

MINUTES OF MEETING OF
BOARD OF TRUSTEES
STATE CENTER COMMUNITY COLLEGE DISTRICT
January 11, 2005

Call to Order A regular meeting of the Board of Trustees of the State Center Community College District was called to order by President Patrick Patterson at 4:33 p.m., January 11, 2005, at the District Office Boardroom, 1525 E. Weldon Avenue, Fresno, CA.

Trustees Present Patrick E. Patterson, President
Isabel Barreras, Vice President
Dorothy Smith, Secretary
H. Ronald Feaver
Phillip J. Forhan (left at 7:30 p.m.)
William Smith (arrived at 4:58 p.m.; left at 6:00 p.m.)
Leslie Thonesen
Shreya Shah, Student Trustee, FCC
Mayra Gonzalez, Student Trustee, RC

Also present were:

Ned Doffoney, President, Fresno City College
Barbara Hioco, President, Reedley College
Terry Kershaw, Vice Chancellor-North Centers
Doug Brinkley, Vice Chancellor-Finance and Administration,
SCCCD
Felix Aquino, Vice Chancellor-Educational Services and
Planning, SCCC
Randy Rowe, Associate Vice Chancellor-Human Resources,
SCCCD

Introduction of Guests Among the others present, the following signed the guest list:

Cindy Spring, Executive Secretary to the Chancellor, SCCC
Teresa Patterson, Executive Director-Public and Legislative
Relations, SCCC
Eileen O'Hare, General Counsel, SCCC
Brian Speece, Associate Vice Chancellor-Business and
Operations, SCCC
Joan Edwards, Executive Director-Foundation, SCCC
Ron Nishinaka, Academic Senate President and Staff, RC
Maggie Taylor, Academic Senate President and Staff, FCC
Zwi Reznik, AFT President and Staff, FCC
Bill Carr, CSEA President and Staff, FCC
Lisa Maciel, Classified Senate President and Staff, RC
Jerry Neff, Classified Senate President and Staff, DO/FCC
Michael Guerra, College Business Manager, FCC
Gene Blackwelder, College Business Manager, RC

Introduction of Guests
(continued)

Tony Cantu, Dean of Instruction, FCC
Cris M. Bremer, Director of Marketing and Communications,
FCC
John Cummings, District Dean-Admissions & Records, SCCCCD
Ed Eng, Director of Finance, SCCCCD
Randy Vogt, Purchasing Director, SCCCCD
Wendell Stephenson, Instructor, FCC
Monica Mendez, Student
Christine McNabb, Kitchell
Rick Barton, Kitchell
Jim Steinberg, The Fresno Bee
Bruce Morris, Public
Ray Cowles, Vavrinek, Trine, Day & Co.
Bill Patterson, Public
Don Larson, Measure E Bond Oversight Committee
Tom Riggs, Lozano Smith
John Borrelli, Electrical Engineer Construction

Approval of Minutes

The minutes of the Board meeting of December 7, 2004, were presented for approval. A motion was made by Mr. Feaver and seconded by Ms. Barreras to approve the minutes of the December 7, 2004, meeting as presented. The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Presentation of SCFT
Part-Time Faculty
Initial Bargaining
Proposals

Mr. Reznik presented the SCFT Part-Time Faculty Initial Bargaining proposals.

Delegations, Petitions,
and Communications

Mr. Bill Carr, CSEA President, congratulated the Board members that were re-elected and stated that he looks forward to working with the Board in the coming year.

Chancellor's Report

Mr. Brinkley gave an update on Dr. Crow's recovery from knee replacement surgery.

Mr. Brinkley also provided an update on the Governor's proposed budget, which includes 3% growth and a 3.9% COLA. At this time, there is no provision for equalization funds for low-funded districts. He will be attending a budget workshop in Sacramento on Thursday.

Campus Reports

Dr. Doffoney reported the following from Fresno City College:

- Adaptive P.E. instructor Chuck Keller is the recipient of the Professional Recognition Award from the California Association for Postsecondary Education and Disability.
- The men's basketball team is off to a 17-0 start and 2-0 in Central Valley Conference games. The home opener is against Modesto Junior College on January 12.
- The women's basketball team is off to a 2-0 CVC start and will visit defending CVC champ Merced College on January 12.
- Opening Day Ceremonies for African American History Month will be held on January 31 at 10 a.m. in the Theatre. The Dallas Black Dance Theatre will perform at 7 p.m. at the Tower Theatre on February 1.

From Reedley College, Dr. Hioco reported:

- Student Bao Vue was one of six delegates chosen to represent the Pacific and Southwest regions of the Central California Consortium at the U.S. Forest Services' centennial conference in Washington, D.C.
- English Instructor Carey Karle was a coordinator and wrote the introduction to the recently published 50 Ways to Develop Strategic Writers textbook for grades 4 through 12.
- The college has introduced "RC @ Night," a new program in which a student can earn an associate degree in general studies by taking night classes at the college, Sanger High School, or the Dinuba Center.
- More than 100 first-time students and their parents attended the New Student Welcome on January 5.
- Opening Day activities for faculty and staff on January 6.
- Tiger Business Connections (Students in Free Enterprise and Virtual Enterprise) is coordinating an on-campus donation drive for the victims of the Tsunami disaster.

Dr. Kershaw reported the following from the North Centers:

- Steve and Jill Cholewa have donated another \$50,000.00 to the State Center Community College Foundation for the development of athletic fields at the Madera Center.
- The National Association for the Education of Young Children accredited the Madera Center Child Development Lab for a five-year period.
- Staff Duty Day was held at the Clovis Center on January 6.
- Thanked Phil Gonzales for serving as the State President of the Association of Mexican American Educators (AMAE) during the past year.

Academic Senate
Report

Mr. Ron Nishinaka, President of the Reedley College Academic Senate, reported on the following:

- Election of 2005 Academic Senate Officers. Mr. Nishinaka will continue as the President for another year.
- Bill Turini has been nominated for the Hayward Award for Excellence in Education.
- Program Review process and handbook revision.
- The Reedley College and Fresno City College Academic Senate representatives will meet later this month to collaborate on the final draft of the Academic Accommodations Review Procedure.
- At the North Centers, three full-time permanent track faculty positions have been approved for next year. They include replacements in Math and Counseling, and a new position in Chemistry. Faculty and staff continue to work aggressively on the accreditation process with their colleagues at Reedley College.
- In conclusion, Mr. Nishinaka congratulated the re-elected board members.

Classified Senate
Report

Ms. Lisa Maciel, Reedley College Classified Senate President, reported the following:

- Representation on all relevant standing and ad-hoc campus and district committees, including accreditation.
- Staff development activities, including technology training, brown bag lunches, and the Flex Day held in November.
- Sponsorship of two student scholarships.
- Seven Reedley College Classified Professionals participated in the Leadership State Center Class IV and graduated on December 10 at Fresno City Hall. She thanked Trustees Dorothy Smith and Les Thonesen for participating in the ceremony.
- Fifth annual Classified Professionals Mega Conference scheduled for March 22.

Measure E Update

Mr. Brinkley provided a PowerPoint presentation on the District's Measure E projects.

Regarding the proposed southeast site, Mr. Forhan asked if a donation was still a component of the purchase negotiations.

Mr. Thonesen stated that he would like the administration to look at all possible sites for the Residence Hall. He noted that some members of the committee thought the Residence Hall should be centered more on the campus.

Measure E Update
(continued)

Ms. Shah questioned the location of the parking expansion in connection with the Old Administration Building renovation. She also asked what the renovations include for the Fresno City College gym and student services area.

Mr. Forhan asked if the hard costs remain high, is there a point where the District will have to prioritize the projects. Regarding the Old Administration Building, he noted that if the numbers are off there will be a dramatic impact on the \$25 million allocated in terms of the finished product. A lot of people will be disappointed if the funding is reduced from 20 percent to 40 percent.

Mr. Tom Riggs, attorney with Lozano Smith, discussed the rules and regulations of Proposition 209 as it relates to bidding on public works projects.

Ms. Barreras confirmed that contractors cannot be asked about the ethnic makeup of their staff.

Mr. Forhan verified that trying to reflect the community in the hiring of contractors is illegal, and questioned if the District has a choice of selectively advertising in publications.

(Mr. Smith left at 5:35 p.m.)

Mr. Bruce Morris addressed the Board regarding his concerns about prioritization of the Measure E projects, and the west lawn area by the Old Administration Building being used for parking.

Consent Agenda
Action

Ms. Smith asked that Item No. 05-05, Consideration of Applications for 2005-06 Sabbatical Leaves, be pulled for discussion.

It was moved by Mr. Thonesen and seconded by Mr. Feaver that the Board of Trustees approve the Consent Agenda, as presented, and with the exception of Item No. 05-05. The motion carried by the following vote:

Ayes	-	5
Noes	-	0
Abstentions	-	1 (Mr. Forhan)
Absent	-	1 (Mr. Smith)

(Mr. Smith returned at 5:42 p.m.)

Employment,
Resignation, and Leave
of Absence,
Certificated Personnel
[05-01]
Action

approve the certificated personnel recommendations, Items A through D, as presented. (Lists A through D are herewith made a part of these minutes as Appendix I, 05-01).

Employment,
Promotion, Change of
Status, and Retirement,
Classified Personnel
[05-02]
Action

approve classified personnel recommendations, Items A through D, as presented. (Lists A through D are herewith made a part of these minutes as Appendix II, 05-02).

Consideration to
Approve New
Classification
Specification for Reg-
to-Go Orientation
Assistant
[05-03]
Action

fix and prescribe the duties for the Reg-to-Go Orientation Assistant.

Consideration to
Increase Education
Advisor Positions
#2108 and #2111 from
Eleven Months to
Twelve Months, Fresno
City College
[05-04]
Action

approve the increase of the Fresno City College Education Advisor positions #2108 and #2111 from eleven months to twelve months, effective January 2005.

Consideration to
Approve Out-of-
Country Travel,
Reedley College
Community Band/
Orchestra
[05-06]
Action

approve out-of-country travel for 35 students of the Reedley College Community Band/Orchestra to tour and perform in Dublin, Waterford and Galway from March 20 to April 2, 2005, with the understanding that the trip will be financed without requiring expenditures of District funds.

Consideration to
Approve Out-of-State
Travel, Theatre Arts
Students, Fresno City
College
[05-07]
Action

approve out-of-state travel for 12 Fresno City College theatre arts students to attend the Kennedy Center American College Theatre Festival, hosted by Phoenix and Glendale Colleges in Phoenix, Arizona, from February 7-13, 2005, with the understanding that the trip will be financed without requiring expenditures of District funds.

Review of District
Warrants and Checks
[05-08]

Action

review and sign the warrants register for the period November 30, 2004, to December 22, 2004, in the amount of \$2,960,957.60; and

review and sign the check registers for the Fresno City College and Reedley College Co-Curricular Accounts and the Fresno City College and Reedley College Bookstore Accounts for the period November 12, 2004, to December 20, 2004, in the amount of \$773,877.78.

Consideration to
Accept Maintenance
Project, Electrical
Rehab Project, Reedley
College

[05-09]

Action

- a) accept the Electrical Rehab Project, Reedley College; and
- b) authorize the Chancellor or his designee to file a Notice of Completion with the County Recorder.

Consideration of Claim
Against State Center
Community College
District, Teresa
Patterson

[05-10]

Action

reject the claim submitted on behalf of Teresa Patterson and direct the Chancellor or Vice Chancellor-Finance and Administration to give written notice of said action to the claimant.

Consideration to
Approve 2005-06
Tuition Rate, Out-of-
State and Nonresident
Students

[05-11]

Action

- a) establish the 2005-06 out-of-state tuition rate at \$151.00 for each unit enrolled;
- b) establish the 2005-06 nonresident tuition rate at \$172.00 (including \$21.00 for capital outlay) for each unit enrolled; and
- c) continue Board Policy which provides that total nonresident and out-of-state tuition be paid at the time of registration.

Consideration to
Authorize Agreement
with the California
Department of
Education for Food
Safety Training for
Child Nutrition
Personnel, Fresno City
College

[05-12]

Action

- a) authorize the District, on behalf of the Fresno City College Cal-Pro-NET Center, to enter into an agreement with the California Department of Education in the amount of \$20,000.00 to provide food safety training to child nutrition personnel for the period November 1, 2004, through March 31, 2005; and
- b) authorize the Chancellor or Vice Chancellor-Finance and Administration to sign the agreement on behalf of the District.

Consideration to
Authorize Amendment
to Agreement with the
California Department
of Education for the
Tech Prep Resource
Clearinghouse, State
Center Consortium
[05-13]
Action

- a) authorize an amendment to the agreement with the California Department of Education to increase funding for the Tech Prep Resource Clearinghouse from \$165,000.00 to \$330,000.00 and to extend the time period from September 30, 2004, to September 30, 2005; and
- b) authorize the Chancellor or Vice Chancellor-Finance and Administration to sign the amendment on behalf of the District.

*****End of Consent Agenda*****

Consideration of
Applications for 2005-
06 Sabbatical Leaves,
Fresno City College
and Reedley College/
North Centers
[05-05]
Action

Ms. Smith asked how faculty members on sabbatical leaves are replaced. Dr. Doffoney and Mr. Rowe explained that the faculty are replaced by a combination of adjunct, permanent full-time, or temporary full-time instructors.

A motion was made by Mr. Thonesen and seconded by Mr. Forhan that the Board of Trustees, pursuant to Article XIV-A, Section 7, of the current agreement between the District and the State Center Federation of Teachers, grant the following sabbatical leaves to Fresno City College and Reedley College/North Centers staff members during the 2005-2006 academic year, subject to receipt by the District of a written statement from each leave recipient of their agreement to serve the District for at least two years following completion of the leave (as required by Education Code Section 87770):

Fresno City College

Gerald Bill, Fall 2005

Paula Castagna, Fall 2005

Charles Freeman, Spring 2006

Robin Hostetler, 2005-2006

Zwi Reznik, Fall 2005

Brian Rutishauser, Spring 2006

Ceroasetta Simba, Fall 2005

Terrelyn Stricker, Spring 2006

Reedley College/North Centers

Anthony Abbott, Fall 2005

Cynthia Elliott, Fall 2005

Frank Yancey, Fall 2005

Jennifer Gray, Spring 2006

The motion carried unanimously.

Consideration to
Accept the Citizens'
Bond Oversight
Committee's Annual
Report and Summary of
Proceedings for 2003-
2004
[05-14]
Action

Mr. Don Larson, representative of the Citizens' Bond Oversight Committee gave a brief overview of the committee's responsibilities and activities during the past year.

Mr. Patterson confirmed with Mr. Larson that the committee agrees that the District is doing what they told the voters they would do with the Measure E funds.

The Board of Trustees acknowledged receipt of the Annual Report and Summary of the Citizens' Bond Oversight Committee's proceedings for 2003-04.

Consideration to
Accept 2003-04 Audit
Report
[05-15]
Action

Mr. Ray Cowles, with Vavrinek, Trine, Day & Co., LLP, reviewed the 2003-04 Audit Report and provided copies of the Executive Summary to the Board.

Ms. Smith asked for an explanation of the 2.9% that is spent for books and supplies.

Ms. Shah questioned if sports program expenses come out of the general budget.

Mr. Thonesen inquired about ways to lower the District's retirement and medical liability. If costs keep going up, the District's value will go down. To lower the liability, the District may have to take money from the general fund and place into this expenditure category.

Ms. Smith noted that last year she asked for more explanation to be included in the audit report and would like the costs for students to be shown. Mr. Cowles explained that the audit document is designed to be used by financial institutions. A supplemental report can be provided at an additional cost. Mr. Patterson added that detail information is provided in the budget document.

(Mr. Smith left at 6:00 p.m.)

A motion was made by Ms. Barreras and seconded by Ms. Shah that the Board of Trustees accept the 2003-04 audit report as submitted by the firm of Vavrinek, Trine, Day & Co., LLP. The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Consideration to
Authorize Agreement
with the City of Fresno
for Construction of a
60-Inch Water Line,
Willow/International
[05-16]
Action

Mr. Speece provided a brief overview of the project.

Ms. Barreras asked when the work would begin.

Mr. Forhan inquired as to how the District is assured they will be reimbursed for the installation of the water line, since other developers in the area have not been reimbursed by the City. Mr. Brinkley stated that it is written into the agreement that reimbursement will be provided upon invoicing.

A motion was made by Mr. Forhan and seconded by Mr. Feaver that the Board of Trustees:

- a) authorize the District to enter into an agreement with the City of Fresno to install a portion of a 60-inch water line across District property to transport water from the Friant Canal to the City of Fresno water treatment plant, with all costs to be reimbursed by the City; and
- b) authorize the Chancellor or Vice Chancellor-Finance and Administration to sign the agreement on behalf of the District.

The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Consideration to
Approve Selection of
Architect, Gymnasium
Renovation and
Health/Fitness Center
Projects, Fresno City
College
[05-17]
Action

Mr. Brinkley explained the architect selection process for the two projects.

A motion was made by Mr. Forhan and seconded by Ms. Smith that the Board of Trustees:

- a) authorize entering into an agreement with the firm of BCA (Bunton Clifford Associates) for architectural services relating to the Gymnasium Renovation and Health/Fitness Center projects at Fresno City College; and
- b) authorize the Chancellor or Vice Chancellor-Finance and Administration to sign the agreement on behalf of the District.

Mr. Forhan asked if the District included minorities in the bid advertising. Mr. Brinkley responded yes.

The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Consideration to
Authorize Licensing
Agreement with
Blackboard for On-Line
Education Courseware
and Hosting Services,
Districtwide
[05-18]
Action

Mr. Brinkley stated that this agreement is in connection with the recently awarded Title V Cooperative Grant. At the end of the contract period, the District will decide whether to continue with Blackboard or if the District will host the on-line services.

A motion was made by Ms. Smith and seconded by Ms. Shah that the Board of Trustees:

- a) authorize the District to enter into an agreement with Blackboard to provide on-line courseware and hosting services for an estimated contract amount of \$477,130.00 for a three-year period starting January 12, 2005; and
- b) authorize the Chancellor or Vice Chancellor-Finance and Administration to sign the agreement on behalf of the District.

The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Public Hearing and
Consideration to Adopt
Resolution Determining
that Public Interest and
Necessity Require
Acquisition of Real
Property for Public
Purpose and
Authorizing
Proceedings in Eminent
Domain (Street Rights-
of-Way for Willow/
International Project)
[05-19]
Action

Mr. Speece reviewed the findings that would permit the District to enforce the California Eminent Domain Law and stated it would be appropriate for the Board to conduct the public hearing at this time.

Mr. Patterson opened the public hearing at 6:21 p.m. There being no comment from the public, the public hearing was closed at 6:22 p.m.

A motion was made by Mr. Thonesen and seconded by Mr. Feaver that the Board of Trustees:

- a) Conduct a public hearing at 4:30 p.m. (or as soon thereafter as possible) on the proposed Resolution of Necessity for the Willow/International project street rights-of-way; and
- b) After completion of the hearing, adopt Resolution No. 05-19 determining that the public interest and necessity require the acquisition of real property for public purposes and authorizing proceedings in eminent domain for the proposed Willow/ International campus (Willow Avenue rights-of-way).

The motion carried by the following vote:

Ayes	-	6
Noes	-	0
Absent	-	1

Board Reports

Ms. Myra Gonzalez, Reedley College Student Trustee, reported on the following:

- Christmas activities for students and needy families in the community
- Activities in connection with Welcome Week
- African American History Month
- Mardi Gras celebration on February 8

Ms. Shreya Shah, Fresno City College Student Trustee, reported:

- New Student Welcome on January 5
- Application Fair in the Cafeteria on January 19
- Volunteer Fair in the Cafeteria on January 20
- Club Rush on January 25, as well as the Fog Festival
- Opening Ceremony for African American History Month on January 31 in the Theatre
- Dallas Black Dance Theatre on February 1 at the Tower Theatre

Ms. Smith reported that she and Trustee Thonesen attended the Classified Professionals graduation ceremony last month.

Old Business

There was no old business.

Future Agenda Items

Ms. Smith referenced a recent article in The Fresno Bee regarding West Hills Community College increasing the diversity of its administrative staff from three to twelve members. She suggested that the District meet with West Hills to find out how they accomplished this increase. Mr. Patterson directed staff to prepare a written report for the Board.

Ms. Smith also asked for information regarding what happens to athletes once they have been enrolled with the District for two years; i.e., do they receive their AA or AS degree, do they transfer to a four-year university, etc. Dr. Doffoney noted that this information is contained in the college's Program Review document and he would be happy to provide copies to the Board. Mr. Patterson added that a brief update to the Board would be beneficial.

Ms. Shah stated that the students would like a report on the status of the smoking policy.

Delegations, Petitions,
and Communications

There were no delegations, petitions, and communications.

Closed Session

Mr. Patterson stated that the Board, in closed session, will be discussing:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE,
Pursuant to Government Code Section 54957

CONFERENCE WITH REAL PROPERTY NEGOTIATORS,
Pursuant to Government Code Section 54956.8, Willow/
International

Property: Parcel Numbers 580 071 01, 580 071 07, 580 071 08,
580 071 11, 580 071 12, and 556 010 18

Agency Negotiator: Douglas R. Brinkley, Vice Chancellor-
Finance and Administration

Negotiating Parties: To be determined

Under Negotiation: Price and Terms of Payment

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT,
Pursuant to Government Code Section 54957

Title: Interim Associate Dean of Instruction-Learning Resources
Center, Fresno City College

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED
LITIGATION, Pursuant to Government Code Section
54956.9(b); Significant Exposure to Litigation: One Potential
Case

Mr. Patterson declared a recess at 6:35 p.m.

(Mr. Forhan left at 7:30 p.m.)

Open Session

The Board moved into open session at 7:38 p.m.

Report of Closed
Session

Mr. Patterson reported that the Board, in closed session, discussed the appointment of the Interim Associate Dean of Instruction – Learning Resources Center, Fresno City College. No action was taken in closed session.

Consideration to
Appoint Interim
Associate Dean of
Instruction – Learning
Resources Center,
Fresno City College

A motion was made by Ms. Barreras and seconded by Mr. Feaver that the Board of Trustees appoint Donald Lopez as Interim Associate Dean of Instruction – Learning Resources Center, Fresno City College, with a salary of \$7,537.92, effective January 12, 2005.

[05-20]

The motion carried by the following vote:

Action

Ayes	-	5
Noes	-	0
Absent	-	2

Adjournment

The meeting was adjourned at 7:40 p.m. by the unanimous consent of the Board.

Dorothy Smith, Secretary, Board of Trustees
State Center Community College District

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