



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

**Mayor Helen Tran**  
**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, NOVEMBER 20, 2024**  
**4:00 PM**

Closed Session was called to order at 4:01 PM by Mayor Helen Tran on Wednesday,  
November 20, 2024, at Feldheym Central Library, San Bernardino, CA.

### **CALL TO ORDER**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Theodore Sanchez	Council Member, Ward 1	Late	4:02 PM
Sandra Ibarra	Council Member, Ward 2	Present	
Juan Figueroa	Council Member, Ward 3	Late	4:02 PM
Fred Shorett	Mayor Pro-Tem, Ward 4	Late	4:02 PM
Ben Reynoso	Council Member, Ward 5	Present	
Kimberly Calvin	Council Member, Ward 6	Present	
Damon L Alexander	Council Member, Ward 7	Present	
Helen Tran	Mayor	Present	
Rochelle Clayton	Acting City Manager	Late	4:10 PM
Sonia Carvalho	City Attorney	Late	4:10 PM
Genoveva Rocha	City Clerk	Present	
Courtney Bowen	Deputy City Clerk	Present	

City Clerk Genoveva Rocha announced that City Attorney Sonia Carvalho was running late due to being stuck in traffic.

#### **4:00 PM**

Prior to convening into Closed Session, Mayor Tran made a statement stating that she would like to remove Item B from Closed Session, due to the City Attorney not having authority to place items on the agenda.

Mayor Pro Tem Shorett stated that he believed the Mayor's statement was inappropriate and egregious. He stated that the Mayor has a political vendetta against the City Attorney.

Mayor Tran further stated that she has a right to make procedural decisions as the presiding office. She advised Council Members that she would hear any opposition from them but would veto any motion to that affect if it did not receive a majority vote.

At 5:05 p.m., Council Member Sanchez made a motion to recess the meeting for 30 minutes, or until the City Manager and City Attorney were present. The motion was seconded by Mayor Pro Tem Shorett.

<b>RESULT:</b>	<b>RECESS MEETING FOR 30 MINUTES, OR UNTIL THE CITY MANAGER AND CITY ATTORNEY ARE PRESENT (5-2)</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Fred Shorett, Council Member, Ward 4
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Shorett, Alexander
<b>NOES:</b>	Reynoso, Calvin

At 4:12 p.m., the meeting reconvened with the City Attorney Sonia Carvalho and Acting City Manager Rochelle Clayton present.

Mayor Pro Tem Shorett asked the Mayor to repeat the statement she made at the commencement of the meeting. The Mayor did repeat her statement asking to remove Item B from Closed Session.

Mayor Pro Tem asked the City Manager who controls the agenda. Acting City Manager Clayton stated that she was not aware that the item was being added to the Agenda until after the agenda was published. Mayor Pro Tem Shorett asked the City Manager why she did not then revise the agenda to remove the item. She stated that she did not have knowledge of the item more than 72 hours before the meeting.

City Clerk Rocha clarified that she did call, text, and email the Acting City Manager regarding the item prior to the agenda being posted.

#### **CLOSED SESSION PUBLIC COMMENT**

Treasure Ortiz spoke in opposition to the City Attorney. She advised that the Mayor and City Council should let the City Manager advise them. She said that personal, unprofessional relationships are interfering with the business of the City Council.

*City Clerk Rocha announced that a written comment was received from Ronald Plunk. The comment would be online for public view*

At this time, City Attorney Carvalho asked the Mayor and City Council if she could respond. She stated that the Brown Act requires the City to post an agenda, and an agenda was posted in accordance with the Act.

The Mayor and City Council convened into closed session at 4:15 PM.

### **CLOSED SESSION**

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

i.) Don Smith v. John Valdivia in his individual and official capacity, et al., San Bernardino Superior Court Case No. CIVSB2025375

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

Title: City Attorney (City Attorney Initiated)

### **5:00 PM**

The Regular Meeting was called to order at 5:05 PM Mayor Helen Tran on Wednesday, November 20, 2024, at Feldheym Central Library, San Bernardino, CA.

Attendee Name	Title	Status	Arrived
Theodore Sanchez	Council Member, Ward 1	Present	
Sandra Ibarra	Council Member, Ward 2	Present	
Juan Figueroa	Council Member, Ward 3	Present	
Fred Shorett	Mayor Pro Tem, Ward 4	Present	
Ben Reynoso	Council Member, Ward 5	Present	
Kimberly Calvin	Council Member, Ward 6	Present	
Damon L Alexander	Council Member, Ward 7	Present	
Helen Tran	Mayor	Present	
Rochelle Clayton	Acting City Manager	Present	
Sonia Carvalho	City Attorney	Present	
Genoveva Rocha	City Clerk	Present	
Courtney Bowen	Deputy City Clerk	Present	

### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Pastor Steve Anderson from Spirit of Our Savior Lutheran Church led the Invocation and student Zoi Calvin from Aquinas High School led the Pledge of Allegiance to the Flag.

### **CLOSED SESSION REPORT**

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

**PRESENTATIONS****1. Proclamation for Family Caregivers Month in the City of San Bernardino – November 2024 (All Wards)**

The Mayor and City Council presented the proclamation to members of “SEIU Local 2015”.

**2. Proclamation for Small Business Saturday in the City of San Bernardino – November 30, 2024 (All Wards)**

The Mayor and City Council presented the proclamation to Tia Johnson of Three Little Blue Byrds Boutique.

**CITY MANAGER UPDATE**

Public Information Officer Jeff Kraus provided updates. Highlights included Veteran’s Day celebrations, new businesses in the City, and park clean-ups.

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

Mario Flores spoke in favor of Item 21. He stated that terminating the current agreement with the City Attorney would be beneficial to the City.

Treasure Ortiz also spoke in favor of Item 21. She stated that BB&K has made unlawful decisions regarding the City.

Carmen Gallegos stated that she has seen improvements in the City. She requested that more money be invested in street repairs and Code Enforcement issues.

Leti Briggs thanked everyone for their support with the Perris Hill Park clean-up. She expressed support for Rochelle Clayton to be appointed as permanent City Manager. She informed the community about upcoming holiday events in the City.

Dolores Armstead spoke about the termination of the City Attorney, the homeless situation, “OxBow”, and the Downtown Revitalization.

Rosie Rueda commented in support of Item 17. She said the stop sign is long overdue.

Georgia L. asked the Mayor and City Council to stop ignoring the animal crisis in the City. She criticized the delay in development of kennels, fiscal oversight, and the search for a veterinarian.

Mike Winn thanked the Mayor, City Council, and police for everything they have done for the City.

Mike Hartley asked for increased Code Enforcement activity and additional Code Enforcement officers in the streets.

Robert Porter spoke about the upcoming “Turkey Trot” and “Ho-Ho Parade” events. He also announced a new radio station, KCAA.

Junior Carrillo commented in support of the three newly elected council members. He advised that the Mayor and City Council should work together as a team.

Robert Carrillo provided his ideas for the “Global Mayor’s Challenge”. He asked for the Mayor and City Council for support with a program he created called “Launchpad”.

Kim Knaus informed that she is a Council Woman elect and wants to make change. She asked the Mayor and City Council to put the residents’ needs first before their own.

Jeffrey thanked the Mayor and City Council for the proclamation for caregivers, and thanked staff and the police department for the parks clean-up.

Itavi Miguel spoke in support of undocumented immigrants. She asked that immigrants should be treated as an integral part of the community.

Lydia Savala inquired as to why the “Spay and Neuter Mobile Clinic” for animals was not being used.

Deb Matley reminded the community about the “Ho-Ho Parade” on December 9<sup>th</sup> through December 12<sup>th</sup>.

Less commented on the need for a homeless shelter, the Police Officer’s Association (POA), and remote public comments.

L’Rea Robinson stated that the current assistance for homeless people is not working. She requested that there be immediate shelter available for the homeless.

Al Palazzo spoke about his education and experience in the community. He asked to be considered for the City Manager position.

*City Clerk Rocha announced that written comments had been received by Paula Plunk, Ronald Plunk, Georgia L., and Michael Lawrence. The comments would be online for public view.*

**Prior to hearing the Consent Calendar, Council Member Sanchez made a motion to re-order the agenda and discuss Item No. 21 prior to Consent. The motion was seconded by Council Member Ibarra. Item 21 is as follows:**

- 21. Discuss and provide direction regarding Termination of City Attorney contract and immediately Appoint Interim City Attorney and evaluate appropriate City Attorney services for the City.**

**Recommendation:**

Discuss and provide direction to Staff.

**Council Member Alexander asked if the motion could instead be for the item to be tabled until the new Council Members are seated in December 2024. Council Member Sanchez made the motion to table the item. The motion was seconded by Council Member Shorett.**

**RESULT:** MOTION TO TABLE THE ITEM UNTIL THE NEW COUNCIL MEMBERS ARE ELECTED AND SEATED [4-3]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Fred Shorett, Council Member, Ward 4  
**AYES:** Sanchez, Ibarra, Shorett, Alexander  
**NOES:** Figueroa, Reynoso, Calvin

Mayor Tran stated that she wanted to veto the motion. City Attorney Sonia Carvalho informed that per the Charter and Robert's Rules of Order, the Mayor can only veto a legislative action, not a procedural one. Council Member Reynoso asked the City Attorney to cite the Charter section aloud. City Attorney Carvalho stated she would need time to look it up, and to please proceed with the items on the agenda in the meantime.

Mayor Pro-Tem Shorett left the dais prior to the introduction of the Consent Calendar.

### **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 AND PULLED ITEM NOS 4, 6, 13, and 17 FOR A SEPARATE VOTE [6-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

### **3. Approval of Various Mayor and City Council Meeting Minutes**

#### **Recommendation:**

It is recommended that the City Council approve the minutes for the following meeting dates:

1. September 1, 2021, Regular Meeting of the Mayor and City Council
2. October 20, 2021, Regular Meeting of the Mayor and City Council

**RESULT:** APPROVED STAFF'S RECOMMENDATION [6-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

Mayor Pro-Tem Shorett returned to the dais during the discussion of Item No. 4.

**4. First Amendment to the American Rescue Plan Act Subaward Agreement with Lutheran Social Services of Southern California. (Grant) (Ward 2)****Recommendation:**

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

1. Approve Amendment No. 1 to the Sub-award Agreement with Lutheran Social Services of Southern California (LSSSC) to use American Rescue Plan Act (ARPA) funds for the operational cost of the 140-bed San Bernardino Community Wellness Campus (SBCWC) on LSSSC privately owned property located at 1354 N G St, San Bernardino; and
2. Authorize the City Manager or their designee to take any further actions and execute any additional agreements or documents as necessary, including minor and substantive changes.

Council Member Sanchez pulled this item to receive more detailed information from staff.

Senior Management Analyst William Lampi advised that this item changes how ARPA funds are being allocated for the SBCWC. Lampi also explained the distinction between a sub-award and a regular procurement contract for goods and services. The City is entering into a sub-award agreement with a portion of the ARPA funds with LSSSC, so they are not subject to the competitive bidding process.

<b>RESULT:</b>	<b>APPROVED STAFF'S RECOMMENDATION [7-0]</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Fred Shorett, Council Member, Ward 4
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	None

**5. Award Professional Services Agreement to Environmental Kleanup, Inc. for Nuisance Abatement Services (All Wards)****Recommendation:**

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

1. Approve the award of a Professional Service Agreement with Environmental Kleanup for Nuisance Abatement Services, in a total amount not to exceed \$655,981.50.
2. Authorize the Director of Finance and Management Services to issue an annual Purchase Order to Environmental Kleanup Services, Inc. in total amount not to exceed \$655,981.50.

<b>RESULT:</b>	<b>APPROVED STAFF'S RECOMMENDATION (6-0)</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Sandra Ibarra, Council Member, Ward 2
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	Shorett

**6. Amendment No. 1 to the Motel Voucher Program Professional Services Agreements with Anand Patel (All Wards)**

**Recommendation:**

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

1. Approve Amendment No. 1 with Anand Patel (Pa-An, Inc., Namaste Sitiye Inc., and SB Hotel North LLC) for the provision of 130 motel rooms and 200 beds and extend the term of the agreements to December 31, 2026.
2. Authorize the City Manager or their designee to take further actions and execute any additional agreements or documents necessary to continue implementing the Emergency Shelter Program.

Council Member Sanchez pulled this item to opine about the current homeless situation in the City. He recently visited one of the partner hotels (Motel 6) in the City, operated by the Illumination Foundation and Inland Empire Health Plan (I.E.H.P). He stated that it is unfortunate that some homeless individuals are being removed from their local communities and brought to San Bernardino because of the hotel voucher program, only to become homeless again when the voucher expires. He stated that these people are suffering because they are then left with no support system or resources. He advised that the hotel voucher program should include "wrap-around" services that will help to ensure continuing support for homeless individuals.

Council Member Calvin made a motion to continue the item until staff can bring back a comprehensive report that includes information about who is receiving hotel vouchers, how long they stay in the hotels, and what is the outcome upon them leaving the hotel, so the Mayor and City Council may analyze how successful the program is in aiding the homeless long-term. The motion was seconded by Council Member Ibarra.

Council Member Alexander asked to approve the current item so the homeless will still be served by hotel vouchers while the report is being prepared. He made a substitute motion to that effect. The motion was seconded by Council Member Calvin.

Acting City Manager Clayton suggested approving two of the three hotel providers, so that she could meet with Illumination Foundation and get answers to the Council's questions. She could not provide a guaranteed date for the report to be ready.

Housing Division Manager Cassandra Searcy stated that the Illumination Foundation/Motel 6 is not currently being utilized by the voucher program, because



they are still working on permits and other administrative actions. She requested that the Mayor and City Council approve the staff recommendation at this time, while staff works with the providers to acquire the requested information.

Council Member Figueroa suggested assessing fees for operators if they violate their agreement with the City. He stated that the City is responsible for the failures in the program, and that policies and procedures need to be put into place in the future in order for the program to work long-term.

<b>RESULT:</b>	<b>SUBSTITUTE MOTION TO APPROVE STAFF'S RECOMMENDATION, WITH ADDITIONAL DIRECTION TO RETURN AT A FUTURE MEETING WITH A FULL REPORT WITH DETAILS ABOUT MOTEL VOUCHER PROGRAM SERVICES AND RECIPIENTS [7-0]</b>
<b>MOVER:</b>	Damon Alexander, Council Member, Ward 7
<b>SECONDER:</b>	Kimberly Calvin, Council Member, Ward 6
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	None

**7. Resolution Declaring Intent to Conduct Public Hearing to Order Street Vacation (15.30-442), of a Portion of Iola Place, East of North "D" Street and North of West Baseline Street, and the Reservation of Utilities Therein (Ward 2)**

**Recommendation:**

Adopt Resolution No. 2024-222 of the Mayor and City Council of the City of San Bernardino, California, declaring its intent to conduct a public hearing to order the vacation of a portion of Iola Place east of North "D" Street and north of West Baseline Street, and reservation of utilities therein.

<b>RESULT:</b>	<b>ADOPTED RESOLUTION NO. 2024-222 (6-0)</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Sandra Ibarra, Council Member, Ward 2
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	Shorett

**8. Approval of Commercial and Payroll Disbursements and Purchase Card Transactions for September 2024 (All Wards)**

**Recommendation:**

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

**RESULT:** **APPROVED STAFF'S RECOMMENDATION (6-0)**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

**9. Investment Portfolio Report for July, August, September 2024 (All Wards)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, accept and file the Monthly Investment Portfolio Report for July, August, September 2024.

**RESULT:** **APPROVED STAFF'S RECOMMENDATION (6-0)**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

**10. Resolution to Approve the Recognized Obligation Payment Schedule (ROPS) 2025- 26 A and B (All Wards) Pg. 530**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, acting in its capacity as the Successor Agency to the Redevelopment Agency of the City of San Bernardino:

1. Adopt Resolution No. 2024-223 to Approve the Recognized Obligation Payment Schedule (ROPS) 25-26 A and B; and
2. Authorize the City Manager, as the Successor Agency's Executive Director or designee, to:
  - a. Transmit the ROPS 25-26 A and B to the State Department of Finance and other designated agencies as prescribed by the California Health and Safety Code (HSC);
  - b. Make ministerial revisions to ROPS 25-26 A and B, which may include, but are not limited to restating the information included within ROPS 25-26 A and B in any format that may be requested by the State Department of Finance;
  - c. Take such other actions and execute such other documents as are necessary to effectuate the ROPS; and
  - d. Implement ROPS 25-26 A and B on behalf of the Successor Agency, including authorizing and causing such payments as authorized by ROPS 25-26 A and B.

**RESULT:** **APPROVED STAFF'S RECOMMENDATION AND ADOPTED RESOLUTION NO. 2024-233 [6-0]**

**MOVER:** Theodore Sanchez, Council Member, Ward 1

**SECONDER:** Sandra Ibarra, Council Member, Ward 2

**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander

**ABSENT:** Shorett

**11. Request for Purchase Authorization to expand cloud-hosted VoIP phone system for the Library and Parks and Recreation (All Wards)**

**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 Vendor Services Agreement with Intelesys for purchasing Voice Over Internet Protocol (VoIP) services using the TIPS agreement, as approved for funding through the FY 2024/25 Operating Budget; and
2. Authorize the Director of Finance & Management Services to issue purchase orders in the amount not to exceed \$58,166.28 for the 24-month term to Intelesys and GoTo for the Voice Over Internet Protocol (VoIP) services; and
3. Authorize the Director of Information Technology to add additional lines of service as needed during the term of service for new hires or locations.

**RESULT:** **APPROVED STAFF'S RECOMMENDATION [6-0]**

**MOVER:** Theodore Sanchez, Council Member, Ward 1

**SECONDER:** Sandra Ibarra, Council Member, Ward 2

**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander

**ABSENT:** Shorett

**12. Acceptance of 2024 COPS CHP Grant (All Wards)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-224 authorizing:

1. The City Manager to Accept the 2024 Department of Justice Community Oriented Policing Services Grant.
2. The Director of Finance and Management Services to amend the FY 2024/25 Adopted Budget with an appropriation of \$625,000.00 in both revenues and expenditures in grant funds and \$432,439.30 in General Fund expenditures in grant match requirements.

3. The Police Department to increase sworn staffing from 311 to 316.

**RESULT:** **ADOPTED RESOLUTION NO. 2024-224 [6-0]**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

**13. Amendment No. 3 Agreement with RHA Landscape Architects – Planners Inc. for Nicholson Park Design (Ward 6)**

**Recommendation:**

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

1. Approve Amendment No. 3 to the Professional Design Services Agreement with RHA Landscape Architects – Planners Inc. in the amount of \$20,000 for Nicholson Park (Project); and
2. Authorize project contingencies in the total amount of \$5,000 for additional services for the Project; and
3. Authorize the City Manager or designee to execute all documents with RHA Landscape Architects – Planners Inc.; and
4. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.
5. Extend the term of the agreement to December 30, 2025.

Council Member Calvin pulled this item to ask staff when the Nicholson Park project will be completed. City Engineer Azzam Jabsheh confirmed that the completion date would be Mid-February 2025.

**RESULT:** **APPROVED STAFF'S RECOMMENDATION [7-0]**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** None

**14. Award of Agreement for Construction of Connector Pipe Screen Project (All Wards)**

**Recommendation:**

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

1. Approve the award of an Agreement with United Storm Water, Inc. in the amount of \$112,840.00 for the Connector Pipe Screen (Project); and

2. Authorize the construction project, construction contingencies, and construction management costs in the total amount of \$27,000.00 for construction of the Project; and
3. Authorize the City Manager or designee to execute all documents with United Storm Water, Inc; and
4. Authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.

<b>RESULT:</b>	<b>APPROVED STAFF'S RECOMMENDATION [6-0]</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Sandra Ibarra, Council Member, Ward 2
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	Shorett

**15. Approval of Agreement for the Purchase and Implementation of SWARCO McCain's Transparency Intersection Management System Software (All Wards)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-225:

1. Authorizing the City Manager or designee to approve the award of an Agreement with SWARCO McCain for the purchase of Transparency Intersection Management System (IMS) licensing and data services for \$246,663., and 2070LX Controllers for \$22,598.25, for a total of \$269,261.25; and
2. Authorizing the Director of Finance and Management Services to amend the FY 2024/25 Capital Improvement Project (CIP) budget to utilize funding from specific projects for the traffic management system. Allocate \$97,473.68 from the Highland Interconnect Project, \$93,723.77 from the Baseline Interconnect Project, and \$78,063.80 from the Traffic Management Center project budget, funded with local regional circulation monies, for a total project budget of \$269,261.25; and
3. Authorizing the Director of Finance and Management Services to amend the FY 2024/25 Capital Improvement Project (CIP) budget to include the necessary adjustments for funding the traffic management project; and
4. Authorizing the City Manager or designee to execute all documents with SWARCO McCain necessary for the project.

**RESULT:** **ADOPTED RESOLUTION NO. 2024-225 [6-0]**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

**16. Award of Design Services Agreement for the Police Locker Room Renovation (Ward 1)**

**Recommendation:**

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

1. Authorize the City Manager or designee to approve the award of a Design Services Agreement with TR Design Group, Inc. in the not to exceed amount of \$549,967.57 for Police Locker Room Renovation (Project); and
2. Authorize the City Manager or designee to execute all documents with TR Design Group Inc.

**RESULT:** **APPROVED STAFF'S RECOMMENDATION [6-0]**  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Sandra Ibarra, Council Member, Ward 2  
**AYES:** Sanchez, Ibarra, Figueroa, Reynoso, Calvin, Alexander  
**ABSENT:** Shorett

**17. Approve Stop Sign Installation on Harwick Drive & Wier Road and 13th Street and Sierra Way (Ward 2, 3)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-226, authorizing the City Manager or designee to amend the City's Master List of certain streets or portions thereof as through highways and authorizing the establishments of Stop control at the following intersections:

- a. Harwick Drive & Wier Road (Ward 3)
- b. 13<sup>th</sup> Street and Sierra Way (Ward 2)

Council Member Figueroa pulled this item for further discussion. He advised that he knows these stop signs are needed, and he appreciates staff for completing this project. He also thanked the residents in the neighborhood for their patience with the traffic issues.

**RESULT:** ADOPTED RESOLUTION NO. 2024-226 [7-0]  
**MOVER:** Juan Figueroa, Council Member, Ward 3  
**SECONDER:** Fred Shorett, Council Member, Ward 4  
**AYES:** Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** None

### **DISCUSSION**

#### **18. Accept the FY 2024 COPS Technology and Equipment Funds and Purchase Data Integration Software and Cameras to Support the Real Time Information Center (All Wards)**

##### **Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2024-227 authorizing the following:

1. The City Manager to accept the FY 2024 COPS Technology and Equipment Program Funds.
2. The City Manager to execute professional service agreements with Vector Resources Inc., for the creation of a public safety surveillance system, Peregrine Technologies Inc. for a real-time decision and operations management platform and Axon for Fusus by Axon, for data integration software and subsequent amendments.
3. The Interim Director of Finance and Management Services to amend the Fiscal Year 2023/24 Adopted Budget by \$963,000 in revenues and expenditures.
4. The Interim Director of Finance and Management Services to issue purchase orders in amounts not to exceed \$1,350,000, to Vector Resources Inc., \$1,000,000 to Peregrine Technologies Inc., and an amount not to exceed \$1,950,000 to Axon for Fusus by Axon.

Police Chief Darren Goodman provided a brief presentation for this item. He advised that this agreement would save the City money because it is grant-funded.

**RESULT:** ADOPTED RESOLUTION NO. 2024-227 [7-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Theodore Sanchez, Council Member, Ward 1  
**AYES:** Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** None

#### **19. Approval of the Software and Implementation Services with Gray Quarter / Accela for the integration of a Land Management System, and Related Staffing Actions (All Wards)**

##### **Recommendation:**

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

1. Approve the software and implementation services with Gray Quarter / Accela, for the implementation of an integrated Land Management System (LMS) in a not-to-exceed amount of \$3,200,000, for the term beginning January 1, 2025 and ending June 30, 2027;
2. Authorize the City Manager, or designee, to sign the agreements, make ministerial revisions and any subsequent amendments to the scope of work without increase to the contract award amount, subject to the review and approval by the City Attorney as to form;
3. Authorize the City Manager, or designee, to execute seven (7) optional one-year amendments at approximately \$500,000 annually for FYs 2026-27 through 2032-33;
4. Authorize the City Manager, or designee, to execute a Professional Services Agreement with Onsite Computing for data conversion services for an amount not to exceed \$520,000 (includes a 10% contingency) and execute all documents to effectuate the Agreement for the term beginning January 1, 2025 and ending December 31, 2026; and
5. Authorize the City Manager, or designee, to execute a Professional Services Agreements with Willdan, CSG Consultants, and Rick Engineering each for an amount not to exceed \$448,800 respectively (includes a 10% contingency), for supplemental staffing and execute all documents to effectuate the Agreement for the term beginning January 1, 2025, and ending December 31, 2026.

Interim Director of Finance and Management Services Jeannie Fortune, Grants Division Manager Mary Alvarez-Gomez, and Community Development and Housing Director Gabriel Elliott provided a presentation. Highlights included benefits of upgrading the system, such as advanced technology and greater efficiency. A timeline of implementation, data transfer details, and costs were discussed.

Council Member Calvin asked if the new system would be implemented along with the “One-Stop Shop” Council approved in 2023. Senior Management Analyst William Lampi confirmed that this system is a component of the One Stop Shop and was part of the original allocation of ARPA funds.

<b>RESULT:</b>	<b>APPROVED STAFF’S RECOMMENDATION [7-0]</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Fred Shorett, Council Member, Ward 4
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	None



**20. Approval of the ERP Migration Plan and Associated Agreements for Oracle Cloud, Data Conversion, and Supplemental Staffing Services (All Wards)****Recommendation:**

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

1. Approve the migration plan for Financial, Budget, and Human Capital Management (HCM) and the related Applications Software Technology, LLC (AST) for systems integration for a not to exceed amount of \$6,000,000 (which includes a 10% contingency) for the term beginning January 1, 2025 and ending February 28, 2027;
2. Authorize the City Manager, or designee, to sign the agreements, make ministerial revisions and any subsequent amendments to the scope of work without increase to the contract award amount, subject to the review and approval by the City Attorney as to form;
3. Authorize the City Manager, or designee, execute seven (7) optional one- year amendments at approximately \$500,000 annually for FYs 2026-27 through 2032-33;
4. Authorize the City Manager, or designee, to execute a Professional Services Agreement with Onsite Computing for data conversion services for an amount not to exceed \$780,000 (includes a 10% contingency) and execute all documents to effectuate the Agreement for the term beginning January 1, 2025 and ending December 31, 2026; and
5. Authorize the City Manager, or designee, to execute a Professional Services Agreement with MV Cheng & Associates for supplemental staffing services for an amount not to exceed \$1,937,000 (includes a 10% contingency) and execute all documents to effectuate the Agreement for the term beginning January 1, 2025 and ending December 31, 2026.

Acting City Manager Rochelle Clayton announced that there was a correction to Recommendation No. 5. She stated that a memo was provided to council advising that the recommendation should have been to "Authorize the appropriation of an expense budget line of \$1,937,000 for supplemental staffing for the ERP project services in the Information Technology budget". This eliminated the specific vendor and Professional Services Agreement language included in the original recommendation.

Interim Director of Finance and Management Services Jeannie Fortune provided a presentation. Highlights included benefits of upgrading the system, such as increased functionality and efficient operations. A timeline of implementation, data transfer details, and costs were discussed.

Council Member Calvin inquired as to why temporary staff were being utilized, rather than adding full-time city employees. Acting City Manager Clayton advised that the project would include a combination of regular staff and temporary staff, and that was the reason for revising Recommendation No. 5. Clayton also assured the Mayor and City Council that the temporary staffing agency or agencies would be acquired through the Request for Proposal (RFP) process.

Council Member Alexander asked if this project includes all departments in the City, including the Police Department. Jeannie Fortune confirmed that all departments would be included in the ERP Migration Plan.

<b>RESULT:</b>	<b>APPROVED STAFF'S RECOMMENDATION (7-0)</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Fred Shorett, Council Member, Ward 4
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Alexander
<b>ABSENT:</b>	None

***At this time, the Mayor and City Council continued their previous discussion of Item 21:***

**21. Discuss and provide direction regarding Termination of City Attorney contract and immediately Appoint Interim City Attorney and evaluate appropriate City Attorney services for the City.**

**Recommendation:**

Discuss and provide direction to Staff.

City Attorney Sonia Carvalho advised that she has previously communicated to the Mayor and City Council the rules of the Mayor's veto power. She stated that although she had the authority to, it would not be proper for her to provide legal advice on this matter, because she did not want to give the appearance of impropriety. She advised that the Rules of Procedure maintain that the Council can overrule the Mayor's veto with a majority vote. She stated that she would leave the staff table while the item was discussed.

Mayor Tran stated that she previously vetoed the motion to table. She read a statement regarding the significance of this item. She advised that the City Attorney's contract could be terminated without cause. She asked a member of the City Council to make a motion to direct the City Manager to terminate City Attorney Services with Best, Best, & Krieger (BB&K). The motion was made by Council Member Calvin and Seconded by Council Member Reynoso.

Council Member Sanchez made a substitute motion to table the item. The substitute motion was seconded by Mayor Pro-Tem Shorett. Council Member Sanchez commented that a Mayor's veto cannot compel an action, it can only prevent an action from being taken.

<b>RESULT:</b>	<b>APPROVED A MOTION TO TABLE THE ITEM [5-2]</b>
<b>MOVER:</b>	Theodore Sanchez, Council Member, Ward 1
<b>SECONDER:</b>	Fred Shorett, Council Member, Ward 4
<b>AYES:</b>	Sanchez, Ibarra, Figueroa, Shorett, Alexander
<b>NOES:</b>	Reynoso, Calvin

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

At this time, the Mayor and City Council provided updates to the community. Highlights included the recent Veteran's Day Program and upcoming Thanksgiving events. Council Members Sanchez, Ibarra, Figueroa, Shorett, and Reynoso attended the National League of Cities Conference in Tampa, Florida.

**ADJOURNMENT**

The meeting of the Mayor and City Council was adjourned on Wednesday, November 20, 2024, at 8:29 p.m.

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, December 4, 2024, in the Council Chamber located at 555 West 6<sup>th</sup> Street**, San Bernardino, California 92410. Closed Session will begin at 4:00 p.m. and Open Session will begin at 5:00 p.m.

By: **Telicia Lopez**  
Telicia Lopez, CMC