

SAN BERNARDINO COMMUNITY COLLEGE DISTRICT
San Bernardino Valley College
701 S. Mt. Vernon Avenue, San Bernardino, CA 92410

Minutes of the Regular Meeting of the Board of Trustees
Thursday, April 8, 2010 - 4:00 p.m. – Library Viewing Room

1. CALL TO ORDER - PLEDGE OF ALLEGIANCE

Mr. Ramos called the meeting to order at 4:13 p.m.

Members Present:

James C. Ramos, President
Carleton W. Lockwood, Jr., Vice President
Dr. Donald L. Singer, Clerk
John M. Futch
John Longville
Dr. Charles S. Terrell, Jr.
Jess C. Vizcaino, Jr.
Jason P. Buckner, Student Trustee, SBVC
Kaylee Hrisoulas, Student Trustee, CHC

Members Absent:

None.

Administrators Present:

Bruce Baron, Acting Chancellor
Dr. Debra Daniels, SBVC President
Gloria M. Harrison, CHC President
Larry Cicalone, President, KVCR-TV-FM
Renee Brunelle, Vice Chancellor Human Resources

Administrators Absent:

None.

Pledge of Allegiance

Dr. Singer led the Pledge of Allegiance.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. CONFERENCE WITH LABOR NEGOTIATORS

Government Code 54957.6
Agency Negotiator: Renee Brunelle
CTA
CSEA
Management/Supervisors
Confidentials

B. PUBLIC EMPLOYEE APPOINTMENT – ACTING CHANCELLOR
(Government Code Section 54957)

C. CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION
Government Code 54956.9(b)
Number of Potential Cases: 1

D. CONFERENCE WITH LEGAL COUNSEL
EXISTING LITIGATION
Government Code 54956.9(a)
Case #418108

3. PUBLIC COMMENT ON AGENDA ITEMS

None.

4. CONVENE CLOSED SESSION

The Board convened to closed session at 4:15.

5. RECONVENE PUBLIC MEETING

Mr. Ramos reconvened the public meeting at 5:55 p.m.

6. REPORT OF ACTION IN CLOSED SESSION

Dr. Terrell moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve a salary increase to a total of \$225,000 inclusive of management expense and cell phone stipends for Acting Chancellor Bruce Baron, effective December 22, 2010:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

Dr. Terrell said the Board is delighted to have Bruce Baron continue as Acting Chancellor.

Mr. Longville noted that Mr. Baron is currently performing two jobs for this salary, and the cost of both jobs would be double what we are talking about. He wanted to note that because a six-figure income is a lot of money.

7. APPROVAL OF MINUTES

Mr. Lockwood moved, Mr. Longville seconded, and the Board members voted as follows to approve the minutes of March 11, 2010:

AYES: Lockwood, Longville, Ramos, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Futch, Singer, Terrell

ABSENT: None

8. PUBLIC COMMENT

Dr. Art Peterson (SBVC aeronautics instructor), Erich Lewis (Kelly Space and Technology), Dean Hall (Certified Aviation Services), Larry Rice (aeronautics advisory committee member), and Ed Worley (SBVC instructor) expressed their concern about losing the minimum required faculty positions in the aviation program. They urged the Board to consider keeping the minimum staff to retain FAA certification.

Marina Serna, CHC student, said students were going barefoot because they were participating in "one day without shoes" to experience what it is like to go without shoes. Information on donating or buying shoes can be found on www.tomsshoes.com.

Phillip Lawton (SBVC refrigeration instructor) and David Lindeman (part-time faculty) urged the Board not to cut the refrigeration program or any of the instructors.

James Carscadden urged the Board to retain the welding department.

Mr. Longville explained to the audience that the Trustees do not respond to public comments because of the open meeting laws in California. The Board cannot take action on public comments. He added the Board does appreciate hearing the comments.

Mr. Ramos stated the Board hears the issues and concerns expressed by those who address the Board and added there are district processes to follow for further communication. It is the Board's job to listen to the community, and he thanked the speakers for coming and sharing. The Board needs input from students, instructors and the community.

Armando Camarena, SBVC custodian, thanked the Board for coming to the campus and asked them to consider future meetings on the campuses.

9. PUBLIC HEARING AND PRESENTATIONS

Presentation of SBVC Master Plan and Program Environmental Impact Report

A Master Plan for SBVC has been prepared which shows the location of existing and planned new facilities necessary to support the educational mission of the college. It contains guidelines for architecture, landscaping and lighting. Campus constituencies provided input into the master planning process.

The California Environmental Quality Act requires that a review of a plan or project be conducted to determine whether the project may have a significant impact on the environment. Since the SBVC Master Plan may result in potential significant effects, a Program Environmental Impact Report (PEIR) was prepared.

Trustee Longville appreciated the information presented and the inclusion of the Native American human remains issue into the document.

Conduct Public Hearing on Program Environmental Impact Report

Mr. Ramos opened the public hearing on the Program Environmental Impact Report. Hearing no comments, he subsequently closed the public hearing.

Adopt Program Environmental Impact Report Resolution

Mr. Futch moved, Mr. Lockwood seconded, and the Board members voted as follows to adopt a resolution which approves and certifies that the SBVC Master Plan Final Program Environmental Impact Report (PEIR) has been prepared pursuant to the California Environmental Quality Act (CEQA):

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

Approve SBVC Master Plan

Mr. Futch moved, Mr. Vizcaino seconded, and the Board members voted as follows to approve the SBVC Master Plan:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

District's "Healthy Weight Loss Challenge"

Claudia Ross from Keenan and Associates announced the winners of the "healthy weight loss challenge". SBCCD collectively lost 521 pounds. Monetary prizes were split 50-50 between the winners' and their chosen charities.

10. REPORTS

A. Board Members

- Mr. Futch reported he accompanied Dr. Singer to the ACCT National Legislative Summit in Washington DC. The Trustees had the opportunity to meet with legislative staff on issues relating to community colleges. Mr. Futch thanked Dr. Singer, Bruce Baron, Gloria Harrison and Deb Daniels for their support at the *Time for Change* luncheon. Mr. Futch attended John Husing's economic report and forecast in the Inland Empire.
- Dr. Singer reported he was in Washington DC to advocate and lobby for a number of programs that President Obama wanted to give to community colleges. He thanked Trustee Futch for the invitation to participate at the *Time for Change* luncheon.
- Mr. Longville attended a meeting of the CCLC legislative committee in Sacramento where he got to hear about problems experienced in other districts. He found it to be a useful exercise in discussing what recommendations were made and how they likely might be received and what the impact would be.
- Dr. Terrell also attended Dr. Husing's economic forecast.

B. Student Trustees

- Kaylee Hrisoulas said she likes the idea of the Board meetings being held on the campuses and would like to see the practice continue next year. She traveled with College of the Desert students to Sacramento to attend the *March in March*. About 13,000 students demonstrated in support of education at the state capitol. Money raised from selling *Crafton Goes Green* shirts assisted with the purchase of 25 recycling bins. She thanked Acting Chancellor Baron for providing some district money to assist with the purchase.
- Jason Buckner thanked the Trustees for coming to the SBVC campus. He said he appreciated our legislators who worked to increase PELL grants. Another \$2 billion was set aside for community colleges and research. This money will be available competitively. He has been working to do some research for the Master Plan for Higher Education at the state level. Jason congratulated Damaris Castillo-Torres because she was named the "promising leader of tomorrow and emerging young woman of the year" by Assemblywoman Carter.

C. Chancellor

- Mr. Baron thanked the Board for their continuing confidence in his leadership. He said he was honored to serve this District.
- The Acting Chancellor congratulated the winners of the healthy weight loss challenge.
- The District hosted the Hispanic Association of Colleges and Universities (HACU) Breakfast Meeting on March 29. Dr. Antonio Flores, President and CEO of HACU, informed the attendees about the new funding opportunities that are available for Hispanic Serving Institutions. The District will be working hard to see how many resources it can bring into the District. Since state funding is shrinking, it is important we look at other opportunities to bring in funding.

11. CONSENT AGENDA

The following changes were made in the Consent Agenda:

Item 11.C.1. Consideration of Approval of Routine Contracts and Agreements (pulled for discussion by Trustee Vizcaino)

Item 11.C.3. Consideration of Approval of Conference Attendance (pulled for discussion by Student Trustee Buckner)

Mr. Longville moved, Mr. Futch seconded, and the Board members voted as follows to approve the Consent Agenda:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

12. ACTION AGENDA

Approve Routine Contracts and Agreements

Mr. Vizcaino pulled this item because he thought it had become anything but routine, and said we are spending lots of money at a time when we are trying to save some money. He said it seemed routine enough, but as he looked through the items, it all just seemed a bit much.

Dr. Terrell reminded the Board that we set a cap of \$50,000 under which the Chancellor could approve expenses and beyond that it needed to come to the Board for approval. He added that he feels comfortable with where we are now.

Mr. Baron assured the Board that all items are scrutinized. They are reviewed at the college level and at the district level thoroughly, and we do follow all of the current Board policies and procedures. Many of these items are funded by categorical programs and some that seem like “fun” events are actually part of a

grant for students who would not otherwise have the opportunity to participate in these types of learning experiences. We need to be flexible to pay for and make these events happen. Mr. Baron said he would be glad to share the procedures with the Board.

Dr. Singer moved, Mr. Lockwood seconded, and the Board members voted as follows to approve Routine Contracts and Agreements:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

Approve Conference Attendance

Student Trustee Jason Buckner pulled this item because he thought a student conference was incorrectly submitted to the Board. After some discussion, Dr. Daniels said the paperwork for the student conference Mr. Buckner was referring to needed to be submitted properly so it can be added to the May 13 agenda for ratification.

Mr. Lockwood moved, Mr. Futch seconded, and the Board members voted as follows to approve Conference Attendance requests:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

Approve for First Reading Board Policy 7230 Classified Employees, Non-Management

The Board accepted Board Policy 7230 Classified Employees, Non-Management for First Reading.

Adopt Board Policies 2060 Student Trustees, and 2230 Compensation for Board Members

Mr. Longville moved, Mr. Lockwood seconded, and the Board members voted as follows to adopt Board Policies 2060 Student Trustees and 2230 Compensation for Board Members:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Buckner (advisory), Hrisoulas (advisory)

NOES: None

ABSTENTIONS: None

ABSENT: None

Approve Student Trustees' Privileges

Mr. Longville moved, Mr. Futch seconded, and the Board members voted as follows to approve the following privileges for the Student Trustees:

1. The privilege to receive compensation for meeting attendance at a level of \$100 per month.
2. The privilege to make and second motions.
3. The privilege to serve a term commencing on May 15.

Mr. Longville said he appreciated that there may be some Trustees who feel they may want to maintain their historical roles and posture, but there is no danger or problem by expanding the ability to move and second motions by student trustees. Student trustees' votes will remain advisory. He stated he sees this as a way that the students can insist we consider something.

Dr. Terrell disagreed because he didn't think it is right to move and second motions when you are not part of the elected body. He said we have been very open with our student trustees, and it is important to maintain the protocol of being an elected trustee and one of those is to create a vote.

Mr. Longville asked the Trustees to believe this is a useful learning experience and urged his colleagues to support his decision.

The Education Code allows student trustees to make and second motions but can only vote in an advisory capacity. Mr. Ramos asked if a motion made by a student trustee was legally binding if voted on by elected trustees. Mr. Baron said the Education Code states that any decision or action taken upon the motion or second of a motion of a student member is legal and enforceable against the district.

Mr. Bucker said part of the learning process as a student trustee is working with the elected Board members. The Education Code gives student trustees the privilege to make and second motions with Board approval, and this privilege is reviewed each year.

AYES: Futch, Lockwood, Longville, Ramos, Singer
Buckner (advisory), Hrisoulas (advisory)
NOES: Terrell, Vizcaino
ABSTENTIONS: None
ABSENT: None

Approve Revised District Fee Schedule 2010-2011

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a revised District Fee Schedule for 2010-2011:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)

ABSENT: None

Adopt Resolution – Associated Student Government on Infrastructure and Effectiveness, 2009-2010 – SBVC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to adopt the Associated Student Government Resolution for SBVC on Infrastructure and Effectiveness, 2009-2010:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

Approve Perkins IV Tech Prep Demonstration Grant - SBVC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve the SBVC Perkins IV Tech Prep Demonstration Grant application process:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

Award Bid and Approval Contract – Audio Visual Systems Project – CHC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to award bid and approve contract with AVDB Group CA Inc., for the Audio Visual Systems Project, CHC, in the amount of \$518,980.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

Award Invitation for Bids 2010-06 – KVCR TV/FM Generator Set

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to award Invitation for Bids 2010-06 to Johnson Power Systems, for the KVCR TV/FM Generator Set, in the amount of \$80,409.30:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

Approve Amendment 006 to the Winzler & Kelly Contract – SBVC & CHC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve amendment 006 to the Winzler & Kelly Consulting Engineers contract for SBVC and CHC, in the amount of \$53,800.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Engineering Services - CHC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for engineering services at CHC with P2S Engineering, Inc., in the amount of \$285,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Engineering Services - SBCCD

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for engineering services at SBCCD with P2S Engineering, Inc., in the amount of \$20,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Architectural Services - SBVC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for architectural services with DLR Group WWCOT, in the amount of \$1,240,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Architectural Services - SBVC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for architectural services at SBVC with HMC Architects, in the amount of \$120,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Architectural Services - CHC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for architectural services at CHC with PMSM Architects in the amount of \$217,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Architectural Services - SBVC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for architectural services at SBVC from LPA, Inc., in the amount of \$98,964.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Proposal for Architectural Services - CHC

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a proposal for architectural services from Steinberg Architects, in the amount of \$47,440.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)
NOES: None
ABSTENTIONS: Buckner (advisory)
ABSENT: None

Approve Bond Measure P Construction Change Orders and Contract Amendments

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve the following change orders and contract amendments for the Bond Measure P Capital Improvement Program construction contracts at CHC and SBVC:

CHC – Learning Resource Center

Mid-State Precast, CO-01, in the amount of \$15,569.00

CHC – Community Recreation Facility

Bell Roof Company, Inc., CO-02, in the amount of \$1,462.00
J. M. Farnan Company, Inc., CO-03, in the amount of \$15,291.00
J. M. Farnan Company, Inc., CA-02, in the amount of \$13,021.00
Champion Electric, Inc., CO-01, in the amount of \$21,950.00
Condor, Inc., CO-02, in the amount of \$48,663.00
RVH Constructors, CO-02, in the amount of \$5,954.00

CHC – Infrastructure 2/3/4

Couts Heating & Cooling, Inc., CO-02, in the amount of \$26,858.00
Sierra Landscape Company, CO-02, in the amount of \$11,869.00

SBVC – Media/Communications

Mountain Movers, CO-01, in the amount of (\$8,142.00)
Sierra Lathing, CO-05, in the amount of \$3,705.00
Alonso Painting, CO-01, in the amount of \$493.00
Daniel's Electric, CO-09, in the amount of \$10,248.00

SBVC – North Hall

Devries Construction, CO-03, in the amount of \$1,252.00
Blazing Industrial Steel, CO-01, in the amount of \$7,971.00
Montgomery Hardware, CO-01, in the amount of \$760.00
Queen City Glass, CO-02, in the amount of (\$708.00)
Caston Plastering, CO-03, in the amount of \$1,196.00

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

Approve Constitutional Advance

Dr. Singer moved, Mr. Longville seconded, and the Board members voted as follows to approve a constitutional advance from the County of San Bernardino, in the amount of \$5,000,000.00:

AYES: Futch, Lockwood, Longville, Ramos, Singer, Terrell, Vizcaino
Hrisoulas (advisory)

NOES: None

ABSTENTIONS: Buckner (advisory)

ABSENT: None

13. INFORMATION ITEMS

- A. Summary of Bond Measure P Capital Improvement Program Change Orders and Amendments for Construction Projects
- B. Budget Report
- C. Purchase Order Report
- D. Quarterly Financial Status Report
- E. Administrative Procedures
- F. Applause Cards

14. STAFF REPORTS

- A. SBVC President
 - A written report was submitted to the Board. Dr. Daniels explained the collegial consultation process to review the position vacancies which were a result of the SERP.
- B. SBVC Academic Senate
 - Dr. Stankas said he appreciated the Board coming to the SBVC campus. He reported faculty is working very hard on collegial processes. He told the Board in the past that we can't afford to lose any full-time faculty and with the two SERPS we have lost lots of collective knowledge. We are now forced to make very challenging recommendations through the collegial consultation processes. Every member of the collegial consultation committee agonized over every decision. He asked the Board to please hear him when he tells them the faculty is working hard to fulfill the direction of the Board.
 - Mr. Futch expressed his concern about the vocational programs. He said we still need to do a lot of things with very little resources, and he wants to be sure we have something the community can use. Dr. Stankas responded the college has no full-time faculty in geology or anthropology, and he understands the pain that everyone is feeling but it is happening all over the campus—not just in the vocational

education area. The faculty takes the college's mission very seriously. Dr. Singer added that the state and legislature has been telling us as public entities that we must review our budget. There is a consultation committee looking at this, and we are being forced to do something none of us want to do.

C. SBVC Classified Senate

- Absent.

D. SBVC ASB

- Damaris Castillo-Torres reported students are excited about getting a new advisor. Students have been promoting the Campus Center referendum. The end-of-the-year dinner will be held in the next two weeks.

E. CHC President

- A written report was submitted to the Board. President Harrison said the SERP resulted in 11 vacancies. CHC is also going through a collegial consultation process to look at those positions and provide the services with some very creative thinking.

F. CHC Academic Senate

- Absent.

G. CHC Classified Senate

- Absent.

H. CHC ASB

- A joint meeting of the student senates will be held April 9. Students will be planting trees in Lake Arrowhead and are looking forward to the CHC foundation gala.

I. KVCR

- A written report was submitted to the Board.

J. CTA

- Absent.

K. CSEA

- Sarah Miller thanked the members of the Board for including classified staff in the SERP. Classified retirees total more than 600 years of service. She said this is a unique opportunity to reinvent ourselves and accept change and challenges. Negotiations of the current contract are ongoing. The current agreement ends June 30, 2010, and the teams are working hard on a successor agreement.

15. ADJOURN

Mr. Ramos adjourned the meeting at 8:35 p.m.

Donald L. Singer, Clerk
San Bernardino Community College District
Board of Trustees