

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

**Tuesday, April 7, 2020**

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



**JOSIE GONZALES**  
**VICE CHAIR**  
Fifth District Supervisor

**ROBERT A. LOVINGOOD**  
First District Supervisor

**JANICE RUTHERFORD**  
Second District Supervisor

**DAWN ROWE**  
Third District Supervisor

**Chief Executive Officer**  
Gary McBride

**County Counsel**  
Michelle D. Blakemore

**Clerk of the Board**  
Lynna Monell

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**ROLL CALL**

**SUPERVISORS PRESENT:**

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

Supervisor Rutherford and Supervisor Rowe participated via videoconference

Vice Chair Gonzales participated via teleconference

**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**

1) **BOARD OF SUPERVISORS**

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

1. D.K. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS1915642
2. County of San Bernardino v. City of Fontana, San Bernardino County Superior Court Case No. CIVDS1911476
3. State of California, et al. ex rel. OnTheGo Wireless LLC v. Cellco Partnership, dba Verizon Wireless, et al., Sacramento County Superior Court Case No. 34-2012-00127517

Threat to Public Services or Facilities (Government Code section 54957(a))

4. Consultation with Director of Emergency Services and County Counsel

Conference with Labor Negotiator (Government Code section 54957.6)

5. Unrepresented employees representative: Gary McBride, Chief Executive Officer  
Unrepresented employees: Exempt Employees
6. Agency designated representative: Bob Windle  
Employee organizations:
  - California Nurses Association- Nurses and Per Diem nurses
  - San Bernardino County Probation Officers Association - Probation Unit
  - San Bernardino County Public Attorneys Association - Attorney unit
  - San Bernardino County Sheriff's Employees' Benefits Association - Safety Unit, Safety Management and Supervisory Unit, Specialized Peace Officers & Specialized Peace Officers Supervisory Unit
  - SEIU Local 721- Professional Unit
  - Teamsters Local 1932 - All Units

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

Conference with Labor Negotiator (Government Code section 54957.6)

7. Agency designated representative: Bob Windle  
Employee organization:
  - International Brotherhood of Electrical Workers, Local 47 - Water & Sanitation Unit

#### **IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY**

Conference with Labor Negotiator (Government Code section 54957.6)

8. Agency designated representative: Bob Windle  
Employee organization:
  - SEIU Local 2015 - In-Home Supportive Services Provider unit

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

Conference with Labor Negotiator (Government Code section 54957.6)

9. Unrepresented employees representative: Gary McBride, Chief Executive Officer  
Unrepresented employees: Exempt and Non-Represented Employees
10. Agency designated representative: Bob Windle  
Employee organizations:
  - Association of San Bernardino County Fire Managers - Fire Management Unit
  - Communications Workers of America - Emergency Services Unit
  - International Union of Operating Engineers, Local 12, AFL-CIO - General Fire Support Unit
  - San Bernardino County Professional Firefighters, IAFF, Local 935 - Ambulance Operators & Firefighters
  - San Bernardino County Sheriff's Employees' Benefit Association - Specialized Fire Services Unit

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

Conference with Labor Negotiator (Government Code section 54957.6)

11. Unrepresented employees representative: Gary McBride, Chief Executive Officer  
Unrepresented employees: Exempt and Non-Represented Employees

### **PUBLIC SESSION**

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

Invocation and Pledge of Allegiance - Fifth District

Diana Alexander, Deputy Executive Officer

Memorial Adjournments

Board of Supervisors: County Employee

- Garner Cordell Morris, 86, of Victorville
- Deputy Garrett Pontier, 22, of Apple Valley

Board of Supervisors

First District – Supervisor Robert A. Lovingood

- Dorothea June Bryan, 91, of Apple Valley
- Jean Rudolph Escobar, 76, of Hesperia
- Grady Edward Sweatt, 30, of Spring Valley Lake

Second District – Supervisor Janice Rutherford

- Lorraine D. Santarelli, 96, of Upland
- Donald W. Warren, 96, of Fontana

Third District – Supervisor Dawn Rowe

- Jack E. Acker, 95, of Highland
- Stella Chen, 51, of Redlands
- Ofelia A. Ervin, 91, of Barstow
- Mary Louise Firth, 92, of Yucca Valley
- David Homistek, 67, of Barstow
- Willie Ray Hooker, 66, of Barstow
- MSgt. Theodore Roosevelt Lambert, 81, of Yucca Valley
- Lois Marion Leahy, 100, of Yucca Valley
- William J. (Bill) McKeever, 77, of Grand Terrace
- Kenneth H. Murphy, 67, of Barstow
- Manuel A. Ortiz, 82, of Barstow
- Dolores M. Peterson, 91, of Grand Terrace
- Lorrie Poyzer, 73, of Redlands
- Lee Ann Siemens, 53, of Barstow
- Dimitra Spyropoulos, 103, of Grand Terrace

Fourth District – Supervisor Curt Hagman

- Rose Daisy Brown, 70, of Chino
- Susan A. De Boer, 88, of Ontario
- Alex E. Gonzalez, 93, of Chino
- Carol Ann Kawamoto, 70, of Chino
- Angelo Pereira Pimentel, 81, of Chino

Fifth District – Supervisor Josie Gonzales

- Gilbert Hinojosa, 92, of Fontana
- Barry Knecht, 74, of Rialto
- Tara Denise Maynard, 58, of San Bernardino
- Jesus Mendoza, 87, of San Bernardino
- Michael Mendoza, 47, of San Bernardino
- Lucia L. Montecino, 96, of San Bernardino
- Luella Wear, 85, of Bloomington
- Douglas Wilhite, 65, of San Bernardino

#### Reports from County Counsel and Chief Executive Officer

There were no reports from County Counsel or Chief Executive Officer

#### Special Presentations, Resolutions and Proclamations - None

#### 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 proclamation declaring every fourth Saturday of the months of April and October through the year 2025 as National Prescription Drug Take Back Day in the County of San Bernardino.

Adopt proclamation declaring the month of April through the year 2025 as Arts, Culture, and Creativity Month in the County of San Bernardino.

Adopt proclamation recognizing the 52nd anniversary of the passage of the Fair Housing Act, and declaring the month of April through the year 2025 as National Fair Housing Month in the County of San Bernardino.

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

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

##### **Second District Supervisor Janice Rutherford**

- a. Approve the appointment of Octavio Sanchez to Seat 1 of the Veterans Advisory Committee for a 2-year term, expiring 1/31/2021.
- b. Approve the reappointment of Phillip W. Cothran to Seat 3 of the Workforce Development Board for a 2-year term, expiring 12/31/2021.
- c. Approve the reappointment of William C. Sterling to Seat 4 of the Workforce Development Board for a 2-year term, expiring 12/31/2021.

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

##### **Aging and Adult Services**

- 4) Approve Revenue Contract (State Revenue Agreement No. FP-1920-20) with the California Department of Aging for the Dignity At Home Fall Prevention Program to provide fall and injury prevention services, in the amount of \$143,750 for the period of February 1, 2020 through June 30, 2021.

(Presenter: Sharon Nevins, Director, 891-3917)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Arrowhead Regional Medical Center

- 5) Approve License Agreement with the National Comprehensive Cancer Network for EPIC customers to access evidence-based treatment guidelines for cancer patients in the amount of \$89,514.93 for the five-year period of April 7, 2020 through April 6, 2025.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 6) Authorize the Auditor-Controller/Treasurer/Tax Collector to post budget adjustments to increase appropriation and revenue for services and supplies in the amount of \$15,000,000 as detailed in the Financial Impact section due to expenses related to COVID-19 preparedness (Four Votes Required)  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 7) Authorize the Purchasing Agent to issue a SAP Contract with Arthrex, Inc. in the amount of \$700,000 for the purchase of specialty orthopedic surgical implants and accessories for a two-year period April 7, 2020, through April 6, 2022.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 8) 1. Authorize the purchase of an unbudgeted fixed asset, a heat-on-demand meal delivery system, from Aladdin Temp-Rite LLC in the amount of \$10,650.  
2. Authorize the Auditor-Controller/Treasurer/Tax Collector to post the \$10,650 budget adjustment for 2019-20, as identified in the Financial Impact Section (Four Votes Required)  
(Presenter William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 9) Authorize the Purchasing Agent to execute Amendment No. 2 for Contract No. 4400006746 with Language Services Associates to extend the termination date from April 30, 2020 to April 30, 2021, for a total period of June 2, 2015 through April 30, 2021, for Interpretive Services and increase the total contract amount by \$350,000 from \$1,900,000 to \$2,250,000.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 10) Approve Amendment No. 2 to Agreement No. 18-519 with Forward Advantage Inc. for expenses related to the implementation of single sign-on software increasing the contract amount by \$32,000 from \$866,285 to \$898,285, with no change to the contract term.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 11) Approve Amendment No. 1 to Agreement with Becton, Dickinson and Company increasing the contract amount by \$44,640 from \$92,148 to \$136,788 to provide reagents, supplies and rental services of the SurePath Processor and extend the term by one year for a total contract term of April 17, 2018 to April 16, 2021.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 12) Ratify the Chief Executive Officer's approval of Amendment No. 2 to the Fee for Service Hospital Agreement (Agreement No. 17-144) with California Physicians' Service dba Blue Shield of California for inpatient and outpatient services, that extends the term of the agreement by three months, for a new total contract period of April 1, 2017 to June 30, 2020.  
(Presenter: William L. Gilbert, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Assessor/Recorder/County Clerk

- 13) 1. Approve a Memorandum of Understanding with SECURE owning Counties of Orange, Los Angeles, Riverside, and San Diego for the use of the SECURE Electronic Recording Delivery System, in an amount not to exceed \$750,000 beginning April 7, 2020 through August 18, 2023.  
2. Direct the Assessor-Recorder-County Clerk to transmit all documents in relation to the Memorandum of Understanding to the Clerk of the Board within 30 days of execution.  
(Presenter: Bob Dutton, Assessor-Recorder-County Clerk, 386-8708)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Child Support

- 14) Authorize the Auditor-Controller/Treasurer/Tax Collector to post the adjustments as indicated in the Financial Impact section below to the Department of Child Support Services 2019-20 budget in the amount \$2,300,000 to allow sufficient appropriation to pay for needed services, supplies, and equipment (Four votes required).  
(Presenter: Marie Girulat, Director, 478-6949)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Children and Family Services

- 15) Approve Amendment No. 2, effective July 1, 2020, to contracts with the following agencies to provide tutoring services on a fee-for-service basis, updating standard contract language, increasing the total aggregate contract amount by \$175,000, from \$700,000 to \$875,000, and exercising the final one-year option to extend the contracts, for the total contract period of July 1, 2016 through June 30, 2021:
1. Jeffrey Ordaz Tutoring Services, Contract No. 16-330
  2. One on One Learning, Corp., Contract No. 16-332
  3. Professional Tutors of America, Inc., Contract No. 16-334
  4. Studentnest, Inc., Contract No. 16-337
  5. Thrive Academics, Inc., Contract No. 16-339
- (Presenter: Marlene Hagen, Director, 388-0242)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 16) Approve Amendment No. 2, effective July 1, 2020, to contracts with the following agencies to provide Wraparound Services, updating contract language, increasing the total combined contracts amount by \$32,300,000, from \$120,740,000 to \$153,040,000, and exercising the final one-year option to extend the contracts, for the total contract period of July 1, 2016 through June 30, 2021:
1. Lutheran Social Services of Southern, Contract No. 16-325, increasing the contract amount by \$3,500,000, from \$14,128,800 to \$17,628,800.
  2. South Cost Children's Society, Inc., Contract No. 16-326, increasing the contract amount by \$9,300,000, from \$36,975,100 to \$46,275,100.
  3. Uplift Family Services, Contract No. 16-327, increasing the contract amount by \$9,300,000, from \$36,975,100 to \$46,275,100.
  4. Victor Community Support Services, Inc., Contract No. 16-328, increasing the contract amount by \$10,200,000, from \$36,661,000 to \$42,861,000.
- (Presenter: Marlene Hagen, Director, 388-0242)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 17) 1. Approve non-financial Agreement (State Agreement No. 19-5061) with the California Department of Social Services for consultation and representation of Children and Family Services in conjunction with administrative hearings associated with the Resource Family Approval, for the period of July 1, 2019 through June 30, 2021.
2. Adopt a resolution authorizing and certifying the Chairman of the Board of Supervisors, Chief Executive Officer, or the Director of Children and Family Service, have the authority to execute all documents, in relation to State Agreement No. 19-5061, as required by State of California Department of Social Services, on behalf of the County, subject to review by County Counsel.
- (Presenter: Marlene Hagen, Director, 388-0242)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Community Development and Housing Department

- 18)     1. Approve Amended and Restated Neighborhood Stabilization Program loan agreement to restructure the existing Neighborhood Stabilization Program loan (Agreement No. 10-687 A2) between the County of San Bernardino and Family Services Association assigned to Housing Partners I, Inc. for the Garden Drive Apartments Affordable Housing Development.
2. Authorize the Chairman of the Board of Supervisors or Chief Executive Officer, upon consultation with County Counsel, to make modifications, execute, and deliver all ancillary loan documents required for the project financing, necessary to carry out the transaction, and mandatory to close the transaction.
3. Direct the Community Development and Housing Department Director to transmit all documents to the Clerk of the Board within 30 days of execution.
- (Presenter: Gary Hallen, Director, 387-4411)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

County Administrative Office

- 19)     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 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: Daniel Munoz, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 20)     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: Daniel Munoz, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 21)     Continue the Emergency Proclamation, originally proclaimed by the Director of Emergency Services on December 6, 2019 and ratified by the Board of Supervisors on December 10, 2019, resulting from the November 27-29, 2019 storm event affecting several cities and



communities, as identified in the Background Information section, which still exists and continues to be a local emergency, for an additional period in accordance with Government Code Section 8630(c).

(Presenter: Daniel Munoz, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 22) 1. Accept grant award (No. 2019-0003) in the amount of \$563,893 from the California Governor's Office of Emergency Services for the 2019 Emergency Management Performance Grant (EMPG) to continue support of comprehensive emergency management programs and encourage the improvement of mitigation, preparedness, response and recovery capabilities for all hazards, with a performance period of July 1, 2019 to June 30, 2021.
2. Approve Subrecipient Agreement/Assurances template to be entered into between the County and all grant subrecipients for Grant Award No. 2019-0003.
3. Authorize the Emergency Services Manager to sign the Subrecipient Assurances template with all grant subrecipients to secure Grant Award No. 2019-0003.
4. Adopt resolution that amends Resolution No. 2019-161 by removing the word "Interim" before the title Fire Chief/Fire Warden, such that the San Bernardino County Fire Protection District Fire Chief/Fire Warden, along with any of the other officers and employees identified in Resolution No. 2019-161, may exercise the authority provided in the resolution.

(Presenter: Daniel Munoz, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 23) Adopt the County and Chief Executive Officer Goals and Objectives for 2020-21  
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

**OFF CALENDAR**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 24) Approve a side letter agreement with the Sheriff's Employees' Benefit Association for employees in the Safety Unit.  
(Presenter: Bob Windle, County Labor Relations Chief, 387-3101)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

County Counsel

- 25) Authorize the Purchasing Agent to increase Purchase Order No. 4100103636 with Meyers Nave Riback Silver & Wilson (Meyers Nave) by \$75,000, from \$334,000 to a not-to-exceed amount of \$409,000, in order to continue the provision of legal services in connection with the lawsuit initiated by the County of San Bernardino in the matter of *County of San Bernardino v. City of Fontana (UST-CB Partners, L.P.)*, Case No. CIVDS1911476 that concerns the City of Fontana's approval of the West Valley Logistics Specific Plan Project (Four votes required).

(Presenter: Michelle D. Blakemore, County Counsel, 387-5455)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

District Attorney

- 26) 1. Approve submission of a grant application to the California Insurance Commissioner in the amount of \$2,563,434 for the San Bernardino County Workers' Compensation Insurance Fraud Prosecution Program for the period of July 1, 2020 through June 30, 2021.
2. Adopt Resolution, as required by the California Insurance Commissioner, authorizing the District Attorney to execute all documents, including any subsequent non-substantive amendments upon review by County Counsel, in relation to the Grant Application.
3. Direct the District Attorney to transmit all documents related to this grant application, 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/Josie Gonzales

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

San Bernardino County Fire Protection District

- 27) Acting as the governing body of the San Bernardino County Fire Protection District
1. Establish the Fire Auxiliary Services Unit and Fire Auxiliary Services Supervisory Unit as authorized employee representation units.
2. Waive the election to determine the exclusive employee organization for the Fire Auxiliary Services Unit.
3. Certify the election results for the Fire Auxiliary Services Supervisory Unit.
4. Recognize Teamsters Local 1932 as the authorized exclusive employee organization for the Fire Auxiliary Services Unit and the Fire Auxiliary Services Supervisory Unit.
5. Authorize the County Chief Executive Officer, to commence negotiations on behalf of the San Bernardino County Fire Protection District with the Teamsters Local 1932 for an initial Memorandum of Understanding.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Land Use Services

- 28) Due to the COVID-19 emergency, adopt a resolution that tolls until May 31, 2020, the expiration dates identified in the San Bernardino County Code for approved tentative subdivision maps, conditionally approved use and development permits, approved construction plans, and issued permits that are scheduled to expire during the period of April 7, 2020 through May 31, 2020.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

#### Preschool Services

- 29) Approve non-financial Agreement with Borrego Community Health Foundation for healthcare and dental services to children enrolled in Head Start, Early Head Start, and State Preschool programs, for the period of April 8, 2020 through April 30, 2023.  
(Presenter: Phalos Haire, Director, 383-2005)

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

#### Public Health

- 30) 1. Accept and approve grant award agreement (State Agreement No. 19-10935) from the California Department of Public Health for Hepatitis C prevention and control activities, in the amount of \$1,114,785, commencing upon execution through June 30, 2024.  
2. Designate the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to accept any subsequent non-substantive amendments in relation to this grant award agreement, on behalf of the County, subject to review by County Counsel.  
3. Direct the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to transmit all non-substantive 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/Josie Gonzales

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

- 31) 1. Accept grant award (Award No. 3 H80CS00657-19-01), from the United States Department of Health and Human Services, Health Resources and Services Administration for the Service Area Competition under the Health Center Program for Ending the HIV Epidemic - Primary Care HIV Prevention supplemental funding, in the amount of \$255,743, for the period of March 1, 2020 through February 28, 2021.  
2. Designate the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to accept any subsequent non-substantive amendments in relation to this grant award, on behalf of the County, subject to review by County Counsel.  
3. Direct the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to transmit all non-substantive amendments in relation to this grant award 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/Josie Gonzales

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

- 32) 1. Accept grant award (Award No. 1 UT8HA33958-01-00), from the United States Department of Health and Human Services, Health Resources and Services Administration for the Ryan

White HIV/AIDS Program Parts A and B - Ending the HIV Epidemic: A Plan for America, to expand access to care and treatment to persons living with HIV in San Bernardino and Riverside counties, in the amount of \$1,000,000, for the period of March 1, 2020 through February 28, 2021.

2. Designate the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to accept any subsequent non-substantive amendments in relation to this grant award, on behalf of the County, subject to review by County Counsel.
3. Direct the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to transmit all non-substantive amendments in relation to this grant award 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/Josie Gonzales

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

- 33)
1. Accept and approve grant award agreement (State Agreement No. 19-10555) from the California Department of Public Health of STD Local Assistance Funds for Core STD Program Management activities, in the amount of \$1,231,675, for the period of July 1, 2019 through June 30, 2024.
  2. Designate the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to accept any subsequent non-substantive amendments in relation to this grant award agreement, on behalf of the County, subject to review by County Counsel.
  3. Direct the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to transmit all non-substantive amendments in relation to the 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/Josie Gonzales

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

- 34)
1. Approve contract with Faculty Physicians and Surgeons of LLUSM dba Loma Linda University Faculty Medical Group to provide Pediatric Physician Services, in the amount of \$2,698,920, for the period of July 1, 2020 through June 30, 2023.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 35)
1. Accept grant award (Award No. 1 H8CCS34106-01-00), from the United States Department of Health and Human Services, Health Resources and Services Administration for Coronavirus Supplemental Funding for Health Centers, to support San Bernardino County prevention, preparation, and response activities, in the amount of \$64,331, for the period of March 15, 2020 through March 14, 2021.
  2. Designate the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to accept any subsequent non-substantive amendments in relation to this grant award, on behalf of the County, subject to review by County Counsel.

3. Direct the Chairman of the Board of Supervisors, the Chief Executive Officer, or the Director of the Department of Public Health to transmit all non-substantive amendments in relation to this grant award 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/Josie Gonzales

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

Public Works-Transportation

- 36) Approve a Mutual Aid Agreement with the City of Chino Hills (City) for street repairs, maintenance, and emergency work within the incorporated area of the City and the surrounding unincorporated area, for the period of April 7, 2020 through June 30, 2024, in an amount not to exceed \$60,000 per project and \$100,000 for each party per fiscal year.

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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Purchasing

- 37)
  1. Approve Agreement with SVM, LP (SVM) for the provision of prepaid gasoline and retail cards at fixed rates as detailed in Attachment A, to be issued to eligible County clients by various departments for the period of April 7, 2020 through April 7, 2025.
  2. Approve annual distribution of prepaid cards exceeding \$2,500 per fiscal year during the contract term for County departments and a total contract amount up to \$42,594,100, as detailed in attachment B
  3. Authorize an increase of \$2,007,500 for fiscal year 2019-20, for the annual distribution of prepaid cards by Human Services and District Attorney, as detailed in Attachment B.

(Presenter: Laurie Rozko, Director, 387-2074)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 38)
  1. Approve agreements with the following vendors to provide Uniform Rental and Laundry Services from April 1, 2020 through March 31, 2025, at fixed rates in Exhibit A:
    - a. Aramark Uniform Services
    - b. Prudential Overall Supply
  2. Authorize participation in Omnia Partners Public Sector Contract No. R-BB-19002 between Cintas Corporation and Prince William County School Board in Virginia for Uniform Rental and Laundry Services from April 1, 2020 through October 31, 2023, with options to extend for two additional two-year terms.
  3. Authorize the Purchasing Agent to execute any documents necessary to participate in Omnia Partners Public Sector Contract No. R-BB-19002, subject to County Counsel review.
  4. Authorize the Purchasing Agent to exercise options to extend the Omnia Partners Public Sector Contract No. R-BB-19002, contingent upon extension of the Contract by Prince William County School Board, subject to County Counsel review.

(Presenter: Laurie Rozko, Director, 387-2074)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 39) Approve budget adjustments to appropriation, reimbursements, and revenue in the Purchasing Department's 2019-20 budget, in the amount of \$4.0 million and authorize the Auditor-Controller/Treasurer/Tax Collector to post the necessary budget adjustments, as detailed in the Financial Impact Section, to enable ongoing purchasing of emergency supplies required by County departments in response to Novel Coronavirus. (Four votes required)  
(Presenter: Laurie Rozko, Director, 387-2074)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

**Real Estate Services-Project Management Division**

- 40) 1. Approve the following addenda to the Bid Documents for the Fuel Tank Infrastructure Phase II Project (No. 10.10.0606).  
a. Addendum No. 1 dated December 26, 2019, which provided clarifications in response to contractor questions and revised the Project drawings.
2. Award a construction contract in the amount of \$627,894 to Fleming Environmental, Inc. of Fullerton, CA 92831 for the Fuel Tank Infrastructure Phase II Project.
3. Authorize the Director of Real Estate Services Department to order any necessary changes or additions in the work being performed under the contract for a total not to exceed \$43,895, pursuant to Public Contract Code Section 20142.
4. Authorize the Director of Real Estate Services Department to accept the work when 100% complete, execute, and file the Notice of Completion.  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 41) 1. Approve Amendment No. 1 to Job Order Contract No. 19-828 with Angeles Contractor, Inc. in the amount of \$1,600,000 increasing the contract from \$3,000,000 to a total of \$4,600,000, to provide General Engineering Job Order Contract services (Four votes required).
2. Approve Amendment No. 1 to Job Order Contract No. 19-254 with D. Burke Mechanical Corporation in the amount of \$1,600,000 increasing the contract from \$3,000,000 to a total of \$4,600,000, to provide Mechanical Job Order Contract services (Four votes required).
3. Approve Amendment No. 1 to Job Order Contract No. 19-832 with D. Burke Mechanical Corporation in the amount of \$1,600,000 increasing the contract from \$3,000,000 to a total of \$4,600,000, to provide Mechanical Job Order Contract services (Four votes required).
4. Approve Amendment No. 1 to Job Order Contract No. 19-255 with Mesa Energy Systems, Inc. in the amount of \$1,600,000 increasing the contract from \$3,000,000 to a total of \$4,600,000, to provide Mechanical Job Order Contract services (Four votes required).
5. Approve Amendment No. 1 to Job Order Contract No. 19-833 with Mesa Energy Systems, Inc. in the amount of \$1,600,000 increasing the contract from \$3,000,000 to a total of \$4,600,000, to provide Mechanical Job Order Contract services (Four votes required).  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Registrar of Voters

- 42) 1. Accept the Certified Election Results for the 2020 Presidential Primary Election held on March 3, 2020 that are on file with the Clerk of the Board and the Registrar of Voters.
2. Adopt Resolution declaring the results for the offices under the jurisdiction of the San Bernardino County Board of Supervisors that appeared on the ballot in the 2020 Presidential Primary Election, and declaring those candidates as elected or nominated who received the highest number of votes, or plurality, if applicable, for each office.
3. Adopt Resolution declaring qualified nominees elected to San Bernardino Central Committees, where there were insufficient qualified nominees to appear on the 2020 Presidential Primary Election ballot.
- (Presenter: Bob Page, Registrar of Voters, 387-2100)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

ABSTAIN: Dawn Rowe

Sheriff/Coroner/Public Administrator

- 43) 1. Approve Grant Award (Federal Award No. G20LA0001A) with the Office of National Drug Control Policy accepting the 2020 High Intensity Drug Trafficking Areas Program award in the amount of \$1,114,809 for the performance period of January 1, 2020 through December 31, 2021.
2. Authorize the Sheriff/Coroner/Public Administrator to execute and submit the grant award documents on behalf of the County, as requested by the Office of National Drug Control Policy, subject to review by County Counsel.
3. Direct the Sheriff/Coroner/Public Administrator to transmit all documents in relation to this grant award to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: John Ades, Captain, 387-0640)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Transitional Assistance

- 44) Approve Amendment No. 1 to Contract No. 17-303, effective July 1, 2020, with Foster Assessment Center & Testing Service, Inc, increasing the total contract amount by \$120,000, from \$300,000 to \$420,000, for the provision of Learning Disability Evaluation Services, and exercising the final two one-year options to extend the contract, for the total contract period of July 1, 2017 through June 30, 2022.
- (Presenter: Gilbert Ramos, Director, 388-0245)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 45) Approve contract with Technical Employment Training, Inc. for the provision of Machine Trades Vocational Education and Training Services, in a total amount not to exceed \$1,386,000, for the period of July 1, 2020 through June 30, 2023.  
(Presenter: Gilbert Ramos, Director, 388-0245)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

Workforce Development Department

- 46) Approve the amended and restated By-Laws for the Workforce Development Board pursuant to the Workforce Innovation and Opportunity Act of 2014.  
(Presenter: Sandra Harmsen, Interim Director, 387-9862)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

**SEPARATED ENTITIES**

San Bernardino County Fire Protection District

- 47) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), approve a revenue contract, in the form of a Purchase Order issued by the Inland Empire Resource Conservation District, in the amount of \$20,000 for SBCFPD to provide no-cost chipping services to the public at one-day "Chipper Days" events occurring in several communities within the County for the period of March 10, 2020 through March 9, 2022.  
(Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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. Authorize the Purchasing Agent to approve the following contracts/contract amendment, which include non-standard terms, and issue purchase orders to these Information Technology (IT) vendors in order to renew subscriptions for IT products that assist SBCFPD in providing professional and modern fire protection and advanced life support services:
    - a. Amendment No. 1 to End User License Agreement with ESi Acquisition Inc. that changes governing law and venue to California and San Bernardino County, respectively, associated with the use of WebEOC Enterprise Solution software in the amount of \$39,361 for the renewal period of February 1, 2020 to January 31, 2021.
    - b. Client Agreement, with TargetSolutions Learning, LLC for the TargetSolutions Premier Membership Platform and TargetSolutions Web Event in the amount of \$66,699 for the period of January 1, 2020 through December 31, 2020 that includes automatic renewal with an annual 3% escalator in the contract amount for successive one-year periods, as well as an early termination clause of 60 days' notice prior to the automatic renewal date.
  2. Direct the Fire Chief/Fire Warden of the SBCFPD to return to the Board of Directors within three years with recommendations regarding whether to exercise SBCFPD's rights to terminate or continue with the agreements identified in Recommendation No. 1.



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

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

San Bernardino County Flood Control District

- 49) Acting as the governing body of the San Bernardino County Flood Control District (District), approve a Mutual Aid Agreement between the District and the City of Chino Hills (City) for minor flood control facility repairs, maintenance, and emergency work on facilities within the incorporated area of the City for the period of April 7, 2020 through June 30, 2024, in an amount not to exceed \$45,000 per project and up to \$100,000 for each party per fiscal year.  
(Presenter: Brendon Biggs, Interim Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 50) Acting as the governing body of the San Bernardino County Flood Control District, approve Amendment No. 1 to Memorandum of Understanding 13-378 with the City of Yucaipa for the development of a basin and channel to be located at the confluence of Wilson Creek and Oak Glen Creek, in the City of Yucaipa.  
(Presenter: Brendon Biggs, Interim Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 51) Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Approve Amendment No. 1 to Contract No. 18-546 with BNSF Railway Company (Construction Agreement No. PF-10012758), increasing the contract amount by \$484,105 (from \$638,207 to \$1,122,312), for additional construction support services for the West Fontana Channel Flood Control Improvement Project (Project).
  2. Authorize the Chief Flood Control Engineer and/or the Interim Chief Flood Control Engineer of the District to add and/or delete services and reallocate funding in the amended Contract No. 18-546, as required to complete the work outlined therein.
- (Presenter: Brendon Biggs, Interim Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

- 52) Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Adopt the Mitigated Negative Declaration and Notice of Determination for the District's proposed Elder Creek Channel Improvement Project (Project).
  2. Approve the Project as defined in the Initial Study/Mitigated Negative Declaration (IS/MND).
  3. Adopt the Mitigation Monitoring and Reporting Program (MMRP) for the Project as provided in Appendix G of the IS/MND.
  4. Direct the Clerk of the Board to file the Notice of Determination for the Project.
- (Presenter: Brendon Biggs, Interim Chief Flood Control Engineer, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

## **ORDINANCES FOR FINAL ADOPTION**

### **Land Use Services**

- 53) CONTINUED FROM TUESDAY, MARCH 24, 2020, ITEM NO. 66:  
Adopt ordinances relating to transferring the License Programs for Bingo, Massage Clinics, Adult Business Performers, and Adult Business Non-Performers from the Clerk of the Board to the Code Enforcement Division of the Land Use Services Department as introduced on March 10, 2020 (Item No. 73).  
(Presenter: Andy Wingert, Code Enforcement Chief, 387-0102)

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

### **Big Bear Valley Recreation and Park District**

- 54) Acting as the governing body of the Big Bear Valley Recreation and Park District, adopt ordinance, which was introduced on March 24, 2020, Item No. 71, relating to the repealing of Ordinance No. SD 19-03 and establishing various recreation and park activity fees for 2020-21.  
(Presenter: Luther Snoke, Interim Director, 386-8811)

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

### **Bloomington Recreation and Park District**

- 55) Acting as the governing body of the Bloomington Recreation and Park District, adopt ordinance, which was introduced on March 24, 2020, Item No. 72, relating to the repealing of Ordinance No. SD 19-04 and establishing various recreation and park activity fees for 2020-21.  
(Presenter: Luther Snoke, Interim Director, 386-8811)

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

Motion/Second: Robert A. Lovingood/Josie Gonzales

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

## **DISCUSSION CALENDAR**

### **Board of Supervisors**

Action on Consent Calendar

There were no public speakers on the Consent Calendar

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

**THE CONSENT AGENDA WAS APPROVED WITH SUPERVISOR ROWE ABSTAINING FROM  
ITEM NO. 42**

Motion/Second: Robert A. Lovingood/Josie Gonzales

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: Tim McGowan, Jessica, Donna Biroczy, James Hattar, Heather Stevning, Jeffery Green, Denise Di Salvo, Presten Buford, Denise Loxton, Andy Giornata

### **DISCUSSION CALENDAR (cont'd)**

#### **Board of Supervisors**

##### Deferred Items

No items were deferred for discussion

#### **County Administrative Office**

- 56) Receive report providing information and updates on Novel Coronavirus.  
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

Public Comment: Bruce Henson

### **RECEIVED REPORT**

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

- 57) CONTINUED FROM TUESDAY, MARCH 24, 2020, ITEM NO. 70:
1. Conduct a public hearing on the 2020-21 Proposed Annual County Fee ordinance containing necessary revisions to the fees.
  2. Make alterations, if necessary to proposed ordinance, including:
    - a. Amend Section 16.0231 Waiver/Refund of Fees to include language to defer payment, eliminate the fee cap associated with the waiving of fees other than by the Board of Supervisors in the event of a disaster or other good cause shown to serve a public purpose, and to require approval by the County Chief Executive Officer, when obtaining Board of Supervisors' approval is not immediately feasible.
  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, APRIL 21, 2020, on the Consent Calendar.  
(Presenter: Gary McBride, Chief Executive Officer, 387-5417)

Hearing Opened

Public Comment: None

Hearing Closed

### **APPROVED**

Motion/Second: Janice Rutherford/Robert A. Lovingood

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

#### **Board Governed County Service Areas**

- 58) CONTINUED FROM TUESDAY, MARCH 24, 2020, ITEM NO. 73:  
Acting as the governing body of Board Governed County Service Areas and their Zones:
1. Conduct a public hearing on proposed ordinance repealing Ordinance No. SD 19-02 and establishing various fees and charges for 2020-21.
  2. Make alterations, if necessary, to proposed ordinance, including:
    - a. Amend ordinance to add Section 9. to include language to defer payment, eliminate the fee cap associated with the waiving of fees other than by the Board of Supervisors in the event of a disaster or other good cause shown to serve a public purpose, and to require approval by the County Chief Executive Officer, when obtaining Board of Supervisors' approval is not immediately feasible.
  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, APRIL 21, 2020 on the Consent Calendar.
- (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

San Bernardino County Flood Control District

- 59) CONTINUED FROM TUESDAY, MARCH 24, 2020, ITEM NO. 76:  
Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Conduct a public hearing on recommended ordinance that repeals District Ordinance No. FCD 19-01 (2019 District Fee Ordinance), which established the District's current fees, and adopts the new 2020 District Fee Ordinance that sets forth the fees to be charged by the District on and after July 1, 2020 for its various products and services.
  2. Make alterations, if necessary, to recommended ordinance, including:
    - a. Amend Section (J)(2) Waiver/Refund of Fees to include language to defer payment, eliminate the fee cap associated with the waiving of fees other than by the Board of Supervisors in the event of a disaster or other good cause shown to serve a public purpose, and to require approval by the County Chief Executive Officer, when obtaining Board of Supervisors' approval is not immediately feasible.
  3. Approve introduction of recommended ordinance.
  4. Read the title only for recommended ordinance that repeals the existing 2019 District Fee Ordinance and adopts the 2020 District Fee Ordinance that sets forth the fees to be charged by the District on and after July 1, 2020 for its various products and services; waive reading of the entire text and SCHEDULE FOR FINAL ADOPTION ON TUESDAY, APRIL 21, 2020 on the Consent calendar.
- (Presenter: Brendon Biggs, Interim Chief Flood Control Engineer, 387-7906)

Hearing Opened

Public Comment: None

Hearing Closed

**APPROVED**

Motion/Second: Dawn Rowe/Janice Rutherford

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

San Bernardino County Fire Protection District

- 60) CONTINUED FROM TUESDAY, MARCH 24, 2020, ITEM NO. 75:  
Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD):
1. Conduct a public hearing on the proposed ordinance repealing Ordinance No. FPD 19-01 and establishing fees for SBCFPD as shown on the attached 2020-21 Fee Schedule (Attachment A).
  2. Make alterations, if necessary, to the proposed ordinance, including:
    - a. Amend Section M - Waiver/Refund of Fees to include language to defer payment, eliminate the fee cap associated with the waiving of fees other than by the Board of Directors in the event of a disaster or other good cause shown to serve a public purpose, and to require approval by the County Chief Executive Officer, when obtaining Board of Directors' approval is not immediately feasible.
  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, APRIL 21, 2020 on the Consent Calendar.
- (Presenter: Dan Munsey, Fire Chief/Fire Warden, 387-5779)

Hearing Opened

Public Comment: None

Hearing Closed

**APPROVED**

Motion/Second: Josie Gonzales/Dawn Rowe

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

- 61) Acting as the governing body of the San Bernardino County Fire Protection District, accept the Certification of Initiative Petition dated March 25, 2020 with respect to the initiative petition entitled "Initiative to Repeal the Special Tax Associated with Fire Protection Service Zone Five" that was filed with the Registrar of Voters on February 11, 2020.  
(Presenter: Bob Page, Registrar of Voters, 387-2100)

Public Comment: None

**APPROVED**

Motion/Second: Robert A. Lovingood/Dawn Rowe

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

- 62) Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD):
1. Find that the proposed actions are exempt from review pursuant to the California Environmental Quality Act ("CEQA") and in accordance with State CEQA Guidelines Section 15061(b)(3) (General Rule).
  2. Pursuant to California Elections Code section 9310(a), the Board of Directors shall do only one of the following:
    - a. Consider a proposed ordinance that would adopt the "Initiative to Repeal the Special Tax Associated with Fire Protection Service Zone Five" (Initiative Petition/Measure) without alteration and, either as part of this item or within 10 days from today's date, approve introduction of proposed ordinance, read title only of proposed ordinance and adopt proposed ordinance; or
    - b. Submit the Initiative Petition/Measure, without alteration, to the voters pursuant to Elections Code section 1405.
  3. If the Board of Directors approves Recommendation 2.b., above, pursuant to Elections Code section 1405, the Board of Directors shall do only one of the following:
    - a. Acknowledge that the election for the Initiative Petition/Measure shall be held on November 3, 2020 (SBCFPD's next regular election); or
    - b. Call a special election for the Initiative Petition/Measure not less than 88 days nor more than 103 days from today's date.

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

Public Comment: Patrick Jackson, Richard Sayers

**APPROVED REC. NOS. 1 & 2.B.**

Motion/Second: Janice Rutherford/Dawn Rowe

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

**APPROVED REC. NO. 3.A.**

Motion/Second: Janice Rutherford/Robert A. Lovingood

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

#### Community Development and Housing Department

- 63)
1. Review the Housing, Community, and Economic Development Needs Identification Report, Citizen Participation Plan and Analysis of Impediments to Fair Housing Choice for the County's 2020-25 Consolidated Plan.
  2. Conduct a public hearing to:
    - a. Review the proposed 2020-25 Consolidated Plan which governs the Community Development Block Grant, HOME Investment Partnerships Act and the Emergency Solutions Grant programs, including the list of recommended projects that best meet the identified community development needs under the three grants; and,
    - b. Review the 2020-21 Annual Action Plan for the County's application to the U.S. Department of Housing and Urban Development for the \$11,539,958 entitlement grant for the Community Development Block Grant, HOME Investment Partnerships Act and Emergency Solutions Grant programs; and,
    - c. Review the fair housing needs for the 2020-25 Analysis of Impediments to Fair Housing Choice Report; and,
    - d. Obtain citizens' comments on the 2020-25 Consolidated Plan and related documents.
  3. Consider any necessary changes to the Proposed 2020-25 Consolidated Plan and 2020-21 Annual Action Plan and direct Community Development and Housing staff to return to the Board on or around April 21, 2020, with the final 2020-25 Consolidated Plan and 2020-21 Annual Action Plan for consideration by the Board of Supervisors prior to submittal to U.S. Department of Housing and Urban Development.

(Presenter: Gary Hallen, Director, 387-4411)

Hearing Opened

Public Comment: None

Hearing Closed

**APPROVED**

Motion/Second: Josie Gonzales/Dawn Rowe

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

#### Land Use Services

- 64)
1. Conduct a public hearing on proposed ordinance to adopt by reference the updated Model Water Efficient Landscape Ordinance.
  2. Adopt proposed ordinance to add Chapter 22 to Division 3 of Title 6 of the San Bernardino County Code, adopting by reference the updated Model Water Efficient Landscape Ordinance contained in Title 23 of the California Code of Regulations, which was introduced on March 24, 2020, Item No. 77.

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

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

**INDIVIDUAL BOARD MEMBER COMMENTS (5 Minutes)**

Second District Supervisor Janice Rutherford directed staff to return to the Board with an update regarding waiving late fees at the County Libraries. She thanked County staff for their work during this unprecedented time. Supervisor Rutherford encouraged residents to donate to local domestic violence shelters. She asked staff to report on what efforts are being made regarding enforcement to short-term rentals during this stay home order. She further encouraged residents to stay home, and not use this time to visit the mountains.

First District Supervisor Robert A. Lovingood stated that he would encourage Caltrans to use road signs stating that the mountain areas are closed to visitors. He thanked the employees and their families during this trying time. Supervisor Lovingood stated that he visited the courts with District Attorney Jason Anderson last week to view the advancements being made with technology.

Third District Supervisor Dawn Rowe thanked the staff working at Arrowhead Regional Medical Center. She stated that she is working with the District Attorney's Office, Assemblyman Mayes, and Senator Grove to see what can be done with the Airbnb locations that are not complying with the health order and still choosing to operate.

Vice Chair and Fifth District Supervisor Josie Gonzales thanked everyone for continuing to work to keep the county moving in a positive manner. She expressed the importance of continuing to partner with the 24 cities in the county to combat COVID-19. Vice Chair Gonzales stated that 211 received 150 calls over the weekend regarding Project Roomkey.

Chairman and Fourth District Supervisor Curt Hagman encouraged residents to complete the census survey. He thanked the County staff for their work during these times, and all collaboration that has occurred throughout the various government agencies.

**THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, APRIL 21, 2020 AT THE COUNTY GOVERNMENT CENTER, 385 NORTH ARROWHEAD AVENUE, SAN BERNARDINO WITH CLOSED SESSION BEGINNING AT 9:00 A.M. AND PUBLIC SESSION BEGINNING AT 10:00 A.M.**

This Fair Statement sets out a summary of the actions taken on each of the items on the agenda for Tuesday, April 7, 2020. 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**

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LYNNA MONELL  
Clerk of the Board

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CURT HAGMAN, Chairman  
Board of Supervisors