

APPROVED MINUTES OF MEETING OF BOARD OF TRUSTEES
STATE CENTER COMMUNITY COLLEGE DISTRICT
JUNE 2, 2009

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 4:30 p.m., June 2, 2009, at the District Office Boardroom, 1525 E. Weldon Avenue, Fresno, California.

Trustees Present William J. Smith, President
Patrick E. Patterson, Vice President
Dorothy Smith, Secretary
Isabel Barreras
Richard Caglia
H. Ronald Feaver
Leslie W. Thonesen

Also present were:
Tom Crow, Chancellor, SCCCCD
Doug Brinkley, Vice Chancellor – Finance and Administration, SCCCCD
Cynthia Azari, President, Fresno City College
Barbara Hioco, President, Reedley College
Terry Kershaw, Vice Chancellor, North Centers
Michael Quinn, Interim Vice Chancellor, Workforce Development and Educational Services
Randy Rowe, Associate Vice Chancellor, Human Resources, SCCCCD

Introduction of Guests Mr. Rowe introduced Sheila Martin, Vice President of Grievances, SCFT, who is attending for Zwi Reznik.

Among the others present, the following signed the guest list:
Jan Krueger, Executive Secretary to the Chancellor, SCCCCD
Tom Mester, Academic Senate President, RC/NC
Linda DeKruif, Academic Senate President, FCC
Renee Dauer, Classified Staff, RC
Michael Guerra, Vice President, Administrative Services, FCC
Scott Thomason, Vice President, Administrative Services, RC
Ed Eng, Director of Finance, SCCCCD
Brian Speece, Associate Vice Chancellor, Business and Operations, SCCCCD
Teresa Patterson, Executive Director, Public and Legislative Relations, SCCCCD
Lucy Ruiz, Interim Public Information Officer, RC
Nancy Kast, Director of Classified Personnel, SCCCCD

Introduction of Guests
(continued)

Lavell Hopkins, Classified Staff, District Operations
Cris M. Bremer, Director, Marketing and Communications, FCC
Marilyn Behringer, Interim Dean of Student Services, FCC
Ron Nishinaka, Retired Instructor, RC
Gregory Taylor, General Counsel, SCCC
Randall Vogt, Director of Purchasing, SCCC
Sylvia A. Sanchez, Classified Staff, FCC

Approval of Minutes

The minutes of the Board meeting of May 5, 2009, were presented for approval. A motion was made by Ms. Barreras and seconded by Mr. Feaver to approve the minutes of the May 5, 2009, meeting, as presented. The motion carried unanimously.

Delegations, Petitions,
and Communications

None.

Chancellor's Report

Dr. Crow reported the following:

Foundation Retreat – The Foundation Board of Directors met on Wednesday, May 27 at Fort Washington Country Club from 8 a.m. to 1 p.m. for their annual Board retreat. The Retreat was facilitated by Don Simmons of Creative Environments. Board members were broken into various groups to strategize new goals for the Foundation and bring new ideas and recommendations to make the Foundation a stronger and more successful organization through our staff, events and committees. Trustee Pat Patterson and Trustee Dottie Smith serve as members of the Foundation Board, and Trustee Patterson participated in the retreat.

Bond Rating Presentation – On June 3, Doug Brinkley, Brian Speece and Dr. Crow will travel to San Francisco to present to Standard & Poor's, and Moody's in order to receive a positive bond rating for the next SCCC bond sale. Given the current fiscal situation, it is unlikely bond companies will issue ratings as high as in the past, but staff remains confident because of the District's secure financial status and the future of the Valley in terms of potential employment and growth.

Graduation Ceremonies – Dr. Crow thanked those who participated in the commencement ceremonies on May 22. He had the opportunity to attend Reedley's ceremony and, as always, it was the highlight of the year. Saturday's *Madera Tribune* featured Trustee Isabel Barreras, recognizing her for achieving her Master's in Public Administration from National University. Dr. Crow stated, "Ms. Barreras is truly leading by example and Isabel, we congratulate you and we are proud of you."

Chancellor's Report
(continued)

Vice Chancellor Of Educational Services – Dr. Crow thanked Michael Quinn for serving as the interim Vice Chancellor of Workforce Development and Educational Services. His assignment will conclude at the end of June. This is the second time the District has tapped Mike on the shoulder to serve in this critical position, and he has done an outstanding job. Mr. Quinn was recognized for doing a wonderful job these past months.

Campus Reports

Dr. Azari reported the following from Fresno City College.

- Special thanks were extended to Trustees Pat Patterson, Dorothy Smith, and Richard Caglia who attended the Fresno City College Commencement. Distinguished Alumnus Michael Yoshikami gave the commencement address. Over 500 graduates participated in the ceremony.
- On May 14, Natalie Culver Dockins and Shelly Connor conducted a workshop for the Region IX Council for Resource Development.
- The Child Development Center will have their own graduation for 29 pre-kindergarten children on June 5.
- The Educational Talent Search TRIO program congratulates Sunnyside High School and its five seniors who each won \$20,000 Dell Scholarships. The students are Karina Herrera, Molly Lao, Viakham Vang, Bee Yang and Chong Yang.
- Congratulations to business instructor Nancy Holland's BA 18 business law class who presented the mock trial of the Fairness Doctrine.
- The 2009 Summer Technology Institute, held May 26-28, offered workshops on technology instructors can use to enhance their work in the classroom.

Dr. Hioco reported the following from Reedley College.

- The 82nd Reedley College Commencement ceremony honored distinguished alumnus Kerry Yo Nakagawa who is an author, filmmaker, producer and historian.
- Amy Lepp (tennis), and Tim Cowdrey (football) were honored as the Athletes of the Year at the annual RC Scholar-Athlete luncheon.
- The Aviation Maintenance Program received a \$10,000 donation from Rick Emerian (father of a program graduate), Major John Cabigas (pilot), and Robert Takacs (instructor, retired).
- At the annual Tiger Awards, agriculture student Martin Castro was named Outstanding Student Leader, the Pre-Professional Health Club was named the Outstanding Club of the Year, and Chancellor Tom Crow was honored with the Spirit of the Tiger award.

Campus Reports
(continued)

- On May 21, Christian Foster, Deputy Administrator Trade Programs in the Foreign Agricultural Service toured the RC farm and programs, and visited with faculty and students in the CASS and agriculture-related programs.
- Athletic camps for children will be hosted by the men's and women's basketball teams and the women's volleyball team.

Dr. Kershaw reported the following from the North Centers.

- About 130 students participated in the North Centers Commencement. The keynote speaker was Mary Ann Riojas, family Self-Sufficiency Coordinator for the Housing Authority and former Easter Seals ambassador.
- Political science instructor Reg Spittle and business administration instructor Marianne Dunklin will be teaching in China from May 26 through June 9. Also participating in this study abroad program are 22 students from North Centers and Fresno City College.
- Upward Bound Summer Program is June 15 through July 23. Students will take a series of classes including English, math, computers, Spanish, study skills, and college readiness. The parent/student reception and recognition ceremony is July 24.

Consent Agenda
Action

Mr. Smith announced an amendment to the consent agenda. It was moved by Mr. Thonesen and seconded by Ms. Smith that the Board of Trustees approve Consent Agenda Item 09-16HR, as amended, and 09-17HR and 09-48G through 09-59G, as presented. Ms. Smith asked for discussion on Item 09-16HR, Academic Personnel Recommendations. Dr. Crow responded to questions regarding counselor contractual duty days. The motion carried unanimously.

Employment, Change
of Status, Retirement,
Resignation, Academic
Personnel
[09-16HR]
Action

approve the academic personnel recommendations, Items A through G, as amended (Lists A through G are herewith made a part of these minutes as Appendix I, 09-16HR)

Employment, Change
of Status, Leave of
Absence, Resignation,
Retirement, Classified
Personnel
[09-17HR]
Action

approve classified personnel recommendations, Items A through H, as presented (Lists A through H are herewith made a part of these minutes as Appendix II, 09-17HR)

Consideration to
Approve Curriculum
Proposals, Effective
Spring 2009 through
Fall 2010, Fresno City
College and Reedley
College
[09-48G]
Action

approve the Fresno City College and Reedley College curriculum proposals

Review of District
Warrants and Checks
[09-49G]
Action

review and sign the warrants register for the period April 25, 2009, to May 21, 2009, in the amount of \$11,930,551.28; 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 21, 2009, to May 20, 2009, in the amount of \$441,653.61

Consideration of
Report of Investments
[09-50G]
Action

accept the Quarterly Performance Review, as provided by the County of Fresno, for the quarter ending March 31, 2009

Consideration to Adopt
Resolution Establishing
2009-10
Appropriations Limit
(Gann)
[09-51G]
Action

adopt Resolution No. 2009-8 in the Matter of the Establishment of an Appropriations Limit for the 2009-10 Fiscal Year, which sets the 2009-10 appropriations limit for the District at \$139,266,775

Consideration to
Authorize Year-end
Balancing transfers,
2008-09 Fiscal Year
[09-52G]
Action

authorize year-end balancing transfers for the 2008-09 fiscal year

Consideration of
Claim, Ramona Ann
Bynum
[09-53G]
Action

reject the claim submitted by Ramona Ann Bynum and direct the Chancellor or Vice Chancellor, Finance and Administration, to give written notice of said action to the claimant

Consideration to Authorize Agreement with Tulare County Workforce Investment Board for Eligible Training Provider Contract, Fresno City College [09-54G]
Action

- a) authorize the District, on behalf of Fresno City College, to enter into an agreement with the Tulare County Workforce Investment Board to provide occupational skills training to eligible Workforce Investment Act clients in exchange for the reimbursement of student training and tuition costs for a period July 1, 2009, through June 30, 2013;
- b) authorize renewal of the agreement with similar terms and conditions; and
- c) authorize the Chancellor or Vice Chancellor, Finance and Administration, to sign the agreement on behalf of the District

Consideration to Authorize Agreement with the Office of Statewide Health Planning and Development for Nursing Education, Fresno City College [09-55G]
Action

- a) authorize the District, on behalf of Fresno City College, to enter into an agreement with the Office of Statewide Health Planning and Development for funding to supplement the Associate Degree Nursing Program for the two-year period July 1, 2009, through June 30, 2011, with funding in the amount of \$140,000;
- b) authorize renewal of the agreement with similar terms and conditions; and
- c) authorize the Chancellor or Vice Chancellor, Finance and Administration, to sign the agreement on behalf of the District

Consideration to Authorize Agreement with the American Council on Education (ACE) for Wal-Mart Success for Veterans Award Grant, State Center Community College Foundation and Fresno City College [09-56G]
Action

- a) authorize the District, on behalf of State Center Community College Foundation and Fresno City College, to enter into a grant agreement with the American Council on Education (ACE) for the ACE/Wal-Mart Success for Veterans Award Grant to be used to augment and expand the existing PowerPathways training program offered by Fresno City College for the period June 1, 2009, through June 30, 2011, with funding in the amount of \$100,000;
- b) authorize renewal of the agreement with similar terms and conditions; and
- c) authorize the Chancellor or Vice Chancellor, Finance and Administration, to sign the agreement on behalf of the District

Consideration of Resolution of Intent to Lease District-owned Property, College Farm, Reedley College [09-57G]
Action

adopt Resolution No. 2009-9, a Resolution of Intent to Lease District-owned Property, College Farm, authorizing the lease of Reedley College Farm Parcels A, B, C, D, E, J, K and L, totaling approximately 118 acres; and direct the Vice Chancellor, Finance and Administration, or his designee, to prepare invitations to bid and other documents as required for final consideration by the Board of Trustees on October 6, 2009

Consideration to
Authorize Purchase of
Refurbishing Science
Equipment, Reedley
College
[09-58G]
Action

authorize the purchase of refurbished science equipment (ABI Prism Genetic Analyzer) for Reedley College in the amount of \$52,014.59; authorize the purchase of additional refurbished science equipment as necessary and available; and authorize purchase orders to be issued to complete this purchase

Consideration to
Appoint Committee
Members to the
Measure E Citizens'
Bond Oversight
Committee
[09-59G]
Action

appoint the following members to the Citizens' Bond Oversight Committee:
a) Don Larson and Audrey Redmond as community-at-large representatives, and Carol Martens as the senior citizens' representative, to serve two-year terms ending June 30, 2011; and
b) Sergey Salushev as student representative, to serve through June 30, 2011

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

Public Hearing on
District's Initial
Proposal to California
School Employees
Association, Chapter
No. 379
[09-30]
No Action

Government Code Section 3547 sets forth the “sunshine” provisions of the Rodda Act. The Board is required to hold a public hearing on the District's initial proposal to the California School Employees Association Bargaining Unit. The District's proposal has been made available to the public since Wednesday, May 27, 2009, the date of the posting of the agenda.

Public Hearing

The Board President opened the meeting for public comment on the District's initial proposal to the California School Employees Association, Chapter No. 379 at 4:45 p.m. Hearing no comment from the public the hearing was closed at 4:46 p.m. Following the open comment, no action was necessary on the part of the Board.

Consideration to
Concur/Oppose
Personnel Commission
Budget
[09-31]
Action

A motion was made by Ms. Smith and seconded by Mr. Caglia that the Board of Trustees direct the Chancellor to notify the Fresno County Superintendent of Schools that there will be no objection to the State Center Community College District Personnel Commission estimated budget of \$418,168 for the 2009-10 fiscal year. The motion carried unanimously.

Consideration to
Approve 2009-10
Tentative Budget
[09-32]
Action

Dr. Crow introduced this item stating that the SCCCDC is facing unprecedented budget times. Business as usual does not exist anymore, and budgeting has been made even more difficult because of the uncertainty coming out of Sacramento. He held a meeting with all management on May 27 to talk about the districtwide approach to handling the budget situation within SCCCDC. Dr. Crow said the 2009-10 SCCCDC budget is based on three principles, the first of which is student access. He thanked the campuses and the departments for their hard work and tough decisions on developing their budgets.

Mr. Brinkley presented the 2009-2010 SCCCDC Tentative Budget, stating the three guiding principles for the budget referred to by Dr. Crow are maintaining student access, maintaining current permanent staff, and balancing the budget with no deficit spending.

Following the presentation Mr. Brinkley and Dr. Crow responded to questions and comments from Board members.

Ms. Smith asked about possible actions in the State budget process regarding physical education and the impact it would have on athletic programs. She voiced a similar concern about the basic skills programs. She added that it is important to keep staff informed every step of the way as the District works through the budgeting dilemma.

Ms. Barreras asked how the GASB contribution was being handled by the District. Mr. Brinkley responded that this year the District contributed to a District fund and not to the irrevocable trust, which allows the contributions to be brought back as operating funds should that become necessary.

Referring to a Board action from a previous meeting, Mr. Patterson asked if the Board's motion to take \$6 million from reserves for the OAB could be rescinded in the event drastic budgeting measures are needed. At the time the OAB item was approved he was not in favor of it because he wanted to save reserves for educational issues. Mr. Patterson also voiced that the Board should be exploring all options and putting them on the table for dialogue so the Board, and stake holders, know what the choices are for decision-making.

At this point in the discussion Board President Smith expressed a concern about budget issues and solutions being commented on. He invited the District's general counsel Gregory Taylor for

Consideration to
Approve 2009-10
Tentative Budget
[09-32] (continued)
Action

direction on having these matters agendized for a future meeting so that the public could participate in the discussion, especially if the Board is going back to revisit decisions they have made publicly.

Mr. Taylor responded it is his opinion that it is not inappropriate to discuss any item in the tentative budget that Mr. Brinkley is presenting. To the extent a Board action is revisited or considered for reversal, Mr. Taylor advised the matter should properly be agendized for a future meeting.

Dr. Crow commented that the tentative budget allows the District to do business on July 1 and is based on the best information available while waiting for direction from Sacramento. The Board has established September 1 as the date for adoption of the final budget. Until that time staff will be updating the Board and receiving their input. As more information comes from the State, we will be better able to determine the direction to take. The Board is being asked to approve the tentative budget with the idea that by September it may be a substantially different budget they would be considering for adoption.

It was moved and seconded (Ms. Smith/Ms. Barreras) that the Board of Trustees approve the 2009-10 SCCCDC Tentative Budget, as presented. The motion carried unanimously.

Consideration to
Establish September 1,
2009, as the Public
Hearing Date for the
Proposed 2009-10 Final
Budget
[09-33]
Action

A motion was made by Mr. Patterson and seconded by Ms. Barreras that the Board of Trustees schedule a public hearing for the proposed 2009-10 final budget at 4:30 p.m. on September 1, 2009. The motion carried unanimously.

Consideration to
Authorize Submittal of
2011-2015 Five-Year
Construction Plan and
Priority Projects
[09-34]
Action

A motion was made by Mr. Patterson and seconded by Mr. Feaver that the Board of Trustees approve submittal of the Five-Year Construction Plan for the years 2011-2015. The motion carried unanimously.

Consideration to Adopt
Resolution Authorizing
Submittal of the Final
Project Proposal,
Physical Education
Complex
Modernization,
Reedley College
[09-35]
Action

A motion was made by Ms. Barreras and seconded by Mr. Caglia that the Board of Trustees adopt Resolution No. 2009-10 authorizing submittal to the State Chancellor's Office of the Final Project Proposal for the Physical Education Complex Modernization at Reedley College. The motion carried unanimously.

Consideration to Adopt
Resolution Authorizing
Sale and Issuance of
General Obligation
Bonds, Election of
2002, Series 2009A
[09-36]
Action

A motion was made by Ms. Smith and seconded by Mr. Thonesen that the Board of Trustees adopt Resolution No. 2009-11 authorizing the sale and issuance of State Center Community College District General Obligation Bonds, Election of 2002, Series 2009A; and authorize the Chancellor or Vice Chancellor, Finance and Administration, to sign all necessary documents relating to the issuance of the Series 2009A Bonds. The motion carried unanimously.

Reports of Board
Members

Ms. Barreras reported the graduation at the Madera Center was great and everyone did a good job.

Mr. Caglia reported he attended the Fresno City College graduation, and stated, "It's a production."

Mr. Thonesen said he attended the Reedley College graduation and said it was well done, as always.

Ms. Smith attended the Fresno City College graduation and said it was a wonderful ceremony.

Mr. Patterson attended graduation at Fresno City College and said there was a full house and everyone did great. He said the reception has been done away with, but thinks it should be reinstated next year because people were out in the parking lot trying to take family pictures. Over 500 students went through the ceremony, and he found it to be a heartwarming experience. He could see the pride in the students and their families.

Mr. Smith attended the North Centers graduation. He said a combination of pride and enthusiasm pervaded the air and a sense of accomplishment by the students, as well families, friends, and others who helped them succeed. The speaker Ms. Riojas was the most inspirational speaker he has heard at a graduation ceremony. She talked about her life and what it took for her to accomplish

Reports of Board
Members (continued)

things despite the physical hardships she endures. It communicated to the students that if she could do what she has done despite her hardships, other students could, too.

Mr. Patterson added that he heard Ms. Riojas speak at another event at which she received an award. She talked about how she got her start at Fresno City College, where she was told that she could do what she wanted to do. She went on to get her AA degree at Fresno City College and said that it changed her life.

Old Business

Ms. Smith would like to know whether the other entity that is proposing to offer classes in the community is a for-profit or not-for-profit organization. The African American Museum is a not-for-profit organization. Ms. Smith also asked for information regarding the matter of proximity of the African American Museum to the West Fresno service region.

Future Agenda Items

Ms. Smith reported reading in the *Community College Times* about the math anxiety research being done. She would like to have a presentation from the math departments throughout the district regarding what is being done to help students with math anxiety. She would like to know how our students do as a whole and how they can be helped to overcome that anxiety.

Mr. Smith would like to revisit the issue of outside vendors of legal services.

Delegations, Petitions,
and Communications

None.

Closed Session

William Smith stated that in closed session the Board would be discussing:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE,

Pursuant to Government Code Section 54957

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT,

Pursuant to Government Code Section 54957

1. Vice President, Student Services, Reedley College

CONFERENCE WITH LABOR NEGOTIATOR [Unrepresented

Employees: President, Fresno City College; President,

Reedley College; Vice Chancellor, North Centers; Vice

Chancellor, Finance and Administration]; Tom Crow, Pursuant

to Government Code Section 54957

Mr. Smith called a recess at 6:08 p.m.

Open Session

The Board moved into open session at 7:10 p.m.

Report of Closed Session

Mr. Smith reported that the Board took no action in closed session.

Consideration to Appoint Vice President, Student Services
[09-37]
Action

Mr. Smith announced that Item 09-37, Consideration to Appoint Vice President, Students Services, Reedley College, has been pulled from the agenda, and no action will be taken.

Consideration to Extend Employment Contracts for Unrepresented Employees: President, Fresno City College; President, Reedley College; Vice Chancellor, North Centers; Vice Chancellor, Finance and Administration

The motion was made by Ms. Smith and seconded by Mr. Caglia to authorize new employment contracts through June 30, 2012 for the following:

President, Fresno City College
President, Reedley College
Vice Chancellor, North Centers
Vice Chancellor, Finance and Business

Mr. Thonesen moved to amend the motion to limit the contract of the President of Reedley College to a two-year contract. The motion to amend failed for lack of a second.

President Smith asked for a roll call vote on the original motion. The motion passed by a vote of five (yes), and two (no), as follows:

Mr. Feaver	-	Yes
Mr. Caglia	-	Yes
Ms. Barreras	-	Yes
Mr. Thonesen	-	No
Ms. Smith	-	Yes
Mr. Patterson	-	No. Mr. Patterson stated he is voting no because he does not like three-year contracts.
Mr. Smith	-	Yes

Adjournment

The meeting was adjourned at 7:13 p.m. by the unanimous consent of the Board.

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

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