

CITY OF SAN BERNARDINO AGENDA

FOR THE

SPECIAL MEETING 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, MARCH 20, 2024

5:00 PM - OPEN SESSION

CLOSED SESSION TO IMMEDIATELY FOLLOW OPEN SESSION

FELDHEYM CENTRAL LIBRARY • SAN BERNARDINO, CA 92410 • WWW.SBCITY.ORG

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 ACCOMMODATIONS**
- **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.

INVOCATION AND PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. March 2024 Citizen of the Month – Cameron Grant [p.11](#)

PUBLIC COMMENTS FOR ITEMS ON THE AGENDA AND CLOSED SESSION ONLY

CITY MANAGER UPDATE

DISCUSSION

2. Fiscal Year 2023/24 Mid-Year Budget Report [p.13](#)

Recommendation:

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

1. Receive and file the Fiscal Year 2023/24 Mid-Year Budget Report; and
2. Adopt Resolution No. 2024-054 Authorizing the Director of Finance and Management Services to amend the Fiscal Year 2023/24 Operating Budget by \$9,362,446 as outlined in the Fiscal Year 2023/24 Mid-Year Budget Report.

CONSENT CALENDAR

3. Real Property Donation of 300 N “E” Street, San Bernardino, California Recommendation: [p.63](#)

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve Resolution No. 2024-059, accepting the real property donation of 300 N “E” Street, also known as “the Harris Building” (APN 0134-301-29), located within the City of San Bernardino, California, from El Corte Ingles, S.A. a Spanish Corporation (ECI); authorizing the City Manager to execute a quitclaim deed conveying fee interest to the City of San Bernardino.

4. Approval of Commercial and Payroll Disbursements (All Wards) [p.94](#) Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California approve the commercial and payroll disbursements for February 2024.

5. Investment Portfolio Report for October, November, and December 2023 (All Wards) [p.191](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, accept and file the Monthly Investment October, November, and December 2023.

6. Annual Renewal of the City's Property Insurance for FY 2024/25 [p.220](#) Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve the annual renewal of the City’s property insurance for a premium not to exceed \$2,415,000 for the term beginning April 1, 2024, and ending March 31, 2025; and authorizing the City Manager to execute all related documentation.

7. Approving the Application for the California Department of Parks and Recreation - Outdoor Equity Grants Program (OEP) – Round 2 [p.226](#)

Recommendation:

Adopt Resolution No. 2024-055 of the Mayor and City Council of the City of San Bernardino, California, to approve the submittal of an application for the California Department of Parks and Recreation – Outdoor Equity Program (OEP) Round 2 competitive program to the State of California.

8. Task Order No. 2 with Z&K Consultants, Inc. for Carousel Mall Demolition Professional Services (Ward 1) [p.255](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-056, and:

1. Approve Task Order No. 2 with Z&K Consultants Inc. in the amount of \$201,723.44 for construction management and inspection services for the Carousel Mall Demolition (Project), and;
2. Authorize the Director of Finance and Management Services to record a budget amendment from Measure S Fund balance to allocate CIP Street Sweeping Signage project surplus to fund the required purchase/task orders to complete the Carousel Mall Demolition (Project), and;
3. Authorize the City Manager or designee to execute all documents with Z&K Consultants Inc. to complete Task Order No. 2.

9. Resolution Approving Cooperative Agreement with Omnitrans for the E Street Median Project (Wards 1 & 3) [p.263](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-057, and Authorize the City Manager or designee to execute the Cooperative Agreement with Omnitrans for the Design Phase, Environmental Phase, and Construction of the “E” Street Median Project.

10. Accept the Energy Efficiency and Conservation Block Grant (EECBG) [p.282](#)

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-058, and:

1. Authorize the Director of Finance & Management Services to amend and appropriate the \$249,590 Energy Efficiency and Conservation Block Grant (EECBG) in both revenues and expenditures for the fiscal year 2023-2024 operating budget; and
2. Authorize the Director of Finance & Management Services to amend the Fiscal Year 2023 – 2027 Capital Improvement Program to add the Energy Efficiency Conservation Block Grant (EECBG) Project; and
3. Authorize the City Manager, or designee, to execute a grant agreement and any subsequent amendment with the U.S. Department of Energy in the amount of \$249,590 for the Energy Efficiency and Conservation Block Grant.

11. Award of Agreement for Construction of Pavement Rehabilitation at Twenty-One Locations (Project No. SS 22-005) (All Wards) p.290

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 Matich Corporation in the amount of \$7,988,612 for Pavement Rehabilitation at Twenty-One Locations (Project); and
2. Authorize the project construction, construction contingencies, and construction management costs in the total amount of \$8,787,473.20 for construction of the Project; and
3. Authorize the City Manager or designee to execute all documents with Matich Corporation; and
4. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.

12. Amendment No. 1 to Agreement with RHA Landscape Architects – Planners Inc. for Seccombe Lake Park Revitalization Design Services (Ward 1) p.441

Recommendation:

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

1. Approve Amendment No. 1 to the Agreement with RHA Landscape Architects – Planners Inc. in the amount of \$26,000 for Seccombe Lake Park Revitalization (Project); and
2. Authorize project contingencies in the total amount of \$27,000 for design of the Project; and
3. Authorize the City Manager or designee to execute all documents with RHA Landscape Architects – Planners Inc.; and
4. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.
5. Renew the term of the agreement to September 21, 2024.
6. Authorize the City Manager to renew the term of the agreement for up to two additional one-year terms.

MAYOR & CITY COUNCIL UPDATES/REPORTS ON CONFERENCES & MEETINGS

CLOSED SESSION

13) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION p.531

Significant exposure to litigation (Pursuant to Government Code Section 54956.9(d)(2)): Notice of Claim, Steve Carrigan, dated November 28, 2023, Claim No. GHC0065668

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 April 03, 2024 at the Feldheim Central Library located at 555 West 6th Street, San Bernardino, California 92401. Closed Session will begin at 4:00 p.m. Open Session will begin at 5:00 p.m.

CERTIFICATION OF POSTING AGENDA

I, Genoveva Rocha, CMC, City Clerk for the City of San Bernardino, California, hereby certify that the agenda for the **March 20, 2024**, Special Meeting 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 Feldheim Central Library located at 555 West 6th Street, San Bernardino, California, and on the City's website sbcity.org on **Friday, March 15, 2024**.

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



Genoveva Rocha, CMC, City Clerk

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

DATE: Friday, March 15, 2024

SUBJECT: Special Meeting on Wednesday, March 20, 2024

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, March 20, 2024, at 5:00 p.m.

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

PRESENTATION

1. March 2024 Citizen of the Month – Cameron Grant

CONSENT CALENDAR

Item Nos. 2-12

CLOSED SESSION

13. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant exposure to litigation (Pursuant to Government Code Section 54956.9(d)(2)): Notice of Claim, Steve Carrigan, dated November 28, 2023, Claim No. GHC0065668

CLOSED SESSION REPORT

ADJOURNMENT

The Mayor and City Council and the Mayor and City Council Acting as the Successor Agency to the Redevelopment Agency will adjourn to the Regular meeting to be held on April 3, 2024, at the Feldheym Central Library, 555 West Sixth Street, San Bernardino 92401. Closed Session will begin at 4:00 p.m. Open Session will begin at 5:00 p.m.



Genoveva Rocha, CMC, 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.

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 2:00 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>