

CITY OF SAN BERNARDINO

REVISED 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, AUGUST 21, 2024

4:00 PM - CLOSED SESSION

5:00 PM - OPEN SESSION

FELDHEYM CENTRAL LIBRARY 555 W 6TH STREET • 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

Rochelle Clayton
ACTING 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.**

***Agenda has been revised to correct an error on the page numbers listed for Item No. 6 – No. 12.**

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
Acting City Manager Rochelle Clayton
City Attorney Sonia Carvalho
City Clerk Genoveva Rocha

4:00 P.M

CLOSED SESSION PUBLIC COMMENT

CLOSED SESSION

A. Public Employee Performance Evaluation (Pursuant to Government Code Section 54957) P.11

Acting City Manager (Acting City Manager Initiated Goal Setting Process)

5:00 P.M.

INVOCATION AND PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

PRESENTATIONS

1. **Proclamation for International Overdose Awareness Day in the City of San Bernardino – August 31, 2024 (All Wards) P.12**

PUBLIC HEARING

2. **Appeal 24-02 of Appeal 24-01 for Development Permit Type-D 21-18, 19, 20, and 21 (Ward 3) P.14**

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California adopt Resolution No. 2024-145 denying Appeal 24-02, thereby upholding the Planning Commission's denial of Appeal 24-01 for Development Permit Type-D 21-18, 19, 20, and 21, which upholds the Development and Environmental Review Committee's (DERC) adoption of the Mitigated Negative Declaration in conjunction with the approval of Development Permit Type-D 21-18, 19, 20, and 21, allowing the development and establishment of five (5) service commercial buildings totaling approximately 67,451 square feet on several APNs for a combined 4.81 acres within the Commercial Regional (CR-3) zone.

3. Appeal 24-03 for Development Permit Type-P 22-05 (Ward 3) P.388

Recommendation:

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

1. Adopt Resolution No. 2024-181 of the Mayor and City Council of the City of San Bernardino, California, denying Appeal 24-03 thereby upholding Planning Commission's denial of Development Permit Type-P 22-05 to allow the development, establishment, and operation of a truck and trailer parking facility on a parcel containing approximately 2.90 acres, located on the Southeast corner of W. Rialto Avenue and S. Rancho Avenue (APN: 0142212-22) within the Industrial Light (IL) zone (Attachment 1).

OR

2. Adopt Resolution No. 2024-182 of the Mayor and City Council of the City of San Bernardino, California, granting Appeal 24-03 of the Planning Commission's denial, thereby approving Development Permit Type-P 22-05 to allow the development, establishment, and operation of a truck and trailer parking facility on a parcel containing approximately 2.90 acres, located on the Southeast corner of W. Rialto Avenue and S. Rancho Avenue (APN: 0142-212-22) within the Industrial Light (IL) zone; and finding the project subject to a Categorical Exemption under the California Environmental Quality Act (Attachment 6).

4. Specific Plan Amendment 23-02 and Conditional Use Permit Revision 23-11 (Ward 6)

Recommendation: P.505

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

1. Adopt Resolution No. 2024-183 of the Mayor and City Council of the City of San Bernardino, California, considering an Environmental Impact Report, making Responsible Agency Findings, and adopting a Statement of Overriding Considerations, Mitigation Monitoring and Reporting Program, and an Addendum to the Environmental Impact Report (Attachment 1); and
2. Introduce, read by title only, and waive further reading of Ordinance No. MC-1641 of the Mayor and City Council of the City of San Bernardino, California, approving Specific Plan Amendment 23-02 amending the CalMat/Cajon Creek Specific Plan Design Guidelines governing mining depths and areas within the City of San Bernardino Areas K, L, M, and N (Attachment 6); and
3. Adopt Resolution No. 2024-184 of the Mayor and City Council of the City of San Bernardino, California, approving Conditional Use Permit Revision 23-11 amending Conditional Use Permit 91-31/Reclamation Plan allowing the consolidation of the City's Reclamation Plan with an updated Amended Reclamation Plan to allow for the continuation of an aggregate mining operation within the San Bernardino County Area Q and City of San Bernardino Areas K, L, M, and N on a project site containing approximately 530.5 acres located southwest of Cajon Boulevard between Institution Road to the north and Devils Creek Diversion Channel to the south within Specific Plan – CalMat/Cajon Creek Industrial Extractive and Industrial Light zone designations (Attachment 8); and
4. Schedule the adoption of the Ordinance for the regularly scheduled meeting of the Mayor and City Council on September 4, 2024.

CITY MANAGER UPDATE

PUBLIC COMMENTS FOR ITEMS LISTED AND NOT LISTED ON THE AGENDA

CONSENT CALENDAR

5. Approval of Various Mayor and City Council Meeting Minutes. P.652

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve the meeting minutes for the following dates:

1. April 5, 2023, Special Closed Session Meeting of the Mayor and City Council
2. April 5, 2023, Regular Meeting of the Mayor and City Council
3. April 19, 2023, Regular Meeting of the Mayor and City Council
4. August 18, 2023, Special Closed Session Meeting of the Mayor and City Council
5. August 21, 2023, Special Closed Session Meeting of the Mayor and City Council

6. Approval of Commercial and Payroll Disbursements (All Wards) P.684

Recommendation:

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

7. Accept Grant Funds from the California Emerging Technology Fund to Advance Digital Equity (All Wards) P.740

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-185:

1. Authorizing the City Manager or designee to accept grant award funds in the amount of \$1,000 from the California Emerging Technology Fund to; and
2. Authorizing the City Manager or designee to conduct all negotiations, signing, and submittals of necessary documents to receive the grant award funds; and
3. Authorizing the Director of Finance and Management Services to amend the FY 2024/25 budget in both revenues and expenses and appropriate \$1,000 in grant award funds to be used towards advancing digital equity.

8. Accept Donation and Budget Amendments (All Wards) P. 746

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-186 to: Authorize the Acting City Manager to accept \$53,508.17 from the Imperial County Office of Education (ICOE) and \$102 donation from the San Bernardino Emblem Club No. 178. Authorize the Interim Director of Finance and Management Services to amend the FY 2024/25 General Fund Operating Budget by \$53,610.17 in both revenues and expenditures.

9. Amendment No. 3 to Goods Purchase Agreement with Ingram Library Services, LLC. (All Wards) P.756

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. 3 to the Goods Purchase Agreement with Ingram Library Services, LLC, for a one-year option for Fiscal Year 2024/25 and increasing the annual amount by \$65,000 for a not-to exceed amount of \$150,000 for the purchase of library books and authorize the Interim Director of Finance and Management Services to approve a purchase order for an amount not to exceed \$150,000.

10. Five-Year Capital Improvement Plan FY 2024/25 to FY 2028/29 for Measure I Local Expenditures(All Wards) P.782

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California adopt Resolution 2024-187 approving the Measure I Five-Year Capital Improvement Plan for Fiscal Year 2024/25 through Fiscal Year 2028/29 and Measure I Expenditure Strategy.

11. Agreement with Espinoza Electric, dba Quality Electric and Horizon Lighting for Street Light Maintenance and Related Services (All Wards) P.790

Recommendation:

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

1. Authorize the City Manager to execute a Maintenance Services Agreement with Espinoza Electric dba: Quality Light & Electrical; and
2. Execute a second Maintenance Services Agreement with Horizon Lighting for street light maintenance and related services; and
3. Authorize the Director of Finance and Management Services to issue a purchase order in the amount of \$750,000 to Espinoza Electric dba: Quality Light & Electrical, Inc.; and
4. Authorize the Director of Finance and Management Services to issue a second purchase order in the amount of \$750,000 to Horizon Lighting.

12. Approve Final Tract Map No. 20421 (Ward 5) P.883

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-189, approving Final Tract Map No. 20421 (Subdivision 21-11) involving the subdivision a parcel (APN 0261-151-10) containing 6.10 acres into twenty-five (25) single family lots located at the southwest corner of W. Belmont Avenue and N. Olive Avenue, accepting the public dedications as set forth on said map; and authorizing execution of the standard form of agreement for the subdivision improvements.

13. Approve Stop Sign Installation on 40th Street and Parkside Drive (Ward 4,7) P.953

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-188 authorizing the City Manager and/or designee to amend Resolution No. 655 entitled, in part, "A Resolution... designating certain streets or portions thereof as through highways..." and authorizing the establishment of an all-way stop control at the intersection of 40th Street and Parkside Drive.

DISCUSSION

14. Cal Cities General Assembly - Appointment of Voting Delegates and Alternates (All Wards) P.963

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve the selection of one voting delegate and up to two alternate voting delegates to the 2024 Cal Cities Annual Conference and Expo on October 16-18, 2024, in Long Beach, California Convention Center.

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 September 04, 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 **August 21, 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 on **Friday, August 16, 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 any technical issues with the live stream or recording from the main agenda portal or if you require an option with Closed Captioning, you may view the meeting from the following location (TV3).

<https://reflectsanbernardino.cablecast.tv/CablecastPublicSite/watch/1?channel=6>

PUBLIC COMMENT OPTIONS

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

Written comments can be emailed to 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. **Written public comments will not be read aloud by city staff. Written correspondence can be accessed by the public online at tinyurl.com/agendabackup.**

Attend the meeting in person and fill out a speaker slip. Please note that the meeting Chair decides the cutoff 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: tinyurl.com/mccpubliccomments. Any requests to speak submitted electronically after the 2:30 p.m. deadline will not be accepted.

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 9093845002 or SBCityClerk@sbcity.org for assistance outside of this timeframe. Written correspondence submitted after the deadline will be provided to the Mayor and City Council at the following regular meeting.

MEETING TIME

NOTE: Pursuant to Resolution No. 2024029, adopted by the Mayor and City Council on February 21, 2024:

“Section 3. All meetings are scheduled to terminate at 10:00 P.M. on the same day it began. At 9:00 P.M., the Mayor and City Council shall determine which of the remaining agenda items can be considered and acted upon prior to 10:00 P.M. and will continue all other items on which additional time is required until a future Mayor and City Council meeting. A majority vote of the Council is required to extend a meeting beyond 10:00 P.M. to discuss specified items.”

This Page Intentionally Left Blank