SAN BERNARDINO COMMUNITY COLLEGE DISTRICT

114 South Del Rosa Drive, San Bernardino, CA 92408

Minutes of the Regular Meeting of the Board of Trustees

Thursday, March 11, 2010 - 4:00 p.m. – Assembly Room

1. CALL TO ORDER - PLEDGE OF ALLEGIANCE

Mr. Ramos called the meeting to order at 4:05 p.m.

Members Present:

James C. Ramos, President

Carleton W. Lockwood, Jr., Vice President

John Longville

Dr. Charles S. Terrell, Jr.(left at 4:55 p.m.)

Jess C. Vizcaino, Jr.

Jason P. Buckner, Student Trustee, SBVC

Kaylee Hrisoulas, Student Trustee, CHC

Members Absent:

Dr. Donald L. Singer, Clerk

John M. Futch

Administrators Present:

Bruce Baron, Acting Chancellor

Dr. Debra Daniels, SBVC President

Gloria M. Harrison, CHC President

Larry Ciecalone, President, KVCR-TV-FM

Renee Brunelle, Vice Chancellor Human Resources

Administrators Absent:

None.

Pledge of Allegiance

Mr. Lockwood led the Pledge of Allegiance.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. CONFERENCE WITH LABOR NEGOTIATORS

Government Code 54957.6

Agency Negotiators: Renee Brunelle and Bruce Baron

CTA

CSEA

Management/Supervisors

Confidentials

B. CONFERENCE WITH LEGAL COUNSEL

ANTICIPATED LITIGATION

Government Code 54956.9(b)

Number of Potential Cases: 2

3. PUBLIC COMMENT ON AGENDA ITEMS

None.

4. CONVENE CLOSED SESSION

The Board convened to closed session at 4:08 p.m.

5. RECONVENE PUBLIC MEETING

Mr. Ramos reconvened the public meeting at 5:05 p.m.

6. REPORT OF ACTION IN CLOSED SESSION

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve a settlement agreement and resignation of John Napolitano. The substance of the agreement is as follows:

* Mr. Napolitano resigns his employment with the District effective March 19, 2010.
* The District shall pay Mr. Napolitano $2,500.00 per month for the agreed upon term.
* Mr. Napolitano fully releases the District and waives his rights to claims.

AYES: Lockwood, Longville, Ramos, Vizcaino

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve a settlement agreement and resignation of Jessica Lopez. The substance of the agreement is as follows:

* Ms. Lopez resigns her employment with the District effective June 10, 2008.
* Ms. Lopez fully releases the District and waives her rights to claims.
* The District shall pay Ms. Lopez four months’ salary.

AYES: Lockwood, Longville, Ramos, Vizcaino

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

7. APPROVAL OF MINUTES

Mr. Vizcaino moved, Mr. Longville seconded, and the Board members voted as follows to approve the minutes of February 11, 2010:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

8. PUBLIC COMMENT

Daniel Shedd, CHC student, urged the Board to increase the smoking violation fine and to require campus officials and public safety officers to enforce the smoking policy or adopt a no-smoking policy on campus. He added he will be a candidate for the Student Trustee position representing the CHC students.

Mr. Baron stated that District Assembly is preparing to address the smoking policy at its next meeting at the request of the CHC president and hopes the students from CHC will attend.

9. PRESENTATION

Acting Chancellor Baron said the District is taking the safety of our employees very seriously and is very concerned about the safety program at the campuses and the district office. A great deal of progress has been made over the last few months.

Charlie Ng, Vice President Administrative Services, CHC, and James Hansen, Vice President Administrative Services, SBVC, briefed the Board on the progress we have made on District safety, where we are headed and where we need to be. Training programs, equipment and facility inspections and concerns was discussed. Creating a culture of safety throughout the District is important to the success of this program. The District’s website contains accessible information on the District’s safety program.

Mr. Ng and Mr. Hansen responded to several questions from the Trustees. Regarding the inspection schedule, Mr. Baron said a comprehensive matrix could be prepared for the trustees to clarify the inspection schedule and other issues related to compliance.

Mr. Vizcaino said the Board will be relying on the staff to ensure the systems are in place and things are done in a progressive manner. He added he appreciated the report and asked the presenters if they felt they had enough resources to do the job. Mr. Ng responded the functions of safety are the responsibility of staff, and we are leaning on Keenan and Associates to the extent that we can. He added that we do not have adequate resources so items will be prioritized based on the resources available. Mr. Hansen stressed that we need to rebuild some trust and credibility throughout the District. Safety is an ongoing program.

Mr. Longville couldn’t stress enough the significance of this topic. He cited the incident where a university lab technician mixed certain toxic chemicals causing a fire that took her life. He said he was pleased with the efforts the Acting Chancellor is taking to be sure our employees who initially raised concerns understand they can come to him directly. There was the perception in the past that employees were fearful to raise any concerns or questions. This will no longer be a problem. The Board is 100 percent serious about that.

Jason Buckner reiterated what Trustee Longville said. He said he also received 6-7 complaints about safety concerns on campus, which he took to M & O directly. He asked that students make it a priority to address the student body about any safety concerns.

10. CCCT BOARD ELECTION – 2010

Mr. Longville moved, Mr. Lockwood seconded, and the Board members votes as follows to cast one vote for each of the following seven nominated candidates: Louise Jaffe, Cy Gulassa, Isabel Barreras, Donald L. Singer, Jerry Hart, Walter G. Howald and Eva Kinsman:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

11. REPORTS

1. Board Members

* Mr. Longville said his comments regarding safety constituted his report.
* Mr. Vizcaino recently had the privilege of watching the SBVC basketball team and reported Coach Brewer was recognized for being such an excellent coach. The young men performed like gentlemen. Mr. Vizcaino said he tries to make as many campus events as he can. After the District announced the award of the $4.2 million grant, we received some good press from the Sun newspaper. Regarding the proposed parking fee increase, Trustee Vizcaino said the Board is trying to do the best it can with what we have and will continue to do that.

B. Student Trustees

* Kaylee Hrisoulas said students were satisfied with the compromise made in the last District Assembly meeting regarding the parking fee increase and thanked Bruce for his quick thinking during that meeting. She is excited to be representing CHC students at District Assembly. Kaylee is anticipating her campaign for Student Senate President.
* Jason Buckner thanked Mr. Baron for reaching out to the students and being proactive. He is interested in student advocacy and is willing to look into streamlining some of the processes to provide students an opportunity to be as effective as possible. In terms of the SSCCC, Jason has been doing some legislative work to increase funding to community colleges. He echoed Kaylee’s statement about the parking fee increase and thanked Bruce for finding a compromise. Jason said he was accepted into the Harvard summer program. He may also have an opportunity to intern in the White House. Jason concluded his report by acknowledging all the retirees and thanking those for the help he received.

C. Chancellor

* Mr. Baron thanked Charlie Ng and Jim Hansen for the update on safety and stepping up the responsibility on the campus and thanked Renee Brunelle for stepping up the responsibility at the District level. He thanked the classified staff for being our conscience and for being our partner. He is pleased that we have finally brought the bilingual stipend issue to closure after a very long time and thanked Renee and the classified team who worked together to make that happen. Bruce reported the District entered into a letter of intent with the teamsters for a new program to allow vets to become skilled in the construction trades and thanked Dr. Daniels and Dr. Isaac for their help with this program. Finally, he wanted to be sure the Board knows they are invited to the HACU breakfast on March 29. Mr. Baron congratulated all 54 retirees who decided to take the SERP. It was a great incentive and a win-win.

12. CONSENT AGENDA

Mr. Longville moved, Mr. Lockwood seconded, and the Board members voted as follows to approve the Consent Agenda:

AYES: Lockwood, Longville, Ramos, Vizcaino

Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: Futch, Singer, Terrell

13. ACTION AGENDA

**Accept Management, Classified Management, Academic, Supervisory, Confidential and Classified Employee Retirements**

Mr. Vizcaino moved, Mr. Lockwood seconded, and the Board members voted as follows to accept the Management, Classified Management, Academic, Supervisory, Confidential and Classified Employee retirements:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Health Benefit “Opt Out” Option**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the health benefit “Opt Out” option for all eligible employees effective April 1, 2010:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Bond Measure P Construction Change Orders and Contract**  **Amendments**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the following change orders and contract amendments for the Bond Measure P Capital Improvement Program construction contracts at CHC and SBVC:

CHC – Learning Resource Center

Couts Heating and Cooling, Inc., CA-01, in the amount of $141,161.00

Precision Concrete, CO-02, in the amount of $9,568.00

Anderson Charnesky Structural Steel, CO-01, in the amount of $52,533.00

Caston Plastering and Drywell, CO-01, in the amount of $6,106.00

CHC – Community Recreation Facility

Nuway, Inc., CO-03, in the amount of $1,823.00

EJ Enterprises, CO-01, in the amount of $2,349.00

CHC – Infrastructure 2/3/4

Couts Heating & Cooling, Inc., CA-01, in the amount of ($141,161.00)

Inland Building Construction, CO-01, in the amount of $26,871.00

SBVC – Media/Communications

K & Z Cabinets, CO-01, in the amount of $575.00

Montgomery Hardware, CO-02, in the amount of $3,533.00

Sierra Lathing, CO-04, in the amount of $18,133.00

RVH Constructors, CO-01, in the amount of $3,070.00

West Tech Mechanical, CO-04, in the amount of $11,364.00

Daniel’s Electric, CO-08, in the amount of $7,969.00

America West Landscape, CO-01 in the amount of $2,917.00

WTS – Vislink Service, CO-01, in the amount of $21,210.00

SBVC – North Hall

Devries Construction, CA-02, in the amount of $1,644.00

SBVC- Chemistry/Physical Science

AMPCO Contracting, Inc., CO-01, in the amount of $9,005.00

Trustee Vizcaino asked if DSA always required unexpected changes in construction. Mr. Baron replied that we have very few changes from DSA but there are things that need to be addressed, and from time to time we have to deal with their requests. It does happen.

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Proposal for Architectural Services - CHC**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve a proposal from DC Architects for architectural services at CHC, in the amount of $274,000.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve No Cost Amendment to Loss Control & Emergency Plan Compliance Services**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve an amendment to Loss Control & Emergency Plan Compliance Services with Keenan & Associates, in the amount of $28,800.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Agreement for Food and Supplies for PDC Grant-Sponsored Events**

Mr. Vizcaino moved, Mr. Longville seconded, and the Board members voted as follows to approve the event/outreach food expenses for non-employees with a not-to-exceed amount of $29,500 for the Career Technical Education Program and $8,500 for the Nanotechnology Training Program for the period of March 12, 2010 to June 30, 2010:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Proposal for Engineering Services - SBVC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal from P2S Engineering, Inc., in the amount of $435,000.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Team Building and Conflict Resolution Program for District Police Department**

Mr. Longwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the contract with Dr. Steve Albrecht to develop a team building and conflict resolution program for the District Police Department:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Request for Proposal and Contract for Food Vending Services - CHC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve request for proposal and contract with North County Vending, Inc., for food vending services at CHC, in the amount of 25% and $6,000 guaranteed annual commission with $5,000 signing bonus:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Contract for Emergency Repairs**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the contract with Hampton Tedder Electric Co., Inc., for emergency repairs at CHC, in the amount of $178,054.22:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Sewer System Management Plan**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the Sewer System Management Plan and to certify that the plan is in compliance with the waste discharge requirements of the State Water Resources Control Board:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Amendment 011 to the NTD Architecture Contract - SBVC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 011 to the NTD Architecture contract, SBVC, in the amount of $29,490.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Amendment 012 to the NTD Architecture Contract - SBVC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 012 to the NTD Architecture contract, SBVC, in the amount of $6,930.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Amendment 003 to the Converse Consultants Contract – CHC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 003 to the Converse Consultants Contract, CHC, in the amount of $80,000.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Amendment 01 to the County of San Bernardino Special Districts Department for Wastewater Services Contract**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 01 to the County of San Bernardino Special Districts Department for Wastewater Services contract, in the amount of $112,863.24:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Change Order 01 to the Wheeler Paving, Inc., Contract – SBVC**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve Change Order 01 to the Wheeler Paving, Inc., Parking Lot #7 Repair Project contract, SBVC, in the amount of $11,750.00:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

**Approve Reduction in Retention to 5% for CalCoast Concrete Construction, Inc.**

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the reduction in retention to 5% for the CalCoast concrete Construction, Inc., Community Recreational Facility contract, CHC:

AYES: Lockwood, Longville, Ramos, Vizcaino

Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: Futch, Singer, Terrell

INFORMATION ITEMS

1. Summary of Bond Measure P Capital Improvement Program Change Orders and Amendments for Construction Projects

B. Budget Report

C. Purchase Order Report

D. Administrative Procedure

E. MOU – CSEA Bilingual Stipend

F. Applause Cards

15. STAFF REPORTS

A. CHC President

* A written report was submitted to the Board.

B. CHC Academic Senate

* Absent.

C. CHC Classified Senate

* Absent.

D. CHC ASB

* Ms. Hrisoulas reported the students volunteered at the Boys and GirlsClub to assist with sporting events. Applications for student elections have been turned in, and campaign posters will be up soon. Kaylee attended the last Bond Oversight Committee to learn more about Measures M and P so she could answer some of the questions students raise about the building projects.

E. SBVC President

* + A written report was submitted to the Board.

Mr. Vizcaino commended both college presidents for their community participation.

F. SBVC Academic Senate

* + Absent.

G. SBVC Classified Senate

* Absent.

H. SBVC ASB

* Robert Alexander thanked the Acting Chancellor for proposing a favorable alternative to increasing the parking fees. Elections of AS officers and Student Trustee will take place in April. A separate election will be held on the Student Center issue. Region 9 will be hosted at CHC tomorrow. Student government is promoting “going green”.

I. KVCR

* A written report was submitted to the Board.

J. CTA

* Absent.

K. CSEA

* Colleen Gamboa thanked the District and classified negotiating teams for moving the bilingual stipend and salary reclassification issues of a few employees forward. Sarah Miller, the safety representative for classified staff, thanked the Board and especially Trustee Longville for hearing employees’ safety concerns and acting on them. She thanked Charlie Ng and Jim Hansen for their presentations.

16. ADJOURN

Mr. Ramos adjourned the meeting at 6:50 p.m.

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Donald L. Singer, Clerk

San Bernardino Community College District

Board of Trustees