

# 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, DECEMBER 04, 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

**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](https://tinyurl.com/agendabackup). Select the corresponding year and meeting date folders to view documents.*

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## **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** [Pg. 13](#)

**A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** (Pursuant to Government Code Section 54956.9(a) and (d)(1):

- i.) *Maria Segura, Individually and as Successor in Interest to Nicholas Segura, deceased et al. v. City of San Bernardino*, United States District Court Case No. 5:22-cv-00277-JGB-SP and United States Court of Appeals for Ninth District Case No. 24-2445
- ii.) *Brian Gonzalez v. City of San Bernardino, et al.*, San Bernardino Superior Court Case No. CIVSB2402471
- iii.) *Maria Munoz v. City of San Bernardino*, San Bernardino Superior Court Case No. CIVSB2321082
- iv.) *Livier Coronel v. City of San Bernardino, et al.*, United States District Court Case No. 5:23-cv-01030-JGB-SP

**B) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** Significant exposure to litigation (Pursuant to Government Code Section 54956.9(d)(2)).

One case: Notice of Claim, Jorge Cardoso, dated April 2, 2024, Claim No. GHC0068326.

**C) PUBLIC EMPLOYEE DISMISSAL (PURSUANT TO GOVERNMENT CODE SECTION 54957) – Mayor’s Request**

Title: City Attorney

**D) PUBLIC EMPLOYEE APPOINTMENT (PURSUANT TO GOVERNMENT CODE SECTION 54957) – Mayor’s Request**

Title: Interim City Attorney

**5:00 P.M.**

**INVOCATION AND PLEDGE OF ALLEGIANCE**

**CLOSED SESSION REPORT**

**CITY MANAGER UPDATE**

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

**PRESENTATIONS**

1. **Presentation on Broadband Strategic Master Plan (All Wards) [Pg. 14](#)**

**CONSENT CALENDAR**

2. **Accept Grant Funds from Best Friends Animal Society [Pg. 27](#)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-228:

1. Authorizing the City Manager to accept grant funds from Best Friends Animal Society; and

2. Authorizing the Director of Finance and Management Services to amend the Fiscal Year 2024/25 budget to appropriate \$2,000 in both revenues and expenditures for animal shelter programs and services.

3. **Regional Partnership Amendment No. 1 to Modular Office Building Purchase for Animal Services (All Wards) [Pg. 39](#)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California adopt Resolution No. 2024-229:

1. Authorizing the City Manager to Execute Amendment # 1 to the Goods Purchase Agreement with William Scotsman, Inc. in the amount of \$13,132.62 to accommodate a price adjustment to include prevailing wages on the purchase of a modular building for Animal Services, and

2. Authorizing the Director of Finance and Management Services to amend the purchase order to William Scotsman, Inc., in an amount not to exceed \$440,000.00.

4. **Acceptance of the Encampment Resolution Fund Grant from the California Department of Housing and Community Development in the amount of \$4,569,511 for a 5.2-mile prioritized encampment area along Waterman Avenue [Pg. 76](#)**

**Recommendation:**

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

1. Adopt Resolution No. 2024-230 of the Mayor and City Council of the City of San Bernardino, approving the acceptance of the Encampment Resolution Fund Round 3 (ERF-3-R) Grant from the California Department of Housing and Community Development (HCD) in the amount of \$4,569,511; and

2. Ratify the execution of the Encampment Resolution Fund Round 3 (ERF-3-R) Standard Agreement between the City of San Bernardino and HCD; and
3. Authorize the Director of Finance and Management Services to amend the FY 2024/25 Adopted Budget for the ERF-3-R Program by appropriating \$4,569,511 in both revenues and expenditures; and
4. Approve the addition of the ERF-3-R grant-funded positions: one (1) Homeless Outreach Coordinator, three (3) Homeless Outreach Specialists, and one (1) part-time Homeless Outreach Specialist.
5. Authorize the City Manager or designee to enter into direct agreements with VARP, Inc. for interim housing services (\$771,600) and prevention/diversion services (\$100,000), and with Community Action Partnership for mobile shower and laundry services (\$450,000).
6. Authorize the City Manager or designee to take any further actions or execute any agreements or documents necessary to administer the ERF-3-R

**5. Professional Services Agreement with Tetra Growth Systems dba Canna Business Services for Cannabis Monitoring and Financial Audit Services (All Wards) Pg. 158**  
**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California adopt Resolution No. 2024-231 authorizing:

1. The City Manager, or designee, to execute a Professional Services Agreement with Tetra Growth Systems dba Canna Business Services for Cannabis Monitoring and Financial Audit Services for an amount not to exceed \$362,316, and execute all documents to effectuate the Agreement for the term beginning January 1, 2025 and ending December 31, 2027; and
2. The City Manager, or designee, to execute the two (2) optional one (1) year extensions with an amount each year not to exceed \$120,772.

**6. Professional Services Agreement with Gallagher Benefit Services, Inc. for Classification and Compensation Study Services Pg. 270**  
**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize the City Manager, or designee, to execute a Professional Services Agreement with Gallagher Benefit Services, Inc. for classification and compensation study services.

**7. Acceptance and Approval of Modernization of Older Californians Act/Nutrition Services Grant Award FY 2024/25 (All Wards) Pg. 289**  
**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-232:

1. Authorizing the City Manager or designee to accept grant award funds in the amount of \$99,900 from the San Bernardino County Department of Adult and Aging Services – Public Guardian Modernization of Older Californians Act (MOCA)/Nutrition Services Grant; and
2. Authorizing the City Manager or designee to conduct all negotiations, signing, and submitting 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 expenditures, and appropriate \$99,900 in grant award funds to be used towards intergenerational activities and infrastructure improvements.

**8. Accept the FY 2024/2025 Tobacco Grant (All Wards) Pg. 718**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-233 authorizing:

1. The City Manager to accept the FY 2024/25 Department of Justice Tobacco Grant by signing the Memorandum of Understanding (MOU) from the Department of Justice (DOJ).
2. The Interim Director of Finance and Management Services to amend the FY 2024/25 budget by appropriating \$301,015 in grant funds in both revenue and expenditures.

**9. Execute a Third Amendment to the San Manuel Community Credit Fund Restricted Grant Agreement for Police Services (Wards 2,3,4,7) Pg. 729**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-234 authorizing:

1. The City Manager to execute a 3rd Amendment to the San Manuel Community Credit Fund Restricted Grant Agreement entering into a police services agreement until December 31, 2028.
2. The Interim Director of Finance and Management Services to amend the adopted FY 24/25 budget for the amount of \$2,086,620 in revenues and expenditures.
3. Authorize the Police Department to increase staffing by one (1) Police Sergeant position and two (2) Police Officer positions.

**10. Award of Agreement for Construction of Seccombe Lake Park Revitalization Improvements Project with Landscape Support Services and approval of Task Order Number 001 for Construction Management and Inspection Services with CSG Consultants, Inc. Pg. 784  
(Ward 1)**

**Recommendation:**

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

1. Approve the award of an Agreement Landscape Support Services in the amount of \$10,539,509.65 for the Construction of the Seccombe Lake Park Revitalization (Project); and
2. Approve Task Order Number 001 with CSG Consultants, Inc., in the amount of \$700,305.00 for construction management and inspection services for the project; and
3. Authorize the project construction contingencies, professional services contingencies, and administrative costs in the amount of \$1,092,721.60 for construction of the Project; and
4. Authorize the City Manager or designee to execute all documents with Landscape Support Services necessary to carry out the Project; and
5. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the Project.
6. Find the Project exempt from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines § 15302 ("Replacement or Reconstruction").

**DISCUSSION**

**11. Acceptance of Donations for the SB HOPE Campus Pg. 983**

**Recommendation:**

1. Approve the acceptance of donations from Loma Linda University Health (LLUH) in the amount of \$70,000, from Inland Empire Health Plan (IEHP) in the amount of \$1.5 million, and from Molina Healthcare in the amount of \$300,000 to support the construction and/or operation of the SB HOPE Campus.
2. Adopt Resolution No. 2024-xxx; and authorize the Director of Finance to amend the FY 2024/2025 Operating Budget to both revenues and expenditures and the creation of a fund to track all donations.
3. Authorize the City Manager or designee to accept future donations on behalf of the City Council for the SB HOPE Campus to support the shelter's ongoing operations and services.
4. Authorize the City Manager or designee to execute all necessary documents related to accepting and utilizing these donations.

**12. Navigation Center - Award Design Services and Purchase Agreement with Mandeville Modular for Site Design, Modular Design, and Purchase of Modular Units and Award Professional Services Agreement with CREDE Construction Advisory for Development Management Services (Ward 1) Pg. 1003**

**Recommendation:**

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

1. Approve an Agreement for Design Services and Purchase and Delivery of Goods with Mandeville Modular in the amount of \$10,093,027 (which includes a 15% contingency); and
2. Authorize the Director of Finance and Management Services to issue a Purchase Order in an amount not to exceed \$10,093,027 to Mandeville Modular; and
3. Approve a Professional Services Agreement with CREDE Construction Advisory in the amount of \$1,091,148 for Development Management Services of the Navigation Center; and
4. Authorize the Director of Finance and Management Services to issue a Purchase Order in an amount not to exceed \$1,091,148 to CREDE Construction Advisory; and
5. Authorize the City Manager, or designee, to execute the Agreement for Design Services and Purchase and Delivery of Goods with Mandeville Modular and the Professional Services Agreement with CREDE Construction Advisory.

**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 December 18, 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 **December 4, 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 **Tuesday, November 26, 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.

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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://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](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. **Written public comments will not be read aloud by city staff. Written correspondence can be accessed by the public online at [tinyurl.com/agendabackup](http://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](http://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](mailto: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.”

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