



City of San Bernardino
201 North E Street
San Bernardino, CA 92401
<http://www.sbcity.org>

Mayor John Valdivia
Council Members
Theodore Sanchez
Sandra Ibarra
Juan Figueroa
Fred Shorett
Ben Reynoso
Kimberly Calvin
Damon L. Alexander

DRAFT MINUTES

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, 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, SEPTEMBER 1, 2021
5:30 PM

Closed Session was called to order at 5:31 PM by Mayor John Valdivia on Wednesday, September 1, 2021, at Feldheym Central Library, San Bernardino, CA.

CALL TO ORDER

Attendee Name	Title	Status	Arrived
Theodore Sanchez	Council Member, Ward 1	Present	
Sandra Ibarra	Mayor Pro-Tem, Ward 2	Present	5:34pm
Juan Figueroa	Council Member, Ward 3	Present	
Fred Shorett	Council Member, Ward 4	Present	
Ben Reynoso	Council Member, Ward 5	Present	5:35pm
Kimberly Calvin	Council Member, Ward 6	Present	5:33pm
Damon L Alexander	Council Member, Ward 7	Present	
John Valdivia	Mayor	Present	
Robert D. Field	City Manager	Present	
Sonia Carvalho	City Attorney	Present	
Genoveva Rocha	City Clerk	Present	

5:30 P.M.

CLOSED SESSION PUBLIC COMMENT

There were no public comments for Closed Session.

CLOSED SESSION

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

- i. Arrowhead Professional Center, et al. v. City of San Bernardino, et al., San Bernardino Superior Court Case No. CIVDS1909462 (HR & CA)

B) PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to Government Code Section 54957):

Title: City Attorney
(MCC)

7:00 PM

The Regular Meeting was called to order at 7:06 PM by Mayor John Valdivia on Wednesday, September 1, 2021, at Feldheim Central Library, San Bernardino, CA.

INVOCATION AND PLEDGE OF ALLEGIANCE

Interim Pastor Milo Ken Anderson of the Lutheran Church of Our Savior led the invocation and Pledge of Allegiance.

CLOSED SESSION REPORT

City Attorney Sonia Carvalho stated there was no reportable action from Closed Session.

CITY MANAGER UPDATE

Robert D. Field, City Manager, provided city-wide updates. He reported that the reduced fee adoption program for animal services was extended through September 19. National Voter Registration Day is September 28th, and everyone was encouraged to register. There was an official mail ballot box in front of the 201 building. Houses were being built in San Bernardino, including Warmington Homes, Rancho Palmer, and more. The wounded officers were recovering well. For public works, there was a community dump day on August 28th and it was very successful. The Civics Plaza sign was repainted. A ton of work on the streets of San Bernardino was being done, and there were several rehab projects ongoing. There was park maintenance work being done. A traffic signal was replaced at Mill and Waterman.

MAYOR AND CITY COUNCIL UPDATES

At this time, the Mayor and City Council provided updates to the community.

Council Member Alexander reported that he held his first Commissioner Appreciation for all seven wards, and he paid for everyone's meals at dinner. On August 28th, he attended the daddy-daughter appreciation dance. On September 8th, Valencia was having its second neighborhood association meeting at Denny's. On September 20th, the seventh ward general plan meeting was being held at Cathedral Appraise at 6:00 pm.

Council Member Calvin reported that there was a meeting at Nicholson Park. Omnitrans had free rides for all scholars, K-12, with their ID. On September 9th at Shannon Hills Golf Course, all residents of Ward 6 could share what they felt was needed in the general plan. She thanked Mr. Huntley for the Emergency Rental Assistance Program (ERAP) funds and stated that funds were still being handed out for anyone with difficulty paying rent.

Council Member Reynoso reported that there was close to \$1 million that had been sent out in ERAP funds. He echoed thanks to Mr. Huntley.

Mayor Valdivia extended his condolences to the Wilcox family for the loss of the former mayor, Evelyn Wilcox. He reported that he attended a California Cleanup workshop. He asked that the City Manager appropriate resources to partner up with Omnitrans and others. He encouraged more participation from city staff and reported that the next meeting was on September 7th.

Council Member Shorett announced the passing of Jerry Quiel, recognizing his involvement in the business community, and extended his condolences. The San Bernardino 2050 Future is Ours workshops were being held to talk about the general plan. On Thursday, September 9, and Friday, September 10th, meetings would be held at the Shannon Hills golf course. On Monday, September 20th, at the Cathedral of Praise. All workshops were from 6 to 8 pm and everyone was welcome. On Friday, September 17th, there was an event at the Banquet Room to view draft ideas for the Downtown-Specific plan. DRNAG would be meeting on Saturday, September 18th from 10 am to 12 pm at an outdoor hotdog social at Grace Church for a water department update. There would also be a meeting on September 25th for the monthly neighborhood cleanup with Dr. Nag. Wildwood Park would begin to reconvene on September 30th at 6 pm, for an end-of-the-summer ice cream social at the Lutheran Church.

Council Member Figueroa reported that the Lytle Creek Park Community Center would have a playdate on Friday, September 24th from 4 pm to 5 pm. There would be games and other activities for children. There would be other activities at the Community Center in October and November, including cooking and crafts. He acknowledged the military service members and the lives that were lost in Afghanistan.

Mayor Pro-Tem Ibarra encouraged everyone to attend the San Bernardino 2050 Future is Ours workshops. She reported that she attended one at Shandin Hills, voiced concerns about where the event was being held, and suggested several other meeting locations. She went to the third SB Foodfest. On September 11th, there would be a monthly presidential meeting at the Garcia Arts Center for the presidents of the neighborhood associations. She extended condolences to the Wilcox family, the Quiel family, and the families of those who were lost in Afghanistan.

Council Member Sanchez reported that the 8th Annual Rendezvous Back to Route 66 would be held on October 2 from 9 am to 9 pm, and the day would include food, miscellaneous vendors, and entertainment. He recognized two long-time employees, Jim Tickemyer and Eric McBride, who would be leaving San Bernardino.

PRESENTATIONS

1. San Bernardino County Fire Department EMS Update

Assistant Fire Chief Dan Mejia provided an update on the EMS ambulance delivery. He discussed challenges that were being seen county-wide, including increased response times due to a shortage of paramedics because of COVID-19, increased hospital wait times that led to longer wait times to get patients off of the gurneys and into hospitals, and longer response times. The Fire Chiefs met to come up with solutions, including putting in more BLS (Basic Life Service) ambulances.

Mayor Valdivia asked if there was a continued plan to increase the coverage. Assistant Fire Chief Dan Mejia reported that there were several working models, and they would love to go to more squad models that could be developed in the future. Mayor Valdivia asked what the average response times throughout the city were. Assistant Fire Chief Dan Mejia reported they were 7.5 minutes.

Council Member Shorett asked if it would be the new normal. Assistant Fire Chief Dan Mejia reported that they were hoping that the AMR classes would be started soon, and that would help the situation.

Council Member Calvin asked if any recruitment was being done in the city. Assistant Fire Chief Dan Mejia stated that there was recruitment being done, and it was being discussed to put individuals out of high school through a fire academy and supporting students through paramedic school.

2. SB1383 CalRecycle Presentation

Darin Sprecher and Cathy McDonald from CalRecycle made a presentation on Senate Bill 1383. Senate Bill 1383 was a law establishing reduction targets for emissions. One goal was to recover at least 20% of edible food that was being put into the landfill. The regulations took effect in 2022, and statewide targets included reducing organic waste. The key implementation dates were presented. The city would need a mechanism in place to take enforcement actions to ensure compliance.

Mayor Valdivia asked about regulations that would be placed on businesses. Cathy McDonald stated that there was a proposal in front of the Senate that would help provide funding for businesses.

Council Member Reynoso asked if anything was out of compliance. Cathy McDonald stated that the city was allowed waivers for some residents who were out of compliance for recycling due to not having enough room. Assessments could also be done to see what could be adjusted to have recycling.

3. Prostate Cancer Awareness Month - September 2021

Mayor Valdivia read the Proclamation for Prostate Cancer Awareness Month.

4. National Library Card Sign-Up and Literacy Month - September 2021

Mayor Valdivia presented the Proclamation to Ed Erjavek, Library Director.

PUBLIC COMMENTS FOR ITEMS LISTED AND NOT LISTED ON THE AGENDA

Treasure Ortiz spoke about the “Oxbow” issue, homelessness, and city staffing, raising concerns about the recruitment of the Chief of Police, lack of agenda items, and not holding the City Manager accountable.

Gerrie Dehart raised concerns about homelessness.

Jim Penman spoke about the late former mayor, Evelyn Wilcox, and highlighted all she did for the city.

Melissa Dominguez spoke about tenants’ issues, raising concerns that there were no proactive routes for tenants and lack of accessibility to speaking with the Mayor.

Errol Oscherowitz spoke about the lack of city beautification, concerns with homelessness, and the desire to use the overhead projector for presentations to the city council.

Manny Acosta spoke about towing services and raised concerns about many of the towers not being in compliance.

Robert Porter spoke about the San Manuel Band of Mission Indians being an incredible help to the city and their hotel that was newly opened and he reported that the San Bernardino Pioneering and Historic Society would be holding their first meeting back on September 2.

Luis Ojeda spoke about improvements in San Bernardino and the recent food festival. He recognized the recent advances of the Police Department and urged everyone to support Interim Police Chief.

Amandeep Kaur spoke about the closure of the Mount Vernon bridge and its negative impacts on businesses’ profitability.

Reverend Manuel Cardoza raised concerns about housing conditions, particularly in trailer parks.

Harry Hatch raised concerns about traffic issues and stated that it was the responsibility of the Mayor to be responsible for finding solutions.

Tanya Rhodes Hensley spoke about education and the police department. She asked for the Council Members to continue to allow for the leaders in the police department to keep consistency in place to keep the city safe. She stated that the Interim Chief had been doing an excellent job.

At this time City Clerk, Genoveva Rocha read the following ADA comments:

In an email, Tim Dorame wrote about the hiring of the new police chief and stated that an interim police chief was not needed, urging for the recruitment of a permanent police chief.

In an email, Hardy Brown wrote about the hiring of the new police chief, opposing the appointment of the current interim police chief.

APPOINTMENTS

5. Electoral Redistricting Advisory Committee (Ward 3)

Recommendation

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve the appointment of Tobin A. Brinker to the Electoral Redistricting Advisory Committee representing Ward 3 with the term ending when the Mayor and City Council adopts the City's ward map based upon the 2020 U.S. Census date. Council Staff has verified that the appointee is a registered voter within the City.

RESULT:	APPROVED THE APPOINTMENTS OF TOBIN A. BRINKER TO THE ELECTORAL REDISTRICTING ADVISORY COMMITTEE [7-0]
MOVER:	Theodore Sanchez, Council Member, Ward 1
SECONDER:	Juan Figueroa, Council Member, Ward 3
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

City Clerk Rocha issued the Oath of Office to Mr. Brinker and presented him with a certificate and City pin.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and are voted on in a single motion unless a council or staff member has pulled the item for more discussion.

RESULT:	APPROVED THE CONSENT CALENDAR, PULLED ITEM NO. 15 FOR SEPARATE VOTE [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

6. Approval of the Mayor and City Council Meeting Minutes (All Wards)**Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve the minutes from the June 16, 2021, Mayor and City Council meeting.

RESULT:	APPROVED STAFF'S RECOMMENDATION [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

7. Approved Minutes for the January, February, June, and July 2021 City's Boards, Commissions & Citizen Advisory Committee Meetings**Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, receive and file the minutes from the City's Boards, Commissions, and Citizen Advisory Committee Meetings, approved in February, June, July, and August 2021.

RESULT:	APPROVED STAFF'S RECOMMENDATION [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

8. Authorization to Pay Inland Library System Proportional Pension Liability (All Wards)**Recommendation**

Adopt Resolution No. 2021-216 of the Mayor and City Council of the City of San Bernardino, California, authorizing the Finance Director to appropriate an amount not to exceed \$150,000 to pay the City of San Bernardino's proportional share of the Inland Library Services pension liability.

RESULT:	ADOPTED RESOLUTION NO. 2021-216 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

9. Software Services Agreement with OpenGov for Budgeting and Planning Software (All Wards)**Recommendation**

Adopt Resolution No. 2021-217 of the Mayor and City Council of the City of San Bernardino, California, authorizing the City Manager to execute a Professional Services Agreement between the City of San Bernardino and OpenGov Inc. for Software Services.

RESULT:	ADOPTED RESOLUTION NO. 2021-217 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

10. An Ordinance Amending Chapter 9.90 of the San Bernardino Municipal Code, Granting Arrest Authority to the Business Registration Department Violations of Title 3, Title 5, and Title 8 of the San Bernardino Municipal Code (All Wards)

Recommendation

Adopt Ordinance No. MC-1563 of the Mayor and City Council of the City of San Bernardino, California, amending Chapter 9.90 of the San Bernardino Municipal Code, granting arrest authority to the Business Registration Department for violations of Title 3, Title 5, and Title 8 of the San Bernardino Municipal Code.

RESULT:	ADOPTED ORDINANCE NO. MC-1563 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

11. Contract Award for Library Book Purchases (All Wards)

Recommendation

Adopt Resolution No. 2021-215 of the Mayor and City Council of the City of San Bernardino, California, approving an agreement award with Ingram Library Services, LLC, for the purchase of library books in an amount not to exceed \$85,000 for Fiscal Year 2021/22.

RESULT:	ADOPTED RESOLUTION NO. 2021-215 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

12. Senior Nutrition Program Grant Award FY 2021/22 (All Wards)

Recommendation

Adopt Resolution No. 2021-219 of the Mayor and City Council of the City of San Bernardino, California, to:

1. Ratify the Grant Budget submittal and accept the Grant Award of \$305,122;
2. Authorize the Director of Finance or designee to amend the FY 2021/22 adopted budget to reflect grant revenue and expenditures accordingly; and
3. Approve certain related purchase orders for the continued operation of the Senior Nutrition Program for the period of July 1, 2021 through June 30, 2022.

RESULT:	ADOPTED RESOLUTION NO. 2021-219 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

13. Resolution to Accept and Administer the FY 2021/22 OTS STEP Grant (All Wards)

Recommendation

Adopt Resolution No. 2021-218 of the Mayor and City Council of the City of San Bernardino, California, authorizing the City Manager to accept and administer the Fiscal Year 2021/22 California Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) grant and authorizing the Director of Finance to amend the Fiscal Year 2021/22 Adopted Budget, effective July 1, 2021.

RESULT:	ADOPTED RESOLUTION NO. 2021-218 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

14. Resolution Declaring Intent to Annex Territory: Community Facilities District No. 2019-1 (Maintenance Services): Annexation No. 10, Tax Zone No. 11 (Lankershim Industrial LP) (Ward 1)

Recommendation

Adopt Resolution No. 2021-220 of the Mayor and City Council of the City of San Bernardino, California, declaring its intention to annex territory into Community Facilities District No. 2019-1 (Maintenance Services) of the City of San Bernardino, adopting a map of the area to be proposed (Annexation No. 10) and authorizing the levy of a special taxes therein.

RESULT:	ADOPTED RESOLUTION NO. 2021-220 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

15. Installation of Stop Signs at Various Locations (Ward 2,4,7)

Recommendation

Adopt Resolution No. 2021-221 of the Mayor and City Council of the City of San Bernardino, California, amending 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 following intersections of Del Rosa

Avenue and Marshall Boulevard (4-way) and Mountain View Avenue and 16th Street (4-way).

Mayor Pro Tem Ibarra spoke in support of the installation of the stop signs.

Council Member Figueroa suggested that the installation of stop signs should follow city policy. He said that there was information missing from the submitted material. Deputy Director of Public Works Alex Qishta reported that staff did complete the necessary information on the warrant. It was reported that all of the information would be provided in the future. It was confirmed that the policy was correctly being followed.

Council Member Calvin asked how the location was selected for stop sign installation. It was reported that a petition was made by residents in the area, a study was done, and that information was used to determine the location.

Council Member Sanchez stated that the installation of stop signs needs to follow policy.

RESULT:	ADOPTED RESOLUTION NO. 2021-221 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Theodore Sanchez, Council Member, Ward 1
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

16. Resolution Declaring Intent to Annex Territory: Community Facilities District No. 2019-1 (Maintenance Services): Annexation No. 9, Tax Zone No. 10 (Central Commerce Center) (Ward 3)

Recommendation

Adopt Resolution No. 2021-222 of the Mayor and City Council of the City of San Bernardino, California, declaring its intention to annex territory into Community Facilities District No. 2019-1 (Maintenance Services) of the City of San Bernardino, adopting a map of the area to be proposed (Annexation No. 9) and authorizing the levy of a special taxes therein.

RESULT:	ADOPTED RESOLUTION NO. 2021-222 [7-0]
MOVER:	Fred Shorett, Council Member, Ward 4
SECONDER:	Damon L. Alexander, Council Member, Ward 7
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

ITEMS TO BE CONSIDERED FOR FUTURE MEETINGS

17. Penalty for Landlords Failing to Register for the Crime Free Multi-Housing Program - Mayor Pro Tem Ibarra

Mayor Pro Tem Ibarra gave background on the item.

RESULT:	APPROVED FOR CONSIDERATION AT A FUTURE MEETING [6-1]
MOVER:	Theodore Sanchez, Council Member, Ward 1
SECONDER:	Ben Reynoso, Council Member, Ward 5
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Alexander
NOES:	Calvin

18. City Support for Future Downtown Public Events - Council Member Theodore Sanchez

Council Member Sanchez gave background on the item.

RESULT:	APPROVED FOR CONSIDERATION AT A FUTURE MEETING [7-0]
MOVER:	Sandra Ibarra, Mayor Pro Tem, Ward 2
SECONDER:	Fred Shorett, Council Member, Ward 4
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
NOES:	None

19. Smart City Project Presentation by Honeywell - Mayor John Valdivia

Mayor Valdivia and City Manager Robert Field gave background on the item

Council Member Shorett raised concerns about having a specific vendor present.

Council Member Sanchez stated he did not believe it was the right direction at the time since the staff had already vetted the issue.

At this time, there was no support to from the City Council to approve the Smart City Project presentation by Honeywell.

RESULT:	DIRECTED STAFF TO BRING BACK A SMART CITY PROJECT STAFF REPORT, CARRIED [4-3]
MOVER:	Damon L Alexander, Council Member, Ward 7
SECONDER:	Kimberly Calvin, Council Member, Ward 6
AYES:	Ibarra, Reynoso, Calvin, Alexander
NOES:	Sanchez, Figueroa, Shorett

REPORTS ON CONFERENCES/MEETINGS ATTENDED

There were no reports on meetings and conferences.

ADJOURNMENT

The meeting of the Mayor and City Council was adjourned on Wednesday, September 1, 2021, at 9:21 p.m. in memory of former Mayor Evelyn Wilcox.

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 **Wednesday, September 15, 2021**, in the Council Chamber located at 201 North "E" street, San Bernardino, California 92401. Closed Session will begin at 5:30 p.m. and Open Session will begin at 7:00 p.m.



Genoveva Rocha, CMC, City Clerk