



**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, APRIL 5, 2023**

**7:00 PM**

The Regular Meeting of the Mayor and City Council of the City of San Bernardino was called to order at 7:12 PM by Mayor Helen Tran on Wednesday, April 5 2023, at Feldheym Central Library, San Bernardino, CA.

### **CALL TO ORDER**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Theodore Sanchez	Council Member, Ward 1	Present
Sandra Ibarra	Council Member, Ward 2	Absent
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
Charles McNeely	Interim City Manager	Present
Sonia Carvalho	City Attorney	Present
Genoveva Rocha	City Clerk	Present

**7:00 PM**

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Pastor Paul E. Jones of Independent Trinity Benjamin E. Jones Community Resource Center led the Invocation and Jazmyn Goumashyan of Cajon High School led the Pledge of Allegiance to the Flag.

At this time, Mayor Tran re-ordered the agenda. The 'City Manager Update' and 'Mayor and City Council Updates/Reports on Conferences and Meetings' were heard after 'Items to be Considered for Future Meetings'. 'Presentations' were heard before 'Public Comments.'

**PRESENTATIONS**

**1. Proclamation for Volunteer Appreciation Month in the City of San Bernardino – April 2023 (All Wards)**

Parks and Recreation staff members accepted the proclamation.

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

**Mayor Tran announced that due to the fact that there were 67 public comment requests received, each speaker would be limited to one minute and 30 seconds, in accordance with Resolution No. 2018-81.**

Deany Gallaher (*phonetic spelling*), expressed thanks to the Parks and Recreation department for planning family-oriented events. She also stated that the City needs to prepare for disasters such as what happened in the local mountain areas after the recent storm.

Prophet Dominic Antonez stated that there are many homeless people at Seccombe Lake. There are also many squirrels, which can spread disease.

Frank Montes informed that many citizens have trouble contacting their council members. He stated that he reached out to Council Member Sanchez and was dismissed.

Paul Sanborn said that San Bernardino is the Number 3 dirtiest city in the Country. He stated that the City should hire people to clean up the streets.

Shania Hill, Christian Flores, Shannin Schmitt, Amy Keith, Nicolette Maccanico, Robert Ortega, Vanessa Perez, Angie Rodriguez, Melanie Tillman, Lizzy Vancil, Marquita Hershkovitz, Sha-Ron Sauers, Anna Ramirez, Arianna Guerrero, Sarina Hill, Desiree Sanchez, Deborah Richardson, Debra J., and Nathan Kael all spoke in favor of Item No. 27. They supported repealing the Multi-Family Housing Crime Prevention Program, Ordinance No. MC-1351.

Paula Plunk stated that people are being bullied in Closed Session, and that the City Council is taking citizens' money and allowing the Consent Calendar to be "weaponized".

Silver Montero spoke about the housing crisis in San Bernardino. He also mentioned the violation notice received from the Department of Housing and Community Development (HCD) regarding the Carousel Mall property. He wants to see the Downtown area revitalized and would like a Community Benefits Agreement with the developer.

Victor Beacham, Assistant Director for Operation New Hope, informed that his organization has a three-year contract with the City for a youth reinvestment program. His program has helped to reduce crime and prevent substance abuse amongst youth.

Treasure Ortiz spoke about the violation notice received by the City from HCD. She stated that BB&K is failing as the City Attorney.

Terry Washington commented that he is a local boxer from San Bernardino and qualified for the Olympic Trials in December. He wanted to let other youths know that if he can do it, they can do it too.

Barbara Sky stated that San Bernardino is an embarrassment to the Inland Empire.

Alfred Palazzo said that he has a list of many ideas to share for rebuilding the City, including housing and economic development.

Ian Franklin, founder of Project Fighting Chance, informed about his amateur boxing program and what they offer for children.

Eliana Rodriguez spoke in support of Project Fighting Chance and said that her daughter Rachel is a State boxing champion.

Douglas Cameron stated that the traffic lights on Highland Avenue and Baseline St. should have a 5 to 10 second delay between red and green lights because there are lots of accidents on these streets.

Dave McCammack, business owner, stated that a potential commissioner took down other people's political signs and should not be a commissioner.

Paul Jones, Pastor of Independent Trinity, stated that his church feeds 2,000 families in the City each month. They started a program in January to help seniors and the homeless with food, showers, and other assistance.

Terry Boykins, Executive Director of Project Fighting Chance, encouraged support of youth mental wellness. He asked for the public's support of Project Fighting Chance.

Dolores Armstead said that the Planning Commission passed a resolution to not allow crushing and grinding of concrete in the City. These activities are not good for the citizens of the City.

Richard Hernandez stated that he recently moved to San Bernardino. He is concerned about police response time and the number of potholes in the City.

Dejonae Shaw, on behalf of United Steelworkers, commented that many residents are struggling to buy homes or pay rent. He stated that San Bernardino is experiencing a housing crisis.

Sarena, on behalf of Jevonee Smith, expressed support for Project Fighting Chance.

Martha Romero with Something Better for San Bernardino asked that the City move forward and continue with the Carousel Mall property development.

Sonya Gray-Hunn, housing organizer, asked that affordable housing be built on surplus land. She also spoke in support of Item No. 27.

Celene Perez commented about Item No. 25. She states that an ENA (Exclusive Negotiating Agreement) does not need to be in place to move forward with development. She asked for 25% of the development to be affordable housing.

Robert Porter stated that he has lived in San Bernardino for 47 years and recently there has been a large increase of complaints in the City. Some issues include homelessness, potholes, and the Carousel Mall development.

Kath Rogers, attorney with the ACLU, commented that affordable housing is desperately needed in the City. She also spoke in favor of Item No. 27, repealing Ordinance MC-1351.

Ra'Sheeda Ballard spoke in support of Project Fighting Chance.

Luis Ojeda advised that street vendors should come to his events on Court St., and he will help them get permits for their business.

Mike Hartley asked for more street sweeping to be done throughout the City.

Nohemi Lopez stated that there are lots of marginalized people in San Bernardino and they deserve affordable housing.

Ryan Stanly, Owner and Creative Director of the Enterprise Building, announced the 96<sup>th</sup> anniversary celebration of his building on May 12<sup>th</sup> and 13<sup>th</sup>, 2023. He asked that the City continue to work with RDICO to develop the Carousel Mall property.

Allen Stanly, Co-Owner of the Enterprise building, stated that they have small businesses in their building, and that the City was struggling when they came here.

Georgia Lykouratzos expressed that she hopes the plan for homelessness includes something to help their animals.

Clementina Pina Bernal commented that the City made a mistake by electing Mayor Tran.

Ricardo Cisneros, Inland Empire Labor Council, spoke in support of more affordable housing.

David E. appreciates the work being done with the Mt. Vernon Bridge and supports being able to grind concrete in the city.

Amy Malone said she recently moved to the City, and she would like the City to become more like how it used to be when people took pride in living here.

**At this time, the following remote speakers were heard via Zoom:**

Jennifer Tilton, Inland Fair Chance Coalition, spoke in favor of Item No. 27.

Stevonna Evans also asked the City Council to approve Item No. 27.

Constance S. stated that the Mayor's appointment of Commissioner Tim Prince is wrong because he has abused his power in the past.

*Three additional remote speakers were called upon but did not answer.*

*City Clerk Rocha announced that the Mayor and City Council had been provided with additional written comments received prior to the meeting.*

**APPOINTMENTS**

There was a consensus from the council to take a single vote for Item No. 2 through Item No. 17.

Council Member Sanchez pulled Item No. 6 for more discussion and a separate vote.

Assistant City Attorney Thomas Rice made an announcement that the Mayor would also be voting on the appointments, as required by the Charter, and that each appointment requires five affirmative votes.

Council Member Figueroa suggested that criteria should be met to be appointed as a commissioner.

<b>RESULT:</b>	<b>APPROVED ITEMS NO. 2 THROUGH NO. 17. ITEM NO. 6 WAS PULLED FOR DISCUSSION AND A SEPARATE VOTE [7-0]</b>
<b>MOVER:</b>	<b>Theodore Sanchez, Council Member, Ward 1</b>
<b>SECONDER:</b>	<b>Ben Reynoso, Council Member, Ward 5</b>
<b>AYES:</b>	<b>Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran</b>
<b>ABSENT:</b>	<b>Sandra Ibarra</b>

**2. Public Safety and Human Relations Commission Appointment of Byron J. Sims (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**3. Public Safety and Human Relations Commission Appointment of Kimberly Knaus (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**4. Downtown Advisory Committee Appointment of Amanda M. Moody (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**5. Measure S Citizens Oversight Committee Appointment of Mark Baxter (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**6. Charter Review Appointment of Timothy Prince (Mayor's Appointment)**

Council Member Sanchez expressed that Timothy Prince previously wrote an opposition to the current City Charter and he supports a "strong mayor" form of government. He stated that he didn't know how he would vote on this item, but he wanted to let everyone know why he questioned this appointment.

**RESULT:** APPROVED [7-0]  
**MOVER:** Damon Alexander, Council Member, Ward 7  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**7. Planning Commission Appointment of Lisa Sherrick (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**8. Planning Commission Appointment of Orlando Garcia (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**9. Arts and Historical Preservation Commission Appointment of James Smith (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**10. Arts and Historical Preservation Commission Appointment of Simeone N. Miller (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**11. Parks, Recreation and Community Services Commission Appointment of Joe Salas (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**12. Parks, Recreation and Community Services Commission Appointment of Nohemi Lopez (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**13. General Plan Advisory Committee appointment of Christian T. Shaughnessy (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**14. General Plan Advisory Committee appointment of Benjamin Pratt (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra



**15. Elected Official Compensation Advisory Board appointment of Malika Gardner (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**16. Personnel Commission Appointment of Emily J. Gonzales (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**17. Personnel Commission Appointment of Victor M. Arellano (Mayor's Appointment)**

**RESULT:** APPROVED [7-0]  
**MOVER:** Theodore Sanchez, Council Member, Ward 1  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander, Tran  
**ABSENT:** Sandra Ibarra

**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.*

**Interim City Manager Charles McNeely advised that Item. No. 22 was being pulled and continued to the April 19, 2023 Mayor and City Council Meeting.**

**RESULT:** APPROVED THE CONSENT CALENDAR [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**18. Resolution Approving an Additional Extension to the Reciprocal Easement Agreement (REA) with El Corte Ingles, S.A., a Spanish Corporation ("ECI") to Provide Parking at 300 North E Street, San Bernardino through January 31, 2024 (Ward 1)**

**Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Resolution No. 2023-051, approving an additional extension to the Reciprocal Easement Agreement (REA) with El Corte Ingles, S.A., a Spanish Corporation ("ECI") for parking through January 31, 2024, and finding the action exempt from CEQA.

**RESULT:** ADOPTED RESOLUTION 2023-051 [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**19. Approve Amendment No. 2 to the Joint Exercise of Powers Agreement for the Inland Valley Development Agency, updating the structure, titles, and elections of its officer positions (All Wards)**

**Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, approve Amendment No. 2 to the Joint Exercise of Powers Agreement for the Inland Valley Development Agency, updating the structure, titles, and elections of its officer positions.

**RESULT:** APPROVED STAFF'S RECOMMENDATION [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**20. Approval of Commercial and Payroll Disbursements (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 March 2023.

**RESULT:** APPROVED STAFF'S RECOMMENDATION [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**21. Resolution Opting City into Additional National Opioid Settlements (All Wards)**

**Recommendation**

Adopt Resolution No. 2023-052 of the Mayor and City Council of the City of San Bernardino, California, Authorizing the City Manager to Enter into the Settlement Agreements with Walgreens Co., Walmart, Inc., CVS Health Corporation/CVS Pharmacy Inc., Teva Pharmaceutical Industrials Ltd., and Allergan Finance

LLC/Allergan Limited, Agreeing to the Terms of the State Subdivision Agreements, and Authorizing Entry into the State Subdivision Agreements with the Attorney General.

**RESULT:** ADOPTED RESOLUTION 2023-052 [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Ben Reynoso, Council Member, Ward 5  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

## **22. Amendment to Professional Services Agreements for Legal Services (All Wards)**

### **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:

1. Second Amendment to the Professional Services Agreement with Atkinson, Andelson, Loya, Ruud and Romo for representation in the Karen Cervantes v. John Valdivia, et al., San Bernardino Superior Court Case No. CIVDS2012538;
2. Second Amendment to the Professional Services Agreement with Atkinson, Andelson, Loya, Ruud and Romo for representation in the Matthew Brown v. John Valdivia, et al., San Bernardino Superior Court Case No. CIVDS2025900;
3. Second Amendment to the Professional Services Agreement with Atkinson, Andelson, Loya, Ruud and Romo for representation in the Don Smith v. John Valdivia, City of San Bernardino, et al., San Bernardino Superior Court Case No. CIVDSB2025375;
4. Second Amendment to the Professional Services Agreement with Atkinson, Andelson, Loya, Ruud and Romo for representation in the Jackie Aboud v. John Valdivia, et al., San Bernardino Superior Court Case No. CIVDS2013562;
5. Second Amendment to the Professional Services Agreement with Atkinson, Andelson, Loya, Ruud and Romo for the representation in the Mirna Cisneros v. John Valdivia, et al., San Bernardino Superior Court Case No. CIVDS2012926;

**THIS ITEM WAS CONTINUED TO THE APRIL 19, 2023 MEETING.**

## **23. Adoption of Ordinance No. MC-1614 (Annexation 33) (Ward 3)**

### **Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1614 amending Ordinance No. MC1522 and levying special taxes to be collected during Fiscal Year 20232024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 20191 (Maintenance Services).

<b>RESULT:</b>	<b>ADOPTED ORDINANCE NO. MC-1614</b>
<b>MOVER:</b>	<b>Fred Shorett, Council Member, Ward 4</b>
<b>SECONDER:</b>	<b>Ben Reynoso, Council Member, Ward 5</b>
<b>AYES:</b>	<b>Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander</b>
<b>ABSENT:</b>	<b>Sandra Ibarra</b>

#### **24. Adoption of Ordinance No. MC-1615 (Annexation 34) (Ward 3)**

##### **Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, adopt Ordinance No. MC-1615 amending Ordinance No. MC1522 and levying special taxes to be collected during Fiscal Year 20232024 to pay the annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 20191 (Maintenance Services).

<b>RESULT:</b>	<b>ADOPTED ORDINANCE NO. MC-1615 [6-0]</b>
<b>MOVER:</b>	<b>Fred Shorett, Council Member, Ward 4</b>
<b>SECONDER:</b>	<b>Ben Reynoso, Council Member, Ward 5</b>
<b>AYES:</b>	<b>Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander</b>
<b>ABSENT:</b>	<b>Sandra Ibarra</b>

#### **DISCUSSION**

#### **25. Receive and File update regarding a Notice of Violation received from the State's Housing and Community Development Division regarding the City-owned former Carousel Mall property. (Ward 1)**

##### **Recommendation:**

It is recommended that the Mayor and City Council receive and file an update regarding a Notice of Violation (NOV) received from the State's Housing and Community Development Division (HCD) regarding the City-owned former Carousel Mall property.

Donald Monti from Renaissance Downtowns/ICO Real Estate was present. He stated that he wanted to reinforce his commitment to the City as the Master Developer of the Carousel Mall property.

Director of Community and Economic Development Nathan Freeman provided a presentation regarding the Notice of Violation the City received from the State.

Council Member Calvin, Chair of the Ad Hoc Committee for the project, stated that the committee was not kept up to date, and she believed that the project was moving forward.

<b>RESULT:</b>	<b>APPROVED STAFF'S RECOMMENDATION [6-0]</b>
<b>MOVER:</b>	<b>Fred Shorett, Council Member, Ward 4</b>
<b>SECONDER:</b>	<b>Ben Reynoso, Council Member, Ward 5</b>
<b>AYES:</b>	<b>Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander</b>
<b>ABSENT:</b>	<b>Sandra Ibarra</b>

## **PUBLIC HEARING**

### **26. Public Hearing on Annexation No. 29 to Community Facilities District 20191 (Ward 3)**

#### **Recommendation:**

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

1. Hold a Public Hearing; and
2. Adopt Resolution No. 2023-053 of the Mayor and City Council of the City of San Bernardino, California, calling an election to submit to the qualified electors the question of levying a special tax within the area proposed to be annexed to Community Facilities District No. 2019-1 (Maintenance Services) (Annexation No. 29) ; and
3. Hold a special landowner election and canvass the election; and
4. Adopt Resolution No. 2023-054 of the Mayor and City Council of the City of San Bernardino, California, declaring election results for Community Facilities District No. 2019-1 (Maintenance Services) (Annexation No. 29) ; and
5. Introduce, read by title only, and waive further reading of Ordinance No. MC1616 of the Mayor and City Council of the City of San Bernardino, California, amending Ordinance No. MC-1522 and levying special taxes to be collected during Fiscal Year 2023-2024 to pay annual costs of the maintenance and servicing of landscaping, lighting, water quality improvements, graffiti, streets, street sweeping, parks and trail maintenance, a reserve fund for capital replacement, and administrative expenses with respect to City of San Bernardino Community Facilities District No. 2019-1 (Maintenance Services); and
6. Schedule the adoption of Ordinance No. MC-1616 for April 19, 2023.

Mayor Tran opened the public hearing at 9:52 p.m.

The Mayor and City Council did not request the staff presentation.

There were no public speakers or requests to speak. There were no protests received.

The public hearing was closed at 9:53 p.m.

**RESULT:** ADOPTED RESOLUTION NO. 2023-053 [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Theodore Sanchez, Council Member, Ward 1  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**RESULT:** ADOPTED RESOLUTION NO. 2023-054 [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Theodore Sanchez, Council Member, Ward 1  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**RESULT:** INTRODUCED ORDINANCE NO. MC-1616 [6-0]  
**MOVER:** Fred Shorett, Council Member, Ward 4  
**SECONDER:** Theodore Sanchez, Council Member, Ward 1  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

#### **ITEMS TO BE CONSIDERED FOR FUTURE MEETINGS**

##### **27. Consider Repeal of MC-1351 Crime Free Multi-Housing Ordinance (All Wards) – Council Member Reynoso**

An announcement was made by the City Clerk that the agenda had a typographical error in the title which read “Appeal” but should have read “Repeal”.

**RESULT:** APPROVED FOR CONSIDERATION AT A FUTURE MEETING  
[6-0]  
**MOVER:** Ben Reynoso, Council Member, Ward 5  
**SECONDER:** Kimberly Calvin, Council Member, Ward 6  
**AYES:** Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander  
**ABSENT:** Sandra Ibarra

**28. Comprehensive review of the City's youth programs and their funding sources, brought to Council as a discussion item (All Wards) – Council Member Sanchez**

<b>RESULT:</b>	<b>APPROVED FOR CONSIDERATION AT A FUTURE MEETING [6-0]</b>
<b>MOVER:</b>	<b>Kimberly Calvin, Council Member, Ward 6</b>
<b>SECONDER:</b>	<b>Juan Figueroa, Council Member, Ward 3</b>
<b>AYES:</b>	<b>Sanchez, Figueroa, Shorett, Reynoso, Calvin, Alexander</b>
<b>ABSENT:</b>	<b>Sandra Ibarra</b>

**CITY MANAGER UPDATE**

At this time, the City Manager made comments regarding the development of the Carousel Mall. He acknowledged that there had been some mistakes made by staff, but they can be fixed. He stated that everyone needs to work together to move Downtown and the community forward.

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

At this time, the Mayor and City Council provided updates to the community. Council Members Figueroa, Calvin, Alexander and Mayor Tran reported on their attendance at the National League of Cities Conference in Washington D.C.

**ADJOURNMENT**

The Regular Meeting of the Mayor and City Council was adjourned on Wednesday, April 5, 2023, at 10:23 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, April 19, 2023, in the Council Chamber located at 555 West 6th Street, San Bernardino, California 92410. Closed Session will begin at 5:30 p.m. Open Session will begin at 7:00 p.m.

By:   
Genoveva Rocha, CMC