

SAN BERNARDINO COMMUNITY COLLEGE DISTRICT
114 S. Del Rosa Drive, San Bernardino, California 92408

Minutes of the Regular Meeting of the Board of Trustees
Thursday, May 8, 2008 - 4:00 p.m. – Assembly Room

1. CALL TO ORDER - PLEDGE OF ALLEGIANCE

Dr. Terrell called the meeting to order at 4:00 p.m.

Members Present:

Charles S. Terrell, Jr., President (left at 6:05 p.m.)
James C. Ramos, Vice President
Allen B. Gresham, Clerk
Marie A. Alonzo
Charles H. Beeman
Carleton W. Lockwood, Jr.
Donald L. Singer
Alma Clark, Student Trustee, SBVC
Seth Pro, Student Trustee, CHC

Members Absent:

None.

Administrators Present:

Donald F. Averill, Chancellor
Gloria M. Harrison, CHC President
Debra Daniels, SBVC President
Robert J. Temple, Vice Chancellor Fiscal Services
John Matulich, Interim Vice Chancellor Human Resources
Larry Ciecalone, Manager, KVCR-TV-FM

Administrators Absent:

None.

Pledge of Allegiance

Mr. Gresham led the Pledge of Allegiance.

2. PUBLIC COMMENT ON AGENDA ITEMS

Citizens of Yucaipa spoke in support of the CHC golf course and urged the Board to reconsider eliminating it.

3. ANNOUNCEMENT OF CLOSED SESSION ITEMS

- CONFERENCE WITH LABOR NEGOTIATORS – Agency Negotiators: Robert J. Temple and John Matulich – CTA – CSEA – Management – Supervisors – Confidential Employees
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Subdivision (a) of Government Code Section 54956.9 – Cases: 1655-00-0022; 1655-06-0004; 1655-06-0019; 1656-07-0009; 393948; RIV 0055626 and RIV 0052639
- CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (3 cases)
- PUBLIC EMPLOYEE APPOINTMENT - Chancellor

4. CLOSED SESSION

The Board convened to closed session 4:10 p.m.

5. PUBLIC MEETING

Dr. Terrell reconvened the public meeting at 5:15 p.m.

6. REPORT OF ACTION IN CLOSED SESSION

Mr. Ramos moved, Mr. Lockwood seconded, and the Board members voted as follows to approve a settlement authority of claim number 1655-00-0022 by way of compromise and release for \$175,500 less the permanent disability advances of \$2,800.00 and \$42,197.65:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Mr. Gresham moved, Mr. Beeman seconded, and the Board members voted as follows to approve a settlement authority of claim number 1655-06-0004 by way of stipulation for 4% permanent disability with right to future medical care:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Dr. Singer moved, Mr. Lockwood seconded, and the Board members voted as follows to approve a settlement authority of claim number 1655-06-0019 by way of stipulation with request for award of 0% for permanent disability and future medical care:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Mrs. Alonzo moved, Mr. Ramos seconded, and the Board members voted as follows to approve a settlement authority of claim number 1656-07-0009 by way of stipulation for future medical care:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Mr. Beeman moved, Mrs. Alonzo seconded, and the Board members voted as follows to approve a settlement authority of claim number 393948 by way of stipulation for future medical care:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

7. APPROVAL OF MINUTES

Mrs. Alonzo moved, Mr. Beeman seconded, and the Board members voted as follows to approve the minutes of April 10, 2008:

AYES: Alonzo Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

8. REPORTS

A. Board Members

- Mrs. Alonzo congratulated President Daniels and Paul Rubalcaba for putting together a fine concert on Saturday, May 3. She was also privileged to attend the fire academy graduation.
- Mr. Ramos attended a wheelchair basketball fundraiser for the New Visions Club.
- Mr. Beeman attended the scholarship awards at SBVC, presenting his scholarship to a deserving student for the 20th year.
- Dr. Singer attended the CCCT Conference in Palm Springs where two presentations on BoardDocs were presented by the Chancellor and his staff.
- Mr. Gresham recently returned from the ACCT conference in San Antonio, Texas. He commented that this District's governance and performance was superior to most districts.

B. Student Trustees

- Seth Pro announced he will be the new AS president. He thanked the Board for the opportunity to serve as Student Trustee this past year.
- Ms. Clark reported student enrollment at SBVC is now at 11,700 students. She added that she appreciated working with the Board this past year.

C. Chancellor

- Jack Scott was named the new State Chancellor effective January 1, 2009.
- Regarding the budget, the May Revise will be out next week. The property tax shortfall which is approximately \$84 million now and might rise higher, could cost this District about \$1.2 million. Community colleges are the only segment of public education that will take a mid-year hit.
- Dr. Averill attended his last District Assembly meeting Tuesday, May 6.

D. Chancellor Search

- Dr. Singer reported the Board will be interviewing candidates on Thursday, May 15 at a closed meeting.

9. PUBLIC COMMENT

Another Yucaipa citizen spoke in support of the golf course. A relative of a former District police officer spoke in support of a former college police officer.

10. CONSENT AGENDA

10.01.08 Approve Part-Time and Substitute Academic Employees (pulled for discussion)

Mr. Ramos moved, Dr. Singer seconded, and the Board members voted as follows to approve the Consent Agenda:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

11. DISCUSSION AGENDA**Approve Part-Time and Substitute Academic Employees**

Mr. Lockwood moved, Mr. Ramos seconded, and the Board members voted as follows to approve part-time and substitute academic employees:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: Terrell

Adopt Resolution – Elimination/Abolishment of Classified Services & Layoff – Golf Course Attendant - CHC

Dr. Singer moved, Mr. Gresham seconded, and the Board members voted as follows to adopt a resolution to eliminate/abolish classified services and layoff of Golf Course Attendant position, CHC, effective June 30, 2008:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Approve Reorganization Plan for Facilities, Planning & Administrative Services - District

Mrs. Alonzo moved, Mr. Lockwood seconded, and the Board members voted as follows to approve the reorganization plan for Facilities, Planning & Administrative Services District:

- Abolished the existing district funded Facilities Project Manager position and replaced with a bond funded Facilities Project Manager position, with second bond funded Facilities Project Manager position to be established based on an assessment of future Measure M workload.
- Created an M&O Facilities Supervisor position to carry out maintenance, operations, and repair of district administration facilities and to supervise district custodial and mail services. Management Salary Schedule, Range 9, \$61,596-\$74,880.
- Abolished the existing Project Analyst position and replaced with an Administrative Assistant I position.

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Adopt Public Entity Investment Trust Certified Resolution

Mr. Lockwood moved, Mrs. Alonzo seconded, and the Board members voted as follows to adopt Futuris Public Entity Investment Trust Certified Resolution:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Award Bid #03-24-001 – Maintenance & Operations Building On-Site and Off-Site Improvements - SBVC

Mrs. Alonzo moved, Mr. Beeman seconded, and the Board members voted as follows to award bid for construction of M & O Building, on-site and off-site improvements, to Oakview Construction, Inc., in the amount of \$2,756,000.00:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Approve Contract for Labor Compliance Services for Three Projects - SBVC

Mr. Lockwood moved, Mrs. Alonzo seconded, and the Board members voted as follows to approve contract with Solis Group for Labor Compliance services, SBVC, in the amount of \$142,900.29:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Approve Purchase Contract for Modular Facilities for Technical Training Building - SBVC

Mrs. Alonzo moved, Mr. Gresham seconded, and the Board members voted as follows to approve contract with Silver Creek Industries, Inc., for the Technical Training Building Modular Facilities, SBVC, in the amount of \$163,974.00:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Approve Lease Contract for Modular Facilities - SBVC

Mrs. Alonzo moved, Mr. Gresham seconded, and the Board members voted as follows to approve lease contract with Mobile Modular, Inc., to provide, install, lease and remove modular facilities, SBVC, in the amount of \$447,319.00:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory),
Pro (advisory)
NOES: None
ABSENT: None
ABSTENTIONS: None

Approve Amendment to Consulting Contract for Hazardous Materials Surveying - SBVC

Mr. Beeman moved, Dr. Singer seconded, and the Board members voted as follows to approve amendment to consulting contract with Winzler and Kelly Consulting Engineers, in the amount of \$3,000.00:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Approve Student Health Fee Increase

Dr. Singer moved, Mr. Beeman seconded, and the Board members voted as follows to approve increase of the Student Health Fee from \$16 to \$17 and \$14 for summer session and \$14 for each intersession of at least four weeks, effective fall, 2008:

AYES: Alonzo, Beeman, Gresham, Lockwood, Ramos, Singer, Terrell, Clark (advisory), Pro (advisory)

NOES: None

ABSENT: None

ABSTENTIONS: None

Dr. Terrell left at 6:05 p.m.

12. **INFORMATION ITEMS**

- A. Budget Report
- B. Purchase Order Report
- C. Quarterly Investment Report
- D. Administrative Regulation 3510: Workplace Violence
- E. Advancement in Rank - SBVC
- F. Advancement in Rank – CHC
- G. Applause Cards

13. **STAFF REPORTS**

- A. **CHC President**
 - A written report was submitted to the Board.

- B. CHC Academic Senate
- The college is working on the Basic Skills Initiative action plan.
 - Faculty feel there is great benefit to having a swimming pool on the campus; however, there is a curriculum piece that goes with the pool so faculty is looking for Board support to staff the academic program associated with the pool.
- C. CHC Classified Senate
- No report.
- D. CHC ASB
- A written report was submitted to the Board.
- E. SBVC President
- A written report was submitted to the Board.
- F. SBVC Academic Senate
- Dr. Stankas presented a resolution passed by the Senate concerning the lack of collegial consultation and collegiality by the SBCCD Human Resources Department and also a resolution passed by the Senate supporting counseling, health services, and library faculty participation in shared governance and access to professional development.
 - Dr. Averill responded to the Senate's resolutions noting that the Senate might have been better served if the leadership met with the administration to clarify these concerns before preparing a faulted resolution to present to the Board.
- G. SBVC Classified Senate
- This is the second year a scholarship from the Classified Senate was presented to a deserving student.
 - The annual classified barbeque and baseball game will be held on the campus on June 5.
- H. SBVC ASB
- A written report was submitted to the Board.
- I. KVCR
- A written report was submitted to the Board.
- J. CTA
- Absent.
- K. CSEA
- Ms. Crocfer asked that the Board consider passing a resolution in support of classified staff; Dr. Averill responded if CSEA would provide a resolution, it could be placed on a future Board agenda for consideration.
 - An education rally will be held Wednesday, May 14 at the southeast corner of Hospitality Lane and Waterman.

14. ADJOURN

Mr. Ramos adjourned the meeting at 6:55 p.m.

Allen B. Gresham, Clerk
San Bernardino Community College District
Board of Trustees