

CONSOLIDATED AGENDA FOR THE
COUNTY OF SAN BERNARDINO BOARD OF SUPERVISORS REGULAR MEETING

Tuesday, October 6, 2020

CURT HAGMAN
CHAIRMAN
Fourth District Supervisor



JOSIE GONZALES
VICE CHAIR
Fifth District Supervisor

ROBERT A. LOVINGOOD
First District Supervisor

JANICE RUTHERFORD
Second District Supervisor

DAWN ROWE
Third District Supervisor

Chief Executive Officer
Gary McBride

County Counsel
Michelle D. Blakemore

Clerk of the Board
Lynna Monell

The Board of Supervisors continues to hold meetings to conduct essential county business during the COVID-19 emergency, pursuant to the provisions of the Governor's Executive Order N-29-20 dated March 17, 2020, which suspends certain requirements of the Ralph M. Brown Act. Members of the Board of Supervisors may attend the meeting via teleconference or video conference, and participate in the meeting to the same extent as if they were present.

As the County reopens for in-person services, the Board of Supervisors meetings have reopened to the public, including the remote site locations for public participation. Public access to the San Bernardino Government Center will be through the west doors, facing Arrowhead Avenue. All members of the public entering the building are required to go through a security scan and visitor health check which includes a temperature reading. Those wishing to attend the board meeting will be sent directly to the chambers. Please be advised, facial coverings are required in all locations, and standing in the lobby is not permitted, in order to adhere to social distancing guidelines.

Based on guidance from the California Department of Public Health, the Governor's Executive Order and Office and the San Bernardino County Public Health Officer:

- (1) The public may view the Board Meeting live stream at <http://www.sbcounty.gov/Main/Pages/ViewMeetings.aspx>;
- (2) If you wish to make a comment on a specific agenda item or a general public comment prior to the Board meeting, please submit comments via U.S. Mail*, email at BoardMeetingComments@cob.sbcounty.gov or online at <http://www.sbcounty.gov/cob/publiccomments/default.aspx>. Comments received prior to the start of the meeting will be forwarded to the Board of Supervisors for review and kept with the meeting record;
- (3) If you wish to make a comment on a specific item or a general public comment while watching the live stream, please submit comments, limited to 250 words or less, to the Clerk of the Board at <http://www.sbcounty.gov/cob/publiccomments/default.aspx>. All comments received prior to the end of the meeting will be provided to the Board of Supervisors after the meeting and kept with the meeting record;
- (4) If attending the meeting in person, facial coverings are required and seating in the board chambers is limited to maintain appropriate social distancing. Additional seating with video and audio of the meeting is available in the Joshua Room and the Rotunda, located on the first floor of the Government Center, adjacent to the chambers.

*Public comments may be submitted via U.S. Mail to:
San Bernardino County Clerk of the Board of Supervisors
385 N. Arrowhead Ave, 2nd Fl.,
San Bernardino, CA 92415
(Comments by U.S. Mail must be received by the start of the Board meeting.)

ADA Accessibility: If you require a reasonable modification or accommodation for a disability, please email the Clerk of the Board at: COB@sbcounty.gov to request an accommodation. Five days' notice prior to the Board meeting is required.

This is a consolidated agenda for the scheduled meeting of the San Bernardino County Board of Supervisors, also sitting as the Governing Board of the following entities: Big Bear Valley and Bloomington Recreation and Park Districts; Board Governed County Service Areas; County Flood Control District; County Industrial Development Authority; In-Home Supportive Services Public Authority; Inland Counties Emergency Medical Agency; Inland Empire Public Facilities Corporation; San Bernardino County Financing Authority; San Bernardino County Fire Protection District; Successor Agency to the County of San Bernardino Redevelopment Agency.

This consolidated agenda contains a brief description of each item of business to be considered at the meeting. In accordance with the Ralph M. Brown Act, this meeting agenda is posted at least 72 hours prior to the regularly scheduled meeting on the official Board of Supervisors Bulletin Boards outside of the County Government Center, 385 North Arrowhead Avenue, San Bernardino, CA, the Bob Burke Joshua Tree Government Center, 63665 Twentynine Palms Highway, Joshua Tree, CA 92252 and the Jerry Lewis High Desert Government Center, 15900 Smoke Tree Street, Hesperia, CA 92345. The agenda, its supporting documents and all writings received by the Board related to these items are public records and available for review during regular business hours at the Clerk of the Board of Supervisors office on the 2nd floor of the County Government Center. The agenda and its supporting documents, along with live and archived video of the meeting, can be viewed online at <http://www.sbcounty.gov/cob>. However, the online agenda may not include all available supporting documents or the most current version of documents.

Unless otherwise required by Federal, State, or local law or regulation, an act of the Board of Supervisors is valid and/or binding if a majority of all the members of the Board concur. Any exception to the majority vote requirement will be noted as part of the recommended action in the Board item (e.g., "Four votes required").

Items listed on the Consent Calendar are expected to be routine and non-controversial and, unless the Board directs that an item be held for further discussion, the entire Consent Calendar will be acted upon as the first item of business on the Discussion Calendar (entitled "Action on Consent Calendar"). If the Board directs that an item listed on the Consent Calendar be held for further discussion, the item will be addressed under "Deferred Items," the second item listed on the Discussion Calendar.

In accordance with County Code section 12.0101, members of the public may address the Board on any item on the agenda and on any matter that is within the Board's jurisdiction. To address the Board regarding an item on the agenda, complete and submit the yellow form entitled "Calendared Item – Request to Speak." To address the Board regarding an item within its jurisdiction but not on today's agenda, complete and submit the white "Public Comment – Request to Speak" form. Requests must be submitted to the Clerk of the Board before the item is called for consideration. If the speaker wants the Board to consider any documentation, eight (8) copies of the documentation should be submitted with the request. Submitted documents will become part of the public record and will not be returned to the speaker. The Chairman will call speakers forward to present their comments at the appropriate time. When called, approach the podium and be prepared to speak. Speakers may address the Board for up to three (3) minutes total on the consent calendar, up to three (3) minutes on each discussion

item, and up to three (3) minutes total on Public Comment, not to exceed a total of twelve (12) minutes for the meeting, unless it is determined that a different limit is appropriate. Speakers are to address the Board as a whole through the Chairman. Comments to individual Supervisors and/or staff are not permitted.

Alternate locations to address the Board - Any person interested in viewing or addressing the Board during a Board approved meeting (see calendar for list of scheduled meetings) by interactive video (the Board members may see as well as hear speakers) may do so at the Bob Burke Joshua Tree Government Center, located at 63665 Twentynine Palms Highway, Joshua Tree, CA 92252 or the Jerry Lewis High Desert Government Center, 15900 Smoke Tree Street, Hesperia, CA 92345. If any such person intends to submit documentation to the Board for its consideration prior to the meeting, eight copies of such documentation should be submitted to the Clerk of the Board of Supervisors, 385 North Arrowhead Avenue, 2nd Floor, San Bernardino, CA 92415-0130, no later than 5:00 p.m. the day before the scheduled meeting or hearing. Any documentation submitted at the alternate locations shall become part of the official record for the matter, but will not be disseminated to the Board prior to the Board's action on such matter. NOTE: These alternate locations are being offered as a courtesy for Board approved meetings (see above) and may be closed due to inclement weather or may not be available if technology fails. If the sites are closed due to inclement weather, a notice will be posted by 9:00 a.m. the day of the Board meeting.

PLEASE SILENCE CELL PHONES AND OTHER ELECTRONIC DEVICES UPON ENTERING THE CHAMBERS

To obtain additional information on any items, please contact the Presenter listed under each item. You are encouraged to obtain any clarifying information prior to the meeting to allow the Board to move expeditiously in its deliberations.

Except where noted, all scheduled items will be heard in the Covington Chambers of the Board of Supervisors, County Government Center, 385 North Arrowhead Avenue, First Floor, San Bernardino, California.

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

CLOSED SESSION

9:00 A.M. – CONVENE MEETING OF THE BOARD OF SUPERVISORS – Magda Lawson Room, Fifth Floor, County Government Center

1) BOARD OF SUPERVISORS

Conference with Legal Counsel - Existing Litigation (Government Code section 54956.9(d)(1))

1. County of San Bernardino v. Blue Cross of California, et al., San Bernardino County Superior Court Case No. CIVDS1723565
2. Colonies Partners, L.P. v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-00420-KK
3. Paul Biane v. County of San Bernardino, et al., United States Central District Court Case No. 2:18-cv-008901
4. Jeffrey S. Burum v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-00672-JGB-SHK
5. John Dino DeFazio v. County of San Bernardino, et al., United States Central District Court Case No. 5:19-cv-00554
6. James Howard Erwin v. County of San Bernardino, et al., United States Central District Court Case No. 5:18:cv-01216-JGB-KK
7. Mark A. Kirk v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-01597-ODW-SHK

Public Employee Performance Evaluation (Government Code section 54957)(b)(1))

8. Title: Chief Executive Officer

Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation (Government Code section 54956.9(d)(4))

9. One case

Conference with Real Property Negotiator (Government Code section 54956.8)

10. Property: APN 0239-031-32; 0239-031-04

County Negotiator: Terry Thompson

Negotiating Party: 215 Table Top LLC, Jim Mauge

Under Negotiation: Price, Terms of Payment

SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

Conference with Legal Counsel - Existing Litigation (Government Code section 54956.9(d)(1))

11. Colonies Partners, L.P. v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-00420-KK

PUBLIC SESSION

10:00 A.M. – RECONVENE MEETING OF THE BOARD OF SUPERVISORS – Covington Chambers, First Floor, County Government Center

Invocation and Pledge of Allegiance - Second District

Memorial Adjournments

Board of Supervisors

First District – Supervisor Robert A. Lovingood

- Lela Atkins, 88, of Hesperia
- William Lester Blackburn, 60, of Hesperia
- Diane Rae Giebelstein, 77, of Apple Valley
- Melody Lynn Maxon, 68, of Hesperia

Second District – Supervisor Janice Rutherford

Third District – Supervisor Dawn Rowe

Fourth District – Supervisor Curt Hagman

Fifth District – Supervisor Josie Gonzales

- Judith A. Badillo, 76, of Bloomington
- Kerry Lyn Collie, 52, of San Bernardino
- Victor Eugene Jozens, 88, of Rialto
- Raul Rosales, 28, of Rialto

Reports from County Counsel and Chief Executive Officer

Special Presentations, Resolutions and Proclamations

Vice Chair Gonzales

- COVID Courage Department Recognitions
- Equal Opportunity Commission's 2020 Diversity & Inclusion Awards
- 2020 Great California ShakeOut Event

Presentation of the Agenda

- a) Consider additions of emergency or urgency items to the agenda to be placed on the Consent or Discussion Calendar at the Board's discretion pursuant to Government Code section 54954.2(b) or (b)(2).
- b) Notice of minor revisions to agenda items, items removed or continued from the Board of Supervisors' Agenda.

CONSENT CALENDAR

COUNTY DEPARTMENTS

Board of Supervisors

2) Adoption of Recognitions, Resolutions and Proclamations:

Board of Supervisors

Presentation on COVID Courage Department Recognitions.

Present Equal Opportunity Commission's 2020 Diversity & Inclusion Awards

Adopt and present proclamation for the 2020 Great California ShakeOut Event in the County of San Bernardino.

Adopt resolution recognizing Joy Anderson upon her retirement after 21 years of valuable service to the County of San Bernardino.

Adopt proclamation declaring the month of October through the year 2025 as National Cyber Security Awareness Month and supporting the national public awareness campaign, Stop.Think.Connect.™

Adopt proclamation declaring the month of November through the year 2025 as National Adoption Month in the County of San Bernardino.

Adopt resolution recognizing the Needles Chamber of Commerce on its 100th Anniversary.

Third and Fifth Districts

Adopt resolution congratulating the Colton Woman's Club on celebrating their 120th Anniversary.

3) Approve the following appointments, reappointments and vacancies as detailed below:

Chairman and Fourth District Supervisor Curt Hagman

- a. Declare and post vacancy per Maddy Act for the remaining 4-year term, expiring 1/31/2024 for Seat 9 held by Art Andres on the Emergency Medical Care Committee (At Large).
- b. Approve the appointment of Art Andres to Seat 10 on the Emergency Medical Care Committee for the remaining 4-year term, expiring 1/31/2023 (At Large).
- c. Approve the appointment of Paul B. Savino to Seat 14 on the Emergency Medical Care Committee for the remaining 4-year term, expiring 1/31/2023 (At Large).
- d. Approve the reappointment of Thurston "Smitty" E. Smith to Seat 1 on the Treasury Oversight Committee for a 4-year term, expiring 1/31/2024 (At Large).
- e. Approve the reappointment of Joseph F. Horzen to Seat 5 on the Treasury Oversight Committee for a 4-year term, expiring 1/31/2024 (At Large).

- 4)
1. Direct the Clerk of the Board to post notice of vacancies on October 6, 2020 for three seats on the Board of Directors for the Inland Empire Resource Conservation District, and three seats on the Board of Directors for the Mojave Desert Resource Conservation District.
 2. Set a date of October 20, 2020, at 5:00 p.m. as the last day to submit applications for a

seat as Director on the respective Boards.
(Presenter: Supervisor Curt Hagman, Fourth District, 387-4866)

Aging and Adult Services

- 5) 1. Authorize the addition of one new regular Office Assistant II position, Clerical Unit, Range 27A, to the Department of Aging and Adult Services' 2020-21 budget.
2. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the adjustments as indicated in the Financial Impact section below to the Department of Aging and Adult Services 2020-21 budget in the amount of \$56,156 to allow sufficient appropriation to pay for the addition of the new regular Office Assistant II position (Four votes required).
(Presenter: Sharon Nevins, Director, 891-3917)

Arrowhead Regional Medical Center

- 6) Approve Amendment No. 2 to Contract No. 4400012671 with Donald C. Miller and Associates, to increase the contract amount by \$112,200, from \$240,550 to \$352,750, and extend the term of the contract through April 15, 2021, for a total contract period of August 21, 2019 through April 15, 2021, for interim culinary support.
(Presenter: William L. Gilbert, Director, 580-6150)
- 7) 1. Rescind Agreement No. 20-678 with MD Review for risk management external expert review services in the amount not to exceed \$719,040, for the contract period of August 26, 2020 through August 25, 2025.
2. Approve Agreement with Medical Quality and Peer Review, LLC for risk management external expert review in the amount not to exceed \$719,040 for the contract period of October 7, 2020 through October 6, 2025.
(Presenter: William L. Gilbert, Director, 580-6150)
- 8) Approve Amendment No. 2 to Contract No. 19-414 with AMN Workforce Solutions, LLC to add an hourly rate for clinical documentation improvement leadership services, with no change to the total cost of the Agreement of \$2,400,000, or to the contract period of July 1, 2019 through June 30, 2022.
(Presenter: William L. Gilbert, Director, 580-6150)
- 9) Approve Contract with Teleflex LLC and Arrow Interventional, Inc. for the purchase of the AC3 Optimus ® Intra-Aortic Balloon Pump System, to provide intra-aortic blood flow management during patient surgeries for the Arrowhead Regional Medical Center Cardiovascular Program, in the amount of \$224,850.55, with a three-year extended warranty commencing immediately following the end of the one-year manufacturer warranty.
(Presenter: William L. Gilbert, Director, 580-6150)
- 10) Approve Purchase Standard Terms and Conditions with LivaNova USA, Inc. for the purchase of two S5 Heart Lung Perfusion Systems used for cardiovascular procedures, in the total amount of \$467,000.
(Presenter: William L. Gilbert, Director, 580-6150)
- 11) Approve Contract with ACCO Engineered Systems, Inc., for preventative maintenance and unexpected repairs of the heating, ventilation, air conditioning and refrigeration systems at Arrowhead Regional Medical Center, for the contract period of October 7, 2020 through May 31, 2021, for a not to exceed amount of \$526,004.
(Presenter: William L. Gilbert, Director, 580-6150)
- 12) Approve Amendment No. 1 to Agreement No. 19-837 with Molina HealthCare of California, a California corporation, to allow Arrowhead Regional Medical Center to receive supplemental payments for Medi-Cal managed care capitation rate range increases during the

State-established claim period of July 1, 2019 through June 30, 2020, and July 1, 2020 through December 31, 2020; and direct the Clerk of the Board to maintain confidentiality of the Amendment pursuant to Health and Safety Code Section 1457 (c)(1).
(Presenter: William L. Gilbert, Director, 580-6150)

Auditor-Controller/Treasurer/Tax Collector

- 13) 1. Approve the following employment contracts to provide service and support to the Auditor-Controller/Treasurer/Tax Collector's Property Tax Division for the period of October 10, 2020, through October 6, 2023, with the option to extend the term for a maximum of three successive one-year periods:
- a. Josue Verdin, Accountant II, for the estimated annual cost of \$75,629 (Salary - \$50,419, Benefits - \$25,210).
 - b. Lucero Salazar, Accountant III, for the estimated annual cost of \$94,287 (Salary - \$62,858, Benefits - \$31,429).
2. Authorize the Auditor-Controller/Treasurer/Tax Collector to execute amendments to the contracts to extend the contract term for a maximum of three successive one-year periods on behalf of the County, subject to review by County Counsel.
3. Direct the Auditor-Controller/Treasurer/Tax Collector to transmit all amendments in relation to this contract to the Clerk of the Board of Supervisors within 30 days of execution.
(Presenter: Douglas R. Boyd, Assistant Auditor-Controller/Treasurer/Tax Collector, 382-7004)

Children and Family Services

- 14) Approve non-financial Memorandum of Understanding between Children and Family Services, Department of Behavioral Health and Inland Counties Regional Center, to collaborate on services for children, non-minor dependents, and families with developmental disabilities for the period of October 7, 2020 through April 30, 2025.
(Presenter: Marlene Hagen, Director, 388-0242)

County Administrative Office

- 15) Approve Amendment No. 4 to Contract No. 18-08 with Community Arts, Inc., exercising the option to extend the contract from December 1, 2020 through November 30, 2021, for Phase 3 of the December 2nd Memorial Project, for a total contract term of January 8, 2018 through November 30, 2021, increasing the amount of the contract by \$137,500, from \$392,500, for a total contract amount not to exceed \$530,000, with the option to extend the contract for an additional one-year period.
(Presenter: Gary McBride, Chief Executive Officer, 387-5418)
- 16) Ratify the Chief Executive Officer's exercise of the authority granted to him by the Board of Supervisors initially on March 24, 2020 (Item No. 67), and extended on May 19, 2020 (Item No. 105), June 23, 2020 (Item No. 124), July 28, 2020 (Item No. 72), August 25, 2020 (Item No. 71) and September 29, 2020 (Item No. 79), in approving the following actions in response to the worldwide health threat related to the Novel Coronavirus, or COVID-19:
1. Approve and authorize the submission of Arrowhead Regional Medical Center's grant application to the Maternal Learning & Innovation Center for the Supporting Providers and Families to Access Telehealth and Distant Care Services for Maternal Health Services for the purchase of fetal Doppler and blood pressure monitors in the amount of \$99,890, signed by the Chief Executive Officer on September 11, 2020.
 2. Approve Amendment No. 4 to Contract No. 17-849 with Nelsen's Janitorial Service to extend the contact term for six additional months (February 1, 2021 through July 31, 2021) and increase the contract by \$60,666 for the continued need of custodial services resulting from the COVID-19 pandemic, increasing the total contract amount from \$432,586 to a total not to exceed \$493,252, on the premises known as Lot 2, located at 21101 Dale Evans

Parkway, Apple Valley and 11951 Hesperia Road, Hesperia, signed by the Chief Executive Officer on September 16, 2020.

3. Approve Community Development and Housing Department's Agreement No. 20-879 with Ayres - Redlands, LP for the provision of rooms to build isolation capacity as a response to COVID-19, in an amount not to exceed \$1,337,144.76, effective August 28, 2020 through December 31, 2020, signed by the Chief Executive Officer on September 14, 2020.
4. Direct the County Administrative Office to transmit all executed documents relating to the recommendations above to the Clerk of the Board within 30 days of execution.

(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

District Attorney

- 17) 1. Approve submission of a grant application to the California Office of Emergency Services (Cal-OES) in the amount of \$228,052 for the San Bernardino County Unserved/Underserved Victim Advocacy and Outreach Program for the period of January 1, 2021 to December 31, 2021.
2. Adopt Resolution, as required by Cal OES, authorizing the District Attorney, on behalf of the Board of Supervisors, to sign and submit the grant application, including the Certificate of Assurance of Compliance, and any non-substantive amendments, subject to review by County Counsel.
3. Direct the District Attorney to transmit all grant application documents and amendments to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Michael Fermin, Assistant District Attorney, 382-3662)

Human Resources

- 18) 1. Approve Amendment No. 4 to Agreement No. 14-954 between the County of San Bernardino and Voya Retirement Insurance and Annuity Company as the provider for administration, investment, and recordkeeping services for the voluntary retirement plans and the retirement medical trust plan amending the following in the plan sub-agreement:
 - a. Administrative Services Agreement between the County of San Bernardino and Voya Retirement Insurance and Annuity Company and Voya Financial Partners, LLC, (collectively, Voya) for the County of San Bernardino Defined Contribution Plans (DC ASA) to restructure administrative fee collection from participants by removing the asset based fee collection language and move to collecting a flat dollar fee in the amount of \$126,250 quarterly on a pro-rata basis across all plan assets based on participant account balances.

(Presenter: Diane Rundles, Director, 387-5570)

- 19) Authorize extension of reimbursement of up to \$600 for childcare services to County employees who have been identified as emergency responders and healthcare providers covering the initial period of April 1, 2020 through June 30, 2020 and to now allow reimbursements through December 31, 2020.

(Presenter: Diane Rundles, Director, 387-5570)

- 20) 1. Approve Blue Shield of California and Kaiser Foundation Health Plan, Inc. medical premium rates for retirees and their eligible dependents, effective January 1, 2021, as shown in Attachment A.
2. Approve Delta Dental of California retiree dental premium rates for retirees and their eligible dependents, effective January 1, 2021, as shown in Attachment B.

(Presenter: Diane Rundles, Director, 387-5570)

Information Services

- 21) 1. Approve the Clean My Org End User License Agreement with GEO Jobe GIS Consulting

for administrative software and support for an indefinite term, terminable at any time.

2. Approve the Admin Tools for Portal End User License Agreement with GEO Jobe GIS Consulting for a suite of administrative software and support for an indefinite term, terminable at any time.

(Presenter: Brent Rolf, GIS Manager, 388-5917)

- [22\)](#)
1. Approve Software License Agreement with Symantec Corporation, for Symantec software products and services, for the period of November 1, 2020, through October 31, 2021.
 2. Approve Foundation Agreement with Broadcom Inc., for Symantec software products and services, for the period of November 1, 2020, through October 31, 2021.

(Presenter: Jake Cordova, Information Services Division Chief, 388-0503)

Preschool Services

- [23\)](#) Approve Amendment No. 1, effective July 1, 2020, to Contract No. 20-495 with Easter Seals Southern California, Inc., to provide Head Start and Early Head Start programs, increasing the total contract amount by \$619,813, from \$13,730,472 to \$14,350,285, with no change to the total contract period of July 1, 2020 through June 30, 2023.

(Presenter: Phalos Haire, Director, 383-2005)

Public Health

- [24\)](#) Approve Amendment No. 1, effective December 1, 2020, to Contract No. 19-732 with UpToDate, Inc., for use of UpToDate Anywhere, an evidence-based, physician-authored clinical decision support resource, extending the contract an additional year, and increasing the total contract amount by \$9,875, from \$9,085 to \$18,960, for the period of December 1, 2019 through November 30, 2021.

(Presenter: Corwin Porter, Director, 387-9146)

- [25\)](#)
1. Approve employment contract with Jennifer N. Sayles, M.D., Physician Consultant, for an estimated annual cost of \$47,000 (\$42,000 Salary, \$5,000 Benefits), for the period of October 23, 2020 through December 31, 2020.
 2. Authorize the Assistant Executive Officer or the Director of Public Health to execute amendments to extend the term of the contract a maximum of six months on behalf of the County, subject to review by County Counsel.
 3. Direct the Human Services Assistant Executive Officer or the Director of Public Health to transmit all documents in relation to the contract amendments to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Corwin Porter, Director, 387-9146)

Public Works-Transportation

- [26\)](#) Adopt Resolution that accepts the following roads into the County Maintained Road System pursuant to Streets and Highways Code section 941:

1. Juniper Lane, from Sequoia Place east to current maintained section, in the Crestline Area;
2. Arth Drive, from Saxton Drive north to current maintained section, in the Crestline Area.

(Presenter: Brendon Biggs, Assistant Director, 387-7906)

- [27\)](#) Adopt Resolution that accepts Morning Star Court, in the Wrightwood Area, into the County Maintained Road System pursuant to Streets and Highways Code section 941.

(Presenter: Brendon Biggs, Assistant Director, 387-7906)

- [28\)](#)
1. Adopt Resolution:
 - a. to establish a "No Trucks over 5 Tons" zone pursuant to County Code Section 52.0131 on Cactus Avenue from Jurupa Avenue to Santa Ana Avenue, in the Bloomington Area.

- b. to rescind existing “No Trucks over 5 Tons” zone, per Resolution No. 2010-17, pursuant to County Code Section 52.0131 on Jurupa Avenue from Cactus Avenue easterly to Rialto City Limit, in the Bloomington Area.

(Presenter: Brendon Biggs, Assistant Director, 387-7906)

- [29\)](#) Approve a Cooperative Revenue Agreement with the County of Los Angeles for reimbursement of maintenance, snow removal and ice control activities in the Wrightwood area for the period of October 6, 2020 through June 30, 2025, in an amount not-to-exceed \$20,000 per project and up to \$50,000 per fiscal year.

(Presenter: Melissa Walker, Deputy Director, 387-7906)

- [30\)](#)
1. Approve the use of a Reimbursable Letter of Agreement (Agreement) with the State of California Department of California Highway Patrol (CHP) to provide uniformed personnel with patrol vehicles for traffic enforcement throughout the County of San Bernardino (County) unincorporated areas, on an as-needed basis, for the period of October 6, 2020 through October 5, 2022, for a total not-to-exceed amount of \$45,000.
 2. Authorize the Director and/or Interim Director of Public Works, or his/her designee, to sign and submit Agreements to the CHP for traffic enforcement services in the County’s unincorporated areas as needed.

(Presenter: Brendon Biggs, Assistant Director, 387-7906)

Real Estate Services

- [31\)](#)
1. Approve Corrective Appraisal Review No. 19-45R, dated November 5, 2019, on file with the Real Estate Services Department.
 2. Adopt Resolution declaring vacant land owned by the County, identified as a 4.33 acre portion of Assessor Parcel Number (APN) 0239-031-55, in the Devore area, is surplus and no longer necessary for the uses and purposes for which it was acquired pursuant to County Policy 12-17 - Surplus Property and Government Code Section 54221.
 3. Adopt Resolution declaring the Board’s intention to sell said property pursuant to Section 25526 of the Government Code (Four votes required).
 4. Adopt a finding of exemption and direct the Clerk of the Board to post a Notice of Exemption as required under the California Environmental Quality Act.
 5. Authorize the Director of the Real Estate Services Department to execute any other documents necessary to complete these transactions.

(Presenter: Terry W. Thompson, Director, 387-5252)

- [32\)](#) Continue the original finding made by the Board of Supervisors on April 21, 2020, that there is substantial evidence that the current state and local emergency, created by COVID-19 and declared by the Governor of California on March 4, 2020, and the County of San Bernardino Board of Supervisors on March 10, 2020, is an emergency pursuant to Public Contract Code Section 22050, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, and essential public services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure construction services for projects necessary to prevent or address the effects of COVID-19, and delegating authority to the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or contracts, in a total amount not to exceed \$10,000,000, for any emergency construction and modifications of internal and external structures on behalf of Arrowhead Regional Medical Center related to COVID-19 and finding that the issuance of these purchase orders and/or contracts is necessary to respond to this emergency pursuant to Public Contract Code Sections 22035 and 22050 (Four votes required).

(Presenter: Terry W. Thompson, Director, 387-5252)

- [33\)](#)
1. Approve the acquisition of approximately 6.82 acres of land improved with six residential buildings totaling 15,797 square feet [Assessor’s Parcel Numbers (APNs) 1191-141-36, 37,

38, 40 and 42] located at 2626 & 2634 East Pacific Street in the City of San Bernardino (Property), for the purchase price of \$2,700,000 plus escrow and title fees estimated to be \$6,000, to implement a County-led acquisition project using HomeKey Program grant funding, in accordance with Government Code Section 25350.

2. Approve the Purchase and Sale Agreement and Joint Escrow Instructions between the County of San Bernardino and The Salvation Army, a California Corporation, to acquire said property.
3. Confirm a finding of exemption and direct the Clerk of the Board to post a Notice of Exemption as required under the California Environmental Quality Act.
4. Authorize the Director of the Real Estate Services Department to execute escrow instructions, and any other documents necessary to complete this transaction.
5. Approve appropriation and revenue adjustments to the HomeKey Program (CIP 21-109) Budget to fund the acquisition of the Property and authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact Section. (Four votes required).

(Presenter: Terry W. Thompson, Director, 387-5252)

Regional Parks

[34\)](#) Authorize the Auditor-Controller/Treasurer/Tax Collector to post the budget adjustments, as detailed in the Financial Impact Section, to reflect a \$15,000 increase to the Fish and Game Commission's 2020-21 operating budget to fund the San Bernardino County Family Fish and Wildlife Festival scheduled for June 19, 2021 at Prado Regional Park. (Four votes required).
(Presenter: Beahta R. Davis, Director, 387-2340)

[35\)](#) Approve Emergency Facilities and Land Use Agreement (129AB520K5304) with United States Department of Agriculture Forest Service for the use of a portion of Yucaipa Regional Park, for the set-up of an Incident Command Post for the El Dorado Incident (CA-BDU-012925), which started on September 5, 2020, whereby the County will receive a minimum of \$7,010 per day for the use of the park.
(Presenter: Beahta R. Davis, Director, 387-2340)

Registrar of Voters

[36\)](#) Approve budget adjustments in the amount of \$22.2 million to appropriation and \$3.8 million to revenue in the Registrars of Voters Department's 2020-21 budget and authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact Section, for election related expenses for the 2020 Presidential General Election (Four votes required).
(Presenter: Bob Page, Registrar of Voters, 387-2100)

Risk Management

[37\)](#) Approve Amendment No. 1 to Contract No. 20-233 with Oracle Investigations Group, Inc., an investigative services provider for the County's self-insured general liability and workers' compensation claims program, to change their name to Oracle Investigations Group, LLC, and update their tax identification number to 85-2216077, with no change to the terms of the contract or contracted fee schedule.
(Presenter: LeAnna Williams, Director, 386-8621)

[38\)](#) Approve Amendment No. 1 to contracts with the following risk control services firms to extend the term for one additional year, for the new term of April 17, 2018 through April 16, 2022, and to increase the aggregate estimated cost by \$75,000, from \$350,000 to \$425,000, with all other terms and conditions to remain the same.

1. ehs International, Inc., Foothill Ranch (Agreement No. 18-177)

2. Group Delta Consultants, Inc., Irvine (Agreement No. 18-178)
3. Pacific EH&S Services, Inc., Irvine (Agreement No. 18-179)
(Presenter: LeAnna Williams, Director, 386-8621)

- [39\)](#) Approve the renewal of contractor's pollution liability insurance program, as recommended by Willis Towers Watson Insurance Services West, Inc., to provide \$25 million in coverage limits for each pollution condition and aggregate limits, with a \$100,000 deductible, for a total premium not-to-exceed \$360,388, for a five-year term from October 8, 2020 through October 7, 2025.
(Presenter: LeAnna Williams, Director, 386-8621)

Sheriff/Coroner/Public Administrator

- [40\)](#) 1. Consider scheduling a public forum regarding U.S. Immigration and Customs Enforcement (ICE) access to local detention centers, as required by the Transparent Review of Unjust Transfers and Holds Act (AB 2792).
2. Schedule the public forum for TUESDAY, NOVEMBER 17, 2020.
(Presenter: John Ades, Captain, 387-0640)
- [41\)](#) 1. Approve purchase of a Voluson S10 Expert BT18 USA ultrasound system in the amount of \$77,000, an unbudgeted fixed asset, from GE Medical Systems, Ultrasound and Primary Care Diagnostics, LLC to be used in the medical unit at County's Detention facilities.
2. Approve Contract with GE Medical Systems, Ultrasound and Primary Care Diagnostics, LLC, for the provision of an extended service warranty for a Voluson S10 Expert BT18 USA ultrasound system, in an amount not to exceed \$39,627, for an 84-month period to begin 13 months after initial delivery of equipment.
(Presenter: John Ades, Captain, 387-0640)
- [42\)](#) Approve Contract with the County of Riverside, Office of the Sheriff-Coroner, in an annual amount not to exceed \$150,000, for a total aggregate amount not to exceed \$750,000, effective July 1, 2020 through June 30, 2025 for the provision of autopsy services.
(Presenter: John Ades, Captain, 387-0640)
- [43\)](#) 1. Approve Employment Contract with Paul Dongmin Kim for the provision of Chaplain services for the Sheriff/Coroner/Public Administrator, effective October 10, 2020 through October 9, 2023, for an estimated annual cost of \$81,521 (Salary - \$57,678; Benefits - \$23,843).
2. Authorize the Sheriff/Coroner/Public Administrator, Undersheriff, or Assistant Sheriff to execute amendments to the contract to extend the term for an additional three one-year periods on behalf of the County, subject to County Counsel review.
3. Direct the Sheriff/Coroner/Public Administrator, Undersheriff, or Assistant Sheriff to transmit all documents in relation to contract amendments to the Clerk of the Board of Supervisors within 30 days of execution.
(Presenter: John Ades, Captain, 387-0640)

Workforce Development Department

- [44\)](#) Accept a Sub-grant award and approve Sub-grant Revenue Agreement (No. AA111030) with the State of California Employment Development Department, in the amount of \$5,654,633 for the period of April 1, 2020 to June 30, 2022, to provide Workforce Innovation and Opportunity Act Services for Program Year 2020-21.
(Presenter: Marlena Sessions, Executive Director of Workforce Development, 387-9862)

SEPARATED ENTITIES

Board Governed County Service Areas

- [45\)](#) Acting as the governing body of County Service Area 70 (CSA 70) - Zone W-3 (Hacienda Heights), CSA 70 - Zone J (Oak Hills), CSA 70 - Zone W-4 (Pioneertown), CSA 70 - Zone F (Morongo Valley), and CSA 70 - Zone CG (Cedar Glen):
1. Ratify submittal of grant application to the United States Bureau of Reclamation requesting 2021 WaterSMART Water and Energy Efficiency Grant funding in the amount of \$543,120 for the installation and/or replacement of water meters and related meter reading/data capturing equipment.
 2. Adopt resolution designating the Chair of the Board of Supervisors or Chief Executive Officer or Director/Interim Director of the Department of Public Works, on behalf of CSA 70 - Zone W-3 (Hacienda Heights), CSA 70 - Zone J (Oak Hills), CSA 70 - Zone W-4 (Pioneertown), CSA 70 - Zone F (Morongo Valley), and CSA 70 - Zone CG (Cedar Glen), to execute all documents and non-substantive amendments for this grant application, subject to review by County Counsel.
 3. Direct the Chief Executive Officer or Director/Interim Director of the Department of Public Works to transmit all documents and non-substantive amendments for this grant application to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Luther Snoke, Interim Director, 386-8811)

San Bernardino County Fire Protection District

- [46\)](#) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), approve Amendment No. 1 to Sublease Agreement No. 11-48 with Big River Development Enterprises, an entity of the Colorado River Indian Tribes, to amend the sublease agreement for land in the unincorporated area of Big River on which SBCFPD operates a fire station facility to terminate the sublease by mutual agreement of the parties, effective October 6, 2020, at no additional cost.
- (Presenter: Terry W. Thompson, Director, 387-5000)

MULTIJURISDICTIONAL ITEMS

Multijurisdictional Item with the following entities: County of San Bernardino; San Bernardino County Flood Control District

- [47\)](#)
1. Acting as the governing body of the County of San Bernardino, approve the Municipal Separate Sewer System (MS4) National Pollutant Discharge Elimination System (NPDES) Stormwater Permit Participation and Joint Defense Agreement with the law firm of Pillsbury Winthrop Shaw Pittman LLP for the term October 6, 2020 through December 31, 2022 (Four votes required).
 2. Acting as the governing body of the San Bernardino County Flood Control District, approve the MS4 NPDES Stormwater Permit Participation and Joint Defense Agreement with the law firm of Pillsbury Winthrop Shaw Pittman LLP for the term October 6, 2020 through December 31, 2022 (Four votes required).
- (Presenter: David Doublet, Deputy Director, 387-7906)

Multijurisdictional Item with the following entities: County of San Bernardino; San Bernardino County Fire Protection District

- [48\)](#)
1. Acting as the governing body of the County of San Bernardino (County):
 - a. Approve agreement with the San Bernardino County Fire Protection District (SBCFPD) for the County to provide one-time funding in an amount not to exceed \$300,000 and other support to SBCFPD for implementation of SBCFPD's Re-Entry Pilot Program, with a term of the agreement from October 6, 2020 through June 30, 2021.
 - b. Authorize the Auditor-Controller/Treasurer/Tax Collector to post adjustments totaling

- \$300,000, as detailed in the Financial Impact section, to the County Probation Department's 2020-21 budget (Four votes required).
2. Acting as the governing body of SBCFPD:
 - a. Approve agreement with the County for SBCFPD to accept one-time funding in an amount not to exceed \$300,000 and other support from the County for implementation of SBCFPD's Re-Entry Pilot Program, with a term of the agreement from October 6, 2020 through June 30, 2021.
 - b. Authorize the Auditor-Controller/Treasurer/Tax Collector to post adjustments totaling \$300,000, as detailed in the Financial Impact section, to SBCFPD's 2020-21 budget (Four votes required).
- (Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

DISCUSSION CALENDAR

Board of Supervisors

Action on Consent Calendar

PUBLIC COMMENT

In accordance with County Code section 12.0101, any member of the public may address the Board on any matter not on the agenda that is within the subject matter jurisdiction of the Board.

DISCUSSION CALENDAR (cont'd)

Board of Supervisors

Deferred Items

County Administrative Office

- [49\)](#) 1. Receive report providing information and updates on Novel Coronavirus, including the County's Readiness and Recovery Plan.
2. Provide direction as needed on topics resulting from report.
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

Board of Supervisors

- [50\)](#) 1. Adopt Resolution requesting Governor Gavin Newsom establish a more stable and predictable process to reopen businesses and direct that communities in San Bernardino County that have experienced historically low rates of infection be permitted to reopen.
2. Direct the County Administrative Office to transmit the resolution to the Governor's office.
(Presenter: Chairman and Fourth District Supervisor Curt Hagman, 387-4866)

County Administrative Office

- [51\)](#) 1. CONTINUED FROM TUESDAY, SEPTEMBER 29, 2020, ITEM NO. 26: Authorize the Chief Executive Officer to transfer allocations between categories identified within the Spending Plan or between Allocations in the Spending Plan with the other Board approved CARES Act Allocations under Recommendation No. 2, upon consultation with the Chairman of the Board of Supervisors.
2. ALTERNATIVE 1: Require the CEO to present any changes in transfer allocations between categories identified within the Spending Plan to the Board of Supervisors for approval.
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

52) CONTINUED FROM TUESDAY, SEPTEMBER 29, 2020, ITEM NO. 82:

1. Approve introduction of ordinance relating to enforcement of COVID-19 public health orders, declaring violations of orders of the State or County Health Officer related to COVID-19 to be unlawful and a public nuisance and authorizing the issuance of administrative citations.
 2. Make alterations, if necessary, to proposed ordinance.
 3. Approve introduction of the proposed ordinance.
 4. Read title only of proposed ordinance, waive reading of the entire text, and SCHEDULE FOR FINAL ADOPTION ON TUESDAY, OCTOBER 27, 2020 on the Consent Calendar.
- (Presenter: Gary McBride, Chief Executive Officer, 387-5417)

Board of Supervisors

53) Approve Employment Contract with Leonard X. Hernandez for Position of Chief Executive Officer, effective October 10, 2020.
(Presenter: Supervisor Curt Hagman, Fourth District, 387-4866)

Land Use Services

- 54)
1. Conduct a public hearing to consider an appeal of a Planning Commission action to deny an Extension of Time for Master Tract Map 15791 (Project), a 1,375.51-acre subdivision in Lucerne Valley.
 - Appellants: Lucerne Valley, LLC, et al./Michael Duffy
 - Applicants: Lucerne Valley, LLC, et al./Michael Duffy
 - Community: Lucerne Valley
 - Location: Extending from north to south, Sherman Way to Rabbit Springs Road and extending from west to east from Barstow Road to Post Office Road.
 2. Deny the appeal and take the following actions for project denial:
 - a. Find that the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15270.
 - b. Deny the 12-month Extension of Time based on:
 - i. The lack of authority to grant an additional discretionary extension due to prior extensions having exhausted the maximum aggregate extensions authorized by law; and/or
 - ii. The authority of the Board of Supervisors (Board) to deny a discretionary extension, assuming a final discretionary extension is available.
 - c. Direct the Clerk of the Board to file the Notice of Exemption.
 3. Alternatively, if the Board determines that a final discretionary extension is available, the Board may grant the appeal and take the following actions for project approval:
 - a. Find that the Project is exempt from CEQA pursuant to State CEQA Guidelines Section 15162.
 - b. Adopt the Findings for approval of the Extension of Time.
 - c. Approve the 12-month Extension of Time.
 - d. Direct the Clerk of the Board to file the Notice of Exemption.
- (Presenter: Heidi Duron, Planning Director, 387-4110)

INDIVIDUAL BOARD MEMBER COMMENTS (5 Minutes)

IF YOU CHALLENGE ANY DECISION REGARDING ANY OF THE ABOVE PROPOSALS IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED DURING THE PUBLIC TESTIMONY PERIOD REGARDING THAT PROPOSAL OR IN WRITTEN CORRESPONDENCE DELIVERED TO THE BOARD OF SUPERVISORS AT, OR PRIOR TO, THE PUBLIC HEARING.

DUE TO TIME CONSTRAINTS AND THE NUMBER OF PERSONS WISHING TO GIVE ORAL TESTIMONY, TIME RESTRICTIONS MAY BE PLACED ON ORAL TESTIMONY REGARDING THE ABOVE PROPOSALS. YOU MAY WISH TO MAKE YOUR COMMENTS IN WRITING TO ASSURE THAT YOU ARE ABLE TO EXPRESS YOURSELF ADEQUATELY.

THE BOARD OF SUPERVISORS MEETING FACILITY IS ACCESSIBLE TO PERSONS WITH DISABILITIES. IF ASSISTIVE LISTENING DEVICES OR OTHER AUXILIARY AIDS OR SERVICES ARE NEEDED IN ORDER TO PARTICIPATE IN THE PUBLIC MEETING, REQUESTS SHOULD BE MADE THROUGH THE CLERK OF THE BOARD AT LEAST THREE (3) BUSINESS DAYS PRIOR TO THE BOARD MEETING. THE CLERK'S TELEPHONE NUMBER IS (909) 387-3841 AND THE OFFICE IS LOCATED AT 385 NORTH ARROWHEAD AVENUE, 2ND FLOOR, SAN BERNARDINO, CA.

AGENDA AND SUPPORTING DOCUMENTATION IS AVAILABLE ON THE INTERNET: WWW.SBCOUNTY.GOV/COB

THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, OCTOBER 27, 2020 AT THE COUNTY GOVERNMENT CENTER, 385 NORTH ARROWHEAD AVENUE, SAN BERNARDINO WITH CLOSED SESSION BEGINNING AT 9:00 A.M. AND PUBLIC SESSION BEGINNING AT 10:00 A.M.