



## Meeting of the Board of Trustees

October 10, 2019

4:00 p.m. (Closed Session); 5:00 p.m. (Public Meeting)

SBCCD Boardroom

114 S. Del Rosa Dr., San Bernardino, CA 92408

## MINUTES

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### MEMBERS PRESENT

John Longville, President

Dr. Anne L. Viricel, Vice President

Joseph Williams, Clerk

Gloria Macías Harrison, Trustee

Frank Reyes, Trustee

Dr. Donald L. Singer, Trustee

Elijah Gerard, CHC Student Trustee (arrived at 5:00pm)

### ABSENT

Dr. Stephanie Houston, Trustee

Maritza Mariscal-Medina, SBVC Student Trustee

### ADMINISTRATORS PRESENT

Bruce Baron, Chancellor

Jose Torres, Executive Vice Chancellor

Diana Rodriguez, SBVC President

Kevin Horan, CHC President

### 1. CALL TO ORDER – PLEDGE OF ALLEGIANCE

President Longville called the meeting to order at 4:03pm. Trustee Williams led the pledge of allegiance.

### 2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

#### 2.1. Conference with Labor Negotiators

Government Code 54957.6

Agency Representative: Bruce Baron – CSEA, CTA, Management/Supervisors, and Confidential Employees

#### 2.2. Public Employee Discipline/Dismissal/Release/Non Re-Employment

Government Code 54957

(4 cases)

#### 2.3. Conference with Legal Counsel – Anticipated Litigation

Government Code 54956.9(d)(2)

(1 case)

#### 2.4. Conference with Legal Counsel – Existing Litigation

Government Code 54956.9(e)(3) or (d)(1) (Case Name and Number)

#### 2.5. Conference with Real Property Negotiator pursuant to Government Code section 54956.8

##### • Properties:

○ Sand Canyon Road, Yucaipa, 18.75 Acre Parcel

○ Pro-Swap-Meet, San Bernardino, 22.79 Total Acres

- Negotiating Parties: San Bernardino Community College District (Proposed Buyer), Real Property Negotiators Bruce Baron, Chancellor; Jose F. Torres, Executive Vice Chancellor
- 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 Property.

2.6. Public Employee Performance Evaluation  
Government Code 54957(b)(1)  
Title: Chancellor

3. **PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

Becky Marx - Item 2.2  
Peter Ali - Item 2.2  
Cassandra Thomas - Item 2.2

4. **CONVENE CLOSED SESSION**

Closed session convened at 4:25pm.

5. **RECONVENE PUBLIC MEETING**

Public meeting reconvened at 5:05pm.

6. **REPORT OF ACTION IN CLOSED SESSION**

- In closed session, the Board unanimously took action to approve the release of probationary employee #30023 from the position of college police officer.
- In closed session, the Board unanimously took action to approve a settlement agreement with AMG & Associates, Inc. and authorize the executive vice chancellor to execute the settlement agreement. This litigation relates to disputed extra work and claims for schedule delay and lost productivity by the general contractor AMG on the laboratory/administration renovation project located at Crafton Hills College. Copies of the settlement agreement are available at the District Office.
- In closed session, the Board unanimously took action to approve the release of probationary employee #23339 from the position of food service worker, effective October 11, 2019.

7. **PUBLIC COMMENTS ON AGENDA ITEMS**

Richard Hernandez - Item 11.13  
Bill Perez - Item 12.2  
Louie Lopez - Item 12.2

8. **PRESENTATIONS**

- 8.1. The Caltrans Project <https://caltrans.empirenetwork.org>  
Robert Levesque introduced the Caltrans Program followed by the video (produced by KVCR).

**Without objection, the Board unanimously agreed to take item 12.2 out of order.**

12.2 **Community Benefits Agreement - First Reading (p159)**

**Trustee Harrison accepted the amended motion made by Trustee Williams to approve the Community Benefits Agreement for first reading with the caveat of board members emailing suggested changes to the chancellor, review the proposed document on October 24, and final approval at the November 11 board meeting. Trustee Viricel seconded the motion.**

**AYES:** Longville, Viricel, Williams, Harrison, Reyes, Singer, Gerard  
**NOES:** None  
**ABSENT:** Houston, Mariscal  
**ABSTENTIONS:** None

- 8.2. Equal Employment Opportunity Bi-Annual Update (p5)  
Kristina Hannon, executive director human resources provided an update on the improvement of faculty diversification and student success, training for screening committees, and efforts to support campus initiatives on implementing equity-minded frameworks.

**9. REPORTS**

- 9.1. Board Committee Reports (p9)
- Trustee Harrison, Finance Committee – Reviewed use of FCC auction proceeds, PARS Trust, Budget, and Measure CC.
  - Trustee Williams announced SCE will award thirty \$40K scholarships to high school students. Interested parties should visit Edisonscholars.com.
- 9.2. Board Information Requests (p12)  
9.3. Key Performance Indicators (p14)  
9.4. Good News (p17)  
9.5. San Bernardino Valley College Academic Senate  
9.6. San Bernardino Valley College Classified Senate  
9.7. San Bernardino Valley College Associated Students  
9.8. Crafton Hills College Academic Senate – Mark McConnell reported on the funding formula, new faculty, Promise Program funding/counselors, and student stipends for serving on committees.  
9.9. Crafton Hills College Classified Senate  
9.10. Crafton Hills College Associated Students  
9.11. CSEA – Kevin Palkki gave a brief report for CSEA.  
9.12. CTA

**10. APPROVAL OF MINUTES**

- 10.1. September 12, 2019 (p18)

Trustee Viricel moved approval of the September 12, 2019 minutes. Trustee Gerard seconded the motion.

**AYES:** Longville, Viricel, Williams, Harrison, Reyes, Singer, Gerard  
**NOES:** None  
**ABSENT:** Houston, Mariscal  
**ABSTENTIONS:** None

**11. CONSENT AGENDA**

The Consent Agenda is expected to be routine and non-controversial. It will be acted upon by the Board at one time without discussion. Any member of the Board, staff member or citizen may request that an item be removed from this section for discussion.

**Instruction/Student Services**

- 11.1. Advisory Committees – CHC (p26)  
11.2. Curriculum – CHC (p34)  
11.3. Advisory Committees – SBVC (p41) - Amended to correct title and number of years on the committee for Rick Dulock.

Dulock, Rick	Radio Producer, KVCR Program Manager, KVCR FM	17- 20
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- 11.4 Curriculum – SBVC (p63)

**Human Resources**

- 11.5 Adjunct and Substitute Academic Employees (p67)  
11.6 Appointment of Temporary Academic Employees (p69)  
11.7 Non-Instructional Pay for Academic Employees (p71)  
11.8 Payment of Stipends (p80)  
11.9 Appointment of Interim Managers (p82)  
11.10 Management Job Descriptions (p84)  
11.11 District Employees (p102)  
11.12 Employee Promotions (p105)

**Business & Fiscal Services**

- 11.13 Contracts at or Above \$92,600 (p107)  
11.14 Surplus Property and Donation to San Bernardino Valley Concert Association (p111)  
11.15 Vacation Payout (p112)  
11.16 District & College Expenses (p113)  
11.17 Individual Memberships (p117)  
11.18 Travel Requests (p119)  
11.19 Resolution to Grant Excused Absence of Trustee (p121)

**Facilities**

- 11.20 Award RFQP CC03.3640.01 and Contract to Nineteen Six Architects of Santa Barbara CA (p124)  
11.21 Resolution #2019-10-10-FPC01 Authorizing District's Lease of Real Property (p125)

Trustee Harrison moved approval of the consent agenda as amended. Trustee Viricel seconded the motion.

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

NOES: None

ABSENT: Houston, Mariscal

ABSTENTIONS: None

**12. ACTION AGENDA**

- 12.1 Board Orientation Handbook - First Reading (p127) - Amended to strike the language as it does not apply to current members of the Board.

**2.13 Board Member Health Benefits (Reference: BP 2730)**

Members of the Board of Trustees shall be permitted to participate in the District's health benefit programs. The benefits of members of the Board through the District's health benefits programs shall not be greater than the most generous schedule of benefits being received by any category of non-safety employee of the District. Board members are afforded the opportunity to opt out of receiving health benefits from the District and be reimbursed under the same terms and conditions as other employees of the District.

~~Former members of the Board may continue to participate in the District's health benefits programs upon leaving the Board if the following criteria are met: the member must have begun service on the Board after January 1, 1981; the member must have been first elected to the Board before January 1, 1995; and the member must have served at least 12 years. All other former Board members may continue to participate in the District's health benefits programs on a self-pay basis.~~

Trustee Gerard moved approval of the Board Orientation Handbook for first reading as amended with additional corrections. Trustee Harrison seconded the motion.

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

**NOES:** None

**ABSENT:** Houston, Mariscal

**ABSTENTIONS:** None

12.2 Community Benefits Agreement – First Reading (p159) *Item was pulled for separate action and taken earlier on the agenda.*

12.3 Board Policies – First Reading (p195)

Trustee Harrison moved approval of the Board Policies for first reading. Trustee Gerard seconded the motion.

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

**NOES:** None

**ABSENT:** Houston, Mariscal

**ABSTENTIONS:** None

**13. INFORMATION ITEMS**

13.1. Appendix, College and Career Access Pathways (CCAP) – CHC (p200) - *Amended to add Vincent Adame to the list of resignations.*

<b>Adame, Vincent</b> Custodian CHC Custodial	1.7	10/8/2019
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13.2. Applause Cards (p206)

13.3. Budget Report (p211)

13.4. Clery Report (p231)

13.5. Contracts Below \$92,600 (p233)

13.6. General Fund Cash Flow Analysis (p243)

13.7. MOUs between SBCCD and the SBCCDTA (p245)

13.8. Professional Expert, Short-Term, and Substitute Employees (p247)

13.9. Purchase Orders (p252)

13.10. Resignations and Retirements (p259) - Amended to strike the language as it does not apply to current members of the Board.

13.11. Small Scale Construction Contracts, Change Orders, and Amendments (p261)

13.12. Volunteers (p263)

**14. PUBLIC COMMENT ON NON-AGENDA ITEMS**

None.

15.

**ADJOURN**

The next meeting of the Board: Study Session - District Strategic Plan Update (objectives with targets), October 24, 2019 at 12pm. President Longville adjourned the meeting at 6:32 pm.



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Joseph Williams, Clerk  
SBCCD Board of Trustees