

# CITY OF SAN BERNARDINO AGENDA

FOR THE  
REGULAR 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, APRIL 03, 2024**

**4:00 PM - CLOSED SESSION**

**5:00 PM - OPEN SESSION**

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**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](https://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

### **4:00 P.M.**

## **CLOSED SESSION PUBLIC COMMENT**

### **CLOSED SESSION**

#### **A) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION [p. 11](#)**

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**

### **5:00 P.M.**

## **INVOCATION AND PLEDGE OF ALLEGIANCE**

### **PRESENTATIONS**

- 1. Proclamation for National Library Week in the City of San Bernardino – April 7th - April 13th, 2024 (All Wards) [p.12](#)**
- 2. Proclamation for Sexual Assault Awareness Month in the City of San Bernardino – April 2024 (All Wards) [p.14](#)**
- 3. Proclamation for Volunteer Appreciation Month in the City of San Bernardino – April 2024 (All Wards) [p.16](#)**
- 4. Presentation of California Parks and Recreation Society Community Champion Award to Terry Boykins of Project Fighting Chance [p.18](#)**
- 5. Presentation of California Parks and Recreation Society 2023 Award of Excellence for Creating Community through Arts and Cultural Services [p.19](#)**

**CITY MANAGER UPDATE**

**PUBLIC COMMENTS FOR ITEMS LISTED AND NOT LISTED ON THE AGENDA**

**PUBLIC HEARING**

**6. Public Hearing on Annexation No. 37 to Community Facilities District 2019-1 (Ward 3)  
Recommendation: p. 20**

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

1. Hold a Public Hearing; and
2. Adopt Resolution No. 2024-063 of the Mayor and City Council of the City of San Bernardino, California, calling an election to submit to the qualified electors the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2019-1 (Maintenance Services) (Annexation No. 37); and
3. Hold a special landowner election and canvass the election; and
4. Adopt Resolution No. 2024-064 of the Mayor and City Council of the City of San Bernardino, California, declaring election results for Community Facilities District No. 2019-1 (Maintenance Services) (Annexation No. 37); and
5. Introduce, read by title only, and waive further reading of Ordinance No. MC-1634 of the Mayor and City Council of the City of San Bernardino, California, amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services); and
6. Schedule the adoption of Ordinance No. MC-1634 for April 17, 2024.

**DISCUSSION**

**7. City of San Bernardino Parks Master Plan Update p. 76**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, receive and file the oral report on the Parks Master Plan Update.

**CONSENT CALENDAR**

**8. Establish a California Nonprofit Public Benefit Corporation named The City of San Bernardino Foundation for Community & Economic Growth (All Wards) p. 118**

**Recommendation:**

It is recommended that the Mayor and City Council of San Bernardino, California, adopt Resolution No. 2024-060 authorizing the City Manager or designee to take the necessary steps to establish a California nonprofit public benefit corporation named The City of San Bernardino Foundation for Community & Economic Growth to support the opening and operation of a business and visitor center in the city.

**9. Irrevocable Agreement to Annex No. 2024-377 (Ward 6) p. 150**

**Recommendation:**

It is recommended that the Mayor and City Council of San Bernardino, California adopt Resolution No. 2024-061 of the Mayor and City Council of the City of San Bernardino, California:

1. Approving the application to the Local Agency Formation Commission to provide City sewer services to a property located at 19915 Cajon Boulevard, San Bernardino, California, (APN 0262-042-44), within the unincorporated territory of Muscoy;
2. Authorizing the City Manager to execute an Irrevocable Agreement to Annex.

**10. 2022 Housing Element Annual Progress Report p.169**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino receive and file the 2022 Housing Element Annual Progress Report (Attachment 1).

**11. 2023 Housing Element Annual Progress Report (All Wards) p. 206**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino receive and file the 2023 Housing Element Annual Progress Report (Attachment 1).

**12. Adoption of Ordinance No. MC-1633 (Annexation 38) (Ward 1) p. 246**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1633, amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services).

**13. Adoption of Ordinance No. MC-1630 (Annexation 39) (Ward 1) p. 256**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1630, amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services).

**14. Adoption of Ordinance No. MC-1631 (Annexation 40) (Ward 5) p. 266**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1631 amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services).

**15. Adoption of Ordinance No. MC-1632 (Annexation 41) (Ward 1) p. 276**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1632 amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services).

**16. Approval of Commercial and Payroll Disbursements (All Wards) p. 286**

**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.

**17. Recognizing Teamsters Local 1932 (Teamsters) and American Federation of State, County and Municipal Employees District Council 36 (AFSCME) as the Majority Representatives for the General Unit and Police General Unit for the Purposes of Employer - Employee Relations with the City. p. 333**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, Adopt Resolution No. 2024-065:

1. Recognizing Teamsters Local 1932 (Teamsters) as the majority representative for the General Unit;
2. Recognizing American Federation of State, County and Municipal Employees District Council 36 (AFSCME) as the majority representative for the Police General Unit;
3. Amending the City-Wide Salary Schedule for full-time, part-time, temporary, and seasonal positions.

**18. Adopt Resolution Approving Amendment No. 1 to Cooperative Agreement No. 22-1002720 with the San Bernardino County Transportation Authority (SBCTA) for the State Route 210/ Waterman Avenue Interchange Project (Ward 7) p. 369**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-062, authorizing:

1. The Director of Finance and Management Services to amend the State Route 210/Waterman Avenue Interchange Project budget in the amount of \$227,858 from the Measure S Fund, and;
2. The City Manager to execute Amendment No. 1 to Cooperative Agreement No. 22-1002720 with the San Bernardino County Transportation Authority (SBCTA) for Waterman Avenue at State Route 210 (SR-210) interchange Project.

**19. Approving Amendment No. 4 to the Joint Exercise of Powers Agreement with the San Bernardino Associated Governments (SANBAG) (All Wards) p. 396**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize the City Manager to execute Amendment No. 4 to the Joint Exercise of Powers Agreement with the San Bernardino Associated Governments (SANBAG).

**MAYOR & CITY COUNCIL UPDATES/REPORTS ON CONFERENCES & MEETINGS**

**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 17, 2024 at the Feldheym Central Library located at 555 West 6th Street, San Bernardino, California 92401. Closed Session will begin at 4:00 p.m. and 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 **April 3, 2024**, Regular 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 Feldheym Central Library located at 555 West 6th Street, San Bernardino, California, and on the City's website [sbcity.org](http://sbcity.org) on **Friday, March 29, 2024**.

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



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](mailto:publiccomments@sbcity.org). Written public comments received up to **2:30 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](mailto: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>