

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

Tuesday, October 8, 2019

CURT HAGMAN
CHAIRMAN
Fourth District Supervisor



JOSIE GONZALES
VICE CHAIR
Fifth District Supervisor

ROBERT A. LOVINGOOD
First District Supervisor

JANICE RUTHERFORD
Second District Supervisor

DAWN ROWE
Third District Supervisor

Chief Executive Officer
Gary McBride

County Counsel
Michelle D. Blakemore

Clerk of the Board
Lynna Monell

ROLL CALL

SUPERVISORS PRESENT:

Robert Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

OTHERS IN ATTENDANCE

Gary McBride - Chief Executive Officer
Michelle D. Blakemore - County Counsel
Lynna Monell - Clerk of the Board

CLOSED SESSION

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

Public Comment: Miguel Benitez, David Werlin, Sergio Donis

1) **BOARD OF SUPERVISORS**

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

1. Jose Villegas, et al. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS1606504
2. John Doe, et al. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS1926854

Conference with Labor Negotiator (Government Code section 54957.6)

3. Agency designated representative: Bob Windle
Employee organization:
 - San Bernardino County Public Attorneys Association- Attorney unit

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

Conference with Labor Negotiator (Government Code section 54957.6)

4. Agency designated representative: Bob Windle
Employee organization:

- SEIU - Local 2015 - In-Home Supportive Services Provider unit

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 Lance Irey of Trinity Lutheran Church in Montclair

Memorial Adjournments

Board of Supervisors: County Employee

- Deputy Rene Garcia, 35, of Rialto

Board of Supervisors

First District – Supervisor Robert A. Lovingood

- Ronald William Baucom, 80, of Spring Valley Lake
- Bishop Dr. Eldoris Bonner, 83, of Apple Valley
- Elizabeth “Betty” Callaway, 87, of Apple Valley
- Daniel William Holden, 85, of Wrightwood
- Roy Riddell Hurst, 86, of Phelan

Second District – Supervisor Janice Rutherford

- Hildelisa H. Bocanegra, 95, of Ontario
- Charles Lawrence “Chuck” Keagle III, 79, of Upland
- Carol A. Kupferer, 79, of Upland
- Rita Myrtle LaNier, 88, of Fontana
- Shirley Patrick, 85, of Upland
- Alva Dale Radford, 88, of Fontana

Third District – Supervisor Dawn Rowe

- Jeanne Bell Ruth, 72, of Redlands
- Robert E. Cedergren, 89, of Redlands
- Theodore K. Hanson, 75, of Redlands
- Merton Lonnie Hudson, 87, of Yucaipa
- Edward Dirk Van Zeyl, 93, of Yucaipa

Fourth District – Supervisor Curt Hagman

- Bernita Jean Berg, 72, of Chino
- Paul Dest, 96, of Ontario
- Joan Rae Heim, 82, of Ontario
- Arthur D. Licon, 80, of Chino
- Nancy Jane Peevey, 90, of Ontario
- Martha M. Ramos, 89, of Chino
- Edward J. Romo, Sr., 79, of Chino

Fifth District – Supervisor Josie Gonzales

- Marie Cooper, 91, of San Bernardino
- Wesley John Grimes, 81, of Rialto
- Carol Jean Ortega, 77, of Fontana
- Arianna Villalobos, 15, of Colton
- Craig James White, 65, of Colton

Reports from County Counsel and Chief Executive Officer

There were no reports from County Counsel or Chief Executive Officer

Special Presentations, Resolutions and Proclamations

Chairman Hagman

- Resolution approving participation in the 2019 Great California ShakeOut

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

Adopt and present resolution approving participation in the 2019 Great California ShakeOut Event in the County of San Bernardino.

Adopt resolution recognizing Edward DeBelina upon his retirement after more than 32 years of valued service to the County of San Bernardino.

Adopt resolution recognizing Debbie McCready upon her retirement after 30 years of valuable service to the County of San Bernardino.

Adopt resolution recognizing the 25th Anniversary of the California Desert Protection Act.

Adopt resolution recognizing the 20th Anniversary of the Executive Assistants' Forum of San Bernardino County.

Fourth District

Adopt resolution recognizing Deputy Chief Tyler Johnson on his retirement after nearly 30 years of dedicated and invaluable service to the residents of the Chino Valley Fire Department.

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

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

Chairman and Fourth District Supervisor Curt Hagman

- a. Approve the appointment of Jorge E. Escalante to Seat 5 on the Children and Families Commission (First 5), for the remaining 2-year term, expiring 1/31/2020 (At Large).

First District Supervisor Robert A. Lovingood

- b. Approve the appointment of Regina A. Troglin to Seat 1 on the Searles Valley-Trona Municipal Advisory Council, for the remaining 4-year term, expiring 12/7/2020.

Third District Supervisor Dawn Rowe

- c. Approve the appointment of Jim Miller to Seat 4 on the Big Bear Area Regional Wastewater Agency, serving until replaced.
- d. Approve the appointment of Claire Cozad to Seat 5 (Alternate) on the Big Bear Area Regional Wastewater Agency, for the remaining 4-year term, expiring 1/31/2020.

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 4) Terminate previous Employment Contract No. 10-1066 and approve new employment contract with Mark Taylor to update contract language to match current employment contract language, and to continue to provide support services to the Second District Supervisor as a Deputy Chief of Staff, increasing the responsibilities and the salary range, effective October 12, 2019, for an estimated annual cost of \$244,294 (Salary - \$147,950, Benefits - \$96,344).
(Presenter: Janice Rutherford, Second District Supervisor, 387-4833)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Agriculture/Weights and Measures

- 5) Approve State Revenue Agreement No. 19-0253-000-SA with the California Department of Food and Agriculture, Plant Health and Pest Prevention Services/Pest Exclusion Division for the Department of Agriculture/Weights & Measures to continue to provide quarantine response and regulatory enforcement activities under the Asian Citrus Psyllid Bulk Citrus Regulatory Program on behalf of the State from July 1, 2019 through June 30, 2020, for a total amount not to exceed \$17,512.55.
(Presenter: Roberta Willhite, Agricultural Commissioner/Sealer, 909-387-2177)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 6) Approve State Revenue Agreement No. 19-0058 with the California Department of Food and Agriculture, Plant Health and Pest Prevention Services/Pest Exclusion Division for the Department of Agriculture/Weights & Measures to continue to perform high-risk pest exclusion activities on behalf of the State from July 1, 2019 through June 30, 2020, for a total amount not to exceed \$138,277.14.
(Presenter: Roberta Willhite, Agricultural Commissioner/Sealer, 909-387-2177)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 7) Approve Revenue Agreement with the California Department of Food and Agriculture, Plant

Health and Pest Prevention Services/Pest Exclusion Division (State Agreement No. 19-0266-006-SF) for the Department of Agriculture/Weights & Measures to continue to provide inspection services related to the Detector Dog Team Program on behalf of the State from July 1, 2019 through June 30, 2020, for a total amount not to exceed \$192,086.
(Presenter: Roberta Willhite, Agricultural Commissioner/Sealer, 387-2117)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Arrowhead Regional Medical Center

- 8) Accept and approve the revisions of policies and the report of the review and certification of the Arrowhead Regional Medical Center Operations, Policy and Procedure Manuals (included and summarized in Attachments A through G.):
1. Sterile Processing
 2. Environment of Care
 3. Behavior Health
- (Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 9) 1. Approve the purchase of five Edwards EV-1000 monitor, as unbudgeted fixed assets at an aggregate amount of \$140,000 and associated cable and services at \$20,000 from Edwards Lifesciences, LLC.
2. Approve budget adjustment of \$160,000 to fund the purchase of five Edwards EV-1000 monitors and associated cable and services necessary 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: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 10) 1. Approve Amendment No. 16 to Hospital Services Agreement No. 13-160 with Molina HealthCare of California, Inc. to provide reimbursed healthcare services for Med-Cal Managed Care recipients, Molina Medicare Options Plus recipients, Dual recipients, Molina Health Benefit Exchange Product recipients, and other Molina product recipients by extending the term 108 days, retroactive to September 1, 2019, for a total contract period of May 1, 2013, through December 17, 2019.
2. Direct the Clerk of the Board to maintain confidentiality of the Agreement pursuant to Health and Safety Code section 1457(c)(1).
- (Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 11) Approve Amendment No. 1 to Agreement No. 16-800 with Baxter Healthcare Corporation to increase the amount by \$78,844 from \$53,315 to \$132,159 and to extend the contract for an

additional five years for the total period of November 1, 2016 through November 1, 2024 to continue leasing the Exactamix Compounder Equipment and Abacus Software License for use in Arrowhead Regional Medical Center - Pharmacy Department.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Clerk of the Board

- 12) Adopt the San Bernardino County Board of Supervisors annual meeting calendar for 2020 (Attachment A).
(Presenter: Lynna Monell, Clerk of the Board of Supervisors, 387-3848)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Community Development and Housing Agency

- 13) Approve Amendment No. 1, effective October 8, 2019, to Contract No. 19-270 with The Chance Project for services under the State of California Homeless Emergency Aid Program, adding housing navigation services in the mountain areas, increasing the total contract amount by \$27,145, from \$1,400,000 to \$1,427,145, with no change to the total contract period of April 30, 2019 through June 30, 2021.
(Presenter: Dena Fuentes, Deputy Executive Officer, 387-4411)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

County Administrative Office

- 14) Adopt Resolution determining there will be no exchange of property tax revenues as a result of the pending Local Agency Formation Committee proposal LAFCO 3236 - Reorganization to include annexation to the City of Redlands and detachment from the San Bernardino County Fire Protection District, its Valley Service Zone, and its Zone FP-5, and County Service Area 70.
(Presenter: Katrina Turturro, Deputy Executive Officer, 387-5423)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 15) 1. Approve an Agreement with Chino Basin Desalter Authority for the design, construction, permitting, operation and maintenance of certain treatment facilities and related groundwater extraction wells and conveyances for the Chino Airport Groundwater Remedial Project.
2. Delegate authority to the Chief Executive Officer or the Director of Airports to implement the budget process described in the Agreement, relating to design, permitting and construction of the treatment facilities and related conveyances, the operation and maintenance of the treatment plant and extraction wells, and payment of replenishment

costs, subject to review by County Counsel.
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 16) Continue the Emergency Proclamation, originally proclaimed by the Director of Emergency Services on July 6, 2019 and ratified by the Board of Supervisors on July 9, 2019, resulting from the July 4 and 5, 2019 Earthquake Swarm, followed by serious aftershocks, affecting the Trona and surrounding areas of San Bernardino County including the communities of Westend, South Trona, Argus, and Trona Village, which still exists and continues to be a local emergency, for an additional period in accordance with Government Code Section 8630(c).
(Presenter: Michael Antonucci, Emergency Services Manager, 356-3998)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 17) Continue the Emergency Proclamation, originally proclaimed by the Director of Emergency Services on February 21, 2019 and ratified by the Board of Supervisors on February 26, 2019, resulting from the February 13-14, 2019 storm event affecting Angeles Oaks, Barton Flats, Big Bear City, Big Bear Lake, Forest Falls, Green Valley Lake, Joshua Tree, Landers, Lucerne Valley, Lytle Creek, Mountain Home Village, Mt. Baldy, City of Redlands, City of Rialto, City of San Bernardino, Yucca Valley, and surrounding areas in San Bernardino County, which still exists and continues to be a local emergency, for an additional period in accordance with Government Code section 8630(c).
(Presenter: Michael Antonucci, Emergency Services Manager, 356-3998)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 18)
1. Approve the Standard Assurances for the California Governor's Office of Emergency Services Federal Grant Programs pertaining to the Fiscal Year 2019 Emergency Management Performance Grant.
 2. Approve the Standard Assurances for the California Governor's Office of Emergency Services Federal Grant Programs pertaining to the Fiscal Year 2019 Homeland Security Grant Program.
 3. Adopt Resolution, as required by California Governor's Office of Emergency Services for the Fiscal Year 2019 Emergency Management Performance Grant, authorizing the Chairman of the Board of Supervisors, Chief Executive Officer or San Bernardino County Fire Protection District Interim Fire Chief/Fire Warden, Deputy Fire Chief, Finance Officer and/or Emergency Services Manager for the San Bernardino County Office of Emergency Services to proceed with the following actions on behalf of the County of San Bernardino:
 - a. Execute and file documents with California Governor's Office of Emergency Services for submittal of the grant application.
 - b. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grant.
 - c. Execute any grant amendments, upon review by County Counsel, to extend the performance timelines.
 4. Adopt Resolution, as required by California Governor's Office of Emergency Services for the Fiscal Year 2019 Homeland Security Grant Program, authorizing the Chairman of the Board of Supervisors, Chief Executive Officer or San Bernardino County Fire Protection

District Interim Fire Chief/Fire Warden, Deputy Fire Chief, Finance Officer and/or Emergency Services Manager for the San Bernardino County Office of Emergency Services to proceed with the following actions on behalf of the County of San Bernardino:

- a. Execute and file documents with California Governor's Office of Emergency Services for submittal of the grant application.
 - b. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grant.
 - c. Execute any grant amendments, upon review by County Counsel, to extend the performance timelines.
5. Authorize the officials listed in Recommendations No. 3 and No. 4 to execute and submit any non-substantive amendments, upon review by County Counsel, in relation to the Fiscal Year 2019 Emergency Management Performance Grant and Fiscal Year 2019 Homeland Security Grant Program application and subsequent grant award.
 6. Direct the officials listed in Recommendations No. 3 and No. 4 to transmit all documents and amendments in relation to the fiscal Year 2019 Emergency Management Performance Grant and Fiscal Year 2019 Homeland Security Grant Program to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Michael Antonucci, Emergency Services Manager, 356-3998)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

District Attorney

- 19)
 1. Approve Grant Award Agreement with the California Insurance Commissioner to accept \$722,958 to fund the investigation and prosecution of automobile insurance fraud cases in San Bernardino County for the period of July 1, 2019 through June 30, 2020.
 2. Adopt Resolution, as required by the California Department of Insurance, approving the Grant Award Agreement and authorizing the District Attorney to execute all documents and non-substantive amendments in relation to the acceptance of this Grant Award Agreement, subject to review by County Counsel.
 3. Direct the District Attorney to transmit all Grant Award Agreement documents, including any non-substantive amendments, to the Clerk of the Board of Supervisors within 30 days of execution.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 20)
 1. Approve Grant Award Agreement with the California Insurance Commissioner to accept \$382,064 for the investigation and prosecution of organized automobile fraud cases in San Bernardino County for the period of July 1, 2019 through June 30, 2020.
 2. Adopt Resolution, as required by the California Department of Insurance, approving the Grant Award Agreement and authorizing the District Attorney to execute all documents and non-substantive amendments in relation to the acceptance of this Grant Award Agreement, upon review of County Counsel.
 3. Direct the District Attorney to transmit all Grant Award Agreement documents, including any non-substantive amendments, to the Clerk of the Board of Supervisors within 30 days of execution.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 21) 1. Approve Grant Award Agreement with the California Insurance Commissioner to accept \$2,234,996 to fund the investigation and prosecution of workers' compensation insurance fraud cases for San Bernardino County for the period of July 1, 2019 through June 30, 2020.
2. Adopt Resolution, as required by the California Department of Insurance, authorizing the District Attorney to execute all documents and non-substantive amendments in relation to the acceptance of this Grant Award Agreement, subject to review by County Counsel.
3. Direct the District Attorney to transmit all Grant Award Agreement documents, including any non-substantive amendments, to the Clerk of the Board of Supervisors within 30 days of execution.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Preschool Services

- 22) 1. Approve non-financial Memorandum of Understanding Template for utilization with area Colleges for Student Internship Programs, for a maximum term not-to-exceed five years.
2. Authorize the Assistant Executive Officer of Human Services or Deputy Executive Officer of Human Services or Director of the Preschool Services Department to execute the standard Memorandum of Understanding with the individual Colleges on behalf of the County.

(Presenter: Debra Billings-Merlos, Deputy Director, 383-2005)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Probation

- 23) Approve request for Relief from Liability for obsolete Barstow Area Transit bus passes in the amount of \$815.

(Presenter: Eric Vara, Deputy Chief Probation Officer, 387-5777)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Health

- 24) Approve and authorize the submission of a combined agreement funding application to the California Department of Public Health for the period of July 1, 2019 through June 30, 2020, for the following programs:

1. Maternal, Child, and Adolescent Health Program, in the amount of \$912,066.
2. Black Infant Health Program, in the amount of \$940,212.

(Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 25) Approve Amendment No. 1, effective October 9, 2019, to Contract No. 18-96 with Life Skills Awareness, decreasing the total contract amount by \$60,000, from \$578,907 to \$518,907, to provide recidivism reduction services with no change to the total contract period of February 14, 2018 through August 15, 2020.
(Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 26) 1. Accept grant award agreement (State Agreement No. EA30-19-0005) from the California Department of Resources Recycling and Recovery for the Local Enforcement Agency Grant Program to support solid waste facilities permit and protection programs, in the amount of \$50,283, for the period of July 1, 2019 through October 29, 2020.
2. Designate the Department of Public Health, as required by the California Department of Resources Recycling and Recovery and authorized via Board of Supervisors Resolution 2018-56, to execute any subsequent non-substantive grant award amendments in relation to the grant award agreement (State Agreement No. EA30-19-0005) on behalf of the County, subject to review by County Counsel.
3. Direct the Director of the Department of Public Health to transmit all documents and amendments in relation to this grant award agreement to the Clerk of the Board of Supervisors within 30 days of execution.
(Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Works-Solid Waste Management

- 27) 1. Approve Addendum No. 1 to the bid documents, issued on August 20, 2019, for the construction of the Unit 2 Phases 3-2 and 4 Groundwater Protection System Composite Liner Construction Project at the San Timoteo Sanitary Landfill (Project).
2. Award a construction contract, in the amount of \$ 13,897,887 to Sukut Construction, LLC. (Santa Ana, CA) for the construction of the Project.
3. Authorize a contingency fund of \$ 1,389,789 for the Project.
4. Authorize the Director of Public Works to approve the expenditure of the contingency fund of \$1,389,789 for verified quantity overruns for this unit priced construction contract.
5. Authorize the Director of Public Works to order any necessary changes or additions in the work being performed under the contract for a total amount not to exceed \$210,000 of the contingency fund pursuant to Public Contract Code section 20142.
6. Authorize the Director of Public Works to accept the work when 100% complete and execute and file the Notice of Completion.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Works-Transportation

- 28) Approve Amendment No. 1 to Contract No. 17-569 with Vance Corporation increasing the total contract amount by \$750,000 from \$750,000 to \$1,500,000 for heavy equipment rental services, with no other changes to the contract period of July 1, 2017 through June 30, 2022.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 29) Authorize the Director of Public Works to submit a claim to the San Bernardino County Transportation Authority, in the amount of \$175,919 for the remaining portion of the County of San Bernardino 2019-20 Local Transportation Funds - Article 8 allocation.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 30) 1. Find that the Americans with Disabilities Act ramp and sidewalk project on various roads in the Montclair area (Project) is exempt under the California Environmental Quality Act, Class 2, Section 15302(c) (replacement or reconstruction) and Class 3, Section 15303(d) (street improvements).
2. Approve Project as defined in the Notice of Exemption and direct the Clerk of the Board to file and post the Notice of Exemption.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 31) 1. Approve Addendum No 1, issued on August 20, 2019, Addendum No. 2 issued on August 26, 2019, and Addendum No. 3 issued on August 28, 2019 to the bid documents for the Crafton Avenue and Other Streets project located in the Mentone area (Project).
2. Award a construction contract to Hardy & Harper, Inc. (Lake Forest, CA), in the amount of \$3,340,036 for the Project in the Mentone area.
3. Authorize a contingency fund of \$334,003 for the Project.
4. Authorize the Director of Public Works to approve the expenditure of the contingency fund of \$334,003 for verified quantity overruns for this unit priced construction contract.
5. Authorize the Director of Public Works to order any necessary changes or additions in the work being performed under the contract for a total amount not to exceed \$179,501 of the \$334,003 contingency fund, pursuant to Public Contract Code section 20142.
6. Authorize the Director of Public Works to accept the work when 100% complete and execute and file the Notice of Completion.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Real Estate Services

- 32) 1. Approve the Real Estate Services Department's use of an alternative procedure in lieu of a Formal Request for Proposals as allowed per County Policy 12-02 - Leasing Privately

Owned Real Property for County Use, to extend the term of Lease Agreement No. 94-1244 five years and add one additional two-year option, while retaining an existing three-year option to extend the term of the lease (a potential term of 35 years) for the Preschool Services Department.

2. Approve Amendment No. 9 to Lease Agreement No. 94-1244 with ADURS Investments, LLC, to extend the term of the lease five years for the period of November 1, 2019 through October 31, 2024, following a 13-month permitted holdover for the period of October 1, 2018 through October 31, 2019, add one two-year option to extend the term of the lease, retain an existing three-year option, adjust the rent schedule, and update standard lease agreement language for 4,400 square feet of classroom and office space, and approximately 2,900 square feet of playground and parking area, at 15 North Center Street in Redlands for the Preschool Services Department in the amount of \$538,736.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 33) Approve Amendment No. 8 to Lease Agreement No. 96-825 with A.H. Reiter Development Company, a California general partnership, to extend the term of the lease, for the period of December 1, 2019 through November 30, 2022, for 3,700 square feet of office space for the Department of Public Health, Women, Infants, and Children Program in Rancho Cucamonga in the amount of \$275,724.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 34) Approve Amendment No. 8 to Lease Agreement No. 98-423 with John R. Hosman, LLC, to reflect a change of property ownership from George Robert Croft and So Duk Croft, trustees of the George Robert Croft and So Duk Croft Family Trust dated December 27, 2001 and Rocky Moore and Ginger Moore, trustees of the Moore Family Trust dated May 26, 2000, and provide updates to standard lease agreement language for 1,800 square feet of office and clinic space located at 6527 Desert Queen Avenue for the Department of Public Health, Women, Infants, and Children Program in Twentynine Palms at no cost.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 35)
 1. Approve Amendment No. 1 to Lease Agreement No. 18-709 with San Bernardino Community College District, to reflect a change of ownership of the premises from Tri City North Owner, LLC, modify the scope of the tenant improvements based on approved change orders, reducing the costs from \$80,040 to \$52,408, reduce the monthly amount payable for the amortized tenant improvement rent for the period May 1, 2019 through April 30, 2029 to reflect a total credit of \$27,632, and update standard lease agreement language for 24,789 square feet of office space at 658 East Brier Drive, Suites 200 and 250 in San Bernardino for the Department of Behavioral Health.
 2. Rescind the authorization for the Purchasing Department to issue purchase orders to San Bernardino Community College District and its predecessor-in-interest Tri City North Owner, LLC for a total amount not to exceed \$45,000 for any contingencies and/or minor change orders that may arise in order to complete the tenant improvements set forth in the

lease for 24,789 square feet of office space at 658 East Brier Drive, Suites 200 and 250 in San Bernardino for the Department of Behavioral Health approved by the Board of Supervisors on September 25, 2018 (Item No. 40) (Four votes required).
(Presenter: Terry W. Thompson, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 36) Approve Amendment No. 1 to License Agreement No. 14-855 with the Judicial Council of California to extend the term of the license 10 years for the period of November 1, 2019 through October 31, 2029, adjust the rental rate, and update standard license agreement language for the use of 341 square feet of office space in the Big Bear Courthouse located at 477 Summit Boulevard in Big Bear Lake for the Assessor-Recorder-County Clerk in the amount of \$58,872.
(Presenter: Terry W. Thompson, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 37) 1. Approve a no-fee use permit form to be executed with Lifestream Blood Bank for one-day blood drive events held on various days on County-owned or County-leased premises during the period of October 8, 2019 through October 7, 2024.
2. Authorize the waiver of reimbursement charges set forth in County Policy 12-06 for each one-day blood drive event for the period October 8, 2019 through October 7, 2024.
3. Authorize the Director of the Real Estate Services Department to execute a no-fee use permit form for one-day blood drive events held on various days on County-owned or County-leased premises during the period of October 8, 2019 through October 7, 2024, subject to County Counsel review.
(Presenter: Terry W. Thompson, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Regional Parks

- 38) Approve Revenue Interim Use Permit with Run for Your Life for the use of a portion of Mojave Narrows Regional Park for ten days, June 15, 2020 through June 19, 2020 and June 21, 2020 through June 24, 2020 and a full park closure on Saturday, June 20, 2020 to hold the Run For Your Life 3.5 mile obstacle race event, for total revenue in the amount of \$17,166.
(Presenter: Beahta R. Davis, Director, 387-2340)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 39) Approve three year Revenue Interim Use Permit with the Vietnamese Eucharistic Youth Movement for the use of a portion of Prado Regional Park for three days each year, June 26, 2020 through June 28, 2020, June 25, 2021 through June 27, 2021 and June 24, 2022 through June 26, 2022 to hold the Dai Hoi Nguon Song event, for total revenue in the amount of \$13,250 each year.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 40) Receive list of Regional Parks approved Interim Use Permits, executed consistent with County Policy No. 12-05, for the period between June 1, 2019 and July 31, 2019.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 41) Approve Revenue Lease Agreement with Mike Raahauge's Shooting Enterprise, Inc. for the use of a portion of Prado Regional Park, located in the city of Chino, California for storage and the housing of shipping containers for a three year term commencing October 9, 2019 and expiring October 8, 2022, in which the County will receive lease fees totaling \$5,400 during this period. (Four votes required).

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Sheriff/Coroner/Public Administrator

- 42) Approve Amendment No. 1 to Contract No. 18-874 with NEC Corporation of America, increasing the total amount by \$360,000, from \$360,000 to a not to exceed amount of \$720,000, and exercising the option to extend the term by one year, for a new total contract period from October 20, 2018 through October 19, 2020 for proprietary hardware maintenance and software support of CAL-ID's NEC Automated Fingerprint Identification System.

(Presenter: John Ades, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 43) Accept the grant award from the California Board of State and Community Corrections (State Standard Agreement #BSCC0053-18-MH), in an amount not to exceed \$184,140 for the Sheriff/Coroner/Public Administrator to receive critical mental health related training for corrections eligible staff from May 1, 2019 through September 30, 2020.

(Presenter: John Ades, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Transitional Assistance

- 44) Approve a non-financial Memorandum of Understanding between the Transitional Assistance Department, Human Services Research, Outcomes and Quality Support Division, and the Housing Authority of the County of San Bernardino to exchange information of mutual

customers for the period of October 15, 2019 through October 14, 2022.
(Presenter: Gilbert Ramos, Director, 388-0245)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

SEPARATED ENTITIES

Board Governed County Service Areas

- 45) Acting as the governing body of the Board Governed County Service Area 60-Apple Valley Airport (CSA 60):
1. Approve a use permit with Frank Tanner, Trustee of the Tanner Family Trust dated July 11, 1983 in the amount of \$200, for the use of approximately 7.52 acres of vacant land located west of the Apple Valley Airport to serve as overflow parking for the 2019 Apple Valley Airshow for the period of October 11, 2019 through October 13, 2019.
 2. Approve use permit with Frank Tanner, Trustee of the Tanner Family Trust dated May 10, 1962, in the amount of \$200, for use of approximately 6.2 acres of vacant land located west of the Apple Valley Airport to serve as overflow parking for the 2019 Apple Valley Airshow for the period from October 11, 2019 through October 13, 2019.
- (Presenter: James E. Jenkins, Director, 387-8810)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

San Bernardino County Fire Protection District

- 46) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), approve Amendment No. 1 to Agreement No. 18-823 with Big Fish Entertainment LLC (Big Fish), extending the agreement by one year, for a total contract period of November 6, 2018 through November 5, 2020, allowing Big Fish access to SBCFPD staff and facilities for the purpose of filming the television series titled "Live Rescue".
- (Presenter: Don Trapp, Interim Fire Chief/Fire Warden, 387-5779)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 47) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD):
1. Approve Appraisal 19-11 on file with the Real Estate Services Department.
 2. Adopt a Resolution declaring that SBCFPD-owned property [Assessor Parcel Number (APN) 0357-211-22], containing approximately 16,783 square feet of undeveloped land located in the City of Hesperia is no longer necessary for the uses and purposes of SBCFPD; and authorizing the sale of SBCFPD land to the adjoining property owner, American Pacific Investments LLC, in accordance with California Government Code section 25526.5, Health and Safety Code section 13861(b), and County Policy No. 12-17 for \$18,000, is in the public interest.
 3. Authorize the Chairman of the Board of Directors to execute the Purchase and Sale Agreement and Joint Escrow Instructions, as well as the Grant Deed to convey the SBCFPD-owned land to the adjoining property owner, American Pacific Investments LLC.
 4. Confirm a finding of exemption and direct the Clerk of the Board to post the Notice of

Exemption as required under the California Environmental Quality Act.

5. Authorize the Director of the Real Estate Services Department to execute escrow documents and any other documents necessary to complete this transaction.

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

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 48) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD):
1. Approve grant agreement with the California Department of Resources Recycling and Recovery (CalRecycle) regarding the award of Household Hazardous Waste Discretionary Grant HD 32 (HD32-19-0001) in the amount of \$239,181 for the period of July 3, 2019 to September 29, 2023 to upgrade the Joshua Tree Household Hazardous Waste collection facility.
 2. Approve grant agreement with CalRecycle regarding the award of Household Hazardous Waste Discretionary Grant HD 33 (HD33-19-0006) in the amount of \$50,000 for the period of July 3, 2019 to September 30, 2022 to upgrade the Upland Household Hazardous Waste collection facility.
 3. Authorize the Chairman of the Board of Directors, Chief Executive Officer, Fire Chief/Fire Warden, Deputy Fire Chief, and/or Fire Marshal to proceed with the following actions associated with the CalRecycle HD 32 and HD 33 grant awards on behalf of SBCFPD:
 - a. Execute and file the grant agreements with CalRecycle for acceptance of the grant awards.
 - b. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grant awards.
 - c. Execute any non-substantive grant amendments upon review by County Counsel.
 - d. Execute any grant amendments, upon review by County Counsel, to extend the performance timelines
 4. Direct the officials listed in Recommendation No. 3 to transmit all documents and amendments in relation to the CalRecycle HD 32 and HD 33 grant awards to the Secretary of the Board of Directors within 30 days of execution.
- (Presenter: Mike Horton, Fire Marshal, 386-8410)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 49) Acting as the Governing Body of the San Bernardino County Fire Protection District (SBCFPD):
1. Approve Agreement For Entry Upon Property and Release For Use Of Property As A Training Site with the Housing Authority of the County of San Bernardino (Housing Authority) allowing SBCFPD to perform training exercises at the Waterman Gardens Public Housing site in San Bernardino, which is scheduled for demolition, at no cost for a term of October 8, 2019 through October 7, 2020.
 2. Authorize the Interim Fire Chief/Fire Warden to provide notices to the Housing Authority and agree to the dates, specific types and addresses of the training exercises.
- (Presenter: Don Trapp, Interim Fire Chief/Fire Warden 387-5779)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

San Bernardino County Flood Control District

- 50) Acting as the governing body of the San Bernardino County Flood Control District, approve Amendment No. 1 to Contract No. 17-590 with L. Curti Truck & Equipment increasing the total contract amount by \$250,000 from \$250,000 to \$500,000 for heavy equipment rental services with no other changes to the contract period of July 1, 2017 through June 30, 2022.
(Presenter: Kevin Blakeslee, Chief Flood Control Engineer, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

MULTIJURISDICTIONAL ITEMS

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

- 51) 1. Acting as the governing body of the County of San Bernardino, approve Amendment No. 3 to Agreement No. 14-858 with Grant Street Group, extending the term for the one-year period of November 1, 2019, through October 31, 2020, in an amount not to exceed \$372,000, increasing the total contract amount to \$2,232,000, to provide eCheck, debit card, and credit card acceptance and processing services to the Auditor-Controller/Treasurer/Tax Collector for property tax and collections transactions.
2. Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), approve Amendment No. 3 to Agreement No. 15-666 with Grant Street Group, extending the term for the one-year period of November 1, 2019, through October 31, 2020, at an estimated cost of \$30,000 to be paid directly to Grant Street Group by customers in the form of a convenience fee, increasing the total contract amount to \$135,000, to provide eCheck, debit card, and credit card acceptance and processing services to the SBCFPD for customer transactions concerning services and goods to residents, at no cost to the SBCFPD.

(Presenter: Douglas R. Boyd, Assistant Auditor-Controller/Treasurer/Tax Collector, 382-7004)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

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

- 52) 1. Acting as the governing body of the County of San Bernardino, approve Assignment and Consent to Assignment of Contract No. 17-542, for heavy equipment rental services, from All-Pro Equipment Rental, Inc. to All-Pro Sweeping, Inc.
2. Acting as the governing body of the San Bernardino County Flood Control District, approve Assignment and Consent to Assignment of Contract No. 17-575, for heavy equipment rental services, from All-Pro Equipment Rental, Inc. to All-Pro Sweeping, Inc.

(Presenter: Kevin Blakeslee, Director/Chief Flood Control Engineer, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

ORDINANCES FOR FINAL ADOPTION

County Administrative Office

- 53) Adopt ordinance amending Section 23.0801 of the County Code relating to roof covering requirements, which was introduced on September 24, 2019 (Item No. 59).
(Presenter: Michael A. Horton, Fire Marshal, 386-8431)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

DISCUSSION CALENDAR

Board of Supervisors

Action on Consent Calendar

Public Comment: Alice Varela

Approval of the Consent Agenda

THE CONSENT AGENDA WAS APPROVED

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

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: Lynne Wear, Victor Lopez, Alice Varela, Michael Kersey

DISCUSSION CALENDAR (cont'd)

Board of Supervisors

Deferred Items

No items were deferred for discussion

Registrar of Voters

- 54) 1. Consider proposed ordinance amending Sections 12.4302 and 12.4311 of the County Code relating to the electronic filing of campaign statements.
2. Make alterations, if necessary to proposed ordinance.
3. Approve introduction of proposed ordinance.
4. Read title only of proposed ordinance; waive reading of the entire text and SCHEDULE FOR FINAL ADOPTION ON TUESDAY, OCTOBER 22, 2019, on the Consent Calendar.
(Presenter: Bob Page, Registrar of Voters, 387-2100)

Public Comment: None

APPROVED REC. NOS. 1-3 & SCHEDULED ORDINANCE (REC. 4) FOR TUESDAY, OCTOBER 22, 2019 FOR ADOPTION

Motion/Second: Janice Rutherford/Robert A. Lovingood

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Finance and Administration

- 55) 1. Conduct a Tax Equity and Fiscal Responsibility Act public hearing regarding the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$50 million, for the purpose of refinancing and/or financing the acquisition, renovation, improvement, furnishing and equipping of certain charter school educational facilities located in Apple Valley and San Bernardino, each located within the County of San Bernardino.
2. Adopt Resolution approving the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$50 million, for the purpose of refinancing and/or financing the acquisition, renovation, improvement, furnishing and equipping of certain charter school educational facilities located in Apple Valley and San Bernardino, each located within the County of San Bernardino.

(Presenter: Amanda Trussell, Principal Administrative Analyst, 387-5423)

Hearing Opened

Public Comment: None

Hearing Closed

APPROVED

Motion/Second: Robert A. Lovingood/Josie Gonzales

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 56) 1. Conduct a Tax Equity and Fiscal Responsibility Act public hearing regarding the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$12 million, for the purpose of refinancing and/or financing the costs of the acquisition, construction, improvement, renovation, and equipping of educational and related facilities located at 1135-1145 North Church Street, Redlands, California 92374, each located within the County of San Bernardino.
2. Adopt Resolution approving the Joint Powers Agreement providing for County of San Bernardino membership in the California Public Finance Authority, and approving the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$12 million, for the purpose of refinancing and/or financing the costs of the acquisition, construction, improvement, renovation, and equipping of educational and related facilities located at 1135-1145 North Church Street, Redlands, California 92374, each located within the County of San Bernardino.

(Presenter: Amanda Trussell, Principal Administrative Analyst, 387-5423)

Hearing Opened

Public Comment: None

Hearing Closed

APPROVED

Motion/Second: Janice Rutherford/Curt Hagman

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Board Governed County Service Areas

- 57) Acting as the governing body of Board Governed County Service Area 70 (CSA 70):
1. Conduct a public hearing to consider formation of CSA 70 Zone SL-7 Mentone and establishment of a service charge to fund streetlight services and administrative costs of the proposed zone.

2. Adopt resolution:
 - a. Approving the formation of CSA 70 Zone SL-7 for streetlight services.
 - b. Establishing an annual service charge of \$50.68 per parcel, with up to 4% annual inflationary factor, on parcels within the boundaries of CSA 70 Zone SL-7 for streetlight services and administrative costs.
 - c. Direct the Clerk of the Board of Supervisors to certify the passage of this resolution, including filing of the resolution and related boundary map with the County Assessor and State Board of Equalization.
 3. Authorize the Auditor-Controller/Treasurer/Tax Collector's office to place the \$50.68 per parcel service charge for CSA 70 Zone SL-7, with an annual inflationary increase of up to 4% thereafter, on the annual tax bills beginning in 2020-21.
- (Presenter: Luther Snoke, Interim Director, 386-8811)

Hearing Opened

Public Comment: None

Hearing Closed

APPROVED

Motion/Second: Josie Gonzales/Robert A. Lovingood

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Multijurisdictional Item with the following entities: County of San Bernardino; Big Bear Valley Recreation and Park District

- 58) 1. Acting as the governing body of the Big Bear Valley Recreation and Park District (BBVRPD):
- a. Approve a cooperative agreement with the County of San Bernardino (County) for a loan of \$5,500,000 from the County General Fund for costs related to the Big Bear Alpine Zoo Relocation Project (Project) and allow BBVRPD to repay such loan over a 30-year term with interest at the County Treasurer's Investment Pool rate.
 - b. Approve adjustments to BBVRPD's 2019-20 budget, as detailed in the Financial Impact section, and authorize the Auditor-Controller/Treasurer/Tax Collector to post these adjustments as needed for the Project (Four votes required).
 - c. Approve Amendment No. 2 to Contract No. 16-258 with M.S. Construction Management Group in the amount of \$604,824.26 (increasing the total contract amount from \$8,848,693.22 to \$9,453,517.48) and extend the Final Completion Date to June 25, 2019 for required and agreed upon changes during construction to facilitate completion of the Project (Four votes required).
 - d. Approve Change Order No. 3 to Contract No. 16-258 with M.S. Construction Management Group in the amount of \$56,779.47 (increasing the total contract amount from \$9,453,517.48 to \$9,510,296.95) and extend the Final Completion Date to July 1, 2019 for required and agreed upon changes to facilitate completion of the Project (Four votes required).
2. Acting as the governing body of the County of San Bernardino:
- a. Approve a cooperative agreement with BBVRPD for a loan of \$5,500,000 from the County General Fund for costs related to the Project and allow BBVRPD to repay such loan over a 30-year term with interest at the County Treasurer's Investment Pool rate.
 - b. Approve the use of \$1,700,000 set aside in General Fund Reserves for the Big Bear Alpine Zoo to partially fund the \$5,500,000 BBVRPD loan.
 - c. Authorize the Auditor/Controller/Treasurer/Tax Collector to record the loan between the County General Fund and BBVRPD, if approved.

(Presenter: Luther Snoke, Interim Director, 386-8811)

Public Comment: None

APPROVED

Motion/Second: Robert A. Lovingood/Josie Gonzales

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

County Administrative Office

- 59) 1. Provide direction to the Chief Executive Officer to:
- Retain the Housing Authority of the County of San Bernardino's existing Board of Governors governance structure which consists of five Board of Supervisors and two tenant members; or
 - Re-establish an independent Housing Authority of the County of San Bernardino with a governance structure that will consist of Board of Supervisor-appointed Housing Commissioners and two tenant Housing Commissioners.
2. Direct staff to undertake all necessary actions to implement the governance structure resulting from Recommendation No. 1.
- (Presenter: Dena Fuentes, Deputy Executive Officer, 387-4411)

Public Comment: Tim Johnson

APPROVED REC. NOS. 1.B. AND 2

Motion/Second: Janice Rutherford/Robert A. Lovingood

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Works-Solid Waste Management

- 60) Conduct a public hearing pursuant to Proposition 218 and approve the following two amendments to the Solid Waste Handling Franchise Agreements for two County Franchise Areas within the unincorporated portion of the County to add a fee waiver program for homes that are infrequently occupied or homes that are vacant during various months throughout the year:
- Empire Disposal (affiliate of Burrtec Waste Industries) for County Franchise Area 12-Zone A Communities of Mentone and Oak Glen and Zone C unincorporated area near Redlands. (Agreement No. 09-609 Amendment No. 7).
 - Mountain Disposal Company (affiliate of Burrtec Waste Industries) for County Franchise Area 16-Communities of Crestline, Running Springs, Lake Arrowhead, Green Valley Lake, and Blue Jay (Agreement No. 09-611 Amendment No. 5).
- (Presenter: Kevin Blakeslee, Director, 387-7906)

Hearing Opened

Public Comment: Rudy Fabela, David D. Dunham, Avecardo Torres, Mauricio Lopez, Tom Saumier, Gerhard Hilgenfeldt, Russel Monroe, Lois Hartzell, Tina Watson

Hearing Closed

APPROVED

Motion/Second: Josie Gonzales/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Land Use Services

- 61) 1. Conduct a public hearing for the Mooncamp Development Project General Plan Amendment, and Tentative Tract Map on 62.43 acres in the Community of Big Bear (Fawnskin) and:
- Certify the Environmental Impact Report.
 - Adopt the California Environmental Quality Act Findings of Fact and Statement of

Overriding Considerations.

- c. Adopt the Mitigation Monitoring and Reporting Program.
- d. Consider a proposed ordinance amending the County General Plan by changing the land use designation from Bear Valley/Rural Living (RL - 40) to Bear Valley/Single Family (RS - 20m) on 62.43 acres.
- e. Make alterations, if necessary, to the proposed ordinance.
- f. Approve introduction of the proposed ordinance.
- g. Read title only of proposed ordinance amending the General Plan as the First Cycle 2019 Land Use Element Amendment; waive reading of the entire text and adopt the ordinance.
- h. Adopt Resolution amending the County General Plan as the First Cycle 2019 Land Use Element Amendment;
- i. Approve Tentative Tract Map No. 16136.
- j. Adopt the recommended Findings for approval of the General Plan Amendment and Tentative Tract Map.
- k. Direct the Clerk of the Board to file a Notice of Determination.
 - Applicant: RCK Properties
 - Community: Big Bear/Fawnskin
 - Location: North and south of North Shore Drive (Highway 38), approximately 180 feet east of Canyon Road.

(Presenter: Terri Rahhal, Director, 387-4431)

Public Comment: None

OFF CALENDAR

Motion/Second: Robert A. Lovingood/Josie Gonzales

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

INDIVIDUAL BOARD MEMBER COMMENTS (5 Minutes)

First District Supervisor Robert Lovingood announced that the Apple Valley Airshow is Saturday, October 12 at the Apple Valley Airport.

THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, OCTOBER 22, 2019 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.

This Fair Statement sets out a summary of the actions taken on each of the items on the agenda for Tuesday, October 8, 2019. The Clerk of the Board is directed to include this Fair Statement with the "Report/Recommendations to the Board of Supervisors of San Bernardino County, California and Record of Action" for said date.

ATTEST

LYNNA MONELL
Clerk of the Board

CURT HAGMAN, Chairman
Board of Supervisors