

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

Tuesday, October 20, 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
Leonard X. Hernandez

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 special 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 24 hours prior to the special meeting outside of the County Government Center, 385 North Arrowhead Avenue, San Bernardino, CA 92415, the Bob Burke Joshua Tree Government Center, 63665 Twentynine Palms Highway, Joshua Tree, CA 92252, the Jerry Lewis High Desert Government Center, 15900 Smoke Tree Street, Hesperia, CA 92345, and Twin Peaks Government Center, 26010 CA-189, Twin Peaks, CA 92391. 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").

In accordance with County Code section 12.0101, members of the public may address the Board on any item on the agenda. To address the Board regarding an item on the agenda, complete and submit the yellow form entitled "Calendared Item – Request to Speak." 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 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, the Jerry Lewis High Desert Government Center, 15900 Smoke Tree Street, Hesperia, CA 92345, or the Twin Peaks Government Center, 26010 CA-189, Twin Peaks, CA 92391. 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

8:00 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. City of Fontana, San Bernardino County Superior Court Case No. CIVDS1911476
2. Jose Sanchez v. San Bernardino County Public Health Department, Animal Care and Control Division, San Bernardino County Superior Court Case No. CIVDS 1928265
3. Colonies Partners, L.P. v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-00420-KK
4. Paul Biane v. County of San Bernardino, et al., United States Central District Court Case No. 2:18-cv-008901
5. Jeffrey S. Burum v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-00672-JGB-SHK
6. John Dino DeFazio v. County of San Bernardino, et al., United States Central District Court Case No. 5:19-cv-00554
7. James Howard Erwin v. County of San Bernardino, et al., United States Central District Court Case No. 5:18:cv-01216-JGB-KK
8. Mark A. Kirk v. County of San Bernardino, et al., United States Central District Court Case No. 5:18-cv-01597-ODW-SHK

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

9. Two cases

SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

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

10. Colonies Partners, L.P. v. County of San Bernardino, et al., United States Central District

PUBLIC SESSION

9:00 A.M. – RECONVENE MEETING OF THE BOARD OF SUPERVISORS – Covington Chambers, First Floor, County Government Center

Invocation and Pledge of Allegiance - Fourth District

DISCUSSION CALENDAR

County Administrative Office

- 2)
1. Conduct a study session regarding the provision of emergency and non-emergency ground ambulance service in the (8) eight exclusive operating areas under contract with American Medical Response.
 2. Provide direction to staff regarding the continuation of the emergency medical service assessment project.
- (Presenter: Leonard X. Hernandez, Chief Executive Officer, 387-5425)

11:30 A.M.

Land Use Services

- 3)
1. Conduct a public hearing to consider an appeal of a Planning Commission action approving a Conditional Use Permit for a religious facility consisting of a 27,364-square foot, two-story Youth Center/Gymnasium, recreational facilities, 41,037-square foot, two-story assembly building with a maximum seating capacity of 600, and a 1,500-square foot, two-story maintenance/caretaker unit in two phases on a 13.6-acre portion of a 27.12-acre site.
 - Appellants: Save Our Forest Association, Inc., Sierra Club - San Bernardino Mountains Group, San Bernardino Valley Audubon Society
 - Applicant: Church of the Woods
 - Community: Rimforest
 - Location: North side of State Route 18, west of Daley Canyon Road.
 2. Deny the appeal and take the following actions for project approval:
 - a. Certify the Environmental Impact Report, SCH No. 2004031114.
 - b. Adopt the California Environmental Quality Act Findings of Fact and Statement of Overriding Considerations.
 - c. Adopt the Mitigation Monitoring and Reporting Program.
 - d. Adopt the recommended Findings for approval of the Conditional Use Permit.
 - e. Approve the Conditional Use Permit for the religious facility, subject to the recommended Conditions of Approval.
 - f. Direct the Clerk of the Board to file a Notice of Determination.
- (Presenter: Heidi Duron, Planning Director, 387-4110)

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.