



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
Vice-Mayor Rubio R. Gonzalez
Councilmember Adriana Robledo
Councilmember Cristina Carrizosa
Councilmember Elizabeth Ontiveros-Cole
Councilmember Ginna E. Escobar
Councilmember 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, November 19, 2018

7:00 PM

Council Chambers

5:30 P.M.

CLOSED SESSION

PUBLIC COMMENT

There were no public speakers present for Closed Session.

A. LIABILITY CLAIMS (Pursuant to Government Code Section 54961)

Claimant: J. Suess

Agency Claimed Against: City of Pomona

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

J. Suess v. City of Pomona, et al.; Various Worker's Compensation Claims

*Daniel Aguilar v City of Pomona, et al; U.S.D.C. Central District Case No. 2:17-
cv-08492-PSG-AFM*

*Jason Abboud v. City of Pomona, et al.; L.A.S.C. Case No. BC 663097; L.A.S.C.
Central District Case No. BC 599074*

Miguel Family Trust v. City of Pomona, et al.; L.A.S.C. Case No. KC068640

C. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION (Pursuant to Government Code Section 54956.9 (d)(4))

One matter regarding possible litigation to be initiated will be discussed

D. PUBLIC EMPLOYEE APPOINTMENT (Pursuant to Government Code Section 54957)

City Clerk

REPORT OUT FROM CLOSED SESSION

Assistant City Attorney Andrew Jared reported that the City Council had convened into Closed Session at 5:45 p.m. with all members present and that the item listed on the agenda had been announced prior to recessing into Closed Session with no public present.

Councilmember Robledo joined at 6:00 p.m.

Councilmember Torres joined at 6:05 p.m.

Item A - A briefing was provided by outside counsel Richard Powell, the item was discussed, direction was provided, there was no final action taken, and nothing further to report.

Item B1 - A briefing was provided by outside counsel Richard Powell, direction was provided, there was no further action taken, and nothing further to report.

Item B2 - This item was discussed, direction was provided, there was no final action taken, and nothing further to report.

Item B3 - This item was discussed, direction was provided, there was no final action taken, and nothing further to report.

Item B4 - This item was discussed, direction was provided, there was no final action taken, and nothing further to report.

Item C - This item was discussed, direction was provided, there was no final action taken, and nothing further to report.

Item D - A candidate for City Clerk was selected by the City Council with six (6) affirmative votes and one (1) abstention (Councilmember Escobar was not present during the candidate interviews). The City Council voted on appointing Rosalia A. Butler to the position of City Clerk.

The City Council recessed from Closed Session at 7:00 p.m.

Mayor Sandoval welcomed and introduced Appointed City Clerk Rosalia A. Butler and informed that Ms. Butler had served as the Assistant City Clerk in the City of West Covina, bilingual in Spanish, was a Master Municipal City Clerk, and that she was an alumnus of the University of La Verne where she obtained a Bachelor's of Science in Public Administration and a Master's degree in Business Administration.

Ms. Butler thanked the City Council and City Staff. She expressed she was eager to serve the community.

7:00 P.M.

CALL TO ORDER

The City Council meeting was called to order at 7:04 p.m.

ROLL CALL

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

Staff Present: Linda Lowry, City Manager
Andrew Jared, Assistant City Attorney
Marie M. Macias, Interim City Clerk
Genoveva Rocha, Deputy City Clerk II

PLEDGE OF ALLEGIANCE

Councilmember Carrizosa led the Pledge of Allegiance to the Flag.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Torres thanked the community for attending the City Council meeting. Informed he attended the Chinese Lantern Festival at the Fairplex.

Councilmember Torres requested that Item No. 24 be heard before the Consent Calendar.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, to move Discussion Item No. 24 before the Consent Calendar.

Councilmember Gonzalez informed he attended the Chalk Festival and the Second Saturday Art Walk.

Councilmember Carrizosa spoke on the Thanksgiving Dinner hosted by the Dr. Vo and the Vietnamese community.

Councilmember Ontiveros-Cole stated she had attended the Veteran's Remembrance event held at the dA and the Chalk Art Festival.

CITY MANAGER COMMUNICATIONS

City Manager Linda Lowry requested to remove Item No. 18 from the agenda so that Staff could further review the Staff report and the City Council unanimously agreed.

PUBLIC PARTICIPATION

Orlando Arias expressed his interest in volunteering at Hope for Home.

Margaret Velarde commented that the City needed to have a plan for low-income housing to secure housing for Pomona residents.

Derek Engdahl requested that the City Council work on an affordable housing plan.

Eric Trypucko informed he and the Phillips Ranch Ad-Committee members were requesting an investigation regarding claims that Greentech personnel was performing landscaping work on Councilmember Escobar's property. He submitted copies of the images he captured to Interim-City Clerk Marie Macias.

Daniel Luevanos, One Legacy Donate Life, provided information on how to register nationwide for organ donation.

Arturo Jimenez and John Clifford read into the record a letter on behalf of the Pomona Valley Democratic Club requesting that the City Council terminate the City's relationship with current City Attorney Alvarez-Glasman & Colvin law firm.

Guillermo R. Gonzalez informed he was a organ donor recipient; he stated that he was in support of terminating the current contract with the City Attorney.

Lisa Levy Buch, Chief Foothill Gold Line Authority, briefed the City Council on the status of the Gold Line extension project. He informed that the cost for the project was thousands of dollars above what was initially budgeted.

Ismael Arias informed that the Annual Pomona Christmas Parade would be held on December 8, 2018, from 6p.m. to 8p.m. and everyone was welcome rain or shine. He stated that the founding member of the group War would be the Grand Marshall.

Linda Rudenaver was not present to speak.

Deborah Clifford spoke on Hot Rod history in the City of Pomona and how the Hot Rod Association was created in Pomona.

M. Joyce Bakersmith presented certificates of appreciation to the City Council for their support at the October 20th Willie While Cultural Festival.

Roberta Pearlman spoke on the Special Meeting held on November 30, 2018, and thanked the outgoing Councilmembers for their service to the community. She thanked Councilmember Carrizosa for taking a stance on difficult issues in the community and standing firmly on her beliefs.

David B. McElwan, Chairperson of Pomona Chamber of Commerce, recognized Erica Frausto as an outstanding leader and member of the community. He informed that Ms. Frausto would be leaving her position and invited the City Council to her public farewell at the Double Tree Hotel.

Erica Frausto stated she was thankful to have served the Pomona Chamber of Commerce and that she would now be serving as the director for the American Red Cross.

Andie Edwards stated she did not wish to speak.

Lorraine Ann Canales provided Councilmembers Gonzalez, Robledo, Carrizosa, Ontiveros-Cole, and Mayor Sandoval with a certificate of recognition for their support for the Dia de los Muertos fundraiser.

George Grajeda thanked the Councilmembers that had reached out to him and expressed their support. He stated he was in support of the Democratic Party Club's letter regarding terminating the contract with the current City Attorney.

Randy Beckendam informed the City Council that he along with United Voices of Pomona had applied for a grant for an urban farm.

Elinor Crescenzi expressed her sentiments to Councilmember Carrizosa and found it inspiring how she stood by the community.

CONSENT CALENDAR

1. Approval of Draft Minutes: November 6, 2017 and August 6, 2018

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

2. Adoption of a Resolution Amending the Vehicle Parking District Fiscal Year 2018-2019 Operating Budget by Appropriating \$13,500 from the Vehicle Parking District Fund Balance for Parking Payment Kiosks Electronic Back Office Operations/ Communications and Credit Card Processing Services from T2/Digital Parking Technologies

RESOLUTION NO. 2018-150

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2018-2019 VEHICLE PARKING DISTRICT OPERATING BUDGET BY APPROPRIATING \$13,500 FROM THE VEHICLE PARKING DISTRICT FUND BALANCE TO PAY FOR PARKING PAYMENT KIOSK BACK OFFICE SOFTWARE AND CREDIT CARD TRANSACTION SUPPORT SERVICES

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

3. Authorize Citywide As-needed Purchases of Computer Equipment, Related Peripherals and Services Utilizing a NASPO ValuePoint Cooperative Agreement, Contract No. MNWNC-108, Awarded to Dell Marketing, L.P.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

4. Approval of First Amendment to a Sole Source Professional Services Agreement with Veronica Tam and Associates in the Amount of \$15,000 for Professional Services Related to the Revised Housing Element

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

5. A Resolution Designating \$321,930 in Mental Health Services Act Funding from Tri City Mental Health Center to Volunteers of America Los Angeles as the Sub-Recipient under the Hope for Home Homeless Service Center Site Operator Agreement

RESOLUTION NO. 2018-151

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, DESIGNATING \$321,930 IN MENTAL HEALTH SERVICES ACT FUNDING FROM TRI CITY MENTAL HEALTH CENTER TO VOLUNTEERS OF AMERICA LOS ANGELES AS THE SUB-RECIPIENT UNDER THE HOPE FOR HOME HOMELESS SERVICE CENTER SITE OPERATOR AGREEMENT

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

6. Adoption of a Resolution Approving the Police Department's Expenditure Plan for FY 2018-19 Supplemental Law Enforcement Services Account (SLESA) Funds Received from the State of California in the Amount of \$236,617, Amending the FY 2018-19 Operating and Revenue Budgets, Appropriating \$166,775 of FY 2018-19 SLESA Funds into Capital Improvement Program (CIP) Project No. 428-2590-XXXXX-71055 and Unappropriating \$166,775 of Asset Forfeiture Funds out of CIP Project No. 428-2590-XXXXX-71055

RESOLUTION NO. 2018-152

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA APPROVING THE POLICE DEPARTMENT'S EXPENDITURE PLAN FOR FY 2018-19 SUPPLEMENTAL LAW ENFORCEMENT SERVICES ACCOUNT (SLESA) FUNDING IN THE AMOUNT OF \$236,617, AMENDING THE FY 2018-19 OPERATING AND REVENUE BUDGETS, APPROPRIATING \$166,775 OF FY 2018-19 SLESA FUNDS INTO CAPITAL IMPROVEMENT PROGRAM (CIP) PROJECT NO. 428-2590-XXXXX-71055 AND UNAPPROPRIATING \$166,775 OF ASSET FORFEITURE FUNDS OUT OF CIP PROJECT NO. 428-2590-XXXXX-71055

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

7. Receive and File an Overview of Transportation Related Funds

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

8. Adopt a Resolution Amending the FY 2018-19 Operating Budget (Phillips Ranch Assessment District Fund No. 256) by Appropriating Funds from Reserves and Award a Contract for Assessment Consulting Services for the Phillips Ranch Assessment District to NBS in the amount of \$57,080

RESOLUTION NO. 2018-153

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FY 2018-19 ADOPTED OPERATING BUDGET BY APPROPRIATING \$57,080 FROM RESERVES WITHIN PHILLIPS RANCH ASSESSMENT DISTRICT FUND (FUND 256) TO 256-4073-52285-00000 FOR CONSULTING SERVICES FOR THE PHILLIPS RANCH ASSESSMENT DISTRICT

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

9. Adoption of a Resolution Approving Lot Merger LM7-2018 of Lots 3 through 11, Block M of the Ganesha Park Tract Recorded in Book 14 Pages 74 and 75 of Maps and a Portion of Lot 5 of the Alvarado Tract Rancho San Jose Recorded in Book 37 Page 49 of Miscellaneous Records, County of Los Angeles, Assessor Parcel Numbers 8357-010-900 and -901 for the Redevelopment of the Roosevelt Elementary School Located at 701 Huntington St., Pomona, CA (Council District 1)

RESOLUTION 2018 - 154

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM7-2018 OF LOTS 3 THROUGH 11,

BLOCK M OF THE GANESHA PARK TRACT RECORDED IN BOOK 14 PAGES 74 AND 75 OF MAPS AND A PORTION OF LOT 5 OF THE ALVARADO TRACT RANCHO SAN JOSE RECORDED IN BOOK 37 PAGE 49 OF MISCELLANEOUS RECORDS, COUNTY OF LOS ANGELES, ASSESSOR PARCEL NUMBERS 8357-010-900 AND -901 FOR THE REDEVELOPMENT OF THE ROOSEVELT ELEMENTARY SCHOOL LOCATED AT 701 N. HUNTINGTON STREET, POMONA, CA

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

10. Adoption of a Resolution Approving Lot Merger LM8-2018 of a Portion of Lot 2, Block F of Map No. 1 of a Portion of Phillips Addition to Pomona, Recorded in Book 17 Page 94 of Miscellaneous Records, County of Los Angeles, Assessor Parcel Number 8331-001-023, for a Multi-Family Residential Development at 1982 S. Garey Ave., Pomona, CA (Council District 3)

RESOLUTION 2018 - 155

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING LOT MERGER LM8-2018 OF PORTIONS OF LOT 2, BLOCK F OF MAP NO. 1 OF A PORTION OF PHILLIPS ADDITION TO POMONA, RECORDED IN BOOK 17 PAGE 94 OF MISCELLANEOUS RECORDS, COUNTY OF LOS ANGELES, ASSESSOR PARCEL NUMBER 8331-001-023, FOR A MULTI-FAMILY RESIDENTIAL DEVELOPMENT AT 1982 S. GAREY AVENUE, POMONA, CA

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

11. Adoption of a Resolution Approving Parcel Map No. 72516 for the Subdivision of a Single Parcel Into Three Lots for Single Family Residential Development on a Property Located at 1495 Cleveland Street, Pomona , CA, Assessor Parcel Number 8360-005-025 (Council District 6)

RESOLUTION 2018 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING PARCEL MAP PM 72516 FOR THE PROPERTY LOCATED AT 1495 CLEVELAND STREET, POMONA, CA

Public Works Director Meg McWade provided a brief presentation on this item to the City Council.

Councilmember Torres informed he had received complaints from the Val Vista residents; however, the police department did not have any record of calls for service.

Assistant City Attorney Andrew Jared informed that the request is to subdivide the property into parcels. It would allow two more homes to be built on the large lot.

Councilmember Torres advised he did not feel it was a good fit for the community.

Mayor Sandoval stated he could agree with Councilmember Torres' concerns, but did not wish to put the City in potential litigation.

Assistant City Attorney Andrew Jared stated that the City Engineer had addressed the process.

Mayor Sandoval inquired if the item could be continued to allow Councilmember Torres more time to look into the matter and ask more questions.

Assistant City Attorney Andrew Jared stated it could be continued and that Staff would request that the applicant be present at the next meeting.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0, to continue the item to the December 3, 2018 Regular City Council meeting for further review.

12. Approval of Amendment to the Agreement with Greentech Landscape, Inc. Removing Fuel Modification Area Maintenance from the Scope of Work and Eliminating All Costs from the Agreement Related to this Service for the Phillips Ranch Assessment District-Zones A & B

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

13. Consideration of an Amendment to the West Coast Arborists, Inc. (WCA) Agreement for Tree Related Services, Exercising the First Annual Extension Option and Increasing the Per-Unit Pricing by the Annual Consumer Price Index (CPI) of 3.5% for this Option, and Authorizing the City Manager to Execute up to Two (2) Remaining Annual Extensions to Include Potential CPI Increases

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

14. Adoption of a Resolution Approving Tract Map TM No. 72888 for the Subdivision of a Single Parcel into Thirty Three (33) Lots For Single Family Residential Development on a Property Located at 2160 S. Garey Avenue, Pomona, CA, Assessor Parcel Number 8331-009-035 (Council District 3)

RESOLUTION 2018 - 156

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING TRACT MAP TM 72888 FOR THE PROPERTY LOCATED AT 2160 S. GAREY AVENUE, POMONA, CA (DISTRICT 3)

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

15. To Ensure Timely Expenditures of the Garey Village Foreclosure Sale Proceeds, Adopt a Resolution Retroactively Amending the FY 2017-18 Capital Improvement Program (CIP) Budget by Reappropriating \$1,125,749 of Prop C Funds, Measure R Funds, and Series "AX" Bond Funds (Garey Village Foreclosure Sale Proceeds) Among "Holt Avenue (West) Reconstruction," Project No. 71047, "Major Street Rehabilitation Citywide (FY 13-14 to FY 15-16), Project No. 68548, "Street Preservation - Citywide (FY 16-17)," Project No. 67920, "Traffic Signal - Village Loop Road and Santa Clara Drive," Project No. 50405, and "Traffic Signal Improvements -Towne Avenue and Riverside Drive," Project No. 68553

RESOLUTION NO. 2018-157

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, RETROACTIVELY AMENDING THE FY 2017-18 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET BY REAPPROPRIATING \$1,125,749 SERIES "AX" BOND FUNDS (GAREY VILLAGE SALE PROCEEDS) FROM "HOLT AVENUE (WEST) RECONSTRUCTION," PROJECT NO. 428-2590-XXXXX-71047 TO "MAJOR STREET REHABILITATION CITYWIDE (FY 13-14 TO FY 15-16)," PROJECT NO. 428-2590-XXXXX-68548, "STREET PRESERVATION-CITYWIDE (FY 16-17)," PROJECT NO. 428-2590-XXXXX-67920, "TRAFFIC SIGNAL-VILLAGE LOOP ROAD AND SANTA CLARA DRIVE," PROJECT NO. 419-2590-XXXXX-50405, AND "TRAFFIC SIGNAL IMPROVEMENTS-TOWNE AVENUE AND RIVERSIDE DRIVE," PROJECT NO. 428-2590-XXXXX-68553, AND APPROPRIATE A COMBINED \$1,125,749 OF PROP C AND MEASURE R FUNDS FROM THOSE CIP PROJECTS TO "HOLT AVENUE (WEST) RECONSTRUCTION," PROJECT NO. 428-2590-XXXXX-71047

This item was pulled for discussion

Councilmember Carrizosa requested that the total amount of bond proceeds for project number 428-2590-XXXXX-71751 - Re-asphalting the Streets in the Angela Chanslor area be included in the resolution.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0, to add Project No. 428-2590-XXXXX-71751 to the amended Resolution.

MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, Adopting Resolution No. 2018-157, amending Amending the FY 2017-18 Capital Improvement Program (CIP) Budget by Reappropriating \$1,125,749 of Prop C Funds, Measure R Funds, and Series "AX" Bond Funds (Garey Village Foreclosure Sale Proceeds) Among "Holt Avenue (West) Reconstruction," Project No. 71047, "Major Street Rehabilitation Citywide (FY 13-14 to FY 15-16), Project No. 68548, "Street Preservation - Citywide (FY 16-17)," Project No. 67920, "Traffic Signal -

Village Loop Road and Santa Clara Drive," Project No. 50405, and "Traffic Signal Improvements -Towne Avenue and Riverside Drive," Project No. 68553, and adding Project No. 428-2590-XXXXX-71751.

16. Award an Agreement to joyAutomation to Provide Professional Support and Maintenance Services to the City's Water Operations Supervisory Control and Data Acquisition (SCADA) System at the Prices Bid for a Three (3) Year Term, with Two, One-Year Extension Options

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

17. Adopt a Resolution Amending the FY 2018-19 Water Operating Budget by Appropriating \$359,546 from Available Water Fund Balance; and, Approve the Purchase of Vehicles from National Auto Fleet Group in the Amount of \$391,977; Utilizing SourceWell Contract Agreement Number 120716

RESOLUTION NO. 2018-158

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, AMENDING THE 2018-19 WATER OPERATING BUDGET BY APPROPRIATING \$359,546 OF AVAILABLE WATER FUND BALANCE

This item was pulled for discussion.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ROBLEDO, CARRIED 7-0.

18. Approve a Sole Source Agreement with Social Media Platform Pros for Professional Social Media/Public Outreach Consulting Services, Not-to-Exceed \$30,000

This item was removed from the agenda at the City Manager's request for further review.

DISCUSSION CALENDAR

19. Finding of Public Benefit to the Community at Large: Recommended Expenditures and Recap of Funds

CURRENT REQUESTS:

A) Amount to be determined for extra funding toward a recognition dinner for the Pomona Youth Orchestra members/conductors and the commissioners/volunteers of District Three - Amount requested: TBD

B) Amount to be determined to The Festival Singers in support of programming - Amount requested: \$500

Vice-Mayor Gonzales requested to add Item C to the Finding of Public Benefit and if added he

would cover the requested amount.

Motion Councilmember Escobar, Second by Councilmember Robledo, carried by unanimous voice vote of the members present (7-0) adding Item C -Amount \$600 to the Pomona Public Library Foundation to cover transportation costs, as it came up subsequent to the posting of the agenda and required immediate action.

C) Pomona Public Library Foundation- Amount Requested \$600 in support of covering transportation costs for a youth field trip.

Imember Carrizosa requested to add Item D to the Finding of Public Benefit.

Motion Councilmember Robledo Second by Councilmember Escobar, carried by unanimous voice vote of the members present (7-0) adding Item D -Amount Requested: TBD to the Pomona Youth Orchestra to improve the sound system, as it came up subsequent to the posting of the agenda and required immediate action.

D) Amount to be determined to The Pomona Youth Orchestra in support of improving their sound system. Amount Requested: TBD

Motion by Councilmember Robledo, second by Councilmember Escobar, carried by unanimous vote of the members present (7-0) making a finding of public benefit for Items A through B and C through D.

20. Request for a Public Hearing on an appeal of the Planning Commission's denial of Conditional Use Permit (CUP 9508-2018) to allow the sale of beer and wine for off-site consumption (Type 20-Off-Sale) at a proposed convenience market located at 888 West Mission Boulevard in the Midtown segment of the Pomona Corridors Specific Plan and Mixed-Use Arterial segment of the Downtown Pomona Specific Plan; Appellant: Councilmember Rubio Gonzalez

There were no speakers present for this item.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 6-1 (COUNCILMEMBER ROBLEDO OPPOSED), to deny the request for a Public Hearing.

Councilmember Escobar inquired and proposed to move the item to a meeting in January to give the Planning Commission time to review the request.

Development Services Director Mario Suarez informed that the municipal code stated the review had to be within forty-five days.

The applicant Ben Steckler stated it would be acceptable to have the hearing in January.

Councilmember Carrizosa requested that her motion be withdrawn. Councilmember Ontiveros-Cole withdrew her second.

MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 6-1, (COUNCILMEMBER CARRIZOSA OPPOSED), to Approve a Request for a Public Hearing on an appeal of the Planning Commission's denial of Conditional Use Permit (CUP 9508-2018) to allow the sale of beer and wine for off-site consumption (Type 20-Off-Sale) at a proposed convenience market located at 888 West Mission Boulevard in the Midtown segment of the Pomona Corridors Specific Plan and Mixed-Use Arterial segment of the Downtown Pomona Specific Plan.

21. Adopt a Resolution in Support of Zero Waste and Approve a Residential Organics Pilot Program

RESOLUTION 2018-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, IN SUPPORT OF ZERO WASTE AND IMPLEMENTATION OF POMONA'S ZERO WASTE INITIATIVES

Public Works Director Meg McWade provided a presentation to the City Council on this item.

Elinor Crescenzi thanked the City Council for bringing forward a zero waste resolution. She expressed her concerns regarding orientation priorities and stated the importance of knowing where the organic waste will be dumped, and the importance of not creating or adding to other communities' problems.

Public Works Director Meg McWade informed that the green waste is taken to the City of Riverside, turned into mulch, and then used as compost. She stated the cost to hire consultants as the City of Santa Monica has done would cost close to \$200,000 and that the City of Pomona did not have the budget.

Councilmember Carrizosa inquired and City Manager Linda Lowry informed that if the City Council wished to make mention of Ms. Crescenzi's concerns, she would like to craft the language in a way that shows the City's awareness and desire, but does not create a commitment that the City cannot make.

The City Council further discussed this item and requested that Staff revise the resolution addressing Zero Waste and bring it back for approval at the December 3, 2018 City Council meeting.

MOTION BY COUNCILMEMBER ROBLEDO, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to approve the concept of the Residential Organics Pilot Program, and bring back a revised resolution addressing Zero Waste at the next Regular City Council meeting on December 3, 2018.

22. Certification of Citizen Sponsored Measure to Enact a Three Quarter Percent (0.75%) increase in the City's Utility Users Tax

MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to request a report on financial and other related impacts, to be completed and brought back to the City Council within thirty (30) days, prior to accepting certification of sufficiency of the petition.

23. Fiscal Year 2017-18 Unaudited Year-End Overview, Fiscal Year 2018-19 General Fund 1st Quarter Budget Review, and Adoption of Resolutions Amending the Fiscal Year 2018-19 Operating Budget and personnel actions

RESOLUTION NO. 2018- 159

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING THE FISCAL YEAR 2018-2019 ADOPTED OPERATING BUDGET

RESOLUTION NO. 2018-160

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA AMENDING APPENDIX B OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMONA AND THE POMONA MID-MANAGEMENT / CONFIDENTIAL EMPLOYEES' ASSOCIATION AND AMENDING THE AUTHORIZED STAFFING LEVELS IN THE POLICE DEPARTMENT FOR THE FISCAL YEAR 2018-2019 OPERATING BUDGET BY THE ACTIONS LISTED HEREIN

RESOLUTION NO. 2018-161

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA APPROVING AMENDMENTS TO THE CITY OF POMONA'S SALARY SCHEDULE TO MEET THE CALIFORNIA CODE OF REGULATIONS (CCR) TITLE 2, SECTIONS 570.5 AND 571

Finance Director Onyx Jones provided a brief presentation to the City Council.

MOTION BY COUNCILMEMBER GONZALEZ, SECOND BY COUNCILMEMBER CARRIZOSA, CARRIED 7-0, to Receive and file the FY 2017-2018 Unaudited Year-End Overview, Review the Fiscal Year (FY) 2018-19 General Fund 1st Quarter Budget Report, and Resolution No. 2018-159 amending the Fiscal Year 2018-19--2019 adopted Operating Budget, Resolution No. 2018-160 amending Appendix B of the Memorandum of Understanding between the City of Pomona and the Pomona Mid-Management / Confidential Employees' Association and amending the authorized staffing levels in the police department for the Fiscal Year 2018-2019 operating budget by the actions listed herein, and Resolution No. 2018-161 approving amendments to the City of Pomona's Salary Schedule to meet the California Code of Regulations (CCR) title 2, sections 570.5 and 571

PUBLIC HEARINGS

24. Public Hearing to Consider Introduction and First Reading of an Ordinance Amending Sections .435 - 437 of the "F" Fairgrounds Zoning District (F-Zone) of the Pomona City Code (Code Amendment CODE 009778-2018).

This item was heard before the Consent Calendar.

Development Services Director Mario Suarez provided a brief presentation on this item to the City Council. He informed that several comments has been received in support of option B on the staff report, which was the development agreement.

Alfred Fraijo deferred to Mr. Miguel Santa to make remarks on behalf of the Fairplex.

John A. Forbing stated he opposed the proposed ordinance.

Michael Rodriguez, Los Angeles County Chief Real Estate Division, opposed any amendments to the F-Zone and stated that Los Angeles County was not in agreement with any of the changes and that the County needed time to evaluate the changes.

Judy St. John stated she was in favor of the proposed ordinance.

David B. McElwan stated he was in opposition of the proposed ordinance.

Anne Henderson stated she was in opposition of the proposed ordinance.

Mario Ramos on behalf of Protect Our Neighborhood thanked the City Council for taking their time to look in the issue and that they were happy to have come to some agreement. He expressed concerns regarding additional concerts at the Fairplex, and the issue of increased traffic and noise.

Patricia Anderson stated she was in favor of the proposed ordinance and felt it was a win-win situation for the residents and the Fairplex.

Dr. Pinedo, L.A. County Fair Association and Board, stated he was happy to say that together they were able to develop a proposal to meet the needs of the City and that he was in favor of Option B.

Miguel Santana, spoke on the Fairplex's efforts and outreach to engage the surrounding community to address concerns. He informed that together with Mayor Sandoval and Councilmember Torres they were able to develop the proposal that was before the City Council.

Lucas Rivera expressed the importance of acknowledging differences and create opportunities for the community.

Ramon Zavala was not present to speak.

Jerard Wright Bizfed expressed his opposition to the amendments.

Erica Frausto expressed that she opposed the amendments as presented on the agenda, she requested that the City continue to work with the Fairplex and that the Chamber of Commerce was in support of Option B.

A congressional representative from the Office of Congresswoman Norma Torres read into the record a letter from the urging the City Council to move forward with the development agreement between the Fairplex and City of Pomona.

Jane Brooks did not wish to speak.

Jill Start did not wish to speak.

Beth Brooks stated she was in opposition, but did not wish to speak.

Discussion ensued amongst the City Council. Mayor Sandoval expressed putting an end to the proposed draft ordinance. MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, to disapprove the draft ordinance and never bring it before the City Council again.

MOTION BY COUNCILMEMBER TORRES, to table Mayor Sandoval's motion. He stated that he did not want to limit the City's power and to keep options open.

Councilmember Carrizosa expressed the need to hear each other's viewpoints before drawing a conclusion.

After further discussion, Councilmember Torres proposed moving forward with Option B.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER ESCOBAR, to table Mayor Sandoval's initial motion.

Mayor Sandoval stated that the proposal brought forward to the City Council in the future should be viewed by the community and that community meetings should be held.

The City Council requested that the agreement be brought back to the City Council at the first meeting in February.

MOTION BY COUNCILMEMBER TORRES, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, direct Staff to prepare a Development Agreement with Fairplex for the creation of a Specific Plan and Environmental Impact Report for Fairplex Site based on terms outlined in the November 13, 2018 Fairplex Letter, include the Los Angeles County representatives in the discussion, and bring the item back to the City Council on February 4, 2018.

25. Public Hearing on the Adoption of a Resolution Approving the Sale of Pomona Housing Authority Properties Located at 150-180 E. Center Street (APN's 8336-026-900 - 903) and, as a separate but related action, Adoption of a Resolution Approving the Sale of Vehicle Parking District Lot 2 Property (APN 8336-021-901) in Pomona, California to Watt Communities LLC, for the total combined Purchase Price of \$950,000 - Council District 4

RESOLUTION NO. 2018-162

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF POMONA, CALIFORNIA, APPROVING A PURCHASE AND SALE AGREEMENT WITH WATT COMMUNITIES, LLC, FOR THE PROPERTIES LOCATED AT 150-180 E. CENTER STREET

RESOLUTION NO. 2018-163

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING A PURCHASE AND SALE AGREEMENT WITH WATT COMMUNITIES, LLC, FOR THE PROPERTY COMMONLY KNOWN AS CITY PARKING LOT 2

Deputy City Manager Kirk Pelser provided a brief presentation to the City Council. Amos Young expressed that in the future the City should request at minimum what they paid for the property.

Mayor Sandoval commented and stated that the City cannot request buyers to pay more than what the property is worth.

Councilmember Ontiveros-Cole expressed that she was concerned in the value, but considering only one developer has expressed interest, moving forward with the item would be best.

Councilmember Robledo inquired and Deputy City Manager Kirk Pelser informed that construction would begin in the second quarter of 2020.

Councilmember Escobar expressed concern over parking should the property be used for a housing development.

MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY MAYOR SANDOVAL, CARRIED 7-0, adopting Resolution No. 2018-162, approving the Sale of Pomona Housing Authority Properties Located at 150-180 E. Center Street (APN's 8336-026-900 - 903) and, as a separate but related action, and adopting Resolution No. 2018-163 approving the Sale of Vehicle Parking District Lot 2 Property (APN 8336-021-901) in Pomona, California to Watt Communities LLC, for the total combined Purchase Price of \$950,000 - Council District 4

MATTERS INITIATED BY CITY COUNCILMEMBERS

Councilmember Gonzalez inquired and Development Services Director Mario Suarez informed that they have been working with the developers to move projects forward and if there is not any movement the file is closed.

Councilmember Torres inquired about the permit parking process for Falcon Avenue and stated he would like to set a meeting date to get the item before the City Council.

Councilmember Carrizosa stated that the dome on the bridge at the transit center was continuing to deteriorate; she expressed her desire to have it fixed.

Public Works Director Meg McWade informed that it is on her list of ongoing projects and she was researching cost estimates.

Councilmember Carrizosa requested that the any art approved for the City be placed citywide.

Mayor Sandoval and the City Council expressed their gratitude for their Administrative Assistant Anne Marie Acosta for her years of service to the City and the City Council and wished to acknowledge her service before her departure.

Mayor Sandoval stated he would like to discuss in January the opportunity to improvements to the Code Enforcement Department.

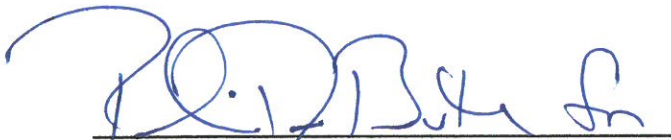
Councilmembers Carrizosa and Escobar acknowledged Marie Macias, Interim City Clerk, for coming back to City of Pomona after her retirement to assist with the City Clerk Department and the recruitment of a new City Clerk.

ADJOURNMENT

The City Council meeting was adjourned on Monday, November 19, 2018, at 11:05 p.m.

Respectfully submitted,

ATTEST:



MARIE MACIAS
City Clerk/Secretary of the Pomona
Housing Authority/Successor Agency to the
to the Redevelopment Agency



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