

**Minutes of the Regular Meeting of the Board of Trustees
San Mateo County Community College District
June 10, 2020 – San Mateo, CA**

This was conducted remotely via Zoom. A video recording of the meeting can be accessed at: <https://smccd.edu/boardoftrustees/meetings.php>.

The meeting was called to order at 5:00 p.m.

Board Members Present: President Karen Schwarz, Vice President Thomas A. Nuris, Trustee Maurice Goodman, Trustee Richard Holober, Trustee Dave Mandelkern

ANNOUNCEMENT OF CLOSED SESSION ITEMS FOR DISCUSSION

President Schwarz said that during closed session, the Board will (1) Hold a Conference with Labor Negotiators Agency Negotiators for Employee Organizations: AFT and CSEA.

STATEMENTS FROM THE PUBLIC ON CLOSED SESSION ITEMS ONLY

No statements at this time.

RECESS TO CLOSED SESSION

The Board recessed to closed session at 5:01 p.m.

RECONVENE TO OPEN SESSION

The Board reconvened to open session at 6:00 p.m.

Board Members Present: President Karen Schwarz, Vice President Thomas A. Nuris, Trustee Maurice Goodman, Trustee Richard Holober, Trustee Dave Mandelkern; Student Trustee Jade Shonette

Others Present: Chancellor Michael Claire, Chief Financial Officer Bernata Slater, Skyline College Interim President Jannett Jackson, College of San Mateo Acting President Kim Lopez, Cañada College President Jamillah Moore, District Academic Senate President Jeramy Wallace

PLEDGE OF ALLEGIANCE

(Time Stamp: 1:16)

ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

(Time Stamp: 1:45)

President Schwarz announced that there no actions to report from closed session.

SWEARING IN OF THE STUDENT TRUSTEE

(Time Stamp: 1:54)

President Schwarz announced that the District Student Council has elected a new student trustee for 2020-2021, Jade Shonette. Ms. Shonette is an international student from the Bahamas and is studying mathematics and political science student at Cañada College. President Schwarz administered the oath of office to Student Trustee Shonette. Trustee Shonette swore the oath. Board members welcomed the student trustee to her new position.

DISCUSSION OF THE ORDER OF THE AGENDA

(Time Stamp: 5:20)

There were no adjustments to the order of the agenda.

STATEMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

(Time Stamp: 05:40)

There were no comments from the public on non-agenda items.

NEW BUSINESS

Approval of Personnel Items: Changes in Assignment, Compensation, Placement, Leaves, Staff Allocations and Classification of Academic and Classified Personnel (20-6-1A)

(Time Stamp: 07:05)

Motion to Approve by: Trustee Holober

Second by: Trustee Goodman

Action: Approved unanimously, all members voting Aye

Summary of Discussion: None

Public Comment: None.

APPROVAL OF CONSENT AGENDA

(Time Stamp: 08:02)

Ratification of Chancellor's Recommendation to Hold All Classes, Services and Operations, with Limited Exceptions, Online or Remotely for Fall 2020 Semester (20-6-1CA)
Ratification of March and April 2020 District Warrants (20-6-2CA)

Summary of Discussion: Trustee Mandelkern requested that item 20-6-1CA be pulled from the consent agenda.

Ratification of Chancellor's Recommendation to Hold All Classes, Services and Operations, with Limited Exceptions, Online or Remotely for Fall 2020 Semester (20-6-1CA)

Motion to Approve by: Trustee Holober

Second by: Vice President Nuris

Action: Approved unanimously, all members voting Aye

Summary of Discussion: Trustee Holober asked staff about the rationale for making a decision about the Fall 2020 semester so far in advance of the semester start. Chancellor Claire, District Academic Senate President Wallace, and Vice Chancellor McVean responded.

Public Comment: Dr. Bruno, a member of the faculty at Skyline College, addressed the Board about his objection making a decision at this time about holding classes remotely for the Fall 2020 semester.

Ratification of March and April 2020 District Warrants (20-6-2CA)

[\(Time Stamp: 40:17\)](#)

Motion to Approve by: Trustee Goodman

Second by: Vice President Nuris

Action: Approved unanimously, all members voting Aye

Summary of Discussion: None.

Public Comment: None.

Other Recommendations

Approval of Service Award for Student Trustee and Waiving of Service Requirement (20-6-100B)

[\(Time Stamp: 40:43\)](#)

Motion to Approve by: Vice President Nuris

Second by: Trustee Mandelkern

Action: Approved unanimously, all members voting Aye

Summary of Discussion: None.

Public Comment: None.

Acceptance of Grant from the National Science Foundation to Cañada College (20-6-101B)

[\(Time Stamp: 41:37\)](#)

Motion to Approve by: Trustee Holober

Second by: Vice President Nuris

Action: Approved unanimously, all members voting Aye

Summary of Discussion: None

Public Comment: None

Approval of Contract with Adam Lange, LLC for the Development of SAP Business Objects and Data Dashboards (20-6-102B)

[\(Time Stamp: 42:30\)](#)

Motion to Approve by: Vice President Nuris

Second by: Trustee Holober

Action: Approved unanimously, all members voting Aye

Summary of Discussion: Trustee Holober raised a general concern about the presentation to the public regarding contracts. Trustee Holober stated that the public should be given adequate advanced access for non-routine contracts. Trustee Mandelkern raised a concern about sole source contracts and asked about policies concerning contract renewal for sole source contracts.

Public Comment: None

Approval to Execute an Amendment to the Agreement with Strata Information Group to Provide Information Technology Services (20-6-103B)

(Time Stamp: 48:12)

Motion to Approve by: Vice President Nuris

Second by: Trustee Holober

Action: Approved unanimously, all members voting Aye

Summary of Discussion: Trustee Holober raised a concern that the contract was not included with the Board packet and suggested that the matter be put forward to the next Board meeting. Vice President Nuris suggested the Board go forward given that the contract will cease on June 30. Trustee Mandelkern expressed concern that the contract was a sole source contract and that going forward he would like to see a rationale as to why a particular contract is a sole source contract. Trustee Holober requested that contract renewals be brought forward well before the contract expiration date.

Public Comment: None

Approval of Renewal of Professional Services Agreement with EXOS Community Services to Operate the San Mateo Athletic Club in Partnership with the District (20-6-104B)

(Time Stamp: 1:03:12)

Motion to Approve by: Vice President Nuris

Second by: President Schwarz

Action: No action, motion was tabled

Summary of Discussion: Trustee Goodman expressed concern that there have been issues raised by the public concerning the operation of the San Mateo Athletic Club and asked why this contract renewal was not brought forward sooner given those concerns. Trustee Goodman stressed that the Board has an obligation to be accountable to the public.

Trustee Holober made the following points: it is required by law that a contract be attached to the Board packet in order for the contract to be enforceable; that the contract allows for the operation of the Cañada site as well and that this contract should be for the operation of the San Mateo site only; and that the contract be restructured given the limitations imposed by the shelter in place orders. Finally, Trustee Holober expressed concern about the continuing problem on contracts being brought forward to the Board late in the process and that this practice should cease. Trustee Holober requested that the matter be tabled.

Trustee Mandelkern stated that the Board directed staff to issue a RFP but that he also understands that a RFP was not feasible given the current conditions regarding the pandemic. Trustee Mandelkern questioned what level of service is really needed during this period of limited operation. Trustee Mandelkern also shared Trustee Holober's concern that the contract as written allows EXOS to operate at Cañada. Trustee Mandelkern also raised the question about certain functions being staffed by District employees. Trustee Mandelkern stated that he is in favor of extending the contract for a limited time to issue a RFP, but not one year. Trustee Holober stated that he could support a three-month extension at most. Trustee Mandelkern stated that he was concerned that a three-month extension may be too short.

Vice President Nuris agreed that contracts should be brought forward earlier. Vice President Nuris questioned whether the District would be successful in getting multiple bids on an RFP. Vice President Nuris was in favor of a short-term contract with an escape clause. Vice President Nuris stated his concern that the District risks losing the San Mateo Athletic Club. Vice President Nuris suggested that the item be tabled.

President Schwarz asked Vice Chancellor Bauer to clarify if the contract covers the operation of the Cañada site and he stated that this was not the intent. Vice Chancellor Bauer stated that EXOS voluntarily reduced its management fee. Finally, Vice Chancellor Bauer stated that the RFP can be issued immediately if that is the wish of the Board.

Trustee Mandelkern expressed his support of continuing to provide a general benefit to community when the facilities are not used for College activities. Trustee Holober requested an independent analysis of the option of using district employees to staff athletic club positions. President Schwarz asked if an MOU can be brought back at the next Board meeting.

Chancellor Claire stated that he understood Board concerns expressed and that the administration would be prepared to bring a revised MOU back at the next Board meeting.

Public Comment: Ms. Terner requested additional information regarding the contract. Mr. Pimentel stated his concern regarding the use of a sole source contract for the operation of the San Mateo Athletic Club and also encouraged the Board to increase access to the facility to students.

STUDY SESSION

A Discussion of Racial Injustice and Structural Racism (20-6-1C)

[*\(Time Stamp: 2:07:53\)*](#)

Summary of Discussion: Trustee Goodman stated that it has been tough for African American leaders given the recent events and he expressed his thanks to those who have reached out to him. Trustee Goodman stated that African Americans continue to endure systemic racism. Trustee Goodman stated that he is ready for change and that the Board should be willing for change as well. Trustee Goodman also stated concerns about the experience of our African American employees and students. Trustee Goodman suggested the first step is to understand and acknowledge the harm that has been done, understand the historical context, and allow for expression of anger and frustration. Chancellor Claire thanked Trustee Goodman for sharing his thoughts and his lived experience and stated that we are in a moment and that now is the time to act.

Trustee Mandelkern acknowledged Trustee Goodman's observations and stated that we must act on what we can control. To that end he requested an information report on our training processes for the cadets in the police academy. Trustee Mandelkern also cited the Huddle Up program developed by Coach Tulloch.

CSM President Lopez mentioned the work of Professor Wallace, Dr. Sims, Dr. Taylor-Mendoza, and Dr. Conaway on a book they authored titled: *Minding the Obligation Gap*. The group is offering a free webinar series over the summer that will cover many of the topics in the book.

Cañada President Moore reported that Cañada has started a series on critical conversations on race that allows space for students and college employees to express their feelings and to discuss anti-racism efforts.

Trustee Holober shared that we are in a moment where things might change, specifically law enforcement. Trustee Holober quoted Dr. King stating that: "there is no racial justice without economic justice" and shared his concerns about inequities of wealth distribution.

Trustee Goodman responded to Trustee Holober's comment about economic justice stating that one thing that our District can do is to recruit contractors that reflect the diversity of our community. He also stated that the District can mandate changes in our police training, as well as changes in protocol with the District Public Safety Department. Trustee Mandelkern agreed with Trustee Goodman about the need to review the District's Public Safety Department polices and procedures.

President Jackson discussed the actions that Skyline has taken in response to the recent events. She also stated the importance of validation and healing.

Chancellor Claire stated that we have two roles as leaders: 1) to examine our own institution from every possible angle and make necessary changes 2) to engage the greater community as an educational institution.

Public Comment: One faculty member encouraged the Board to institutionalize the Faculty Diversity Program.

Budget Update in Advance of the FY 2020-2021 Tentative Budget (20-6-2C)

[\(Time Stamp: 3:01:44\)](#)

Summary of Discussion: CFO Slater gave a presentation on the assumptions that the District will use in the development of the 2020/21 Tentative Budget. CFO Slater discussed the effect of the pandemic and potential impacts on the District's categorical funds, child development centers, auxiliary operations, and international education. She also reviewed budget goals and variety of specific budget assumptions including estimated changes in assessed valuation, which is the major funding source for the District. Also, CFO Slater presented a three-year budget projection based on three budget scenarios. Finally, CFO Slater presented 2020/21 strategic plan initiatives that will require funding. CFO Slater projects a balanced tentative budget. Trustee Holober asked questions about the impact of the state budget on categorical programs and where the District is on the 50% law.

Trustee Holober also made the following comments: he would like to see the District get closer to the 50% law by hiring more full-time faculty; the District should look at productivity numbers by lowering class sizes; The District should take a closer look at reducing spending on international education and auxiliary operations. Trustee Mandelkern stated that the District has an obligation to meet the 50% law.

Public Comment: None.

COMMUNICATIONS

[\(Time Stamp: 4:14:38\)](#)

The Board received a letter from Brian Horowitz, a retiree and a recent State Classified Employee of the Year.

STATEMENTS FROM BOARD MEMBERS

[\(Time Stamp: 4:15:22\)](#)

President Schwarz: President Schwarz asked Vice Chancellor Bauer for a quick update on the food distribution program and thanked employees for their work on this effort.

Vice President Nuris: No Comments

Trustee Goodman: Trustee Goodman acknowledged Coach Tulloch for his work on the Huddle Up Program.

Trustee Holober: No Comments

Trustee Mandelkern: No comments

Student Trustee Shonette: No comments

President Schwarz announced that the next meeting of the Board of Trustees would be on June 24 2020, conducted via Zoom.

ADJOURNMENT

The meeting adjourned by consent at 10:20 pm.

Submitted by

Michael Claire, Secretary