



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
Council Member Rubio R. Gonzalez
Council Member Adriana M. Robledo
Council Member Cristina Carrizosa
Council Member Elizabeth Ontiveros-Cole
Council Member Ginna E. Escobar
Vice Mayor 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, December 18, 2017

7:00 PM

Council Chambers

5:30 P.M.

CLOSED SESSION

Public Comment:

A. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Pursuant to Government Code Section 54956.9 (d)(1))

City of Pomona v. Gold Line Construction Authority (This item was added to the agenda, as it came up after the posting of the agenda and required immediate action.)

Singleton v. City of Pomona

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

**C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Government Code Section 54956.8)**

Property: 101 W. Mission Blvd.; APNs 8341-008-912, 913, 914 and 915
Negotiating Party: Optimax Irrevocable Trust Land Private Eq., Value Add Properties, LLC, MCA Properties and John Pena, LLC
Successor Agency's City Negotiator: Linda Lowry, City Manager
Under Negotiation: Price and Terms

CITY ATTORNEY REPORT OUT FROM CLOSED SESSION

Assistant City Attorney Jared stated that the City Council convened into Closed Session at 5:30 p.m., and that the items listed on the agenda had been announced prior to recessing into Closed Session. He stated that Mayor Sandoval and Councilmembers Carrizosa, Ontiveros-Cole, Escobar, and Torres were present, and that Councilmember Gonzales arrived at 5:40 p.m., and Councilmember Robledo arrived at 6:00 p.m.

Assistant City Attorney Jared reported the following:

Item A: One item was added to the agenda under Conference with Legal Counsel, regarding City of Pomona v. Gold Line Construction Authority, as it had come up after the posting of the agenda and required immediate action. It was added by a unanimous vote of the members present. A briefing was provided by the City Attorney's office and direction was provided, there was no final action taken, and there was nothing further to report.

Regarding Singleton v. City of Pomona, a briefing was provided by the City Attorney's office, the matter was discussed, direction was provided, and there was nothing further to report. He stated that this item was related to Item No. 16 on the City Council agenda, and requested that the Council reorder the agenda, hear Item No. 16 prior to Public Participation, open the Public Hearing to hear public commentary but not take any action on the item.

Item B: This item was not discussed, and would be considered in Closed Session following the Open Session time permitting, or placed on a future agenda.

Item C: This item was discussed, a briefing was provided, and direction was provided; however, there was no final action taken, and there was nothing further to report. He noted that this item would come back on a future City Council agenda.

He reported that the Closed Session recessed at 7:00 p.m.

7:00 P.M.

CALL TO ORDER

The City Council meeting was called to order at 7:07 p.m.

ROLL CALL

Present: Mayor Tim Sandoval
Council Member Rubio Gonzalez
Council Member Adriana Robledo
Council Member Cristina Carrizosa
Council Member Elizabeth Ontiveros-Cole
Council Member Ginna E. Escobar
Council Member Robert Torres

STAFF PRESENT:

Linda Lowry, City Manager
Andrew Jared, Assistant City Attorney
Eva M. Buice, City Clerk
Genoveva Rocha, Deputy City Clerk

PLEDGE OF ALLEGIANCE

Mayor Sandoval led the Pledge of Allegiance to the Flag.

PRESENTATIONS

Certificates of Recognition were presented to Theresa Cerna and Ray Gonzales for their work in helping the Pomona Police Department provide turkeys and food boxes to 160 needy families in the community as part of the 2017 Turkey Give-A-Way Program.

MAYOR/COUNCILMEMBER COMMUNICATIONS

In accordance with AB1234, the Mayor and Councilmembers reported on the following:

Councilmember Escobar thanked everyone that had worked to make the Pomona Christmas Parade a success, and noted that there were over 10,000 people in attendance. She reported that she had attended the Heroes Luncheon on December 13, 2017, honoring two Pomona Police Officers and two Los Angeles County Firefighters. She advised that she would be representing Pomona as she placed the final rose on the Donate Life Rose Parade float in honor of fallen Pomona Police Officer Shaun Diamond. She announced that the Southwest Commander's Meeting would take place on December 19, 2017, at Ralph Welch Park. She wished everyone a Happy Holiday season.

Councilmember Robledo reported on the large turnout for the Pomona Christmas Parade, and noted that there had been a huge increase in the number of bands that wanted to participate. She wished Councilmember Carrizosa and Councilmember Escobar a Happy Birthday, and everyone present Happy Holidays.

Councilmember Ontiveros-Cole reported that she had attended the City Hall Holiday Party, the grand opening of the Mosaic Apartments, the Heroes Luncheon, passed out toys at the Pomona Valley Hospital Pediatric Department, helped wrap gifts for residents of the Armory, and would be attending the retirement dinner for Police Chief Capraro. She wished everyone a Merry Christmas.

Vice Mayor Torres stated that the Pomona Christmas Parade was well attended, and that he was working on a toy drive for children in the community. He noted that if anyone would like to recommend a child to receive toys, to call the City Council office. He wished everyone a Merry Christmas.

Councilmember Carrizosa reported that she had attended the Christmas Parade, and commented on the number of beautiful cars that were in the parade. She advised that she had attended the City Hall Holiday Party, the grand opening of the Mosaic Apartments, and the Garey High School and Pomona Concert Band performances. She noted that she and her family had organized a Toy Drive for District 3, and had handed out toys at several mobile home parks, apartment complexes and community centers. She wished everyone a Merry Christmas and Happy New Year.

Councilmember Gonzales advised that he had attended the Grand Opening of the Mosaic Apartments. He wished Councilmembers Carrizosa, Escobar, and Robledo a Happy Birthday. He noted that he had attended the Pomona High School Pastorales concert, the Pomona Concert Band performance, and had participated in the Brown Memorial Temple Toy Give-A-Way.

Mayor Sandoval commented on the giving spirit of the community, and noted that he had attended the toy give-a-ways at Charisma Church and Victory Outreach, as well as a number of other events. He spoke about the many churches in the City that gave so much to the community. He wished everyone a Merry Christmas and Happy New Year.

CITY MANAGER COMMUNICATIONS

City Manager Lowry requested that Item No. 15 be moved to the Consent Calendar as Item No. 9A because the Public Hearing had taken place at the December 4, 2017 meeting.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, to Reorder the Agenda and move Item No. 15 to the Consent Calendar as Item No. 9A.

City Manager Lowry announced that this would be the last meeting for retiring Police Chief Capraro, and that he was a credit to the public safety and law enforcement community. She stated that he brought care and compassion to the community, and was a constant partner with the rest of the City staff, and that he had earned the respect of the rest of the Police Department, bringing it into the modern age with compassion and community engagement. She stated that it was an honor and privilege to work with him, and that she had greater respect for all law enforcement as a result of working with him. She thanked him for his service.

Police Chief Capraro stated that it was an honor to be part of the City of Pomona. He thanked the City Council for their faith and support. He noted that City Manager Lowry had been the best boss, and that it truly was a partnership working with her.

Mayor Sandoval thanked Police Chief Capraro for his service to the City, and stated that he was a "class act." He congratulated Chief Capraro on his retirement.

Councilmember Carrizosa stated that Police Chief Capraro had shown sensitivity and respect for the community, which had created a base of respect between the Police Department and the community, which would carry well into the future. She thanked him for his service and for being the person that he was.

NOTE: ITEM NO. 16 WAS CONSIDERED PRIOR TO PUBLIC PARTICIPATION.

PUBLIC PARTICIPATION

Douglas Pierce, Pomona, spoke regarding freedom of speech.

Deann Wickstrom, Pomona, expressed concern with the issue of sanctuary cities.

Don Nichols, Macedonia Baptist Church representative, requested that a stop sign or light be installed on Hamilton Street between Ninth Street and Mission Boulevard. He noted that individuals were driving very fast on Hamilton, and that it was dangerous. He also requested that the sidewalk across from the church be repaired.

Jill Stark, Fairplex representative, noted that Fairplex paid the City of Pomona for all overtime for Pomona police officers to police events and traffic for Fairplex.

Ysenia Meza, Pomona, thanked Councilmember Escobar for her assistance with a landlord issue at her apartment complex. She also thanked Code Compliance staff, and stated that she would like to meet with the City Councilmembers regarding a rent control ordinance.

Jose Diaz, Pomona, requested City Council assistance with a landlord issue at Currant Place Apartments. He stated that the apartments were in poor condition, and asked the City Council to support a rent control ordinance.

John Clifford, Pomona Library Foundation, invited everyone to attend a fund raiser for the Pomona Library on January 6, 2018 at the Ebell Club celebrating the 130th anniversary of the founding of Pomona. He noted that there would be a number of historical artifacts on display, as well as a mini Taste of Pomona.

Ms. Ybarra, Pomona, stated that her rent had been increased by \$250 in less than a year. She requested assistance from the City Council to help her, and other families, that had been impacted by the rent increases.

David Choi, Pomona Family Dental owner, expressed concern with the lack of response from his Council representative regarding moving his request for permits forward.

Tammy Roush, Fairplex representative, announced that there was a new Fairplex app, which would keep residents informed of events taking place at Fairplex. She also noted that on the Fairplex website there was a Neighborhood Response System link, where those living in the vicinity of Fairplex could provide comments on such things as noise, trash, etc.

Randy Beckendam, Southern California Agricultural Land Foundation representative, urged the City Council to identify open space in the City that could be preserved and used for urban farming.

Arturo Jimenez, Pomona, encouraged the City Council and the community to support the Pomona Library Foundation fund raising event, and the 130th birthday celebration of the City on January 6, 2018 at the Ebell Club. He thanked Police Chief Capraro for his leadership of the Pomona Police Department.

ITEMS PULLED FOR DISCUSSION

MOTION BY COUNCILMEMBER ESCOBAR, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to reorder the agenda and hear Item No. 9 before the Consent Calendar.

9. Second Reading and Adoption of an Ordinance to Comply with the Requirements of the California Values Act

ORDINANCE NO. 4244

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO COMPLY WITH THE REQUIREMENTS OF THE CALIFORNIA VALUES ACT IN ORDER TO PRESERVE PUBLIC SAFETY

The following individuals submitted speaker cards in support of Item No. 9; however, they did not wish to speak:

Emily Jane Audett
Ingrid Gutierrez
Adamarez Angel
Allejandra Angel
Elvira Baserra
Fernando Flores
Amy R.
Carl Latkin
Carl Hilgert
P. M. Moriarty
Patricia Hernandez
Faduma Adah
Daniella Alvaranga
Randy Bravo
Ysenia Meza
Jose Diaz
City of Pomona

Maria Zeratti
Romero Mora
Anna Mora
Jessie Lopez
Felipe Villazueno
Armando Nolasco
Melcadez Contreros
Cassiano L.
Roman Mora
Leonard S.
Joseph Limon
Jose Lopez
Rosario Lopez
Bernardo Lopez
Precious Tuscano
Ricardo Tuscano

Jazmin Loza
N. Loza
Marvin Campbell
Francis Castenada
Louis Angel Corquena
Ryan Rodriguez
Brandon Majila
Gladys Chavez
Elise Borretz
Bertha Palacios
Marisol Morales
Eduardo Gutierrez
Julissa Espinoza
Ramon Swan
Elvia Bernal
Nancy Mente

Anna Tostado
Anna Portillo
Marilyn Marino
Lee Morgan
Pablo Padilla
Maria Lupiadi
Orlando Jarra
Genoveve Amaduri
Amelia Martinez
Nicholas Gandorella
Margarita Serrano
Erica Cerna
Leobarda Cerna
Giramina Ibarra
Alberto Flores
Rodriga Francisco
Albertina Romero
Angel Cruz
Yolanda Gallegos
Sandra Martin
Yesenia Miranda Meza
Carlos Ramirez
Edgar Alvarez
Leslie Gutierrez
Joanna Rojas
Alecia Valdez
Mary Mendez Mendeola
Rah Davis
Alberto Andratti
Ernestina Mendoza
Melissa Ayala
Catherine Cabrerra
Amberto Blanco
Edir Blanco
Eunice Blanco
Maria Talberez
Lela Talberez
William Alcantar
Connie Faulkner
Alissa Gustau
Alexander Quevas
Lilia Flores
Helen Howard
Dorothy Robinson
Hank Mullett
Steve Naggler
Lucia Naggler

Maria Tuscano
Yenette Esparza
Christopher Caseres
Juan Gutierrez
Luz Fricozo
David Magana
David Woods
Daniel Magana
Eleanor Espinoza
Adriana Lopez
Alecia Reyes
Gazelle Avia
Mariella Rengal
Emily Andreo
Antonio Castillo
Minerva Andreo
Zaria Lopez
Guamente Ortiz
Gorgiona Ortiz
Jasmin Calderon
Denise Gomez
Jan Oriana
Erica Martinez
Sylvana Rodriguez
Sergio Rodriguez
Patricia Rodriguez
Alandra Castillo
Joshua Swodek
Josefina Lopez
Gabriella Nevez
Francisco Guzman
Eddie Zapata
Enrique Hernandez
Robert Obadilla
Amberto Lopez
Louis Lopez
Manuel Castenellas
Andrea Dunmire
Pamela Baguette
Afime G.
Luce Mara Vejas
Justin Wolmer
Albert Nievez
Oliver Lim
Joann Martin
Jeanette Henry
Kamarin Socan

Selena Pacheco
Reya Garcia
Maria Garcia
Carlos Muzna
Nathaniel Mitchell
Andrew Mitchell
Tylene Cobb
Dolly Cobb
Bryan Martinez
Marcos Barecos
Javier Garcia
Anthony Mejia
Marcello Medina
Kevin Perez
Adriana Hernandez
Herbano Mendoza
Alberto Rodriguez
Mitzy Guzman
Alberto Guzman
Guermo Rivas
Jasmin Allenez
Ashley Maciel
Mario Lopez
Alandra Marin
Marisol Arasco
Denise Jimenez
Victor Cortez
Margarita Manzo
Jaime Ayala
Brittany Sotelo
Anna Ata
Susan Lucas
Hugo Alvarado
Giselle Alvalos
Gabriella Santiago
Bryan Narez
Ariana Figueroa
Isla Torres
Ivan Hernandez
Valerie Placentia
Marlene Flores
Chris Tubey
Annalee Zerati
Penelope Martinez
Adamara Zerati
Alios Jimenez
Nanette Rios

Pamela Naggler
Matt Sedio
Irene Sanchez
Steven Mendez
Ophelia Mendez
Sharon Cohen
Gustavo Ramirez
Justin M.
Estee Bryant
Lee D. Yari
Mario Martinez
Gary Mizumoto
Francisco Suarez
Padeo Mendez
Jarardo Limas
Antaline Omos
F. Lorenzo
Marvin Vasquez
Alfredo Salcido
Benjamin Alcozar
Ramon Munoz
Jose Vera
Rosario Polido
Junco Ruby Irk
Robert Ruiz
Maria Alvarado
Fernando Romero
Sebastian Camarillo
Roberto Aguilla
Armando Martinez
Adolfo Pablo
Eddie Gonzalez
Ezekial Cruz
Ignacio Ramirez
Carlos Reyes
Pedro Gutierrez
Mario Oliver
Jesus Lopez
Rudolfo Zeratti
Omarta Toledo
Jenny Nieves
Mary Lou Mercado
Diane Valdez
Pamela Mosaid
Catharine Lee
Julia B.
Edwin Martinez

Geraldine Smith
Deann Smith Enriquez
Senorita B. Holiday
Clarence Holiday
Suzanne Avina
Emily Orr
Nickolas Cazarez
Roger Anderson
Robert Saudi
Gene Denton
Jim Walters
Ashaunte Smalls
Alvarado Quevas
Tony Ellis
Katelyn Marth
Andrew Foster
Sally Brown
Anna Toledo
Roberto Guerra
Tammy Anderson
Jan Wolmer
Estella Rivera
Jessica Lopez
Maria Noriega
Helen Lopez
Linda McWade
Ricardo Palido
Pat Holt
Roberto Munoz
Angel Nieves, Sr.
Angela Nieves
Angel Nieves, Jr.
Rosa Jaquez
Alexandra Rivas
Renee Foster
Danielle G.
Evan Almen
Arturo Molino
Rashawn Shaw
Leo Juarez
Joshua Mendez
Daniel Estrada
Mojan Menan
Joseph Serrano
Michael Hayman
John Caceres

David Seatz
Linda Jenojoz
Veronica Cornejo
Gregory Hernandez
Alejandro Hanson
Amelia De La Torre
Fabian Marquez
Maura Ayala
Marianella Rodriguez
J. Marquez
Josadara Carbajol
Brenda Gomez
Chris Lin
Tasha Roba
Tanzilla Chandler
Marilyn Moreno
Patricia Lugo
Noah Latkin
Sophia Lattin
Arial Hernandez
Gracilla Conchez
Luis Padilla
Fabian Paviolla
Catherine Reynoza
Justin Morillo
Z. Valdovinez
Reyna Cieto
Adriana Cisneros
Alma Duran
Leopoldo Cisneros
Rosa Hernandez
Francisco Rodriguez
Euticio Torres
Leonardo Castro
Escension Alvarado
Sandra Castro
Giselle Cerrallos
Christina Gutierrez
Noeme Diaz
Maria Gutierrez
Irene Lopez
Arturo Jimenez
Raul
Irma
Madeline Rios
Anna Torres

At Mayor Sandoval's request, Assistant City Attorney advised that this ordinance was what is called an uncodified ordinance and was a strong statement policy in support of SB54, which was passed earlier in the year by the State Legislature to prevent cities, particularly law enforcement agencies, from spending any money to assist with immigration enforcement at the Federal level. He stated that the ordinance would make a strong statement that the City of Pomona would abide by SB54.

The following individuals spoke in support of the ordinance:

Jeanette Royston	Sandra Martinez-Moore	Lolli Odine
Katrina Martinez-Moore	James Sambrano	Yassa
*Loya	Katherine K.	Maria Valencia
Richard Buntz	Roberta Perlman	Lynette Luna
Nora Garcia	Ian Pushtula	Erin Runyon
**Rev. Gene	Debbie Cortez	Suarez
Santa Carl Claus	Debra Mendez	John Mendoza
Alejandro Juarez	Evalia Rocha	
Father Mark Calahan	Maribel Escovedo	

*w/Latino/Latina Roundtable

**Submitted an additional 80 cards in support but they were not read. If the cards are still available they will need to be added to the list.

They expressed appreciation to the City Council, City Manager, and City Attorney for their assistance in drafting the ordinance. They stated that the ordinance would bring comfort to residents knowing that they would not have to fear law enforcement, and that undocumented individuals worked hard and contributed to the community; SB54 protected those fleeing violence in their countries and those individuals should be welcomed and respected; SB54 was a guideline for wise policing and community cohesion; families would not fear being torn apart; many undocumented individuals were brought here by parents; the ordinance would demonstrate a commitment to provide safety for all residents; and that passage of the ordinance would send a strong message.

The following individuals spoke in opposition to the ordinance:

Robert Loughton	Dura Young	Mike McCoy
Mr. S	Fred McIntosh	Luis Reyes
Raul Rodriguez, Jr.	Arthur Shapper	Robin Viston

They expressed concern with the following: SB54 was a form of globalism; it was an attack on a sovereign nation state; it violated Federal law; that the City Council was violating their oath of office; SB54 blocked data sharing among law enforcement agencies and handcuffed law enforcement; all dreamers could realize their dreams by coming to this country legally; suggested that those caring about the welfare of the children should consider adopting them; Immigration and Customs Enforcement (ICE) would still be able to come into the City at any time; support of ICE did not mean anti-immigration; there were higher crime rates in sanctuary cities; gangs of undocumented individuals were decimating the African American and Hispanic communities in the inner cities; and would open the door for human trafficking.

Councilmember Escobar stated that there many differing opinions regarding immigration and undocumented individuals; however, that more than ever the community was united with love and compassion. She noted that this was not a sanctuary city ordinance, it was support of the California Values Act, and that she was happy to support it.

Vice Mayor Torres thanked staff and the residents that had worked to draft the ordinance. He noted that the "people" had spoken and had made their voices heard. He believed the passage of the ordinance would send a powerful message to the President and the country that they were standing up for what was right.

Councilmember Carrizosa noted that she had stood by the immigrant community for many years, and that she herself was a proud immigrant. She stated that the ordinance was a result of a lot of hard work by staff and members of the community, and that it was supported by an overwhelming majority of the community.

Councilmember Gonzalez expressed support for all of his colleagues. He noted that Pomona was not a sanctuary city; however, it was a compassionate and progressive city. He stated that it was his duty to protect all residents regardless of their citizenship status, and that he supported the ordinance.

Councilmember Robledo stated that this country was founded by immigrants, and that it is a melting pot of individuals from many countries. She noted that many undocumented individuals had come to this country and had attempted to obtain documentation; however, the process was lengthy, and many had given up. She advised that immigration reform would come at the Federal level, but that it was a slow process.

Councilmember Ontiveros-Cole said that Pomona was a compassionate city and that the homeless, veterans, and the less fortunate were taken care of here. She noted that most undocumented individuals were honest, hard-working people with open hearts.

Mayor Sandoval stated that it was an historical night in the City of Pomona, and that it would not have been possible without the hard work of many people. He advised that most immigrants had come to this country in search of a better life, not because they just wanted to move. He said that the ordinance sent a clear message that everyone was welcomed and valued in this community.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0 BY ROLL CALL VOTE, to Approve and Adopt at Second Reading an Ordinance to Comply with the Requirements of the California Values Act.

NOTE: MAYOR SANDOVAL CALLED A RECESS AT 9:43 PM.

NOTE: THE CITY COUNCIL RECONVENED INTO OPEN SESSION AT 9:54 PM.

CONSENT CALENDAR

MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 6-0-1-0 (COUNCILMEMBER CARRIZOSA WAS ABSENT) to approve the Consent Calendar except Item No. 5 and Item No. 9, which were pulled for discussion.

1. Approve the draft minutes of the May 22, 2017 Study Session.
2. Adopt a Resolution Amending the FY 2017-18 Capital Improvement Program (CIP) Budget by Closing Completed Projects and Unappropriating Unexpended Funds in the Amount of \$241,264

RESOLUTION 2017-167

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2017-18 CAPITAL IMPROVEMENT PROGRAM BUDGET BY CLOSING COMPLETED PROJECTS AND UNAPPROPRIATING \$241,264 OF UNEXPENDED PROJECT FUNDS FROM VARIOUS STREETS, TRAFFIC, AND PARK AND FACILITIES PROJECTS

3. Approve a New Master Lease Agreement with Holman Capital Corporation to Fund CIP Project "City Hall AC Control System Upgrade," Project No. 428-2590-XXXXX-71039; Adopt a Resolution Amending this Project in FY 2017-18 Capital Improvement Program (CIP) Budget to Increase Revenues and Appropriate the Lease Proceeds in the Amount of \$1,727,207; Award a Construction Contract to ACCO Engineered Systems in the Amount of \$1,428,035; and Award a Contract to The Gordian Group in the Amount of \$84,969 for Construction Management Services

RESOLUTION NO. 2017-168

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2017/18 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY INCREASING THE REVENUE ESTIMATES BY \$1,727,207 FROM NEW MASTER LEASE PROCEEDS AND APPROPRIATING THE FUNDS TO PREVIOUSLY UNFUNDED CIP "CITY HALL AC CONTROL SYSTEM UPGRADE," Project No. 428-2590-XXXXX-71039

4. Adopt a Resolution Adopting the Consolidated Fire Protection District of Los Angeles Fire Code and Ratifying More Restrictive Building Standards Contained in that Code

RESOLUTION NO. 2017-169

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, ADOPTING THE CONSOLIDATED FIRE PROTECTION DISTRICT OF LOS ANGELES COUNTY FIRE CODE, RATIFYING THE MORE RESTRICTIVE BUILDING STANDARDS CONTAINED IN THAT CODE, AND DELEGATING ENFORCEMENT OF THE FIRE CODE IN THE CITY TO THE FIRE CHIEF

5. THIS ITEM WAS PULLED FOR DISCUSSION.

6. Adopt a Resolution Authorizing the Acceptance of \$70,000 of Measure H Homeless Initiative City Planning Grant Funds and Award of a Sole Source Contract to LeSar Development Consultants for Professional Services related to developing components of the Measure H Homeless Initiative City Plan for an amount not to exceed \$37,000

RESOLUTION NO. 2017-171

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, TO AMEND THE FY 2017-2018 NEIGHBORHOOD SERVICES DEPARTMENT BUDGET BY RECEIVING AND APPROPRIATING \$70,000 IN MEASURE H HOMELESS INITIATIVE CITY PLANNING GRANT FUNDS

7. Amend the Contract with Volunteers of America Los Angeles for an amount not to exceed \$63,000 to extend operation of the Transitional Storage Center through June 30, 2018.
8. To receive and file the City of Pomona Report on Development Impact Fees For Fiscal Year Ended June 30, 2017.

9. THIS ITEM WAS PULLED FOR DISCUSSION.

- 9A. Second Reading and Adoption of Proposed Amendments to Section 6-42 of the Pomona City Code Pertaining to Dog/Cat Licenses and Tags

ORDINANCE NO. 4243

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTION 6-42 OF THE POMONA CITY CODE REGARDING ISSUANCE OF DOG AND CAT LICENSING TAGS

ITEMS PULLED FOR DISCUSSION

5. Adopt a Resolution approving a lease agreement with Chino Development League for the use and operation of Palm Lake Golf Course

RESOLUTION NO. 2017-170

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING A LEASE AGREEMENT WITH CHINO DEVELOPMENT LEAGUE FOR USE AND OPERATION OF PALM LAKE GOLF COURSE

Councilmember Robledo thanked the Chino Development League representatives for being patient with all of the requests for information from the City Council. She stated that the proposal was clear, and that she appreciated keeping the costs low so that children would be able to participate. She asked and the Chino Development League representatives advised that it would take three to six months to have in open.

Mayor Sandoval requested that staff schedule an event in January for all organizations that provided programming for children in an effort to provide information for parents and children about all of the opportunities that are available for children, including the program by the Chino Development League. He also requested that members of the business community be invited.

MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, to adopt a resolution approving a lease agreement with Chino Development League for the use and operation of Palm Lake Golf Course.

DISCUSSION CALENDAR

10. Appointment to fill vacancy on Tri City Mental Health Board of Directors

Mayor Sandoval inquired and Tri City Mental Health Director Toni Novarro informed that there was no alternate appointee for community members.

Mona Johnson and Richard Buntz, applicants, provided background information, and following their comments, Mr. Buntz withdrew from consideration.

MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY VICE MAYOR TORRES, CARRIED 7-0, to appoint Mona Johnson to serve as the Community Member representing the City of Pomona on the Tri City Mental Health Board of Directors.

11. Request for City Council Direction Regarding Aesthetics of Gold Line Bridge/Structures, Walls, and Bridge Art Areas

Public Works Director McWade provided a brief presentation.

Discussion ensued regarding the Claremont Design and the Arcadia Design, use and durability of plexiglass, maintenance, and integration of the two designs.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0, to Accept the Claremont Design with Integration of Arcadia Design Features.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to use the V-Notch aesthetic design for retaining and sound walls.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to designate bridge abutments for public art.

12. Refunding of 2007 Sewer Revenue Bonds Series BA

RESOLUTION NO. 2017-172

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$14,500,000 PRINCIPAL AMOUNT OF ITS 2018 TAXABLE REFUNDING REVENUE BONDS, SERIES BH (SEWER PROJECTS) AND APPROVING CERTAIN DOCUMENTS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH."

Finance Director Jones introduced John Selarzik, who provided a brief presentation.

MOTION BY COUNCILMEMBER ESCOBAR, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0, to adopt a resolution authorizing the issuance of not to exceed \$14,500,000 principal amount of its 2018 Taxable Refunding Revenue Bonds, Series BH (Sewer Projects) and approving certain documents and authorizing certain actions in connection therewith.

13. Introduction and First Reading of an Ordinance Approving Participation in the Joint Powers Agreement (JPA) for the Los Angeles Community Choice Energy (LACCE) Program, and Authorizing the Implementation of a Community Choice Aggregation (CCA) Program; and, Designating an Elected Official, and Two Alternates, as LACCE Board Members Representing the City

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING THE JOINT POWERS AGREEMENT FOR LOS ANGELES COMMUNITY CHOICE ENERGY AUTHORITY AND AUTHORIZING THE IMPLEMENTATION OF A COMMUNITY CHOICE AGGREGATION PROGRAM

Water Resources Director Poulsen provided a brief presentation, and Matt, LACCE representative answered questions.

Discussion ensued regarding fees, rates, opt out fees, Public Utilities Commission proposed regulations, participating cities, affects on the User Utility Tax (UUT), deadlines, lack of community input, costs for the City to opt out down the line, cost for joining at a later date, and weight of votes based on electrical load.

MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY MAYOR SANDOVAL, FAILED 3-4 (COUNCILMEMBERS ROBLEDO, ONTIVEROS-COLE, ESCOBAR and VICE MAYOR TORRES OPPOSED), to approve the Joint Powers Agreement for Los Angeles Community Choice Energy Authority and authorizing the implementation of a community choice aggregation program.

Direction was provided to staff to explore the best option for the City going forward, to obtain community input, and that it be brought back for consideration as soon as possible.

PUBLIC HEARINGS

14. Request to Continue Public Hearing to January 22, 2018 - Tobacco Retailer License

MOTION BY COUNCILMEMBER ESCOBAR, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to Open the Public Hearing and Continue it to the January 22, 2017 Regular City Council meeting.

15. **THIS ITEM WAS MOVED TO THE CONSENT CALENDAR AND RENUMBERED AS ITEM NO. 9A.**

NOTE: ITEM NO. 16 WAS CONSIDERED PRIOR TO PUBLIC PARTICIPATION.

16. Conduct a Public Hearing and Adopt a General Plan Amendment (GPA 9043-2017) to amend the Adopted 2013-2021 Housing Element of the General Plan

RESOLUTION NO. 2017-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT (GPA 9043-2017), APPROVING THE AMENDMENT TO THE ADOPTED 2013-2021 HOUSING ELEMENT AS REQUESTED BY THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Assistant City Attorney Andrew Jared requested that the Council reorder the agenda, hear Item No. 16 prior to Public Participation, open the Public Hearing to hear public commentary but not take any action on the item. He noted that it was related to the Singleton v. City of Pomona matter, and that Counsel for Singleton and the other plaintiff, had provided a comment letter, and that based on that letter, it was staff's recommendation to hold the Public Hearing, but not take any action on the item. He also noted that the Housing and Community Development Department had not yet provided a comment letter regarding the item.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0, to Reorder the Agenda and hear Item No. 16 before Public Participation.

MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to Open the Public Hearing.

Elinor Crescenzi, Pomona, advised that SB1000 required that elements of environmental justice be included in housing elements. She encouraged the City Council to continue the discussion of creating affordable housing and measures that make existing housing affordable.

Hank Fung, Pomona, encouraged the City Council to take a leadership role on the Southern California Association of Government (SCAG) board, as Pomona was the largest city in SCAG.

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to Close the Public Hearing.

Assistant City Attorney Jared advised that the item would come back to the City Council sometime in January, and that staff would re-notice the item for the public.

MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Gonzales invited everyone to the Democratic Club Holiday Open House.

Mayor Sandoval and the City Council gave a standing ovation to retiring Police Chief Capraro.

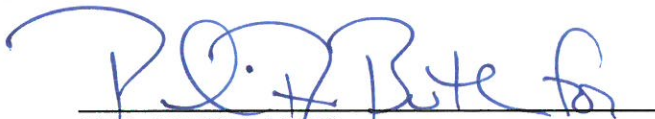
ADJOURNMENT

The City Council meeting was adjourned at 11:46 p.m.

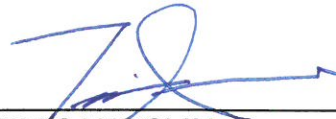
The next regular City Council meeting will be held on Monday, January 8, 2018. Closed Session will begin at 5:30 p.m. and the open session shall commence at 7:00 p.m. in the City Council Chambers.

Respectfully submitted,

ATTEST:



EVA BUICE, MMC
City Clerk/Secretary of the Pomona
Housing Authority/Successor Agency to the
the Redevelopment Agency



TIM SANDOVAL
Mayor/Chair of the Pomona
Housing Authority/Successor Agency to
Redevelopment Agency

