

CITY OF SAN BERNARDINO

REVISED AGENDA

FOR THE

SPECIAL MEETINGS OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO, MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO ACTING AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO ACTING AS THE SUCCESSOR HOUSING AGENCY TO THE REDEVELOPMENT AGENCY, AND MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO ACTING AS THE HOUSING AUTHORITY, AND MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO ACTING AS THE SAN BERNARDINO JOINT POWERS FINANCING AUTHORITY

WEDNESDAY, DECEMBER 06, 2023

5:00 PM - SPECIAL MEETING SESSION 1 6:00 PM - SPECIAL MEETING SESSION 2
CLOSED SESSION IMMEDIATELY TO FOLLOW SESSION 2

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COUNCIL MEMBER REYNOSO WILL BE PARTICIPATING REMOTELY FROM
HOLIDAY INN EXPRESS AND SUITES BALTIMORE
1510 AERO DR, LINTHICUM HEIGHTS, MD 21090

Theodore Sanchez
COUNCIL MEMBER, WARD 1

Sandra Ibarra
COUNCIL MEMBER, WARD 2

Juan Figueroa
COUNCIL MEMBER, WARD 3

Fred Shorett
MAYOR PRO TEM, WARD 4

Ben Reynoso
COUNCIL MEMBER, WARD 5

Kimberly Calvin
COUNCIL MEMBER, WARD 6

Helen Tran

MAYOR

Damon L. Alexander
COUNCIL MEMBER, WARD 7

Charles A. Montoya
CITY MANAGER

Sonia Carvalho
CITY ATTORNEY

Genoveva Rocha
CITY CLERK



Welcome to a meeting of the Mayor and City Council of the City of San Bernardino.

- **PLEASE VIEW THE LAST PAGES OF THE AGENDA FOR PUBLIC COMMENT OPTIONS, OR CLICK ON THE FOLLOWING LINK: [TINYURL.COM/MCCPUBLICCOMMENTS](https://tinyurl.com/mccpubliccomments)**
- Please contact the City Clerk's Office (909) 384-5002 two working days prior to the meeting for any requests for reasonable accommodation, to include interpreters.
- To view PowerPoint presentations, written comments, or any revised documents for this meeting date, use this link: tinyurl.com/agendabackup. Select the corresponding year and meeting date folders to view documents.

CALL TO ORDER

Attendee Name

Council Member, Ward 1 Theodore Sanchez
Council Member, Ward 2 Sandra Ibarra
Council Member, Ward 3 Juan Figueroa
Mayor Pro Tem, Ward 4 Fred Shorett
Council Member, Ward 5 Ben Reynoso
Council Member, Ward 6 Kimberly Calvin
Council Member, Ward 7 Damon L Alexander
Mayor Helen Tran
City Manager Charles A. Montoya
City Attorney Sonia Carvalho
City Clerk Genoveva Rocha

5:00 P.M. SPECIAL MEETING SESSION 1

INVOCATION AND PLEDGE OF ALLEGIANCE

PUBLIC COMMENT FOR DISCUSSION ITEMS 1 & 2

DISCUSSION

1. Regional Partnership for Animal Services p. 14

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California:

- 1. Authorize the City Manager to finalize and execute participation agreements with the Cities of Colton, Fontana and Rialto to house animals at the shelter located at 333 Chandler Place in the City of San Bernardino, and
- 2. Provide staff direction on proposed staffing and site improvements needed to accommodate additional partner cities, and
- 3. Adopt Resolution 2023-188 Authorizing the City Manager to take the steps necessary to establish a California Nonprofit Public Benefit Corporation named “The Friends of San Bernardino Animal Services Foundation”.

2. Approve Motel Voucher Program and Authorize Professional Service Agreements with Local Motel Operators to Provide Interim Shelter. (All Wards) p. 61

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California:

- 1. Review and approve the Motel Voucher Program as presented or provide staff with modifications,
- 2. Approve the following Professional Service Agreements with local motel operators for the provision of motel rooms for homeless residents needing temporary shelter for a term beginning December 6, 2023 through December 6, 2024:
 - a. Century RSVP LLC to provide a minimum of 24 rooms at the Motel San Bernardino located in San Bernardino for a total not to exceed \$604,800
 - b. Shiva SMT Inc. to provide a minimum of 20 rooms up to a maximum of 60 rooms at the Mayfair Inn located in Ontario for a total not to exceed \$705,600.

- c. Swami Shriji Investment Inc. to provide a minimum of 15 rooms up to a maximum of 80 rooms at the Super 8 Motel located in Redlands for a total not to exceed \$604,995.
- d. SB Express One LLC to provide a minimum of 28 rooms up to 75 rooms at the Super 8 Motel located in San Bernardino for a total not to exceed \$1,008,000.

3. Authorize the City Manager or designee to take any further actions and execute any further agreements or documents as necessary to effectuate the implementation of the Motel Voucher Program.

ADJOURNMENT FOR SESSION 1

The Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency will adjourn to a Special Meeting to be held on December 6, 2023, at the Feldheim Central Library located at 555 West 6th Street, San Bernardino, California 92401. The Special Meeting will begin at 6:00 p.m.

6:00 P.M. SPECIAL MEETING SESSION 2

PUBLIC COMMENTS FOR ITEMS 3-22 & ITEMS NOT ON THE AGENDA

CITY MANAGER UPDATE

CONSENT CALENDAR

3. Maddy Act Local Appointments List [p. 280](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino Adopt Resolution No. 2023-176 approving the Local Appointments List.

4. Approve Professional Services Agreements with JEA & Associates and Capital Edge Advocacy Inc. for State and Federal Legislative Advocacy Services (All Wards) [p. 292](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize the City Manager to execute Professional Services Agreements with:

1. Capital Edge Advocacy Inc. for federal legislative advocacy services in an amount not to exceed \$90,000 annually; and
2. JEA & Associates for state legislative advocacy services in an amount not to exceed \$84,000 annually.

5. Proposed 2024 Mayor & City Council Regular Meeting Schedule (All Wards) [p. 437](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt the Proposed 2024 Mayor and City Council Regular Meeting Schedule.

6. Resolution Declaring Intent to Annex Territory: Community Facilities District No. 2019-1 (Maintenance Services): Annexation No. 37, Tax Zone No. 38 (Mill Street) (Ward 3) [p. 445](#)

Recommendation:

It is recommended that the Mayor and City Council of San Bernardino, California, adopt Resolution No. 2023-177 of the Mayor and City Council of San Bernardino, California, declaring its intention to annex territory into Community Facilities District No. 2019-1 (Maintenance Services) of the City of San Bernardino, adopting a map of the area to be proposed (Annexation No. 37) and authorizing the levy of a special taxes therein.

7. Resolution Declaring Intent to Amend Special Tax Rates: Community Facilities District No. 2019-1 (Maintenance Services): Annexation No. 28, Tax Zone No. 29 (Verdemont Ranch) (Ward 5) p. 482

Recommendation:

It is recommended that the Mayor and City Council of San Bernardino, California, adopt Resolution No. 2023-178 of the Mayor and City Council of San Bernardino, California, declaring its intention to amend the Special Tax rates for Annexation No. 28 into Community Facilities District No. 2019-1 (Maintenance Services) of the City of San Bernardino, and authorizing the levy of a special taxes therein.

8. Professional Services Agreement with Michael Baker International for Grant Administration Services in the amount of \$243,919 p. 519

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California:

1. Authorize the City Manager, or designee, to execute a Professional Services Agreement commencing December 6, 2023, and ending December 6, 2025, with Michael Baker International, in the amount of \$243,919.00 for Grant Administration consultant services; and
2. Authorize the Director of Finance and Management Services to issue a purchase order to Michael Baker International in the amount of \$243,919.00.

9. City Manager's Office Staffing and Side Letter Agreement with the Executive Bargaining Group (All Wards) p. 544

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino adopt Resolution No. 2023-179 of the Mayor and City Council of the City of San Bernardino, California:

1. Adding two (2) Deputy City Manager (U) positions to the City Manager's Office;
2. Authorizing the City Manager to execute a side letter agreement with the Executive Employees to include the Deputy City Manager (U) classification; and
3. Amending the City-wide salary schedule for full-time, part-time, temporary, and seasonal positions.

10. Acceptance of the California State Library Building Forward Library Facilities Improvement Program Grant Award for the Norman F. Feldheym Central Library Revitalization Project (Ward 1) p. 560

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California,

1. Adopt Resolution No. 2023-180 of the Mayor and City Council of the City of San Bernardino, California, approving the acceptance of grant funds; and
2. Authorize the City Manager, or designee, to execute a grant agreement and any subsequent amendments with the California State Library in the amount of \$6,409,370 for the Norman F. Feldheym Central Library Revitalization Project

funded through the State of California Budget Act of 2022 (AB178) or the State of California Budget Act of 2023 (SB 101); and

3. Authorize the Director of Finance & Management Services to amend the Fiscal Year 2023 - 2027 Capital Improvement Program to add the Norman F. Feldheim Central Library Revitalization Project; and
4. Authorize the Director of Finance & Management Services to amend and appropriate \$6,409,370 in both revenues and expenditures to the Fiscal Year 2023 – 2024 Operating Budget for the Normal F. Feldheim Central Library Revitalization Project.

11. Amendment No. 3 to the Professional Services Agreement with the PM Group, DBA the Printery, in the amount of \$75,000 for the design, print, and mail preparation of City of San Bernardino Parks, Recreation and Community Services trimester brochure for FY2023-2024 p. 571

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California adopt resolution No. 2023-181 to:

1. Authorize the City Manager to execute Amendment No. 3 the Professional Services Agreement with the Printery for the design, print, and mail preparation of the City of San Bernardino Parks, Recreation and Community Services Department (PRCSD) trimester brochure for FY2023-2024.
2. Authorize the Director of Finance & Management Services to issue a purchase order not to exceed the amount of \$75,000.

12. Approve Agreement with Los Angeles Dodger Foundation for the Renovation of Blair Park Baseball Fields - 5th Ward p. 580

Recommendation:

Adopt Resolution No. 2023-182 of the Mayor and City Council of the City of San Bernardino, California, to:

1. Approve the agreement with the Los Angeles Dodgers Foundation to build three Dodger Dreamfields at Blair Park.
2. Accept the donation of labor and construction costs for the development of the three Dodger Dreamfields valued at \$1,718,844.
3. Authorize the City Manager to conduct all negotiations, signings, and submittal of necessary documents to receive the donation.

13. Approve Visual, Performing, and Literary Arts Grant Awards p. 605

Recommendation:

Adopt Resolution No. 2023-183 of the Mayor and City Council of the City of San Bernardino, California, approving the Visual, Performing, and Literary Arts grant awards to winning applications in the amount of \$25,296.

14. Execute a Professional Service Agreement with the Women’s Inspirational Network and Issue a Purchase Order (All Wards) p. 624

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize:

1. The City Manager to execute a professional services agreement and any subsequent amendments with Women's Inspirational Network
2. The Director of Finance and Management Services to issue a purchase order in an amount not to exceed \$300,000.

15. Accept the 2023 COPS CHP Grant (All Wards) p. 697

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2023-184 authorizing:

1. The City Manager to Accept the 2023 Department of Justice Community Oriented Policing Services Grant.
2. The Director of Finance and Management Services to amend the FY 2023/24 Adopted Budget with an appropriation of \$500,000 in both revenues and expenditures in grant funds and \$303,743.36 in General Fund expenditures in grant match requirements.
3. The Police Department to increase sworn staffing from 307 to 311.

16. Execution of a five-year agreement between the County of San Bernardino and the City of San Bernardino for Police Department access to the County Radio Communication System (All Wards) p. 723

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2023-186 authorizing the City Manager to

1. Execute a five-year agreement between the City of San Bernardino and the County of San Bernardino, for Police Department access to the County's digital radio communication system, and
2. Authorize the Director of Finance and Management Services to issue an annual purchase order to the County of San Bernardino for radio services, not to exceed \$2,350,000 over the duration of the agreement.

17. Technical Revision for the Purchase of Cellular Site Simulator Equipment (All Wards) p. 745

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt resolution 2023-185 authorizing:

1. The City Manager to execute a goods purchase agreement between the City of San Bernardino and Tactical Support Equipment.
2. The Director of Finance and Management Services to issue a Purchase Order to Tactical Support Equipment in an amount not exceeding \$687,000.

18. Five-Year Capital Project Needs Analysis for FY 2024/25 to FY 2028/2029 for Measure I Expenditures (All Wards) p. 814

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2023-187 approving the Five-Year Capital Project Needs Analysis (FY 2024/2025 through FY 2028/29) for Measure I Expenditures.

19. Award of Agreement for Construction of Nicholson Neighborhood Park Improvements (Ward 6) p. 828

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California:

1. Approve the award of an Agreement with Urban Habitat in the amount of \$8,147,197.56 for Nicholson Neighborhood Park Improvements (Project); and
2. Authorize the project construction, construction contingencies, and construction management costs in the total amount of \$ \$9,437,197.56 for construction of the Project; and
3. Authorize the City Manager or designee to execute all documents with Urban Habitat; and
4. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.

20. Appointing an Interim Director of Public Works, Operations and Maintenance (U) p. 1024

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California:

1. Adopt Resolution No. 2023-189 appointing Lynn C. Merrill as Director of Public Works, Operations and Maintenance (U) on an interim basis; and
2. Approve Retired Annuitant Employment Agreement.

21. Extending the City's Deadline to Establish an Online Permitting System for Post-entitlement Phase Permits in Accordance with State Law (All Wards) p. 1036

Recommendation:

Adopt Resolution No. 2023-190 of the Mayor and City Council of the City of San Bernardino, California, extending the deadline to establish an online permitting system for post-entitlement phase permits under California Government Code Section 65913.3.5 (Assembly Bill 2234).

MAYOR & CITY COUNCIL UPDATES/REPORTS ON CONFERENCES & MEETINGS

CLOSED SESSION

22. Closed Session

Recommendation:

A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A) AND (D)(1):

- i. Deshawn M. Wright v. City of San Bernardino, United States District Court Case No. 5:22-CV-00132 CAS (JCx)

**B) CONFERENCE WITH LEGAL COUNSEL-SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOV. CODE 54956.9 (D)(2)
(TWO CASES)**

CLOSED SESSION REPORT

ADJOURNMENT

The next joint regular meeting of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency will be held on January 3, 2024, at the Feldheym Central Library located at 555 West 6th Street, San Bernardino, California 92401. Closed Session will begin at 5:30 p.m. and Open Session will begin at 7:00 p.m.

CERTIFICATION OF POSTING AGENDA

I, Courtney Bowen, Deputy City Clerk for the City of San Bernardino, California, hereby certify that the agendas for the December 6, 2023, Special Meetings of the Mayor and City Council and the Mayor and City Council acting as the Successor Agency to the Redevelopment Agency was posted on the City's bulletin board located at 201 North "E" Street, San Bernardino, California, at the Feldheym Central Library located at 555 West 6th Street, San Bernardino, California, and on the City's website sbcity.org on **Tuesday, December 5, 2023**.

I declare under the penalty of perjury that the foregoing is true and correct.

Courtney Bowen

Courtney Bowen, Deputy City Clerk

NOTICE:

Any member of the public desiring to speak to the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency concerning any matter on the agenda, which is within the subject matter jurisdiction of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency may address the body during the period reserved for public comments.

In accordance with Resolution No. 2018-89 adopted by the Mayor and City Council on March 21, 2018, the following are the rules set forth for Public Comments and Testimony:

Public Comments and Testimony:

Rule 1. Public comment shall be received on a first come, first served basis. If the presiding officer determines that the meeting or hearing may be lengthy or complicated, the presiding officer may, in his or her discretion, modify these rules, including the time limits stated below.

Rule 2. All members of the public who wish to speak shall fill out a speaker' s reservation card and turn in the speaker reservation card to the City Clerk prior to the time designated on the agenda. Comments will be received in the order the cards are turned in to the City Clerk. Failure of a person to promptly respond when their time to speak is called shall result in the person forfeiting their right to address the Mayor and City Council.

Rule 3. The presiding officer may request that a member of the public providing comment audibly state into the microphone, if one is present, his or her name and address before beginning comment. If that person is representing a group or organization the presiding officer may request that the speaker identify that group or organization, including that group or organization' s Address.

Rule 4. Notwithstanding the provisions of Rule 2 and 3 above, a person shall not be required to provide their name or address as a condition of speaking.

Rule 5. Time Limits:

5.01 Each member of the public shall have a reasonable time, not to exceed three (3) minutes per meeting, to address items on the agenda and items not on the agenda but within the subject matter jurisdiction of the Mayor and City Council.

5.02 Notwithstanding the time limits set forth in subsection 5. 01 above, any member of the public desiring to provide public testimony at a public hearing shall have a reasonable time, not to exceed (3) minutes, to provide testimony during each public hearing.

Any member of the public desiring to speak to the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency concerning any matter not on the agenda but which is within the subject matter jurisdiction of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency may address the body at the end of the meeting, during the period reserved for public comments. Said total period for public comments shall not exceed 60 minutes, unless such time limit is extended by the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency. A three-minute limitation shall apply to each member of the public, unless such time limit is extended by the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency. No member of the public shall be permitted to "share" his/her three minutes with any other member of the public.

Speakers who wish to present documents to the governing body may hand the documents to the City Clerk at the time the request to speak is made.

The Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency may refer any item raised by the public to staff, or to any commission, board, bureau, or committee for appropriate action or have the item placed on the next agenda of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency. However, no other action shall be taken nor discussion held by the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency on any item which does not appear on the agenda unless the action is otherwise authorized in accordance with the provisions of subdivision (b) of Section 54954.2 of the Government Code.

Public comments will not be received on any item on the agenda when a public hearing has been conducted and closed.

**NOTICE OF A SPECIAL MEETING OF THE
MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO**

DATE: Tuesday, December 5, 2023

SUBJECT: Special Meeting (Session No. 1) on Wednesday, December 6, 2023

NOTICE IS HEREBY GIVEN that the City Manager, with a consensus of the Mayor and City Council of the City of San Bernardino, has called a Special Meeting for Wednesday, December 6, 2023, at 5:00 p.m.

Said meeting shall be for the purpose of considering the following:

DISCUSSION

1. **Regional Partnership for Animal Services**
2. **Approve Motel Voucher Program and Authorize Professional Service Agreements with Local Motel Operators to Provide Interim Shelter**

ADJOURNMENT

The next Special Meeting of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency will be held on December 6, 2023 at the Feldheym Central Library, 555 West Sixth Street, San Bernardino 92401. Open Session will begin at 6:00 p.m.



Genoveva Rocha, CMC, City Clerk

**NOTICE OF A SPECIAL MEETING OF THE
MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO**

DATE: Tuesday, December 5, 2023

SUBJECT: Special Meeting (Session No. 2) on Wednesday, December 6, 2023

NOTICE IS HEREBY GIVEN that the City Manager, with a consensus of the Mayor and City Council of the City of San Bernardino, has called a Special Meeting for Wednesday, December 6, 2023, at 6:00 p.m.

Said meeting shall be for the purpose of considering the following:

Consent Calendar Items No. 3 through 21 and Closed Session.

ADJOURNMENT

The next Regular Meeting of the Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency will be held on January 3, 2024 at the Feldheym Central Library, 555 West Sixth Street, San Bernardino 92401. Closed Session will begin at 5:30 p.m. and Open Session will begin at 7:00 p.m.



Genoveva Rocha, CMC, City Clerk

ALTERNATE MEETING VIEWING METHOD:

If there are issues with the main live stream for the Mayor and City Council you may view the alternate stream on TV3

<https://reflect-sanbernardino.cablecast.tv/CablecastPublicSite/watch/1?channel=6>

PUBLIC COMMENT OPTIONS

Please use **ONE** of the following options to provide a public comment:

1) Written comments can be emailed to publiccomments@sbcity.org. Written public comments received up to 4:00 p.m. on the day of the meeting (or otherwise indicated on the agenda) will be provided to the Mayor and City council and made part of the meeting record. **They will not be read aloud unless you require an ADA accommodation.**

Please note: messages submitted via email and this page are only monitored from the publication of the final agenda until the deadline to submit public comments. Please contact the City Clerk at 909-384-5002 or SBCityClerk@sbcity.org for assistance outside of this timeframe.

2) Attend the meeting in person and fill out a speaker slip. Please note that the meeting Chair decides the cut-off time for public comment, and the time may vary per meeting. If you wish to submit your speaker slip in advance of the meeting, please submit your request to speak using the form on the following page: <https://tinyurl.com/mccpubliccomments>

3) REMOTE PARTICIPATION VIA ZOOM WILL BE FOR COUNCIL PARTICIPATION
Until further notice, remote public comment has been suspended.