

MINUTES OF MEETING OF  
BOARD OF TRUSTEES  
STATE CENTER COMMUNITY COLLEGE DISTRICT  
June 1, 2004

Call to Order                   A regular meeting of the Board of Trustees of the State Center Community College District was called to order by President William Smith at 4:33 p.m., June 1, 2004, at the Oakhurst Center, 40241 Highway 41, Room 10, Oakhurst, California.

Trustees Present               William Smith, President  
Patrick E. Patterson, Vice President  
Isabel Barreras, Secretary  
H. Ronald Feaver  
Phillip J. Forhan  
Leslie Thonesen  
Doug Crutchfield, Student Trustee, FCC

Trustees Absent               Dorothy Smith  
Norma Lara, Student Trustee, RC

Also present were:

Tom Crow, Chancellor, SCCCCD  
Ned Doffoney, President, Fresno City College  
Tony Cantu, Interim President, Reedley College  
Shirley Bruegman, Interim Vice Chancellor-North Centers  
Felix Aquino, Vice Chancellor-Educational Services and Planning  
Doug Brinkley, Vice Chancellor-Finance and Administration, SCCCCD  
Randy Rowe, Associate Vice Chancellor-Human Resources, SCCCCD

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

Cindy Spring, Executive Secretary to the Chancellor, SCCCCD  
Teresa Patterson, Executive Director-Public and Legislative Relations, SCCCCD  
Eileen O'Hare, General Counsel, SCCCCD  
Brian Speece, Associate Vice Chancellor-Business and Operations, SCCCCD  
Joan Edwards, Executive Director-Foundation, SCCCCD  
Ron Nishinaka, Academic Senate President and Staff, RC  
Zwi Reznik, AFT President and Staff, FCC  
Bill Carr, CSEA President and Staff, FCC  
Larry Dickson, Classified Senate President and Staff, FCC  
Terry Kershaw, Dean of Instruction and Student Services, NC

Introduction of Guests  
(continued)

Michael Guerra, College Business Manager, FCC  
Cris Monahan-Bremer, Director of Marketing and  
Communications, FCC  
Gene Blackwelder, College Business Manager, RC  
Lisa Maciel, Financial Aid Assistant I, RC  
Marilyn Meyer, Instructor, FCC  
Richard Hoffman, Coordinator/Instructor, Oakhurst Center  
Jim Chin, Associate Dean of Instruction, NC

Approval of Minutes

The minutes of the Board meetings of May 4 and May 21, 2004, were presented for approval. A motion was made by Isabel Barreras and seconded by Les Thonesen to approve the minutes of the May 4 and May 21, 2004, meetings as presented. The motion carried by the following vote:

Ayes - 6  
Noes - 0  
Absent - 1

Delegations, Petitions,  
and Communications

Ms. Tami Bubbel, instructor for the Oakhurst DSP&S program, extended her thanks to the Board and administration for the program and for the opportunities it has provided for the students.

Ms. Irma Megarit, parent of a DSP&S student, and on behalf of the Mountain Hope Association and DSP&S students, also expressed her appreciation for the program and encouraged support for continued growth of the program.

Mr. Terry Flanagan expressed his dismay with the relationship between the District and CSEA and encouraged the District to have the same accountability standards for managers and classified professionals.

Mr. Bill Carr made claims of negative actions by District employees toward CSEA members. Mr. Forhan asked that the administration rebut in writing the claims made by Mr. Carr and that copies be provided to the Board and CSEA. Mr. Smith noted that he would agree to providing CSEA with a copy of the written report to the extent the claims do not involve personnel matters.

Chancellor's Report

Dr. Crow reported that he is very pleased that the Board and staff have the opportunity to visit the Oakhurst Center this evening. In just the few years that the permanent Center has been in operation, the District is providing access to a comprehensive curriculum through a variety of instructional delivery modes. He extended a special thanks to Dr. Richard Hoffman who has been the guiding force behind bringing the programs to the residents in the mountain region.

Chancellor's Report  
(continued)

Last Wednesday, the Foundation held its annual Board retreat. Much needed input was received from the Foundation Board on a variety of topics. Dottie Smith and Phil Forhan represented the Board of Trustees. This Friday the Foundation will host a breakfast meeting of the Chancellor's Circle at the District Office. Topics to be discussed will include the Honors Program, budget, and Old Administration Building. On June 24, the Foundation will host the Heritage Dinner, which honors major donors.

Dr. Crow noted that this morning's Fresno Bee reported there is still a strong belief in Sacramento that the budget will be passed by the Legislature by the legal deadline of June 30.

As done in the past, the Academic and Classified Senates will not be reporting this evening. This provides them with some time off at the beginning of the summer. Their reports will resume at the June 29 meeting.

Oakhurst DSP&S  
Program

Dr. Richard Hoffman provided an update on the Mountain Hope program for disabled students in the Oakhurst area.

Consent Agenda  
Action

Mr. Smith announced that Item No. 04-98, Consideration to Approved Certificated Personnel Recommendations, has been amended.

It was moved by Mr. Forhan and seconded by Ms. Barreras that the Board of Trustees approve the consent agenda, as amended. The motion carried by the following vote:

Ayes - 6  
Noes - 0  
Absent - 1

Employment and  
Reduction in Contract,  
Certificated Personnel  
[04-98]  
Action

approve the certificated personnel recommendations, Items A and B, as amended. (Lists A and B are herewith made a part of these minutes as Appendix I, 04-98).

Employment, Change  
of Status, Resignation,  
and Retirement,  
Classified Personnel  
[04-99]  
Action

approve classified personnel recommendations, Items A through F, as presented. (Lists A through F are herewith made a part of these minutes as Appendix II, 04-99).

Consideration to  
Approve Curriculum  
Proposals, Fall 2003  
through Fall 2005,  
Fresno City College  
and Reedley College  
[04-100]  
Action

approve the Fresno City College and Reedley College curriculum proposals as presented.

Review of District  
Warrants and Checks  
[04-101]  
Action

review and sign the warrants register for the period April 27, 2004, to May 28, 2004, in the amount of \$9,793,225.37; 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 April 2, 2004, to May 21, 2004, in the amount of \$351,551.23.

Quarterly Performance  
Review  
[04-102]  
Action

accept the Quarterly Performance Review, as provided by the County of Fresno, for the quarter ending March 31, 2004.

Consideration to  
Approve Resolution  
Authorizing Notice of  
Intent to Establish  
2004-05 Appropriations  
Limit (Gann)  
[04-103]  
Action

adopt Resolution No. 04-103, NOTICE OF INTENT TO ESTABLISH AN APPROPRIATIONS LIMIT FOR THE 2004-2005 FISCAL YEAR.

Consideration to  
Authorize Agreement  
with Georgetown  
University for the  
Cooperative  
Association of States  
for Scholarships  
(CASS) Program,  
Reedley College  
[04-104]  
Action

- a) authorize entering into an Agreement with Georgetown University to administer the Cooperative Association of States for Scholarships (CASS) program at Reedley College, with funding in the amount of \$636,000.00 for the period August 1, 2004, through July 31, 2006;
- b) authorize renewal of the Agreement with similar terms and conditions; and
- c) authorize the Vice Chancellor-Finance and Administration to sign the Agreement on behalf of the District.

Consideration to  
Accept Construction  
Project, Phase 1B  
Facilities, Madera  
Center  
[04-105]  
Action

- a) accept the project for Phase 1B Facilities, Madera Center; and
- b) authorize the Chancellor or his designee to file a Notice of Completion with the County Recorder.

Consideration to  
Accept Maintenance  
Project, Water  
Improvements, Reedley  
College  
[04-106]  
Action

- a) accept the project for Water Improvements, Reedley College; and
- b) authorize the Chancellor or his designee to file a Notice of Completion with the County Recorder.

Consideration to  
Accept Maintenance  
Project, Roof Coatings,  
Reedley College  
[04-107]  
Action

- a) accept the project for Roof Coatings, Reedley College; and
- b) authorize the Chancellor or his designee to file a Notice of Completion with the County Recorder.

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

Public Hearing on the  
District's Initial  
Response to the  
Contract Reopener  
Proposals Presented by  
the California School  
Employees Association  
Local 379  
[04-108]  
No Action

Mr. Rowe reported that the California School Employees Association (CSEA) submitted their initial reopener proposals and these proposals were sunshined before the public at the last regularly scheduled Board meeting. The District, in accordance with the provisions of the Government Code, will sunshine its initial proposals to the CSEA.

CSEA and the District agreed to reopen Article 31-Health and Welfare, Article 34-Pay and Allowances and one article of choice by each party. Government Code Section 3547 sets forth the "sunshine" provisions of the Rodda Act. The Board is required to hold a public hearing on the reopener proposal of the employee group. Following is the District's reopener proposal:

### **ARTICLE 31 HEALTH AND WELFARE BENEFITS**

ARTICLE 31, HEALTH AND WELFARE BENEFITS shall remain unchanged except for the following amendments:

Public Hearing on the  
District's Initial  
Response to the  
Contract Reopener  
Proposals Presented by  
the California School  
Employees Association  
Local 379  
[04-108]  
No Action  
(continued)

Section 1: HEALTH INSURANCE

- C. ~~Any health insurance plan(s) offered to unit members shall first be mutually agreed to by the District and the CSEA.~~ **The District may in its sole discretion determine the health insurance carrier and health insurance plan providing the plan benefits are substantially similar to those which were in effect during the 2003-04 school year.**

**ARTICLE 34  
PAY AND ALLOWANCE**

ARTICLE 34, PAY AND ALLOWANCES shall remain unchanged except for the following amendments.

Compensation for members of the Classified Bargaining Unit shall include but not be limited to:

1. salary
2. step and longevity
3. salary/wage-fringe impact
4. health and welfare benefits
5. additional costs as related to the implementation of the Agreement

The State Center Community College District recognizes its obligation to bargain over salary and benefits to employees represented by the Exclusive Representative. **However, the District has not received sufficient information with regard to funding and has not completed its budget development process in order that an initial compensation offer can be made. The District's prudent fiscal operation understandably requires a brief deferral on the bargaining issues concerning budget expenditures until reliable funding information is available and a budget is fully developed. A more specific compensation offer will be propounded as soon as the District is in receipt of such information and has completed the budget process.**

Article of choice:

**ARTICLE 28-VACATION PLAN**

ARTICLE 28, VACATION PLAN shall remain unchanged except for the following amendment:

Public Hearing on the District's Initial Response to the Contract Reopener Proposals Presented by the California School Employees Association Local 379 [04-108]  
No Action  
(continued)

D. If an employee does not use his/her full annual vacation, the amount earned in the immediate preceding year not taken shall accumulate and be carried over for use in the next year **up to a maximum total accumulation of 22 days at which no additional vacation is earned or accrued.**

Mr. Smith opened the public hearing at 5:01 p.m. There being no public comment, Mr. Smith closed the public hearing at 5:02 p.m.

Public Hearing

Consideration to Approve Personnel Commission Budget [04-109]

Mr. Rowe provided an overview of the Personnel Commission's proposed budget.

Mr. Forhan questioned the \$40,000.00 carryover from the Commission's 2002-03 budget.

Action

Following Mr. Rowe's assurance that the 2004-05 budget would not be more than \$314,900.00, a motion was made by Mr. Forhan and seconded by Ms. Barreras that the Board of Trustees approve the Personnel Commission's budget for 2004-05 as presented. The motion carried by the following vote:

Ayes - 5  
Noes - 0  
Abstain - 1 (Mr. Patterson)  
Absent - 1

Mr. Patterson stated that he did not support the budget last year, and due to the comments he has heard in the meeting this evening, he will not support the budget again this year.

Mr. Bill Carr encouraged the Board to provide health benefits to the three Personnel Commissioners.

Governing Board Member Election, November 2, 2004 [04-110]  
Action

A motion was made by Mr. Thonesen and seconded by Mr. Feaver that the Board of Trustees adopt the following Resolutions as presented:

- A. "Resolution and Specifications of the Election Order;"
- B. "In the Matter of Charges to Candidates of Board Member Elections;" and
- C-1 "In the Matter of Board Member Selection in Case of a Tie Vote," with the winner to be determined by lot.

Governing Board  
Member Election,  
November 2, 2004  
[04-110]  
Action  
(continued)

The motion carried by the following vote:

Ayes - 6  
Noes - 0  
Absent - 1

Consideration of Bids,  
LAN/WAN Phase IV  
Renovations, Fresno  
City College  
[04-111]  
Action

A motion was made by Mr. Forhan and seconded by Ms. Barreras that the Board of Trustees award Bid #0304-21 in the amount of \$1,374,925.00 to 3D Datacom, the lowest responsible bidder for LAN/WAN Phase IV Renovations at Fresno City College, and authorize the Chancellor or Vice Chancellor-Finance and Administration to sign an agreement on behalf of the District.

The motion carried by the following vote:

Ayes - 6  
Noes - 0  
Absent - 1

Consideration to  
Appoint Committee  
Members to the  
Measure E Citizens'  
Bond Oversight  
Committee  
[04-112]  
Action

Mr. Brinkley reviewed the membership requirements and term limits for the Measure E Citizens' Bond Oversight Committee, and stated that the administration is recommending the appointment of Terrence J. Flanagan, John Hutson, and Donald G. Larson.

Mr. Flanagan respectfully asked that his name be pulled from reappointment to the Committee. He noted that he had previously conveyed the message to Trustee Barreras.

A motion was made by Mr. Patterson and seconded by Ms. Barreras that the Board of Trustees appoint John Hutson and Donald G. Larson to the Citizens' Bond Oversight Committee for a two-year term commencing July 1, 2004, through June 30, 2006. The motion carried by the following vote:

Ayes - 6  
Noes - 0  
Absent - 1

Consideration to  
Accept Housing  
Valuation Survey,  
Relocation of Tenants,  
Willow/International  
[04-113]  
Action

Mr. Brinkley reviewed previous Board actions regarding the relocation of tenants at the Willow/International site. He introduced Karen Eddleman with Crossroads R/W to explain the state regulations and process for relocating the families and/or businesses on the property.

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

Consideration to  
Accept Housing  
Valuation Survey,  
Relocation of Tenants,  
Willow/International  
[04-113]  
Action  
(continued)

Valuation Survey for the Relocation of Tenants at the  
Willow/International project site.

Mr. Patterson expressed his concern with the amount of money  
being spent on the property.

The motion carried by the following vote:

Ayes - 5  
Noes - 1 (Mr. Patterson)  
Absent - 1

Board Reports

Mr. Doug Crutchfield, Fresno City College Student Trustee,  
reported on the following:

- End of the Spring Semester and last Friday's graduation ceremony
- The Student Government is winding up its term at the end of the month.
- At the last meeting he mentioned a coalition of students, businesses, labor, and political activists that have the idea that if there is going to be a long-term benefit to California through education, that advocacy has to come from outside of education. The name of the organization is Campaign for College Opportunities

Mr. Thonesen announced that he enjoyed attending the Reedley College graduation ceremony last Friday. Michael Jundt was honored as the distinguished alumnus.

Ms. Barreras reported that she attended the Puente Project dinner in May and she was very impressed with the program and students. She attended the Fresno City College graduation and it was wonderful to see the students moving on to the next step of their education and/or careers.

Mr. Patterson stated that he and Trustee Feaver attended the North Centers' graduation ceremony. It was great to see the enthusiasm of the students. Dr. Carol Tomlinson-Keasey, Chancellor of University of California-Merced, was the speaker.

Mr. Smith noted that he also attended the Fresno City College graduation and it was a magnificent ceremony. Kopi Sotiropoulos was the distinguished alumni and gave a very inspirational speech.

Old Business Mr. Smith stated that the Chancellor's evaluation is scheduled for July 13 at 4:30 p.m. Due to a scheduling conflict, he asked if the time could be changed to later in the day or even to the month of August. It was unanimously agreed to conduct the Chancellor's evaluation on July 13, 2004, at 6:00 p.m.

Future Agenda Items Mr. Forhan asked that the Board receive an update on the Measure E funds. Mr. Smith noted that information regarding Measure E is also posted on the District's web site.

Closed Session Mr. Smith stated that Items A and B have been pulled from the agenda. The Board, in closed session, will be discussing:

CONFERENCE WITH LABOR NEGOTIATOR [SCFT Full-Time and Part-Time Faculty Bargaining Units, and CSEA Bargaining Unit], Randy Rowe, Pursuant to Government Code Section 54957.6

CONFERENCE WITH LABOR NEGOTIATOR [Unrepresented Employees: Vice Chancellor-Finance and Administration; Vice Chancellor-Educational Services and Planning, and President-Fresno City College]; Tom Crow, Pursuant to Government Code Section 54957.6

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT,  
Pursuant to Government Code Section 54957  
Title: Vice Chancellor-North Centers

Mr. Smith declared a recess at 5:35 p.m.

Open Session The Board moved into open session at 6:59 p.m.

Report of Closed Session Mr. Smith reported that the Board, in closed session, gave direction to its chief labor negotiator regarding full-time and part-time faculty negotiations and CSEA negotiations and extended contracts for the Vice Chancellor-Finance and Administration, Vice Chancellor-Educational Services and Planning, and President-Fresno City College to June 30, 2007.

Mr. Smith also reported that the Board discussed the appointment of the Vice Chancellor-North Centers. No action was taken in closed session.

Consideration to  
Appoint Vice  
Chancellor-North  
Centers  
[04-114]  
Action

A motion was made by Mr. Patterson and seconded by Mr. Feaver that the Board of Trustees appoint Dr. Terry Kershaw as the Vice Chancellor-North Centers, effective July 1, 2004, with a salary to be negotiated. The motion carried by the following vote:

Ayes - 4  
Noes - 2 (Ms. Barreras and Mr. Forhan)  
Absent - 1

Adjournment

The meeting was adjourned at 7:02 p.m. by the unanimous consent of the Board.

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Isabel Barreras  
Secretary, Board of Trustees  
State Center Community College District

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