



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, JUNE 7, 2023

5:30 PM

Closed Session was called to order at 5:33p.m. by Mayor Helen Tran on Wednesday, June 7, 2023, at Feldheym Central Library, San Bernardino, CA.

CALL TO ORDER

Attendee Name	Title	Status	Arrived
Theodore Sanchez	Council Member, Ward 1	Present	5:37 PM
Sandra Ibarra	Council Member, Ward 2	Present	5:42 PM; left at 12:09 AM
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	Absent	
Helen Tran	Mayor	Present	
Charles McNeely	Interim City Manager	Present	
Sonia Carvalho	City Attorney	Present	
Genoveva Rocha	City Clerk	Present	
Courtney Bowen	Deputy City Clerk	Present	

5:30 PM**CLOSED SESSION PUBLIC COMMENT**

Treasure Ortiz commented that she has heard that some Council Members have been trying to hand-pick a City Manager candidate. She stated that the process is ethically corrupt.

CLOSED SESSION**A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Pursuant to Government Code Section 54956.9(a) and (d)(1):

i) Jose Garibo, individually v. City of San Bernardino, et al., United States District Court Case No. 5:22-cv-00935SSS(SHKx)

ii) Michael Pacewicz v. City of San Bernardino, Workers' Compensation
Case Nos. ADJ13363900; ADJ2371411; ADJ1672800; and ADJ11174282

B. PUBLIC EMPLOYEE APPOINTMENT (Pursuant to Government Code Section 54957) City Manager**7:00 PM**

The Regular Meeting of the Mayor and City Council of the City of San Bernardino was called to order at 7:02 p.m. by Mayor Helen Tran on Wednesday, June 7, 2023.

INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Joshua Beckley of Ecclesia Christian Fellowship led the Invocation and Donavin Turner, son of City employee Courtney Bowen, Deputy City Clerk, led the Pledge of Allegiance to the Flag.

CLOSED SESSION REPORT

City Attorney Sonia Carvalho stated there were three closed session items discussed. There was reportable action on Item No. A (1) Jose Garibo vs. City of San Bernardino. The City Council voted unanimously to approve a mediated settlement in the amount of \$495,000.00.

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. 'Presentations' were heard before 'Public Comments.'

PRESENTATIONS**1. Proclamation of the for Lesbian, Gay, Bisexual, Transgender, Queer+ (LGBTQ+) Pride Month in the City of San Bernardino – June 2023 (All Wards)**

Mayor Tran presented the Proclamation to Rainbow Pride Youth Alliance.

2. Proclamation for Fatherhood Awareness Month in the City of San Bernardino – June 2023 (All Wards)

Mayor Tran presented the Proclamation to Ryan Berryman of San Bernardino Fatherhood.

3. Proclamation of National Law Enforcement Week in the City of San Bernardino – June 12th–16th 2023 (All Wards)

Mayor Tran presented the Proclamation to Ricardo Tomboc of the San Bernardino Area Chamber of Commerce.

4. Presentation of California Parks and Recreation Society, Community Champion Award to Youth Sports program volunteer Konstance Murrell.

The award was not presented at the Mayor and City Council meeting but will be provided to the recipient at a later date.

APPOINTMENTS

City Clerk Genoveva Rocha read the following public comment into the record, per requested ADA accommodation:

Tim Dorame stated that the appointee for the Charter Review committee, Leticia Briggs, is not qualified.

With consensus from the Mayor and City Council, all appointments were approved by a single motion.

5. Water Board Reappointment of Thomas M. Brickley

6. Charter Review Appointment of Leticia O. Briggs (Mayor's Appointment)

7. Downtown Advisory Committee Appointment of Reginald L. Woods (Mayor's Appointment)

RESULT:	APPROVED APPOINTMENTS, AGENDA ITEM NOS 5-7 [7-0]
MOVER:	Ben Reynoso, Council Member, Ward 5
SECONDER:	Sandra Ibarra, Council Member, Ward 2
AYES:	Sanchez, Ibarra, Figueroa, Shorett, Reynoso, Calvin, Tran
ABSENT:	Damon Alexander

PUBLIC COMMENTS FOR ITEMS LISTED AND NOT LISTED ON THE AGENDA

Treasure Ortiz commented that the City needs a plan for homelessness and stated that there should be rent control in the City as well.

Maria Ortiz, in Spanish with an English interpreter, thanked Council Member Ibarra and SB Food Fest for the assistance provided to her business, Ortiz Ice Cream.

Name unknown spoke in Spanish with an English interpreter, asked for the City to help with issues at this small business such as homelessness and violence. He also suggested social media classes for small business owners.

Karen Suarez, Director of Uplift San Bernardino, expressed gratitude for Item No. 17. She stated that the small business community will be celebrating. She also thanked the Mayor and City Council for having a conversation about tenant protections.

Al Palazzo provided a list of types of development that can be completed on Mt. Vernon Avenue. He also supported monuments for Route 66.

Robert Lopez spoke in Spanish with an English interpreter, thanked everyone for being kind to street vendors like himself.

Yeni Ruiz spoke in Spanish with an English interpreter, stated the importance of supporting street vendors. She thanked the entrepreneur center for helping her start her business and become successful.

John Hillman compared the City of San Bernardino to Seattle and Portland in terms of the spirit of people in a broken city.

Dominic Antonez stated there is a spiritual battle going on in the City, and that raves represent spiritual wickedness.

Brandon Ponce, region director for Pony Baseball, asked that the City renegotiate the contract for the Fiscalini baseball fields.

Esmeralda Negrete spoke about the City Manger recruitment, storage facilities, a homeless center, and solid waste fees.

Mike Hartley expressed opposition to reducing public comment time. He voiced his disappointment with Code Enforcement and Parking Enforcement.

Richard Rodriguez stated that the "Santa Fe" building behind the police station has been closed for 20 years and it should be boarded up.

At this time, Public Comment was temporarily paused to begin the Public Hearings that were noticed for 8:00 p.m., Item numbers 18, 19, and 20.

Council Member Calvin recused herself from voting for Items 18 and 19. She stated that her reasoning was bias; She strongly opposed these projects and publicly spoke against them at the Planning Commission meeting.

PUBLIC HEARINGS

18. Appeal 23-01 of Conditional Use Permit 21-18 and Public Convenience or Necessity Letter 21-07 (Ward 1)

Recommendation:

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

California, adopt Resolution No. 2023-060 denying Appeal 23-01 thereby upholding the Planning Commission's denial of Conditional Use Permit 21-18 and Public Convenience or Necessity Letter 21-07 not allowing the development, establishment, and operation of a market with a new Alcohol Beverage Control Type 21(Off-Sale General) License within an existing building containing approximately 2,024 square feet (Mikey's Market) on a parcel containing 0.45 acres located at 1820 W. 5th Street (APN: 0138-081-19) within the Commercial General (CG-1) zone (Attachment 1).

Mayor Tran opened the public hearing at 8:03 p.m.

There were no disclosures from the Mayor and City Council regarding ex parte communications.

City Clerk Rocha swore-in the appellant and speakers.

Assistant City Planner Mike Rosales gave a presentation to the Mayor and City Council.

Mr. Rosales advised that the appellant's permit was denied because of an overconcentration of the same type of business in the area and being too close to a liquor store. He commented that the business was defined as a "liquor store" because of its size.

In accordance with the requirements of a Quasi-Judicial hearing, the appellant was given 15 minutes to speak, plus a five-minute rebuttal. The appellant, Fernando Castro, stated that he has invested a lot of money and time into the property. He clarified that his establishment is a market, not a liquor store. He stated that he is trying to help his community.

There were five public comments heard:

Dolores Armstead, Planning Commissioner, stated that this project was denied because of the high concentration of liquor stores in the area.

Cheryl Brown, former Planning Commissioner, stated that the City is abiding by State Alcoholic Beverage Control (ABC) rules regarding locations of liquor stores.

Ali Payne spoke in favor of denying this appeal.

Treasure Ortiz commented in favor of denying the appeal. She stated that there are already five other liquor stores in the same vicinity.

Les spoke in favor of denying the appeal.

The public hearing was closed at 8:41 p.m.

RESULT:	ADOPTED RESOLUTION NO. 2023-060 [3-2]
MOVER:	Ben Reynoso, Council Member, Ward 5
SECONDER:	Sandra Ibarra, Council Member, Ward 2
AYES:	Ibarra, Figueroa, Reynoso
NOES:	Sanchez, Shorett
RECUSED:	Kimberly Calvin
ABSENT:	Damon Alexander

19. Appeal 23-02 for Conditional Use Permit 22-13 and Minor Exception 22-04 (Ward 6)

Recommendation:

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

1. Adopt Resolution No. 2023-061, denying Appeal 23-02 thereby upholding Planning Commission's denial of Conditional Use Permit 22-13 and Minor Exception 22-04 to allow the development, establishment, and operation of a self-storage facility comprised of two (2) multi-story buildings containing a total of approximately 109,000 square feet, and a ten (10) percent increase in the building height from thirty (30) feet to thirty-three (33) feet located at 1534 W. Highland Avenue (APN(s): 0148-174-04, 10, 11, 15 through 18), within the Commercial General (CG-1) zone (Attachment 1);

Or

2. Adopt Resolution No. 2023-079 of the Mayor and City Council of the City of San Bernardino, California, granting Appeal 23-02 of the Planning Commission's denial, thereby approving Conditional Use Permit 22-12 and Minor Exception 22-04 to allow the development, establishment, and operation of a self-storage facility comprised of two (2) multi-story buildings containing a total of approximately 109,000 square feet, and a ten (10) percent increase in the building height from thirty (30) feet to thirty (33) feet located at 1534 W. Highland Avenue (APN(s): 0148-174-04, 10, 11, 15 through 18), within the Commercial General (CG-1) zone; and finding the project subject to a Categorical Exemption under the California Environmental Quality Act (Attachment 7).

Mayor Tran opened the public hearing at 8:57 p.m.

There were no disclosures from the Mayor and City Council regarding ex parte communications.

City Clerk Rocha swore-in the appellant and speakers.

Assistant City Planner Elizabeth Mora-Rodriguez gave a presentation to the Mayor and City Council. Ms. Mora-Rodriguez stated that the permit was denied because the land use for industrial construction is not compatible with the surrounding area. She stated that out of the seven commissioners present at the Planning Commission meeting, only three voted in favor of the project, which resulted in an automatic denial.

In accordance with the requirements of a Quasi-Judicial hearing, the appellant was given 15 minutes to speak, plus a five-minute rebuttal.

The appellant's attorney, Brent McManigal of Fennemore Law Firm, advised that the proposed storage facility would provide interior access, climate control, and include four storage units for the City free of charge.

Council Member Ibarra asked about the proximity of this project to another storage facility, as well as the commercial success of other SafeStore locations.

There were ten public comments provided:

Vahak A. stated that his client is the owner of this business. He spoke in favor of granting the appeal.

Nivi Anabi (phonetic spelling) commented that she is the owner of the property in question and supports granting the appeal.

Christian Shaughnessy spoke in opposition to granting the appeal. He stated that the community needs homes, not storage facilities.

Dolores Armstead, Planning Commissioner, stated that this project was denied because there are three other storage facilities within a mile radius. She opposed the granting of the appeal.

Cheryl Brown spoke in opposition to granting the appeal.

Rikke Van Johnson stated that this area would be more conducive to retail and restaurants than a storage facility.

Treasure Ortiz advised that the community would rather have restaurants and housing in the area.

Joselyn Feazell Sanders spoke in opposition to granting the appeal. She said that this area only needs storage because people have been evicted or are homeless.

Al Palazzo spoke in opposition to granting the appeal and asked that the storage facility be placed somewhere else.

Luis Ojeda spoke in favor of granting the appeal, and stated that the business will make money because the City is a logistics hub.

At this time, the appellant was allowed five additional minutes for rebuttal.

Mr. McManigal reiterated his client's proposal, thanked the Mayor and City Council, and asked them to grant the appeal.

Council Member Ibarra asked staff to clarify what the Planning Commission's vote was on this project.

Assistant City Planner Mora-Rodriguez stated that only three Commissioners voted in favor of this item at the original Planning Commission meeting. On March 14, 2023, a ratification of the denial of the appeal was brought before the commission, and that item carried with a 6-1 vote.

The public hearing was closed at 9:50 p.m.

Council Member Reynoso made a motion to deny the appeal. There was no second to his motion.

RESULT:	ADOPTED RESOLUTION NO. 2023-079, GRANTING APPEAL NO. 23-02 [4-1]
MOVER:	Theodore Sanchez, Council Member, Ward 1
SECONDER:	Fred Shorett, Council Member, Ward 4
AYES:	Sanchez, Ibarra, Figueroa, Shorett
NOES:	Ben Reynoso
RECUSED:	Kimberly Calvin
ABSENT:	Damon Alexander

20. Presentation of the Proposed Fiscal Year 2023-24 Operating Budget and Capital Improvement Plan (All Wards)

Recommendation:

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

1. Conduct the Public Hearing on the proposed Fiscal Year 2023-24 Operating Budget and Capital Improvement Plan;
2. Receive and file the proposed budget for Fiscal Year 2023-24 Operating and Capital Improvement Plan presentation and provide direction to staff.

Mayor Tran opened the public hearing at 9:51 p.m.

Mayor Tran called a ten-minute recess prior to the start of the staff presentation, returning at 10:07 p.m. Council Member Calvin also returned to the dais at this time.

Agency Director of Administrative Services Barbara Whitehorn and Budget Manager Zuyva Ruiz gave a presentation to the Mayor and City Council on the Midcycle Biennial Budget.

There were two public comments:

Treasure Ortiz asked where the revenue from the cannabis tax money was. She also asked the Mayor and City Council to pave the streets, turn on the lights, and provide more infrastructure.

Sharon Negrete began her public comment, but it was not related to the Public Hearing, so she was advised to return during the regular public comment period when it resumed.

Discussion amongst the Mayor and City Council included setting aside funds for street rehabilitation, CIP (Capital Improvement Plan) projects, and other infrastructure and

planning needs.

Interim City Manager McNeely advised the City Council that staff was currently working on several large projects within the City, as directed by the Council.

City Attorney Carvalho intervened and advised the Council that this was a “receive and file” item, and that they can give staff direction, but no voting will take place. Interim City Manager McNeely assured the Mayor and City Council that all of their requests would be brought forward at a future special meeting.

The public hearing was closed at 11:12 p.m.

RESULT: ITEM NO. 20 WAS A RECEIVE AND FILE ITEM – DIRECTION WAS PROVIDED TO STAFF TO BRING BACK, AT THE NEXT BUDGET DISCUSSION, A PLAN TO RESERVE TWELVE MILLION DOLLARS OF THE STRATEGIC INITIATIVE RESERVE AND THE CAPITAL CONTINGENCY RESERVE FOR CAPITAL IMPROVEMENT PROJECTS; PROVIDE A REASSESSED STREET REHABILITATION PROGRAM, AND PROPOSALS ON HOW TO USE THE FUNDING. IN ADDITION, STAFF WAS DIRECTED TO OUTLINE A PLAN ON INCREASING STAFFING FOR COMMUNITY AND ECONOMIC DEVELOPMENT AND PUBLIC WORKS TO AN OPTIMAL LEVEL AND ALLOW COUNCIL TO RESERVE SUFFICIENT FUNDING FOR THOSE STAFFING NEEDS.

Regular Open Session Public Comment resumed at this time.

M. Sherman, spoke in opposition to Item No. 16. He stated that rent stabilization will drive small landlords out of business.

Victor C. with the California Apartment Association also spoke in opposition to Item No. 16. He stated that his organization has a Resident’s Bill of Rights and provides assistance to tenants when needed.

Maribel Nunez commented in support of Item No. 16. She suggested that the City develop a “Rent Board” to consider this issue.

Julie C. stated that she represents mobile homeowners and warned everyone of the unintended consequences of rent control, including reduced available housing.

Desiree Sanchez spoke in support of Item No. 16. She stated that the average person living in San Bernardino must work multiple jobs to be able to afford rent.

Luis Ojeda expressed that the City needs a permanent City Manager that is going to stay for a while.

Robert Porter stated that the City has great workers. He thanked April from Parks and Recreation for being an artist and helping to fix a local monument.

Olga, spoke in Spanish with an interpreter, asked the Mayor and City Council to not forget about the street vendors and day laborers. She wanted to make sure a worker resource center was still being proposed.

Georgia Lykouretzos commented that the plan for homelessness needs to include a plan for their pets as well.

Lyzeth Mendoza spoke in favor of an entrepreneurial resource center for people who need assistance with business registration and permits.

Clementina Pina Bernal, spoke in Spanish with an interpreter, commented that the Burrtec solid waste rates are too high. She asked what factors were considered when considering an increase.

Jessica Alcocer commented that she wanted to support Item No. 17, but she needed more information about the project. She asked for more assistance for entrepreneurs.

Ray Turner said that he lives in the 6th Ward, but he is invested in the whole city. He cares for his community and is willing to help.

Sharon Negrete spoke in support of the animals in the City. She discussed an upcoming event for rescue pets that she would like the City's support for.

Christian Flores expressed support for Item No. 16. He stated that housing development is a priority. He also stated that Burrtec offers a senior discount for trash pickup.

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

James Albert expressed strong support for Item No. 16 and tenant protections.

Christian Cazares also spoke in support of Item 16.

At this time, City Clerk Genoveva Rocha read the following written comments into the record, per ADA accommodation requests:

Hardy Brown said that he wants to remove Council Member Shorett for making inappropriate and derogatory comments about the Mayor.

Tim Dorame expressed that Daniel Hernandez should be fired for allowing concrete crushing in the City.

Following these comments, one more public comment was heard from the audience:

Claudia Bautista, Interim Executive Director with the Pomona Economic Opportunity Center, asked for clarification regarding Item No. 17. She stated that people with limited English proficiency and limited education do not understand the process and can't participate.

At this time, Public Comment ended, and the Consent Calendar was introduced.

Council Member Ibarra left the dais after Public Comment ended and was not present for the remainder of the meeting.

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 [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

8. Resolution Accepting the California Energy Commission - Automated Permit Processing Program Grant Award **Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, Adopt Resolution No. 2023-077:

1. Accepting grant award funds in the amount of \$100,000 from the California Energy Commission – California Automated Permit Processing Program for establishing an online, automated solar permitting platform; and
2. Authorizing the City Manager to conduct all negotiations, signing, and submittals of all necessary documents to receive the grant award; and
3. Authorizing the Agency Director of Administrative Services to amend the FY2022/23 operating budget to appropriate \$100,000 in grant funding to both revenues and expenditures.

RESULT: **ADOPTED RESOLUTION NO. 2023-077 [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

9. Approval of Amendment No. 1 to Professional Services Agreement for Accounting Consultant Services with Annie Clark (All Wards) **Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize the execution of Amendment No. 1 to Professional Services Agreement with Annie Clark for accounting consultation services extending the agreement to June 30, 2024.

RESULT: **APPROVED STAFF'S RECOMMENDATION [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

**10. City Board, Commission, and Citizen Advisory Committee Minutes
Approved in March/April 2023****Recommendation:**

It is recommended that the Mayor and City Council of the City of San Bernardino receive and file the minutes from the City board, commission, and citizen advisory committee meetings approved in March and April 2023.

RESULT: **APPROVED STAFF'S RECOMMENDATION [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

11. 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 May 2023.

RESULT: **APPROVED STAFF'S RECOMMENDATION [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

12. Annual Renewal of the City's Risk Management and Property Insurance Policies for FY 2023/24 (All Wards)**Recommendation:**

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

1. Approve the annual renewal of the City's property insurance, excess general liability insurance, excess workers' compensation insurance, crime insurance and cyber insurance; and
2. Authorize the City Manager to execute all related documentation.

RESULT: **APPROVED STAFF'S RECOMMENDATION [5-0]**
MOVER: Fred Shorett, Council Member, Ward 4
SECONDER: Theodore Sanchez, Council Member, Ward 1
AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin
ABSENT: Sandra Ibarra, Damon Alexander

13. Amendment No. 1 to Agreement with IDS Group, Inc. (Wards 4,7)**Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California, authorize the execution of Amendment No. 1 to Professional Services Agreement with IDS Group, Inc., for the design of the Newmark Ball Field and Speicher Multipurpose Field Lighting, extending the agreement until May 17, 2024.

RESULT: APPROVED STAFF'S RECOMMENDATION [5-0]

MOVER: Fred Shorett, Council Member, Ward 4

SECONDER: Theodore Sanchez, Council Member, Ward 1

AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin

ABSENT: Sandra Ibarra, Damon Alexander

14. Amendment No. 1 to Professional Services Agreements for On-Call Pre-Qualified Engineering Services to 23 Firms and Amendment No 2. Professional Services Agreements for On-Call Pre-Qualified Engineering Services to 1 Firm (All Wards)**Recommendation**

It is recommended that the Mayor and City Council of the City of San Bernardino, California: Approve Amendment No. 1 to Professional Services Agreements (PSA) for On-Call Pre- Qualified Engineering Services to 23 Firms; and Amendment No. 2 to Professional Services Agreements (PSA) for On-Call Pre-Qualified Engineering Services to 1 Firm.

RESULT: APPROVED STAFF'S RECOMMENDATION [5-0]

MOVER: Fred Shorett, Council Member, Ward 4

SECONDER: Theodore Sanchez, Council Member, Ward 1

AYES: Sanchez, Figueroa, Shorett, Reynoso, Calvin

ABSENT: Sandra Ibarra, Damon Alexander

DISCUSSION**15. City Clerk's Office System Implementation Updates****Recommendation:**

Receive and file an update on implementing the Public Records Request Management System (PRRMS) through NextRequest, and Municipal Code Web Hosting and Codification through American Legal Publishing.

RESULT: RECEIVE AND FILE; NO ACTION TAKEN

16. Discussion on Tenant Protection Options to Protect City Residents Facing Housing Instability.**Recommendation:**

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

1. Adopt Resolution 2023-078 Approving a Legal Aid Tenant Protection Pilot Program, and
2. Provide Staff Direction to Continue or Discontinue Further Studies Needed to

Develop and Implement a Residential Rent Stabilization Ordinance and Rent Registry

There was no discussion amongst the Council about this item. Council Member Sanchez made a motion to deny staff's recommendation; Council Member Figueroa seconded. Council Member Calvin made a substitute motion to approve the recommendation; Council Member Reynoso seconded.

**RESULT: SUBSTITUTE MOTION TO APPROVE STAFF'S
RECOMMENDATION AND ADOPT RESOLUTION NO. 2023-078
[FAILED 2-3]**

MOVER: Kimberly Calvin, Council Member, Ward 5

SECONDER: Ben Reynoso, Council Member, Ward 5

AYES: Reynoso, Calvin

NOES: Sanchez, Figueroa, Shorett

ABSENT: Sandra Ibarra, Damon Alexander

**RESULT: APPROVED ORIGINAL MOTION TO DENY STAFF'S
RECOMMENDATION AND DENY ADOPTION OF RESOLUTION
NO. 2023-078 [3-2]**

MOVER: Theodore Sanchez, Council Member, Ward 1

SECONDER: Fred Shorett, Council Member, Ward 4

AYES: Sanchez, Figueroa, Shorett

NOES: Reynoso, Calvin

ABSENT: Sandra Ibarra, Damon Alexander

17. American Rescue Plan Act-Funded Entrepreneurial Development Services and Resource Center

Recommendation:

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

1. Approve a reallocation of \$1,000,000.00 of American Rescue Plan Act ("ARPA") funds from the Small Business Education and Training Resources allocation to the Entrepreneurial Development Services and Resource Center (the "ERC," also known as the Aspen Institute Initiative) for a total of \$2,000,000 allocated to the ERC.
2. Authorize the Interim City Manager, or designee, to take necessary steps to implement and administer the agreement including executing an agreement or Memorandum of Understanding ("MOU") with the Inland Empire Center for Entrepreneurship in an amount not to exceed \$1,873,700.00 through December 31, 2026, and signing subsequent, necessary, and related documents to implement the MOU.

Council Member Sanchez made a motion to approve staff's recommendation; Council Member Figueroa seconded. Council Member Reynoso made a substitute motion to

continue this item to a future workshop to discuss the details at length. The motion was seconded by Council Member Calvin. There was consensus from the City Council to support the motion and no opposition was noted; therefore, no formal vote was taken.

RESULT:	CONTINUED TO A FUTURE SPECIAL WORKSHOP, DATE TO BE DETERMINED, TO DISCUSS THIS ITEM AND THE INVESTMENT PLAYBOOK IN DETAIL [CONSENSUS]
ABSENT:	Sandra Ibarra, Damon Alexander

MAYOR & CITY COUNCIL UPDATES/REPORTS ON CONFERENCES/MEETINGS

There were no updates shared.

ADJOURNMENT

The meeting of the Mayor and City Council was adjourned on Thursday, June 8, 2023, at 12:23 a.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, June 21, 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: 