



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
SPECIAL 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, DECEMBER 4, 2024

1:40 PM

Special Closed Session was called to order at 1:43 PM by Mayor Helen Tran on Wednesday,
December 4, 2024, at Feldheym Central Library, San Bernardino, CA.

CALL TO ORDER

| 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 | Late | 4:06 PM |
| 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 | Late | 1:48 PM |
| Helen Tran | Mayor | Present | |
| Rochelle Clayton | Acting City Manager | Present | |
| Sonia Carvalho | City Attorney | Present | |
| Genoveva Rocha | City Clerk | Present | |
| Perla Lopez | Deputy City Clerk | Present | |

1:40 PM

CLOSED SESSION PUBLIC COMMENT

At this time, public comments were heard.

Treasure Ortiz spoke in support of the Acting City Manager.

Enrique Camacho, Wendy, and Phoenix spoke in support of the Acting City Manager. They want stability for the city.

Christian T. Shaughnessy spoke in support of the Acting City Manager.

Erik Marquez spoke in support of the Acting City Manager.

Mike Hartley spoke in support of the Acting City Manager.

David Freidman spoke in support of the Acting City Manager and supports the priorities she has for the city.

Georgia L. spoke in support of the Acting City Manager and expresses the qualities and abilities she has to move the city forward.

At the conclusion of public comment, Mayor Pro-Tem Shorett addressed the concerns on the item not being agendized legally and properly.

City Clerk Rocha addressed the Mayor and City Council regarding the way the Mayor and City Council can request a special meeting.

At this time the Mayor and City Council discussed how the Closed Session item was agendized.

Mayor ProTem Shorett re-stated the steps that were taken to request the Special Meeting.

Mayor Tran asked whether an appointed position; City Manager, City Attorney, and City Clerk requires majority of the Mayor and City Council.

City Attorney Carvalho reminded the Mayor and City Council the law that permitting the calling of a Special Meeting, noting that a specific number of votes that are required to take action.

Mayor Tran asked for a motion to withdraw the item from Closed Session.

Council Member Sanchez asked if the discussion and the motion were a violation of the Brown Act.

City Attorney Carvalho advised that the discussion should be in Closed Session. However, the motion to withdraw is procedural and a vote can be taken. She also stated the item was properly agendized, per the Brown Act.

CLOSED SESSION**A) PUBLIC EMPLOYEE APPOINTMENT (Pursuant to Government Code Section 54957)****Title: Acting City Manager**

Mayor Helen Tran asked for a motion to be made to withdraw the item from Closed Session. Council Member Reynoso made the motion, and Council Member Calvin seconded the motion. The motion failed 2 to 4.

RESULT: WITHDRAW ITEM A FROM CLOSED SESSION [FAILED 2-4]**MOVER:** Ben Reynoso, Council Member, Ward 5**SECONDER:** Kimberly Calvin, Council Member, Ward 6**AYES:** Reynoso and Calvin**NOES:** Sanchez, Ibarra, Shorett, and Alexander

At 2:09 PM the Mayor and City Council convened into closed session.

The Special Meeting was called to order at 3:36 PM Mayor Helen Tran on Wednesday, December 4, 2024, at Feldheim Central Library, San Bernardino, CA.

CLOSED SESSION REPORT

City Attorney Sonia Carvalho reported that the City Council took action with a unanimous vote, though Council Member Figueroa was absent. Acting City Manager Clayton expressed interest in becoming the permanent City Manager, but to maintain fairness in the recruitment process, she will remain in her acting role until the council appoints a new acting or interim City Manager. The City Council is committed to working with the new Council Members to initiate the recruitment process and discuss the appointment of an Interim or Acting City Manager.

PUBLIC COMMENTS FOR ITEMS LISTED ON THE AGENDA

Christian T. Shaughnessy spoke on the homeless continuing to live in Perris Hill Park needing still need assistance even though the city already did clean ups and offered assistance. He mentioned his encounter he had with a homeless person while visiting the park. He also spoke in support of replacing Hope the Mission as a service provider.

Mike Hartley spoke about his disappointment with the previous Mayor and City Council meeting and the city needs to move forward.

Georgia L. commented on the lack of progress of the Navigation Center and asked for more frequent updates on the status of the center. She also spoke about Hope the Mission wasting public funds. Lastly, she spoke about bringing back Zoom for remote public comments.

Treasure Ortiz spoke in support of reallocating funds to work with the Salvation Army. She also expressed the need for immediate help for the homeless.

Kevin Mahaney, Family Assistance Program in Highland, spoke about City of Victorville's navigation center and encouraged the City of San Bernardino to learn from it. He also mentioned the importance of addressing healthcare needs for the homeless.

Glenn Elsmann, Mission Communities, commented in support of Item One. He also spoke on solutions for the navigation center and encouraged the city to purchase additional land near the Hope Campus for housing.

DISCUSSION

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

Recommendation:

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

1. Approve an Agreement for Design Services and Purchase and Delivery of Goods with Mandeville Modular in the amount of \$10,093,027 (which includes a 15% contingency); and
2. Authorize the Director of Finance and Management Services to issue a Purchase Order in an amount not to exceed \$10,093,027 to Mandeville Modular; and
3. Approve a Professional Services Agreement with CREDE Construction Advisory in the amount of \$1,091,148 for Development Management Services of the Navigation Center; and
4. Authorize the Director of Finance and Management Services to issue a Purchase Order in an amount not to exceed \$1,091,148 to CREDE Construction Advisory; and
5. Authorize the City Manager, or designee, to execute the Agreement for Design Services and Purchase and Delivery of Goods with Mandeville Modular and the Professional Services Agreement with CREDE Construction Advisory; and
6. Provide staff direction on how to reallocate the \$5,605,215 in surplus ARPA funds.

William Lampi, Senior Management Analyst, gave the presentation.

Council Member Juan Figueroa arrived at 4:06 PM.

The discussion focused on the selection process for modular housing contracts, revealing that Mandeville Modular was the sole respondent to an RFP issued on September 19, 2024. The company presented details of previous projects, including those in Los Angeles. Concerns were raised about the lack of responses from other manufacturers and the absence of design images on Mandeville’s website. Financial concerns were also discussed, particularly regarding the use of ARPA funds for modular housing and street repairs. Council members expressed concerns about a higher-than-usual 15% contingency fee and design changes. The council moved toward approving staff recommendations, with adjustments for street repairs and transitional housing. The timeline for RFP releases and design approvals was also addressed, with plans for further discussions.

The concept of recuperative care was explained, referring to medical care for individuals discharged from hospitals who don't qualify for skilled nursing facilities but still need care. Deputy Director of Housing and Homelessness Cassandra Searcy explained that recuperative care would be reimbursed through Cal Aim, reducing operational costs, and would prioritize San Bernardino residents. The city's housing division would oversee the program with audits to prevent fraud. Additionally, 70 beds would be designated for recuperative care within a social model, with home health agencies involved. The council also discussed funding challenges, procurement processes, and past issues with obtaining state funds. The mayor pro-tem expressed concerns about committing to long-term agreements, considering future city needs.

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| RESULT: | APPROVED STAFF’S RECOMMENDATION AND THE FOLLOWING ARPA REALLOCATION: \$2,955,215 TOWARDS STREET SEGMENT REPAIRS AND \$2,650,000 TOWARDS THE PURCHASE OF PALM FIELD [6-1] |
| MOVER: | Theodore Sanchez, Council Member, Ward 1 |
| SECONDER: | Sandra Ibarra, Council Member, Ward 2 |
| AYES: | Sanchez, Ibarra, Shorett, Reynoso, Calvin, and Alexander |
| NOES: | Juan Figueroa |

At this time, the Mayor and City Council recessed at 4:57 PM.

Mayor Tran announced the reconvening of the Special Meeting at 5:13 PM.

2. Reallocation of ARPA Funding to Service Contract for New Homeless Outreach Provider**Recommendation:**

Receive an update on the City's need to expand homeless outreach services and provide input to staff on the reallocation of remaining American Rescue Plan Act (ARPA) funds from the current contract to support continued homeless outreach services.

Acting City Manager Rochelle Clayton gave the presentation.

THIS ITEM WAS RECEIVED AND FILED; NO ACTION WAS TAKEN.

3. Agreements with Horizon Construction Company International, Inc., and Hardy and Harper, Inc. for Asphalt Maintenance and Street Segment Repair Services (All Wards) p. 466**Recommendation:**

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

1. Adopt Resolution No. 2024-236 authorizing the reallocation of \$5,605,215 in American Rescue Plan Act (ARPA) funds from the Navigation Center project to the ARPA Asphalt Maintenance and Street Segment Repair Services Program; and
2. Authorize the City Manager to execute separate Maintenance Services Agreements with Horizon Construction Company International, Inc. and Hardy and Harper, Inc., respectively, for asphalt maintenance and street segment repair services; and
3. Authorize the Director of Finance and Management Services to issue a purchase order in the amount of \$2,927,608 to Horizon Construction Company International, Inc., and issue an additional purchase order in the amount of \$2,927,607 to Hardy and Harper, Inc. for a combined total of \$5,855,215.

Ernesto Salinas, Interim Director of Parks and Recreation, gave the presentation.

The discussion focused on the allocation of funds for street repairs and the use of capital reserves. A proposal was made to approve staff recommendations but replace \$2.9 million in ARPA funds with \$2.9 million from the city's unrestricted capital reserve. The capital reserve had \$5 million available, and the city also had \$90 million in the capital fund, though much of it was tied up in other projects. The \$5.8 million contract would fund street repairs, with a focus on high-priority areas like school zones, high-traffic streets, and areas with long-neglected roads. The streets to be repaired would be selected based on these priorities, and a list would be provided to the council and the community. Council members discussed equity in street repairs, the potential inclusion of alleys, and concerns over the repair of medians. They also emphasized the

importance of repairing neglected streets and the speed of the proposed repair program.

RESULT: **APPROVED STAFF'S RECOMMENDATION WITH THE AMENDMENT TO USE CAPITAL RESERVE FUNDS FOR THE \$2,650,000 RATHER THAN ARPA FUNDING [7-0]**

MOVER: Theodore Sanchez, Council Member, Ward 1

SECONDER: Sandra Ibarra, Council Member, Ward 2

AYES: Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, and Alexander

ABSENT: None

4. Issuance of a Purchase Order with Transwest Truck Center, LLC for Two Graffiti Abatement Trucks (All Wards)

Recommendation:

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

1. Authorize the purchase of two outfitted graffiti abatement trucks from Transwest Truck Center, LLC. in the amount of \$403,401.74; and
2. Authorize the Director of Finance and Management Services to issue a purchase order not to exceed the amount of \$403,401.74

There was no presentation or discussion on this item.

RESULT: **APPROVED STAFF'S RECOMMENDATION [7-0]**

MOVER: Sandra Ibarra, Council Member, Ward 2

SECONDER: Theodore Sanchez, Council Member, Ward 1

AYES: Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, and Alexander

ABSENT: None

ADJOURNMENT

The Special Meeting of the Mayor and City Council was adjourned on Wednesday, December 4, 2024, at 5:39 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 6th 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, Acting City Clerk