

FAIR STATEMENT OF PROCEEDINGS FOR THE  
SAN BERNARDINO COUNTY BOARD OF SUPERVISORS REGULAR MEETING

**Tuesday, October 8, 2024**

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



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

**JESSE ARMENDAREZ**  
Second District Supervisor

**CURT HAGMAN**  
Fourth District Supervisor

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

**Chief Executive Officer**  
Luther Snoke

**County Counsel**  
Tom Bunton

**Clerk of the Board**  
Lynna Monell

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**ROLL CALL**

**SUPERVISORS PRESENT:**

Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

**SUPERVISORS ABSENT:**

Col. Paul Cook (Ret.)

**OTHERS IN ATTENDANCE**

Luther Snoke - Chief Executive Officer  
Tom Bunton - County Counsel  
Lynna Monell - Clerk of the Board

**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. Cushman Contracting, et al., San Diego County Superior Court Case No. 37-2022-00011325-CU-BC-CTL
2. M.C. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVSB2222384
3. San Bernardino County v. Childhelp, Inc., et al., San Bernardino County Superior Court Case No. CIVSB2330003
4. Ashley Keck, et al. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVSB2302702

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

5. One case.

**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 - Fourth District

Pastor Joe McTarsney of the Calvary Montclair Church

Memorial Adjournments

Board of Supervisors

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

- Shirley F. Allen, 97, of Apple Valley
- Janet Dawn Briggs, 64, of Victorville
- Thomas Joseph Burchfield, 92, of Hesperia
- David Oakley Judd, 83, of Hesperia
- Cindy Lee Simpson, 69, of Apple Valley
- Kenneth Duane Woods, 72, of Apple Valley

Second District – Supervisor Jesse Armendarez

- Lucy Larae Buckmiller, 89, of Rancho Cucamonga
- Shirin Connor Furutan, 17, of Rancho Cucamonga
- Elvia Hernandez, 57, of Fontana
- Greta Jessica Hodges, 87, of Fontana
- Leon Terry Koch, 81, of Fontana
- Alex Gabriel Otero, 26, of Fontana
- Jesus Cosme Posadas, 76, of Fontana
- Richard Sabala, 78, of Fontana
- James Robert Seils, 83, of Upland
- Jerry Roberta Smith, 77, of Rancho Cucamonga
- Marco Antonio Villagran, 60, of Fontana
- Robert Zamora, 94, of Rancho Cucamonga

Third District – Supervisor Dawn Rowe

- Nedford Hall Carter, 84, of Yucca Valley
- Verna Carol Luyster, 87, of Loma Linda
- Lucille Wikert, 72, of Highland
- Gloria Lynn Young, 76, of Mentone
- David Ziilch, 77, of Redlands

Fourth District – Supervisor Curt Hagman

- Stephen Louis Bretzman, 67, of Ontario
- George Deboer, 98, of Ontario
- Mayra Alexandra Hermosillo, 38, of Ontario
- Kathi Ann Kelley, 70, of Ontario
- Annie Nyenhuis, 89, of Chino
- Ida Rosemarie Tessier, 97, of Ontario
- Cor Verkaik, 93, of Ontario
- Justin Brad Wilson, 52, of Chino Hills
- Peter Ysais, Jr., 93, of Chino Hills

Fifth District – Supervisor Joe Baca, Jr.

- Joella M. Gordon, 90, of San Bernardino
- Carol S. Horine, 80, of San Bernardino
- Victor Lee Johnson, 68, of San Bernardino
- Terrill J. Mulligan, 87, of San Bernardino
- Maria Theresa Neri, 73, of San Bernardino
- Irene Ruiz Vaca, 72, of San Bernardino

- David Eugene Weeks, 56, of Bloomington

### Special Presentations, Resolutions and Proclamations

#### Chair Rowe

- Presentation recognizing the 2024 NACo Award recipients

### Reports from County Counsel and Chief Executive Officer

There were no reports from County Counsel or Chief Executive Officer

### Individual Board Member Comments

Fourth District Supervisor Curt Hagman thanked Land Use Services for hosting an open house at the Chino Library. He attended the ribbon cutting of Holliday Rock's new Renewable Natural Gas fleet trucks and charging station. Supervisor Hagman thanked those who attended their Document Shredding event. He said his office will host a Veteran's Resource event on November 2, 2024. Supervisor Hagman stated Ontario International Airport and the California Science Center recently opened an immersive space in Terminal 4. He congratulated Inland Empire Health Plan on being certified as a great place to work for the fourth year in a row.

Fifth District Supervisor Joe Baca, Jr. provided an update on the following board he sits on: Local Agency Formation Commission. He thanked Sheriff Shannon Dicus for the unveiling of new deputies in the Muscoy community. Supervisor Baca, Jr. stated he hosted a College and Career Readiness Day and thanked the County Departments who participated. He congratulated County Departments on the NACo Awards received.

Second District Supervisor Jesse Armendarez thanked the Department of Behavioral Health for their quick response to the tragedies in the second district. He said he attended the following events: Sheriff's Rodeo, ribbon cutting at CityLink, the 8th Annual Chillin' N Grillin' event in Fontana, and the American Public Transportation Association Conference. Supervisor Armendarez said the Second District is opening applications for Youth Advisory.

Chair and Third District Supervisor Dawn Rowe said the Line Fire flared back up, causing more evacuations. She thanked first responders and offered support for displaced residents. She highlighted the following items on the agenda: 18 and 48. Supervisor Rowe wished Supervisor Baca, Jr. a happy birthday.

### 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.
- c) Disclosure pursuant to Government Code Section 84308.

### **CONSENT CALENDAR**

Items listed on the Consent Calendar are expected to be routine and non-controversial and will be acted upon in one motion as the first item of business on the Discussion 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.

### **COUNTY DEPARTMENTS**

Board of Supervisors

2) Adoption of Recognitions, Resolutions and Proclamations:

Board of Supervisors

Adopt proclamation proclaiming the second week of October as Code Enforcement Appreciation Week.

Adopt resolution recognizing the United States Air Force's 77th Anniversary and the United States Space Force's 5th Anniversary.

Presentation recognizing the 2024 NACo Award recipients.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

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

Chair and Third District Supervisor Dawn Rowe

- a. Approve the appointment of Crystal Quintana to Seat 18 on the Inland Empire HIV Planning Council for the remaining 4-year term, expiring 12/31/2024 (At Large).
- b. Approve the reappointment of Celina Rwengo to Seat 5 on the San Bernardino County In-Home Supportive Services Advisory Committee for a 2-year term, expiring 1/31/2026 (At Large).
- c. Approve the reappointment of Habiba Amani to Seat 1 on the San Bernardino County In-Home Supportive Services Advisory Committee for a 2-year term, expiring 1/31/2026 (At Large).
- d. Approve the appointment of Rosalious N. Fortune-Lawal to Seat 2 on the San Bernardino County In-Home Supportive Services Advisory Committee for the remaining 2-year term, expiring 1/31/2026 (At Large).

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 4) 1. Direct the Clerk of the Board of Supervisors to post notice of vacancies, on October 8, 2024, 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 22, 2024, at 5:00 p.m. as the last day to submit applications for a seat as Director on the respective Boards.
- (Presenter: Dawn Rowe, Chair and Third District Supervisor, 387-4855)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Aging and Adult Services

5) Approve Contract with URM Technologies, Inc., including non-standard terms, to digitize

In-Home Supportive Services Case Files for a total contract amount, not to exceed \$1,100,000, for the contract period of October 8, 2024, through October 7, 2025.  
(Presenter: Sharon Nevins, Director, 891-3917)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Airports

- 6)
  1. Adopt Resolution authorizing submission of an application to the California Department of Transportation, for an Airport Improvement Program Matching Grant in the amount of \$32,039, for the Electrical Vault Upgrade Project at Chino Airport.
  2. Authorize the Director of Airports to electronically submit and execute any documents required to apply for funds from the California Department of Transportation Airport Improvement Program Matching Grant, on behalf of the County.
  3. Direct the Director of Airports to transmit the application of the California Department of Transportation Airport Improvement Program Matching Grant to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Brett J. Godown, Director, 387-8810)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Arrowhead Regional Medical Center

- 7) Approve Affiliation Agreement, including non-standard terms, with The Regents of the University of California, Irvine on behalf of the University of California, Irvine, School of Medicine to allow an Arrowhead Regional Medical Center Neurology resident physician to obtain specialized clinical training in Neuroscience Critical Care, in the amount of \$350, effective October 8, 2024, through February 7, 2025.

(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 8) Approve a non-financial Affiliation Agreement with California Baptist University to enable its Master in Social Work students to participate in clinical training at the Arrowhead Regional Medical Center from October 8, 2024, through October 7, 2029.

(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 9)
  1. Approve the following Amendments, including non-standard terms, to allow Arrowhead Regional Medical Center to receive supplemental payments for Medi-Cal managed care capitation rate increases during the State-established claim period of January 1, 2023, through December 31, 2023:

- a. Amendment No. 5 to Agreement No. 19-837 with Molina HealthCare of California
  - b. Amendment No. 12 to Agreement No. 20-887 with Inland Empire Health Plan
2. Direct the Clerk of the Board of Supervisors to maintain confidentiality of the Amendments pursuant to Health and Safety Code Section 1457(c)(1).  
(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 10) Approve Agreement with Werfen USA LLC, including non-standard terms, for the purchase of blood bank reagent products and the rental of related laboratory testing equipment, in the not-to-exceed amount of \$1,243,500, for the period of October 22, 2024, through five years from the acceptance date of the equipment.  
(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 11) Approve Exactamix Compounder Lease and Abacus Software License Agreement with Baxter Healthcare Corporation, including non-standard terms, to be used to formulate intravenous nutrition solutions, in the amount of \$75,843.60, for the agreement term of November 1, 2024, through October 31, 2029.  
(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 12) Approve Amendment No. 1 to Non-Financial Affiliation Agreement No. 21-863, with the Pomona Valley Hospital Medical Center for Arrowhead Regional Medical Center Fellow Physicians to participate in pulmonary/interventional pulmonology rotations, with no change in the contract term of November 16, 2021, through November 15, 2026.  
(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 13) Accept and approve the revisions of policies, and the report of the review and certification of the following Arrowhead Regional Medical Center Operations, Policy and Procedure Manuals, included and summarized in Attachments A through F:
1. Department of Ambulatory Care Services - Primary Care Clinics Policy and Procedure Manual
  2. Medical Imaging Department Policy and Procedure Manual
- (Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 14) Approve License Agreement, including non-standard terms, with BrandConnex, LLC, as agent for U.S. News & World Report, L.P., for licensing to utilize the High Performing Hospitals 2024-2025 - Kidney Failure emblem, in the amount of \$4,800, effective October 8, 2024, through the date of the next publication, or 12 months, whichever occurs first.  
(Presenter: Andrew Goldfrach, ARMC Chief Executive Officer, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Assessor/Recorder/County Clerk

- 15) Approve Memorandum of Understanding for participation in the California County Assessors Shared Services Program and Shared Services Contracts by, between, and among the California Assessors' Association, participating California Counties, and the California Board of Equalization, for the two-year contract term, retroactively beginning on July 1, 2024, through June 30, 2026, in an amount not to exceed of \$90,000.  
(Presenter: Chris Wilhite, Assessor-Recorder-County Clerk, 382-3208)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

County Administrative Office

- 16) 1. Approve a revised standardized and non-financial Community Care Expansion Preservation Program contract template for San Bernardino County to award Operating Subsidy Payment funding to eligible Adult Residential Facilities, Residential Care Facilities for the Elderly, and Residential Care Facilities for the Chronically Ill, allowing alternative agreements in lieu of deed restrictions, as listed in Attachment D, beginning the date of execution through June 30, 2029.  
2. Authorize the Chief Executive Officer or County Chief Financial Officer to execute the Community Care Expansion Preservation Program contract template with subgrantees, contractors, and/or subcontractors in accordance with the Board of Supervisors approved Community Care Expansion Preservation Program Implementation Plan, on behalf of the County, subject to County Counsel review.  
(Presenter: Matthew Erickson, County Chief Financial Officer, 387-5423)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 17) Adopt Resolution issuing orders under the Bridge Fire Local Emergency to allow out of county solid waste to be disposed of in the San Bernardino County Waste Disposal System, upon payment of applicable fees, through May 1, 2025, unless rescinded earlier by the Board of Supervisors or the Board of Supervisors terminates the Bridge Fire Local Emergency.  
(Presenter: Luther Snoke, Chief Executive Officer, 387-4811)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

- 18) Adopt Resolution supporting Proposition 36, the Allows Felony Charges and Increases Sentences for Certain Drug and Theft Crimes Initiative.  
(Presenter: Leia Fletes, Director of Government Relations, 387-4280)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Economic Development Department

- 19) Authorize Economic Development to accept a donation, in the amount of \$12,500, from Amazon to be used for the 2024 State of the County event costs.  
(Presenter: Derek Armstrong, Director, 387-4386)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

- 20) Approve Reference Solutions Agreement with Data Axle, Inc., including non-standard terms, to license use of the Data Axle Reference Solutions Platform, in the annual purchase amount of \$5,420, for the contract period beginning on October 15, 2024 through October 14, 2025, automatically renewing annually thereafter unless terminated by either party.  
(Presenter: Derek Armstrong, Director, 387-4386)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Innovation and Technology

- 21) 1. Approve non-financial Customer Agreement with Amazon Web Services, Inc., including non-standard terms, simultaneously terminating Agreement No. 20-1028, for cloud services and storage retroactively effective May 17, 2024, through October 26, 2030.  
2. Authorize the Purchasing Agent to issue Purchase Orders to Amazon Web Services for amounts not-to-exceed \$3,500,000 in aggregate for cloud services and storage for the period of May 17, 2024, through October 26, 2030.  
3. Authorize the Chief Information Officer or Assistant Chief Information Officer to electronically accept the Customer Agreement with Amazon Web Services, Inc., and any future updates as they pertain to changes in the Customer Agreement, subject to review by County Counsel, provided that such updated terms do not substantively modify the terms of the original Customer Agreement.  
4. Direct the Chief Information Officer or Assistant Chief Information Officer to transmit printed copies of any updated terms to the Customer Agreement related to the cloud services and storage that is electronically accepted to the Clerk of the Board of Supervisors within 30 days of acceptance.  
(Presenter: Lynn Fyhrlund, Chief Information Officer, 388-5501)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman



AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

- 22) 1. Approve the following non-financial End User License Agreements, including non-standard terms, with GEO Jobe GIS Consulting, LLC for administrative software and support, simultaneously terminating Contract Nos. 20-982 and 20-983, retroactively effective February 27, 2023 and continuing until terminated by either party.
- a. Clean My Org
  - b. Admin Tools for ArcGIS
  - c. Backup My Org
2. Authorize the Chief Information Officer or Assistant Chief Information Officer to electronically accept the End User License Agreements in Recommendation No. 1, with GEO Jobe GIS Consulting, LLC, and any future updates to the End User License Agreements, as they pertain to changes to the administrative software and support, subject to County Counsel review, provided that such updated terms do not substantively modify the terms of the original End User License Agreements.
3. Direct the Chief Information Officer or Assistant Chief Information Officer to transmit printed copies of any updated terms to the End User License Agreements in Recommendation No. 1, that are electronically accepted, to the Clerk of the Board of Supervisors within 30 days of execution.
- (Present: Lynn Fyhrlund, Chief Information Officer, 388-5501)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Probation

- 23) 1. Authorize the transfer of 34 positions from the Probation Department to the Department of Behavioral Health, as detailed in Attachment A.
2. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary 2024-25 budget adjustments as indicated in the Financial Impact section (Four votes required).
3. Authorize the Human Resources Department to transfer incumbents in filled positions from the Probation Department to the Department of Behavioral Health.
- (Presenter: Tracy Reece, Chief Probation Officer, 387-5692)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Project and Facilities Management

- 24) 1. Approve Addendum No. 1, dated July 9, 2024, for the Mojave Barn and Corrals Revitalization Project, located at 18000 Yates Road in Victorville, which made the following changes and updates to the bid documents:
- a. Changed the bid opening from July 11, 2024, to July 17, 2024, at 11:00 a.m.
  - b. Updated construction contract sample.
  - c. Responded to bidder-submitted questions.
2. Find the bid proposal from Wakeco, Inc. to be nonresponsive for failing to submit an executed non-collusion declaration, receipt of Addendum No. 1, and a signed bid as required in the bid proposal and the Public Contract Code section 7106.
3. Award a construction contract to KNC Construction, Inc., in the amount of \$1,091,500, for the Mojave Barn and Corrals Revitalization Project located at 18000 Yates Road in

Victorville.

4. Approve a \$270,025 decrease to Capital Improvement Program Project No. 23-139, decreasing the project budget, from \$1,899,872 to \$1,629,847, for the Mojave Barn and Corrals Revitalization Project located at 18000 Yates Road in Victorville.
5. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments to the Capital Improvement Program 2024-25 budget, as detailed in the Financial Impact section.
6. Authorize the Director of the Project and Facilities Management Department to order any necessary changes or additions to the work being performed under the construction contract for a total amount not to exceed \$67,075 pursuant to California Public Contract Code Section 20142.
7. Authorize the Director of the Project and Facilities Management Department to accept the work when 100% complete and execute and file the Notice of Completion.

(Presenter: Don Day, Director, 387-5000)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 25) Continue the finding, first made by the Board of Supervisors on June 25, 2024, that there is substantial evidence that the damaged power line that provides power to the Bertha Peak Communication site 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 an urgent project to replace power lines and poles at the Bertha Peak Communications site in Big Bear, to allow uninterrupted public safety emergency communication services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure remediation and construction services, and delegating authority, originally by Resolution on June 25, 2024, to the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or contracts, in a total amount not to exceed \$2,329,803, for any remediation, construction, and modifications related to the power lines, cross arms, cross arm hardware, power poles, tree trimming, and tree removal, 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)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 26) 1. Approve the following addenda to the bid documents for the Prado Tent Campground Restroom Addition Project:
- a. Addendum No. 1 dated May 20, 2024, which acknowledges the upload of project plans.
  - b. Addendum No. 2 dated May 23, 2024, which acknowledges the new advertisement date in the San Bernardino County Sun and the rescheduled pre-bid conference date.
  - c. Addendum No. 3 dated June 13, 2024, which provided bidder submitted questions and County responses regarding the project.
2. Award a construction contract to Rasmussen Brothers Construction, Inc., in the amount of \$715,000, for the Prado Tent Campground Restroom Addition Project.
3. Authorize the Director of the Project and Facilities Management Department to order any necessary changes or additions in the work being performed under the contract referenced in Recommendation No. 2, for a total amount not to exceed \$48,250, pursuant to Public Contract Code Section 20142.

4. Approve a \$1,526,000 decrease to Capital Improvement Program Project No. 23-089, decreasing the total project budget, from \$2,920,655 to \$1,394,655, for the Prado Tent Campground Restroom Addition Project located at 16700 Euclid Avenue in Chino.
5. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments within the Capital Improvement Program, as detailed in the Financial Impact section (Four votes required).
6. Authorize the Director of the Project and Facilities Management Department to accept the work when 100% complete and execute and file the Notice of Completion.

(Presenter: Don Day, Director, 387-5000)

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 27)
1. Approve a budget increase in the amount of \$324,304, increasing the total budget from \$316,480 to \$640,784, for the Chino Airport Vault Upgrade Project.
  2. Approve appropriation and revenue adjustments to fund the Chino Airport Vault Upgrade 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).
  3. Approve Addendum No. 1, dated April 2, 2024, which provided a revised bid proposal, revised drawings, and answers to bidder's questions for the Chino Airport Vault Upgrade Project.
  4. Find the bid proposal from Amtek Construction to be nonresponsive for failing to provide an original bid bond at time of bid, as required by the bid documents.
  5. Award a construction contract, in the amount of \$222,222, to Vellutini Corporation dba Royal Electric Company for the Chino Airport Vault Upgrade Project.
  6. Authorize the Director of the Project and Facilities Management Department to order any necessary changes or additions to the work being performed under the construction contract for a total amount not to exceed \$22,222, pursuant to California Public Contract Code Section 20142.
  7. Authorize the Director of the Project and Facilities Management Department to accept the work when 100% complete and execute and file a Notice of Completion.

(Presenter: Don Day, Director, 387-5000)

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### Public Health

- 28)
1. Approve Amendment No. 2 to Agreement No. 24-289 (Award No. 6 UT8HA33958-05-03), from the United States Department of Health and Human Services, Health Resources and Services Administration for the Ending the HIV Epidemic: A Plan for America - Ryan White HIV/AIDS Program Parts A and B, authorizing the carryover of \$604,339 in unobligated funding from the prior budget period, to increase the total award amount from \$2,559,215 to \$3,163,554, for the period of March 1, 2024 through February 28, 2025.
  2. Approve and authorize the submission of a grant application to the United States Department of Health and Human Services, Health Resources and Services Administration, for continued Ending the HIV Epidemic: A Plan for America - Ryan White HIV/AIDS Program Parts A and B funding in an amount of up to \$25,000,000, for the period of March 1, 2025 through February 28, 2030.
  3. Authorize the Chair of the Board of Supervisors, Chief Executive Officer, or Director of the Department of Public Health to execute and submit any subsequent non-substantive

amendments or documents required to receive the grant award in Recommendation No. 1, or for the submission of the grant application in Recommendation No. 2, for the Ending the HIV Epidemic: A Plan for America - Ryan White HIV/AIDS Program Parts A and B, on behalf of the County, subject to review by County Counsel.

4. Direct the Director of the Department of Public Health to transmit any amendments in relation to the grant award or grant application to the Clerk of the Board of Supervisors within 30 days of execution.
5. Direct the Clerk of the Board of Supervisors to maintain the grant application as a confidential document through the grant application submission deadline of October 22, 2024.

(Presenter: Joshua Dugas, Director, 387-9146)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Public Works-Transportation

- 29) Approve Cooperative Agreement with the City of Chino Hills for street repairs, maintenance, and emergency work within the incorporated area of the City of Chino Hills and the surrounding unincorporated area, for an amount not to exceed \$60,000 per project and an aggregate total of \$100,000 per fiscal year, effective October 8, 2024, through September 30, 2029.

(Presenter: Noel Castillo, Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 30) Ratify the approval of final grant application submitted to the Federal Railroad Administration, in the amount of \$40,000,000, for Consolidated Railroad Infrastructure and Safety Improvements grant call-for-projects to construct a grade separation and mobility infrastructure project for Vista Road in the Helendale area.

(Presenter: Noel Castillo, Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 31) Adopt a Resolution that:
  1. Establishes a "No Parking/Tow-Away Zone" pursuant to County Code Section 52.0132(a):
    - a. Along the south side of Cajon Court from Cajon Boulevard northwesterly for 450 feet in the Devore area; and
    - b. Along the north side of Cajon Court from 300 feet northwest of Cajon Boulevard westerly for 60 feet in the Devore area.
  2. Establishes a "No Overnight Parking/Tow-Away Zone" along the north side of Cajon Court from 240 feet northwest of Cajon Boulevard westerly for 200 feet, pursuant to County Code Sections 52.018(a) and 52.0132(a), in the Devore area.
  3. Directs the County Road Commissioner to perform such acts as are necessary to implement the terms of the Resolution.

(Presenter: Noel Castillo, Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

- 32) 1. Approve Amendment No. 2 to Contract No. 20-870 with CycloMedia Technology, Inc., in an increased amount of \$399,000 for an additional scope of work, plus an increase of \$3,990 to the contingency amount, for the new total contract amount not-to-exceed \$2,484,111, with no change to the period of September 1, 2020 through August 31, 2025, in order to:
- a. Collect Video and Light Detection and Ranging survey data within the transportation right-of-way study area of interest.
  - b. Conduct automated Road Surface Analysis data analytics on the survey data to automate the Pavement Condition Indexing methodology for the County Maintained Road System.
2. Authorize the Director of the Department of Public Works to accept the work when 100% of the survey and data analytics have been delivered with location accuracy and surface analysis methodology validated.  
(Presenter: Noel Castillo, Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Purchasing

- 33) Approve Amendment No. 1 to the following contracts for procurement of used vehicles for the Sheriff/Coroner/Public Administrator and Fleet Management Department, increasing the aggregate amount by \$5,000,000, from \$7,000,000 to \$12,000,000, and extending the term for an additional two-year period, for a total five-year term of December 7, 2021, through December 6, 2026, with the following vendors:
1. Contract No. 21-927 with Enterprise Rent-A-Car Company of Los Angeles, LLC. dba Enterprise Car Sales
  2. Contract No. 21-928 with Fairview Ford Sales, Inc.
- (Presenter: Pete Mendoza, Director, 387-2073)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman  
AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
ABSENT: Col. Paul Cook (Ret.)

Real Estate Services

- 34) 1. Find that approval of Amendment No. 1 to Lease Agreement No. 24-179 with Redlands Railway District, LLC, for office space, is an exempt project under the California Environmental Quality Act Guidelines Section 15301 - Existing Facilities (Class 1).
2. Approve Amendment No. 1 to Lease Agreement No. 24-179 with Redlands Railway District, LLC, adjusting the projected commencement date for the 10-year period to February 1, 2025, through January 31, 2035, removing the early termination language, and adjusting the rent schedule with final improvement cost amortization, for the use of approximately 16,996 total square feet of office space located at 31 West Stuart Avenue, Suite 100 and 101 West Stuart Avenue, in Redlands, with a proposed increase of \$277,057 to the improvement costs, for the total improvement cost of \$1,521,160, which will be amortized over the 10-year term, for a total contract cost of \$8,137,934.
3. Authorize the Purchasing Agent to issue purchase orders, as necessary, for a total amount not to exceed \$100,000, for any unforeseen contingencies and/or change orders that may

arise during construction in order to complete the tenant improvements set forth in the Lease Agreement with Redlands Railway District, LLC (Four votes required).

4. Direct the Real Estate Services Department to file the Notice of Exemption in accordance with the California Environmental Quality Act.

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

### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 35)
  1. Find that the conveyance of one drainage easement, one Temporary Construction Easement, and one utility easement, totaling approximately 23,513 square feet, to TDC Glen Helen Owner LLC, the declaration of approximately 25 foot road right-of-way along Forest Lane, and the execution of a road maintenance agreement with TDC Glen Helen Owner LLC for Forest Lane over San Bernardino County-owned property at Glen Helen Regional Park in the Devore area are categorically exempt under the California Environmental Quality Act Guidelines pursuant to Sections 15301 (Existing Facilities), 15302 (Replacement or Reconstruction), and 15305 (Minor Alterations in Land Use Limitations).
  2. Adopt Resolution that:
    - a. Declares the conveyance of one drainage easement of approximately 10,850 square feet and one Temporary Construction Easement of approximately 10,301 square feet to TDC Glen Helen Owner, LLC and one utility easement of approximately 2,362 square feet to Southern California Edison Company over portions of San Bernardino County-owned property totaling approximately 23,513 square feet (portions of Assessor's Parcel Number 0349-191-22-0000) located at the Glen Helen Regional Park in the Devore area, is in the public interest, and the easement interests conveyed will not substantially conflict or interfere with the use of the property by San Bernardino County.
    - b. Authorizes the conveyance of one drainage easement of approximately 10,850 square feet and one Temporary Construction Easement of approximately 10,301 square feet to TDC Glen Helen Owner, LLC and one utility easement of approximately 2,362 square feet to Southern California Edison Company over portions of San Bernardino County-owned property totaling approximately 23,513 square feet (portions of Assessor's Parcel Number 0349-191-22-0000) located at Glen Helen Regional Park in the Devore area, in accordance with Government Code Sections 25526.6 and 25521, upon total payment of \$45,816 by TDC Glen Helen Owner, LLC.
  3. Adopt Resolution that declares approximately 16,496 square feet of San Bernardino County-owned property (portion of Assessor's Parcel Number 0349-191-22-0000) as road right-of-way along Forest Lane at Glen Helen Regional Park in the Devore area.
  4. Approve an Easement Acquisition Contract with TDC Glen Helen Owner, LLC for the conveyance of the Grant of Easements set forth in Recommendation Nos. 5 through 7, for the total payment of \$45,816.
  5. Approve an Easement Grant and Agreement for Drainage with TDC Glen Helen Owner, LLC over a portion of San Bernardino County-owned property, comprising approximately 10,850 square feet (portion of Assessor's Parcel Number 0349-191-22-0000), located at Glen Helen Regional Park in the Devore area, for drainage purposes.
  6. Approve a Temporary Construction Easement with TDC Glen Helen Owner, LLC over a portion of San Bernardino County-owned property, comprising approximately 10,301 square feet (portion of Assessor's Parcel Number 0349-191-22-0000), located at Glen Helen Regional Park in the Devore area, for temporary construction purposes, for a term to commence upon mutual execution and to expire on the earlier of two years thereafter, or the date TDC Glen Helen Owner, LLC files its notice of completion.

7. Approve a Grant of Easement to Southern California Edison over a portion of San Bernardino County-owned property, comprising 2,362 square feet (portion of Assessor's Parcel Number 0349-191-22-0000), located at Glen Helen Regional Park in the Devore area, for utility purposes.
8. Approve a Road Maintenance Agreement with TDC Glen Helen Owner, LLC, for a term commencing on mutual execution and to expire on August 29, 2033, for TDC Glen Helen Owner, LLC to maintain Forest Lane in the Devore area, at its sole cost.
9. Authorize the Director of the Real Estate Services Department to execute any other documents necessary to complete the conveyance of the easements, subject to County Counsel review.
10. Direct the Clerk of the Board of Supervisors to forward a copy of the Resolution in Recommendation No. 3 to the Department of Public Works to be recorded in the official records of San Bernardino County.
11. Direct the Real Estate Services Department to file the Notice of Exemption in accordance with the California Environmental Quality Act.

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

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### Regional Parks

- 36)
  1. Terminate Grant Agreement No. 24-542 with the State of California Department of Parks and Recreation Division of Boating and Waterways.
  2. Approve Grant Agreement No. C23709002 with the State of California Department of Parks and Recreation, Division of Boating and Waterways, including non-standard terms, for the design and permitting costs related to the replacement of Lake Gregory's boat launch and facility, in an amount up to \$300,000, from the date signed by the State through October 9, 2044.
  3. Authorize the Director of the Regional Parks Department to execute the Grant Agreement, and any subsequent non-substantive amendments, subject to County Counsel review.
  4. Direct the Director of the Regional Parks Department to transmit the Grant Agreement, and any subsequent non-substantive amendments, to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Beahta R. Davis, Director, 387-2340)

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### Sheriff/Coroner/Public Administrator

- 37)
  1. Approve Agreement with the State of California - Office of Traffic Safety (State Grant No. AL25027), in an amount not to exceed \$660,722, for the Evidentiary Alcohol Breath Testers grant, for the period of October 1, 2024, through September 30, 2025.
  2. Authorize the Sheriff/Coroner/Public Administrator, Undersheriff, and Chief Deputy Director of Sheriff's Administration to execute and electronically submit the grant award documents and any necessary non-substantive amendments, as required by the State of California, Office of Traffic Safety, on behalf of the County, subject to review by County Counsel.
  3. Approve the purchase of the following unbudgeted fixed assets:
    - a. Two Desktop Evidentiary Breath Testing Instruments in an amount not to exceed \$22,000.

- b. Two Headspace Gas Chromatograph Mass Spectrometer/Flame Ionization Detectors, in an amount not to exceed \$548,800.
  4. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments to the Sheriff/Coroner/Public Administrator's 2024-25 budget, as detailed in the Financial Impact section (Four votes required).
  5. Direct the Sheriff/Coroner/Public Administrator, Undersheriff, or Chief Deputy Director of Sheriff's Administration to transmit the grant award, and any amendments in relation to this grant award, to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Kelly Welty, Chief Deputy Director, 387-3760)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 38)
1. Approve Agreement with the State of California - Office of Traffic Safety (State Grant No. PT25218), in an amount not to exceed \$1,130,000, for the Selective Traffic Enforcement Program, for the period of October 1, 2024, through September 30, 2025.
  2. Authorize the Sheriff/Coroner/Public Administrator, Undersheriff, and Chief Deputy Director of Sheriff's Administration to execute and electronically submit the grant award documents and any necessary non-substantive amendments, as required by the State of California, Office of Traffic Safety, on behalf of the County, subject to review by County Counsel.
  3. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments to the Sheriff/Coroner/Public Administrator's 2024-25 budget, as detailed in the Financial Impact section (Four votes required).
  4. Direct the Sheriff/Coroner/Public Administrator, Undersheriff, or Chief Deputy Director of Sheriff's Administration to transmit the grant award, and any amendments in relation to this grant award, to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Kelly Welty, Chief Deputy Director, 387-3760)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Veterans Affairs

- 39)
- Adopt Resolution declaring November 4, 2024, through November 11, 2024, and the week leading up to Veterans Day each year thereafter, as Operation Green Light for Veterans, to show support for veterans, along with raising awareness about the challenges faced by many veterans and the resources that are available at the county, state, and federal level to assist them and their families.
- (Presenter: Diana Alexander, Assistant Executive Officer, 387-4261)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

**SEPARATED ENTITIES**

Board Governed County Service Areas

- 40)
- Acting as the governing body of County Service Area 60-Apple Valley Airport:
1. Approve the Real Estate Services Department's use of an alternate procedure in lieu of a



formal Request for Proposal as allowed per County Policy 12-02 - Leasing Privately Owned Real Property for County Use, to use approximately 20.06 acres of vacant land in Apple Valley for the period of October 11, 2024, through October 13, 2024.

2. Approve a Use Permit, including non-standard terms, with Heidi Reed, Trustee of the Tanner Gift Trust dated July 11, 1983, in the amount of \$2,575, for the use of approximately 20.06 acres of vacant land (Assessor's Parcel Numbers 0463-372-60-0000, 0463-372-62-0000, and 0463-372-49-0000) located west of the Apple Valley Airport, to serve as overflow parking for the 2024 Apple Valley Airshow, for the period of October 11, 2024, through October 13, 2024.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 41) Acting as the governing body of County Service Area 70 J Oak Hills:
  1. Approve Addendum No. 1, issued August 8, 2024, and Addendum No. 2 issued August 13, 2024, to the bid documents for the County Service Area 70 J Oak Hills - Water Main Relocations on Various Roads in Hesperia Project.
  2. Award construction Contract to WEKA, Inc., in the amount of \$747,882, for the County Service Area 70 J Oak Hills - Water Main Relocations on Various Roads in Hesperia Project.
  3. Authorize a contingency fund of \$74,788 for the County Service Area 70 J Oak Hills - Water Main Relocations on Various Roads in Hesperia Project.
  4. Authorize the Director of the Department of Public Works to approve expenditures up to \$74,788 for verified quantity overruns for this unit priced construction contract.
  5. Authorize the Director of the Department of Public Works to order any necessary changes or additions in the work being performed under the construction contract with WEKA, Inc., for a total amount not-to-exceed \$49,894 of the \$74,788 reserved for verified quantity overruns, pursuant to Public Contract Code Section 20142.
  6. Authorize the Director of the Department of Public Works to accept the work when 100% complete and execute and file the Notice to Completion.

(Presenter: Noel Castillo, Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

San Bernardino County Fire Protection District

- 42) Acting as the governing body of the San Bernardino County Fire Protection District, adopt a Resolution acknowledging receipt of the 2023-24 Compliance Report (Exhibit A) prepared by the San Bernardino County Fire Protection District regarding the inspection of certain occupancies requiring annual inspections pursuant to California Health and Safety Code sections 13146.2, 13146.3, and 13146.4.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 43) Acting as the governing body of the San Bernardino County Fire Protection District:

1. Approve and authorize the submission of a grant application to the United States Department of Agriculture Rural Development, for the Community Project Funding/Congressionally Directed Spending Program, for Fire Station Improvements project, in the amount of \$2,000,000.
  2. Approve and authorize the submission of a grant application to the United States Department of Agriculture Rural Development, for the Community Project Funding/Congressionally Directed Spending Program, for Snow Removal and Natural Disaster Heavy Equipment project, in the amount of \$1,680,000.
  3. Authorize the Fire Chief/Fire Warden, or Deputy Fire Chief to proceed with the following actions, on behalf of the San Bernardino County Fire Protection District, related to the grants identified in Recommendation Nos. 1 and 2:
    - a. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grants.
    - b. Execute any non-substantive project modifications and grant amendments, subject to review by County Counsel.
  4. Direct the Fire Chief/Fire Warden to transmit any non-substantive amendments to the Secretary of the Board of Directors within 30 days of execution.
- (Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 44) Acting as the governing body of the San Bernardino County Fire Protection District:
1. Approve the Facility Rental Application template, with DoubleTree by Hilton San Bernardino, including non-standard terms, for the use of the banquet hall for an Awards Ceremony event and other events held at the facility, for a period of October 8, 2024, through October 7, 2027.
  2. Authorize the Fire Chief/Fire Warden or the Director of Purchasing to complete and execute the Facility Rental Application template, with DoubleTree by Hilton San Bernardino for an Awards Ceremony event and other events held at the facility, for a period of October 8, 2024, through October 7, 2027, subject to the Purchasing Agent's limits as defined in County Policy 11-04 and review by County Counsel.
- (Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 45) Acting as the governing body of the San Bernardino County Fire Protection District, approve non-competitive agreement with Innovative Design and Sheet Metal Products, Inc. dba Innovative Emergency Equipment for vehicle upfitting and safety equipment installation and removal services, in the amount not-to-exceed \$1,500,000, effective retroactively for the period of July 1, 2024, through June 30, 2029.
- (Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 46) Acting as the governing body of the San Bernardino County Fire Protection District:
1. Terminate the finding, first made by the San Bernardino County Fire Protection District

Board of Directors on August 22, 2023, that there is substantial evidence that the finding of lead-based paint contamination at 120 S. D Street in San Bernardino 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 an urgent project to remediate the hazardous materials, to allow staff to continue to provide essential public safety services, and would not permit the delay resulting from a formal competitive solicitation of bids to procure construction services, and delegating authority, by Resolution on August 22, 2023, to the Chief Executive Officer to direct the Purchasing Agent to issue purchase orders and/or contracts, in a total amount not-to-exceed \$2,994,472, for any emergency remediation, construction, and modifications of internal and external structures related to the lead-based paint contamination at 120 S. D Street in San Bernardino, 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.

2. Terminate the finding, first made by San Bernardino County Fire Protection District Board of Directors on February 6, 2024, that there is substantial evidence that the finding of major roof leaks at 120 S. D Street in San Bernardino, which, as part of the emergency identified in Recommendation No. 1, investigated and confirmed by the Project and Facilities Management Department on January 3, 2024, 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 an urgent project to remediate the major roof leaks, including a full roof replacement project, to allow staff to continue to provide essential public safety services, and will not permit the delay resulting from a formal competitive solicitation of bids to procure construction services.

(Presenter: Don Day, Director, 387-5000).

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### **San Bernardino County Flood Control District**

- 47) Acting as the governing body of the San Bernardino County Flood Control District, approve Cooperative Agreement with the City of Chino Hills for minor flood control facility repairs, maintenance, and emergency work on facilities within the incorporated area of the City of Chino Hills for approximately five years, effective October 8, 2024, through September 30, 2029, in an amount not to exceed \$45,000 per project and \$100,000 per fiscal year.

(Presenter: Noel Castillo, Chief Flood Control Engineer, 387-7906)

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### **MULTIJURISDICTIONAL ITEMS**

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

- 48) 1. Acting as the governing body of San Bernardino County, approve the Memorandum of Understanding between San Bernardino County Flood Control District and the San Bernardino Valley Municipal Water District regarding the Request for Recharge of State Water Project's water at Cactus Basins, for a contract term of October 8, 2024, through October 7, 2025, with the option to extend for one additional year.

2. Acting as the governing body of the San Bernardino County Flood Control District, approve the Memorandum of Understanding between San Bernardino County and the San Bernardino Valley Municipal Water District regarding the Request for Recharge of State Water Project's water at Cactus Basins, for a contract term of October 8, 2024, through October 7, 2025, with the option to extend for one additional year.
  3. Authorize the Chief Executive Officer to exercise the option to extend the term of the Memorandum of Understanding between San Bernardino County, San Bernardino Flood Control District and the San Bernardino Valley Municipal Water District for one-year, subject to review by County Counsel.
  4. Direct the Chief Executive Officer to transmit a one-year extension of the Memorandum of Understanding to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Noel Castillo, Director/Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 49)
1. Acting as the governing body of San Bernardino County:
    - a. Find that the Interstate 10 Corridor Freight and Express Lanes Project being constructed by the San Bernardino County Transportation Authority serves a general San Bernardino County public purpose.
    - b. Authorize the payment of \$35,000 to the San Bernardino County Flood Control District to cover review and inspection fees associated with the construction permit for the Interstate 10 Corridor Freight and Express Lanes Project.
    - c. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the budget adjustments as detailed in the Financial Impact section (Four votes required).
  2. Acting as the governing body of San Bernardino County Flood Control District:
    - a. Authorize the receipt of payment in the amount of \$35,000 from San Bernardino County for the review and inspection fees associated with the construction permit for the Interstate 10 Corridor Freight and Express Lanes Project.
    - b. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the budget adjustments as detailed in the Financial Impact section (Four votes required).

(Presenter: Noel Castillo, Director/Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

Multijurisdictional Item with the following entities: San Bernardino County; Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District; Board Governed County Service Areas; In-Home Supportive Services Public Authority; Inland Counties Emergency Medical Agency; San Bernardino County Fire Protection District; San Bernardino County Flood Control District

- 50)
1. Acting as the governing body for San Bernardino County, and as the governing body for the Board Governed County Service Areas; San Bernardino County Flood Control District; Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District; In-Home Supportive Services Public Authority; Inland Counties Emergency Medical Agency; and San Bernardino County Fire Protection District, approve non-financial Terms of Service with Space Exploration Technologies Corp., including non-standard terms, for Starlink satellite-based internet service and software licenses, which shall remain in effect for as long as the County and its affiliated agencies continue to access or use the underlying software, or until terminated in accordance with the provisions of the agreement.

2. Acting as the governing body for San Bernardino County, designate the Chief Information Officer, Assistant Chief Information Officer, or IT Division Chief as the representative authorized for San Bernardino County to electronically accept the Terms of Service identified in Recommendation No. 1, and future updates to the agreement, subject to review by County Counsel, provided that such updated terms do not substantively modify the terms of the original agreement.
3. Acting as the governing body for the Board Governed County Services Areas; San Bernardino County Flood Control District; Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District; In-Home Supportive Services Public Authority; Inland Counties Emergency Medical Agency; and San Bernardino County Fire Protection District, designate the Chief Executive Officer as the representative authorized for Board Governed County Services Areas; San Bernardino County Flood Control District; Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District; In-Home Supportive Services Public Authority; Inland Counties Emergency Medical Agency; and San Bernardino County Fire Protection District to electronically accept the Terms of Service identified in Recommendation No. 1, and future updates to the agreement, subject to review by County Counsel, provided that such updated terms do not substantively modify the terms of the original agreement.
4. Direct the Chief Information Officer or Assistant Chief Information Officer to transmit printed copies of any updated terms to the Terms of Service related to the satellite-based internet services and software licenses that are electronically accepted to the Clerk of the Board of Supervisors within 30 days.

(Presenter: Lynn Fyhrlund, Chief Information Officer, 388-5501)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

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

- 51)
  1. Acting as the governing body of San Bernardino County, accept receipt of the 2023-24 Annual Report summarizing all Settlement Agreements executed by the San Bernardino County Fire Protection District on behalf of San Bernardino County as the Certified Unified Program Agency.
  2. Acting as the governing body of the San Bernardino County Fire Protection District, accept receipt of the 2023-24 Annual Report summarizing all Settlement Agreements executed by the San Bernardino County Fire Protection District on behalf of San Bernardino County as the Certified Unified Program Agency.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

- 52)
  1. Acting as the governing body of San Bernardino County:
    - a. Approve Contract with the City of Fontana to assist with providing enhancements to Southridge Park, to include one shade structure for the playground and two baseball backstops, for the period January 1, 2024, through June 30, 2025, reallocating \$350,880 in remaining funds previously awarded under Contract No. 22-90, in the not-to-exceed amount of \$370,000, and waive the requirement in County Policy 05-10 for a financial matching contribution of at least 25% from the City of Fontana.
    - b. Approve Contract with San Bernardino County Fire Protection District to provide funding

- for the purchase of two drones, in the amount of \$110,000, for the contract term of October 8, 2024, through October 7, 2025.
- c. Approve Contract with the City of Upland to contribute funding to support a comprehensive Economic Development and Inflation Reduction Project, in the not-to-exceed amount of \$350,000, for the period of October 8, 2024, through October 7, 2025.
  - d. Approve an allocation of \$110,000 from the 2024-25 Fourth District's Board of Supervisors Discretionary Fund - District Specific Priorities Program budget to the San Bernardino County Fire Protection District for the purchase of two drones.
  - e. Approve an allocation of \$9,408 from the 2024-25 Fourth District's Board of Supervisors Discretionary Fund - District Specific Priorities Program budget to the County Library for the purchase of two-way radios, and waive the requirement in County Policy 05-10 that allocations are for projects or services of \$10,000 or more.
  - f. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact section, to provide funding for the purchase of two drones.
2. Acting as the governing body of San Bernardino County Fire Protection District:
    - a. Approve Contract with San Bernardino County to receive funding for the purchase of two drones, in the amount of \$110,000, for the contract term of October 8, 2024, through October 7, 2025.
    - b. Authorize the Auditor-Controller/Treasurer/Tax Collector to post budget increases of \$110,000, as detailed in the Financial Impact section, to provide funding for the purchase of two drones (Four votes required).

(Presenter: Luther Snoke, Chief Executive Officer, 387-4811)

#### **APPROVED (CONSENT CALENDAR)**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

#### **DISCUSSION CALENDAR**

##### Board of Supervisors

Action on Consent Calendar - The motions and votes for Consent Calendar items are taken as a single action. Abstentions or recusals for specific Consent Calendar items are recorded on the Fair Statement, which is the official record of votes.

Public Comment: Noretta Barker, Karan Slobom, Darcee Klapp, Joanne Genis, Garth Pezant, Sr.

##### **Approval of the Consent Agenda**

#### **THE CONSENT AGENDA WAS APPROVED**

Motion/Second: Joe Baca, Jr./Curt Hagman

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

##### Deferred Items

No items were deferred for discussion

##### Multijurisdictional Item with the following entities: San Bernardino County; Board Governed County Service Areas

- 53) 1. Acting as the governing body of County Service Area 70, Zone R-34 Big Bear Rd:
  - a. Adopt the certified results of the mailed ballot property owner election held on July 19,

2024, regarding the proposed increase of an annual property related service charge from \$100 per parcel to \$231.04 per parcel, for ongoing operating and maintenance costs, with an annual inflationary increase of up to 3%, and \$468.02 per parcel, for a 10-year period to fund repayment of a loan, with interest at the County's Treasurer rate, to fund a Capital Improvement Project to repave West Villa Grove Avenue between Plumas Court and Villa Grove Avenue, for a total of \$699.06 per parcel per year, effective 2025-26.

- b. Adopt Resolution that:
    - i. Repeals portions of Resolution No. 94-3 initially establishing an annual property related service charge of \$100 per parcel for road maintenance and snow removal services for County Service Area 70, Zone R-34 Big Bear Rd.
    - ii. Authorizes a new property related service charge of \$699.06 per parcel per year, \$231.04 for ongoing operating and maintenance costs, with an annual inflationary increase of up to 3%, and \$468.02 for a 10-year period to fund repayment of a loan, with interest at the County's Treasurer rate, for a Capital Improvement Project to repave West Villa Grove Avenue between Plumas Court and Villa Grove Avenue, effective 2025-26, for County Service Area 70, Zone R-34 Big Bear Rd.
  - c. Reaffirm that the Auditor-Controller/Treasurer/Tax Collector is directed to place the \$699.06 per parcel service charge on the property tax roll beginning in 2025-26, subject to California State Board of Equalization approval, to fund road maintenance and snow removal services, and to fund a Capital Improvement Project to repave West Villa Grove Avenue between Plumas Court and Villa Grove Avenue, for County Service Area 70, Zone R-34 Big Bear Rd.
  - d. Approve the Capital Improvement Program - County Service Area 70, Zone R-34 Big Bear Rd Paving Project in the amount of \$100,846.
  - e. Adopt Resolution that accepts a loan in the amount of \$100,846 from the County Service Area Revolving Loan Fund and stating the necessity for borrowing funds in order to fund the County Service Area 70, Zone R-34 Big Bear Rd Paving Project, with the loan, including interest at the County's Treasurer rate, being repaid within 10 years of disbursement (Four votes required).
  - f. Authorize the Auditor-Controller/Treasurer/Tax Collector to post 2024-25 budget adjustments, as indicated in the Financial Impact Section, for the County Service Area 70, Zone R-34 Big Bear Rd Paving Project (Four votes required).
2. Acting as the governing body of San Bernardino County:
    - a. Adopt Resolution approving a loan in the amount of \$100,846 from the County Service Area Revolving Loan Fund for the County Service Area 70, Zone R-34 Big Bear Rd Paving Project, with the loan, including interest at the County's Treasurer rate, being repaid within 10 years of disbursement.
    - b. Authorize the Auditor-Controller/Treasurer/Tax Collector to record the \$100,846 loan from the County Service Area Revolving Loan Fund to County Service Area 70, Zone R-34 Big Bear Rd, if approved.

(Presenter: Noel Castillo, Director, 387-7906)

Public Comment: None

**APPROVED**

Motion/Second: Curt Hagman/Joe Baca, Jr.

AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.

ABSENT: Col. Paul Cook (Ret.)

San Bernardino County Fire Protection District

54) CONTINUED FROM TUESDAY, SEPTEMBER 24, 2024, ITEM NO. 86

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. 211:

1. Consider testimony of all interested persons and taxpayers for or against the proposed annexation of Assessor's Parcel Number 0357-561-89-0000 into Community Facilities District No. 94-01 (City of Hesperia), as well as any protests received from 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's Parcel Number 0357-561-89-0000, in accordance with Government Code section 53339.7, regarding the proposed annexation of this parcel into Community Facilities District No. 94-01.
3. Adopt Resolution that:
  - a. Declares the results of the special mailed ballot election and orders the annexation of Assessor's Parcel Number 0357-561-89-0000 into Community Facilities District No. 94-01, making this parcel subject to the annual special tax for fire suppression services.
  - b. Directs the Secretary of the Board of Directors to cause the recordation of Annexation No. 211 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)

Hearing Opened  
 Public Comment: None  
 Hearing Closed

**APPROVED REC. NOS. 1 AND 2**

Motion/Second: Curt Hagman/Joe Baca, Jr.  
 AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
 ABSENT: Col. Paul Cook (Ret.)

**APPROVED REC. NO. 3**

Motion/Second: Curt Hagman/Joe Baca, Jr.  
 AYE: Jesse Armendarez, Dawn Rowe, Curt Hagman, Joe Baca Jr.  
 ABSENT: Col. Paul Cook (Ret.)

**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.

Public Comment: Nancy Richardson, David Igyarto, Teresa Radsick, Garth Pezant, Sr., James Clayton

**THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, OCTOBER 22, 2024 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.**



**ATTEST**

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DAWN ROWE  
Chair, Board of Supervisors

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LYNNA MONELL  
Clerk of the Board