulding, that the ordinance be placed upon second and final reading, and be approved, adopted, and numbered 3244.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

11
ORDINANCE
CLOSED LIDS
COMMERCIAL
REFUSE
CONTAINERS

APPROVED
5.8, 1.5

A RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE POMONA POLICE OFFICERS' RELIEF ASSOCIATION. (Effective July 1, 1984 through August 31, 1985)

Moved by Councilman Weigand, seconded by Mayor Selby, that the resolution be approved.

Ayes: Weigand, Selby.

Noes: Gaulding, Nymeyer.

- Tie Vote -

It was determined that this item and the ORDINANCE FIXING SALARIES FOR SWORN POLICE EMPLOYEES both would be held over for a full Council.

- - - - -

A RESOLUTION APPROVING THE ISSUANCE OF TAX AND REVENUE ANTICIPATION NOTES AND APPROVING THE CONTRACT OF PURCHASE BETWEEN THE CITY AND MILLER & SCHROEDER MUNICIPALS, INC. (TRAN)

Moved by Councilman Weigand, seconded by Councilman Nymeyer, that the resolution be approved, adopted, and numbered 84-245.

Ayes: Weigand, Nymeyer, Selby.

Noes: Gaulding.

- Carried -

ORDINANCE
SALARIES
SWORN POLICE

HELD OVER
FULL COUNCIL
2.5

13
RESOLUTION
ISSUANCE
TAX/REVENUE
ANTICIPATION
NOTES (TRAN) &
CONTR PURCHASE
(Miller &
Schroeder)
4.4, 4.1

Moved by Councilman Nymeyer, seconded by Councilman Gaulding, that all items on the Consent Agenda be acted upon as recommended, with the exception of item (g):

A RESOLUTION AWARDDING THE CONTRACT FOR RECARPETING OF THE PUBLIC LIBRARY, PROJECT NO. 01-323. (Continued from October 1; to Custom Floors, Inc. for lowest bid of \$30,565)

Approved, adopted, and numbered 84-246.

14
CONSENT

(a)
RESOLUTION
AWD RECARPET
LIBRARY, #01-323
(Custom Floors)
6.7A

(b) A RESOLUTION AWARDDING THE CONTRACT FOR HUMANE WAY EROSION CONTROL,
RESOLUTION PROJECT NO. 15-141, EDA PROJECT NO. 07-01-02455. (To Valley Crest
AWD HUMANE WY Landscape, Inc. for lowest bid of \$86,720)
EROSION CNTRL
#15-141,EDA Approved, adopted, and numbered 84-247.
#07-01-02455
(Valley Crest)
6.4, 6.18

(c) A RESOLUTION CONFIRMING THE REPORT OF THE CHIEF OF THE POMONA FIRE
RESOLUTION DEPARTMENT SHOWING THE COST OF WEED ABATEMENT. (Special Lien List
WEED ABATEM No. 1, Cycles II and III, 1984)
(List 1,
Cycles II & Approved, adopted, and numbered 84-248.
III, 1984)
5.13

(d) Assessment District No. 285, parking lot improvement, First and Main
AD #285 Streets, et al., Project No. 53-285; Crowell and Larson, Inc., con-
PRKG LOT tractor.
IMPROVEM
1ST & MAIN Final acceptance given the project and City Clerk instructed to file
#53-285 Notice of Completion with the County Recorder; and upon expiration
(Crowell & of the 35-day lien period following recordation, Director of Finance
Larson) to make final payment, providing no liens or stop notices have been
6.20 filed against said contractor in relation to the above contract.

(e) Reroofing Fire Station No. 6, Project No. 01-322; Stone Roofing
REROOF FIRE Company, Inc., contractor.
STATION #6
#01-322 Final acceptance given the project and City Clerk instructed to file
(Stone Notice of Completion with the County Recorder; and upon expiration
Roofing) of the 35-day lien period following recordation, Director of Finance
6.10 to make final payment, providing no liens or stop notices have been
filed against said contractor in relation to the above contract.

(f) Purchase of one forklift from Lloyd's Equipment Co., Inc., Ontario,
1-FORKLIFT for use by the Equipment Maintenance Division, total cost of
(Lloyd's) \$8,413.50.
3.5
Approved as set forth in the recommendation of the Purchasing Manager
dated October 8, 1984.

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Recommendation for settlement in the case of Pamela Hernandez vs. City of Pomona.

Settlement approved as set forth in the recommendation of the Colen & Lee and the Risk Manager, dated October 9, 1984.

(g)
SETTLEMENT
HERNANDEZ VS.
CITY

APPROVED
1.1

Claims filed against the City:

1. Robert L. Ortiz.
2. Dorothy Person.

(h)
CLAIMS:
(Ortiz,
Person)
1.1

Claims rejected in accordance with the recommendation of Colen & Lee and the Risk Manager, and City Clerk instructed to give notice that claimants have six months during which to bring suit, if any, based upon their claims.

The Council was in receipt of the Boards and Commissions Minutes:

1. Planning Commission, September 12, 1984.
2. Planning Commission, September 26, 1984.

(i)
MINUTES
(PC)

Vote:

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

ITEM (g): Purchase of four replacement trucks (two for the Water Department, and two for the Parks Department) from De Anza Chevrolet, Riverside, total cost of \$38,034.42, and from Valley Chevrolet, Pomona, total cost of \$25,536.92.

15
4-REPLACEMENT
TRUCKS (De Anza/
Valley Chevrolet)

After discussion of item (g), it was moved by Councilman Nymeyer, seconded by Councilman Weigand, that the purchase of four replacement trucks be approved, as set forth in the recommendation of the Purchasing Manager, dated October 9, 1984.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

APPROVED
3.3

- Carried -

- 16
DISCUSSION
CIVIC CENTER
PRKG/7TH &
MAIN DECLARE
2-STORY
STRUCTURE/
GARAGE
SURPLUS
- Council was in receipt of a communication from the Director of Public Works, discussing the joint City-County effort to provide additional parking to serve the courts and hopefully alleviate parking problems in the Central Business District by expansion of the existing Seventh-Street parking lot.
- Moved by Councilman Weigand, seconded by Councilman Gaulding, that the two-story structure and garage at 300 West Seventh Street, be declared surplus, and the Purchasing Officer seek bids for the sale of the structures at a minimum bid of \$3,150 with removal within 90 days thereof. Removal to include house, garage, footings, foundations, trees, brush, cleanup, loose basement backfill with existing soil, and cap sewer.
- RETAIN HOUSE
HISTORICAL
VALUE
8.21
- Mayor Selby and other members of the Council emphasized their desire that the house, which is of historical value, be retained in Pomona if possible.
- Ayes: Weigand, Gaulding, Nymeyer, Selby.
- APPROVED
1.22, 10.14,
6.7
- Carried -
- 17a
RESOLUTION
AUTH COMM
DEV DIR
EXECUTE
AGREEMS
IMPLEMENT
PROG
(Downtown)
6.23.1, 4.14,
6.20A, .24,
5.5
- A RESOLUTION APPROVING THE DOWNTOWN COMMERCIAL REVITALIZATION PROGRAM AND AUTHORIZING THE COMMUNITY DEVELOPMENT DIRECTOR TO EXECUTE APPROPRIATE AGREEMENTS FOR IMPLEMENTATION OF THE PROGRAM.
- Moved by Councilman Gaulding, seconded by Councilman Weigand, that the resolution be approved, adopted, and numbered 84-249.
- Ayes: Weigand, Gaulding, Nymeyer, Selby.
- Carried -
- 17b
RDV RESOL
COMM DEV DIR
EXECUTE
AGREEMS
IMPLEMENT
COMM LOAN
PROG(B/A,
Pom 1st
Federal
(Downtown)
6.23.1, 4.14
6.20A, .24,
5.5
- A RESOLUTION OF THE REDEVELOPMENT AGENCY AUTHORIZING THE COMMUNITY DEVELOPMENT DIRECTOR TO EXECUTE AGREEMENTS WITH BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION AND POMONA FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION FOR IMPLEMENTATION OF THE COMMERCIAL LOAN PROGRAM APPROVED AND ADOPTED BY THE CITY COUNCIL. (For the Downtown Commercial Revitalization Program)
- Moved by Councilman Weigand, seconded by Councilman Gaulding, that the resolution be approved, adopted, and numbered 84-250.
- Ayes: Weigand, Gaulding, Nymeyer, Selby.
- Carried -

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The Council was in receipt of a communication from the Director of Community Development regarding future treatment of the Palomares Cemetery, which is owned by the Native Daughters of the Golden West.

18
IMPROVEMENTS
PALOMARES
CEMETERY

Moved by Councilman Gaulding, seconded by Councilman Weigand, that the recommendation be approved, as set forth in the communication of the Director of Community Development, dated October 15, 1984:

1. Assign Land Design to prepare a plan for improvements to the Palomares Cemetery in conjunction with the Native Daughters of the Golden West Parlour #307, at a cost not to exceed \$1,000, and
2. Prepare a basic agreement to provide for installation and maintenance of such improvements.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

APPROVED
8.21

- Carried -

The Council was in receipt of a letter from Glenda Wise, owner of apartments on six lots at 3102-3104 North Garey Avenue; and 3101-3103, 3105-3107, 3109-3111, 3113-3115, and 3117-3119 North Abbott Street, protesting the provisions of Ordinance No. 3196 which requires that each apartment located on a separate lot shall be considered a separate business for business license tax purposes. She stated that the property was purchased as one complex, was under one deed and they made only one mortgage payment.

19
PROTEST
APARTMENT
OWNERS
SEPARATE
BUSINESS LIC
SEPARATE LOT
3102-04 N GAREY
3101-3119 N
ABBOTT
(Wise)

During discussion, it was noted that the property was recorded as six separate lots for which the owner received separate tax bills, the method of financing was not under control of the City and was unrelated to the ordinance requirement for issuance of individual business licenses, and all other apartment owners with similar circumstances had adhered to the requirements of the Code to be licensed separately.

Councilman Gaulding suggested that Ms. Wise might solve her problem by obtaining a lot line adjustment which would consolidate the entire property into one parcel; however, she would have to pay for the engineering and any other costs required.

Councilman Weigand inquired regarding the status of certain other large apartments with contiguous development, and moved that the matter be held over and that the staff analyze large apartment complexes considered as one business. The motion was seconded by Councilman Gaulding.

HELD OVER/STAFF
ANALYZE LARGE
APARTMENT
COMPLEXES AS ONE
& COSTS
7.1, 7.8

Councilman Nymeyer, who had requested that the matter be placed on the Agenda, asked that should staff return a negative recommendation, the report also contain the amount of costs required to convert the properties into one lot.

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

20
CURB HOUSE
NUMBER
PAINTING
POLICY

The Council was in receipt of the proposed "Curb House Number Painting Policy" which had been developed as requested by the Council on May 30, 1984. The Policy gave preference to non-profit groups, set forth requirements for the painting of curbs, and placed it under the administration of the Fire Department.

Moved by Councilman Weigand, seconded by Councilman Gaulding, that "Policies and Procedures" for "Curb House Number Painting" dated September 21, 1984, be approved as submitted by the Director of Public Works.

APPROVED
10.10

Ayes: Weigand, Gaulding, Nyemeyer, Selby.

- Carried -

21
GODDESS/
AWARD
POLICY

The Council was in receipt of a proposed policy for the issuance of proclamations, awarding of goddesses and other items of recognition, which had been developed by staff as requested by the Council.

Moved by Councilman Weigand, seconded by Councilman Gaulding, that the Policy for presentation of the Goddess Pomona statuette, Wall Plaque, Proclamation, Intermediate Resolution, Mayor's Certificate, and Welcome/Good Luck Certificate, be approved as submitted.

Ayes: Weigand, Gaulding, Nymeyer.

Noes: Selby, as he felt it was not necessary to have placed this item upon the agenda.

APPROVED
2.3, 6.17,
1.15, 2.1,
2.2

- Carried -

22
PRESENT
GODDESS
(Harrison)
PROTRACTED
SERVICE
1.15

Moved by Councilman Weigand, seconded by Councilman Gaulding, that the Goddess Pomona statuette be presented to Mrs. Harriet Harrison for protracted service to the City, especially for her services to the Avenue of Flags.

Ayes: Weigand, Gaulding, Selby.

Abstentions: Nymeyer.

- Carried -

23
PURCHASE
COMMERCIAL
TYPE COFFEE
BREWERS
(Admin Ofc,
Council
Chambers)

Council was in receipt of a recommendation from Councilman Gaulding, that commercial-type coffee brewers be purchased for the Council Chambers and the Administrative Office, stating that they would be faster, less expensive due to less waste and would produce fresher coffee, as it would be brewed in smaller amounts.

Moved by Councilman Weigand, seconded by Councilman Gaulding, that purchase of commercial-type coffee brewers for the Council Chambers and the Administrative Office be approved for the best possible price and safety considerations available.

APPROVED
3.11, 2.3

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

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Moved by Councilman Weigand, seconded by Councilman Nymeyer, that the Rules of Procedure be waived in order that unscheduled business might be transacted.

WAIVE
RULES

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

A RESOLUTION SUPPORTING THE STATUE OF LIBERTY RENOVATION PROJECT.

It was noted that local contributions to the project would be coordinated by the Elks Club.

Moved by Councilman Weigand, seconded by Councilman Nymeyer, that the resolution be approved, adopted, and numbered 84-251.

24
RESOLUTION
SUPPORT
STATUE OF
LIBERTY
RENOVATION
PROJECT
1.18

Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

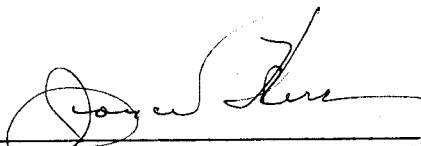
Moved by Councilman Nymeyer, seconded by Councilman Weigand, that the meeting be adjourned.

25
ADJOURNMENT

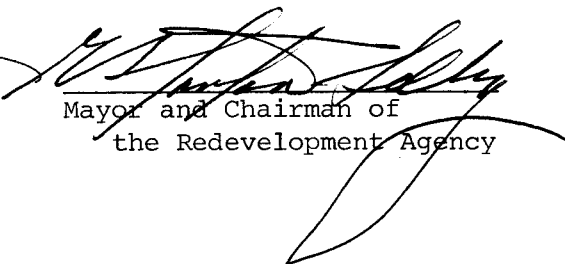
Ayes: Weigand, Gaulding, Nymeyer, Selby.

- Carried -

It was 10:07 p.m.



City Clerk and Secretary of
the Redevelopment Agency



Mayor and Chairman of
the Redevelopment Agency