

SAN BERNARDINO COMMUNITY COLLEGE DISTRICT

Meeting Minutes of the Board of Trustees

June 10, 2021

4:00 pm-6:00 pm Pacific Time

MEMBERS PRESENT VIA TELECONFERENCE

Dr. Anne L. Viricel, Chair
Gloria Macías Harrison, Clerk
John Longville, Trustee (arrived late)
Frank Reyes, Trustee
Joseph Williams, Trustee
Lauren Ashlock, CHC Student Trustee
Elena Sanchez Paez, SBVC Student Trustee

ABSENT

Dr. Stephanie Houston, Vice Chair
Dr. Donald L. Singer, Trustee

ADMINISTRATORS PRESENT

Jose Torres, Interim Chancellor
Diana Rodriguez, SBVC President
Dr. Kevin Horan, CHC President

I. CALL TO ORDER – PLEDGE OF ALLEGIANCE

Chair Viricel called the meeting to order at 4:01pm. Trustee Harrison led the pledge of allegiance.

Chair Viricel read: *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 this Board of Trustees meeting is conducted pursuant to California Government Code section 54953, as amended by Governor Gavin Newsom in Executive Order N-35-20 dated March 21, 2020, in that all Trustees are participating by remote video or teleconference and no physical location has been designated for this meeting.*

II. PUBLIC COMMENTS ON AGENDA AND NON-AGENDA ITEMS

There were no public comments.

III. OATH OF OFFICE

Student Trustees Lauren Ashlock of CHC and Elena Sanchez Paez of SBVC recited the Oath of Office and were sworn into office by Chair Viricel.

- A. Lauren Ashlock, CHC Student Trustee
- B. Elena Sanchez Paez, SBVC Student Trustee

IV. APPROVAL OF MINUTES

- A. 2021-05-13
- B. 2021-05-18
- C. 2021-05-27
- D. 2021-06-01

Trustee Harrison moved to approve the minutes of 5/13/21, 5/18/21, 5/27/21, and 6/1/21. Trustee Williams seconded the motion.

AYES: Viricel, Harrison, Reyes, Williams

NOES: None

ABSENT: Houston, Singer, Longville

ABSTENTIONS: Ashlock, Sanchez

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V. CELEBRATIONS/PRESENTATIONS

- A. Applause Cards
- B. Employee Anniversary Recognition
- C. Retirements

The Board recognized employees for Applause Cards, Anniversaries, and Retirements.

VI. ACTION AGENDA

- A. Board Policies 1st Reading

Trustee Williams moved to approve Board Policies for 1st reading, with the exception of AP 7381 Health & Welfare Benefits. Trustee Harrison seconded the motion.

AP/BP 5030 Fees

AP/BP 7210 Academic Employees

AYES: Viricel, Harrison, Reyes, Longville, Williams, Ashlock, Sanchez

NOES: None

ABSENT: Houston, Singer

ABSTENTIONS: None

- B. Board Policies - Second Reading and Final Approval

Trustee Williams moved to approve Board Policies for 2nd reading and to direct the chancellor to enter into collegial consultation process to study the feasibility of having a sustainable standard for all general education courses to include books.

Recommendations should be presented to the board within a reasonable time to allow budgeting in FY 2021-22. Report is to include cost and available funding sources. Trustee Harrison seconded the motion.

AP/BP 2435 Evaluation of the Chancellor

AP/BP 3410 Nondiscrimination

AP/BP 3430 Prohibition of Harassment

AP 3435 Discrimination and Harassment Resolution Procedures

AP/BP 4500 Student News Media

AP/BP 5040 Student Records, Directory Information, and Privacy

AP/BP 5050 Student Success and Support Program

AP/BP 5055 Enrollment Priorities

AP/BP 6620 Naming of Buildings and Other Properties

AP/BP 6930 Vending Machines

AP 7337 Fingerprinting

AP/BP 7340 Leaves

AP/BP 7400 Travel

AP/BP 7600 District Police Department

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez

NOES: None

ABSENT: Houston, Singer

ABSTENTIONS: None

- C. Contract of Employment for Chancellor

Trustee Harrison moved to approve the contract of employment for Chancellor. Trustee Williams seconded the motion. As required by Government Code 54953.2 Chair Viricel orally reported the terms of the Agreement. The proposed agreement is for a term of three years commencing August 1, 2021, with a starting base salary of \$326,000. The benefits are health & welfare, statutory benefits, sick leave, vacation, and holidays. Additional benefits are professional dues and memberships, retirement benefits, attendance at professional conferences, cellular telephone use, and transportation and expenses.

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AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez
NOES: None
ABSENT: Houston, Singer
ABSTENTIONS: None

D. Fiscal Year 2021-22 Tentative Budget

Trustee Harrison moved to approve the 2021-22 tentative budget. Trustee Williams seconded the motion. It was noted the budget will not be finalized until September. The final budget should include textbooks, if feasible as previously discussed in item 6.E. Trustee Harrison seconded the motion.

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez
NOES: None
ABSENT: Houston, Singer
ABSTENTIONS: None

E. Resolution #2021-06-10-FS01 Regarding the Expenditure of Prop 30 Education Protection Account Funds

Trustee Reyes moved to approve Resolution #2021-06-10-FS01 Regarding the Expenditure of Prop 30 Education Protection Account Funds. Trustee Williams seconded the motion.

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez
NOES: None
ABSENT: Houston, Singer
ABSTENTIONS: None

F. Schedule of Regular Board Meeting Dates

Trustee Williams moved to approve the schedule of regular Board meeting dates August 1, 2021-August 31, 2022 with all Strategy Session meeting times tentatively from 4-6pm. Trustee Longville seconded the motion.

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez
NOES: None
ABSENT: Houston, Singer
ABSTENTIONS: None

VII. CONSENT AGENDA

A. Instruction/Student Services

1. Curriculum - CHC
2. Student Senate Endowment Fund Agreement – CHC – pulled for separate action
3. Curriculum – SBVC

B. Human Resources

1. Amendment to Classified Salary Schedule
2. Appointment of District Employees
3. Employee Promotions
4. Employee Transfers
5. Demotion in Lieu of Layoff
6. Employment Contracts for Academic & Classified Managers
7. Employment Contracts for Executive Managers
8. Amendment to Management Salary Schedule
9. Appointment of Interim Managers
10. Adjunct and Substitute Academic Employees
11. Appointment of Temporary Academic Employees
12. Classification Advancement for Academic Employees

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13. Instructional Laboratory Make-Up Hours
14. Non-Instructional Pay
15. Payment of Stipends
16. Revise Titles and Rates of Pay for Short-Term Hourly Employees

C. Business & Fiscal Services Business & Fiscal Services

1. Authorized Signature List for 2021-22
2. Contracts at or Above \$96,700
3. District Bank Accounts
4. FY 2021-22 GANN Limit
5. Interfund Borrowing Transactions
6. Individual Memberships
7. Resolution #2021-06-10-FS02 Approving Transfers from the Reserve for Contingencies to Various Expenditure Classifications
8. Resolutions and Signature Authorizations for State of California
9. Surplus Property and Authorization for Private Sale or Disposal

D. Facilities

1. Amendments 04 and 05 to the Professional Service Agreement with HMC Architects
2. Award RFQ-P CC02-3625.04 and Design-Build Agreement to Erickson-Hall Construction Company
3. Establish Professional Services Pools and Issue Master Services Agreements
4. Master Services Agreements & Task Orders for Bond Construction
5. Reappoint Members to the Citizens Bond Oversight Committee

Trustee Williams moved to approve the consent agenda, with the exception of 7.A.2. Trustee Reyes seconded the motion.

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez

NOES: None

ABSENT: Houston, Singer

ABSTENTIONS: None

ITEM PULLED FOR SEPARATE ACTION

7.A.2 Student Senate Endowment Fund Agreement – CHC

Trustee Williams moved to approve the Student Senate Endowment Fund Agreement. Trustee Viricel seconded the motion. Trustee Williams requested the Foundation audit report be shared with the Board on an annual basis.

AYES: Viricel, Harrison, Longville, Reyes, Williams, Ashlock, Sanchez

NOES: None

ABSENT: Houston, Singer

ABSTENTIONS: None

VIII. REPORTS

A. Board Committee Reports

- Trustee Harrison reported on the BFC. The committee received a Bond update. The report will be shared with the Board in July.
- Trustee Reyes reported for the BLC. The update included Cal Grant Equity Framework. If approved and funded, AB 1456 will expand financial aid to community college adult learners, by removing barriers like age, high school GPA, and time out of high school requirements.

B. Chancellor's Report

- Interim Chancellor Torres gave sincere thanks to the board, staff, and faculty for contributing to the success over the last 18 months.

C. Key Performance Indicators

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- D. San Bernardino Valley College Academic Senate
 - Davena Burns-Peters and Brandi Bailes introduced the Anti-Asian Hate Resolution. Bethany Tasaka and Chloe de los Reyes (AS members representing the proposed Asian Pacific Islander Faculty and Staff Association) read the resolution.
 - E. San Bernardino Valley College Classified Senate
 - John Feist gave a brief report.
 - F. San Bernardino Valley College Associated Students
 - Student Trustee Sanchez gave a brief report.
 - G. Crafton Hills College Academic Senate
 - Written report was provided.
 - H. Crafton Hills College Classified Senate
 - No report.
 - I. Crafton Hills College Associated Students
 - Student Trustee Ashlock gave a brief report.
 - J. CSEA
 - No report.
 - K. CTA
 - No report.
 - L. Police Officers Association
 - No report.
 - M. SBVC College President
 - President Diana Rodriguez gave a brief report.
 - N. CHC College President
 - Dr. Kevin Horan gave a brief report.
- IX. INFORMATION ITEMS
- A. AB 705 Analysis
 - B. Board Master Planning Action Calendar
 - C. Budget Report
 - D. Confidential Handbook and Management Personnel Plan
 - E. Contracts Below \$96,700
 - F. General Fund Cash Flow Analysis
 - G. MOUs between SBCCD and the CSEA
 - H. MOUs between SBCCD and the CTA
 - I. MOUs Between SBCCD and the POA
 - J. New Student Trustee Orientation
 - K. Professional Expert Short-Term and Substitute Employees
 - L. Purchase Orders
 - M. Quarterly Financial Status Report
 - N. Resignations
 - O. Tentative Agreements with CTA
 - P. Volunteers
- X. ANNOUNCEMENT OF CLOSED SESSION ITEMS
- A. Conference with Labor Negotiators
Government Code 54957.6
Agency Representatives: Jose F. Torres and Kristina Hannon – CSEA, CTA, POA, Management/Supervisors, and Confidential Employees
 - B. Public Employee Discipline/Dismissal/Release/Non Re-Employment
Government Code 54957 (1 case)
 - C. Conference with Legal Counsel – Anticipated Litigation
Government Code 54956.9(d)(2) (1 case)

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- D. Conference with Legal Counsel – Existing Litigation
Government Code 54956.9(e)(3) or (d)(1) (1 case)
- E. Public Employee Appointment
Government Code 54957 (b)(1)
Title: Chancellor
- F. Conference with Real Property Negotiator
Government Code 54956.8
Property: Pro-Swap-Meet, San Bernardino, 20.64 Total Acres
Negotiating parties: San Bernardino Community College District (Proposed Buyer),
Real Property Negotiators Jose F. Torres, Interim Chancellor; Diana Z. Rodriguez, SBVC President
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

XI. CONVENE CLOSED SESSION

Chair Viricel convened closed session at 5:53pm.

XII. RECONVENE PUBLIC MEETING

Public meeting was reconvened at 7:31pm.

XIII. 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 Agreements for the acquisition by the District of the property described as:
 - Pro-Swap-Meet, San Bernardino, 20.64 Total Acres in the State of California.
- The Board of Trustees voted: 5 voting for and 2 absent, to approve a delegation of authority to the District's Interim Chancellor, or his designee, to:
 1. Execute and deliver any and all documents and otherwise do any and all things which he and legal counsel deem necessary or advisable in order to finalize a Purchase and Sale Agreements for the Properties,
 2. Pay deposits, open escrow, and otherwise perform pursuant to the terms of such final Purchase and Sale Agreements, and
 3. Bring the final Purchase and Sale Agreements to the Board for ratification.
 4. Purchase the land with the intent to develop it.

XIV. ADJOURN

The next meeting of the Board: Board Retreat

June 29-30, 2021 at 9am

SBCCD Boardroom, 550 E. Hospitality Ln., Suite 200 San Bernardino, CA 92408

Chair Viricel adjourned the meeting at 7:34pm.

The Board of Trustees approved the June 10, 2021, minutes on July 8, 2021.



Gloria Macias Harrison, Clerk
SBCCD Board of Trustees



Stacey Nikac, Administrative Officer
SBCCD Office of the Chancellor