



Meeting of the Board of Trustees

June 11, 2020

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

LOCATION: Zoom Conference: <https://cccconfer.zoom.us/j/549366869>

Dial: (669) 900-6833 or (346) 248-7799 - **Meeting ID: 549 366 869**

MINUTES

MEMBERS PRESENT VIA TELECONFERENCE

Dr. Anne L. Viricel, Chair

Dr. Stephanie Houston, Vice Chair

Gloria Macías Harrison, Clerk

John Longville, Trustee

Frank Reyes, Trustee (arrived at 4:10pm)

Joseph Williams, Trustee

Adrian Rios, SBVC Student Trustee (arrived at 4:30pm, departed at 6:41pm)

Alex Ramos, CHC Student Trustee

ABSENT

Dr. Donald L. Singer, Trustee

ADMINISTRATORS PRESENT

Jose Torres, Interim Chancellor

Diana Rodriguez, SBVC President

Dr. Kevin Horan, CHC President

ADMINISTRATORS ABSENT

None

The following text was read and all votes were taken by roll call.

Governor Newsom issued Executive Order N-25-20 on March 12, 2020, and Executive Order N-29-20 on March 17, 2020.

Portions of these orders relax parts of the Brown Act. In part, the orders allow elected officials to "attend" a meeting via teleconference WITHOUT having to admit members of the public into the location from which they are participating (N-25-20) and orders that "such a body need not make available any physical location from which members of the public may observe the meeting and offer public comment" (N-29-20).

Anyone wishing to participate may do so via the Zoom link which is listed above. The meetings are also recorded.

We kindly request all public comments be submitted electronically by emailing snikac@sbccd.edu. Submissions must be received **prior to 2:00pm** on the day of the meeting to allow Board Members time to review prior to the start of the meeting.

- Submissions will be considered a public record under the Public Records Act, and are therefore subject to public disclosure.
- Submissions will be played continuously on the screen from 4:00-5:00pm and will be included in the minutes of the meeting.

In accordance with Board Policy 2350, persons may address the Board of Trustees either on an agenda item or on other matters of interest to the public that are within the subject matter jurisdiction of the Board. Public comments will take place at the time designated at the meeting for public comment. Comments must be limited to five (5) minutes per speaker and twenty (20) minutes per topic if there is more than one speaker. At the conclusion of public comment, the Board may ask staff to review a matter or may ask that a matter be put on a future agenda. As a matter of law, members of the Board may not discuss or take action on matters raised during public comment unless the matters are properly noticed for discussion or action in Open Session. Anyone who requires a disability-related modification or accommodation in order to participate in the public meeting should contact the Chancellor's Office at (909) 388-6902 as far in advance of the Board meeting as possible.

1. CALL TO ORDER – PLEDGE OF ALLEGIANCE

Board Chair Viricel called the meeting to order at 4:00pm. Trustee Houston led the pledge of allegiance.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

2.1. Conference with Labor Negotiators
Government Code 54957.6

Agency Representatives: Jose F. Torres and Kristina Hannon – CSEA, CTA, Management/Supervisors, and Confidential Employees

2.2. Public Employee Discipline/Dismissal/Release/Non Re-Employment
Government Code 54957

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)
(1 case)

2.5. Conference with Real Property Negotiator
Government Code 54956.8

• Property:

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

▪ Negotiating Parties: San Bernardino Community College District (Proposed Buyer),
Real Property Negotiator: Jose Torres

▪ 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.

○ Real property located at 114 & 124 Del Rosa Drive, San Bernardino, CA 92408 (Property)

▪ Negotiating Parties: San Bernardino Community College District (Lessor), and
Constance Schwindt, Atkinson, Andelson, Loya, Rudd & Romo (District Counsel);
and California Preparatory College (CPC) (Potential Lessee)

▪ Purpose: Instructions to negotiators will concern price and terms of payment for the lease of the identified Property.

3. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

None.

4. CONVENE CLOSED SESSION

Closed session convened at 4:03pm.

5. PUBLIC COMMENTS ON AGENDA AND NON-AGENDA ITEMS

Public comments were played continuously on the screen from 4:00-5:00pm (attached).

6. RECONVENE PUBLIC MEETING

Public meeting reconvened at 5:21pm.

7. REPORT OF ACTION IN CLOSED SESSION

- On June 11, 2020, the Board unanimously took action to approve the release of probationary employee #29445 as Secretary II effective June 12, 2020.

Public comments were read and recorded.

8. OATH OF OFFICE

Chair Viricel gave the student trustees the Oath of Office: Alex Ramos Huaman, CHC Student Trustee
Adrian Rios, SBVC Student Trustee

9. REPORTS

9.1. Board Committee Reports

- Trustee Harrison reported on the Board Finance Committee. The committee received an update on the technical building at SBVC. They viewed a timeline, rendition, and other details the Board will see at the July meeting. Received a budget update and will continue to receive updates until the budget is approved in September. Reviewed expenditures of COVID-19 and request for reimbursement.
- Trustee Reyes reported progress for funding for District. Thanks to partners in Sacramento, he was just informed receiving close to \$800,000 to develop an apprenticeship program for SBCCD. Selected to the Inland Empire Labor Council Committee.
- Chair Viricel thanked the IT staff and faculty for their ability to rapidly move us to an online platform.

9.2. Chancellor's Report

- Interim chancellor commended staff for receiving SB-1 program award in receiving \$736,757.40 grant for the regional apprenticeship program. Mr. Torres read the text from the Chancellor's Update.

9.3. Key Performance Indicators

9.4. San Bernardino Valley College Academic Senate – Amy Avelar

- First read on emergency Resolution SU20.01 Infusion of anti-racism/ no hate education. It will be listed on the website and disseminated to all groups.

9.5. San Bernardino Valley College Classified Senate – Ernest Gullen

- Developing an anonymous workshop via Zoom to address stress management and crisis resources, with the assistance of HR. Yash Patel gave an overview of the sustainability plan. Hosting open forums to discuss systemic racism and bias and unfair practices.

9.6. San Bernardino Valley College Associated Students - Taylor DeBenedictis

- Working with Student Life with ongoing Trivia, Yoga, Zumba and wellness events. Planning student engagement conferences.

9.7. Crafton Hills College Academic Senate – Brandi Bailes

- Written report was provided and attached.

9.8. Crafton Hills College Classified Senate – Alex Jaco

- Alex provided a brief update on elections and activities.

9.9. Crafton Hills College Associated Students – Jake Fuller

- Meeting with senators. Student Senate's #1 goal is to update the CHC website. Developing a virtual town hall to discuss racism. Exploring ways to support students affected by COVID-19.

9.10. CSEA – Kevin Palkki

- Acknowledged classified members on the retirement list. Furloughs is a negotiated item. Participating in SBVC's taskforce to be a part of change

9.11. CTA – Meridyth McLaren

- Executive Board meeting discussion on impact on faculty with remote instruction. Developing an E-board statement to address current events.

9.12. San Bernardino Valley College President – Diana Rodriguez

- First ever virtual commencement and scholarship ceremony was well-done. 430 scholarships were awarded. Hosted a campus meeting last week – call to action on equity, inclusion, and racism with over 200 attendees. SBVC will continue work on equity, inclusion, and racism through workshops and events.

9.13. Crafton Hills College President – Kevin Horan

- Welcomed new constituent leaders. CHC is committed to equity and inclusion. Update on foundation.

10. APPROVAL OF MINUTES

- 10.1. April 23, 2020
- 10.2. May 14, 2020

Trustee Williams moved approval to approve the minutes of April 23 and May 14, 2020. Trustee Houston seconded the motion. Trustee Harrison commented the May 14, 2020 minutes regarding change orders. She would like to have an item on a future agenda or study session to discuss change orders and RFPs and how they are communicated. Interim Torres will bring the item to the BFC for discussion next month.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory), Rios (advisory)

NOES: None

ABSENT: Singer

ABSTENSIONS: None

11. CONSENT AGENDA

Instruction/Student Services

- 11.1 Curriculum – CHC
- 11.2 Curriculum – SBVC

Human Resources

- 11.3 Adjunct and Substitute Academic Employees
- 11.4 Temporary Academic Employees
- 11.5 Non-Instructional Pay
- 11.6 Payment of Stipends
- 11.7 Classified Salary Schedule
- 11.8 District Employees
- 11.9 Reclassification of Employees
- 11.10 Early Retirement Incentive
- 11.11 Transfer in Lieu of Layoff
- 11.12 Interim Managers
- 11.13 Employment Contracts for Executive Managers
- 11.14 Employment Contracts for Academic and Classified Managers
- 11.15 Retreat Rights for Management Employee

Business & Fiscal Services

- 11.16 2020-21 Gann Limit
- 11.17 Authorized Signature List for 2020-21
- 11.18 Award RFP 2020-04 and Contract to Sodick Corporation of Yorba Linda CA
- 11.19 Contracts at or Above \$95,200
- 11.20 District & College Expenditures
- 11.21 District Bank Accounts
- 11.22 Resolution #2020-06-11-FS01 Expenditure of Proposition 30 Education Protection Account Funds
- 11.23 Resolutions and Signature Authorizations for State of California
- 11.24 Surplus Property
- 11.25 Vacation Payout

Facilities

- 11.26 Amendment 03 to the Contract with Nineteen-Six Architects
- 11.27 Name the SBVC Media-Communications Building
- 11.28 Reappoint Members to the CBOC
- 11.29 Resolution #2020-06-11-FPC01 Design-Build Delivery Method

Longville moved to approve the consent agenda as presented. Trustee Williams seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12. ACTION AGENDA

12.1 Board Handbook - First Reading

Trustee Houston moved to approve the Board Handbook for first reading. Trustee Longville seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.2 Board Policies - First Reading

Trustee Williams moved to approve board policies for first reading. Trustee Houston seconded the motion.

BP 1100 San Bernardino Community College District
BP 3226 Awards
AP/BP 3715 Intellectual Property
AP/BP 3725 Information & Communications Technology
AP 3750 Use of Copyrighted Material
AP/BP 5040 Student Records, Directory Information, and Privacy
AP/BP 5150 Extended Opportunity Programs and Services
AP/BP 6700 Civic Center and Other Facilities Use
AP/BP 7400 Travel

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.3 Board Policies - Second and Final Reading

Trustee Harrison moved approval of board policies for second and final reading as amended. Trustee Reyes seconded the motion.

BP 2015 Student Trustees
BP 2210 Officers
AP/BP 2305 Annual Organizational Meeting
BP 2310 Regular Meetings of the Board
AP/BP 2320 Special & Emergency Meetings
AP/BP 2435 Evaluation of the Chancellor
BP 2725 Board Member Compensation
AP/BP 2730 Board Member Health Benefits
AP/BP 2735 Board Member Travel
BP 2745 Board Self-Evaluation
AP/BP 3505 Emergency Response Plan
AP/BP 4103 Work Experience
AP/BP 4400 Community Services Programs
AP/BP 6320 Investments
AP/BP 6530 District Vehicles
*AP/BP 7210 Academic Employees (Academic Rank)

Amended to unstrike "at the discretion of the Board of Trustees."

- The privilege to attend closed sessions, other than closed sessions on personnel or collective bargaining matters, ~~at the discretion of the Board of Trustees.~~

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.4 District Technology Strategic Plan - First Reading

Trustee Williams moved approval of the District Technology Strategic Plan for first reading. He would like to see alignment with and when the Strategic Planning process begins. Trustee Houston seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.5 Granting Student Trustees Authorization to Submit Board Agenda Items

Student Trustee Ramos moved approval to grant student trustee authorization to submit board agenda items. Trustee Williams seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.6 Board Self-Evaluation Instrument and Process

Trustee Houston moved approval of the Board self-evaluation instrument and process. Chair Viricel seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.7 Order of Election and Specifications of the Election Order

Trustee Houston moved approval of the Order of Election and Specifications of the Election Order. Trustee Longville seconded the motion.

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.8 Resolution (George Floyd)

Trustee Williams moved adoption as amended. Trustee Harrison seconded the motion.

SAN BERNARDINO COMMUNITY COLLEGE DISTRICT
RESOLUTION IN HONOR OF GEORGE FLOYD
REAFFIRMING OUR COMMITMENT TO
RACIAL EQUITY & JUSTICE

June 11, 2020

WHEREAS, the San Bernardino Community College District mourns the death of George Floyd in Minneapolis, Minnesota, Breonna Taylor in Louisville, Kentucky, Ahmaud Arbery in Brunswick, Georgia, Nathaniel Pickett in Barstow, California and ~~stands in solidarity with countless Americans who have suffered in other unarmed victims, killed at the hands of police brutality, unequal treatment and racism, and law enforcement;~~

~~**WHEREAS**, the needless death of George Floyd occurred in Minneapolis on May 25, 2020, when a Minneapolis police officer arrested Mr. Floyd, handcuffed him lying face down on the road, and knelt on Mr. Floyd's neck for 8 minutes and 46 seconds. Two minutes and 53 seconds of this was after Mr. Floyd was non-responsive, and~~

WHEREAS, the San Bernardino Community College District is saddened and horrified by the actions of members of the Minneapolis Police Department, ~~and other law enforcement entities and officers, for whom individual and structural racism has allowed police brutality, racial profiling, and excessive use of deadly force to victimize people of color and black people specifically for decades; and~~

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~~WHEREAS, the San Bernardino Community College District expresses its heartfelt condolences to George Floyd's family and his loved ones; and~~

~~WHEREAS, the San Bernardino Community College District values the sanctity of life and rejects a culture that dehumanizes people; and~~

~~WHEREAS, the San Bernardino Community College District empathizes with the hurt and rightful anger felt by so many against the unjustified killing of George Floyd, and recently, Breonna Taylor in Louisville, Kentucky and Ahmaud Arbery in Brunswick, Georgia who were not doing anything but normal everyday activities; and~~

~~WHEREAS, the response of frustration is that these tragedies continue to occur and there is no immediate the lack of systemic action taken to address the systematic issues structural racism which have allowed these incidents to continue to take place; and~~

~~WHEREAS, the unified, diverse outpouring of protest by people of all walks of life, black, white and brown, affirming the value of black life which underscores our shared belief that regardless of the color of our skin, injustice is unacceptable; and~~

~~WHEREAS, the San Bernardino Community College District values the sanctity of life and rejects a culture that dehumanizes people; and~~

~~WHEREAS, the mission of the San Bernardino Community College District, Crafton Hills College, San Bernardino Valley College and Empire KVCR is to educate and enrich the lives of students and families; and~~

~~WHEREAS, our students, faculty and staff reflect the diversity of our community; and~~

~~WHEREAS, we provide higher education and career preparation for future police officers and first responders; and,~~

~~WHEREAS, our students, faculty and staff reflect the diversity of our community; and~~

~~WHEREAS, we recognize that racism and oppression have dramatically affected the populations who experienced slavery, genocide, poverty, and forced relocation and continues to contribute to intergenerational and historical trauma in millions of citizens in California and San Bernardino County.~~

~~THEREFORE, BE IT RESOLVED that the San Bernardino Community College District Board of Trustees reaffirms its public responsibility to promote equity, opportunity and empathy, regardless of race; and~~

~~THEREFORE, BE IT FURTHER RESOLVED that the San Bernardino Community | College District Board of Trustees reaffirms its Board Policy 7100, stating, "The District commits to equitable treatment and elimination of discrimination in all its forms at all organizational levels and throughout all programs. The District recognizes the rights of all individuals to mutual respect; acceptance of others without biases based on differences of any kind. The District makes a commitment to individual and organizational efforts to build respect, dignity, fairness, caring, equality, and self-esteem. The District acknowledges and honors the fundamental value of all individuals and pledges to create and maintain an environment that respects diverse traditions, heritages, and experiences;" and~~

~~THEREFORE, BE IT FURTHER RESOLVED that the San Bernardino Community College District will promote and encourage all policies that prioritize the health of people of color, and support local, state, regional, and federal initiatives that advance efforts to dismantle systematic racism and trauma as a result of campus climate such as emotional and psychological harm of overexposure to criminalizing practices on campus that disproportionately impact students of color, and racial bias, racial exclusion, and discrimination in campus practices; and~~

~~BE IT FURTHER RESOLVED that the San Bernardino Community College District will pursue racial equity, implicit bias, workplace bias training among all personnel as a matter of public health urgency; and~~

~~BE IT FURTHER RESOLVED that the San Bernardino Community College District will incorporate educational efforts to address and dismantle racism, and expand understanding of racism and how racism affects individual and population health; and~~

~~BE IT FURTHER RESOLVED that the San Bernardino Community College District will promote community engagement, actively engaging citizens on issues of racism, and providing tools to engage actively and authentically with communities of color; and~~

~~BE IT FURTHER RESOLVED that the San Bernardino Community College District will commit to reviewing all district and campus policies with a racial equity lens, and commit to assigning the staffing and resources required to intentionally study and address operations, policies and procedures that may cause Black and African American students to be disproportionately impacted and fall behind in student success measures as it relates to other ethnic groups; and~~

~~BE IT FURTHER RESOLVED that the San Bernardino Community College District will continue encouraging Board of Trustees encourages everyone to work together towards greater accountability, justice, and a better tomorrow by participating in the 2020 U.S. Census and voting in every local, state and national election; and~~

~~FINALLY, BE IT RESOLVED that the San Bernardino Community College District will advocate for, and secure adequate resources to successfully accomplish the above activities.~~

~~APPROVED, PASSED AND ADOPTED by the Board of Trustees of the San Bernardino Community College District on the 11th day of June 2020, by the following vote:~~

~~AYES:
NOES:
ABSENTIONS:
ABSENT:~~

~~I, Dr. Anne L. Vireo, Chair of the San Bernardino Community College District Board of Trustees, do hereby certify that the foregoing is a full, true, and correct copy of the resolution passed and adopted by said Board at a regularly scheduled and conducted meeting held on said date, which resolution is on file in office of said Board.~~

Chair of the Board of Trustees
San Bernardino Community College District

[SIGNATURES]

AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

12.9 Tentative Budget

Trustee Harrison moved approval of the tentative budget. Chair Viricel seconded the motion.


AYES: Viricel, Houston, Harrison, Longville, Reyes, Williams, Ramos (advisory)
NOES: None
ABSENT: Singer, Rios (advisory)
ABSTENSIONS: None

13. INFORMATION ITEMS

- 13.1. Accreditation Timeline
- 13.2. Analysis of AB 705 Compliance, Implementation, Student Success, and Student Retention by Age
- 13.3. Applause Cards
- 13.4. Board Master Planning Action Calendar
- 13.5. Budget Report
- 13.6. CCFS-320 Apportionment Attendance Report for FY 2020 Period 2
- 13.7. Chancellor Search Timeline
- 13.8. Clery Report
- 13.9. Construction Contracts Change Orders and Amendments Below \$60,000
- 13.10. Contracts Below \$95,200
- 13.11. General Fund Cash Flow Analysis
- 13.12. MOUs between SBCCD and the CTA
- 13.13. New Student Trustee Orientation
- 13.14. Professional Expert, Short-Term, and Substitute Employees
- 13.15. Purchase Orders
- 13.16. Quarterly Financial Status Report
- 13.17. Resignations and Retirements
- 13.18. Volunteers

14. ADJOURN

The next meetings of the Board: Zoom Conference <https://cccconfer.zoom.us/j/549366869>
July 9, 2020 at 4:00pm
Chair Viricel adjourned the meeting in memory of faculty member Frank Madrid at 7:21 pm.



Gloria Macias Harrison, Clerk
SBCCD Board of Trustees