

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, November 17, 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  
Donna Ferracone  
John Longville  
Jess C. Vizcaino, Jr.  
Jaime Sanchez, Student Trustee, SBVC  
Christopher Walsh, Student Trustee, CHC

Members Absent:

Dr. Singer L. Singer, Vice President  
John Futch, Clerk  
James C. Ramos

Administrators Present:

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

Administrators Absent:

Larry Cicalone, President, KVCR-TV-FM

Pledge of Allegiance

Trustee Lockwood 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
- C. CONFERENCE WITH LEGAL COUNSEL  
EXISTING LITIGATION  
Government Code Section 54956.9(a)  
Claim #1655-04-0018  
Claim #44396

3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

None.

4. CONVENE CLOSED SESSION

The Board convened to closed session at 4:00 p.m.

5. RECONVENE PUBLIC MEETING

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

6. REPORT OF ACTION IN CLOSED SESSION

Mr. Longville moved, Ms. Ferracone seconded and the Board members voted as follows to approve the Settlement Authority of Claim #1655-04-0018 by way of Compromise and Release for an amount of \$40,000.00. Permanent disability advancement of \$7,240.00 has already been paid out. Buy out of future medical is \$32,760.00. Total amount due is \$32,760.00:

AYES: Ferracone, Lockwood, Longville, Vizcaino

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: Sanchez (advisory), Walsh (advisory)

Mr. Longville moved, Ms. Ferracone seconded and the Board members voted as follows to approve the Settlement Authority of Claim #443596 by declaring

permanent and stationary with no permanent disability and minimal future medical care. Final amount to be paid out: \$ 0:

AYES: Ferracone, Lockwood, Longville, Vizcaino

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: Sanchez (advisory), Walsh (advisory)

7. APPROVAL OF MINUTES

Ms. Ferracone moved, Mr. Vizcaino seconded and the Board members voted as follows to approve the minutes of October 20, 2011:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

8. REPORTS

A. Board Members

- Mr. Longville thanked AS Vice President Kevin White for his remarks on transportation at the regional transportation summit. He said he did a great job and was very effective.
- Mr. Lockwood said he had a great time at SBVC's 85<sup>th</sup> anniversary celebration and was honored to participate. He congratulated President Daniels, Donna Hoffmann and Craig Petinak for a job well done.

B. Student Trustees

- Mr. Sanchez thanked the Board for the opportunity to attend the HACU conference. He said it was a great experience.
- Mr. Walsh also expressed his appreciation for the opportunity to attend the HACU conference. He reported he is looking forward to discussions with students regarding the student success task force. Mr. Walsh will be attending the Solar Farm groundbreaking on November 18.

C. Chancellor

- Mr. Baron was honored by the LFSAA at the Dia de los Muertes event. He thanked the group for the recognition and support. The chancellor was pleased to announce the formation of the Chancellor's HSI Advisory Committee. The first meeting is December 2. It is important that discussion takes place about what it means to be a Hispanic Serving Institution and how to incorporate various perspectives, ideas and concerns into our existing work processes. The chancellor reported there is federal funding available from HACU which will benefit all students. It is important that we all work together to continue to build on our successes and to take

advantage of all funding sources that may be available to supplement the state funding.

- There is a number of international visitors coming to ATTC. About 20 business people from China visited last week, and a group from Korea is also interested in learning more about our programs, especially Nano Technology, learning about the San Bernardino area and partnering with the district.
- The White House hosted a Hispanic Community Action Summit at the University of California, Riverside on November 5. Discussions covered a wide-range of topics from jobs and the economy to education and health care. Rocio Delgado, an employee in the Financial Aid Office at SBVC attended the Summit on behalf of the District and reported briefly on what she gained from her attendance.
- The district had two articles in the newspaper. The collaborative article with CalState San Bernardino and San Bernardino City Schools, highlighted the value of education and how it pays off financially over the course of a person's career. Bruce's editorial focused on why it is currently so difficult to find open classes and how students can best plan to get the classes they need. It is important that the community know what happens at our colleges and what is happening collaboratively in our community.

9. PUBLIC COMMENT

San Bernardino resident Jackie Nutting spoke in opposition to the proposed Community Benefits Agreement.

On behalf of the Health Sciences Club at CHC, Rosemarie Hansen, classified employee, solicited used eye glasses for the eyeglasses drive.

Fontana resident Richard Greenhagen spoke in favor the proposed Community Benefits Agreement.

10. CONSENT AGENDA

The following changes were made in the Consent Agenda:

Item 10.B.11 Consideration of Approval of Agreement Renewal with Miyamoto Consulting – pulled for discussion.

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

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

13. ACTION AGENDA

**Approve Agreement Renewal with Miyamoto Consulting**

CTA President Ed Gomez urged the Board to reconsider this recommendation in light of the current economic situation. He stressed that the district employs people who are not permanent employees and who do not go through a hiring process and are just “pushed from one contract to another” and urged the trustees to take a look at this process.

Mr. Baron said the district anticipates beginning the search for a permanent person after the holidays and that process from start to finish will take 4 to 5 months and some transition time. He said It is typical throughout the state that professionals are hired, and Dr. Miyamoto is highly respected in his field. “I am very grateful he is willing to work with us.”

Trustee Ferracone asked for a more definitive answer on when the district will begin the search. Mr. Baron affirmed that the search process would definitely begin after the holidays adding there is a termination clause in the contract should the district conclude the process well before the August deadline when Dr. Miyamoto’s contract expires.

Mr. Walsh moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve the agreement renewal with Miyamoto Consulting for special human resources services from December 13, 2011 to August 13, 2012, in an amount not to exceed \$137,325.36:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

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

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

**Chemistry/Physical Science - SBVC**

Fischer, Inc., CO-4, in the amount of \$\$7,431.00  
Miller Environmental, CO-01, in the amount of (-\$33,000.00)

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

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

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

**Parking Lot/ADA/Lighting Improvements – CHC**

Pierre Sprinkler & Landscape, CO-01, in the amount of \$36,538.00

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

**Approve Contract with Kitchell CEM, Inc. for Measure P Construction Management Services - SBCCD**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve a contract with Kitchell CEM, Inc. for Measure P Construction Management Services, SBCCD, in the amount of \$425,638.00:

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

**Approve Proposal with Rosendin Electric for Design Build Services - CHC**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to accept a proposal from Rosendin Electric, in the amount of \$6,200,000.00 for design build services at CHC and directed the Vice Chancellor of Fiscal Services, staff and legal counsel to negotiate and present to the Board at its next regular meeting a final contract with Rosendin based on the proposal, with full and complete terms for final approval and ratification by the Board of Trustees:

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

**Approve Agreement for ECORP Consulting, Inc. for Environmental Services - SBCCD**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve an agreement with ECORP

Consulting, Inc. for Environmental Services, SBCCD, in an amount not to exceed \$300,000.00:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Award Bid and Approve Contract with Nature Tech Landscaping, Inc. for Trees - SBVC**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to award bid and approve contract with Nature Tech Landscaping, Inc. for the addition of four mature trees, SBVC, in the amount of \$59,537.00:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Approve Amendment 007 to the Winzler & Kelly Contract – SBVC**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve Amendment 007 to the Winzler & Kelly contract, SBVC, in the amount of \$26,448.00:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Approve Amendment 003 to the Steinberg Architecture Contract - CHC**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve Amendment 003 to the Steinberg Architecture contract, CHC, in the amount of \$6,580.00:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Approve Uniform Construction Cost Accounting Procedures (UCCAP) Agreements**

Ms. Ferracone moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve Uniform Construction Cost Accounting Procedures (UCCAP) Agreements:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Approve Contract with Community College League of California**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve the contract with the Community College League of California (CCLC), in an amount not to exceed \$35,000.00:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Adopt Resolution in Support of Senate Constitutional Amendment (SCA) 5**

Mr. Longville moved, Mr. Vizcaino seconded, and the Board members voted as follows to table this item:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Accept 2010-2011 Independent Audit Report**

Mr. Longville moved, Ms. Ferracone seconded, and the Board members voted as follows to accept the 2010-2011 independent audit report:

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

NOES: None

ABSENT: Futch, Ramos, Singer

ABSTENTIONS: None

**Accept 2010-2011 Proposition 39 Audit Report**

Mr. Longville moved, Ms. Ferracone seconded, and the Board members voted as follows to accept the 2010-2011 Proposition 39 audit report;



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

14. INFORMATION ITEMS

- A. Request to Discuss Concerns Raised at the October 20, 2011 Board Meeting by the President of the Latino Faculty, Staff and Administrators Association

Ed Gomez, President of the Latino Faculty, Staff and Administrators Association, said the association is pleased that Mr. Baron has extended his hand to talk about some of the issues happening on the campus. Mr. Gomez is expecting that students and community members will also be a part of the committee. Mr. Gomez thanked President Daniels for extending her hand to talk about campus issues. He added he is concerned that diversity and equity will be pushed aside because of money. He said he has not heard anything from CHC and hopes to hear from that campus soon. He stated he would like the ATTC to be brought into the discussion.

Mr. Gomez concluded by saying the LFSAA is willing to participate and ready to work with the district and hopes the district will continue to promote the association's interest in the community.

- B. Summary of Bond Measure M Capital Improvement Program Change Orders and Amendments for Construction Projects
- C. Summary of Bond Measure P Capital Improvement Program Change Orders and Amendments for Construction Projects
- D. Budget Report
- E. Purchase Order Report
- F. Quarterly Investment Report
- G. AP 5030 – Fees
- H. SBCCD Emergency Operations Procedures Manual
- I. Applause Cards

15. STAFF REPORTS

- A. SBVC President
- A written report was submitted to the Board.

- B. SBVC Academic Senate
- Dr. Stankas reported student success was discussed at the statewide plenary session. He said faculty are moving forward but are ready to change rapidly. The faculty are strong and determined and respect each other and try to do what is in the best interest of the students. Faculty worked hard on developing non-credit classes to reach out to the community only to discover they could not move forward because there is no provision for faculty to teach non-credit classes in the contract. Dr. Jeremiah Gilbert will serve as the new senate president in 2012-2013.
- C. SBVC Classified Senate
- Cassandra Thomas reported members have put together baskets for the food drive and thanked those who generously contributed to buying the turkeys.
- D. SBVC ASB
- AS Vice President Kevin White thanked Trustee Longville for giving him the opportunity to address a group on transportation. PowerPoints on the haunted house project and the CCCSAA student leadership conference and general assembly were shared. Mr. White said he appreciated the Board's "empathetic ear" when the students came forward with the concerns and issues in the areas of Student Life and student government.
- E. CHC President
- A written report was submitted to the Board.
- F. CHC Academic Senate
- Absent.
- G. CHC Classified Senate
- Absent.
- H. CHC ASB
- Students participated in the breakout sessions and the resolution process at the leadership assembly. Students returned from the conference with a renewed vigor and focus to continue to build a solid foundation for the senates to manage a highly productive organization.
- I. KVCR
- A written report was submitted to the Board.
- J. CTA
- President Ed Gomez urged the Board to direct the administration to follow the CTA contract, specifically regarding the timelines and process for sabbatical leaves. He said CTA is required to follow specific contract deadlines but it appears the district is not required to

do so. He asked the trustees to consider what is in the contract and to insure the administrators deal with the issues in a timely and respectful manner.

K. CSEA

- On behalf of CSEA, Rosemarie Hansen wished the Board a Happy Thanksgiving and a safe holiday.

16. ADJOURN

Mr. Lockwood adjourned the meeting at 6:30 p.m.

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