

San Bernardino Community College District
Meeting Minutes of the Board of Trustees
114 S. Del Rosa Drive, San Bernardino, CA 92408
Thursday, November 13, 2014 – 4:00 p.m. – Board Room

NOTICE: In accordance to Government Code Section 54953(b), Trustee Williams will attend the November 13, 2014 Board meeting via teleconference from Renaissance Baltimore Harbor Place Hotel, 202 E. Pratt St (Main Lobby), Baltimore, MD. The agenda has been posted to the teleconference site.

CALL TO ORDER – PLEDGE OF ALLEGIANCE

President Ferracone called the meeting to order at 4:02pm
Trustee Singer led the Pledge of Allegiance.

Members Present:

Donna Ferracone, President
Dr. Kathleen Henry, Vice President
John Longville – arrived at 4:04pm
Donald Singer
Gloria Macias Harrison
Joseph Williams, Clerk – arrived via teleconference at 5:48pm
Nickolas W. Zoumbos
Tiffany Guzman, Student Trustee, SBVC
Alexis Panaguiton, Student Trustee, CHC

Members Absent:

None

Administrators Present:

Bruce Baron, Chancellor
Dr. Cheryl Marshall, President, CHC
Dr. Gloria Fisher, Interim President, SBVC
Dr. Jack Miyamoto, Human Resources Consultant
Timothy L. Oliver, Interim Vice Chancellor Fiscal Services

Administrators Absent:

None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Conference with Labor Negotiators, Government Code 54957.6
Agency Negotiators: Bruce Baron and Jack Miyamoto
CTA
CSEA
Management/Supervisors
Confidential Employees

Public Employee Performance Evaluation, Government Code 54957, Title: Chancellor

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

None

CONVENE CLOSED SESSION

The board convened to closed session at 4:04pm
John Longville arrived to the meeting at 4:04pm

RECONVENE PUBLIC MEETING

The public meeting was reconvened at 4:23pm

REPORT OF ACTION IN CLOSED SESSION

None

SPECIAL RECOGNITION AND PRESENTATION

A presentation of the resolution to the San Manuel Band of Mission Indians was made. Sabrina Nakhjavenpourtalebi from the San Manuel Education Committee accepted the resolution.

PUBLIC COMMENT

None.

APPROVAL OF MINUTES

Trustee Guzman moved, Trustee Harrison seconded, and the Board members voted as follows:
To approve the minutes of October 9, 2014:

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

INSTITUTIONAL PRESENTATIONS

Hussain Agah and Sweta Dedania presented the 2014 WCCC Owners' Project Excellence Award for Business Building Renovation @ SBVC and Central Plant @ San Bernardino Valley College.

Deanne Rabon gave a presentation on San Bernardino Valley College's STAR Program as submitted and posted to the district website.

REPORTS

Board Members

Trustee Zoumbos attended the ACCT Leadership Congress in Chicago and shared a brief YouTube video from one of the sessions with Chuck Underwood.

Trustee Harrison attended the ACCT Leadership Congress in Chicago and attended a pre-conference by invitation only that focused on developing an action plan for community colleges throughout the United States. The pre-conference academy she attended was on the utility of effective board governance on advancing college completion and student success through policy governance to make the trustees more relevant and trustworthy. Trustee Henry attended the ACCT Leadership Congress in Chicago and attended a pre-conference session about creating a culture of support for individuals in poverty which provided best practices in this area.

Student Trustees

Trustee Panaguiton attended ribbon cutting for CHC Kinesiology Health & Aquatics Building and the CHC Family Fest. Crafton is preparing a tablet initiative forum. Trustee Panaguiton will be attending General Assembly and helped with CHC Three Peaks Challenge.

Trustee Guzman will be attending student senate general assembly. She participated in VRC and Veterans Club at the Veteran's Parade. Student California's Teachers Association is having a pledge to educate students on how a credit score affects their lives. She is working on a video to welcome students on the first day of school that will educate students about resources that are available to them and what a student trustee does. She is also researching why voter turnout is low amongst millennials.

Chancellor

Chancellor Baron reported attending the October 30 Service Awards where he gave a 45 year award to Angelina Gideon from SBVC library. This will be an annual event. The Chancellor introduced the Program Manager for Bond Program for Measure M, George Johnson. Board Information Requests were included in board package.

CHC

President

A written report was submitted.

Academic Senate

A written report was submitted.

Associated Students

Esmeralda, Vice President of Student Senate held Club Rush with costume competition and pizza truck. Sending members of the senate to general assembly. Assisted with refurbishing old police station to become a food pantry.

SBVC

President

A written report was submitted.

Academic Senate

A written report was submitted and Algie Au presented.

Classified Senate

Cassandra Thomas reported classified senate is starting Thanksgiving basket donations through November 24. SBVC will have their last Wolverine football concession stand. She reported the campus climate, based on the most recent campus climate survey, is that their opinions do not matter because decisions have already been made.

Associated Students

Student Government Affairs Director reported working on campus for student services. One position is open in student government. Associates student reps will be attending general assembly. Associated students will be attending ASGA this month. ASG has donated to middle college high school, police sexual assault awareness month, and Project Angel.

CTA

Sheri Lillard asked the board to consider the union's point when it comes to the consent agenda pages 46-49 regarding non-instructional pay. These are items that are requesting non-instructional pay for work done by faculty that falls outside of the regular teaching load. This is currently being negotiated by the union. There is a lot of work that faculty should be doing outside of their regular teaching load because faculty input is important.

Trustee Williams joined the meeting via teleconference at 5:48pm

President Ferracone read the following script:

Prior to roll call, I would like to make clear for the record of this meeting, and it should be reflected in the minutes, that at least a portion of this San Bernardino Community College District Board of Trustee meeting is conducted pursuant to California Government Code Section 54953, in that Trustee Joseph Williams is at a conference in Maryland. Trustee Williams is participating by speaker phone. In accordance with the Ralph M. Brown Act, the teleconference location has been identified in the notice and agenda for this meeting.

I will now conduct roll call, after which I would ask Trustee Williams to recognize me in order to confirm certain matters for the record.

[ROLL CALL] Trustee Zoumbos, Trustee Harrison, Trustee Henry, Trustee Singer, Trustee Longville, Student Trustee Panaguiton, Student Trustee Guzman, and myself President Ferracone.

I would now like to request that Trustee Williams respond to the following questions:

- (1) Trustee Williams, can you hear me well? *Trustee Williams responded yes*
- (2) Were you able to hear our proceedings on this end up until now? *Trustee Williams responded yes*
- (3) Do you have a copy of the agenda for this meeting? *Trustee Williams responded yes*
- (4) Have you posted the agenda at the location where you are? *Trustee Williams responded yes*
- (5) Is your location reasonably accessible to the public, such that any member of the public could participate in this teleconference from your location if he or she wished to do so? *Trustee Williams responded yes*
- (6) Is there any member of the public there with you who would like to participate in the public comment portion of this meeting, or otherwise address any agenda item for this meeting? *Trustee Williams responded no*

I would now like to ask that any member of the Board speak up at this time if such Trustee and Board Member has not been able to clearly hear Trustee Williams. Hearing no comment, the record should reflect that all Board members present have indicated that they were able to hear Trustee Williams clearly.

I would next request that any Board Member, including Trustee Williams, speak up at this time if such Board Member has any reason to believe, based on voice recognition or otherwise, that the person representing himself to be Trustee Williams is not truly so. Hearing no comment, the record should reflect that no Board member has expressed doubt that Trustee Williams is the party participating by teleconference with the Board Members present here.

I would now like to advise the Board members that any votes taken during the teleconference portion of this meeting must be taken by roll call.

CONSENT AGENDA

Trustee Singer moved, Trustee Henry seconded, and the Board members voted as follows:
To approve the consent agenda:

Consideration of Approval of Curriculum Modifications CHC

Consideration of Acceptance of Classified Employee Resignation

Consideration of Approval of Extending Agreement with Miyamoto Consulting

Consideration of Approval of Adjunct and Substitute Academic Employees

Consideration of Approval of Amendment to Assistant Coach Stipend

Consideration of Approval of Classified Employee Promotions

Consideration of Approval of Classified Employees

Consideration of Approval of District Volunteers

Consideration of Approval of Five-Month Employment Management Contract

Consideration of Approval of Head and Assistant Coach Stipends

Consideration of Approval of Interim Management Appointments

Consideration of Approval of Management Appointments

To include the addition of Emma Diaz, Director AB86 Adult Education Planning Grant Administrator, effective December 1, 2014, at Management Salary Schedule Range 13, Step A, \$6,749.17 per month, effective December 1, 2014 through June 30, 2016.

Consideration of Approval of Non-Instructional Pay for Academic Employees

Consideration of Approval of Professional Expert Short-Term and Substitute Employees

Consideration of Approval of Revised Management Job Description

Consideration of Approval of the Revision to Professional Expert Rates of Pay

Consideration of Approval of Conference Attendance

To include the addition of Dr. Kathleen Henry to attend the CCLC Annual Convention on November 19-23, 2014 in Rancho Mirage, CA. Estimated cost of \$1400 from the Board of Trustees General Fund.

Consideration of Approval of District & College Expenses

Consideration of Approval of Individual Memberships

Consideration of Approval of Professional Services Contracts

Consideration of Approval of Routine Contracts

Consideration of Approval of Surplus Property

AYES: Ferracone, Harrison, Henry, Longville, Singer, Williams, Zombos, Guzman (SBVC Student Trustee) Panaguion (CHC Student Trustee)

NOES: None

ABSENT: None

ABSTENTIONS: None

ITEMS PULLED FROM THE CONSENT AGENDA FOR DISCUSSION

Consideration of Approval of Management Appointments - SBVC President

Trustee Harrison moved, Trustee Longville seconded, and the Board members voted as follows:

To approve the Management Appointment of the SBVC President:

Dr. Gloria Fisher, President, SBVC, full-time, 12-month position, Management Salary Schedule Range, 26, Step E, \$185,629.00 per year, plus doctorate stipend, effective November 14, 2014, through June 30, 2017.

Replacement for Deborah Daniels.

Discussion: Trustee Harrison approved based on the recommendation of the Chancellor, the campus process has been conducted according to our policies. There has not been any formal objection or formal proof that this was not conducted in the proper way. She understands that there was an interview conducted by the committee and by the Chancellor. There was some concern about the public forums. She also understands from the Chancellor's recommendation that all documentation on the candidates is appropriate and accurate. Trustee Harrison wants a successful transition and continuity at SBVC.

Chancellor Baron responded that this process is the way a search process is designed to work and was validated with Human Resources. All committee members were selected, names were forwarded and second level interviews were all conducted through the appropriate process. Chancellor did consider the forum results, not as a vote or statistical survey, but as comments. He did incorporate the comments into his consideration. His recommendation is what he believes is in the best interest of the staff, students, and community.

President Ferracone would like the board to consider developing a policy on the hiring of a college president.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Williams, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: None
ABSTENTIONS: None

ACTION AGENDA

Trustee Williams left the meeting at 6:01pm

Consideration of Acceptance of Academic Employee Retirement

Trustee Singer moved, Trustee Harrison seconded, and the Board members voted as follows:
To accept the academic employee retirement.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Acceptance of Classified Employee Retirement

Trustee Harrison moved, Trustee Henry seconded, and the Board members voted as follows:
To accept the classified employee retirement list.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval to Accept Independent Audit Report – District

Trustee Henry moved, Trustee Guzman seconded, and the Board members voted as follows:
To accept the independent audit report for the District.

Discussion: Larry Strong gave a brief background and introduced Heidi White. Heidi referenced page 73 for the summary of the auditors result.

Trustee Harrison asked about the CDC and Cafeteria Fund deficit. The Chancellor addressed the question and will be discussed in Chancellor's Cabinet. Updates to the board will be provided.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Trustee Zoumbos left the room 6:06pm ***Trustee Zoumbos returned at 6:09pm***

Consideration of Adoption of Budget Calendar

Trustee Harrison moved, Trustee Singer seconded, and the Board members voted as follows:
To adopt the budget calendar for 2015-2016.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Board Directives for the 2015-16 Budget

Trustee Henry moved, Trustee Singer seconded, and the Board members voted as follows:
To approve board directives for the 2015-16 budget.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Board Policies for Final Reading

Trustee Guzman moved, Trustee Zoumbos seconded, and the Board members voted as follows:
To approve Board Policies BP 2435 Evaluation of the Chancellor; BP 2714 Distribution of Tickets or Passes; BP 2715 Code of Ethics - Standards of Practice; BP 2725 Board Member Compensation; BP 2735 Board Member Travel; BP 2740 Board Education; BP 4030 Academic Freedom; BP 5030 Fees; BP 7400 Travel.

Discussion: Panaguiton and Guzman advised the board of the proposed changes of BP 2015 that shows what they plan to do in order to justify the increase for BP 2725. No vote was taken.

Trustee Harrison moved, Trustee Zoumbos seconded, and the Board members voted as follows:
To approve Board Policies BP 2435 Evaluation of the Chancellor; BP 2714 Distribution of Tickets or Passes; BP 2715 Code of Ethics - Standards of Practice; BP 2725 Board Member Compensation; BP 2740 Board Education; BP 4030 Academic Freedom; BP 5030 Fees; BP 7400 Travel.

And to Table BP 2735 Board Member Travel until BP2015 is approved.

AYES: Ferracone, Harrison, Henry, Singer, Zoumbos
NOES: Longville, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Sole Source Purchases - American Thermoform

Trustee Singer moved, Trustee Henry seconded, and the Board members voted as follows:
To approve purchasing from American Thermoform Corporation as a sole source vendor.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval to Appoint Member to the CBOC – Reyes

Trustee Henry moved, Trustee Longville seconded, and the Board members voted as follows:
To approve the appointment of Frank Reyes to the CBOC.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval to Appoint Member to the CBOC - Roberts-Ross

Trustee Harrison moved, Trustee Henry seconded, and the Board members voted as follows:
To approve the appointment of Linda Roberts-Ross to the CBOC.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval to Award Bid & Contract - Oakview Constructors

Trustee Henry moved, Trustee Zoumbos seconded, and the Board members voted as follows:

To award contract to Oakview Constructors, Inc. of Calimesa for the Maintenance and Operations Renovation project (M&O) project at Crafton Hills College in the amount of \$1,248,000.00, as well as any and all change orders up to \$124,800.00, approved by the Vice Chancellor of Business & Fiscal Services, as set forth in the original contract.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration to Adopt a Resolution expressing Support for the United Nations designation of December 3, 2014 as International Day of Persons with Disabilities

Trustee Henry moved, Trustee Singer seconded, and the Board members voted as follows:
To adopt a resolution designating December 3, 2014 as International Day of Persons with Disabilities.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Amendment 007 – NTD

Trustee Harrison moved, Trustee Henry seconded, and the Board members voted as follows:
To approve Amendment 007 to the NTD Architecture contract in the amount of \$3,500.00.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Budget Adjustments

Trustee Zoumbos moved, Trustee Harrison seconded, and the Board members voted as follows:
To approve the attached budget adjustments.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval of Measure M Change Orders and Amendments

Trustee Harrison moved, Trustee Henry seconded, and the Board members voted as follows:
To approve the attached change orders and amendments.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

Approval of Resolution - Consideration of Approval to Adopt Resolution to Recognize the Month of November as National Native American Heritage Month and to Recognize the District's Strong Partnership with the San Manuel Band of Mission Indians

Trustee Harrison moved, Trustee Longville seconded, and the Board members voted as follows:
To adopt a resolution to recognize the month of November as National Native American Heritage Month and to recognize the District's strong partnership with the San Manuel Band of Mission Indians:

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None

ABSENT: Williams
ABSTENTIONS: None

Consideration of Approval to Accept Independent Audit Report - Prop 39

Trustee Harrison moved, Trustee Henry seconded, and the Board members voted as follows:
To accept the independent audit report for Prop 39.

AYES: Ferracone, Harrison, Henry, Longville, Singer, Zoumbos, Guzman (SBVC Student Trustee) Panaguiton (CHC Student Trustee)
NOES: None
ABSENT: Williams
ABSTENTIONS: None

INFORMATION ITEMS

Applause Cards
Budget Report
Clery Report
General Fund Cash Flow Analysis
Local Hire Summary Report
Measure M Construction Change Summary
MOU CSEA 2013-2014 Negotiation Items Carried Over
MOU CSEA 980 Work Schedule - Kelly Bingham
MOU CSEA 980 Work Schedule - Mary Colleen Leon
Purchase Order Report
Quarterly Investment Report

ADJOURN

President Ferracone adjourned the meeting at 6:33pm.



Joseph Williams, Clerk
San Bernardino Community College District
Board of Trustees