

**Meeting Minutes of the San Bernardino Community College District Board of Trustees
SBCCD Boardroom, 114 S. Del Rosa Dr., San Bernardino, CA 92408
October 11, 2018, 4:00 p.m.**

MEMBERS PRESENT

Joseph Williams, President
Gloria Macías Harrison, Vice President
Dr. Anne L. Viricel, Clerk
Donna Ferracone, Trustee
John Longville, Trustee
Frank Reyes, Trustee
Dr. Donald L. Singer, Trustee
Elijah Gerard, CHC Student Trustee

ABSENT

Autumn Blackburn, SBVC Student Trustee

CALL TO ORDER – PLEDGE OF ALLEGIANCE

President Williams called the meeting to order at 4:02pm. Trustee Harrison led the pledge of allegiance.

ANNOUNCEMENT OF CLOSED SESSION ITEMS

- Conference with Labor Negotiators pursuant to Government Code 54957.6
Agency Representative: Bruce Baron – CSEA, CTA, Management/Supervisors, and Confidential Employees
- Public Employee Discipline/Dismissal/Release/Non Re-Employment Government Code 54957 (3 cases)
- Public Employee Performance Evaluation pursuant to Government Code 54957(b)(1)
Title: Chancellor
- Conference with Legal Counsel – Anticipated Litigation pursuant to Government Code 54956.9(d)(2): (2 cases)
- Conference with Legal Counsel – Existing Litigation pursuant to Government Code 54956.9(e)(3): (none)
- Conference with Real Property Negotiator pursuant to Government Code section 54956.8
Properties: An approximately 27,360 sq. ft. parcel of improved property, including a 70,595 square foot building, located at 560 E. Hospitality Lane, San Bernardino, CA, APN 0281-372-08-0000; an approximately 36,939 sq. ft. parcel of improved property, including a 82,039 square foot building, located at 550 E. Hospitality Lane, San Bernardino, CA, APN 0281-372-20-0000; and an approximately. 38,964 sq. ft. parcel of improved property, including a 71,769 square foot building, located at 658 E. Brier Drive, San Bernardino, CA, APN 0281-021-51-0000 (collectively, the "Properties").

Negotiating Parties: San Bernardino Community College District (Proposed Buyer), Real Property Negotiators Jose F. Torres, Executive Vice Chancellor, and Buyer's real estate brokers, Gary P. Stache and Anthony DeLorenzo of CBRE, Inc.; and Hines (Proposed Seller), Real Property Negotiator Varun Akula, Director.

Under Negotiation: Instruction to Proposed Buyer's Real Property Negotiators will concern price and terms of payment associated with the possible purchase of the identified Properties.

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Cassandra Thomas

CONVENE CLOSED SESSION

Closed session convened at 4:06pm

RECONVENE PUBLIC MEETING

Public meeting reconvened at 5:13pm

REPORT OF ACTION IN CLOSED SESSION

- The Board met with its legal counsel and real property negotiators in closed session pursuant to Government Code Section 54956.8. Direction was provided to finalize a purchase and sale agreement for the acquisition by the District of the One Parkside, Two Parkside, and North River Place improved properties (collectively, the "properties"). The Board voted unanimously to approve a delegation of authority to the District's executive vice chancellor, or his designee, to (1) execute and deliver any and all documents and otherwise do any and all things that he and legal counsel deem necessary or advisable in order to finalize a purchase and sale agreement for the properties, (2) pay deposits, open escrow, and otherwise perform pursuant to the terms of such final purchase and sale agreement, and (3) bring the final purchase and sale agreement to the board for ratification.
- In closed session, the Board unanimously took action to approve the release of probationary employee #28601 from the position of custodian.
- In closed session, the Board unanimously took action to approve the release of probationary employee #29299 from the position of human resources generalist.
- In closed session, the Board unanimously took action to approve the release of probationary employee #28760 from the position of account clerk II.

PRESENTATION – Sustainable and Energy Efficient Buildings

Chair of the Select Committee on Environmental Quality and the Green Economy in the Inland Empire, Asm. Eloise Gomez Reyes commemorated some of the recent awards SBCCD received for sustainable and energy efficient buildings.

REPORTS

- Trustee Longville gave a committee report for CTE.
- Trustee Reyes reported on the HACU Conference and the need to advocate in April for additional funds.
- Trustee Ferracone reported on the Policy Committee. No Foundation Committee report.
- Trustee Harrison reported on the BOT Budget Committee.
- President Williams reported on attending the Carpenters Union tour.
- Chancellor Baron highlighted the good news.
- Mark McConnell provided an update for CHC Academic Senate.
- Kevin Palkki gave an update for CSEA.
- Meridyth McLaren reported updates for CTA.

PUBLIC COMMENTS ON AGENDA ITEMS

Felicia Jones, College Promise

CONSENT AGENDA

Instruction/Student Services

Consideration of Approval of Curriculum – CHC

Consideration of Approval of Donation – SBVC

Consideration to Approve Advisory Committees – CHC

Consideration to Approve Advisory Committees – SBVC

Human Resources

Consideration of Approval of Adjunct and Substitute Academic Employees

Consideration of Approval of Non-Instructional Pay for Academic Employees

Consideration of Approval of District Volunteers

Consideration of Approval of Employee Promotions

Consideration of Approval to Pay Stipends

Consideration of Approval to Appoint District Employees (addendum on page 66 to correct classification and salary for Joanne Hinojosa)

Consideration of Approval of Management Job Descriptions

Consideration of Approval of Management Tuition Reimbursement

Business & Fiscal Services

Consideration of Approval of Professional Services Contracts-Agreements (addendum on page 73 to add the contract for 25th Hour Communications)

Consideration of Approval of Purchase Order Report

Consideration of Approval of Surplus Property and Authorization for Private Sale or Disposal

Consideration of Approval of Vacation Payout

Consideration of Approval to Adopt a Resolution Approving Transfers from the Reserve for Contingencies to Various Expenditure Classifications

Consideration of Approval of District & College Expenses

Consideration of Approval of Individual Memberships

Consideration to Approve Conference Attendance (addendum on page 139 to add the Design-Build conference)

Trustee Singer moved approval of the consent agenda with the changes included in the addendum. Trustee Longville seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard

NOES: None

ABSENT: Blackburn

ABSTENTIONS: None

ITEMS PULLED FROM CONSENT FOR SEPARATE ACTION

Consideration of Approval of Classified Job Description

No action was taken.

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

Trustee Singer moved approval of the list of professional experts, short-term, and substitute employees except for Russ Keenan. Approval to hire Russ Keenan is pending legal consultation and final notification from the Chancellor. Trustee Harrison seconded the motion.

AYES: Williams, Harrison, Singer, Longville, Reyes

NOES: Ferracone, Gerard

ABSENT: Blackburn

ABSTENTIONS: Viricel

Consideration of Approval of Routine Contracts-Agreements and Memorandums

Trustee Longville moved approval of routine contracts-agreement and memorandums with Addendum on page 76 to add the contract for San Manuel Band of Mission Indians. Trustee Singer seconded the motion.

AYES: Williams, Harrison, Ferracone, Singer, Longville, Reyes, Gerard

NOES: None

ABSENT: Blackburn

ABSTENTIONS: Viricel

Consideration of Approval to Appoint Temporary Academic Employees

Trustee Viricel recused herself from the room and vote on item B3, Consideration of Approval to Appoint Temporary Academic Employees as her husband is included on the list for approval. She also recused herself from the vote on item C2, Consideration of Approval of Routine Contracts-Agreements and Memorandums, where she is the Executive Director of the San Bernardino Symphony and the contract for sponsorship is on the agenda for approval.

Trustee Ferracone raised concerns legally about conflict of interest where no relative of a board member shall be hired from the district. Kristina Hannon responded to the board to explain the nepotism policy and conflict of interest policy. The nepotism policy does not prohibit the hiring of a relative because it is a

position of power and the chancellor is the hiring authority. The item in question and intended for discussion was B4, not B3.

Trustee Longville moved to rescind the original motion, table B3 and reconsider the vote for B4. Trustee Harrison seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: Viricel

ACTION AGENDA

Consideration of Approval to Accept BP and AP 2410 for Final Approval

Trustee Ferracone moved to approve BP and AP for final approval. Trustee Longville seconded the motion. Discussion: Trustee Ferracone reported on the new version 2410, which is different than what the Board passed at the last meeting. The revisions came back to the Chancellor from the District Assembly. After lengthy discussion, the BOT Policy Committee recommends we defer to the recommendation of the Chancellor and pass the changes.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: None

Consideration of Approval to Accept BP and AP 7250 for Final Approval Viricel/Harrison

Trustee Harrison moved approval to accept BP and AP 7250 for final approval. Trustee Viricel seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: None

Consideration to Approve Board Standing Committees and Their Charge

Trustee Ferracone moved approval of the board standing committees and their charge. Trustee Singer seconded the motion.

Discussion: Trustee Ferracone reminded the board of the discussion at the Board Retreat that the board committees should have a charge. The BOT Policy Committee reviewed the policy on committees and proposed the charges listed.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: None

Consideration of Approval to Grant Sabbatical Leaves for 2019-2020

Trustee Viricel moved approval to grant sabbatical leaves for 2019-2020. Trustee Singer seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: None

Consideration of Approval to Earmark \$10 million to Support the Implementation of a Promise Program

Trustee Harrison moved approval to earmark \$10 million to support the implementation of a promise program. Trustee Ferracone seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard
NOES: None
ABSENT: Blackburn
ABSTENTIONS: None

Consideration of Approval to Award RFQ/RFP 03-1718-10B for Equipment Purchase Contracts for KVCR TV & Radio

Trustee Longville moved approval to award RFQ/RFP 03-1718-10B for equipment purchase contracts for KVCR TV & Radio. Trustee Singer seconded the motion.

AYES: Williams, Harrison, Singer, Ferracone, Longville, Reyes, Viricel, Gerard

NOES: None

ABSENT: Blackburn

ABSTENTIONS: None

INFORMATION ITEMS

2018 Annual Security Report

Applause Cards

Budget Report

Clery Report

General Fund Cash Flow Analysis

Key Performance Indicator Dashboard Update

Memorandums of Understanding between SBCCD and the California School Employees Association and its SBCCD Chapter 291 (CSEA)

PUBLIC COMMENT ON NON-AGENDA ITEMS

None

ADJOURN

The next meeting of the Board: Business Meeting at 4pm, November 8, 2018

President Williams adjourned the meeting at 6:45pm



Dr. Anne L. Viricel, Clerk
SBCCD Board of Trustees