

SAN BERNARDINO COMMUNITY COLLEGE DISTRICT
114 South Del Rosa Drive, San Bernardino, CA 92408

Minutes of the Regular Meeting of the Board of Trustees
Thursday, April 21, 2011 - 4:00 p.m. – Assembly Room

1. CALL TO ORDER - PLEDGE OF ALLEGIANCE

Mr. Lockwood called the meeting to order at 4:00 p.m.

Members Present:

Carleton W. Lockwood, Jr., President
Dr. Donald L. Singer, Vice President
John Futch, Clerk
Donna Ferracone
John Longville
Jess C. Vizcaino, Jr.
Robert Alexander, Student Trustee, SBVC
Daniel Shedd, Student Trustee, CHC

Members Absent:

James C. Ramos

Administrators Present:

Bruce Baron, Chancellor
Dr. Debra Daniels, SBVC President
Gloria M. Harrison, CHC President
Larry Cicalone, President, KVCR-TV-FM
Charlie Ng, Interim Vice Chancellor Fiscal Services
Dr. Jack Miyamoto, Consultant, Human Resources

Administrators Absent:

Renee Brunelle, Vice Chancellor Human Resources

Pledge of Allegiance

Mr. Longville led the Pledge of Allegiance.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

- A. CONFERENCE WITH LABOR NEGOTIATORS
Government Code 54957.6
Agency Negotiators: Jack Miyamoto and Bruce Baron
CTA
CSEA
Management/Supervisors
Confidential Employee
- B. STUDENT DISCIPLINE HEARING
Pursuant to Education Code Section 72122
- C. PUBLIC EMPLOYEE APPOINTMENT
Government Code 54957
Title: Chancellor

3. PUBLIC COMMENT ON AGENDA ITEMS

None.

4. CONVENE CLOSED SESSION

The Board convened to closed session at 4:03 p.m.

5. RECONVENE PUBLIC MEETING

Mr. Lockwood reconvened the public meeting at 5:00 p.m.

6. REPORT OF ACTION IN CLOSED SESSION

Mr. Futch moved, Ms. Ferracone seconded, and the Board members voted as follows to uphold the recommendation to permanently expel Jose M. Calvin, Student ID#0692849, for violation of Board Policy 5500, Standards of Conduct and Disciplinary Procedures:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino

NOES: None

ABSENT: Ramos

ABSTENTION: None

7. APPROVAL OF MINUTES

Mr. Alexander moved, Mr. Futch seconded and the Board members voted as follows to approve the minutes of March 17, 2011:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Mr. Futch moved, Mr. Shedd seconded and the Board members voted as follows to approve the minutes of April 4, 2011:

AYES: Ferracone, Futch, Lockwood, Longville, Ramos, Singer

NOES: None

ABSENT: Ramos

ABSTENTION: Vizcaino, Alexander (advisory), Shedd (advisory)

8. PUBLIC COMMENT

None.

9. PUBLIC EMPLOYEE APPOINTMENT

Mr. Longville moved, Dr. Singer seconded, and the Board Members voted as follows to appoint Bruce Baron to the position of Chancellor:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: Alexander (advisory)

Mr. Lockwood read the following statement into the record:

This Board of Trustees is pleased to announce that Bruce Baron has been hired as the next Chancellor of the San Bernardino Community College District. We are fortunate to have such a seasoned educational manager who will bring the steady leadership that is so essential to this district, as we face the serious financial challenges initiated by state budget cutbacks. Chancellor Baron's vision of this community college district, as he shared in enthusiastic detail during the open forum, is shared by this board, and we look forward to supporting him with this vision. As Acting and Interim Chancellor, he has demonstrated his advocacy for students. His passion to improving student success makes him the kind of leader we need during these challenging economic times. The connections he has made with community and educational leaders will give him a head start in sustaining and developing partnerships with local business and industry. Please join me in welcoming the new Chancellor of the San Bernardino Community College District, Bruce Baron.

Mr. Longville said everyone he talked to had nothing but great things to say about Bruce.

Dr. Singer added that this district is in wonderful hands.

Mr. Baron said he is honored by the appointment to the chancellor job and thanked the board for the confidence they have shown in him. He said he looks forward to continuing to work shoulder to shoulder with everyone to move the district forward. He said we can be the greatest district in the state. We have challenges, but every challenge presents an opportunity to increase student success. Challenges present opportunities for collaborations and for new resource development, for new and creative programs for students and the opportunity to be successful through technology in a respectful and caring environment. These opportunities are what will take us to the next level and that will open the door for greatness. He said he looks forward to moving the district to the next level.

Mr. Lockwood thanked the members of the search committee for their hard work and dedication and Jeremiah McFarland for his professionalism. Thanks also went to Dr. Jack Miyamoto for his expertise during the process.

10. INSTITUTIONAL PRESENTATIONS

A. *"March In March"*

A PowerPoint was shared with the Board about the bus trip students took last month to march on the state capitol in support of education. Our students joined approximately 18,000 other students in the *"March in March"* to the State Capitol Building. Students also had the opportunity to take their concerns directly to several legislators. Students thanked Trustee Longville, Professor Ed Millican and classified staff members Rose Garcia and Mary Valdemar for their help and support.

B. *"Lobbying in Washington DC"*

The ASG (Associated Student Government) shared their experiences on their recent trip to Washington DC. Students had the opportunity to lobby for many importance issues, including PELL grants and immigration issues.

C. Textbook Rental Program

Gloriann Chavez, manager of the SBVC and CHC bookstores, provided an update on the Chegg Textbook Rental Program.

11. REPORTS

A. Board Members

- Trustee Ferracone attended the opera and dance program at CHC and the Caesar Chavez dinner at SBVC. She also attended the annual Golden Apple Awards. She publicly congratulated the fire

academy students whose graduation is being held at the same time as the board meeting.

- Donna requested a report from the chancellor indicating the percentage of budget cuts from the district and KVCR budgets to see if we are, in fact, keeping the cuts away from the classroom as the board said it was going to do. She also requested an action item be placed on the agenda two meetings from now to discuss a reduction in the Board budget.
- Dr. Singer participated in *Hands Across California* at Chaffey College. He attended the educational summit at Wilmer Amina Carter High School where he had the privilege of hearing Chancellor Baron speak on the importance of community colleges in California. He also attended the Golden Apple Awards dinner.
- Mr. Futch heard Senator Baca speak on higher education issues at SBVC. He also attended the Call to Action meeting scheduled by the chancellor to discuss taking action to strengthen the academic achievement of our children. He said we need to be sure to follow up with the concerns expressed by this working group.
- Mr. Longville said he appreciated the extraordinary work our employees do and was glad to see they were recognized for that at the Golden Apple Awards dinner. He thanked the staff for continuing their quest to assure that as many jobs as possible on our construction sites go to people who live in our community. He was pleased to see that veterans will be included in this plan.

B. Student Trustees

- Mr. Shedd attended the CHC gala. He was pleased to see the numbers of participants in *Hands Across California*. Students are preparing for their annual elections.
- Mr. Alexander said he appreciated all the administrative assistance with the recent smoking survey, the lights and safety issues at CHC, the credit card for student travel and the accommodation for students on the chancellor's search committee. Fernando Poveda was recognized for his commitment and dedication to students. Also acknowledged were several students for their hard work advocating for students

C. Chancellor

- Mr. Baron thanked the Board for the opportunity to serve as the district's chancellor.
- He reported EduStream won an award for excellence and leadership in the field of technology. The district also received a grant award for the recently acquired Alternative Text Production Center which produces materials in Braille for the visually impaired. These services can also be provided to other agencies which could generate income for the district. He thanked Dr. Kuck for taking the initiative on this project.
- Chancellor Baron was invited to participate in an Education Summit sponsored by California Speaker of the House John Perez and Assemblywoman Wilmer Amina Carter about extending the

temporary taxes and what an “all-cuts” budget would mean to the California educational system. He stressed that we need to let our legislators know that education is an investment that will pay dividends through the increased ability for employment and taxes being paid to the government. Otherwise, we will destroy access to public higher education and the costs to the government in terms of demands on the social welfare system will increase.

- Mr. Baron said he was moved by the numbers of people who showed up for the “Call for Action”. There is a real disparity between the achievement of our African-American students and our other student ethnic group, and we need to find ways to try to help our students become more successful. He said there will be follow up on this meeting.

12. BOARD COMMITTEE ASSIGNMENTS

Approve Board Member Committee Assignment

Mr. Futch moved, Dr. Singer seconded, and the Board members voted as follows to elect Trustee Ferracone to replace Trustee Longville on the San Bernardino Regional Emergency Training Center Joint Powers Authority:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Three Board Members to Serve on an Ad Hoc Committee

Mr. Futch moved, Ms. Ferracone seconded, and the Board members voted as follows to elect Trustees Longville, Singer, and Lockwood to serve on an Ad Hoc Committee to review the latest census results:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

13. CONSENT AGENDA

The following items were pulled from the Consent Agenda for discussion:

Item 13.B.11. Consideration of Approval of 2011-2012 Sabbatical Leaves for Academic Employees

Item 13.C.8. Consideration of Approval of Student Trustees’ Privileges

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

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve 2011-2012 Sabbatical Leaves

Dr. Singer moved, Mrs. Ferracone seconded, and the Board members voted as follows to approve sabbatical leaves for the 2011-2012 fiscal year:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Dr. Singer said he hopes that at the conclusion of these sabbaticals that both a written and oral report be given to the Board. Trustee Ferracone concurred with his request.

Approve Student Trustees' Privileges

Mr. Alexander moved, Mr. Shedd seconded, and the Board members voted 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.

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

14. ACTION AGENDA

Accept Board Policy 3720 Computer and Network Use for First Reading

The Board accepted Board Policy 3720 Computer and Network Use for First Reading:

Approve Economic Development and Corporate Training Division Strategic Plan

Dr. Singer moved, Mr. Shedd seconded, and the Board members voted as follows to approve the Economic Development and Corporate Training (EDCT) division Strategic Plan:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)
NOES: None
ABSENT: Ramos
ABSTENTION: None

Approve BEC, Inc. Claim Settlement

Mr. Shedd moved, Mr. Futch seconded, and the Board members voted as follows to approve a claim resolution from BEC, Inc. and authorize payment of the disputed claim for the North Hall Replacement project, SBVC, in the amount of \$264,000.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)
NOES: None
ABSENT: Ramos
ABSTENTION: None

Approve Constitutional Advance

Ms. Ferracone moved, Mr. Shedd seconded, and the Board members voted as follows to approve a Constitutional Advance from the County of San Bernardino, in the amount of \$10,000.000.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)
NOES: None
ABSENT: Ramos
ABSTENTION: None

Approve Interfund Borrowing and Adopt Resolution

Ms. Ferracone moved, Mr. Shedd seconded, and the Board members voted as follows to approve interfund borrowing between all funds to meet cash flow needs in the fiscal year 2011-2012 and adopt a resolution to authorize temporary borrowing between funds:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)
NOES: None
ABSENT: Ramos
ABSTENTION: None

Award RFP and Approve Contract for Relocation Services for the Chemistry/Science Building - SBVC

Ms. Ferracone moved, Mr. Futch seconded, and the Board members voted as follows to award RFP and approve contract with Graebel Companies, Inc. for Relocation Services for the Chemistry/Science Building project, SBVC, in the amount of \$23,974.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Award Bid and Approve Contract for North Hall Demolition Project - SBVC

Ms. Ferracone moved, Mr. Futch seconded, and the Board members voted as follows to award bid and approve contract with American Wrecking, Inc. for the North Hall Demolition project, SBVC, in the amount of \$354,770.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Award Bid and Approve Contract for Data Relocation Project - CHC

Ms. Ferracone moved, Mr. Futch seconded, and the Board members voted as follows to award bid and approve contract with Shanks Electric for Bid Category No. 1, Data Relocation project, CHC, in the amount of \$527,700.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Bond Measure P Construction Change Orders and Contract Amendments

Mr. Futch moved, Dr. Singer seconded, and the Board members voted as follows to approve Bond Measure P Construction Change Orders and Contract Amendments”

Learning Resource Center - CHC

Caston Plastering, CO-05, in the amount of \$5,377.00

RVH Constructors, Inc., CO-03, in the amount of \$1,628.00

Western Bay Sheet Metal, CO-05, in the amount of \$20,289.00

Community Recreation Facility - CHC

American West, CO-02, in the amount of (-\$24,158.00)
ACSS, CO-03, in the amount of \$3,171.00
Champion Electric, CO-04, in the amount of \$5,927.00
E. J. Enterprises, CA-01, in the amount of \$25,696.00
Crew, Inc., CO-02, in the amount of \$6,058.00
J. M. Farnan Company, Inc., CO-04, in the amount of \$12,247.00
J. Kel Painting, CO-01, in the amount of (-\$5,548.00)

North Hall - SBVC

Bell Roofing, CO-02, in the amount of \$6,259.00
Blazing Industrial, CO-03, in the amount of \$65,676.00

Media Building

T.V. Magic, CO-02, in the amount of 0

Chemistry/Physical Science - SBVC

Montgomery Hardware Co., CO-03, in the amount of \$2,040.00

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

**Approve Amendment 001 to the Snipes-Dye Associates Agreement
Consultant Services Contract - SBVC**

Mr. Shedd moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 001 to the Snipes-Dye Associates Agreement Consultant Services contract, SBVC, in the amount of \$43,000.00:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

**Approve Amendment 010 to the Steinberg Architects Community
Recreation Facility Contract - CHC**

Mr. Shedd moved, Mr. Longville seconded, and the Board members voted as follows to approve Amendment 010 to the Steinberg Architects Community Recreation Facility (CRF) contract, CHC, in the amount of (-\$33,583.00):

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Reduction in Retention for Anderson Charnesky Structural Steel, Inc.

Mr. Shedd moved, Ms. Ferracone seconded, and the Board members voted as follows to approve a reduction of retention from 10% to 5% for the Anderson Charnesky Structural Steel, Inc. contract, Chemistry Building, SBVC:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Reduction in Retention for Coutts Heating and Cooling

Mr. Shedd moved, Ms. Ferracone seconded, and the Board members voted as follows to approve a reduction of retention from 10% to 5% for the Coutts Heating and Cooling contract, Learning Resource Center, CHC:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Reduction in Retention for Inland Building Construction Company

Mr. Shedd moved, Ms. Ferracone seconded, and the Board members voted as follows to approve a reduction of retention from 10% to 5% for the Inland Building Construction Co. Inc. contract, Learning Resource Center, CHC:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve Reduction in Retention for Precision Concrete.

Mr. Shedd moved, Ms. Ferracone seconded, and the Board members voted as follows to approve a reduction of retention from 10% to 6.29% for the Precision Concrete contract, Learning Resource Center, CHC:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

Approve 2011-2012 Legislative Priorities

Mr. Alexander moved, Mr. Shedd seconded, and the Board members voted as follows to approve the 2011-2012 legislative priorities:

AYES: Ferracone, Futch, Lockwood, Longville, Singer, Vizcaino
Alexander (advisory), Shedd (advisory)

NOES: None

ABSENT: Ramos

ABSTENTION: None

15. 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. Advancement in Rank - SBVC
- C. Administrative Procedure 3720 Computer and Network Use
- F. Applause Cards

16. STAFF REPORTS

- A. SBVC President
 - A written report was submitted to the Board.
- B. SBVC Academic Senate
 - Absent.
- C. SBVC Classified Senate
 - Classified Senate supported the new computer use policy. They are now working on a joint resolution with CHC regarding the chancellor's hiring committee. They will be reviewing the Authorized Drivers' List Board Policy and Administrative Regulation.
- D. SBVC ASB
 - Damaris Castillo-Torres congratulated Mr. Baron on his appointment. She thanked Assemblywomen Wilmer Amina Carter who supported the students who participated in *Hands Across California* at Chaffey

College. Eight students and one advisor attended the General Assembly. Events consisted of ASG open forums, campus security, tutoring, eBooks, campus software and campus tours for new students.

- E. CHC President
 - A written report was submitted to the Board.
 - F. CHC Academic Senate
 - Absent.
 - G. CHC Classified Senate
 - Absent.
 - H. CHC ASB
 - Absent.
 - I. KVCR
 - A written report was submitted to the Board.
 - J. CTA
 - Absent.
 - K. CSEA
 - Colleen Gamboa congratulated Chancellor Baron on his appointment. The union is in the process of bringing 2010-2011 proposals to its membership. She acknowledged the two classified recipients of Golden Apple Awards.
17. ADJOURN

Mr. Lockwood adjourned the meeting at 7:00 p.m.

John M. Futch, Clerk
San Bernardino Community College District
Board of Trustees