

June 27, 2013

Mr. Mark Child
Los Angeles County Airport Land Use
Commission
320 West Temple Street
13th Floor
Los Angeles, CA 90012

Re: Response to Notice of Incomplete Filing for Impasse Appeal of Los Angeles
International Airport (LAX) Specific Plan Amendment Study (SPAS) - Project
No. R2013-00396 - Aviation Case No. 201300001

Dear Mr. Child:

Pursuant to your letter dated May 30, 2013 regarding the above Impasse Appeal, Appellants City of Culver City, California; City of Ontario, California; and County of San Bernardino, California hereby submit a check in the amount of \$25,455 together with "a resolution or evidence of a formal action approved or adopted by a majority vote of the governing body of the appellant public agency indicating its intent to file the appeal" by each Appellant.

Sincerely,

BUCHALTER NEMER
A Professional Corporation

By



Barbara Lichman

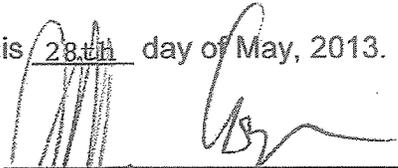
1 City of Los Angeles' and Los Angeles World Airports' approval of the Los Angeles
2 International Airport Specific Plan Amendment Study project and certification of the
3 related Final Environmental Impact Report.

4 2. The City Council hereby authorizes the City Attorney, or designee,
5 in consultation with the City Manager, to execute and submit all documents including,
6 but not limited to applications, memorandums and legal briefs, which may be necessary
7 for the Impasse Appeal process.

8 3. The City Clerk shall forward a certified copy of this Resolution to
9 the Los Angeles County Airport Land Use Commission.

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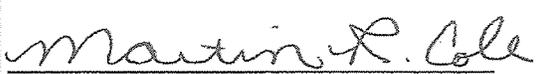
APPROVED and ADOPTED this 28th day of May, 2013.



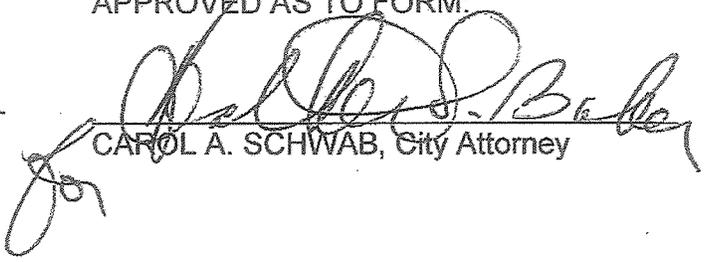
JEFFREY COOPER, MAYOR
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:



MARTIN R. COLE City Clerk



CAROL A. SCHWAB, City Attorney

A13-00276

RESOLUTION NO. 2013-046

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE INITIATION OF IMPASSE APPEAL PROCEEDINGS WITH THE LOS ANGELES COUNTY AIRPORT LAND USE COMMISSION RELATING TO THE CITY OF LOS ANGELES' AND LOS ANGELES WORLD AIRPORTS' APPROVAL OF THE LOS ANGELES INTERNATIONAL AIRPORT SPECIFIC PLAN AMENDMENT STUDY PROJECT AND CERTIFICATION OF RELATED FINAL ENVIRONMENTAL IMPACT REPORT.

WHEREAS, on April 30, 2013, after a lengthy process during which the City of Ontario ("City") submitted comments in opposition, the Los Angeles ("LA") City Council approved the Specific Plan Amendment Study project ("SPAS Project") related to the proposed expansion at Los Angeles International Airport ("LAX") and certified the related Final Environmental Impact Report ("FEIR"); and

WHEREAS, the approval of the SPAS Project by the LA City Council was preceded by the LA City Planning Commission's recommendation of approval and the Los Angeles County Airport Land Use Commission's ("ALUC") finding that the SPAS Project is consistent with the LA County Airport Land Use Compatibility Plan ("ALUCP"); and

WHEREAS, the City's comments and testimony during this process concluded that the FEIR is inadequate because, among other things, the SPAS Project is not consistent with the ALUCP; and

WHEREAS, the City desires to challenge ALUC's determination that the SPAS Project is consistent with the ALUCP by the filing of an Impasse Appeal.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ONTARIO AS FOLLOWS:

SECTION 1. The City Council authorizes the initiation of Impasse Appeal proceedings with the Los Angeles County Airport Land Use Commission relating to the City of Los Angeles' and Los Angeles World Airports' approval of the Los Angeles International Airport Specific Plan Amendment Study project and certification of the related Final Environmental Impact Report.

SECTION 2. The City Council hereby authorizes the City Attorney, or designee, in consultation with the City Manager, to execute and submit all documents including, but not limited to applications, memorandums and legal briefs, which may be necessary for the Impasse Appeal process.

SECTION 3. The City Clerk shall forward a certified copy of this Resolution to the Los Angeles County Airport Land use Commission.

The City Clerk of the City of Ontario shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 18th day of June 2013.



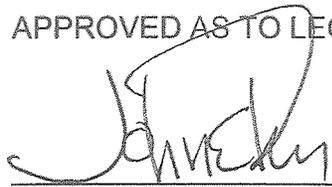
PAUL S. LEON, MAYOR

ATTEST:



MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:



BEST BEST & KRIEGER LLP
CITY ATTORNEY

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

Tuesday, May 7, 2013

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

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

CLOSED SESSION

BOARD OF SUPERVISORS

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

1. Jennifer Fant, et al. v. Stephen Gregorius, et al., Case No. CIVDS 918208
2. City of Colton v. American Promotional Events, Inc. – West, et al., Los Angeles County Superior Court, Case No. BC 376008
3. City of Colton v. American Promotional Events, Inc., et al., United States District Court, Central District, Case No. EDCV 09-01864 PSG (SSx)
4. City of Rialto, et al. v. United States Department of Defense, et al., United States District Court, Central District, Case No. CV 09-7501 PSG (SSx)
5. Goodrich Corporation v. Chung Ming Wong, et al., United States District Court, Central District, Case No. CV 09-6630 PSG (SSx)
6. Emhart Industries, Inc. v. American Promotional Events, Inc. – West, et al., United States District Court, Central District, Case No. CV 09-7508 PSG (SSx)
7. County of San Bernardino, et al. v. Tung Chun Company, et al., United States District Court, Central District, Case No. CV 09-6632 PSG (SSx)
8. United States of America v. Goodrich Corporation, et al., United States District Court, Central District, Case No. CV 10-824 PSG (SSx)
9. In the Matter of the Regional Water Quality Control Board, Santa Ana Region, Order R8-2003-0013 and the related Petitions to the State Water Resources Control Board, WRCB/OCC Files A-1547 and A-1668

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

10. One case

COUNTY FLOOD CONTROL DISTRICT

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

11. San Bernardino County Flood Control District v. State of California ex rel. Department of Transportation, et al., San Diego Superior Court Case No. 37-2009-00082535-CU-EI-CTL, former San Bernardino Superior Court Case No. CIVSS 709448

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 Brian Pattison, Victory Baptist Church, Chino

Memorial Adjournments

- Board of Supervisors: County Employee
 - Deputy John Vogel, 48, of Rancho Cucamonga
- Board of Supervisors
- First District – Supervisor Robert A. Lovingood
 - John Weldy, 86, of Apple Valley
- Second District – Chair Janice Rutherford
 - Jamil Nuaimi, 78, of Fontana/Cathedral City
- Third District – Supervisor James Ramos
- Fourth District – Vice-Chair Gary C. Ovitt
 - Guadalupe “Lupe” Herrera, 94, of Ontario
 - Betty Jane Maple, 90, of Ontario
 - James “Jim” Zitterkopf, 66, of Ontario
- Fifth District – Supervisor Josie Gonzales
 - Dawn Marie Castaneda, 86, of Rialto
 - John A. Cervantes, 72, of Colton
 - Alfredo Cortez, 71, of San Bernardino
 - Flora O. Craig, 93, of San Bernardino
 - Scott M. Durden, 48, of Rialto
 - Roy David Inge Sr., 82, of Rialto
 - Patricia Lawler, 71, of Rialto
 - Margaret Aza Martinez, 82, of Rialto
 - Armando Xavier Neri, 81, of San Bernardino
 - Dorothy K. Reis, 86, of San Bernardino
 - Joseph Alvarado Salaiz, 78, of Colton
 - Janet Kay Uribe, 61, of Colton
 - Lillian A. Watson, 92, of Rialto

Reports from County Counsel and Chief Executive Officer

County Counsel, Jean-Rene Basle announces that today by a unanimous vote, the Board in closed session granted authority to join the cities of Ontario, Inglewood, and Culver City in challenging, and if necessary initiating litigation against Los Angeles World Airports regarding the -LAX Specific Plan Amendment Study – Final EIR

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

- 1. Adoption of Resolutions and Proclamations:

Board of Supervisors

Adopt resolution recognizing Jessica Carscadden for her selflessness and contributions to help children who have suffered illness or injuries.

Adopt resolution recognizing Teddy Bear Tymes upon its 25th birthday.

Second District

Adopt resolution recognizing the City of Rancho Cucamonga's leadership in municipal policies and health initiatives.

Adopt resolution recognizing the 20th anniversary of Northtown Housing Development Corporation.

Adopt resolution recognizing Helen Ammannito's 100th Birthday.

Adopt proclamation recognizing May 5-11, 2013 as Wildfire Awareness Week.

Fifth District

Adopt resolution for Jim and Judy Watson for being recognized as Golden Baton Honorees.

Adopt resolution for Daniel Morse, CJUSD teacher being recognized for 25 years of leading the district's science fair.

APPROVED (CONSENT CALENDAR)

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

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

- 2. Appointments, reappointments and vacancies to Boards, Commissions and Committees:

- a. Approve the appointment of Mark Blair to the Range Improvement Advisory Committee (Seat 3), At-Large.

APPROVED (CONSENT CALENDAR)

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

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

- b. Approve the reappointment of Irene Fisher to the Range Improvement Advisory Committee (Seat 5), At-Large.

APPROVED (CONSENT CALENDAR)

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

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

- c. Approve the appointment of Elizabeth Harris to the Big Bear Area Regional Wastewater Agency (Seat 4), Third District.

APPROVED (CONSENT CALENDAR)

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

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

- d. Approve the appointment of Elizabeth Harris to the Mountain Area Regional Transit Authority (MARTA) (Seat 4), Third District.

APPROVED (CONSENT CALENDAR)

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

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

- e. Approve the appointment of Beverly Bradshaw to the Animal Care Community Outreach Commission (Seat 1), First District.

APPROVED (CONSENT CALENDAR)

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

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

3. Receive report on Board of Supervisors' participation in 2013 San Bernardino and Riverside County Legislative Breakfast and 2013 City-County Conference.
(Presenter: Janice Rutherford, Chair, Board of Supervisors, 387-4833)

APPROVED (CONSENT CALENDAR)

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

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

4. 1. Adopt resolution in support of H.R. 1676 introduced by Congressman Paul Cook (R-CA), which would create the Johnson Valley National Off-Highway Vehicle Recreation Area.
2. Add an off-highway vehicle recreation area designation in Johnson Valley to the 2013 Federal Legislative Platform.
(Presenter: Supervisor James Ramos, Third District, 387-4855)

APPROVED (CONSENT CALENDAR)

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

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

5. Approve Amendment No. 1 to Agreement No. 10-01, Employment Contract with County Administrative Officer.
(Presenter: Janice Rutherford, Chair and Second District Supervisor, 387-4833)

APPROVED (CONSENT CALENDAR)

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

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

Aging and Adult Services

6. 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 May 22, 2013 through May 24, 2013.
(Presenter: Ron Buttram, Director, 891-3917)

APPROVED (CONSENT CALENDAR)

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

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

Agriculture/Weights and Measures

7. 1. Approve Amendment No. 1 to State Agreement No. 12-0074-SA with the California Department of Food and Agriculture that increases the compensation amount by \$1,067.80, from \$3,628.32 to \$4,696.12, for the Department of Agriculture/Weights & Measures to inspect navel and valencia oranges on behalf of the state at packing facilities during the current service period of July 1, 2012, through June 30, 2013.
2. Authorize the Agricultural Commissioner/Sealer of the Department of Agriculture/Weights & Measures to sign any subsequent annual citrus inspection agreements and related amendments on behalf of the San Bernardino County Board of Supervisors for the next five years, when the annual amount is less than \$5,000 with substantially similar terms; which supercedes previous authority provided on May 17, 2011 (Item no. 5).
(Presenter: Roberta Willhite, Assistant Agricultural Commissioner/Sealer, 387-2117)

APPROVED (CONSENT CALENDAR)

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

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

Airports

8. 1. Approve Change Order No 1 in the amount of \$73,275 to Contract No. 11-745 with Cindy Bales Engineering, Inc. of Big Bear City, increasing the total contract amount from \$1,509,629 to \$1,582,904 for Phase II airfield electrical upgrades to the Barstow-Daggett Airport (Four votes required).
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 \$87,981 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: James E. Jenkins, Director, 387-8810)

APPROVED (CONSENT CALENDAR)

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

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

Architecture and Engineering

9. Continue the finding originally made by the Board of Supervisors on September 11, 2012, that there is substantial evidence that the recent escapes of pre-sentenced inmates at the Glen Helen Rehabilitation Center, located at 18000 West Institution Road in Devore, created an emergency pursuant to Public Contract Code section 22050, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, and service to the public, and did not permit the delay resulting from a formal competitive solicitation of bids to improve the security of the facility (Four votes required).
(Presenter: Carl R. Alban, Director, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

10. Approve Amendment No. 1 in the amount of \$14,436 to Contract No. 12-726 with E.H. Butland Development Corporation of Reseda, increasing the total contract amount from \$239,329 to \$253,765 due to an unforeseen condition that was not apparent at the time of bid (Four votes required).
(Presenter: Carl R. Alban, Director, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

11. 1. Approve Amendment No. 8 in the amount of \$206,464 to Contract No. 06-1124 with Hellmuth, Obata + Kassabaum, Incorporated, increasing the total contract amount from \$9,655,022 to \$9,861,486 for additional services that include the design of a fire booster pump; additional electrical power for the security control panels; and enhanced construction administration from the engineering team through the completion of the Adelanto Detention Center Expansion Project.
2. Approve a \$750,000 consultant agreement with Cumming Corporation, an existing on call consultant, to provide assistance in the development and ongoing management of the project schedule, and the evaluation and negotiation of proposed change orders for the Adelanto Detention Center Expansion Project.
(Presenter: Carl R. Alban, Director, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

12.
 1. Approve Addendum No. 1 to the bid documents for the Sheriff Training Center Range Lead Traps Project, dated March 27, 2013.
 2. Award a construction contract in the amount of \$824,000 to Horizons Construction Company, International, Inc. of Anaheim, for the Sheriff Training Center Range Lead Traps Project.
 3. 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 \$53,700 pursuant to Public Contract Code Section 20142.
 4. 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, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

13.
 1. Approve Addendum No. 1 to bid documents for the 303 Building Elevator Modernization Project, issued on February 27, 2013.
 2. Award a construction contract in the amount of \$673,950 to Fujitec America, Inc. of Torrance for the 303 Building Elevator Modernization Project.
 3. 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 \$46,197 pursuant to Public Contract Code Section 20142.
 4. 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, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

14.
 1. Approve Amendment No.1 to Agreement No. 09-1134 with Southern California Edison and Southern California Gas Company to extend the term through August 31, 2015 to implement the 2013-2014 County of San Bernardino Energy Efficiency Partnership Program.
 2. Authorize the Director of the Architecture and Engineering Department or his designee to sign the project-specific related forms.

(Presenter: Carl R. Alban, Director, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

15.
 1. Approve a \$15,700,000 increase in the project budget, increasing the total project budget from \$1,300,000 to \$17,000,000 for the Sheriff Forensic Crime Lab Expansion Project.
 2. Award a \$988,000 consultant agreement to LPA, Inc. of Irvine to provide design for the Sheriff Forensic Crime Lab Expansion Project in San Bernardino.

(Presenter: Carl R. Alban, Director, 387-5025)

APPROVED (CONSENT CALENDAR)

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

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

Arrowhead Regional Medical Center

16. Authorize the Purchasing Agent to issue a purchase order with Leica Microsystems, Inc. for a Pathology Tissue Embedder that is compatible with existing hospital equipment in the amount of \$13,184.76.
(Presenter: Patrick Petre, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

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

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

17. 1. Approve Amendment No. 1 to Agreement No. 12-800 with Ebert-Beasley, Inc. increasing the annual contract by \$15,000, from \$230,000 to an annual not to exceed amount of \$245,000, in compensation for serving as Interim Medical Director, effective May 7, 2013.
2. Approve Amendment No. 1 to Agreement No. 12-803 with Inland Empire Anesthesia Medical Group to provide the service of Chief Medical Officer for Patient Safety increasing the annual amount by \$100,000, from \$5,085,366 to an annual amount not to exceed \$5,185,366, effective May 7, 2013.
(Presenter: Patrick Petre, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

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

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

18. 1. Acknowledge ongoing membership by Arrowhead Regional Medical Center in the University HealthSystem Consortium, at no cost to the County, from May 7, 2013 through August 31, 2017.
2. Approve County participation in Contract No. DM0031-2012 between Novation (as University HealthSystem Consortium's supply chain company) and Professional Hospital Supply Inc. for medical-surgical distribution services, at fixed rates based on purchasing volume, through August 31, 2017.
3. Approve Agreement with Professional Hospital Supply Inc. for on-site management services, in the amount of \$1,968,679.16 from July 1, 2013 through August 31, 2017.
4. Authorize the Purchasing Agent to issue a Master Blanket Purchase Order to Professional Hospital Supply for payment of distribution services, on-site management services and the cost of medical supplies based on negotiated pricing tiers, in an annual amount not to exceed \$20,000,000 per year, from July 1, 2013 through August 31, 2017.
(Presenter: Patrick Petre, Director, 580-6150)

DEFERRED/APPROVED

Motion/Second: Josie Gonzales/James Ramos

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

19. **CONTINUED FROM TUESDAY, APRIL 23, 2013, ITEM #10:**
1. Approve agreements with the following vendors for non-emergency medical transportation services in the annual aggregate amount of \$582,000 for a total aggregate amount of \$1,746,000 for the period of April 23, 2013 through April 22, 2016:
 - a. Goodfaith Medical Transportation Company, Inc.
 - b. GW Transport, Inc.
 - c. Premier Medical Transportation, Inc.
 2. Authorize the Director of Arrowhead Regional Medical Center or designee to exercise extension options to renew the aforementioned agreements for two additional one-year periods if in the best interest of the County.
- (Presenter: Patrick Petre, Director, 580-6150)

CONTINUED TO TUES., MAY 21, 2013

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

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

20. Approve employment Agreement with Melvyn Ross, MD to provide services to Arrowhead Regional Medical Center as the Medical Director of ArrowCare for a total annual cost of \$85,000 for the period of May 7, 2013 through December 31, 2013.
- (Presenter: Patrick Petre, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

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

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

21. Approve Agreement with Alliance HealthCare Services, Inc. dba Alliance Imaging for mobile Positron Emission Tomography/Computed Tomography services in the annual amount of \$357,047 for a total amount not to exceed \$1,071,140 for the period of May 7, 2013 through May 6, 2016.
- (Presenter: Patrick Petre, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

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

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

22.
 1. Authorize the Purchasing Agent to increase Purchase Order No. 134867 with OnTrac for parcel delivery services by \$450,000, from \$100,000 per annum, to a total annual amount not exceed \$550,000 for 2012-13.
 2. Authorize Purchase Order 134867 in the annual amount of \$550,000 for 2013-14.
- (Presenter: Patrick Petre, Director, 580-6150)

DEFERRED/APPROVED

Motion/Second: Josie Gonzales/James Ramos

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

Auditor-Controller/Treasurer/Tax Collector

23. Authorize the County Auditor-Controller/Treasurer/Tax Collector to make an advance payment of the County's estimated fiscal year 2013-14 annual retirement contribution in an amount of \$172,478,057 to the Board of Retirement within 30 days after the commencement of the County's fiscal year.
(Presenter: Larry Walker, Auditor-Controller/Treasurer/Tax Collector, 386-9000)

APPROVED (CONSENT CALENDAR)

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

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

Behavioral Health

24. Approve the purchase and distribution of prepaid negotiables to provide state mandated and court ordered support services to eligible Department of Behavioral Health clients, in the amount not to exceed \$108,788, for the period of July 1, 2013 through June 30, 2014.
(Presenter: CaSonya Thomas, Director, 382-3133)

APPROVED (CONSENT CALENDAR)

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

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

25. 1. Approve Amendment No. 2 to the California Mental Health Services Authority Joint Exercise of Powers Agreement, Contract No. 08-1173, effective July 1, 2013.
2. Authorize the Director of the Department of Behavioral Health to sign the amended California Mental Health Services Authority Joint Exercise of Powers Agreement, on behalf of the County, and continue to act as the representative of San Bernardino County.
(Presenter: CaSonya Thomas, Director, 382-3133)

APPROVED (CONSENT CALENDAR)

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

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

26. Approve Amendment No. 2 to Contract No. 10-409 with ValueOptions, Inc. to manage the provision of Specialty Mental Health services to minors in out-of-county placements, updating standard contract language, extending the contract an additional year, and increasing the total contract amount by \$340,000, from \$1,020,000 to \$1,360,000, for the period of July 1, 2010 through June 30, 2014.
(Presenter: CaSonya Thomas, Director, 382-3133)

APPROVED (CONSENT CALENDAR)

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

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

27. 1. Approve amended Letter of Certification agreements for the following agencies to provide Driving Under the Influence Program services, update agreement language, and extend certification for the period of July 1, 2013 through June 30, 2014:
- Correctional Healthcare Companies
 - Dalton & Associates
 - Jackson-Bibby Awareness Group
 - Mental Health Systems (Needles Center for Change)
 - Mental Health Systems (Pegasus)
 - Rehabilitation Alcohol Program
 - Rim Family Services
 - Social Science Services, Inc. (Cedar House)
 - Valley Improvement Program, Inc.
 - W & G Enterprises (Alcohol Education & Recovery Services)
2. Authorize the Director of the Department of Behavioral Health to sign and execute the Letters of Certification with vendors, including any non-substantial changes to the Letter of Certification agreements in relation to provision of Driving Under the Influence Program services, for the period of July 1, 2013 through June 30, 2014, on behalf of the County.
(Presenter: CaSonya Thomas, Director, 382-3133)

APPROVED (CONSENT CALENDAR)

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

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

Children and Family Services

28. Approve Amendment No. 4 to Contract No. 10-595 with Bilingual Family Counseling Service, Inc. to provide Child Abuse Prevention, Intervention, and Treatment and Promoting Safe and Stable Families services, amending the contract with no change to the contract amount of \$9,323,555 for the period of July 1, 2010 through December 31, 2013, to allow Arizona licensed therapists to provide services in border areas.
(Presenter: DeAnna Avey-Motikeit, Director, 388-0242)

APPROVED (CONSENT CALENDAR)

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

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

Clerk of the Board

29. Refer to County Counsel for investigation and report the following claims for refund of tax payment:
- TRG Services Escrow
 - Pedro Figueredo
 - David and Christine Balch
 - Purnima Thaker
- (Presenter: Laura H. Welch, Clerk of the Board of Supervisors, 387-3848)

APPROVED (CONSENT CALENDAR)

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

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

30. Approve agreement with Hyland Software, Inc. (Hyland) to provide Video Streaming Hosting Services and Agenda Management Services for an amount not to exceed \$77,643 from May 7, 2013 through May 6, 2016.
(Presenter: Laura H. Welch, Clerk of the Board of Supervisors, 387-3848)

APPROVED (CONSENT CALENDAR)

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

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

Community Development and Housing

31. 1. Approve the Final 2013-2014 Annual Action Plan for the County's application to U.S. Housing and Urban Development (HUD) for an estimated \$7,909,779 from the Community Development Block Grant, HOME Investment Partnership Act and Emergency Solutions Grant programs; and,
2. Direct staff to complete packaging, publish and submit the Annual Action Plan in final form to HUD, including any comments received during the public comment process; and,
3. Authorize the Chief Executive Officer, Economic Development Agency Administrator, Economic Development Agency Assistant Administrator or Director of Community Development and Housing, upon consultation with County Counsel, to sign amended Applications for Federal Assistance (SFR 424), amended Grantee Certifications and all subsequent documents relating to these grants, sign the grant agreements and all other subsequent documents related to the acceptance of the grants, and perform ministerial acts pertaining to the administration and implementation of the Community Development Block Grant, HOME Investment Partnership Act and the Emergency Solutions Grant.
(Presenter: Patricia M. Cole, EDA Assistant Administrator, 387-4420)

APPROVED (CONSENT CALENDAR)

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

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

County Administrative Office

32. Receive list of County Administrative Office approval of Capital Improvement Program Requests and short-term leases for the period March 7, 2013 to April 6, 2013.
(Presenter: Gary McBride, Deputy Executive Officer, 387-4599)

APPROVED (CONSENT CALENDAR)

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

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

33. 1. Accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the County Quarterly Budget Adjustments section of the Report, allowing for minor technical changes limited to available budget within the budget unit (Pages 41-53).
3. Authorize the purchase of previously unbudgeted fixed assets, as detailed under the County Fixed Asset Detail Recommended Adjustments section of the Report (Pages 36-40).
4. Approve the Board Discretionary Fund Allocation Spending Plan (Pages 63-64).
(Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

34. 1. Accept the Third Quarter Budget Report (Report) – Capital Improvement Program for fiscal year 2012-13.
2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the Quarterly Budget Adjustments of the Report allowing for minor technical changes limited to available budget within the budget unit, Pages 20-22 (Four votes required).
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

County Counsel

35. 1. Approve new Conflict of Interest Codes in the following jurisdictions as on file with the Clerk of the Board of Supervisors:
- a. Big Bear Fire Authority
 - b. Department of Water & Power of the City of Big Bear
 - c. Homeownership Protection Program JPA
2. Approve amended Conflict of Interest Codes in the following jurisdictions as on file with the Clerk of the Board of Supervisors:
- a. Altus Mirus
 - b. Apple Valley Fire Protection District
 - c. Apple Valley Unified School District
 - d. Barstow Community College District
 - e. Barstow Unified School District
 - f. Bear Valley Community Health Care District
 - g. Bighorn Desert View Water Agency
 - h. Big Bear Area Regional Wastewater Agency
 - i. Big Bear City Community Service District
 - j. Central School District
 - k. Chaffey Community College District
 - l. Chino Valley Independent Fire District
 - m. Chino Valley Unified School District
 - n. Committee on School District Organization
 - o. Crestforest Fire Protection District
 - p. Crestline-Lake Arrowhead Water Agency
 - q. Cucamonga Valley Water District
 - r. Department of Water & Power of the City of Big Bear Lake
 - s. East Valley Water District
 - t. Excelsior Education Center
 - u. Helendale Community Services District
 - v. Hesperia Recreation & Park District
 - w. Hi-Desert Memorial Health Care District
 - x. Hi-Desert Water District

- y. Housing Authority of SBC
 - z. IVDA/San Bernardino Airport Authority
 - aa. Lake Arrowhead Community Service District
 - bb. Lewis Center for Educational Research (High Desert Partnership)
 - cc. Local Agency Formation Commission
 - dd. Mariana Ranchos County Water District
 - ee. Morongo Unified School District
 - ff. OmniTrans Board of Directors
 - gg. Phelan Pinon Hills Community Services District
 - hh. Running Springs Water District
 - ii. Rim of the World Recreation & Park District
 - jj. San Bernardino County Superintendent of Schools/Board of Education
 - kk. San Bernardino International Airport Authority
 - ll. San Bernardino Mountains Community Hospital District
 - mm. San Bernardino Valley Water Conservation District
 - nn. Victor Elementary School District
 - oo. Water Facilities Authority
 - pp. West Valley Mosquito and Vector Control District
3. Approve amended Conflict of Interest Code for the County of San Bernardino.
(Presenter: Jean-Rene Basle, County Counsel, 387-5477)

APPROVED (CONSENT CALENDAR)

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

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

Economic Development

36. 1. Adopt a Negative Declaration and find that the Initial Study was completed in compliance with the California Environmental Quality Act, that it has been reviewed and considered prior to approving the Resolution identified below and that the Initial Study and Negative Declaration reflect the independent judgment of San Bernardino County.
2. Direct the Clerk of the Board to file and post the Notice of Determination as required under the California Environmental Quality Act.
3. Approve the adoption of a Resolution authorizing the filing of an application by the County of San Bernardino to the California Department of Resources Recycling and Recovery to renew the existing and expiring Agua Mansa Recycling Market Development Zone until March 2023, change the name to the San Bernardino County Recycling Market Development Zone, assume the administration of this zone from the County of Riverside, and expand and redefine the boundaries as shown in Map A.
(Presenter: Kelly Reenders, Administrator, 387-4460)

APPROVED (CONSENT CALENDAR)

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

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

37. Adopt Resolution approving the Targeted Employment Areas within San Bernardino County for the San Bernardino Valley Enterprise Zone, in accordance with Government Code Sections 7071-7073.
(Presenter: Kelly Reenders, Administrator, 387-4460)

APPROVED (CONSENT CALENDAR)

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

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

Human Services Administration

38. Approve employment contract between the County of San Bernardino, Children and Families Commission, and Chrystina Smith-Rasshan, Staff Analyst II, for an annual cost of \$80,593 (\$54,455 Salary, \$26,138 Benefits), effective May 18, 2013.
(Presenter: Linda Haugan, Assistant Executive Officer, 387-4717)

APPROVED (CONSENT CALENDAR)

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

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

Land Use Services

39. Receive a report on code compliance and legal issues related to maternity hotels.
(Presenter: Tom Hudson, Land Use Services Director, 252-5105)

DEFERRED/APPROVED

Motion/Second: James Ramos/Gary C. Ovitt

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

Museum

40. Authorize the County Museum to submit a grant proposal to the National Parks Service for the Challenge Cost Share Grant Program related to National Trails, seeking \$50,000 in grant funding to be utilized for developing exploration kits for kindergarten through fourth grade students for use at County Museum sites, in classrooms, and in other educational settings.
(Presenter: Robert L. McKernan, Director, 307-8427)

APPROVED (CONSENT CALENDAR)

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

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

Probation

41. Approve Amendment No. 2 to Agreement 11-579 with Queensland Group, Inc. for continued Independent Living Program services provided to probation youth in foster care, extending the term by one additional year (from August 1, 2013 through July 31, 2014) and increasing the amount by \$82,000 (from \$164,000 to \$246,000).
(Presenter: Holly Benton, Deputy Chief Probation Officer, 387-5777)

APPROVED (CONSENT CALENDAR)

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

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

42. Approve agreement with the California Family Health Council, Inc., to receive \$37,830 for providing Chlamydia screening at the County's juvenile detention facilities from January 1, 2013 through December 31, 2013.
(Presenter: Christine Owens, Deputy Chief Probation Officer, 387-5786)

APPROVED (CONSENT CALENDAR)

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

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

43. Approve Amendment No. 7 to Agreement 03-03 with AutoMon LLC to renew the annual proprietary software maintenance and support agreement in the amount not to exceed \$235,000 for the period of July 1, 2013 through June 30, 2014.
(Presenter: Scott Frymire, Deputy Chief Probation Administrator, 387-5580)

APPROVED (CONSENT CALENDAR)

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

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

44. Approve agreement with U.S. Probation Office, Central District of California for use of the San Bernardino County Probation Training Center, at no cost, through September 30, 2015.
(Presenter: Scott Frymire, Deputy Chief Probation Administrator, 387-5580)

APPROVED (CONSENT CALENDAR)

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

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

Public Health

45. Approve Amendment No. 1 to Contract No. 12-843 (ePro Contract No. 133313) with Applied Survey Research to provide consulting services for Community Vital Signs Data Collection, Analysis and Community Engagement, extending the term, and increasing the total contract amount by \$40,000, from \$97,175 to \$137,175, for the period of November 7, 2012 through November 15, 2013.
(Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

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

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

46. Approve Amendment No. 3 to revenue contracts with the following agencies to provide public health nursing case management services for the Screening, Assessment, Referral, and Treatment program, extending the term an additional year, and increasing the total contract amount by \$347,314, from \$833,757 to \$1,181,071, for the period of July 1, 2010 through June 30, 2014.
1. San Bernardino County Superintendent of Schools, Desert/Mountain SELPA, Contract No. 10-638 A-3, increasing by \$147,234, from \$410,871 to \$558,105.
 2. Victor Community Support Services, Inc., Contract No. 10-669 A-3, increasing by \$147,210, from \$274,386 to \$421,596.
 3. West End Family Counseling Services, Inc., Contract No. 10-554 A-3, increasing by \$52,870, from \$148,500 to \$201,370.
- (Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

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

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

47. 1. Approve submission of a grant application to the California Department of Resources Recycling and Recovery for the Local Enforcement Agency Grant Program EA24 to support solid waste facilities permit and inspection programs, in the amount of \$47,635, for the period of July 1, 2013 through June 30, 2014.
2. Adopt resolution authorizing the Director of the Department of Public Health, or his/her designee, to execute all grant documents, including, but not limited to, this grant application, the agreement, any subsequent amendments, requests for payment, and the final report necessary to secure Local Enforcement Agency Grant Program EA24 funds from the California Department of Resources Recycling and Recovery for the period of May 7, 2013 through October 31, 2014, on behalf of the County. Authorization to execute agreements and amendments is subject to review and approval from County Counsel and the County Administrative Office.
- (Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

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

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

Public Works-Land Development and Construction

48. 1. Approve Addendum No. 1, issued on February 27, 2013, Addendum No. 2, issued on March 4, 2013, Addendum No. 3, issued on March 12, 2013, Addendum No. 4, issued on March 20, 2013, Addendum No. 5, issued on March 22, 2013, and Addendum No. 6, issued on March 25, 2013, for the Alabama Street at City Creek Project (Project).
2. Award a contract to Mamco, Inc. (Riverside, CA) in the amount of \$2,350,010 for the Project (700 feet) in the San Bernardino area.
3. Authorize a contingency fund of \$235,001 for the Project.
4. Authorize the Director of Public Works to execute changes in the contract should they become necessary in the future for a total amount not to exceed \$130,000.
5. Authorize the Director of Public Works to execute the Notice of Completion after acceptance of the work.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

49. 1. Approve Addendum No. 1 issued on February 8, 2013, Addendum No. 2 issued on February 14, 2013, Addendum No. 3 issued on February 21, 2013, and Addendum No. 4 issued on February 27, 2013 for the Glen Helen Parkway Grade Separation (Project).
2. Award a contract to Skanska USA Civil West California District Inc. (Riverside, CA) in the amount of \$16,086,298 for the Glen Helen Parkway Grade Separation project (Project) in the Devore area.
3. Authorize a contingency fund of \$1,608,629 for the Project.
4. Authorize the Director of the Department of Public Works to execute changes in the contract should they become necessary in the future for a total amount not to exceed \$210,000.
5. Authorize the Director of the Department of Public Works to execute the Notice of Completion after acceptance of the work.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

50. 1. Release the road and drainage maintenance security, in the amount of \$54,500 (Cash, NNA TRA TRA 9990 Account 00000209) for Tract 17820 located in the Bloomington area.
2. Authorize the Director of the Department of Public Works and/or the Auditor-Controller/Treasurer/Tax Collector to release the security, in the amount of \$54,500 (Cash, NNA TRA TRA 9990 Account 00000209), to an authorized representative of the estate of John Boruchin.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

Public Works-Solid Waste Management

51. Approve Amendment No. 3 to Agreement No. 06-0148 with Baker Community Services District (BCSD) in the amount of \$78,346 to compensate BCSD for the continued operation of the Baker Medium Volume Transfer Processing Facility (MVTPF) from July 1, 2013 to June 30, 2014.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

Public Works-Transportation

52. 1. Approve a cooperative agreement between the County of San Bernardino (County), San Bernardino County Transportation Authority (Authority) and the Town of Apple Valley (Apple Valley) in which the County, Authority and Apple Valley will contribute \$1,867,635, \$8,624,695 and \$0, respectively, toward the \$10,492,330 estimated cost to make the necessary road improvements along Yates Road, between Fortuna Lane and Park Road (Project), to accommodate the proposed new design of the Yucca Loma Bridge, in the Apple Valley area.
2. Authorize the Director of Public Works to increase the Cooperative Agreement amount by up to 25 percent (from \$10,492,330 to \$13,115,413).
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

53. Approve and authorize the Chair of the Board of Supervisors to sign Program Supplement No. 107-N to County/State Master Agreement No. 08-5954R (County Contract No. 06-1144) to provide \$1,000,000 of Federal Emergency Relief (ER) funds to replace culverts under Lenwood Road at the Mojave River in the Barstow area.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

54. Approve Amendment No. 1 to Contract No. 10-938 with AECOM Technical Services, Inc. extending the term of the contract from May 30, 2013 through December 30, 2016 for the Shadow Mountain Road Grade Separation project, from Helendale Road to National Trails Highway, in the Silver Lakes area, with no change to the contract amount of \$2,782,310.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

55. 1. Find the vacation of impassable road right-of-way on an alley in the Fawnskin area is an exempt action under the California Environmental Quality Act Guidelines pursuant to Section 15305 (a), Class 5 Categorical Exemptions, and direct the Clerk of the Board to file and post the Notice of Exemption.
2. Adopt resolution for summary vacation of impassable road right-of-way on an alley in the Fawnskin area.
3. Direct the Clerk of the Board to forward a copy of the resolution to the Department of Public Works to be recorded in the official records of the County.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

56. 1. Adopt resolution to establish a 40 miles per hour (M.P.H.) speed zone on Pah-ute Road, from Ridgecrest Road east to Spring Valley Parkway in the Spring Valley Lake area.
2. Direct the County Road Commissioner to perform such acts as are necessary to establish a 40 M.P.H. speed zone pursuant to County Code Section 52.0123(b).
(Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

57. Adopt resolution that:
1. Rescinds resolution dated January 23, 1956; item number 3, "To establish the loop of Fossil Bed Road as a one-way highway in the vicinity of Barstow".
 2. Establishes Fossil Bed Road as a one-way highway, from Owl Canyon Road for 3.68 miles north of Owl Canyon Road.
 3. Directs the County Road Commissioner to perform such acts as are necessary to establish Fossil Bed Road, from Owl Canyon Road for 3.68 miles north of Owl Canyon Road, as a one-way highway pursuant to County Code Section 52.0109(a).
 4. Rescinds resolution dated May 5, 1959; item "To prohibit the use of Fossil Bed Road by trailers".
 5. Prohibits the use of Fossil Bed Road by Trucks and Autos with Trailers over 25 feet in length and over 10 feet in height from Owl Canyon Road for 3.68 miles north of Owl Canyon Road.
 6. Directs the County Road Commissioner to perform such acts as are necessary to prohibit the use of Fossil Bed Road by Trucks and Autos with Trailers over 25 feet in length and over 10 feet in height from Owl Canyon Road for 3.68 miles north of Owl Canyon Road pursuant to County Code Section 52.0131.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

58. 1. Approve the plans and specifications for the retaining wall and culvert replacement project on 0.04 mile of Pine Drive, 850 feet east of Hook Creek Road, in the Cedar Glen 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: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

59. 1. Certify to the State Department of Transportation that there are 2,769.10 miles of road in the County Maintained Road System as of April 1, 2013.
2. Adopt resolution affirming that all County of San Bernardino roads listed in the Record of County Highways as of April 1, 2013 are necessary to the public convenience and are included in the County Maintained Road System.
(Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

60. Approve Amendment No. 3 to Contract No. 07-895 with RBF Consulting that increases the contract amount by \$144,944 (from \$457,361 to \$602,305) for bridge and channel design revisions, National Environmental Policy Act (NEPA) environmental document preparation, incorporates all applicable Caltrans terms and conditions as part of the agreement, and extends the term of the contract from June 30, 2013, to December 31, 2016, for the Garnet Street Bridge replacement project in the Redlands area.
(Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

Purchasing

61. 1. Approve Agreement with Magnum Breeze II, Inc., dba Woodcrest Vehicles, to provide vehicle safety equipment installation and removal for unmarked law enforcement vehicles, van transport vehicles and patrol vehicles, at fixed rates from May 8, 2013 through May 7, 2015, with two one-year options to extend the Agreement.
2. Authorize the Purchasing Agent to execute extensions based on upon satisfactory performance.
(Presenter: Laurie Rozko, Director, 387-2074)

APPROVED (CONSENT CALENDAR)

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

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

62. 1. Approve Agreement with AshBritt Environmental (AshBritt) for disaster response services, at no cost until services are requested and rendered, from May 8, 2013 through May 7, 2016, with the option to extend for two additional one-year periods if determined to be in the County's best interest and upon satisfactory performance, if applicable.
2. Authorize the Director of Purchasing to exercise options that extend the contract based on satisfactory performance.
(Presenter: Laurie Rozko, Director, 387-2074)

APPROVED (CONSENT CALENDAR)

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

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

63. 1. Approve participation in existing U.S. Communities Contract No. 12-JLH-011C between Harford County Public Schools, Maryland, and Cintas Corporation for uniform lease, rental and laundry services, at fixed rates from May 7, 2013 through March 31, 2015, with options to extend for two additional two-year terms.
2. Authorize the Purchasing Agent to execute any documents necessary to participate in the US Communities contract.
3. Authorize the Purchasing Agent to exercise options to extend the contract based on satisfactory performance and extension of the existing contract by the lead agency.
- (Presenter: Laurie Rozko, Director, 387-2074)

APPROVED (CONSENT CALENDAR)

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

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

Real Estate Services

64. Approve Amendment No. 1 to Lease Agreement No. 12-741 with Rancho Tech, LLC to change the projected completion date from January 1, 2014 to March 1, 2014, change the critical completion date from February 1, 2014 to April 1, 2014; change the commencement from January 1, 2014 to March 1, 2014; change the termination date from December 31, 2023 to February 29, 2024, and increase the total square footage by 2,142 square feet from 32,549 to 34,691 square feet of office space in Rancho Cucamonga for Children and Family Services in the amount of \$7,425,072.
- (Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

65. Approve a five-year lease agreement with the City of San Bernardino for 5,000 square feet of storage area and office space in San Bernardino for the Sheriff/Coroner/Public Administrator retroactive to May 1, 2013 through April 30, 2018 at no cost.
- (Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

66. Approve Amendment No. 2 to Use Agreement No. 07-400 with the City of Rancho Cucamonga to extend the term from May 13, 2013 through May 12, 2017 for the nonexclusive use of 80 parking spaces in the westerly parking lot at the County-owned Foothill Law & Justice Center located at 8303 Haven Avenue in Rancho Cucamonga for total revenue in the amount of \$36,146.
- (Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

67. Approve a thirty-one month license agreement with the Southern California Edison Company for 2,500 square feet of land for two ground water monitoring well sites from June 1, 2013 through December 31, 2015 for the Department of Public Works – Solid Waste Management Division in Ontario in the amount of \$6,735.
(Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

68. Approve a Request for Proposals for the lease of approximately 25,000 square feet of clinic and office space for the Department of Public Health in the City of San Bernardino and authorize the Director of the Real Estate Services Department to issue the Request for Proposals.
(Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

Regional Parks

69.
 1. Find that waiving the reservation fee and rental fee for the San Moritz Lodge at Lake Gregory Regional Park for the "Crestline 4th of July Old Fashioned Community Picnic" serves a public purpose by supporting the Crestline community with this celebration.
 2. Approve waiver of the reservation fee and rental fee for the San Moritz Lodge at Lake Gregory Regional Park in connection with the "Crestline 4th of July Old Fashioned Community Picnic" on July 4, 2013.
(Presenter: Keith Lee, Director, 387-2340)

APPROVED (CONSENT CALENDAR)

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

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

70. Approve Amendment No. 4 to Agreement No. 98-186 with LandD, LLC for the continued operation of the Old Miners Cafe concession at Calico Ghost Town Regional Park, whereby the County will continue to receive monthly concession fee revenue of \$400 or 8% of gross income (whichever is greater) plus a 3% advertising fee, from July 1, 2013 through June 30, 2018.
(Presenter: Keith Lee, Director, 387-2340)

APPROVED (CONSENT CALENDAR)

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

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

Risk Management

71. 1. Approve Amendment No. 6 to Agreement No. 07-259 with Aon eSolutions, Inc. to provide maintenance to the Department of Risk Management's automated claims management system, increasing the total contract amount by \$98,267, from \$1,066,514 to \$1,164,781 and extending the contract through the end of the next fiscal year with a term from April 24, 2007 through June 30, 2014 with an option for two additional one-year terms, to be granted if rate increases are successfully negotiated.
2. Authorize the Director of the Risk Management Department to execute the option for two additional one-year terms.
- (Presenter: Hueston Whiteside, Director, 386-8620)

APPROVED (CONSENT CALENDAR)

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

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

Sheriff/Coroner/Public Administrator

72. Approve contract with State of California, Franchise Tax Board for use of the Sheriff's Weapons Firing Range, specifically the Simmunition House, in the maximum amount of \$3,000 from July 1, 2013 through June 30, 2014.
- (Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

73. Approve Amendment No. 2 to Contract No. 12-414 with City of Montclair Police Department to update 2013-14 costs for continued access to the California Law Enforcement Telecommunications System, Central Name Index and Sheriff's criminal databases (Sheriff's Automated Systems) through June 30, 2014.
- (Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

74. Approve Amendment No. 1 to grant award Agreement No. 11-726 with the U.S. Department of Justice, National Institute of Justice for the FY 2011 Solving Cold Cases with DNA Award, extending the grant term from June 30, 2013 to December 31, 2013 with no change in the grant award amount of \$500,000.
- (Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

75. Approve grant application to the U.S. Department of Justice, National Institute of Justice, for the Fiscal Year 2013 DNA Backlog Reduction Program in the amount of \$501,412 for the period of October 1, 2013 through March 31, 2015.
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

76. Authorize Purchasing Agent to issue a Purchase Order to Aero Dynamix in the amount of \$98,400 for the purchase and repair of integrated Night Vision Imaging System (NVIS) lighting solutions for the Sheriff's Aviation Division.
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

77. Authorize the procurement and distribution of Stater Bros gift cards valued at \$106,350 for use in a countywide Gun Buy-Back program, being purchased for \$100,000.
(Presenter: Steven Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

78. **CONTINUED FROM TUESDAY, APRIL 23, 2013, ITEM #53** - Adopt resolution to implement the provisions of Assembly Bill 2284 (Chesbro) and authorize enforcement of Vehicle Code Section 2810.2 relating to the stopping of vehicles on certain defined County roads that are transporting agricultural irrigation supplies and inspecting the bills of lading and other evidence to determine whether the driver is in legal possession of the load.
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

79. Approve affiliation agreement with Loma Linda University School of Medicine for the Sheriff's Coroner Division to provide rotational training for Medical students, at a rate of \$16 per student, per day, from March 1, 2013 through February 29, 2016.
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

80. Approve employment contract with Dael Strange to provide services as a full-time Culinary Instructor at the Sheriff's Glen Helen Rehabilitation Center for total annual compensation of \$83,282 (Salary - \$59,988, Benefits - \$23,294).
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

81. Approve Amendment No. 5 to Agreement 10-728 with San Bernardino Community College District to provide training courses at the Sheriff's Frank Bland Regional Training Center, decreasing the maximum revenue under this contract by \$103,162, from \$515,812 to \$412,650 and extending the contract period to June 30, 2014.
(Presenter: Steve Higgins, Captain 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

82. Approve application to the U.S. Department of Justice, State Criminal Alien Assistance Program (SCAAP) for reimbursement of a portion of the County's cost to incarcerate undocumented criminal aliens for the period of July 1, 2011 through June 30, 2012.
(Presenter: Steve Higgins, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

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

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

Transitional Assistance

83. 1. Rescind Agreement No.12-236 with the Office of the San Bernardino County Superintendent of Schools KidsNCare and Pomona Unified School District for Data Sharing.
2. Approve a non-financial Memorandum of Understanding with Child Care Resource Center and Pomona Unified School District to exchange information regarding current and former CalWORKs recipients for child care services, for the period of May 8, 2013 through May 7, 2016.
(Presenter: Nancy Swanson, Director, 388-0245)

APPROVED (CONSENT CALENDAR)

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

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

84. 1. Approve services and operations charges in the amount of \$452,636 included in the purchase of the California Statewide Automated Welfare System Consortium IV Service Center Technology Deployment for Medi-Cal Referrals in support of a San Bernardino County hosted Medi-Cal Customer Service Center to accept, from the State Centralized Service Center, Medi-Cal referral calls from residents of San Bernardino County.
2. Authorize the Purchasing Agent to sign the California Statewide Automated Welfare System Consortium IV County Purchase SB-06-2013 - Service Center Technology Deployment for Medi-Cal Referrals.
- (Presenter: Nancy Swanson, Director, 388-0245)

APPROVED (CONSENT CALENDAR)

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

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

SEPARATED ENTITIES

Big Bear Valley Recreation and Park District

85. Acting as the governing body for Big Bear Valley Recreation and Park District, accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

Bloomington Recreation and Park District

86. Acting as the governing body of the Bloomington Recreation and Park District:
1. Accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
 2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the Quarterly Budget Adjustments of the Report (Page 7), allowing for minor technical changes limited to available budget within the budget unit (Four votes required).
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

Board Governed County Service Areas

87. Acting as the governing body of the Board Governed County Service Areas identified in the Third Quarter Budget Report:
1. Accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
 2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the Quarterly Budget Adjustments of the Report (Pages 10-11), allowing for minor technical changes limited to available budget within the budget unit (Four votes required).
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

County Industrial Development Authority (CoIDA)

88. Acting as the governing body of the County Industrial Development Authority, accept the Third Quarter Budget Report for fiscal year 2012-13.
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

Economic and Community Development Corporation

89. Acting as the governing body of the Economic and Community Development Corporation, accept the Third Quarter Budget Report for fiscal year 2012-13.
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

Inland Counties Emergency Medical Agency

90. Acting as the governing body of the Inland Counties Emergency Medical Agency, accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

San Bernardino County Fire Protection District

91. Acting as the governing body of the San Bernardino County Fire Protection District, approve Amendment No. 2 for an increased contract amount of \$20,000 not to exceed total contract amount of \$140,000 to Agreement No. 10-410 with SwiftReach Networks, Inc. of Mahwah, New Jersey, to continue to provide Telephone Emergency Notification System through June 30, 2013.
(Presenter: Mark A. Hartwig, Fire Chief, 387-5779)

APPROVED (CONSENT CALENDAR)

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

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

92. Acting as the governing body of the San Bernardino County Fire Protection District (County Fire), approve the Automatic/Mutual Aid and Training Agreement with the Marine Corps Logistics Base, Barstow for reciprocal emergency response services, for a three-year term through May 11, 2016.
(Presenter: Mark A. Hartwig, Fire Chief, 387-5779)

APPROVED (CONSENT CALENDAR)

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

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

93. Acting as the governing body of the San Bernardino County Fire Protection District (County Fire), approve an Automatic Aid/Mutual Aid Agreement with Barstow Fire Protection District (District) for a five-year term through June 30, 2018.
(Presenter: Mark A. Hartwig, Fire Chief, 387-5779)

APPROVED (CONSENT CALENDAR)

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

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

94. Acting as the governing body of the San Bernardino County Fire Protection District:
1. Accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
 2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the Quarterly Budget Adjustments of the Report (Page 7), allowing for minor technical changes limited to available budget within the budget unit (Four votes required).
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

San Bernardino County Flood Control District

95. Acting as the governing body of the San Bernardino County Flood Control District (District),
1. Adopt the Mitigated Negative Declaration for the improvements to Wilson Creek Channel in the City of Yucaipa (Project).
 2. File the Notice of Determination for the Project and direct the Clerk of the Board to post the Notice of Determination.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

96. Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Certify that the Supplemental Environmental Impact Report (SCH #1987110914) has been completed in compliance with the California Environmental Quality Act (CEQA), that it has been reviewed and considered prior to approving the project, and that the report reflects the independent judgment of the Board of Supervisors, acting as the District's Governing Board.
 2. Adopt the Facts and Findings.
 3. Adopt the Mitigation Monitoring and Reporting Program.
 4. Direct the Clerk to file the Notice of Determination.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

97. Acting as the governing body of the San Bernardino County Flood Control District (District), authorize the Director of the Flood Control District, or his designee, to approve and submit Standard Encroachment Permit Applications to Caltrans for work adjacent to and within State Highways throughout the County.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

98. Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Adopt the Mitigated Negative Declaration for import of fill material to Warm Creek Conservation Basins ("Project").
 2. File the Notice of Determination for the Project and direct the Clerk of the Board to post the Notice of Determination.
- (Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

99. Acting as the governing body of the San Bernardino County Flood Control District, approve a five-year license agreement with three five-year options to extend the term retroactive to April 1, 2013 through March 31, 2018, with West Valley Water District to install, operate and maintain three separate 16-inch waterlines and one 8-inch sewer line running parallel to San Bernardino County Flood Control District right-of-way for Cactus Basin No. 2 located south of Baseline Road and west of Cactus Avenue in Rialto for total revenue in the amount of \$40,524.
(Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

100. Acting as the governing body of the San Bernardino County Flood Control District (District):
1. Accept the Third Quarter Budget Report (Report) for fiscal year 2012-13.
 2. Approve the budget adjustments as listed in the Report and authorize the Auditor-Controller/Treasurer/Tax Collector to adjust appropriation and revenue as detailed in the Quarterly Budget Adjustments of the Report (Page 7), allowing for minor technical changes limited to available budget within the budget unit (Four votes required).
- (Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

APPROVED (CONSENT CALENDAR)

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

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

MULTIJURISDICTIONAL ITEMS

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

101. 1. Acting as the governing body of the County of San Bernardino (County), approve contract with Frank Manqueros dba AAA Tree Service in the amount of \$750,000 for tree trimming and removal services, as needed, for the period May 7, 2013 through June 30, 2015.
2. Acting as the governing body of the San Bernardino County Flood Control District (District), approve contract with Frank Manqueros dba AAA Tree Service in the amount of \$750,000 for tree trimming and removal services, as needed, for the period May 7, 2013 through June 30, 2015.
(Presenter: Gerry Newcombe, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

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

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

Multijurisdictional Item with the following entities: Inland Counties Emergency Medical Agency (ICEMA); San Bernardino County Fire Protection District

102. 1. Acting as the governing body of the Inland Counties Emergency Medical Agency, approve a Memorandum of Understanding with San Bernardino County Fire Protection District for participation in the Hospital Preparedness Program for the period of May 7, 2013 through May 6, 2023.
2. Acting as the governing body of the San Bernardino County Fire Protection District, approve Memorandum of Understanding with the Inland Counties Emergency Medical Agency for participation in the Hospital Preparedness Program for the period of May 7, 2013 through May 6, 2023.
- (Presenter: Thomas G. Lynch, EMS Administrator, 388-5830)

APPROVED (CONSENT CALENDAR)

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

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

Multijurisdictional Item with the following entities: Board Governed County Service Areas; San Bernardino County Fire Protection District

103. 1. Acting as the governing body of the Board Governed County Service Areas:
- a. Adopt Resolution declaring that granting an easement over County Service Area 64 property (APN 0482-033-09) located approximately 169 feet south of the southwest corner of Huerta Road and Tamarisk Road in Victorville and containing approximately 1,355 square feet to Southern California Edison Company for construction and maintenance of above and underground electrical and communication systems is in the public interest and that such easement will not substantially conflict or interfere with the use of the property by County Service Area 64 and authorize the conveyance of said easement to Southern California Edison Company at no cost in accordance with Section 25526.6 of the Government Code.
- b. Authorize the Chair to execute the Grant of Easement.
2. Acting as the governing body of the San Bernardino County Fire Protection District:
- a. Adopt a Resolution declaring that granting an easement over San Bernardino County Fire Protection District property (APN 0482-033-08) located at 12398 Tamarisk Road in Victorville and containing approximately 552 square feet to Southern California Edison Company for construction and maintenance of above and underground electrical and communication systems is in the public interest and that such easement will not substantially conflict or interfere with the use of the property owned by San Bernardino County Fire Protection District and authorize the conveyance of said easement to Southern California Edison Company at no cost in accordance with Section 25526.6 of the Government Code.
- b. Authorize the Chair to execute the Grant of Easement.
3. Authorize the Director of the Real Estate Services Department to execute any other documents and take any actions necessary to complete this transaction.
- (Presenter: David H. Slaughter, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

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

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

Multijurisdictional Item with the following entities: County of San Bernardino; San Bernardino County Flood Control District; Board Governed County Service Areas; San Bernardino County Fire Protection District; Big Bear Valley Recreation and Park District; Bloomington Recreation and Park District

104. 1. Acting as the governing body of the County of San Bernardino, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013 for the County General Fund and Library.
2. Acting as the governing body of the San Bernardino County Flood Control District, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013.
3. Acting as the governing body of all County Service Areas and their Zones, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013.
4. Acting as the governing body of the San Bernardino County Fire Protection District, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013.
Acting as the governing body of the Big Bear Valley Recreation and Park District, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013.
5. Acting as the governing body of the Bloomington Recreation and Park District, adopt Resolution and approve and adopt the report of the Auditor-Controller/Treasurer/Tax Collector on final appropriation limits for fiscal year 2012-2013.
- (Presenter: Larry Walker, Auditor-Controller/Treasurer/Tax Collector, 386-9000)

APPROVED (CONSENT CALENDAR)

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

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

ORDINANCES FOR FINAL ADOPTION

105. **CONTINUED FROM TUESDAY, APRIL 23, 2013, ITEM #75** – Adopt ordinance related to the Recommended 2013-14 Annual County Fees
(Presenter: Gregory C. Devereaux, Chief Executive Officer, 387-5417)

CONTINUED TO TUES., MAY 14, 2013

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

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

DISCUSSION CALENDAR

Board of Supervisors

106. Action on Consent Calendar – Dawn Rowe, E.T Snell and Barbara Sokoloff address the Board regarding the Consent Calendar.
107. Deferred Items – 18, 22 and 39

Land Use Services

108. **CONTINUED FROM TUESDAY, MARCH 26, 2013, Item #54 - IT IS ANTICIPATED THAT THIS ITEM WILL BE TAKEN OFF CALENDAR:**

1. Conduct a public hearing on the appeal of a Planning Commission action to approve a Conditional Use Permit for the change of use of an existing 7,048 square foot building from a nightclub with adult entertainment to a nightclub and tavern with on-site sale and consumption of alcoholic beverages and non-adult entertainment, including a sports bar, comedy club and live music on a 1.22-acre site;
2. Adopt the recommended Findings;
3. Deny the Appeal and approve the Conditional Use Permit subject to modified conditions of approval; and
4. File a Notice of Exemption.

Applicant/Appellant: Tollis, Inc.

APN: 1011-283-01, 28, 29 & 30

Community: Montclair/4th Supervisorial District

Location: Northwest corner of Mission Boulevard and Central Avenue

*E.T. Snell addresses the Board regarding Item #108.

(Presenter: Terri Rahhal, Planning Director, 387-4518)

OFF CALENDAR

Motion/Second: Josie Gonzales/Gary C. Ovitt

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

Arrowhead Regional Medical Center

109. 1. Approve a five year lease agreement and Master Lease Agreement Addendum with De Lage Landen Financial Services, Inc. to acquire twenty (20) endoscopic scopes, at the financing rate of 5.30% from May 7, 2013 through May 6, 2018, resulting in a monthly payment of \$10,241.05 for a total not-to-exceed amount of \$614,463.
2. Authorize the issuance of a Purchase Order with Pentax Medical Company in an amount not-to-exceed \$614,463 to lease twenty (20) endoscopic scopes that are compatible with existing hospital equipment.
3. Approve a Complete Care Service Agreement with Pentax Medical Company for the new endoscopic scopes from June 1, 2013 through May 31, 2018.
4. Authorize the issuance of a Purchase Order with Pentax Medical Company in the amount of \$152,000 for the Complete Care Service Agreement for the new scopes.
5. Approve a Complete Care Service Agreement with Pentax Medical Company for fourteen (14) existing endoscopic scopes from June 1, 2013 through May 30, 2014.
6. Authorize the issuance of a Purchase Order with Pentax Medical Company in the amount of \$31,240 for the Complete Care Service Agreement for the existing scopes.

(Presenter: Patrick Petre, Director, 580-6150)

APPROVED

Motion/Second: Josie Gonzales/James Ramos

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

Public Health

110. 1. Read title only of proposed ordinance to amend Chapter 4 of Division 3, Title 3 of the San Bernardino County Code relating to requirements for food protection.
2. Waive reading of the entire text and **CONTINUE TO TUESDAY, MAY 21, 2013 AT 10:00 A.M.** for adoption.

*E.T. Snell addresses the Board regarding Item #110.
(Presenter: Corwin Porter, Division Chief, 387-3891)

CONTINUED TO TUES., MAY 21, 2013, FOR ORDINANCE ADOPTION

Motion/Second: Josie Gonzales/James Ramos

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

PUBLIC COMMENT – Darwin Arnold, David Arnold, Enrique Camacho, Lionel "Chad" Chadwick, Susan Clark, Daniel Enz, David Fick, Kim Foltz, Darlene Hall, Jim Harris, Tierney Harris, Jim Harvey, Marguerite Johnson, Nancy Karl, Elizabeth Karman, Fritz Koenig, George Kopp, Juanita Landry, Michael Lobato, Suzee Miller, Tom O'Key; Mary Ordaz, E.T. Snell, Eva Soltes, Johnny Tolbert, Marina West, John Wood

THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, MAY 21, 2013 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, May 7, 2013. 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

JANICE RUTHERFORD, Chair
Board of Supervisors

LAURA H. WELCH
Clerk of the Board