

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, October 20, 2011 - 4:00 p.m. – Assembly Room

1. CALL TO ORDER - PLEDGE OF ALLEGIANCE

Mr. Lockwood called the meeting to order at 4:00 p.m.

Members Present:

Carleton W. Lockwood, Jr., President
Dr. Donald L. Singer, Vice President
John M. Futch, Clerk
Donna Ferracone
John Longville (arrived at 5:15 p.m.)
James C. Ramos (left at 5:50 p.m.)
Jess C. Vizcaino, Jr.
Jaime Sanchez, Student Trustee, SBVC
Christopher Walsh, Student Trustee, CHC

Members Absent:

None.

Administrators Present:

Bruce Baron, Chancellor
Dr. Debra Daniels, SBVC President
Gloria M. Harrison, CHC President
Larry Ciecalone, President, KVCR-TV-FM
Charlie Ng, Interim Vice Chancellor Fiscal Services
Dr. Jack Miyamoto, Consultant, Human Resources

Administrators Absent:

None.

Pledge of Allegiance

Trustee Singer led the Pledge of Allegiance.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. CONFERENCE WITH LABOR NEGOTIATORS

Government Code 54957.6

Agency Negotiators: Jack Miyamoto and Bruce Baron

CTA

CSEA

Management/Supervisors

Confidential Employees

B. EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Government Code Section 54956.9

3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

None.

4. CONVENE CLOSED SESSION

The Board convened to closed session at 4:03 p.m.

5. RECONVENE PUBLIC MEETING

Mr. Lockwood reconvened the public meeting at 5:00 p.m.

6. REPORT OF ACTION IN CLOSED SESSION

Dr. Singer moved, Ms. Ferracone seconded and the Board members voted as follows to release probationary classified employee, #25336, in the classification of Traffic Coordinator, KVCR, effective October 21, 2011:

AYES: Ferracone, Futch, Lockwood, Ramos, Singer, Vizcaino

NOES: None

ABSENT: Longville

ABSTENTIONS: Sanchez (advisory), Walsh (advisory)

7. APPROVAL OF MINUTES

Ms. Ferracone moved, Mr. Ramos seconded and the Board members voted as follows to approve the minutes of September 15, 2011:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: Singer

Ms. Ferracone moved, Mr. Futch seconded and the Board members voted as follows to approve the minutes of September 29, 2011:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer

NOES: None

ABSENT: None

ABSTENTIONS: Vizcaino, Sanchez (advisory), Walsh (advisory)

8. REPORTS

A. Board Members

- Mr. Futch reported that he attended the Tumaini family gathering on October 19. Tumaini is a program designed to increase students' academic and personal success. He added that student success was discussed at the ACCT national conference.

B. Student Trustees

- Mr. Sanchez reported the book drive will begin its three-week run next week. Children's books will be donated to the local elementary schools. He thanked Chancellor Baron for supporting the student trustees' trip to HACU.
- Mr. Walsh said he is looking forward to representing the district and CHC at the upcoming HACU conference.
- Mr. Ramos asked Dr. Daniels if anyone from SBVC would be attending HACU. She said that aside from the Chancellor and the two student trustees nobody else is attending.

C. Chancellor

- Mr. Baron reported the Omnitrans free student bus pass program has been very successful. Approximately 2,300 students (19%) at SBVC and 500 students (10%) at CHC have benefited from the agreement. He said that the District will be undertaking a Business Process Review and Re-engineering of the Human Resources, and the procurement function is breaking down the tasks step by step to see how processes in these areas can be improved and streamlined.

9. PUBLIC COMMENT

Mr. Glenn Rowden, member of the business community, spoke in opposition to the district's proposed Community Benefit Agreement.

Eric Christian, speaking on behalf of the Coalition for Fair Employment in Construction, congratulated district staff on the excellent and balanced report on the Community Benefits Agreement presented at the last meeting. He said he represents a large group of both union and non-union contractors who oppose these types of agreements for a number of reasons.

Mr. Longville arrived at 5:15 p.m.

The president of the SBCCD Black Faculty and Staff Association, Clyde Williams, stated his concerns regarding the issues in the SBVC Student Life and Student Government areas. He thanked Herb English and Marco Cota for helping the students work together. He said his concern was the college management.

Trustee Ramos asked for an investigation of the allegations various staff members have been bringing to the board. If disciplinary action is warranted, the board can take action, he said.

Ed Gomez, President of the SBCCD Latino Faculty, Staff and Administrators Association, stated he wanted it “on the record” that he had requested on three occasions that this item be placed on the Board agenda for discussion and at no time was it placed on any agenda. He stated that the district has received millions of dollars over the years, much due to the fact that the colleges are Hispanic Serving Institutions, but it appears there has been zero input from LFSAA—the one organization that could best be utilized to help support the goals of the funding. He asked that the communication process between the LFSAA and the administration be evaluated and addressed.

10. INSTITUTIONAL PRESENTATIONS

District Program Review – Tanya Rogers provided a brief overview of the district’s program review. Chancellor Baron added the Program Review process is the method of linking strategic planning to annual resource allocation for highest priorities. He also said that the Board will be kept informed with periodic updates on how the district is progressing.

Solar Farm Project – CHC – Gary Weinstein, project manager for Kitchell/BRJ/Seville, updated the Board on the Solar Farm Project at Crafton Hills College. He stated a 1.3 mega-watt system will be completed for a cost of \$6.6 million. The project is funded by Bond Measure M. The college will have minimum to no electric bills for the first 5 years, with minimal bills thereafter. The system is guaranteed for 25 years. The project is scheduled for completion by May 31, 2012. Chancellor Baron thanked CHC President Harrison for her vision.

11. CONSIDERATION OF APPROVAL TO APPOINT TRUSTEE TO ACCT 2012 ASSOCIATE COMMITTEE

Mr. Longville moved, Dr. Singer seconded, and the Board members voted as follows to approve Trustee Futch’s request to submit his appointment request to the ACCT for membership on a 2012 Associate Committee:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

12. CONSENT AGENDA

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

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

13. ACTION AGENDA

Approve Registration Priority for Middle College High School Students

Mr. Sanchez moved, Mr. Walsh seconded, and the Board members voted as follows to approve the change in registration priority for Middle College High School students to Priority D:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Approve Acceptance of Classified Retirements

Ms. Ferracone moved, Mr. Futch seconded, and the Board members voted as follows to accept classified resignations:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Mr. Ramos left at 5:50 p.m.

Approve Bond Measure P Construction Change Orders and Contract Amendments

Mr. Walsh moved, Ms. Ferracone seconded, and the Board members voted as follows to approve Bond Measure P Construction Change Orders and Amendments:

Chemistry/Physical Science - SBVC

Western Audio Visual, CO-02, in the amount of (-\$69,774.00)

Learning Resource Center - CHC

RVH Constructors, Inc., CO-04, in the amount of \$4,000.00
Western Bay Sheet Metal, CO-06, in the amount of (-\$4,000.00)

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Approve Bond Measure M Construction Change Orders and Contract Amendments

Mr. Walsh moved, Ms. Ferracone seconded, and the Board members voted as follows to approve Bond Measure M Construction Change Orders and Contract Amendments:

Math and Science Annex - CHC

Conengr Corporation, CO-01, in the amount of \$22,504.00

Parking Lot/ADA/Lighting Improvements – CHC

RDM Electric, CO-01, in the amount of \$46,607.00

MPOE-DATA - CHC

Shanks Electric, CO-01, in the amount of \$26,431.00

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Approve Amendment 001 to the NTD Architecture Contract – SBVC

Ms. Ferracone moved, Dr. Singer seconded, and the Board members voted as follows to approve Amendment 001 to the NTD contract, SBVC, in the amount of \$327,100.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Approve Amendment 003 to the P2S Engineering, Inc. Contract - SBVC

Ms. Ferracone moved, Dr. Singer seconded, and the Board members voted as follows to approve Amendment 003 to the P2S Engineering, Inc. contract, SBVC, in the amount of \$6,000.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Award Bid and Approve Contract with Westminster Press, Inc. - CHC

Mr. Walsh moved, Mr. Longville seconded, and the Board members voted as follows to award bid 2012-01 and approve contract with Westminster Press, Inc., for Schedule and Catalog Printing, CHC, in an amount not to exceed \$30,000.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Award Bid and Approve Contract with E. Avico, Inc. - SBVC

Mr. Walsh moved, Mr. Longville seconded, and the Board members voted as follows to award bid and approve contract with E. Avico, Inc. for the Handball and Tennis Court Demolition portion of the Gym and Field Project, SBVC, in the amount of \$253,071.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Approve Proposal for Kishimoto Architecture - CHC

Mr. Walsh moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal from Kishimoto Architecture for architectural services for the new Crafton Center Building, CHC, in the amount of \$2,333,500.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)
NOES: None
ABSENT: Ramos
ABSTENTIONS: None

Approve Proposal for NTD Architecture - CHC

Dr. Singer moved, Mr. Futch seconded, and the Board members voted as follows to approve a proposal from NTD Architecture for the new Science Building, CHC, in the amount of \$1,950,661.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: Ramos

ABSTENTIONS: None

Approve Reduction in Retention

Ms. Ferracone moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve the reduction of retention for the following contracts:

- Arrowhead Mechanical, SBVC Health/Life Sciences Building, HVAC, 95% completion, 5% retention
- RC Construction, SBVC Chemistry/Physical Science Building, 95% completion, 5% retention
- TK Construction (DBA Kirtley Construction), SBVC Central Plant/Infrastructure-Sewer Improvements, 99% completion, 1% retention

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: Ramos

ABSTENTIONS: None

Approve Members of the Citizens' Bond Oversight Committee

Mr. Longville moved, Mr. Futch seconded, and the Board members voted as follows to appoint the following individuals to the Citizens' Bond Oversight Committee: Valerie Lichtman for a two-year term and Larry Edmundson and Judi Battey for an additional two-year term.

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: Ramos

ABSTENTIONS: None

Adopt Resolution – San Bernardino County Superintendent of Schools

Mr. Futch moved, Mr. Longville seconded, and the Board members voted as follows to adopt a resolution authorizing participation in the San Bernardino County Superintendent of Schools School Bonds Construction (SBC) Fast Track Program:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Sanchez (advisory), Walsh (advisory)

NOES: None

ABSENT: Ramos

ABSTENTIONS: None

14. INFORMATION ITEMS

- A. Summary of Bond Measure M Capital Improvement Program Change Orders and Amendments for Construction Projects
- B. Summary of Bond Measure P Capital Improvement Program Change Orders and Amendments for Construction Projects
- C. Budget Report
- D. Purchase Order Report
- E. Tentative Agreements CSEA Article 14 Leaves and Article 16 Personnel
- F. AP 2045 – Policies and Administrative Procedures
- G. AP 3720 – Computer and Network Use
- H. AP 5030 – Fees
- I. Applause Cards

15. STAFF REPORTS

- A. CHC President
 - A written report was submitted to the Board.
- B. CHC Academic Senate
 - Mr. Rippey reported a committee has been appointed to look at student preparation and success initiatives and put together a long range plan. Faculty is also reviewing resolutions for the fall plenary session.
- C. CHC Classified Senate
 - Absent.
- D. CHC ASB
 - Mr. Walsh thanked the students and faculty who participated in the September 28 fall rush. He invited all the trustees to attend the Region 9 meeting on October 28. Students will be visiting classrooms during student awareness week November 14-17.
- E. SBVC President
 - A written report was submitted to the Board.

F. SBVC Academic Senate

- Dr. John Stanskas wanted the trustees to know that faculty want to dialogue about student success. Trustee Futch said that student success is not only about the dollars but is also a mindset and added he is looking forward to seeing what will be forthcoming from the faculty. Dr. Stanskas said he has forwarded some ideas to Dr. Daniels. Chancellor Baron will send the board members the link to the state chancellor's office website.

G. SBVC Classified Senate

- Mary Valdemar presented a document of core beliefs for shared governance which was passed unanimously by the senate. She said the document was written based on specific instances which have occurred on the campus. The senate requested the district begin an investigation of the campus issues. A remedy suggested by Classified Senate President Cassandra Thomas is to hire a permanent faculty advisor rather than a permanent management advisor. Ms. Thomas reported the senate is working on a resolution in support of filling the position vacated by Courtney Hunter.

H. SBVC ASB

- AS President Joyce Green thanked Trustee Longville for being the keynote speaker on Constitution Day and Trustee Ferracone for her active participation on the campus. Ms. Green attended Student Appreciation Day at CHC and said she felt more "at home" there than on the SBVC campus. She then gave several examples of some of the issues occurring in the student services and student government areas. Trustee Ramos asked for a report of the issues occurring in Student Life. Ms. Green said she is satisfied that an investigation will be done into the goings on with the Associated Students at SBVC and thanked the trustees for listening. Ms. Green ended that she will be filing a grievance against the College President, the Vice President of Student Services and the CalWorks Dean.
- Kevin White, Vice President of the ASG, advocated for the rights of students and spoke of his displeasure with the leadership on the campus.

I. KVCR

- A written report was submitted to the Board.

J. CTA

- CTA President Ed Gomez stated his concern with the lack of respect from the administration during negotiations. He explained the union has done its part to keep things moving and has not asked for any salary increase in the last five rounds of negotiations. Because of the lack of dialogue, issues have not moved forward so the union is now requesting arbitration for things that could have been worked out. He added there is no way that things can be done without the intervention of the chancellor and that he should not have to intervene because

people are not doing their jobs. He requested that the Board take a look at some of the concerns expressed by the CTA.

K. CSEA

- Colleen Gamboa stated that it is “very easy to resolve the issues” at the district because she is located across the hall from Human Resources. She added the CSEA does have issues with Human Resources getting the correct information. Mrs. Gamboa thanked Dr. Daniels for her assistance moving three positions forward. She concluded her remarks by saying she hopes the CSEA and the district can continue to work together.

16. ADJOURN

Mr. Lockwood adjourned the meeting 7:00 p.m.

John M. Futch, Clerk
San Bernardino Community College District
Board of Trustees