

## Board of Trustees Regular Meeting (Thursday, August 12, 2021)

### Members present

Romeo Agbalog, Kyle W Carter, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

### 1. Open Session

#### A. Call to Order

The meeting was called to order at 11:30 a.m.

#### B. Adoption of Agenda

Trustee Agbalog noted the revisions to include the removal of Item 7.A. and numbering change of Reports to Item 15.

Motion by Nan Gomez-Heitzeberg, second by Jack P Connell.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, Kyle W Carter, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

### 2. Public Comments-(Regarding Closed Session Agenda Items Only)

### 3. Adjournment to Closed Session

#### A. Closed Session Items

### 4. Return to Open Session

#### A. Call to Order-Open Session

Meeting was called to order by Board President Trustee Agbalog at 1:00 p.m.

#### B. Pledge of Allegiance

Student Trustee Gian Gayatao led the pledge.

#### C. Report of Actions Taken in Closed Session As Required

Board President Trustee Agbalog reported there were no actions taken in Closed Session.

**5. Public Comments --- Open Session** [At this time, the public may address the Board of Trustees on any matter within the subject matter jurisdiction of the Board that is not on the agenda. The public may address the Board of Trustees on each of the agenda items as those items are considered. Each speaker will be allowed a maximum of five (5) minutes per topic. Twenty (20) minutes shall be the maximum time allotment for public speakers on any one (1) subject regardless of the number of speakers at any one (1) Board meeting. At the discretion of a majority of the Board, these times may be extended. Each person who addresses the Board must first be recognized by the presiding officer. Comments must be addressed to the Board as a whole and not to individual members or District employees. The Board and staff are not obligated to comment on, or respond to, or address comments by the public. At the opening of this meeting, names and agenda items were taken for public comments. Are there any additional members of the public who wish to make public comments, please state your name and the item you wish to address.]

Ms. Alisha Loken, Nursing Department Chair at Bakersfield College, provided comments in support of implementing a vaccination requirement.

Ms. Karen Cornett, provided comments asking the Board to take more time before implementing a vaccination requirement.

Mr. Justin Flint, provided comments encouraging the Board not to implement a district vaccination requirement.

Mr. Andrew Bond, Bakersfield College faculty member, provided comments in support of implementing a vaccination requirement.

### 6. Preliminary Items

A. Approval of Consent Items: Business Services (Construction) - Agenda Items 8A-8LL; Business Services - Agenda Items 9A-9E; Educational Services - Agenda Items: 11A-11C; Human Resources - Agenda Items: 13A-13B

Motion by John S Corkins, second by Jack P Connell.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

#### B. Approval of the Minutes - Regular Meeting of July 8, 2021

Recommended for approval

Motion by Nan Gomez-Heitzeberg, second by John S Corkins.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

#### C. Approval of the Minutes - Special Meeting of July 8, 2021

Motion by John S Corkins, second by Yovani Jimenez.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

#### D. Correspondence to the Board of Trustees and/or communications.

Christian noted two correspondence items received: 1) a letter from Matt Crow, KCCD/CCA President, supporting the implementation of a vaccination requirement; and 2) a letter from Emmanuel Mourtzanos, KCCD Management Association President, supporting the implementation of a vaccination requirement.

#### E. Approval of the revised Board of Trustees Calendar for 2021-22

Christian noted two modifications related to the upcoming Board calendar: 1) the September 9, 2021 Board meeting to be held at the Weill Institute; and 2) the October Board meeting date changed from October 14 to October 19, 2021.

Motion by John S Corkins, second by Jack P Connell.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

#### F. Discussion and possible direction from the Board regarding COVID-19 safety requirements.

Student Trustee, Gian Gayatao remarked that with the rapid evolution of the Delta variant and with locally low vaccination rates, the intent to reduce the spread of the virus, following recommendations from the state Chancellor's Office, along with national and state public health officials, the implementation of a vaccination requirement support the students' pursuit of an education they deserve. Gayatao also noted it is important to clarify the implementation of a vaccination requirement allows for accommodations for those with special circumstances such as medical and religious reasons. Gayatao concluded by stating it is his opinion that it is in the best interest of our students to implement a vaccination requirement with the exception for medical or religious reasons.

Board President Trustee Agbalog read aloud the resolution presented for consideration directing the Chancellor to implement a vaccination requirement for the Kern Community College District

General Counsel, Christopher Hine, noted the resolution had been reviewed and is legally sufficient.

Trustee Corkins expressed his appreciation for the earlier comments, noting also the responsibility to keep safe the students, faculty and staff of this district and his agreement with the vaccination requirement.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

**7. (Business Services --- Approval)** The Business Services items listed below are recommended for approval to authorize the Chancellor or Chief Financial Officer to execute agreements to procure construction services above \$200,000.00 or to procure goods and services other than construction services above \$96,700.00, in accordance with Board Policy 3A4. All amounts designated are not to exceed the specified amount unless otherwise noted.

A. Authorization for the Interim Chief Financial Officer to execute a master services agreement between the Kern Community College District and TouchNet for the TouchNet application subscription program. The term of the agreement is from July 1, 2021 through June 30, 2026. The cost to the District is not to exceed \$274,336.00, to be paid from GU030 Unrestricted Program funds.  
Recommended for approval.

Motion by Jack P Connell, second by Yovani Jimenez.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

B. Authorization for the Interim Chief Financial Officer to execute an agreement between the Kern Community College District and Ellucian Company L.P. for a Banner integration to the TouchNet platform solution. The term of the agreement is five years from date of execution. The cost to the District is not to exceed \$226,295.00, to be paid from GU030 unrestricted funds.

Motion by John S Corkins, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

C. Authorization for the Interim Chief Financial Officer to execute a software license and services agreement between the Kern Community College District and Ellucian Company, L.P. for the implementation of the CRM Recruit Essentials solution. The term of the agreement is August 12, 2021 through August 12, 2026. The cost to the District is not to exceed \$725,644.00, to be paid from GU030 unrestricted funds.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

D. Acceptance of an CISCO ASR1001 equipment donation to the Kern Community College District from Corporation for Education Network Initiatives in California (CENIC) for IT testing and for campus router redundancy. The equipment is fully-depreciated and valued at \$0.00.

Motion by John S Corkins, second by Jack P Connell.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

E. Authorization for the Interim Chief Financial Officer to execute an agreement between the Kern Community College District, on behalf of Porterville College, and Vector USA to expand WiFi services on campus. The term of the agreement is from July 1, 2021 through June 30, 2022. The cost to the District is not to exceed \$167,655.54, to be paid from RP393 Restricted Program fund.

Motion by John S Corkins, second by Jack P Connell.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

F. Authorization for the Interim Chief Financial Officer to execute a master services agreement between the Kern Community College District and DualEnroll.com for the DualEnroll application platform to support the District's enrollment, student services, and equity initiatives. The term of the agreement is from July 1, 2021 through June 30, 2026. The cost to the District is not to exceed \$149,408.00, to be paid from GU030 Unrestricted funds.

Motion by John S Corkins, second by Jack P Connell.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

G. Authorization for the Interim Chief Financial Officer to approve an Independent Contractor Agreement between the Kern Community College District, on behalf of Bakersfield College and Rondomed, Inc., A Professional Medical Group to function in role of Medical Director for the Bakersfield College Student Health and Wellness Center. The term is from July 1, 2021 through June 30, 2026. The cost to the District is not to exceed \$150,000.00, to be paid from RP510 Restricted Health Fee funds.

Motion by John S Corkins, second by Yovani Jimenez.

Final Resolution: Motion Carries

Student Advisory Vote - Aye: Student Trustee, Gian Gayatao

Ayes: Romeo Agbalog, Jack P Connell, John S Corkins, Nan Gomez-Heitzeberg, Kay S Meek, Yovani Jimenez

Not Present at Vote: Kyle W Carter

**Board of Trustees Annual Organizational Meeting (Tuesday, December 12, 2023)****Members present**

Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**1. Open Session****A. Call to Order**

Board President, Romeo Agbalog, called the meeting to order at 10:01 a.m.

**B. Adoption of Agenda**

Recommended for approval

Motion by John S Corkins, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Christina Scrivner

**2. Public Comments--(Regarding Closed Session Agenda Items Only)****A. Public Comments**

Matthew Garrett provided public comments related to Closed Session Item 3.A.2.

**3. Adjournment to Closed Session****A. Closed Session Items**

Board President, Romeo Agbalog, adjourned the meeting to Closed Session at 12:17 p.m.

**4. Return to Open Session****A. Call to Order-Open Session**

Board President, Romeo Agbalog, reconvened the meeting to order at 1:00 p.m.

**B. Pledge of Allegiance**

Student Trustee Guzman led the pledge.

**C. Report of Actions Taken in Closed Session As Required**

Board President, Trustee Agbalog, shared that there were no actions taken in Closed Session to report.

**5. Public Comments --- Open Session** At this time, the public may address the Board of Trustees on any matter within the subject matter jurisdiction of the Board that is not on the agenda. The public may address the Board of Trustees on each of the agenda items as those items are considered. Each speaker will be allowed a maximum of five (5) minutes per topic. Twenty (20) minutes shall be the maximum time allotment for public speakers on any one (1) subject regardless of the number of speakers at any one (1) Board meeting. At the discretion of a majority of the Board, these times may be extended. Each person who addresses the Board must first be recognized by the presiding officer. Comments must be addressed to the Board as a whole and not to individual members or District employees. The Board and staff are not obligated to comment on, or respond to, or address comments by the public.

**A. Public Comments**

Russell Person, Matt Garrett and Denise McLean provided public comments related to an existing litigation matter. Terry Maxwell provided comments related to the Chancellor selection.

**6. Organizational Items****A. Kern Community College District Board of Trustees Election of Officers and other Trustee Representatives.**

Election of Officers: President, John Corkins; Vice-President, Nan Gomez-Heitzeberg; Clerk, Yovani Jimenez

Motion by Kay S Meek, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

Election of Board Representatives: Bakersfield College Foundation, Romeo Agbalog; and Kern County Committees on School District Organization, Kyle Carter.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**B. Approval of proposed Board of Trustees calendar of meetings for academic year 2024-2025.**

Motion by John S Corkins, second by Christina Scrivner.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**7. Preliminary Items****A. State Legislative Update and Discussion**

Mark MacDonald of MGI Advocacy reviewed the 2023 legislative activity and budget information impacting the Kern Community College District (Kern CCD), as well as proposed 2024 budget and legislative initiatives.

**B. Update on the California Renewable Energy Laboratory (CREL)**

Deputy Chancellor Dadabhoy, Senior Advisor, Rozell, and Dean Larkin provided a history of how CREL has evolved since 2020, as well as provided a detailed look at the current and upcoming work.

C. Approval of Consent Items: Business Services (Other than Construction) - Agenda Items: 9A - 9E; Business Services (Construction) - Agenda Items: 11A - 11FF; Educational Services - Agenda Items: 13A - 13C; Human Resources - Agenda Items: 15A - 15B.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

D. Approval of the Minutes, Regular Meeting November 9, 2023

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

E. Approval of the Minutes, Special Meeting November 17, 2023

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

F. Approval of the Minutes, Special Meeting November 30, 2023

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

G. Approval of the Minutes, Special Meeting December 4, 2023

Motion by John S Corkins, second by Christina Scrivner.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

H. Correspondence to the Board of Trustees and/or communications.

Chancellor Burke shared that correspondence had been received by Tami Chapman related to the COVID-19 vaccination required for Bakersfield College nursing students; and by Irene Sinopole related to existing litigation.

I. Second reading and adoption: Proposed revisions to the Kern Community College District Board Policy Chapter 1, 1100 Description - Kern Community College District

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

J. First Reading: Proposed revisions to the Kern Community College District Board Policy Chapter 2.

K. Presentation of the 311Q Financial Status Report, CCFS, for the first quarter of fiscal year 2023-24.

L. Presentation of the Kern Community College District Budget Development Calendar for Fiscal Year 2024-25.

**8. Business Services --- Approval: (Other than Construction)** The Business Services items listed below are recommended for approval to authorize the Chancellor or Chief Financial Officer to execute agreements to procure construction services above \$200,000.00 or to procure goods and services other than construction services above \$109,300.00, in accordance with Board Policy 6340. All amounts designated are not to exceed the specified amount unless otherwise noted.

A. Authorization for the Chief Financial Officer to enter into an agreement between the Kern Community College District, on behalf of the California Renewable Energy Laboratory, and the City of Bakersfield, to develop specific action plans to facilitate the research and development of SineWatt's Inc.'s photovoltaic and electric vehicle technology for educational and training purposes. The term is from January 1, 2024 through December 31, 2024. The amount payable to the district is not to exceed \$200,000.00, to be deposited into RP040 Restricted Program fund.

Motion by John S Corkins, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

B. Authorization for the Chief Financial Officer to execute a service agreement between the Kern Community College District and Watermark Insights LLC for evaluation services. The term is from January 1, 2024 through December 31, 2026. The cost to the District is not to exceed \$155,092.17 to be paid from GU001 Unrestricted fund.

Recommend for approval

Motion by John S Corkins, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

C. Authorization for the Chief Financial Officer to enter into an Interjurisdictional Exchange Agreement between the Kern Community College District and California Community Colleges Chancellor's Office, on behalf of the California Community Colleges Board of Governors for Anthony Cordova to function as a visiting Vice Chancellor for the Chancellor's office. The term is from December 18, 2023 through December 17, 2025. The district will be reimbursed up to \$326,856.00, to be deposited in GU001 Unrestricted fund.

Motion by Yovani Jimenez, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

D. Authorization for the Chief Financial Officer to enter into an agreement between the Kern Community College District and the Regents of the University of California, on behalf of UC Merced for work on California Jobs First, Planning Phase 1 RFP 13-15. The term is December 1, 2023 through December 31, 2023. The cost to the District is \$282,000.00, to be paid from RP617 Restricted Program fund.

Recommended for Approval

Motion by Nan Gomez-Heitzeberg, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**9. Business Services---Consent: (Items Other than Construction)** The Business Services items listed below are recommended for approval to authorize the Chancellor or Chief Financial Officer to execute agreements to procure construction services up to \$200,000.00 or to procure goods and services other than construction services up to \$109,300.00, in accordance with Board Policy 6340. All amounts designated are not to exceed the specified amount unless otherwise noted.

A. The Business Services items listed below for the Kern Community College District, on behalf of Bakersfield College are recommended for ratification in accordance with the Kern Community College District Board Policy 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

B. The Business Services items listed below for the Kern Community College District, on behalf of Cerro Coso Community College are recommended for ratification in accordance with the Kern Community College District Board Policy 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

C. The Business Services items listed below for the Kern Community College District, on behalf of Porterville College are recommended for ratification in accordance with the Kern Community College District Board Policy 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the

D. The Business Services items listed below for the Kern Community College District, on behalf of the District Office are recommended for ratification in accordance with the Kern Community College District Board Policy 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

E. Ratification of the warrant order submitted to the county of Kern that have been approved by the IT Enterprise Project Manager for the period November 1 through November 30, 2023. The cost to the District is \$34,288,453.12 to be paid from various funds.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**10. Business Services--- Approval: (Construction Items)** The Business Services items listed below are recommended for approval to authorize the Chancellor or Chief Financial Officer to execute agreements to procure construction services above \$200,000.00 or to procure goods and services other than construction services above \$109,300.00, in accordance with Board Policy 6340. All amounts designated are not to exceed the specified amount unless otherwise noted.

A. Authorization for the Chief Financial Officer to execute a Revised Service Work Authorization number nine between the Kern Community College District, on behalf of Bakersfield College, and AECOM, for project management services for the Bakersfield College Combined Gymnasium and Fieldhouse project. The term is per the master agreement. This revised work authorization will extend services from January 1, 2024 through September 30, 2024, and increases the original work authorization by \$354,748.40, from \$2,050,000.00 for a total revised cost to the District not to exceed \$2,404,748.40, to be paid from MJ100 Local Capital Outlay fund.

Motion by John S Corkins, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

B. Authorization for the Chief Financial Officer to execute a Service Work Authorization between the Kern Community College District, on behalf of Bakersfield College, and AECOM, for Construction Program Management services for the Bakersfield College Measure J Bond projects. The term is from January 1, 2024 through September 30, 2024. The cost to the District is not to exceed \$860,030.21, to be paid from MJ100 Local Capital Outlay fund.

Motion by John S Corkins, second by Christina Scrivner.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

C. Authorization for the Chief Financial Officer to execute an Amendment for the Kern Community College District, on behalf of Bakersfield College, and AECOM, to the Master Agreement for Construction Program Management Services for the Bakersfield College Measure J Bond Program. This amendment will extend the agreement from October 1, 2023 through September 30, 2024. There is no cost to the District.

Motion by John S Corkins, second by Christina Scrivner.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

D. Authorization for the Chief Financial Officer to enter into a Construction Agreement between the Kern Community College District, on behalf of Porterville College, and CORE Business Interiors, for the Porterville College Allied Health FFE project. The term is from December 13, 2023, through April 30, 2024. The cost to the District is not to exceed \$798,016.34, to be paid from MJ100 Local Capital Outlay fund.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

E. Authorization for the Chief Financial Officer to execute a Work Authorization between the Kern Community College District, on behalf of Bakersfield College, and 19six Architects, for the Bakersfield College Combined Gymnasium and Fieldhouse - Pool Buildings (Phase 1) project. The term is per the master agreement. The cost to the District is not to exceed \$497,370.00, to be paid from MJ100 Local Capital Outlay fund.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner



**11. Business Services- Consent: (Construction Items)** The Business Services items listed below are recommended for approval to authorize the Chancellor or Chief Financial Officer to execute agreements to procure construction services up to \$200,000.00 or to procure goods and services other than construction services up to \$109,300.00, in accordance with Board Policy 6340. All amounts designated are not to exceed the specified amount unless otherwise noted.

- A. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and DL Brown Construction Inc., for the Bakersfield College Veterans Memorial Outdoor Learning Area project. The term is from October 19, 2023, through October 31, 2023. The cost to the District is not to exceed \$16,433.97, to be paid from RP397 HEERF fund.
- B. Ratification of a Notice of Completion for SC Anderson Inc., for the Delano LRC Multi-Purpose Building project.
- C. Ratification of Change Order number one between Kern Community College District, on behalf of Bakersfield College, and Terry Bedford Concrete Construction, Inc., for the Bakersfield College Swing Space Ag Site Concrete project. The term of the contract has been extended by 60 calendar days. This change order will increase the original contract by \$5,060.00 from \$147,041.00 to \$152,101.00, to be paid from MJ100 Local Capital Outlay fund.
- D. Ratification of a Notice of Completion for Metro Floors Inc., for the Weill Institute SMSR 2021-2022 Interior Paint & Carpet Replacement (Business Services Carpet) project.
- E. Ratification of an Independent Consultant Agreement by the Kern Community College District, on behalf of Bakersfield College, and PBK, for the Bakersfield College Science and Engineering Building Flooring Evaluation project. The term is from November 1, 2023, through January 12, 2024. The cost to the District is not to exceed \$20,000.00, to be paid from MJ100 Local Capital Outlay fund.
- F. Ratification of Change Order number forty-two between Kern Community College District, on behalf of Bakersfield College, and A-C Electric Company Inc, for the Bakersfield College ABC Campus Center Nuisance Tripping project. The term of the contract has not changed. This change order will increase the original contract by \$2,519.00 from \$1,500.00 to \$4,019.00, to be paid from MJ100 Local Capital Outlay fund.
- G. Ratification of a Notice of Completion for SW Construction, Inc., for the Bakersfield College Welcome Center Landscape Improvements Concrete Only project.
- H. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Sierra School Equipment Company, for the Bakersfield College Welcome Center Refrigerators project. The term is from September 27, 2023, through October 27, 2023. The cost to the District is not to exceed \$3,262.66, to be paid from MJ100 Local Capital Outlay fund.
- I. Ratification of Change Order number one between Kern Community College District, on behalf of Bakersfield College, and Black Hall Construction, for the Bakersfield College Language Arts Remodel Roof Replacement project. The term of the contract has been extended by 60 calendar days. This change order will increase the original contract by \$125,497.90 from \$749,001.00 to \$874,498.90, to be paid from MJ100 Local Capital Outlay fund.
- J. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Sierra School Equipment Company, for the Delano Center LRC Multi-Purpose Building Refrigerators project. The term is from October 30, 2023, through November 30, 2023. The cost to the District is not to exceed \$3,262.66, to be paid from MJ100 Local Capital Outlay fund.
- K. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Porterville College, and Ken W Smith Construction, Inc., for the Porterville College Stadium Field Upgrade Concessions Stand Health Department Upgrades project. The term is from October 30, 2023, through November 30, 2023. The cost to the District is not to exceed \$18,631.00, to be paid from MJ100 Local Capital Outlay fund.
- L. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Global CTI Group, Inc., for the Bakersfield College Combined Gymnasium and Fieldhouse Notifiers Furnish and Install project. The term is from October 30, 2023, through April 27, 2024. The cost to the District is not to exceed \$53,896.19, to be paid from MJ100 Local Capital Outlay fund.
- M. Ratification of Change Order number one by the Kern Community College District, on behalf of Bakersfield College and DL Brown Construction, for the Bakersfield College Veterans Memorial Outdoor Learning Area project. The term of the contract has not changed. This change order will increase the original contract by \$29,238.00 from \$453,560.80 to \$482,798.80, to be paid from RP397 HEERF fund.
- N. Ratification of Change Order number one by the Kern Community College District, on behalf of Bakersfield College, and Rakkar Development, for the Bakersfield College Delano Campus Regenerative Garden project. The term of the contract has increased by 13 working days. This change order will increase the original contract by \$47,039.00 from \$426,000.00 to \$473,039.00, to be paid from RP397 HEERF fund.
- O. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Global CTI Group, Inc., for the Bakersfield College Arvin Educational Center Notifiers Furnish and Install project. The term is from October 27, 2023, through April 24, 2024. The cost to the District is not to exceed \$16,604.97, to be paid from MJ100 Local Capital Outlay fund.
- P. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Global CTI Group, Inc., for the Bakersfield College Arvin Educational Center Phone System Furnish and Install project. The term is from October 27, 2023, through April 24, 2024. The cost to the District is not to exceed \$57,130.84, to be paid from MJ100 Local Capital Outlay fund.
- Q. Ratification of a Notice of Completion for Bernards, for the Bakersfield College Science and Engineering project.
- R. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Gold Coast Electric, for the Bakersfield College Agriculture Building Temporary Fiber Run project. The term is from November 6, 2023, through December 6, 2023. The cost to the District is not to exceed \$5,915.00, to be paid from MJ100 Local Capital Outlay fund.
- S. Ratification of an Amendment between the Kern Community College District, on behalf of Bakersfield College, and BSK Associates, for the Bakersfield College Combined Gymnasium and Fieldhouse project. The term of the contract has been extended by 422 working days. The revised amount will increase the original contract by \$38,379.00 from \$374,473.00 to \$412,852.00, to be paid from MJ100 Local Capital Outlay fund.
- T. Ratification of Change Order number one by the Kern Community College District, on behalf of Bakersfield College, and JE Electric & Construction Service Inc., for the Bakersfield College Weill Institute Second Floor Upgrade and Wayfinding Signage (Business Services) project. The term of the contract has been extended by 60 working days. This change order will increase the original contract by \$6,059.00 from \$28,735.00 to \$34,794.00, to be paid from MG100-SRID Local Capital Outlay fund.
- U. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and Cal Kern Cabinets, Inc., for the Bakersfield College Welcome Center Interior and Exterior Improvements project. The term is from November 13, 2023, through December 13, 2023. The cost to the District is not to exceed \$13,300.00, to be paid from MJ100 Local Capital Outlay fund.
- V. Ratification of an Independent Consultant Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and Krazan & Associates, Inc., for the Cerro Coso Community College Bookstore and Office Renovation project. The term is from October 23, 2023, through November 30, 2023. The cost to the District is not to exceed \$3,350.00, to be paid from CC102 Local Capital Outlay fund.

W. Ratification of an Independent Consultant Agreement between the Kern Community College District, on behalf of Porterville College, and Am-Tech Inspection Services, for the Porterville College Baseball and Softball Fields project. The term is from February 1, 2024, through January 31, 2025. The cost to the District is not to exceed \$91,200.00, to be paid from MJ100 Local Capital Outlay fund.

X. Ratification of a Revised Work Authorization between the Kern Community College District, on behalf of Bakersfield College, and AP Architects, for the Bakersfield College Infrastructure Campus wide Water System Improvements project. The term is per the Master Agreement. The revised amount increases the original work authorization by \$2,800.00, from \$145,000.00 for a revised total cost to the District not to exceed \$147,800.00, to be paid from MJ100 Local Capital Outlay fund.

Y. Ratification of an Independent Consultant Agreement by the Kern Community College District, on behalf of Porterville College, and Am-Tech Inspection Services, for the Porterville College SMSR 2021-22 Upgrade Fire Alarm Detection System project. The term is from December 1, 2023, through January 31, 2024. The cost to the District is not to exceed \$15,200.00, to be paid from MJ100 Local Capital Outlay fund.

Z. Ratification of a Construction Agreement between the Kern Community College District, on behalf of Bakersfield College, and JE Electric & Construction Services, Inc., for the Weill Institute Solar Camera Power project. The term is from November 9, 2023, through December 9, 2023. The cost to the District is not to exceed \$10,560.00, to be paid from MG100-SRID Local Capital Outlay fund.

AA. Ratification of Change Order twenty-eight by the Kern Community College District, on behalf of Bakersfield College, and SC Anderson, for the Bakersfield College Combined Gymnasium and Fieldhouse project. The term of the contract has not changed. This change order will increase the original contract by \$194,323.36 from \$45,251,194.63 to \$45,445,517.99, to be paid from MJ100 Local Capital Outlay fund.

BB. Ratification of Change Order twenty-nine by the Kern Community College District, on behalf of Bakersfield College, and SC Anderson, for the Bakersfield College Combined Gymnasium and Fieldhouse project. The term of the contract has not changed. This change order will increase the original contract by \$192,678.13 from \$45,445,517.99 to \$45,638,196.12, to be paid from MJ100 Local Capital Outlay fund.

CC. Ratification of Change Order thirty-one by the Kern Community College District, on behalf of Bakersfield College, and SC Anderson, for the Bakersfield College Combined Gymnasium and Fieldhouse project. The term of the contract has not changed. This change order will increase the original contract by \$131,336.30 from \$51,916,465.66 to \$52,047,802.26, to be paid from MJ100 Local Capital Outlay fund.

DD. Ratification of an Independent Consultant Agreement between the Kern Community College District, on behalf of Bakersfield College, and Teter, Inc., for the Bakersfield College ADA Site Transition Plan project. The term is from October 4, 2023, through December 22, 2023. The cost to the District is not to exceed \$133,015.00, to be paid from GU001 Unrestricted fund.

EE. Ratification of an Independent Consultant Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and Teter, Inc., for the Cerro Coso Community College ADA Site Transition Plan project. The term is from October 4, 2023, through December 22, 2023. The cost to the District is not to exceed \$71,924.00, to be paid from GU001 Unrestricted fund.

FF. Ratification of an Independent Consultant Agreement between the Kern Community College District, on behalf of Porterville College, Teter, Inc., for the Porterville College ADA Site Transition Plan project. The term is from October 4, 2023, through December 22, 2023. The cost to the District is not to exceed \$49,518.00, to be paid from GU001 Unrestricted fund.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**12. Educational Services ---Approval:** The Educational Services items listed below are recommended for approval in accordance with Board Policy 4020, Educational Program/Courses. Also listed are items requiring approval to authorize the Chief Financial Officer to execute agreements in accordance with Board Policy 6340.

A. Approval of the attached Curriculum Reports of courses, programs, certificates and new Community Service Education Course Offerings as part of the District's curriculum for Bakersfield College, Cerro Coso Community College, and Porterville College.

Motion by Nan Gomez-Heitzeberg, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

B. Authorization for the Chief Financial Officer to execute a grant agreement between the Kern Community College District, on behalf of Porterville College and the California Community Colleges Chancellor's Office, on behalf of the California Community Colleges Board of Governors to support the Mathematics, Engineering, and Science Achievement (MESA) Program. The purpose of the grant is to provide academic and support services for economically and educationally disadvantaged students who seek to transfer to four-year institutions. The term of this grant shall be from July 24, 2023 through July 31, 2027. The amount payable to the District is \$1,120,000.00, to be deposited into a Restricted Program fund to be determined.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

C. Authorization for the Chief Financial Officer to accept a grant between the Kern Community College District, on behalf of Bakersfield College, and California Student Aid Commission to create a new contract for the 2023-2024 Academic Year Funding. The term of the contract is from November 1, 2023 through June 30, 2024. The amount payable to the district is not to exceed \$426,949.74, to be deposited into RP659 Restricted Program fund.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

D. Authorization for the Chief Financial Officer to execute agreements between the Kern Community College District (KCCD), as the Central Valley Mother Lode Regional Consortium Fiscal Agent, and the regional consortium community college districts, as subgrantees for the execution of regionally aligned economic and workforce development initiatives. The term is from July 1, 2023 through June 30, 2025. The amount payable to the District is \$14,123,082.00, to be deposited into RP676 Restricted Program fund. The amount payable to the subgrantee community college districts is in the amount of \$12,004,620.00, to be paid from RP676 Restricted Program fund

Motion by Nan Gomez-Heitzeberg, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

E. Authorization for the Chief Financial Officer to accept a grant between the Kern Community College District, on behalf of Porterville College, and the California Community Colleges Chancellor's Office, on behalf of the California Community Colleges Board of Governors, for the Umoja Campus Program. The term is from June 1, 2023 through June 30, 2025. The amount payable to the district is \$158,904.80, to be deposited into a Restricted Program fund to be determined.

Motion by John S Corkins, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

F. Authorization for the Chief Financial Officer to enter into a sub-contract agreement between the Kern Community College District, on behalf of Bakersfield College, and Community Action Partnership of Kern for an Early Head Start program. The term is from September 1, 2023 through August 31, 2028. The contract will enable payment for services to be \$723.24 per child per calendar month, up to a maximum of thirty-two Early Head Start children. The amount payable to the District is not to exceed \$1,388,620.80, to be deposited in CD011 Restricted Program fund.

Motion by Nan Gomez-Heitzeberg, second by Yovani Jimenez.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

G. Authorization for the Chief Financial Officer to accept a grant between the Kern Community College District, on behalf of Bakersfield College, and the California Community Colleges Chancellor's Office, on behalf of the California Community Colleges Board of Governors, to collaborate with High Roads Construction Careers (HRCC) partner members to build credit for prior learning (CPL) infrastructure. The term is from September 26, 2023 through September 30, 2025. The amount payable to the district is \$447,550.00, to be deposited into RP282 Restricted Program fund.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

H. Authorization for the Chief Financial Officer to execute a memorandum of understanding between the Kern Community College District, on behalf of Cerro Coso Community College, and Controlled Response Institute for instructional services. The term of the agreement is from the date both parties sign it through August 31, 2028. The cost to the district shall not exceed \$1,200,000.00, to be paid from GU001 General Unrestricted fund.

Motion by John S Corkins, second by Kay S Meek.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

I. Approval of intent for the Chief Financial Officer to execute and submit the Continued Funding Application to automatically renew the contract for FY 2024-2025 for the General Child Care and Development (CCTR) – Infant/Toddler program. The program currently provides services to children and families who reside in the Kern Community College District service area, serving students of Bakersfield College and CerroCoso Community College along with community members among our 4 sites.

Motion by Nan Gomez-Heitzeberg, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

**13. Educational Services - Consent:** The Educational Services items listed below are recommended for ratification or approval by State Law, State Regulations, or approval in accordance with the Board Policy Manual of the Kern Community College District. Only one motion is required to provide action on all.

A. The Educational Services items listed below for the Kern Community College District, on behalf of Bakersfield College, are recommended for ratification in accordance with the Kern Community College District Board Policy, BP 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

B. The Educational Services items listed below for the Kern Community College District, on behalf of Porterville College, are recommended for ratification in accordance with the Kern Community College District Board Policy, BP 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

C. The Educational Services items listed below for the Kern Community College District, on behalf of The District Office, are recommended for ratification in accordance with the Kern Community College District Board Policy, BP 6340, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$200,000.00 for construction services, and for goods and services up to \$109,300.00 for other than construction services. Only one motion is required to provide action on all. All amounts designated are not to exceed the specified amount unless otherwise noted.

Motion by Kay S Meek, second by John S Corkins.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner

#### 14. Human Resources--- Approval

A. Discuss and take appropriate action on an employment agreement for the incoming Chancellor. Trustee Agbalog noted that item 14.A includes a recommendation to approve the employment agreement of the Kern CCD Chancellor. The term of the agreement is for March 1, 2024 -March 1, 2027. The salary is \$330,000.00 per year and includes the same health and welfare benefits, holidays, and leaves as other management employees. Agbalog noted that a typo on page 3 that will be correcting the date of March 1, 2023 to March 1, 2024. Additionally, Meek thanked Trustee Gomez-Heitzeberg for chairing the search committee on behalf of the Board, and in particular, thanked her for her time and leadership to successfully see the process through.

Motion by Kay S Meek, second by Nan Gomez-Heitzeberg.

Final Resolution: Motion Carries

Ayes: Romeo Agbalog, John S Corkins, Kay S Meek, Kyle W Carter, Nan Gomez-Heitzeberg, Yovani Jimenez, Christina Scrivner