

## **Alec Destry**

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**From:** "Luna, Jennifer" <jluna@cob.sbcounty.gov>  
**To:** <xode@lanset.com>  
**Sent:** Thursday, August 14, 2014 10:39 AM  
**Attach:** 8-5-14 Fair Statement.pdf  
**Subject:** Request for "F.A.I.R. statement" for 5 Aug 2014 Board meeting.  
Good Morning,

Here is the 8/5/14 Fair Statement that you requested.

Thank you,

Jennifer Luna

Senior Board Services Specialist  
Clerk of The Board of Supervisors  
909-387-3946 direct line  
909-387-4554 fax  
[jluna@cob.sbcounty.gov](mailto:jluna@cob.sbcounty.gov)

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**From:** Alec Destry [<mailto:xode@lanset.com>]  
**Sent:** Wednesday, August 13, 2014 10:34 AM  
**To:** COB - Internet E-Mail  
**Subject:** Request for "F.A.I.R. statement" for 5 Aug 2014 Board meeting.

Could you please email me the F.A.I.R. statement for the 5 Aug 2014 Board meeting, so that I have a record of what was done regarding Agenda Item 21: the tax transfer relating to LAFCO 3181. I again checked the SB County website and that F.A.I.R. statement is still not up there.

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

**Tuesday, August 5, 2014**

**JANICE RUTHERFORD  
CHAIR**  
Second District Supervisor



**GARY C. OVITT  
VICE CHAIR**  
Fourth District Supervisor

**ROBERT A. LOVINGOOD**  
First District Supervisor

**JAMES RAMOS**  
Third District Supervisor

**JOSIE GONZALES**  
Fifth District Supervisor

**Chief Executive Officer**  
Gregory C. Devereaux

**County Counsel**  
Jean-Rene Basle

**Clerk of the Board**  
Laura H. Welch

Except where noted, all scheduled items were heard in the Covington Chambers of the Board of Supervisors, County Government Center, 385 North Arrowhead Avenue, First Floor, San Bernardino, California.

**PRESENT:** Board of Supervisors: Robert A. Lovingood, Janice Rutherford,  
James Ramos, Gary C. Ovitt, Josie Gonzales

**OTHERS IN ATTENDANCE:** Chief Executive Officer Gregory C. Devereaux  
County Counsel Jean-Rene Basle  
Clerk of the Board Laura H. Welch

**CLOSED SESSION**

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

**BOARD OF SUPERVISORS**

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

1. Samantha Franco, et al. v. County of San Bernardino, et al., San Bernardino County Superior Court Case No. CIVDS 1003332

**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  
Pastor Paul Earle of Life Church in Victorville

Memorial Adjournments

- Board of Supervisors
- First District – Supervisor Robert A. Lovingood
  - Doris McTier, 65, of Victorville
  - Mary Parker, 84, of Apple Valley
  - Carollee Stater, 74, of Apple Valley

- Second District – Chair Janice Rutherford
- Third District – Supervisor James Ramos
  - Joseph C. Mujica, Jr., 73, of Highland
  - Carrie C. Ramos, 85, of Redlands
- Fourth District – Vice Chair Gary C. Ovitt
  - James F. Garliepp, Jr., 88, of Ontario
  - Sharon Kay “Sam” Nelson, 72, of Ontario
  - Mary Noble, 87, of Ontario
  - Nnamdi Okongwu, 17, of Chino Hills
  - William Kenneth “Kenney” Robbins, 71, of Ontario
  - Patricia Estrada Velesquez, 41, of Chino
- Fifth District – Supervisor Josie Gonzales
  - Rosie Avila, 85, of San Bernardino
  - Elvira Hernandez, 71, of Colton
  - Dexter Scott James, 71, of San Bernardino
  - Betty L. Lawrence, 80, of Fontana
  - Gary Walter Mitchell, 64, of Colton
  - Calvin H. Pierce, 85, of San Bernardino
  - Lucy Rivera, 95, of San Bernardino
  - Ralph L. Rubino, 71, of San Bernardino
  - Paul Russell, 69, of Bloomington
  - Clifford Roscoe Utley, 85, of San Bernardino

Reports from County Counsel and Chief Executive Officer - None

Special Presentations, Resolutions and Proclamations

- Supervisor Gonzales:
  - Resolution recognizing Linda Smith
  - Resolution recognizing Robert Smith

Chair Rutherford acknowledges the attendance of the 2014-15 Grand Jury Members.

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**

1. Adoption of Resolutions and Proclamations:

**Board of Supervisors**

Adopt and present resolution recognizing Linda Smith upon her retirement after 38 years of valuable service to the County of San Bernardino.

Adopt and present resolution recognizing Robert Smith upon his retirement after 32 years of valuable service to the County of San Bernardino.

Adopt resolution recognizing Debbie DeLeon-McKeon upon her retirement after over 40 years of valuable service to the County of San Bernardino.

Adopt resolution recognizing Darren Cook as recipient of the California Workforce Association's 2014 Workforce Professional of the Year Award.

Adopt resolution congratulating Steve Keefe on receiving the Rays of Life Community Service Award and thanking him for his community service in the mountains.

Adopt resolution recognizing Job Corps' 50th Anniversary.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

2. Appointments, reappointments and vacancies to Boards, Commissions and Committees:
- a. Declare and post vacancy per Maddy Act for Michelle Kirkhoff of the High Desert Corridor Joint Powers Authority Policy and Technical Advisory Committee (PTAC) (Seat 5), First District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- b. Declare and post vacancy per Maddy Act for Jim Balcom of the High Desert Corridor Joint Powers Authority Policy and Technical Advisory Committee (PTAC) (Seat 6), First District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- c. Approve the appointment of Marianne Lins to the Sugarloaf Advisory Committee (CSA 70 R-5) (Seat 1), Third District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- d. Approve the reappointment of Omer (Les) L. Snodgrass to the Twentynine Palms Cemetery District (Seat 1), Third District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- e. Approve the reappointment of Jennifer M. McBain to the Twentynine Palms Cemetery District (Seat 5), Third District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- f. Declare and post vacancy per Maddy Act for Paul P. Ortuno of the Big Bear Valley Recreation & Park District Advisory Committee (Seat 5), Third District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- g. Declare and post vacancy per Maddy Act for Steve Cassling of the Big Bear Valley Recreation & Park District Advisory Committee (Seat 7), Third District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- h. Declare and post vacancy per Maddy Act for Jonathan J. Novack of the Workforce Investment Board (Seat 32), Fourth District.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- i. Approve the appointment of Arturo Jackson to the Inland Empire HIV Planning Council (Seat 10), At-Large.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

- j. Approve the appointment of Kamini Persad to the Inland Empire HIV Planning Council (Seat 31), At-Large.

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Aging and Adult Services

- 3. Approve travel expense, in an amount not to exceed \$324, for a Senior Affairs Commission member to attend the Triple-A Council of California meeting in Sacramento, California from August 11, 2014 through August 13, 2014.  
(Presenter: Ron Buttram, Director, 891-3917)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Agriculture/Weights and Measures

4. Approve Revenue Memorandum of Understanding with the California Agricultural Commissioners and Sealer's Association for the Department of Agriculture/Weights and Measures to receive funding in the amount of \$6,474 for the transition of reporting pesticide usage data to the California Department of Pesticide Regulation by using the new online State centralized database program and for outreach/training provided to pest control businesses/operators for submission of their data by using the new online program, for a term from July 1, 2014, through June 30, 2015.  
(Presenter: John G. Gardner, Agricultural Commissioner/Sealer, 387-2115)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Architecture and Engineering

5.
  1. Award a construction contract in the amount of \$565,170 to Yellow Jacket Drilling Services, LLC of Gilbert Arizona, for the installation of thirty-two groundwater monitoring wells as part of the ongoing groundwater assessment required at the Chino Airport located at 7000 Merrill Avenue in Chino.
  2. Authorize the Director of the Architecture and Engineering Department to order any necessary changes or additions in the work being performed under the contract for a total amount not to exceed \$40,758 pursuant to Public Contract Code Section 20142.
  3. Authorize the Director of the Architecture and Engineering Department to accept the work when 100% complete and execute and file the Notice of Completion.  
(Presenter: Carl R. Alban, Director, 387-5000)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

6.
  1. Award a service contract in the not-to-exceed amount of \$4,249,525, including a not-to-exceed amount of \$100,000 for approved changes to the scope of work, to Angeles Contractor, Inc. of Buena Park for the design, procurement and installation of an integrated security control and monitoring system to upgrade, replace and expand the existing systems at the West Valley Detention Center located at 9500 Etiwanda Avenue in Rancho Cucamonga.
  2. Award a consultant agreement in the not-to-exceed amount of \$225,000 to AVS Engineers Inc. of Buena Park to provide project administration and inspection services related to the design and installation of an integrated security control and monitoring system at the West Valley Detention Center.
  3. Authorize the Director of the Architecture and Engineering Department to accept the work when 100% complete and execute and file the Notice of Completion.  
(Presenter: Carl R. Alban, Director, 387-5000)

### **OFF CALENDAR**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Arrowhead Regional Medical Center

7. Approve Amendment No. 1 to the following agreements, allowing assignment of the agreements to the following vendors, for nurse and rehabilitation registry services for the period of August 5, 2014, through September 30, 2016:
- Accountable Healthcare Staffing, Inc. (formerly HRN Services, Inc.) - Agreement No. 13-774
  - Cross Country Staffing, Inc. (formerly Medical Staffing Network Healthcare, LLC) - Agreement No. 13-778
  - Decton, Inc. dba AllStar Staffing (formerly AllStar Staffing, Inc.) - Agreement No. 13-769
- (Presenter: William T. Foley, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

8. 1. Approve Amendment No. 2 to Agreement No. 09-295 with CareFusion Solutions, LLC for the rental of the Pyxis Pharmaceutical Dispensing System, increasing the total agreement amount by \$206,500, from \$1,628,226 to an amount not to exceed \$1,834,726, and extending the term from September 1, 2014, to March 31, 2015.
2. Approve Amendment No. 1 to Agreement No. 09-296 with CareFusion Solutions, LLC for support services of the Pyxis Pharmaceutical Dispensing System, increasing the total agreement amount by \$45,500, from \$287,334 to an amount not to exceed \$332,834, and extending the term from September 1, 2014, to March 31, 2015.
3. Authorize the Director of Arrowhead Regional Medical Center to execute termination of Agreement No. 09-296 with CareFusion Solutions, LLC for support services of the Pyxis Pharmaceutical Dispensing System.
- (Presenter: William T. Foley, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

9. 1. Approve Agreement with Johnson Controls, Inc. for quarterly monitoring, oversight and emergency repairs of the Central Plant Automated Building Control System in an amount not to exceed \$87,150, for the three-year period of August 5, 2014, through August 4, 2017, with an option to extend for one additional two-year period.
2. Authorize the Purchasing Agent to issue a Master Blanket Purchase Order with Johnson Controls, Inc. for unexpected repairs of the Central Plant Automated Building Control System to include parts and labor in the amount of \$150,000, for the three-year period of August 5, 2014, through August 4, 2017.
- (Presenter: William T. Foley, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

10. 1. Authorize the Purchasing Agent to issue a Master Blanket Purchase Order to Johnson Controls, Inc. for the restoration of 43 air handler cooling units in the amount of \$180,000, for the period of August 5, 2014, through June 30, 2015.
2. Approve Proposal with Johnson Controls, Inc. for the restoration of 43 air handler cooling units.
- (Presenter: William T. Foley, Director, 580-6150)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Auditor-Controller/Treasurer/Tax Collector

11.     1. Approve and/or deny the claims for excess proceeds from Tax Sale 362 (May 2012) and 362RO (August 2012) as detailed in Attachment A.  
       2. Authorize the filing of interpleader action and deposit of \$17,040.09 in excess proceeds funds with the Court, as detailed in Attachment A.  
(Presenter: Larry Walker, Auditor-Controller/Treasurer/Tax Collector, 386-9000)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

12.     1. Authorize the Auditor-Controller/Treasurer/Tax Collector to issue a new warrant to replace a stale-dated warrant originally issued to Innoprize XVII, LLC in the amount of \$26,630.44.  
       2. Authorize the Auditor-Controller/Treasurer/Tax Collector to issue a new warrant to replace a stale-dated warrant originally issued to Jose Lozoya in the amount of \$6,435.45.  
(Presenter: Larry Walker, Auditor-Controller/Treasurer/Tax Collector, 386-9000)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Behavioral Health

13.     1. Approve Revenue Memorandum of Understanding with Cucamonga School District to receive reimbursement of up to \$15,000 annually in matching funds for School-Aged Treatment Services provided by West End Family Counseling Services, for the period of August 5, 2014 through June 30, 2015.  
       2. Approve Revenue Memorandum of Understanding with West End Special Education Local Plan Area to receive reimbursement of up to \$10,000 annually in matching funds for School-Aged Treatment Services provided by West End Family Counseling Services, for the period of August 5, 2014 through June 30, 2015.  
(Presenter: CaSonya Thomas, Director, 382-3133)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Children and Family Services

14.     Approve contracts with the following agencies to provide Parent Child Interactive Therapy Services in an aggregate amount not to exceed \$300,000, for the period of August 15, 2014 through December 31, 2016:  
       1. Center for Healing Childhood Trauma  
       2. Christian Counseling of East Valley, Inc.  
       3. Family Services Association  
(Presenter: Randall L. Schulz, Director, 388-0242)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Children's Network

15.     1. Approve Amendment No. 1, effective July 1, 2014, to Revenue Contract No. 13-636 (S1016 A1) with the Children and Families Commission of San Bernardino County to provide coordination and oversight for the Screening, Assessment, Referral, and Treatment services, extending the contract an additional year, and increasing the total contract amount by \$185,474, from \$170,139 to \$355,613, for the period of July 1, 2013 through June 30, 2015.
2. Approve Amendment No. 3, effective July 1, 2014, to Revenue Contract No. 11-553 (CE009 A3) with the Children and Families Commission of San Bernardino County to provide Community Engagement services, extending the contract six months, and increasing the total contract amount by \$218,694 from \$1,297,450 to \$1,516,144, for the period of July 1, 2011 through December 31, 2014. (Presenter: Kathy Turnbull, Interim Network Officer, 383-9677)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

16.     Approve contract with Dr. (Kiti) Mary Catherin Freier Randall, to provide Screening, Assessment, Referral, and Treatment Program activities for Children's Network, in an amount not to exceed \$60,000 for the period of August 6, 2014 through August 5, 2017. (Presenter: Kathy Turnbull, Interim Network Officer, 383-9677)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Clerk of the Board

17.     Accept the recommendations of various departments and approve the following business licenses:
1. Hotel/Motel License for Ravindra S. Bagga dba Safari Motor Inn (Community: Joshua Tree)
  2. Secondhand Dealer License for Helendale Community Services District dba Helendale Community Services District Thrift Store (Community: Helendale)
  3. Taxicab Service Permit/Business License for Mesfin Shawel, Express Transportation Systems dba AA Inland Empire/ AAA Yellow/ Checker Cab (Community: Unincorporated San Bernardino County)
- (Presenter: Laura H. Welch, Clerk of the Board of Supervisors, 387-3848)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

18.     Refer to County Counsel for investigation and report the following claims for refund of tax payment:
1. Steve Betancourt
  2. Rodney L. Niebuhr (16)
  3. Intex Properties Inland Empire Corp.
  4. Margarita Villanueva
  5. Lee Spence
- (Presenter: Laura H. Welch, Clerk of the Board of Supervisors, 387-3848)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Community Development and Housing

19.     1. Approve a Community Development Block Grant Public Services Contract (Contract) with Fontana Rehabilitation Workshop, Inc. in the amount of \$556,711, to provide expanded employment support and services to developmentally disabled adults, for the contract period of August 5, 2014 through June 30, 2017.
2. Authorize the Chair of the Board of Supervisors or Chief Executive Officer or the Director of Community Development and Housing, upon consultation with County Counsel, to:
- a. Perform non-substantive acts pertaining to the administration and implementation of the Contract., and upon consultation with County Counsel;
- b. Approve amendments to Contract Exhibits 1 through 6 (which are administrative requirements), so long as the total amount of the Contract does not exceed the amount approved above by the Board of Supervisors.
3. Direct the Chair of the Board of Supervisors or Chief Executive Officer or the Director of Community Development and Housing to transmit all documents and amendment in relation to this agreement to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Dena Fuentes, Director, 387-4411)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

County Administrative Office

20.     Receive list of County Administrative Office approval of Capital Improvement Program requests and short-term leases for the period May 7, 2014 to July 6, 2014.
- (Presenter: Gary McBride, County Chief Financial Officer, 387-4599)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

21.     Adopt Resolution approving the property tax revenue amounts to be transferred as a result of the pending reorganization related to LAFCO No. 3181 for annexation to the Bighorn-Desert View Water Agency, formation of an Improvement District of the Bighorn-Desert View Water Agency and the dissolution of County Service Area 70 Zone W-1.
- (Presenter: Valerie Clay, Deputy Executive Officer, 387-5423)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

22.     1. Approve grant application in the amount of \$564,131 to the California Governor's Office of Emergency Services (Cal OES) as the administering agency for the 2014 Emergency Management Performance Grant (EMPG) for the purpose of securing funding to support comprehensive emergency management.
2. Adopt resolution authorizing the San Bernardino County Fire Protection District/Fire Warden, and/or the Deputy Fire Chief, and/or the Emergency Services Manager of the San Bernardino County Office of Emergency Services, and/or the County Fire Finance Manager to proceed with the following actions, on behalf of the County of San Bernardino, as required by Cal OES under the 2014 EMPG:

3. Execute and file documents with Cal OES for submittal of the grant application.
4. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grant.
5. Execute any grant amendments to extend the performance timelines.  
Authorize the officials listed in Recommendation No. 2 to execute any non-substantive amendments in relation to the 2014 EMPG upon review of County Counsel.
6. Direct the officials listed in Recommendation No. 2, as required by Cal OES, to transmit all documents and amendments in relation to acceptance and implementation of the 2014 EMPG 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: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

23. Adopt Resolution designating Arts Connection, the Arts Council of San Bernardino County to serve as the County's State-Local Partner with the California Arts Council for the California Arts Council's State-Local Partnership Program for the period of August 5, 2014, through December 31, 2019.  
(Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5418)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

24. Proclaim the existence of a local drought emergency resulting from record dry conditions that have persisted since 2012.  
(Presenter: Michael Antonucci, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

25. Approve an allocation from the Fourth District's Board Discretionary Fund Budget to the Regional Parks Department in the amount of \$60,000 to fund the replacement of the front gate entrance sign at Cucamonga-Guasti Regional Park with an electronic LED sign.  
(Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5418)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Economic Development

26.
  1. Approve the release of a Request for Sponsorship for the County Tourism Summit 2014 and authorize the County Executive Officer and the Economic Development Agency Administrator to evaluate and select sponsors.
  2. Approve Sponsorship Agreement template, and authorize the Chief Executive Officer, upon review by County Counsel, to make non-substantive modifications to the agreement, and authorize the County Executive Officer or Economic Development Agency Administrator to execute the Sponsorship Agreements with the individual sponsors.  
(Presenter: Kelly Reenders, Agency Administrator, 387-4395)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

27. 1. Approve a Memorandum of Understanding creating an economic development and innovation partnership among the County of San Bernardino, by and through its Economic Development Agency, the County of Riverside, by and through its Economic Development Agency, the University of California, Riverside, and its Center for Economic Development & Innovation, and the City of Los Angeles, Harbor Department, to promote successful economic development, enhance international investment, stimulate job creation and increase job retention.
2. Authorize the Chief Executive Officer or the Economic Development Agency Administrator, upon consultation with County Counsel, to make necessary non-substantive modifications and to execute the Memorandum of Understanding and all required documents related to the Memorandum of Understanding.
- (Presenter: Kelly Reenders, Administrator, 387-4395)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Finance and Administration

28. 1. Approve Letter Agreement among AIG Matched Funding Corporations, SBC Property Trust 1997-A, SBMB Corporation, SBC Sublease Guaranty Trust, SBC 1997 Sublease Guarantee Corporation and the County of San Bernardino.
2. Approve amendment to the letter of credit issued by AIG Matched Funding Corporation correcting the payment schedule and the expiration date relating to the County's future buyout of property subject to a lease-leaseback transaction approved by the County in 1997.
3. Authorize the County Chief Financial Officer to execute the Letter Agreement and any required documents associated with the amendment to the letter of credit correcting identified drafting errors.
- (Presenter: Gary McBride, County Chief Financial Officer, 387-5423)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Human Services Administration

29. Authorize the Purchasing Agent to issue a master blanket purchase order to SumTotal Systems, Inc. for licensing fees and maintenance of the Pathlore Learning Management System, in an amount not to exceed \$226,979 for the period of September 1, 2014 and through August 31, 2017.
- (Presenter: Gloria Boyd, Training & Development Manager, Performance, Education and Resource Center, 420-6404)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Preschool Services

30. Approve submission of a federal grant application to the United States Department of Health and Human Services, Administration for Children and Families for Early Head Start – Child Care Partnership Program funding to expand access to comprehensive developmental and preschool services, in the amount of \$1,851,526, for the period of March 1, 2015 through February 29, 2016.  
(Presenter: Diana Alexander, Director, 383-2005)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Probation

31. Approve Amendment No. 1 to Agreement No. 11-516 with Aegis Rapidtext Inc. for transcription services, increasing the contract amount by \$132,000, from \$396,000 to \$528,000, and extending the term by one year, from July 1, 2014 to June 30, 2015.  
(Presenter: Scott Frymire, Deputy Chief Administration Officer, 387-5580)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

32. Authorize the Purchasing Agent to increase Purchase Order #147272 with EO Integrated Systems, Inc. by \$17,500, from \$52,500 to \$70,000, and extend the term of services by four months from August 16, 2014 to December 15, 2014 for service and maintenance of the integrated safety and security systems at the Central Valley Juvenile Detention and Assessment Center.  
(Presenter: Scott Frymire, Deputy Chief Probation Administrator, 387-5580)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Public Health

33.
  1. Approve submission of Phase 1 grant application documents to the United States Department of Health and Human Services, Health Resources and Services Administration for the Affordable Care Act New Access Point Grants program to provide new operational support for Department of Public Health clinics in the East and West Valley health planning regions, in the amount of \$1,300,000, for the period of May 1, 2015 through April 30, 2017.
  2. Designate Department of Public Health, Program Coordinator (Heather Cockerill), as required by the United States Department of Health and Human Services, Health Resources and Services Administration, to execute the Phase 1 grant application documents, on behalf of the County.
  3. Direct Department of Public Health, Program Coordinator (Heather Cockerill) to transmit all documents in relation to the Phase 1 grant application to the Clerk of the Board of Supervisors within 30 days of execution.  
(Presenter: Trudy Raymundo, Director, 387-9146)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

34. Accept a grant award from the California Department of Public Health, Tuberculosis Control Branch for continued support of tuberculosis prevention and control activities, in the amount of \$324,762, for the grant period of July 1, 2014 through June 30, 2015.  
(Presenter: Trudy Raymundo, Director, 387-9146)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

35. 1. Accept a grant award from the California Department of Public Health (Contract No. 14-10030) for continued support of the Department of Public Health's Childhood Lead Poisoning Prevention Program services and activities, in the amount of \$2,004,766, for the period of July 1, 2014 through June 30, 2017.
2. Adopt a resolution authorizing the Chair of the Board of Supervisors to execute all documents in relation to the grant award (Contract No. 14-10030) for the period of July 1, 2014 through June 30, 2017, as required by the California Department of Public Health.  
(Presenter: Trudy Raymundo, Director, 387-9146)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Public Works-Environmental and Construction

36. 1. Award a contract to William Kanayan Construction (Rimforest, CA) in the amount of \$126,670 for the San Moritz Drive drainage improvement project (Project) in the Crestline area.
2. Authorize a contingency fund of \$12,667 for the project.
3. 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 \$12,667 pursuant to Public Contract Code Section 20142.
4. Authorize the Director of Public Works to accept the work when 100% complete and execute and file the Notice of Completion.  
(Presenter: Annesley Ignatius, Deputy Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Public Works-Surveyor

37. Accept and approve Final Map as certified and recommended by the County Surveyor for Tract No. 18719-1 (Havasu Landing, LLC, A California Limited Liability Company), consisting of 107 lots and 23 lettered lots, located northerly of Lake Boulevard and westerly of Havasu Lake Road in the Havasu Lake area.  
(Presenter: Tom Herrin, County Surveyor, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Public Works-Transportation

38. Approve employment contract with Allan James Rubio to provide services as a Business System Analyst III for the Department of Public Works from August 5, 2014 through August 4, 2015 with automatic annual renewals at the hourly rate of \$42.75 (Range 67, Step 11) for an estimated annual cost of \$124,488 (Salary - \$88,920, Benefits - \$35,568).  
(Presenter: Brad Ter Keurst, Business Application Manager, 387-7906)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

39.
  1. Approve the specifications for the surface seal treatment of various roads in the San Antonio Heights area, as signed and sealed by a registered civil engineer.
  2. Authorize the Director of the Department of Public Works to advertise for bids.  
(Presenter: Mazin Kasey, Deputy Director, 387-7906)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Purchasing

40. Approve Agreement with Wireless Watchdogs, LLC to provide Telecom Expense Management Services at fixed rates, for the period August 5, 2014 through August 4, 2017.  
(Presenter: Laurie Rozko, Director, 387-2074)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Real Estate Services

41.
  1. Approve the sale of County-owned property (APN 0345-271-04), consisting of approximately 12,000 square feet of vacant land, located at 838 Brentwood Drive in the unincorporated area of Lake Arrowhead, to Taylor National Trails, LLC, a California limited liability company, pursuant to Government Code Section 25526.5.
  2. Authorize the Chair of the Board of Supervisors to execute the Purchase and Sale Agreement and Escrow Instructions and Grant Deed to convey said property to Taylor National Trails, LLC upon payment of \$22,000.
  3. Authorize the Director of the Real Estate Services Department to execute escrow instructions and any other documents necessary to complete this transaction.  
(Presenter: Terry W. Thompson, Director, 387-5252)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

42. Approve Amendment No. 1 to Lease Agreement No. 97-81 with the United States of America, acting through the Forest Service, Department of Agriculture, to add approximately seven acres of Department of Agriculture-Forest service-controlled land for a total of 7.04 acres effective January 1, 2014 for the operation of a communication site and electric utility service system located on Bertha Peak in Big Bear for the Information Services Department increasing the total agreement amount \$7,731 from \$6,716 to \$14,447.  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

43. Approve Amendment No. 3 to License Agreement No. 04-576, with GTP Towers I, LLC to extend the term five years retroactive to July 1, 2014 through June 30, 2019 by exercising an option to extend the term for antenna tower and rack space at Calico Peak in the Barstow area for the Information Services Department in the amount of \$168,832.  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

44.
  1. Adopt Resolution declaring approximately 74.57 acres of County-owned dairy property (Assessor Parcel Numbers (APN) 1054-391-02, 03) located at 8315 Merrill Avenue, east of the Chino Airport, in the City of Chino surplus and no longer necessary for the uses and purposes of the County.
  2. Authorize the Real Estate Services Department to conduct a public auction to sell said property as required by Section 25526 of the Government Code in accordance with terms and conditions described in the resolution in the event no public agency or authorized non-profit organization offers to purchase the property as set forth in Section 54222 of the Government Code (Four votes required).
  3. Approve the net proceeds of the sale of the said property to be placed in the County Buildings Acquisition and Retrofit Project reserve upon receipt of the sales proceeds.  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

45. Approve a two-year license agreement with Union Institute for the non-exclusive use of 1,440 square foot modular building to provide advanced educational opportunities for County public safety employees at the County-owned Sheriff/Coroner/Public Administrator Regional Training Center located in the unincorporated area of Devore from October 1, 2014 through September 30, 2016 for in-kind services in lieu of monetary rent.  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Regional Parks

46. Approve Amendment No. 2 to Agreement No. 11-576 with ValleyCrest Landscape Maintenance for mowing, fertilization and pest control services increasing the contract amount by \$50,923, from \$750,120 to a total aggregate amount not to exceed \$801,043, and extending the termination date for an additional three months through November 5, 2014.  
(Presenter: Keith Lee, Director, 387-2340)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

47. Approve Permit to Enter, Construct and Maintain with the Inland Empire Utilities Agency for the Agency's use of Prado Regional Park in Chino, for the purpose of constructing and maintaining eight groundwater monitoring wells at four locations, as part of the Prado Basin Habitat Sustainability Program for the period of September 15, 2014 through December 31, 2025, whereby the County will receive a total amount of \$15,134.48 (Four votes required).  
(Presenter: Keith Lee, Director, 387-2340)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

48. Receive list of Regional Parks approved Interim Use Permits, Short-term Leases and Solicitations of Proposal executed consistent with County Policy No. 12-05, during the period June 1, 2014 through June 30, 2014.  
(Presenter: Keith Lee, Director, 387-2340)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

49. Approve Lease Revenue Agreement with Eduardo Carrillo for the operation of a Snack Bar at Prado Regional Park, whereby the Regional Parks Department will receive a minimum annual concession fee revenue amount of \$1,700 or 10% of gross income (whichever is greater), from August 5, 2014 through August 4, 2019, with one five-year renewal option to be exercised upon approval by both parties (Four votes required).  
(Presenter: Keith Lee, Director, 387-2340)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

50. Approve Revenue Interim Use Permit with Event 360 for the use of Prado Regional Park, located in Chino, to hold the MuckFest MS event on October 25, 2014 and related set-up days (October 14-24, 2014) and tear-down days (October 26-28, 2014), whereby the County will receive \$8,500 for the use of the Park.  
(Presenter: Keith Lee, Director, 387-2340)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Risk Management

51. Continue the finding originally made by the Board of Supervisors on July 22, 2014 (Item No. 50), that there is substantial evidence that the black water spill which occurred on July 7, 2014, at the Old Hall of Records building located at 172 West Third Street, San Bernardino, CA 92415, created an emergency pursuant to Public Contract Code section 22050 requiring immediate action to prevent and mitigate the loss or impairment of health, property, and service to the public and will not permit the delay resulting from a formal competitive solicitation of bids to repair the damage (Four votes required).  
(Presenter: Hueston Whiteside, Director, 386-8621)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

## Sheriff/Coroner/Public Administrator

52. 1. Find it is in the best interest of the County to accept one Bell UH-1H Huey helicopter from the California Emergency Management Agency 1033 Excess Property Program.  
2. Find it is in the best interest of the County to accept one Beechcraft C-12 King Air fixed-wing aircraft from the California Emergency Management Agency 1033 Excess Property Program.  
(Presenter: Dale Gregory, Captain, 386-3800)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

53. Approve attendance of the following Inmate Welfare Committee Members at the American Correctional Association's 144th Congress of Correction in Salt Lake City, Utah, from August 15 – 20, 2014 at an estimated cost of \$6,055:
- Dario Juarez, Inmate Welfare Committee Chairman
  - Bob Erikson, Inmate Welfare Committee Member
  - Jack Fisher, Inmate Welfare Committee Member
- (Presenter: Steve Higgins, Captain, 387-0640)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

54. Approve revenue agreement with Department of California Highway Patrol for use of the Sheriff's weapons firing range facilities from August 5, 2014 through June 30, 2017, in an amount not to exceed \$31,500 for the contract period.  
(Presenter: Steve Higgins, Captain, 387-0640)

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

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

55. Accept donation for three months of access to the Microsoft BrainStorm End-User Training Package for Microsoft Office 365 Solutions with a market value of \$14,500 from Microsoft, Inc. and authorize the Chair of the Board of Supervisors to sign letter accepting the donation.  
(Presenter: Steve Higgins, Captain, 387-0640)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

**SEPARATED ENTITIES**

Board Governed County Service Areas

56. Acting as the governing body of County Service Area 70, Zone BL (Bloomington):
1. Approve Amendment No. 1 to Contract 14-71 in the amount of \$754,389.88 with Christensen Brothers General Engineering, Inc., increasing the total contract amount from \$1,257,200.27 to \$2,011,590.15 and extending the contract performance period end date to September 30, 2014 (Four votes required).
  2. Approve an increase to the County Service Area 70, Zone BL Capital Improvement Project (CIP) Budget in the amount of \$754,389.88, to cover the additional cost incurred by the project.
  3. Direct the Auditor-Controller/Treasurer/Tax Collector to make necessary budget adjustments as indicated in the Financial Impact section to the operating account of County Service Area 70, Zone BL Bloomington Sewer (Four votes required).
- (Presenter: Jeffrey O. Rigney, Director, 387-5967)

**DEFERRED/APPROVED**

Motion/Second: Josie Gonzales/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Public Comment: Bob Nelson and Barbara Sokoloff

San Bernardino County Fire Protection District

57. Acting as the governing body of the San Bernardino County Fire Protection District:
1. Approve agreement with the Victor Valley Community College District (VVCCD) to provide unpaid students with field internship experience for the term of July 1, 2014 through June 30, 2017.
  2. Authorize the appointing authority of the San Bernardino County Fire Protection District to execute individual supplemental agreements with student interns pursuant to the agreement with VVCCD.
- (Presenter: Mark A. Hartwig, Fire Chief/Fire Warden, 387-5779)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

58. Acting as the governing body of the San Bernardino County Fire Protection District (SBCFPD), approve temporary cash advances, as needed, between SBCFPD's funds in order to comply with grant reimbursement requirements to sub-recipients of the Homeland Security Grant Program and/or Emergency Management Program Grant.
- (Presenter: Michael Antonucci, Emergency Services Manager, 356-3998)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

San Bernardino County Flood Control District

59. Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Approve Common Use Agreement with the City of Ontario at the Acacia Street crossing of West Cucamonga Channel.
  2. Approve Common Use Agreement with the City of Ontario at Cucamonga Channel North of Riverside Drive.
  3. Approve three-party Common Use Agreement with the City of Ontario and the Inland Empire Utilities Agency at Cucamonga Channel and West Cucamonga Channel.
  4. Approve First Amendment to Contract No. 78-823 with the City of Ontario at the Fourth Street crossing of Cucamonga Channel.
  5. Approve First Amendment to Contract No. CA690/12015 with the City of Ontario at the East State Storm Drain.
- (Presenter: Kevin Blakeslee, Deputy Director, 387-7906)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

60. Acting as the governing body of the San Bernardino County Flood Control District:  
Adopt Resolution authorizing the sale of San Bernardino County Flood Control District Parcels 102 and 103 consisting of approximately 31.66 gross acres of vacant land (portion of APN 0228-091-07) located southeast of the State Highway 210 and Interstate 15 Interchange, north of Baseline Avenue and south of Victoria Street, in the City of Fontana by public auction authorized by Section 25539 of the Government Code and in accordance with the terms and conditions described in the Resolution (Four votes required).  
(Presenter: Terry W. Thompson, Director, 387-5252)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

**ORDINANCES FOR FINAL ADOPTION**

61. Adopt ordinance relating to Amending Title 6 of the County Code to Adopt by Reference the 2013 Editions of the California Building Standards Codes, which was introduced on June 24, 2014, Item No. 119.  
(Presenter: Jack Leonard, Building Official, 387-4111)

**APPROVED (CONSENT CALENDAR)**

Motion/Second: James Ramos/Robert A. Lovingood

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

**DISCUSSION CALENDAR**

Board of Supervisors

62. Action on Consent Calendar - William Crawford, Jay Lindberg, Bob Nelson, E.T. Snell, Barbara Sokoloff, Marina West and Glenn A. Williams addressed the Board regarding the Consent Calendar
63. Deferred Items – Item #56

## Finance and Administration

64.     1. Conduct a public hearing on the Victor Valley Union High School District petition to cancel or decommission \$393,160,447.55 of authorized but unissued general obligation bonds approved in the November 4, 2008 election.
2. Find that it is in the best interest of Victor Valley Union High School District to issue an order to cancel the authorized but unissued bonds.
- (Presenter: Gary McBride, County Chief Financial Officer, 387-4599)

### **APPROVED**

Motion/Second: Robert A. Lovingood/Gary C. Ovitt

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Hearing Opened

Public Comment: Jean Aldrete

Hearing Closed

## Land Use Services

65.     1. Conduct a Public Hearing on the appeal by the Applicant, CF SBC Owner One, LLC, of a Planning Commission action to deny a Conditional Use Permit to establish a 3 megawatt photovoltaic solar power generating facility on 23 acres in the community of Apple Valley.
2. Deny the Appeal and uphold denial of the Conditional Use Permit to establish a 3 megawatt photovoltaic solar power generating facility on 23 acres in the Community of Apple Valley.
- (Presenter: Karen Watkins, Planning Manager, 387-4110)

### **APPROVED**

Motion/Second: Robert A. Lovingood/James Ramos

AYES: Robert A. Lovingood, James Ramos, Josie Gonzales

NAYS: Janice Rutherford, Gary C. Ovitt

Hearing Opened

Public Comment: Rob Briones, Isaac Cervantes, Melvin Deal, Carlos Gomez, Lori Lamson, Jacquelyn Lincoln, Jay Lindberg, Diana Lindsay, Bob Nelson, Dennis Schwander, John Smith, E.T. Snell and Tracy Walters

Hearing Closed

## **ADDED EMERGENCY DISCUSSION ITEM**

### County Administrative Office

66.     **Motion to add to agenda:** Pursuant to Government Code section 54954.2(b)(1), the Board of Supervisors determined that an emergency situation exists as defined in section 54956.5 and places Item #66 on the Discussion Calendar.

### **MOTION TO ADD APPROVED**

Motion/Second: Josie Gonzales/James Ramos

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

1. Ratify the action of the Chief Executive Officer of the County of San Bernardino, while serving as the Director of Emergency Services, proclaiming the existence of a local emergency on August 3, 2014, as a result of severe flooding (referred to as August Severe Weather), driven by heavy rainfall from summer storms.
2. Continue the August Severe Weather Emergency Proclamation as conditions that threaten extreme peril to the safety of persons and property still exist and there continues to be an emergency.  
(Presenter: Mark A. Hartwig, Fire Chief/Fire Warden 387-5779)

**APPROVED**

Motion/Second: James Ramos/Josie Gonzales

AYES: Robert A. Lovingood, Janice Rutherford, James Ramos, Gary C. Ovitt, Josie Gonzales

Public Comment: None

**PUBLIC COMMENT** - Jim Burns, Richard Calhoun, Ruth Couch, Almut Fleck, Jay Lindberg, Bob Nelson and E.T. Snell

**THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, AUGUST 19, 2014 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, August 5, 2014. 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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**JANICE RUTHERFORD, Chair**  
Board of Supervisors

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**LAURA H. WELCH**  
Clerk of the Board

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

**21**

August 5, 2014

**FROM: GREGORY C. DEVEREAUX, Chief Executive Officer  
County Administrative Office**

**SUBJECT: LOCAL AGENCY FORMATION COMMISSION (LAFCO) NO. 3181 –  
REORGANIZATION TO INCLUDE ANNEXATIONS TO THE BIGHORN-DESERT  
VIEW WATER AGENCY, DISSOLUTION OF COUNTY SERVICE AREA 70  
ZONE W-1 AND FORMATION OF AN IMPROVEMENT DISTRICT OF THE  
BIGHORN-DESERT VIEW WATER AGENCY**

**RECOMMENDATION(S)**

Adopt Resolution approving the property tax revenue amounts to be transferred as a result of the pending reorganization related to LAFCO No. 3181 for annexation to the Bighorn-Desert View Water Agency, formation of an Improvement District of the Bighorn-Desert View Water Agency and the dissolution of County Service Area 70 Zone W-1.

(Presenter: Valerie Clay, Deputy Executive Officer, 387-5423)

**BOARD OF SUPERVISORS COUNTY GOALS AND OBJECTIVES**

**Operate in a Fiscally-Responsible and Business-Like Manner.**

**Ensure Development of a Well-Planned, Balanced, and Sustainable County.**

**Pursue County Goals and Objectives by Working with Other Government Agencies.**

**FINANCIAL IMPACT**

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). A determination of the property tax revenue exchange associated with the jurisdictional change must occur prior to issuance of the Certificate of Filing by LAFCO. The property tax transfer associated with this action shall only be effective upon satisfactory completion of the annexation proceedings. In accordance with Section 99 of the California Revenue and Taxation Code (R&T Code), the Board of Supervisors (Board) is responsible for acting on behalf of all special districts (board-governed or independent).

The recommended redistribution of property tax revenue amounts as a result of the pending reorganization related to LAFCO No. 3181 is as follows:

**LOCAL AGENCY FORMATION COMMISSION (LAFCO) NO. 3181 –  
 REORGANIZATION TO INCLUDE ANNEXATIONS TO THE BIGHORN-  
 DESERT VIEW WATER AGENCY, DISSOLUTION OF COUNTY SERVICE  
 AREA 70 ZONE W-1 AND FORMATION OF AN IMPROVEMENT DISTRICT  
 OF THE BIGHORN-DESERT VIEW WATER AGENCY  
 AUGUST 5, 2014  
 PAGE 2 OF 2**

<b>AFFECTED AGENCY</b>	<b>TRANSFER TO</b>	<b>TRANSFER FROM</b>
Bighorn-Desert View Water Agency	\$22,337	
CSA 70 Zone W-1		\$22,337

**BACKGROUND INFORMATION**

On April 29, 2014, the Bighorn Desert View Water Agency (Bighorn) submitted to the Local Agency Formation Commission (LAFCO) a reorganization proposal to annex approximately 5,773 +/- acres from County Service Area 70 Zone W-1 (CSA 70 W-1) to Bighorn and on May 6, 2014 LAFCO issued a Notice of Filing for the proposed jurisdictional boundary change for Bighorn. The potential annexation consists of four areas – one large area and three small islands in a relatively level area of the High Desert Region known as the Landers community currently served by San Bernardino County Special Districts Department as illustrated in Exhibit A.

The pending reorganization, once finalized, will annex 5,773 +/- acres to Bighorn, form an Improvement District of Bighorn and dissolve Zone W-1 of County Service Area 70 Zone W-1 transferring all of its services, assets, and liabilities to Bighorn. Bighorn wishes to assume responsibility for delivering water services to the area on the grounds of providing local control, faster response time to periodic problems, and lower and more stable water rates. This annexation if approved, will transfer management responsibility for water services from CSA 70 W-1 to Bighorn and will result in the redistribution of property tax revenues currently received by CSA 70 W-1 to Bighorn.

**REVIEW BY OTHERS**

This item has been reviewed by County Counsel (Dawn Messer, Deputy County Counsel, 387-5455) on July 9, 2014; Finance (Steve Atkeson, 387-0294 and Jessica Brown, 387-4919, Administrative Analysts) on July 21, 2014; LAFCO (Kathleen Rollings-McDonald, Executive Officer, 383-9900) on July 22, 2014; and County Finance and Administration (Katrina Turturro, Deputy Executive Officer, 387-5423) on July 22, 2014.