

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

**Tuesday, December 6, 2022**

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**CURT HAGMAN**  
**CHAIRMAN**  
Fourth District Supervisor



**DAWN ROWE**  
**VICE CHAIR**  
Third District Supervisor

**COL. PAUL COOK (RET.)**  
First District Supervisor

**JANICE RUTHERFORD**  
Second District Supervisor

**JOE BACA, JR.**  
Fifth District Supervisor

**Chief Executive Officer**  
Leonard X. Hernandez

**County Counsel**  
Tom Bunton

**Clerk of the Board**  
Lynna Monell

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This consolidated agenda contains a brief description of each item of business for San Bernardino County to be considered by the San Bernardino County Board of Supervisors (Board), also sitting as the Governing Board of the following entities: Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District; Board Governed County Service Areas; San Bernardino 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; and Successor Agency to the County of San Bernardino Redevelopment Agency.

The agenda and its supporting documents can be viewed online at <https://cob.sbcounty.gov/> or in the Office of the Clerk of the Board of Supervisors at 385 N. Arrowhead Ave, 2nd fl., San Bernardino, CA 92415. The online agenda may not include all available supporting documents or the most current version of documents. Live and archived meeting videos can be viewed at [www.sbcounty.gov/Main/Pages/ViewMeetings.aspx](http://www.sbcounty.gov/Main/Pages/ViewMeetings.aspx)

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 the agenda, complete and submit the white "Public Comment – Request to Speak" form. Requests must be submitted to the Clerk of the Board of Supervisors before the item is called for consideration. 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.

Alternate locations to address the Board by interactive video are available at the Bob Burke Joshua Tree Government Center, located at 63665 Twentynine Palms Highway, Joshua Tree, CA 92252 and the Jerry Lewis High Desert Government Center, 15900 Smoke Tree Street, Hesperia, CA 92345. NOTE: These alternate locations are being offered as a courtesy and may be closed due to inclement weather, if technology fails, or other unforeseen emergency. If the sites are closed, a notice will be posted by 9:00 a.m. the day of the meeting.

Written comments may be submitted via U.S. Mail to the Clerk of the Board of Supervisors, via email at [BoardMeetingComments@cob.sbcounty.gov](mailto:BoardMeetingComments@cob.sbcounty.gov) or online at [www.sbcounty.gov/cob/publiccomments/](http://www.sbcounty.gov/cob/publiccomments/). Comments received prior to the start of the meeting will be forwarded to the Board for review. Comments received after the meeting begins will be provided to the Board after the conclusion of the

meeting.

ADA Accessibility: If you require a reasonable modification or accommodation for a disability, please call the Clerk of the Board of Supervisors at (909) 387-3841 or e-mail at COB@sbcounty.gov to request an accommodation at least 72 hours prior to the Board meeting.

To obtain additional information on an item, please contact the Presenter listed under each item 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. All members of the public entering the building are required to go through a security scan.

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

## **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. Rigoberto Roberto Rodriguez v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVSB2133916
2. Rock Charles Saddy v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS2001573
3. Marion Creekbaum v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS2023826
4. Dana Lewis v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS2010698

###### **Anticipated Litigation - Significant Exposure (Government Code section 54956.9(d)(4))**

5. One case.

###### **Conference with Labor Negotiator (Government Code section 54957.6)**

6. Unrepresented employees' representative: Leonard X. Hernandez, Chief Executive Officer  
Unrepresented employees: Exempt Employees
7. Agency designated representative: Diane Rundles  
Employee organizations:
  - California Nurses Association- Nurses and Per Diem Nurses
  - San Bernardino County Probation Officers Association - Probation Unit
  - San Bernardino County Public Attorneys Association - Attorney Unit
  - San Bernardino County Sheriff's Employees' Benefits Association - All Units
  - SEIU Local 721 - Professional Unit
  - Teamsters Local 1932 - All Units

##### **BOARD GOVERNED COUNTY SERVICE AREAS**

###### **Conference with Labor Negotiator (Government Code section 54957.6)**

8. Agency designated representative: Diane Rundles  
Employee organization:
  - International Brotherhood of Electrical Workers, Local 47 - Water & Sanitation Unit

##### **SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT**

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

9. San Bernardino County Fire Protect District v. Bob Page, as County Registrar, etc., et

al., California Court of Appeal, Fourth District, Division Two, Case No. E079130  
10. San Bernardino County Fire Protection District v. Ensen Mason, in his official capacity as San Bernardino County Auditor-Controller/Treasurer/Tax Collector, et al., San Bernardino County Superior Court Case No. (To Be Assigned by the Court)  
Conference with Labor Negotiator (Government Code section 54957.6)

11. Unrepresented employees' representative: Leonard X. Hernandez, Chief Executive Officer

Unrepresented employees: Exempt and Non-Represented Employees

12. Agency designated representative: Diane Rundles

Employee organizations:

- Association of San Bernardino County Fire Managers - Fire Management Unit
- Communications Workers of America - Emergency Services Unit
- International Union of Operating Engineers, Local 12, AFL-CIO - General Fire Support Unit
- San Bernardino County Professional Firefighters, IAFF, Local 935 - Ambulance Operators & Firefighters
- San Bernardino County Sheriff's Employees' Benefit Association - Specialized Fire Services Unit
- Teamsters Local 1932 - Fire Auxiliary Services Unit and Fire Auxiliary Services Supervisory Unit

### **SAN BERNARDINO COUNTY SPECIAL DISTRICTS**

Conference with Labor Negotiator (Government Code section 54957.6)

13. Unrepresented employees' representative: Leonard X. Hernandez, Chief Executive Officer

Unrepresented employees: Exempt and Non-Represented Employees

### **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 - First District

#### **Memorial Adjournments**

Board of Supervisors

- Katherine (Katie) Josephine Roberts, 79, of Upland

First District – Supervisor Col. Paul Cook (Ret.)

- Cathy Ann (Loderstedt) Knoechel, 73, of Oak Hills
- Lynda Maria (Dinelli) Cook, 74, of Victorville
- William "Bill" Downing, 82, of Hesperia
- James Andrew Gunter, 76, of Hesperia
- Oral Allen Hover, 86, of Hesperia
- John Matthew Keegan, 94, of Victorville
- Arline Phyllis Lynch, 78, of Apple Valley
- Rose (Blomquist) Richmond, 92, of Apple Valley
- Charlotte Marion (Hudson) Scoggin, 101, of Victorville
- Dana Lee Underwood, 71, of Apple Valley
- Joe Wessel, 74, of Apple Valley

Second District – Supervisor Janice Rutherford

Third District – Supervisor Dawn Rowe

- Curtis P. Compton, Sr., 82 of Twentynine Palms
- George DeMarco, 91, of Highland
- Barbara Sue Hardesty, 90, of Yucca Valley

- Neil Alwin Nottingham, 85, of Crestline
- Richard D. Preston, 80, of Yucaipa
- Dudley Rue, 85, of Highland
- Nancy Joann Thomas, 84, of Yucaipa
- Ann Zimmerman, 89, of Yucca Valley

Fourth District – Supervisor Curt Hagman

- Mary Elizabeth Baker, 101, of Upland
- Diana Bealer, 78, of Ontario
- Rose Bertinotti, 98, of Ontario
- Lucia M. Chavez, 83, of Upland
- Richard Joseph Daigle, Jr., 63, of Ontario
- Rita Rose Fellin, 78, of Chino
- Cecelia Olga Guillen, 79, of Chino
- Arthur Ray Kasinger, 81, of Ontario
- Roger Leon Lambert, 84, of Montclair
- Jessica Irene Ann Madison, 41, of Ontario
- Blas Perez, Sr., 81, of Ontario
- Donald “Bubba” Eugene Rhoades, 54, of Chino
- Lorraine Alice Rogers, 74, of Chino Hills
- Luis Manuel Simoes, 75, of Ontario
- Lucille Rodelo Solorio, of Chino
- Marie Lourdes Ward, 74, of Ontario
- King Robinson Woods, 83, of Chino Hills

Fifth District – Supervisor Joe Baca, Jr.

- Pedrito Estacio Casidsid, 67, of San Bernardino
- Martin F. Estrada, 71, of San Bernardino
- Cruz Garcia, 43, San Bernardino
- Sergio Jesus Garcilazo, 28, of Bloomington
- Patricia Harris, 75, of San Bernardino
- Susan A. Hassett, 74, of San Bernardino
- Bertha Juarez, 86, of Colton
- Carolyn M. Lindsey, 77, of San Bernardino
- Francisco Lorenzo Vela, 86, of San Bernardino
- Arturo S. Munoz, 74, of San Bernardino
- Aurora G. Ortega, 79, of Rialto
- Gary D. Pagel, 79, of San Bernardino
- Denise Ramsey, 82, of San Bernardino
- Clarice J. Schermerhorn, 90, of San Bernardino
- Frankie Lee White, 69, of San Bernardino

Reports from County Counsel and Chief Executive Officer

Special Presentations, Resolutions and Proclamations

Chairman Hagman

- 2022 Leadership Recognition Award from the National Association of Government Defined Contribution Administrators, Inc.

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**

2022 Leadership Recognition Award from the National Association of Government Defined Contribution Administrators, Inc.

Adopt resolution thanking Councilwoman Janice Elliot for her service on the Upland City Council and her work to improve the City of Gracious Living.

**First and Third District**

Adopt resolution recognizing Kevin Kane's retirement from Victor Valley Transit Authority.

**Third District**

Adopt resolution recognizing Captain Charles J. Wagner for 28 years of service with California Highway Patrol.

Adopt resolution recognizing Eva Kinsman's retirement from the Copper Mountain College Board of Trustees.

Adopt resolution for David Avila's retirement from the Yucaipa City Council.

Adopt resolution for Greg Bogh's retirement from the Yucaipa City Council.

Adopt resolution for Timothy Silva's retirement from the Barstow City Council.

Adopt resolution recognizing Hi-Desert Medical Center as a Level IV Trauma Center.

**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 1/31/2023 for Seat 1 held by Thomas P. Haughey on the Planning Commission (Fourth District).
- b. Approve the appointment of Frank J. Lizarraaga to Seat 8 on the Law Library Board of Trustees, serving until replaced (Chairman).

**Vice Chair and Third District Supervisor Dawn Rowe**

- c. Declare and post vacancy per Maddy Act for the remaining 3-year term, expiring 1/31/2023 for Seat 12 held by Victoria Ogunrinu on the Behavioral Health Commission.
- d. Approve the reappointment of Jeffrey B. Allen to Seat 2 on the Veterans Advisory Committee for a 2-year term, commencing 2/1/2023 and expiring 1/31/2025.

**Second District Supervisor Janice Rutherford**

- e. Declare and post vacancy per Maddy Act for the remaining 3-year term, expiring 1/31/2023 for Seat 6 held by Jennifer Silvestri on the Behavioral Health Commission.

Fifth District Supervisor Joe Baca, Jr.

- f. Approve the appointment of Erika D. Johnson to Seat 9 on the Assessment Appeals Boards for a 3-year term, expiring 8/31/2025.
- g. Declare and post vacancy per Maddy Act for the remaining 4-year term, expiring 1/31/2025 for Seat 2 held by Joseph R. Williams on the Civil Service Commission.

- 4)
  - 1. Find that pursuant to the provisions of Public Resources Code Section 9314(b)(1), the Inland Empire and Mojave Desert Resource Conservation Districts' Board of Directors, by Resolution, has requested that the Board of Supervisors appoint directors to their respective District Boards as an alternative to the election of said Directors.
  - 2. Approve the appointment of four Directors to the Inland Empire Resource Conservation District's Board of Directors and the appointment of two Directors to the Mojave Desert Resource Conservation District's Board of Directors, as outlined in the Background Information section.

(Presenter: Curt Hagman, Fourth District Supervisor, 387-4866)

Aging and Adult Services

- 5) Approve Amendment No. 1 to Contract No. 20-473 with Inland County Legal Services, Inc. for legal services to individuals aged 60 and older, increasing the total contract amount by \$860,000, from \$990,000 to an amount not to exceed \$1,850,000, with no change to the contract terms and conditions or the contract period of July 1, 2020 to June 30, 2023.  
(Presenter: Sharon Nevins, Director, 891-3917)

Arrowhead Regional Medical Center

- 6) Approve Physician Services Agreement with CEP America - California, including non-standard terms, to provide education and psychiatric medical services at Arrowhead Regional Medical Center for the period of January 1, 2023 through December 31, 2025, in the base contract amount of \$29,857,011 plus variable amounts.  
(Presenter: William L. Gilbert, Director, 580-6150)
- 7) Accept and approve the revisions of policies and the report of the review of the Arrowhead Regional Medical Center Operations, Policy and Procedure Manuals (included and summarized in Attachments A through C) for the Administrative Policy and Procedure Manual.  
(Presenter: William L. Gilbert, Director, 580-6150)
- 8) Approve Amendment No. 1 to Contract No. 21-1002 with HCI Services, Inc. to add the provision of equipment and materials storage pertaining to the Arrowhead Regional Medical Center Nurse Call System Replacement Project, increasing the total contract amount by \$35,318, from \$5,568,058 to an amount not to exceed \$5,603,376, with no change to the contract period of December 14, 2021, through December 13, 2026.  
(Presenter: William L. Gilbert, Director, 580-6150)
- 9) Approve Amendment No. 1 to Agreement No. 20-601 with Kronos Incorporated, for the purchase of additional user licenses for the Time and Attendance Management System, increasing the contract amount by \$152,521, from \$3,000,000 to \$3,152,521, effective upon execution, with no change to the total agreement term of July 29, 2020, through July 28, 2025.  
(Presenter: William L. Gilbert, Director, 580-6150)
- 10) Approve Amendment No. 1 to Master Agreement No. 21-615 and Order Form with 3E Company Environmental, Ecological and Engineering, LLC, to update the vendor's legal name, expand the scope of services to include an onsite inventory assessment, and to increase the not to exceed contract amount by \$40,000, from \$26,373 to \$66,373, effective upon execution, with no change to the contract term of August 24, 2021 through August 23, 2024.

(Presenter: William L. Gilbert, Director, 580-6150)

- [11\)](#) Approve the Master Software License and Services Agreement with 3M Health Information Systems, Inc., including non-standard terms, for automated medical records coding and reimbursement software licenses and support services in the amount of \$3,635,050 for five years, effective December 30, 2022.  
(Presenter: William L. Gilbert, Director, 580-6150)

#### Behavioral Health

- [12\)](#) Approve Non-Financial Data Use and Sharing Agreement with Kaiser Foundation Health Plan, Inc. for the provision of data sharing, for the period of December 6, 2022 to December 5, 2027.  
(Presenter: Georgina Yoshioka, Interim Director, 388-0801)
- [13\)](#) Approve a contract with Victor Community Support Services, Inc. for the provision of Military Service and Family Support program services, in the amount of \$562,500, for the period of January 1, 2023 through June 30, 2025.  
(Presenter: Georgina Yoshioka, Interim Director, 388-0801)
- [14\)](#) 1. Approve the financial agreement with Tulare County Superintendent of Schools (Agreement No. 230322), on behalf of the California Department of Health Care Services, for the continued expansion of Friday Night Live/Club Live chapters, in the amount of \$55,000, for the period of July 1, 2022 through June 30, 2023.  
2. Authorize the Director of the Department of Behavioral Health to execute and submit the financial agreement and any subsequent non-substantive amendments to Tulare County Superintendent of Schools, on behalf of the County, subject to review by County Counsel.  
3. Direct the Director of the Department of Behavioral Health, to transmit all documents in relation to the financial agreement and any subsequent non-substantive amendments in relation to the financial agreement with Tulare County Superintendent of Schools, to the Clerk of the Board of Supervisors within 30 days of execution.  
(Presenter: Georgina Yoshioka, Interim Director, 399-0801)
- [15\)](#) Approve Amendment No. 1 to Drug Medi-Cal Organized Delivery System Agreement No. 21-03 (State Agreement No. 20-10193 A-01), with the California Department of Health Care Services for the provision of substance use disorder services, updating standard contract language effective upon execution by the California Department of Health Care Services, with no change to the agreement amount of \$147,928,527, or the contract period of July 1, 2020 through June 30, 2023.  
(Presenter: Georgina Yoshioka, Interim Director, 388-0801)

#### Clerk of the Board

- [16\)](#) Extend the life of the following commissions for an additional four years:
1. Children and Families First Commission
  2. Fish & Game Commission
  3. Preschool Services Department Policy Council
  4. Sheriff's Inmate Welfare Fund Committee
- (Presenter: Lynna Monell, Clerk of the Board of Supervisors, 387-3848)

#### County Administrative Office

- [17\)](#) Approve Contract with the San Antonio Heights Association to provide funding for the refurbishment costs of the San Antonio Heights Christmas star, in an amount not to exceed \$56,893 for the period of December 6, 2022, through December 5, 2023.  
(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)

- 18) Approve County Policy 03-12, Electronic Signatures Authorization and include in the County Policy Manual.  
(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)
- 19) 1. Waive County Policy 02-03 and approve Employment Contract with Cindy Dalton to provide support services to the newly elected Second District Supervisor as an Executive Secretary, effective November 28, 2022, for an estimated annual cost of \$152,203 (Salary - \$81,078, Benefits - \$71,125), contingent upon successful completion of the hiring process.  
2. Approve Employment Contract with Neiland Derry to provide support services to the newly elected Second District Supervisor as a Director of Transition, effective November 28, 2022, through May 28, 2023, for an estimated cost of \$89,205 (Salary - \$55,079, Benefits - \$34,126), contingent upon successful completion of the hiring process.  
(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)
- 20) 1. Approve Agreement with the Regents of the University of California on behalf of its UC Agriculture and Natural Resources and its University of California Cooperative Extension for San Bernardino County to provide research and educational programs for the residents of San Bernardino County in the amount of \$77,500 for the retroactive one-year period of July 1, 2022 through June 30, 2023.  
2. Approve Use Permit with the Regents of the University of California on behalf of its UC Agriculture and Natural Resources and its University of California Cooperative Extension for San Bernardino County for use of approximately 2,226 square feet of office and shared space, comprised of: (a) 1,556 square feet of the County-leased space located at the County Library facility at 7863 Central Avenue in Highland and (b) 670 square feet of County-owned space located at the Agriculture/Weights and Measures facility at 777 E. Rialto Avenue in San Bernardino, to operate the UC Cooperative Extension research and educational programs for the residents of San Bernardino County for no monetary fee for the retroactive one-year period of July 1, 2022 through June 30, 2023.  
(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)

#### District Attorney

- 21) 1. Approve Agreement with dKomplex, Inc. for software maintenance and support services for the case management system in an amount not to exceed \$1,410,000 for the period of November 21, 2022 through October 31, 2025, with two, one-year extension options.  
2. Authorize the Purchasing Agent to issue future change orders up to \$10,000, change any non-financial/non-material terms, and sign corresponding non-substantive amendments, subject to County Counsel review.  
3. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact Section (Four votes required).  
4. Direct the District Attorney to transmit all documents related to this agreement, including any subsequent non-substantive change orders and amendments, to the Clerk of the Board of Supervisors within 30 days of execution.  
(Presenter: Michael Fermin, Chief Assistant District Attorney, 382-3662)

#### Fleet Management

- 22) Approve purchase of unbudgeted fixed assets for various shop equipment in an amount not-to-exceed \$125,000, which includes, but is not limited to, mills, lathes, welding machines, load banks, tire mounting machines, and other various shop equipment for the purpose of replacing immediate need, worn or broken equipment.  
(Presenter: Michael Jimenez, Deputy Executive Officer, 387-4717)

#### Human Resources

- 23) Approve a Side Letter Agreement between San Bernardino County and Service Employees International Union, Local 721 adding the Clinical Therapist classification to the list of classifications eligible for Medical Support Overtime Compensation.  
(Presenter: Diane Rundles, Director, 387-5570)
- 24) 1. Approve medical premium rates for Blue Shield of California and Kaiser Foundation Health Plan, Inc. for retired employees, eligible dependents and retired Consolidated Omnibus Budget Reconciliation Act participants for plan year 2023, as shown in Attachment A.  
2. Approve Amendment No. 1 to Contract No. 19-844 with Blue Shield of California, extending the term of the contract through plan year 2024.  
3. Approve Amendment No. 1 to Contract No. 19-845 with Kaiser Foundation Health Plan, Inc., extending the term of the contract through plan year 2024.  
(Presenter: Diane Rundles, Director, 387-5570)
- 25) Approve a Side Letter Agreement between San Bernardino County and the Sheriff's Employees' Benefit Association, for an Alternate Work Schedule for employees in the Specialized Peace Officer Unit.  
(Presenter: Diane Rundles, Director, 387-5570)

#### Innovation and Technology

- 26) 1. Approve Amendment No. 5 to Enterprise Agreement No. 19-803 with Environmental Systems Research Institute, Inc., increasing the total contract amount by \$2,050,000, from \$2,600,250, to \$4,650,250, for the provision of proprietary software licensing with maintenance and support, training, and annual Environmental Systems Research Institute, Inc. User Conference registration, exercising its two-year option to extend, for the amended term of December 20, 2019, through December 19, 2024.  
2. Authorize the Chief Information Officer to execute non-substantive amendments to Enterprise Agreement No. 19-803 with Environmental Systems Research Institute, Inc. for Appendix A - Products and Deployment Schedule, Appendix D - EA Points of Contact, and Appendix F - Eligible Entities as they further the purpose of activities associated with the software, maintenance, support, training, and User Conference registration, subject to review by County Counsel, provided such documents do not increase the total not-to-exceed amount of \$4,650,250 or change the duration of the agreement relating to Recommendation No. 1.  
3. Direct the Innovation and Technology Department Chief Information Officer to transmit all non-substantive amendments and documents related to Agreement No. 19-803 to the Clerk of the Board of Supervisors within 30 days of execution.  
(Presenter: Chad Nottingham, Deputy Executive Officer, 387-4811)
- 27) Approve non-financial Master Subscription Agreement, including non-standard terms, with Siteimprove, Inc., for website quality assurance software, including implementation services for purchase amounts as authorized by County Policy for the period beginning December 6, 2022, automatically renewing until termination by either party.  
(Presenter: Chad Nottingham, Deputy Executive Officer, 387-4811)
- 28) 1. Approve the iOS and iPadOS Software License Agreement with Apple Inc., including non-standard terms, with the revision date of August 7, 2022, at no cost, for compatibility with Apple-branded electronic devices, automatically renewing for successive one-year periods until terminated by either party, retroactive to October 27, 2022.  
2. Approve the Software License Agreement for macOS Ventura with Apple Inc., including non-standard terms, with the revision date of July 8, 2022, at no cost, for compatibility with Apple-branded electronic devices, automatically renewing for successive one-year periods until terminated by either party, retroactive to October 27, 2022.  
3. Approve the tvOS Software License Agreement with Apple Inc., including non-standard

terms, with the revision date of July 27, 2020, at no cost, for compatibility with Apple-branded electronic devices, automatically renewing for successive one-year periods until terminated by either party, retroactive to October 27, 2022.

4. Designate the Chief Information Officer, Assistant Chief Information Officer, or IT Division Chief, to electronically accept updates to the terms of the iOS and iPadOS Software License Agreement, Software License Agreement for macOS Ventura, and the tvOS Software License Agreement and any applicable licenses, subject to review by County Counsel, provided that such updated terms and applicable licenses do not substantively modify the terms of the original agreements accepted by the County.
5. Direct the Chief Information Officer, Assistant Chief Information Officer, or IT Division Chief to transmit printed copies of any updated terms to the agreements and any applicable licenses that are electronically accepted to the Clerk of the Board of Supervisors within 30 days of electronic acceptance.
6. Authorize the Chief Executive Officer, upon consultation with County Counsel, to approve agreements with non-standard language as identified in County Policy 11-05, Section B., as it relates to licensing agreements with Apple, Inc., for software that enables the Innovation and Technology Department to enroll, manage content, and support Apple-branded devices operating in a Mobile Device Management environment within the County, subject to ratification by the Board of Supervisors at the next available Board meeting.

(Presenter: Chad Nottingham, Deputy Executive Officer, 387-4811)

#### Preschool Services

- [29\)](#) Approve non-financial Memorandum of Understanding with The Chance Project for collaboration in assisting families with young children ages 0 to 5 who are homeless or in housing crisis, for the period of December 6, 2022 through December 5, 2025.

(Presenter: Jacquelyn Greene, Director, 383-2005)

- [30\)](#) Approve related expenses in an amount not to exceed \$5,700 for two Preschool Services Department Policy Council members to participate in the National Head Start Association 2022 Parent and Family Engagement Conference from December 11, 2022 through December 15, 2022.

(Presenter: Jacquelyn Greene, Director, 383-2005)

- [31\)](#) Approve a one-time retention stipend in the amount of \$922.50, to non-represented Home Visiting Program Behavioral Specialist contract employee in the Home Visiting Program.

(Presenter: Jacquelyn Greene, Director, 383-2005)

#### Project and Facilities Management

- [32\)](#) Continue the finding, first made by the Board of Supervisors on September 13, 2022, that there is substantial evidence that the unplanned mechanical failures at 157 and 175 W. 5th Street on August 22, 2022, created 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, necessitating overhaul or replacement of portions of the mechanical system at 157 and 175 W. 5th Street, San Bernardino, to allow staff to provide services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure an urgent mechanical system overhaul or replacement, and delegate authority to the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or execute contracts, in a total amount not to exceed \$2,000,000, for any emergency remediation, construction, and modifications of internal and external structures related to the mechanical failures, 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: Don Day, Director, 387-5000)

- [33\)](#) Continue the finding, first made by the Board of Supervisors on June 28, 2022, that there is substantial evidence that the fire at 172 W. 3rd Street on June 19, 2022, created 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, necessitating fire remediation activities at 172 W. 3rd Street and remodel/renovations of portions of 268 W. Hospitality Lane, San Bernardino, to allow staff to provide services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure remediation and construction services, and delegate authority, originally by Resolution on June 28, 2022, amended September 13, 2022, to the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or execute contracts, in a total amount not to exceed \$8,000,000, for any remediation, construction, and modifications of internal and external structures related to the fire, 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: Don Day, Director, 387-5000)

#### Public Health

- [34\)](#) Approve revenue contract with Metropolitan Water District of Southern California for the provision of vector control services in the estimated amount of \$226,076 for the period of January 1, 2023 through December 31, 2026.  
(Presenter: Joshua Dugas, Director, 387-9146)
- [35\)](#) Approve amendments to the following contracts to provide medical care and support services under the Ryan White HIV/AIDS Part A HIV Emergency Relief Grant Program, increasing the total amount of the contracts by \$2,568,241, from \$19,376,800 to \$21,945,041, and revising the scope of work and budgets, with no change to the contract period of March 1, 2021 through February 29, 2024:
1. AIDS Healthcare Foundation, Amendment No. 2 to Contract No. 20-1178, increasing the contract by \$606,974, from \$1,201,491 to \$1,808,465.
  2. County of Riverside, Department of Public Health, Amendment No. 2 to Contract No. 20-1180, increasing the contract by \$230,093, from \$2,166,732 to \$2,396,825.
  3. Desert AIDS Project dba DAP Health, Amendment No. 2 to Contract No. 20-1181, increasing the contract by \$452,440, from \$7,656,033 to \$8,108,473.
  4. Foothill AIDS Project, Amendment No. 2 to Contract No. 20-1182, increasing the contract by \$790,716, from \$6,290,181 to \$7,080,897.
  5. SAC Health System, Amendment No. 3 to Contract No. 20-1183, increasing the contract by \$402,110, from \$1,099,711 to \$1,501,821.
  6. Young Scholars for Academic Empowerment dba TruEvolution, Inc., Amendment No. 2 to Contract No. 20-1184, increasing the contract by \$85,908, from \$962,652 to \$1,048,560.
- (Presenter: Joshua Dugas, Director, 387-9146)
- [36\)](#) Authorize the Purchasing Agent to issue a Purchase Order to G/M Business Interiors, in the amount not to exceed \$999,999, to provide and install workstations, freestanding desks and tables, seating, filing systems, ergonomic accessories, and related materials for a Department of Public Health office located in San Bernardino.  
(Presenter: Joshua Dugas, Director, 387-9146)

#### Public Works-Solid Waste Management

- [37\)](#)
1. Authorize the Director of the Department of Public Works to re-advertise the Unit 5 Pre-Development Investigation at the Mid-Valley Sanitary Landfill for formal bids.
  2. Approve the plans and specifications for the Unit 5 Pre-Development Investigation at the Mid-Valley Sanitary Landfill, as signed and sealed by a registered civil engineer.

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

- [38\)](#) Adopt Resolution providing the City of Rialto and the State Department of Conservation with a Pledge of Revenue in the amount of \$1,186,469 for the reclamation of mined lands at Mid-Valley Sanitary Landfill in compliance with State Mining and Reclamation Act, Public Resources Code Section 2773.1.

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

#### Public Works-Special Districts

- [39\)](#)
1. Find that the Glen Helen Small Bridge Repair Project located at Glen Helen Regional Park is exempt under the California Environmental Quality Act, Title 14 of the California Code of Regulations Section 15302(b), Class 2, Replacement or Reconstruction.
  2. Approve the Glen Helen Small Bridge Repair Project as defined in the Notice of Exemption and direct the Clerk of the Board of Supervisors to file and post the Notice of Exemption.
  3. Approve the plans and specifications for the Glen Helen Small Bridge Repair Project.
  4. Authorize the Director of the Department of Public Works to advertise the Glen Helen Small Bridge Repair Project for formal bids.

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

#### Public Works-Transportation

- [40\)](#) Approve Amendment No. 1 to County Contract No. 15-549 (Funding Agreement No. 15-1001157) with the San Bernardino County Transportation Authority for the Baker Boulevard Bridge Replacement Project in the unincorporated community of Baker to increase the project funding amount by \$15,965,272, from \$1,550,228 to \$17,515,500, update Attachments A and B of the Funding Agreement, and extend the agreement term from December 31, 2022 to December 31, 2028.

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

- [41\)](#) Approve Cooperative Agreement with the City of Victorville to share maintenance, repair and operation costs at shared signal locations, estimated at \$2,500 annually, for a five-year term, retroactively effective for the period of July 1, 2022 through June 30, 2027.

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

- [42\)](#) Approve Amendment No. 1 to Funding Agreement No. 20-1002368 (County Contract No. 20-145) with the San Bernardino County Transportation Authority for the Phelan Road Widening Project in the Phelan area to add the Plans, Specifications and Estimate phase, increase the Measure I 2010-2040 Victor Valley Subarea Major Local Highways Program funding by \$2,501,498, from \$3,786,000 to \$6,287,498, update Attachments A and B of the Funding Agreement, and extend the agreement term from December 31, 2022 to June 30, 2029.

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

- [43\)](#) Approve Amendment No. 3 to Contract No. 10-871 with Dokken Engineering increasing the contract amount by \$365,847, from \$1,819,979 to \$2,185,826, for additional engineering and project management services, extending the expiration date from December 31, 2022 to December 31, 2026, and incorporating all applicable required Caltrans terms and conditions for the Bridge Replacement on Rock Springs Road over the Mojave River, in the Apple Valley area.

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

- [44\)](#) Approve Development Mitigation Cooperative Agreement with the City of Rialto to fund the development mitigation fair-share requirements for the Project Approval and Environmental Document, Plans, Specifications and Estimate, Right-of-Way, Construction Management and

Construction Phases of the Cedar Avenue at Interstate 10 Interchange Project in the Bloomington area, effective upon execution by both parties and terminating upon final payment for eligible costs submitted by the City of Rialto.  
(Presenter: Brendon Biggs, Director, 387-7906)

- [45\)](#)
1. Accept the Regional Transportation Development Mitigation Plan Financing Funds Annual Report and Five-Year Findings Report for 2021/22.
  2. Adopt the findings as indicated in the Five-Year Findings section of the Regional Transportation Development Mitigation Plan Financing Funds Annual Report.
  3. Accept the Local Area Transportation Facilities Plans Financing Funds Annual Report and Five-Year Findings Report for 2021/22.
  4. Adopt the findings as indicated in the Five-Year Findings section of the Local Area Transportation Facilities Plans Financing Funds Annual Report.
  5. Accept the Ad Hoc Transportation Development Impact Fees Annual Report and Five-Year Findings Report for 2021/22.
  6. Adopt the findings as indicated in the Five-Year Findings section of the Ad Hoc Transportation Development Impact Fees Annual Report.
- (Presenter: Brendon Biggs, Director, 387-7906)

#### Purchasing

- [46\)](#) Approve Amendment No. 10 to Contract No. 12-677 with Storetrieve, LLC for offsite record/data storage and retrieval services, assigning the contract to Vital Records Control, Inc., with no change to the total contract amount of \$4,325,000 or the total contract term of September 15, 2012, through September 14, 2023.  
(Presenter: Pete Mendoza, Interim Director, 387-2073)

#### Real Estate Services

- [47\)](#) Approve Amendment No. 3 to Revenue Lease Agreement No. 15-643 with Inland Empire Autism Spectrum Disorder Assessment Center of Excellence to extend the term of the lease for three years due to the tenant's exercise of an existing extension option for the period of January 1, 2023 through December 31, 2025, add two three-year options to extend the term of the lease, and adjust the revenue rental rate schedule for the exclusive use of 5,109 square feet of County-owned office space located at 1499 South Tippecanoe Avenue in San Bernardino for revenue in the amount of \$312,672.  
(Presenter: Terry W. Thompson, Director, 387-5000)
- [48\)](#)
1. Approve the Real Estate Services Department's use of an alternative procedure in lieu of a formal Request for Proposals as allowed per San Bernardino County Policy 12-02 - Leasing Privately Owned Real Property for San Bernardino County Use to add two five-year options to extend the term of Lease Agreement No. 92-226 with BRO-CO, LLC (for an aggregate term of 50 years if both extension options are exercised) for approximately 21,800 square feet of office and clinic space located at 16453 Bear Valley Road in Hesperia for the Department of Public Health.
  2. Approve Amendment No. 8 to Lease Agreement No. 92-226 with BRO-CO, LLC, to extend the term of the lease for 10 years for the period of January 1, 2023 through December 31, 2032, due to the concurrent exercise of two existing five-year extension options (for an aggregate term of 40 years), provide for landlord's completion of certain tenant improvements totaling \$395,830, which shall be reimbursed to the landlord as a one-time, lump sum payment, add two-five year options to extend the term of the lease (for an aggregate term of 50 years if both extension options are exercised), adjust the rental rate schedule, and update standard lease agreement language for approximately 21,800 square feet of office and clinic space located at 16453 Bear Valley Road in Hesperia for the Department of Public Health in the amount of \$6,839,590.

3. Authorize the Purchasing Department to issue purchase orders, as necessary, for a total amount not to exceed \$25,000 for any contingencies and/or change orders that may arise in order to complete the turnkey tenant improvements set forth in Amendment No. 8 to Lease Agreement No. 92-226 to be constructed by the landlord (Four votes required).  
(Presenter: Terry W. Thompson, Director, 387-5000)

### Regional Parks

- [49\)](#) Approve Revenue Interim Use Permit with International Brotherhood of Electrical Workers Local No. 47 for the exclusive use of Prado Regional Park on May 6, 2023, and a portion of the park on May 3, 2023, through May 5, 2023, and May 7, 2023, for \$57,800 to hold an annual company picnic event.  
(Presenter: Beahta R. Davis, Director, 387-2340)
- [50\)](#) Approve a Lease Agreement with Close the Lid Entertainment, LLC, for the operation of Dorsey's Dog Shop at Calico Ghost Town Regional Park, whereby the County will receive monthly concession fee revenue of \$500 or 8.5% of gross income (whichever is greater) plus a 3.5% advertising fee, for the approximately three-year period of December 6, 2022, through December 30, 2025.  
(Presenter: Beahta R. Davis, Director, 387-2340)
- [51\)](#)
  1. Approve the Capital Improvement Program Project No. 23-129 for the Pool System Emitter Repair Project at Yucaipa Regional Park in the amount of \$602,903.
  2. Approve appropriation and revenue adjustment to fund the Capital Improvement Program project 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: Beahta R. Davis, Director, 387-2340)

### Risk Management

- [52\)](#) Approve fee-for-service contract with Express Scripts, Inc., dba myMatrixx, for the provision of Workers' Compensation Pharmacy Benefit Management services for the County's self-insured workers' compensation claims, with a total not-to-exceed amount of \$5,030,000 for the period of December 17, 2022, through December 16, 2027.  
(Presenter: Victor Tordesillas, Director, 386-8621)

### Sheriff/Coroner/Public Administrator

- [53\)](#)
  1. Approve Contract with HCI Systems, Inc., for the provision of fire suppression system testing and inspection services at the County's detention centers, in the amount of \$300,000 per year, for an aggregate amount not to exceed \$1,500,000 for the period of January 1, 2023 through December 31, 2027.
  2. Authorize the Sheriff/Coroner/Public Administrator, or Undersheriff, to execute change orders to the contract as needed, subject to review by County Counsel, so long as the total aggregate amount of such change orders does not exceed 20% (\$300,000) of the total contract amount, and the change orders do not amend the contract term.
  3. Direct the Sheriff/Coroner/Public Administrator, or Undersheriff, to transmit all change orders to the Clerk of the Board of Supervisors within 30 days of execution.  
(Presenter: Kelly Welty, Chief Deputy Director, 387-0640)
- [54\)](#)
  1. Approve and authorize the submission of the grant application to the California Governor's Office of Emergency Services for funding in the amount of \$88,653 under the 2022 Paul Coverdell Forensic Sciences Improvement Program to provide training to the Sheriff/Coroner/Public Administrator's Crime Laboratory personnel and for overtime costs from April 1, 2023 through June 30, 2024.

2. Find that the grant application and usage is exempt under the California Environmental Quality Act, 14 California Code of Regulations §15321(b) and 15061(b)(3) and direct the Clerk of the Board of Supervisors to file and post the Notice of Exemption, as required by the California Governor's Office of Emergency Services.
  3. Designate the Chief Executive Officer as the official authorized to execute the grant application documents and any subsequent non-substantive amendments necessary on behalf of the County, as required by the California Governor's Office of Emergency Services, subject to review by County Counsel.
  4. Direct the Chief Executive Officer to transmit all documents and amendments in relation to this application to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Kelly Welty, Chief Deputy Director, 387-0640)

55)

1. Approve Grant Agreement with the State of California, Department of Parks and Recreation - Division of Boating and Waterways (State Grant No. C22L0613), including non-standard terms, in an amount up to \$150,000, effective from the date of full execution of the Grant Agreement and in effect for 15 years, through at least September 30, 2037, for the purchase of a patrol boat and transport trailer, to be purchased no later than March 31, 2024.
2. Approve the 15-year term of the Grant Agreement with the State of California, Department of Parks and Recreation - Division of Boating and Waterways (State Grant No. C22L0613) to provide funding to purchase a patrol boat and transport trailer, as an exception to the Standard County contract term of five years established in County Policy 11-06 Standard Practice 1.
3. Approve the purchase of the following unbudgeted fixed assets:
  - a. Patrol Boat - \$330,000
  - b. Transport Trailer - \$20,000
4. Authorize the Chairman of the Board of Supervisors or the Sheriff/Coroner/Public Administrator to sign and submit the Grant Agreement and the required certifications, as required by the State of California, Department of Parks and Recreation - Division of Boating and Waterways.
5. Direct the Chairman of the Board of Supervisors or the Sheriff/Coroner/Public Administrator to transmit all documents related to the Grant Agreement to the Clerk of the Board of Supervisors within 30 days of execution.
6. Authorize the Auditor-Controller/Treasurer/Tax Collector to post adjustments to the Sheriff/Coroner/Public Administrator's 2022-23 budget, as detailed in the Financial Impact section (Four votes required).

(Presenter: Kelly Welty, Chief Deputy Director, 387-0640)

#### Transitional Assistance

56)

Approve contract, including non-standard terms, with Loma Linda University Institute for Community Partnerships to provide Medi-Cal Health Enrollment Navigators Project services, in an amount not to exceed \$2,060,699, for the period of December 6, 2022 through June 30, 2026.

(Presenter: Gilbert Ramos, Director, 388-0245)

#### **SEPARATED ENTITIES**

##### Board Governed County Service Areas

57)

Acting as the governing body of San Bernardino County Service Area 120 (North Etiwanda Preserve):

1. Approve the Real Estate Services Department's use of an alternative procedure in lieu of a formal Request for Proposal as allowed per San Bernardino County Policy 12-02 - Leasing Privately Owned Real Property for San Bernardino County Use for the non-exclusive use of

approximately 0.18 acres of Southern California Edison Company land (portion of Accessor Parcel Numbers 1087-081-01 and 1087-081-03) located at the terminus of Etiwanda Avenue for the period of January 1, 2023 through December 31, 2027, for parking to service the North Etiwanda Preserve in Rancho Cucamonga.

2. Approve a license agreement with Southern California Edison Company, including non-standard terms, for the period of January 1, 2023 through December 31, 2027, for the non-exclusive use of approximately 0.18 acres of Southern California Edison Company land (portion of Accessor Parcel Numbers 1087-081-01 and 1087-081-03) located at the terminus of Etiwanda Avenue for parking to service the North Etiwanda Preserve in Rancho Cucamonga in the amount of \$27,573.

(Presenter: Terry W. Thompson, Director, 387-5000)

#### In-Home Supportive Services Public Authority

- [58\)](#) Acting as the governing body of the In-Home Supportive Services Public Authority, approve Amendment No. 1 to Contract No. 18-367 with Health Care Employees/Employer Medical & Dental Trust Fund, updating Exhibit B, and increasing the amount by \$24,557,432, from \$25,282,944 to a not to exceed amount of \$49,840,376, with no change to the contract period of July 1, 2018 through June 30, 2023.

(Presenter: Rosa Hidalgo, Executive Director, 891-9102)

#### San Bernardino County Fire Protection District

- [59\)](#) Acting as the governing body of the San Bernardino County Fire Protection District, approve Amendment No. 4 to Agreement No. 17-31 with Wittman Enterprises, LLC for continued ambulance transport billing and collection services, increasing the not to exceed amount of the contract by \$120,000, from \$1,720,000 to \$1,840,000, and extending the term for an additional six months, from January 1, 2023, through June 30, 2023, for a total contract period of January 1, 2017, through June 30, 2023.

(Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

- [60\)](#) Acting as the governing body of the San Bernardino County Fire Protection District:
1. Approve Master Student Internship Agreement with the Regents of the University of California, on behalf of the University of California, Los Angeles Center for Prehospital Care Paramedic Education Program, for unpaid work studies, effective upon execution by both parties through June 30, 2026.
  2. Approve the Supplemental Agreement template and authorize the Fire Chief/Fire Warden or the Deputy Fire Chief of the San Bernardino County Fire Protection District to execute individual Supplemental Agreements with the Regents of the University of California, on behalf of the University of California, Los Angeles Center for Prehospital Care Paramedic Education Program students, pursuant to the Master Student Internship Agreement.

(Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

#### San Bernardino County Flood Control District

- [61\)](#) Acting as the governing body of the San Bernardino County Flood Control District, approve Agreement with Desert Environmental Resources, Inc., in the amount of \$375,000, for the purchase of credits for the mitigation of impacts from the Desert Knolls Wash Phase III Flood Control Improvement Project, which shall terminate upon the earlier of six months from the effective date of December 6, 2022, or completion of all agreement obligations.

(Presenter: Brendon Biggs, Chief Flood Control Engineer, 387-7906)

- [62\)](#) Acting as the governing body of the San Bernardino County Flood Control District, approve Amendment No. 2 to Revenue License Agreement No. 03-104 with the Volunteers of America Southwest California, Incorporation, a California Corporation to extend the term of the license,

exercising the second of three existing 10-year extension options, for the period of January 1, 2023 through December 31, 2032, and update standard license agreement language for the non-exclusive use of approximately 7,754 square feet of vacant San Bernardino County Flood Control District land located west of "E" Street between North Mall Way and Inland Center Drive in San Bernardino for total revenue in the amount of \$10.  
(Presenter: Terry W. Thompson, Director, 387-5000)

63) CONTINUED FROM TUESDAY, NOVEMBER 15, 2022, ITEM NO. 104

Acting as the governing body of the San Bernardino County Flood Control District:

1. Adopt Resolution declaring the San Bernardino County Flood Control District-owned property consisting of a 3.50-acre portion of Assessor's Parcel Number 0229-291-57, in the City of Fontana Sphere of Influence, is surplus and no longer necessary for the uses and purposes of the San Bernardino County Flood Control District and the conveyance is in the public interest; that pursuant to Government Code section 54221(f)(1)(C), the San Bernardino County Flood Control District property is exempt surplus land; and authorizing the sale of said San Bernardino County Flood Control District property to Speedway SBC Development, LLC, and that the property conveyed will not substantially conflict or interfere with the use of the remaining property retained by the San Bernardino County Flood Control District, and will have no impact nor interfere with flood protection in the region; and authorizing in exchange for said District property the acceptance of Assessor's Parcel Number 0229-291-45 from Speedway Commerce Center Development, LLC, an affiliate of Speedway SBC Development, LLC, consisting of approximately 3.85 acres in the San Sevaine Channel, and also in the City of Fontana Sphere of Influence, for regional flood control pursuant to Water Code Appendix section 43-6, County Policy 12-17, and Government Code section 25365(b); and finding the exchange of the property is categorically exempt from further environmental review under the California Environmental Quality Act Guidelines, Title 14 of the California Code of Regulations sections 15312 (Surplus Government Property Sales) and 15061(b) (Common Sense Exemption) (Four votes required).
2. Approve Property Exchange Agreement with Speedway SBC Development, LLC that authorizes the exchange of San Bernardino County Flood Control District-owned property consisting of a 3.50-acre portion of Assessor's Parcel Number 0229-291-57, in the City of Fontana Sphere of Influence for the acceptance of Assessor's Parcel Number 0229-291-45 from Speedway Commerce Center Development, LLC, an affiliate of Speedway SBC Development, LLC, consisting of approximately 3.85 acres in the San Sevaine Channel, and also in the City of Fontana Sphere of Influence, for regional flood control pursuant to Water Code Appendix section 43-6, County Policy 12-17, and Government Code section 25365(b) (Four votes required).
3. Authorize the Chairman of the Board of Supervisors to execute the Property Exchange Agreement and Grant Deed to convey a 3.50-acre portion of Assessor's Parcel Number 0229-291-57 to Speedway SBC Development, LLC.
4. Authorize the Director of the Real Estate Services Department to execute any other documents and take any actions necessary to complete this transaction, subject to County Counsel review.
5. Direct the Clerk of the Board of Supervisors to file and post the Notice of Exemption for the exchange of property.

(Presenter: Terry W. Thompson, Director, 387-5000)

**MULTIJURISDICTIONAL ITEMS**

Multijurisdictional Item with the following entities: San Bernardino County; Bloomington Recreation and Park District

- 64) 1. Acting as the governing body of the Bloomington Recreation and Park District, approve a

revenue license agreement with Family Service Association, effective retroactively from December 1, 2022 through June 30, 2025, in the amount of \$500 per month with total revenue of \$15,500 for the non-exclusive use of approximately 3,825 square feet of the commercial kitchen, community room, two unreserved parking spaces, and a storage room located on the first floor of the Ayala Park Community Center to provide meals for seniors.

2. Acting as the governing body of San Bernardino County, authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact Section, for a \$21,700 allocation from the Fifth District's Board of Supervisors 2022-23 budget to assist the Bloomington Recreation and Park District with costs associated with the license agreement.

(Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-4811)

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

- [65\)](#)
1. Acting as the governing body of San Bernardino County, approve Amendment No. 1 to Statement of Work No. 22-278 with Accela, Inc. to perform cloud migration services to migrate from EnvisionConnect to the Accela Civic Platform and Environmental Health Civic Application for the Department of Public Health, extending the Statement of Work for six months for a total period of April 26, 2022, through June 30, 2023.
  2. Acting as the governing body of the San Bernardino County Fire Protection District, approve Amendment No. 1 to Statement of Work No. 22-280 with Accela, Inc. to perform cloud migration services to migrate from EnvisionConnect to the Accela Civic Platform and Certified Unified Program Agency/Environmental Health Civic Application, extending the Statement of Work for four months for a total period of April 26, 2022, through April 30, 2023.

(Presenter: Pete Mendoza, Interim Director, 387-2073)

- [66\)](#)
1. Acting as the governing body of the San Bernardino County Fire Protection District:
    - a. Approve the Real Estate Services Department's use of an alternative procedure in lieu of a formal Request for Proposals, as permitted by County Policy 12-02 - Leasing Privately Owned Real Property for County use, to use approximately 15,324 square feet of office and warehouse space at 295 E. Caroline Street, Suite D2, in San Bernardino, for three months for the period of December 6, 2022 through March 5, 2023, for the San Bernardino County Fire Protection District.
    - b. Approve Use Permit with CCI Club SB, LLC, a Colorado limited liability company, for the use of approximately 15,324 square feet of office and warehouse space at 295 E. Caroline Street, Suite D2, in San Bernardino, for three months for the period of December 6, 2022 through March 5, 2023, for the San Bernardino County Fire Protection District in the amount of \$19,615.
  2. Acting as the governing body of San Bernardino County:
    - a. Approve Amendment No. 3, effective retroactively to November 21, 2022, to Contract No. 20-685 with BELFOR USA Group, Inc. for the provision of emergency environmental remediation and restoration services to add the scope of work for the cleaning or disposal of San Bernardino County Fire Protection District supplies and equipment at 2824 East W. Street in San Bernardino, and to increase the project-specific not to exceed amount for this work by \$523,000, increasing the total not to exceed project cost from \$60,000 to \$583,000, with no other changes to the contract or the contract term that currently expires on August 30, 2025.
    - b. Approve a \$330,000 increase to the aggregate not to exceed amount, increasing the aggregate not to exceed cost from \$670,000 to \$1,000,000, for the fee-for-service contracts with the following companies for the provision of inspection, review and analysis of County facilities, operations, and equipment to ensure compliance with State and Federal regulations, environmental and occupational health regulations, and

compliance with the County Policy 11-07 and 11-07SP, with no change to the contract terms or contract period of April 17, 2022 through April 16, 2027:

1. Alta Environmental, LP an NV5 Company (Contract No. 22-159)
2. Group Delta Consultants, Inc. (Contract No. 22-160)
3. Pacific EH&S Services, Inc. (Contract No. 22-161)
4. Pelletier & Associates, Inc. dba P3 Ergonomics (Contract No. 22-162)
5. Safety Center Incorporated (Contract No. 22-163)
6. TRC Solutions, Inc. (Contract No. 22-164)

(Presenter: Terry W. Thompson, Director, 387-5000)

## **ORDINANCES FOR FINAL ADOPTION**

### **Land Use Services**

- [67\)](#) Adopt ordinance relating to amending Title 6 of the County Code to adopt by reference the 2022 editions of the California Building Standards Code, 2021 International Property Maintenance Code and 2021 International Swimming Pool and Spa Code, which was introduced on November 15, 2022, Item No. 110.

(Presenter: David Doublet, Director, 387-4431)

## **DISCUSSION CALENDAR**

### **Board of Supervisors**

Action on Consent Calendar

Deferred Items

### **San Bernardino County Fire Protection District**

- [68\)](#) Acting as the governing body of the San Bernardino County Fire Protection District, conduct a public hearing and take the following actions regarding Annexation No. 203:

1. Consider testimony of all interested persons and taxpayers for or against the proposed annexation of Assessor Parcel Numbers 0397-451-01-0000 through 0397-451-31-0000 into Community Facilities District No. 94-01 (City of Hesperia), as well as any protests received from both registered voters, if any, residing within Community Facilities District No. 94-01 or the territory proposed for annexation and persons owning real property within Community Facilities District No. 94-01 or the territory proposed for annexation.
2. Adopt Resolution calling for a special mailed ballot election of the property owner of Assessor Parcel Numbers 0397-451-01-0000 through 0397-451-31-0000, in accordance with Government Code section 53339.7, regarding the proposed annexation of these parcels into Community Facilities District No. 94-01.
3. Adopt Resolution that:
  - a. Declares the results of the special mailed ballot election and ordering the annexation of Assessor Parcel Numbers 0397-451-01-0000 through 0397-451-31-0000 into Community Facilities District No. 94-01, making these parcels subject to the annual special tax for fire suppression services.
  - b. Directs the Secretary of the Board of Directors to cause the recordation of the Annexation No. 203 boundary map with the San Bernardino County Recorder.
  - c. Directs the Secretary of the Board of Directors to cause the preparation and recordation of the notice of special tax lien with the San Bernardino County Recorder within 15 days.

(Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

## **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.

**12:00 P.M.**

**DISCUSSION CALENDAR (cont'd)**

**Board of Supervisors**

- 69)**
1. Conduct interviews of individuals listed in Attachment A for the appointment to fill the vacancy for the next term of Assessor/Recorder beginning at Noon on January 2, 2023, through 11:59 a.m. on January 6, 2025.
  2. Consider provisional appointment to fill the vacancy for the next term for the Assessor/Recorder beginning at Noon on January 2, 2023, through 11:59 a.m. on January 6, 2025.
  3. Appoint selected applicant to the position of County Clerk effective at Noon on January 2, 2023, through 11:59 a.m. on January 6, 2025.
  4. Adopt Resolution calling for a special election for Assessor/Recorder to fill the remainder of the four-year term beginning at Noon on January 6, 2025, through 11:59 a.m. on January 4, 2027, to be consolidated with the statewide general election scheduled for November 5, 2024.

(Presenter: Curt Hagman, Chairman and Fourth District Supervisor, 387-4866)

**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.

**THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, DECEMBER 13, 2022 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.**