



CONSENT CALENDAR

City of San Bernardino Request for Council Action

Date: December 4, 2024

To: Honorable Mayor and City Council Members

From: Rochelle Clayton, Acting City Manager;
Darren Goodman, Chief of Police

Department: Police

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

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.

Executive Summary

The Memorandum of Agreement between the City of San Bernardino and The San Manuel Band of Mission Indians (SMBMI) is going to expire on January 1, 2025. SMBMI funds four sworn police positions and appropriate police equipment through the agreement. The SMBMI have expanded their footprint within the City and Resort attendance as increased dramatically during the agreement. Consequently, the SMBMI would like to amend the agreement to extend the term and increase services by one sergeant and two more sworn police officers. The SMBMI will pay the fully

burdened rate for all staff including overtime, as well as provide a budget for equipment and training.

Background

On October 01, 2017, the SMBMI and the City entered into an Agreement, which provided funding from the San Manuel Community Credit Fund Restricted Grant to support the City's Police Department, the San Bernardino Police Department, to improve police visibility and public safety in the off-Reservation community surrounding the SMBMI's reservation. The Mayor and City Council adopted Resolution No. 2017-214, authorizing the City Manager to execute an agreement with the San Manuel Band of Mission Indians and the City of San Bernardino Police Department, to provide police services on an overtime basis.

On August 07, 2019, the Mayor and City Council adopted Resolution No. 2019-259, authorizing the City Manager to execute the First Amendment to the Agreement with the San Manuel Band of Mission Indians, to include license plate reader traffic cameras installed in the city; however, funded by the Restricted Grant Agreement.

On January 01, 2021, a Memorandum of Agreement to provide supplemental policing, community and traffic control services in the service areas, police cars and equipment, and additional services as requested by the SMBMI (Supplemental Services), provided funding four full-time fully burdened Police Officer positions, assigning the officers to the Service Areas (Exhibit A of MOA). On January 20, 2021, Mayor and City Council adopted Resolution No. 2021-13, authorizing the City Manager to accept the San Manuel Band of Mission Indians Memorandum of Agreement in the amount of \$3,156,784 through December 31, 2024, and to amend the FY 2020/21 Adopted Budget.

The Yaamava Resort and Casino has since grown into one of the largest attractions in the state. Consequently, the increase in casino and resort attendance, coupled with multiple concerts and shows weekly require more personnel to meet service needs necessary to offset the impacts to the community. The SMBMI are desirous of entering into a 3rd Amendment of the original Agreement, to fund a total of (1) Police Sergeant and (6) Police Officers, at the fully burdened rate. This team will be dedicated to meeting the demands of police needs in the Service Areas, and more importantly, during the increased traffic times when concerts and shows are occurring.

Discussion

The SMBMI is desirous of continuing a Policing Services Agreement until December 31, 2028, and amending (3rd Amendment) the current Agreement, agreeing to fund the fully burdened rate of 6 full-time fully burdened Police Officer positions, and 1 full-time fully burdened Police Sergeant position. These costs would include salary,

benefits, and any overtime expenses incurred. The fully burdened employee costs, funded by the SMBMI will be \$6,979,601 for the four-year Agreement, which will begin December 31, 2024, and expires December 31, 2028.

Additionally, the SMBMI is going to fund an annual police equipment budget and an annual police training budget of \$960,000 for the agreement term. The equipment budget is larger in year one to cover the cost to purchase patrol vehicles. Subsequent years will be used to purchase equipment to support the service area. See table below for further details.

	Year 1	Year 2	Year 3	Year 4	Total Cost
Officer (6)	\$1,157,229	\$1,215,090	\$1,275,844	\$1,339,636	\$4,987,799
Sergeant (1)	\$239,391	\$251,360	\$263,927	\$277,124	\$1,031,802
Equipment	\$680,000	\$80,000	\$80,000	\$80,000	\$920,000
Training	\$10,000	\$10,000	\$10,000	\$10,000	\$40,000
Total Cost	\$2,086,620	\$1,556,450	\$1,629,771	\$1,706,760	\$6,979,601

The additional Police Officers and Police Sergeant funded by San Manuel are instrumental in the efforts to improve quality of life and police services to the community surrounding the reservation. These officers respond to calls for service, to include traffic collisions, violent crimes, thefts, drug offenses, traffic control issues, and other incidents requiring a police response. Since SMBMI funds the positions, it does not impact services in other areas of the City and contributes to the overall safety and reduction of crime in the City.

2021-2025 Strategic Targets and Goals

The funding of these positions by San Manuel is aligned with Key Target Goal No.1, **Improved Operational & Financial Capacity**. The ability to “Secure a long-term revenue source,” aligns with this Agreement. San Manuel will fund the positions for a period of 4 years, causing no fiscal impact to the City. This creates 6 Police Officer positions and 1 Police Sergeant position for police services.

The request to renew and amend the agreement with San Manuel is aligned with Key Target Goal No. 3 **Improved Quality of Life**. “The constant evaluation of public safety services and the vessels for which it is provided, synthesizes to this agreement. Police Officers assigned to the San Manuel Service Areas, provide immediate police presence, traffic control services, and decreased response times to calls for service in the Service Area, to include the community surrounding the reservation.

Fiscal Impact

There is no fiscal impact to the general fund. All costs will be covered by the SMBMI

Agreement.

Conclusion

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

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Attachments

Attachment 1	Resolution No. 2024-234
Attachment 2	Amendment #3 to San Manuel Community Grant Fund
Attachment 3	Amendment #2 to San Manuel Community Grant Fund
Attachment 4	Resolution No. 2021-13
Attachment 5	Resolution No. 2019-259
Attachment 6	Amendment #1 to San Manuel Community Grant Fund
Attachment 7	Resolution No. 2017-214

Ward:

Second Ward; Third Ward; Fourth Ward; Seventh Ward

Synopsis of Previous Council Actions:

January 01, 2021, The Mayor and City Council approved the Memorandum of Agreement (2nd Amendment) with the San Manuel Band of Mission Indians for the funding of four Police Officers to provide Police Services to the Service Areas identified in the Agreement, and to provide Additional Services as identified.

August 07, 2019, The Mayor and City Council approved the 1st Amendment to the San Manuel Community Credit Fund Restricted Grant Agreement.

October 01, 2017, The Mayor and City Council approved an Agreement between the San Manuel Band of Mission Indians for funding for Police Services under the San Manuel Community Credit Fund Restricted Grant Agreement