

## **RESOLUTION NO. 2022-53**

### **A RESOLUTION OF THE BOARD OF SUPERVISORS OF SAN BERNARDINO COUNTY, STATE OF CALIFORNIA, TO MODIFY THE SAN BERNADINO COUNTY HEALTH CENTER GOVERNING BOARD BYLAWS**

On Tuesday March 29, 2022, on motion of Supervisor Baca Jr., duly seconded by Supervisor Rowe and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

**WHEREAS**, on October 4, 2011, the San Bernardino County, Board of Supervisors approved the submission of a grant application to the United States Department of Health and Human Services, Health Resources and Services Administration (HRSA) for the Service Area Competition to provide operational support to two Federally Qualified Health Centers (FQHCs) operated by the Department of Public Health and located in the High Desert Region; and

**WHEREAS**, Section 330 of the Public Health Services Act (42 U.S.C. § 254b) requires FQHCs to establish a governing board composed of individuals of whom a majority are being served by the FQHCs and who, as a group, represent the individuals being served by the FQHCs; and

**WHEREAS**, the Board of Supervisors adopted Resolution No. 2011-220 establishing the San Bernardino County Health Center Governing Board (Governing Board) on November 15, 2011; and,

**WHEREAS**, the expansion of FQHCs to additional regions of the County required a revision to the composition of the Governing Board as established on November 15, 2011; and

**WHEREAS**, the Board of Supervisors adopted Resolution No. 2013-59 superseding Resolution No. 2011-20 on April 23, 2013 modifying the membership of the Governing Board; and

**WHEREAS**, on August 15, 2014 and September 23, 2014, the Board of Supervisors approved the submission of a grant application to the United States Department of Health and Human Services, Health Resource and Services Administration for the Service Area Competition to provide operational support for two additional FQHCs operated by the Department of Public Health and located in the Valley Region; and

**WHEREAS**, the Board of Supervisors adopted Resolution No. 2017-182 superseding Resolution No. 2013-59 on September 12, 2017 modifying the membership of the Governing Board; and

**WHEREAS**, the Board of Supervisors adopted Resolution No. 2019-58 superseding Resolution No. 2017-182 on April 30, 2019 modifying the membership of the Governing Board; and

**WHEREAS**, the Governing Board functions through monthly meetings where program operational status, financial status and other business is reviewed; and

**WHEREAS**, the Board of Supervisors shall maintain the authority to set general policy of fiscal and personnel matters at the San Bernardino County FQHCs, including those matters in County Code, policies related to fiscal management practices, labor relations and conditions of employment. The Governing Board may not adopt any policy or practice, or take any action, which is inconsistent with the County Code or which alters the scope of any policy set by the Board of Supervisors on fiscal and personnel issues; and

**WHEREAS**, the purpose of the Governing Board is to act in conjunction with the Board of Supervisors, pursuant to 42 U.S.C. §1395x(aa)(3) and/or 42 U.S.C. §1396(e)(2)(B); and

**WHEREAS**, County Policy 02-09 requires the Board of Supervisors to establish local advisory and regulatory boards, commissions, and committees; and

**WHEREAS**, in the event of a catastrophic event during the election process, the Nominating Committee will postpone elections and the nominated Chairperson, Vice Chairperson, Secretary, and Treasurer will serve 12 months or more, not to exceed 18 month. If elections cannot be held as scheduled due to catastrophic event, they shall be held at a regularly scheduled Board meeting as soon as practicable. Officers elected after the month of March, shall serve a minimum of 12 months, but not more than an 18 month period; and

**WHEREAS**, the Governing Board will consist of no less than nine and no more than seventeen voting members. Membership shall include Consumers and Non-Consumers of the FQHC services. At least 51% of the members shall be Consumers of Primary Care at a County FQHC. The Non-Consumer members shall include members possessing expertise in the medical field, mental health services, the faith-based community, community affairs, finance and banking, legal affairs, trade unions, or other commercial and industrial concerns, and who has provided leadership in the community. In addition, the District Manager for the Hesperia Transitional Assistance Department District 1 office shall represent the San Bernardino County Human Services Administration. No more than 50% of Non-Consumer members can earn ten percent (10%) of their annual income from the healthcare industry. All of the members must be residents of San Bernardino County. Meetings will be conducted following the Robert Rules of Order. All members must attend a minimum of ten meetings annually. Members with three unexcused absences in one calendar year or that fail to meet the responsibility of the membership will then require the active members to make a motion and vote to remove the member from the board. No member shall be an employee of the Governing Board or an immediate family member of an employee of the County of San Bernardino Department of Public Health. Any candidate for membership will be given temporary voting privileges while waiting for Board of Supervisors to approve the applicant for full approval. Members with temporary voting privileges can vote for officers but cannot make nominations or be nominated. All appointments are at large; and

**WHEREAS**, the Governing Board members shall serve two year terms. Members may not serve more than four (4) consecutive terms; and

**WHEREAS**, in the event of a catastrophic event during the election process, the Nominating Committee will postpone elections and the nominated Chairperson, Vice Chairperson, Secretary, and Treasurer will serve 12 months or more, not to exceed 18 month. If elections cannot be held as scheduled due to catastrophic event, they shall be held at a regularly scheduled Board meeting as soon as practicable. Officers elected after the month of March, shall serve a minimum of 12 months, but not more than an 18 month period; and

**WHEREAS**, Committees, with the exception of the Executive Committee, shall consist of no less than three members. The committee members will be determined by a majority vote of the CHCGB during the meeting held in April following the election of officers, or as needed upon the vacancy of a member. Candidates with temporary voting privileges shall not serve on a committee until they serve their first year; and

**WHEREAS**, the Governing Board established the Credentialing and Privileging Committee with the purpose of oversight of the credentialing process of service providers and initial granting of privileges to licensed practitioners and other health professionals.

**NOW THEREFORE, BE IT RESOLVED**, the Board of Supervisors hereby approves this Resolution to pertaining to member absences, temporary voting privileges, meetings following Robert's Rules of Order, elections affected by catastrophic event, and formation of the Credentialing and Privileging Committee. This Resolution supersedes Resolution No. 2019-58.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe,  
Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA                    )  
  )       ss.  
SAN BERNARDINO COUNTY            )

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of March 29, 2022. #42 LA

LYNNA MONELL  
Clerk of the Board of Supervisors  
By \_\_\_\_\_  
Deputy

