

Governing Board Meeting Agenda (Tuesday, July 11, 2017)

Generated by Sherri Brusseau on Tuesday, July 18, 2017

Members present

Mayra Cruz, Wendy L Ho, Jeffrey B Lease, Craig Mann, Rudy N Nasol, Huong Nguyen, Scott Pham

Meeting called to order at 6:54 PM

A. CALL MEETING TO ORDER

Governing Board Meeting Tuesday, July 11, 2017

Members present

Mayra Cruz
Wendy L Ho
Jeffrey B Lease
Craig Mann
Rudy N Nasol
Huong Nguyen
Scott Pham

Meeting called to order at 6:01 PM

A. CALL MEETING TO ORDER

Information: 1. 4:30 p.m. - The Meeting will be called to order at the District Board Room, 40 South Market Street, San Jose, CA 95113

The meeting was called to order at 4:35 p.m. by Board Vice President Cruz.

Information: 2. Information on Public Comments and Disability Access

B. APPROVAL OF CLOSED SESSION

Action: 1. Approval of Closed Session Agenda-

M/S/C (Ho/Nguyen) to adopt the Closed Session Agenda as submitted.

C. PUBLIC COMMENTS ON CLOSED SESSION AGENDA

D. CLOSED SESSION ITEMS FOR DISCUSSION

Information: 1. The Board will recess to Closed Session at 4:30 p.m. to consider the following items:

**[X] CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Government Code Section 54956.9)**

**[X] CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)**

**Property: 27 acres of surplus land adjoining San Felipe Road and Yerba Buena
District's Negotiator(s): SJECCD Vice Chancellor Doug Smith; Mr. Jim Eller, Eller & Associates
Names of Negotiating Parties: Republic Urban Properties LLC
Under Negotiation: Instructions regarding price and terms of ground lease for surplus land**

**[X] REMOVAL/SUSPENSION/EXPULSION OF A STUDENT
(Education Code 72122; 20 U.S.C. Section 1232g)**

E. RECONVENE INTO OPEN SESSION

Procedural: 1. Pledge of Allegiance

Board President Mann invited Student Trustee, Johnson Tran, to lead the room in the pledge of allegiance.

Action: 2. Adoption of the Agenda

M/S/C (Nguyen/Cruz) to approve the agenda.

Board President Mann asked the Chancellor if there were any changes to the existing Agenda. Chancellor Budd responded that Item F.10. will be pulled for further review.

Board President Mann called for a vote to adopt the agenda with the changes made by Chancellor Budd.

Roll call vote was as follows:

Trustee Cruz voted yes.

Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

Information: 3. Announcement of Reportable Action Taken in Closed Session

Board President Mann announced there were no actions taken in closed session.

Recognition: 4. Recognition of exemplary action taken on behalf of SJECED Police Chief Tom Morales, and his team.

Chancellor Budd stated she is very thankful for the incredible work the Police Department provides on a daily basis, specifically in regards to the recent on-campus safety incident. The team's quick action allowed the college to ensure the safety of all students, faculty and staff, as well as to provide resources to the student requiring help.

Chief Morales thanked Dr. Budd for her leadership and support, and noted that it is easy to lead when you have such a great team to support you. Chief Morales continued by stating the crisis was averted thanks to the quick thinking of Dispatcher, Pam Spoor, Officers Pete Uridia and Mike Annino who made the arrest. Chief Morales commends the work of Sargent Norma Chapel for her exemplary guidance throughout the whole process.

Chancellor Budd presented Chief Morales with a certificate of recognition, "In appreciation for your outstanding leadership, and initiative, in directing your team and collaborating with the San Jose Police Department to prevent a potentially life threatening incident at San Jose City College, ensuring safety for all.

Board President Mann commented in appreciation of the Police Department for the work the team does in keeping the District safe.

President Breland thanked the team for their great cooperation and communication. President Breland further thanked Vice Chancellor Garcia for handling the district's portion of the matter.

Information: 5. Public Comments on Matters not on the Agenda

Ms. Melissa Martinez spoke in favor of bringing back childcare services to San Jose City College, noting that while this may be seen as overwhelming, there are students, faculty and staff that are willing to help contribute to seeing this goal realized. This would help student parents that do not have any other childcare support system as well as benefit early childhood education students that currently have to go off campus to complete the required certification hours.

Ms. Martinez further noted that in fall of 2016 San Jose City College ASG conducted a survey that noted obtaining childcare was a concern of many students and a barrier to attend SJCC.

Action: 6. June 13, 2017, Governing Board Meeting Minutes

M/S/C (Lease/Cruz) to approve the June 13, 2017 meeting minutes as submitted.

Roll call vote was as follows:

Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

F. CONSENT AGENDA

Action (Consent): 1. Adoption of the Consent Agenda

Board President Mann called for general consent approval for all Consent Agenda Items except: F.10. which has been pulled.

Hearing no requests to pull any additional items, Board President Mann stated that all items except for item F.10 of the Consent Agenda were adopted by general consent.

Action (Consent): 2. Management Personnel Actions

Action (Consent): 3. Faculty Personnel Actions

Action (Consent): 4. Supervisory-Confidential Personnel Actions

Action (Consent): 5. Classified Personnel Actions

Action (Consent): 6. Hourly, Student Work & Volunteer Personnel Actions

Action (Consent): 7. Ratification of Contracts, Purchase Orders and Contract Revisions

Action (Consent): 8. MOU with Santa Clara County Office of Re-Entry to provide Alcohol and Drug Counselor classes.

Action (Consent): 9. Service agreement with the Santa Clara County Office of Substance Use Prevention

Action (Consent): 10. San Jose City College - WIOA/City of San Jose Memorandum of Understanding

Action (Consent): 11. Agreement between The Valley Foundation School of Nursing at San Jose State University and Evergreen Valley College for ADN to BSN RN Bridge Program

Action (Consent): 12. Renewal of VTA EcoPass Agreement

Action (Consent): 13. Indemnity and Hold Harmless Agreement for Facility Use with City of San Jose for Police Emergency Response Training

Action (Consent): 14. Youth Empowerment Strategies for Success Grant - Evergreen Valley College

Action (Consent): 15. International Student Health Insurance

Action (Consent): 16. SJCC Associated Students 2017-18 Annual Budget

Action (Consent): 17. EVC Overseas Recruitment - Fall 2017

Action (Consent): 18. Board Policies for Approval

G. GENERAL OBLIGATION BOND PROGRAMS CONSENT AGENDA

Action (Consent): 1 Adoption of the General Obligation Bond Programs Consent Agenda

Board President Mann called for general consent approval for all General Obligation Bond Programs Consent Agenda Items.

Hearing no requests to pull any items, Board President Mann stated that the General Obligation Bond Programs Consent Agenda was adopted by general consent.

Action (Consent): 2. Measure G - 2010 Bond Program: Evergreen Valley College Parking Lot Remediation Phase I Project #32307-12 - CSW/Stuber-Stroeh Engineering Group, Inc. Revision No. 001 to Project Assignment Amendment (PAA) EVC-03

Action (Consent): 3. Measure G - 2010: San Jose City College (SJCC) Audio Visual (AV) Systems Improvements for Radio Station Project #31330 - BCI General Contractors, Inc. Agreement

Action (Consent): 4. Measure G - 2010 Bond Program: San Jose City College (SJCC) Relocate Adaptive PE Project #31323 - JCP Industries, LLC Agreement

H. ACTION AGENDA

Action: 1. Approval of recommendation of the ad-hoc board ethics committee, convened pursuant to BP 2715, to issue a formal letter to Trustee Mann notifying him that his continued violations of BP 2715 will not be tolerated.

Board Vice President Cruz began by stating that she will be providing an oral report regarding the findings of the ad-hoc Ethics Committee and an Action Item for the Board to consider (**Attachment 1**).

M/S/C (Lease/Ho) to approve the Approval of recommendation of the ad-hoc board ethics committee, convened pursuant to BP 2715, to issue a formal letter to Trustee Mann notifying him that his continued violations of BP 2715 will not be tolerated.

Trustee Lease thanked Trustee Mann for meeting with the committee and for his collegial agreement and reaching a peaceful resolution. Trustee Lease further commented that he looks forward to continued work together with Trustee Mann.

Trustee Ho thanked President Mann for his openness and willingness to meet with the ethics committee and come to a

mutually agreeable decision. Trustee Ho further reminded the Board that we are a team, and as such we need to hold each other up and accountable as well as provide support to one another. Additionally, Trustee Ho thanked the ethics committee for bringing a peaceful resolution to this matter.

Roll call vote was as follows:

Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted abstain.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted abstain.
Student Trustee Tran voted yes.

Action: 2. Resolution Number 071117-1 Approving District Budget Transfers and Revisions

M/S/C (Lease/Ho) to approve the Resolution Number 071117-1 Approving District Budget Transfers and Revisions.

Chancellor Budd commented that this is a routine item.

Roll call vote was as follows:

Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

Action: 3. Executive Management Personnel Action - Employment

M/S/C (Lease/Ho) to approve the Executive Management Personnel Action - Employment

Chancellor Budd commented that this is a very exciting opportunity we have regarding our new Interim President at Evergreen Valley College.

Board President Mann reiterated that there is a recommendation to approve the Executive Management personnel item as submitted, and read out the following: "The employment of Keith Aytch as Interim President of Evergreen Valley College, effective July 12, 2017 through June 30, 2018 or until the permanent President is hired, whichever occurs first, at an annual salary of \$212,928.00 EM1/1".

Trustee Lease commented that he is delighted to see Keith in this role, noting how wonderful it is to have seen him grow within the district throughout the years. Trustee Lease further commented on the great work Keith Aytch has done and that he looks forward to his leadership at EVC. This is a well-deserved appointment.

Trustee Pham commented that Keith Aytch has been a very competent Vice President and he is confident that he will be an effective Interim President.

Vice President Cruz offered her congratulations to Interim President Aytch, noting how great it is to see us "growing our own"; it has been delightful to watch. Trustee Cruz further noted that Interim President Aytch is now a member of a team of role models which is very important to the Board and our community.

Trustee Ho echoed the Board's previous comments, and extended her congratulations to Interim President Aytch. Trustee Ho further noted that Interim President Aytch has been revered on the EVC campus as a trusted leader and she too looks forward to his leadership at this very critical juncture in time.

Board President Mann noted that he has known Mr. Aytch for a long time, and is extremely proud of his accomplishment.

Roll call vote was as follows:

Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.

Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:
Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

Interim President, Keith Aytch, stated he is humbly honored to be in this position, noting that for the last 24 years he has dedicated sincere passion to student success at EVC. He continued by thanking the Chancellor, the committee, the Trustees, and the EVC family, stating that he is blessed to be working with three very talented Vice Presidents to continue the work of student success. Interim President Aytch is the first generation to graduate in his family and he is glad to be able to make his parents proud, even after their passing. It is hard to be interim, but in the true sense of life, we are all interim, and while serving in this role he plans to work hard with the district and his peers, and noted while this position may be temporary, his passion is full-time.

Action: 4. Expulsion of student #0782879

Chancellor Budd noted that the recommendation before the Board is to expel the student with I.D. #0782879.

M/S/C (Lease/Ho) to approve the Expulsion of student #0782879

Roll call vote was as follows:
Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:
Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

Action (Consent): 5. College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and San Jose Unified School District

Chancellor Budd commented that both H.5, and H.9 are known as the CCAP agreements for the College and Career Access Pathways and Partnership Agreement. These agreements are just an update to last year's agreements for Oct. 2017 through October 2018. Chancellor Budd thanked the colleges for expanding this dual enrollment opportunity for our students in our community.

Vice President Cruz commented that she is very happy to see our district continuing this work. Additionally, she commented that the Board would appreciate a report on these particular agreements as they progress.

M/S/C (Nasol/Cruz) to approve the College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and San Jose Unified School District.

Roll call vote was as follows:
Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:
Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

Action (Consent): 6. Memorandum of Understanding between California College of Communications

Chancellor Budd noted that this is an update to the existing agreement that was developed through SJCC to help our students that need additional assistance with their language skills and TOFL scores.

M/S/C (Cruz/Ho) to approve the Memorandum of Understanding between California College of Communications.

Roll call vote was as follows:

Trustee Cruz voted yes.

Trustee Ho voted yes.

Trustee Lease voted yes.

Trustee Mann voted yes.

Trustee Nasol voted yes.

Trustee Nguyen voted yes.

Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.

Student Trustee Tran voted yes.

Action: 7. Measure G-2010 Bond Program: Bond List Revision No. 36

Chancellor Budd thanked Vice Chancellor Smith and his team for the continued efforts to keep the Board updated and informed.

Vice Chancellor Smith commented that BLR #36 is simply a quarterly revision where all overhead and management costs are recognized.

M/S/C (Lease/Cruz) to approve Measure G-2010 Bond Program: Bond List Revision No. 36.

Roll call vote was as follows:

Trustee Cruz voted yes.

Trustee Ho voted yes.

Trustee Lease voted yes.

Trustee Mann voted yes.

Trustee Nasol voted yes.

Trustee Nguyen voted yes.

Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.

Student Trustee Tran voted yes.

Action: 8. Measure G-2010 Bond Program: Bond List Revision No. 37

Chancellor Budd invited Vice Chancellor Smith to comment.

Vice Chancellor Smith noted this BLR #37 represents a single item transfer of \$36k from SJCC project contingency to add additional resources to a parking project.

M/S/C (Lease/Pham) to approve Measure G-2010 Bond Program: Bond List Revision No. 37.

Roll call vote was as follows:

Trustee Cruz voted yes.

Trustee Ho voted yes.

Trustee Lease voted yes.

Trustee Mann voted yes.

Trustee Nasol voted yes.

Trustee Nguyen voted yes.

Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.

Student Trustee Tran voted yes.

Action (Consent): 9. College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and Milpitas Unified School District

M/S/C (Lease/Cruz) to approve Measure G-2010 Bond Program: College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and Milpitas Unified School District.

Trustee Nasol thanked staff for initiating this agreement as we work to create more equity among the residents of our district.

Roll call vote was as follows:

Trustee Cruz voted yes.
Trustee Ho voted yes.
Trustee Lease voted yes.
Trustee Mann voted yes.
Trustee Nasol voted yes.
Trustee Nguyen voted yes.
Trustee Pham voted yes.

Advisory Vote was as follows:

Student Trustee Santos voted yes.
Student Trustee Tran voted yes.

I. INFORMATION AGENDA

Information: 1. Measure G-2010 Bond Program: Measure G-2010 Summary Report for June 26, 2017
Summary report

Chancellor Budd invited Vice Chancellor Smith to comment.

Vice Chancellor Smith noted this report reviews cost status, scheduled status, and any areas of concerns through March 31st.

Information: 2. Board Ends Policies and Governance Principles - First Reading

Chancellor Budd noted that this is a first reading for information, with a second reading for approval at a future meeting. Chancellor Budd thanked the Board for their work to update the Governance Principles at the June 10th Board Retreat, and thanked the District Administrative Team for their work at their June 21st Retreat. Chancellor Budd further clarified that before the Board tonight is the redlined version of those changes made by the Administrative Team on June 21st.

Trustee Lease noted appreciation for the work done on the "Total Work Environment", however prefers what was already there.

Trustee Cruz noted agreement with Trustee to Lease's feedback, and added that the intent of the new language seems to change the actual priority in that it appears to aim to diversify the employment groups across the district.

Chancellor Budd thanked the Board again for their work toward continuous improvement, and noted the Total Work Environment piece would be changed back to its original language.

J. ORAL COMMUNICATIONS

Report: 1. Constituency Reports

CSEA: Mr. Faustino Villa reported that CSEA will hold its annual conference at the end of the month where Mr. Dan Hawkins will be presenting on Guided Pathways.

AFT 6157: Mr. Paul Fong reported that this past weekend he visited the Democratic Party picnic. Mr. Fong additionally congratulated Interim President Keith Aytch on his new position, and noted that Chancellor Budd made a great decision.

Mr. Paul Fong introduced SJCC Fiscal Officer and Executive Board Member, Linda Ferrel, who will be providing a report on SJCC campus safety.

Ms. Linda Ferrel reported concern after the recent safety incident at SJCC. Ms. Ferrel noted that we have poor classroom safety in terms of the swing-out of classroom doors, which force instructors to lock the door from the outside, putting themselves and their students in danger. Additionally, Ms. Ferrel commented that some part-time instructors do not all have keys to lock their classrooms. Ms. Ferrel further asked the Board if there is any way to put funding towards fixing these door fixtures.

EVC Academic Senate:

Mr. Eric Narveson reported that EVC is currently entering its 4th week of summer school. Mr. Narveson also congratulated Interim President Keith Aytch, and echoed Mr. Fong's comments that the Chancellor has made an excellent choice. Mr. Narveson introduced, EVC Academic Senate, Jack Baker, who is sitting in for Mr. Fabio Gonzalez.

SJCC Academic Senate: Mr. Jesus Covarrubias commented that he has nothing to report.

MSCC:

Mr. Mark Gonzalez congratulated Interim President Keith Aytch, and noted he will do an amazing job, and added that it always feels great when tenured faculty excel through the district.

Student Government President reported that the student government has been holding trainings over the last three Saturdays, focusing on best practices, a review of missing pieces, mission and vision statements, and determining goals for the new year ahead which include:

1. Support a functioning Child Development Center.
2. Develop a Student-to-Student mentorship program.
3. Provide students an effective channel to resources.
4. Promote diversity and student voice.
5. Support the development of student organizations desiring to advance issues of social justice.
6. Provide professional Development opportunities for our students.

District Academic Senate:

Mr. Jack Baker reported that summer session is going well at EVC, the Roble building is in the process of going away, and congratulated Interim President Keith Aytch.

Report: 2. Presidents' Reports

Interim President Keith Aytch reported that last summer we increased summer session by 5%, and further commended Vice President Gonzalez and Swinson for maintaining that strength this summer. We are in the process of preparing our team for the Guided Pathways sessions scheduled for August 21st. Interim President Aytch further reported that in addition to the great summer courses offered at EVC, they also held the Silicon Valley Ninja Warrior Youth Leadership Camp last weekend where he was happy to see Trustee Lease's son participating. Additionally, two more Associate Degrees for transfer were added, with a goal of reaching 18 for this term. Interim President Aytch further noted that EVC's San Jose Promise enrollment is now at 170, and extended thanks to Vice President Swinson for assisting with this recruitment. EVC will be holding a Picnic on the Green event on July 20th as a thank you to our students for attending summer session in addition to welcoming our San Jose Promise students. Recruitment efforts continue to take place at the Eastridge Mall kiosk, and a booth at the Santa Clara County Fair; volunteers are welcome. Special thanks to Vice President Alexander for getting the Roble building demolition underway. There is new signage up at EVC, the entrance to the Student Center is currently being restructured to accommodate ADA compliance standards, and lastly, Interim President Aytch thanked his entire team for their work while he was on sabbatical.

President Breland extended his congratulations to Interim President Aytch.

In regards to the classroom door safety concern at SJCC, President Breland commented that we were fortunate to have the quick response that we did, but we do understand the current vulnerabilities and are addressing them. Additional, around-the-clock, armed guards have recently been put in place for the next few months. We will continue to look at areas that can be improved, within budget. President Breland thanked the Board, and Vice Chancellor Garcia on taking swift action on the student behavioral matter.

President Breland added that this past July 7-9 the SOCHNAS conference was held at SJCC which involved training of Faculty from Stanford, UCLA, SJSC, and other professionals in the Silicon Valley. It was a wonderful success.

President Breland congratulated SJCC Student Government President for being one of the very hardworking interns at Ebay, and for her great work in representing SJCC and community colleges. Additionally, Google to work Pipeline designed to reach our adult learners will be holding workshops on July 21st and 28th in room M-102. Enrollment is up 20% this summer and 10% in the fall, attributed to the great teamwork, enrollment management staff, and dual enrollment partnerships recently built with local unified school districts providing great access for many students. Lastly President Breland will be speaking at the Annual Silicon Valley Leadership Educational Summit on August 10th.

Report: 3. Chancellor's Report

Chancellor Budd thanked both Presidents for their reports and congratulated Interim President Aytch in his new role, and stated that his motivational and leadership skills will be a huge asset to the College and the District.

Chancellor Budd added a Happy early birthday to Trustee Nguyen.

Chancellor Budd thanked Rosalie Ledesma for her work with Manny Diaz as we continue to update legislative items. Both colleges are working on guided pathways which is right in line with dual enrollment, San Jose Promise, Strong Workforce, SparkPoint, and Adult Ed. We have bond funds to address this.

Chancellor Budd echoed President Breland's comments in terms of classroom door safety that it is absolutely imperative that all of our doors are in working order and are safe.

Chancellor Budd thanked the Board for all their work, and the Administrative Team for all the retreat participation in the month of June; We have so much to look forward to in the upcoming year.

Report: 4. Board of Trustees

Student Trustee Tran commented on the great work that the Student Government is doing to create a foundation for the future student government. Student Trustee Tran added that he recently met with the Milpitas Director, Michael Mooney, who is doing great work at the Milpitas Extension.

Student Trustee Santos commented that he had nothing to report.

Trustee Pham commented that he had nothing to report.

Trustee Nasol thanked Board President Mann for his collegiality and professionalism during yesterday's Ethics Committee meeting, and further commented that this goes to show how our Board Governance Principles work, and that we are subject to these principles by making us a better governance team, and continuing our work on this document in order to continue to commit ourselves to be accountable.

Trustee Ho reported that the Board Legislative Committee met on June 27th to review a priority bill list. Trustee Ho highlighted a few key bills:

1. AB19 is scheduled to be heard tomorrow which will create a new fee waiver for California residents to waive the \$46/unit cost for their first academic year provided that they take a 12-unit schedule.
 - a. Rosalie Ledesma reported that this bill will backfill basic aid districts.
2. AB504 would require the Community College Chancellor to establish standard definitions and measures for equity and significantly under-represented populations. This bill will be double-joined to AB1018 which aims to add homeless students in equity plans.
3. SB68 this bill would exempt undocumented students' tuition for a non-immigrant alien if the student has 3-years or more in the California public school system.
 - a. Manny Diaz noted that this bill was a continuation of AB540 bill approved back in 2002. At that time, it was very controversial. This bill corrects all of the amendments made to that original bill.
4. SB769 which will expand the number of bachelorette degrees from 15 to 25, however the bill was amended and will not allow community colleges to provide additional programs at this time, and the operation of the current program will be extended another five years.

Trustee Ho noted that at the June 27th meeting we received an update on the SJ Promise, that the Chancellor and Rosalie Ledesma have been in discussion with Council Member Jimenez regarding a potential mentorship with business owners and executives for funding potential mentorship ideas, as well as working with the Mayor's Office to obtain stipend services for those students currently enrolled at SJCC and EVC with an opportunity to receive up to \$60k by participating in internships with non-profit and educational employers. This will be offered as a pilot program in the 2017-18 year. Finally, SJCC held their Promise inauguration on June 26th with approximately 300 students, including middle school students, and received great media coverage thanks to KPIX and Telemundo. Special thanks to Daniel Garza, SJCC PIO, for facilitating these events for the students. The next Legislative Committee meeting will be held on, Tuesday September 19th.

Trustee Nguyen - commented that she had nothing to report, and extended congratulations to Interim President Keith Aytch and Spark Point Director.

Trustee Lease reported that he attended President Yong's farewell dinner and thanked all that put that event on for him. Trustee Lease also reported that he attended a recent bowling tournament to benefit youth, and suggested that this might be something to do as a Foundation event.

Board Vice President Cruz reported that she recently completed Excellence in Trustee Leadership Program and encouraged all Trustees to get involved with the program; it is a great experience. Vice President Cruz thanked Trustee Ho, Trustee Nguyen, Chancellor Budd, Vice Chancellor Smith, Owen Letcher, Sam Ho, and Sherri Brusseau for their support on the Board Outreach Ad hoc Committee. On June 19, 2017 the Board Outreach Ad hoc Committee held a Focus Group Session with various representatives from local businesses. Those representatives were asked to review the draft vision and value statement and answer questions related to the barriers to doing business with the District. Some of the barriers that were shared related to the certification process, the lack of RFQ opportunities, construction agreements, etc. We additionally had the opportunity to discuss what would help the district be successful. Some of the responses included a suggestion to partner with target groups, create a marketing campaign for vendors, consider use of the request for qualification process, as well as provide support for new vendors at the District level. The Board Outreach Ad hoc Committee will be holding two meetings over the summer.

Board President Mann read the following comments to the Board:

"This is the first of a series of memos that I will be publishing to be included in the formal minutes under "Board Member Comments". These memos are in full alignment with the rights afforded me under the Constitution of the United States, my Brown-Act compliance responsibilities and are also in keeping with board policy.

- About BP2715, having just been held accountable under this well-intentioned Board Policy, the following observations were made: a) the policy itself makes no mention or reference to its subordination to the Constitution of the United

States and rights afforded all citizens – in particular the 1st, 5th and 14th Amendments. For instance, the process steps (1-7) to address alleged violation(s) of said policy do not reflect the Due Process Clause” rights afforded all citizens under the 5th and 14th amendments of the U.S. Constitution. For example, the lack of “effective notice” is a barrier to due process. It is my hope the Board Policy Committee will review and strengthen said policy such that it aligns, reflects and embraces all relevant Constitutional rights.

- When and/or will the Administration commission an independent MANAGEMENT AUDIT of Human Resources – to examine, report on its Strengths, Weaknesses, Opportunities and Threats?
- About the Budget Stabilization Fund. The current messaging by the Administration is a bit confusing. Some believe the BSF is a reserve on top of reserves, or additional reserves. It is not merely a subset of total reserves – RESTRICTED RESERVES? Which is it? Additionally, by what date will the Administration propose specific draft “draw down” criteria to the Board for consideration?”

K. BOARD MEETING EVALUATION

Trustee Ho commented on item number I.2. the first reading of the Board Ends Policies and Governance Principles, noting that these speak to the Board’s continuous cycle of improvement, and looks forward to continuing this process. Additionally, in regards to BP2715, Trustee Ho appreciated that we were able to reach a resolution tonight, and also noted agreement with President Mann that there is still work to be done.

Vice President Cruz thanked President Mann, and the Trustees for their participation in the Board Ethics Committee. Vice President Cruz commented that the item related to this committee is never an easy item to present, and further noted appreciation for this item being brought forward in a respectful and collegial manner, echoing Trustee Ho’s comments of how our governing principles speak to our commitment to continual improvement.

Trustee Lease requested that the Board Meeting Evaluation questions that were previously posted to the agenda be brought back to future agendas.

L. CONTINUATION OF CLOSED SESSION (If needed)

M. RECONVENE TO OPEN SESSION

Information: 1. Announcement of Action Taken in Closed Session

N. ADJOURNMENT

Information: 1. Adjournment

Trustee Nasol moved to adjourn.
The meeting adjourned at 7:48 p.m.

Information: 1. 4:30 p.m. - The Meeting will be called to order at the District Board Room, 40 South Market Street, San Jose, CA 95113

Information: 2. Information on Public Comments and Disability Access

B. APPROVAL OF CLOSED SESSION

Action: 1. Approval of Closed Session Agenda

C. PUBLIC COMMENTS ON CLOSED SESSION AGENDA

D. CLOSED SESSION ITEMS FOR DISCUSSION

Information: 1. The Board will recess to Closed Session at 4:30 p.m. to consider the following items:

E. RECONVENE INTO OPEN SESSION

Procedural: 1. Pledge of Allegiance

Action: 2. Adoption of the Agenda

Information: 3. Announcement of Reportable Action Taken in Closed Session

Recognition: 4. Recognition of exemplary action taken on behalf of SJECCD Police Chief Tom Morales, and his team.

DB invites team to front for presentation

So thankful on a daily basis for the great work that the PD provides. Incident at a recent incident and because of the incredible work of morales and his team,

Morales lead with excellend personnel with leadership from Dr. Budd who has been very supportive, we averted a crisis thanks to Pam

Spoor, as well as all other officers involved. Commend Sgt. Chappel for her exemplary guidance. Easy to lead when you have a great team

Debbie read the certificate - get language from Sam.

President Mann - thanked for keeping us safe

Byron - thank you, fortunate to have great cooperation, chief provided great communication - thank you all

Information: 5. Public Comments on Matters not on the Agenda

Melissa Martinez - speaking in favor of childcare facility at San Jose City College - this would help parents that need to take the bus, benefit early childhood ed students that currently have to go off campus to complete these hours

survey indicated that 60% of students are not taking classes....please consider

Action: 6. June 13, 2017, Governing Board Meeting Minutes

F. CONSENT AGENDA

Action (Consent): 1. Adoption of the Consent Agenda

Action (Consent): 2. Management Personnel Actions

Action (Consent): 3. Faculty Personnel Actions

Action (Consent): 4. Supervisory-Confidential Personnel Actions

Action (Consent): 5. Classified Personnel Actions

Action (Consent): 6. Hourly, Student Work & Volunteer Personnel Actions

Action (Consent): 7. Ratification of Contracts, Purchase Orders and Contract Revisions

Action (Consent): 8. MOU with Santa Clara County Office of Re-Entry to provide Alcohol and Drug Counselor classes.

Action (Consent): 9. Service agreement with the Santa Clara County Office of Substance Use Prevention

Action (Consent): 10. San Jose City College - WIOA/City of San Jose Memorandum of Understanding

Action (Consent): 11. Agreement between The Valley Foundation School of Nursing at San Jose State University and Evergreen Valley College for ADN to BSN RN Bridge Program

Action (Consent): 12. Renewal of VTA EcoPass Agreement

Action (Consent): 13. Indemnity and Hold Harmless Agreement for Facility Use with City of San Jose for Police Emergency Response Training

Action (Consent): 14. Youth Empowerment Strategies for Success Grant - Evergreen Valley College

Action (Consent): 15. International Student Health Insurance

Action (Consent): 16. SJCC Associated Students 2017-18 Annual Budget

Action (Consent): 17. EVC Overseas Recruitment - Fall 2017

Action (Consent): 18. Board Policies for Approval

G. GENERAL OBLIGATION BOND PROGRAMS CONSENT AGENDA

Action (Consent): 2. Measure G - 2010 Bond Program: Evergreen Valley College Parking Lot Remediation Phase I Project #32307-12 - CSW/Stuber-Stroeh Engineering Group, Inc. Revision No. 001 to Project Assignment Amendment (PAA) EVC-03

Action (Consent): 3. Measure G - 2010: San Jose City College (SJCC) Audio Visual (AV) Systems Improvements for Radio Station Project #31330 - BCI General Contractors, Inc. Agreement

Action (Consent): 4. Measure G - 2010 Bond Program: San Jose City College (SJCC) Relocate Adaptive PE Project #31323 - JCP Industries, LLC Agreement

H. ACTION AGENDA

Action: 1. Approval of recommendation of the ad-hoc board ethics committee, convened pursuant to BP 2715, to issue a formal letter to Trustee Mann notifying him that his continued violations of BP 2715 will not be tolerated. Cruz reads the item, and provides an oral report - get copy.

Pleased to report Mann accepted an invitation to speak to the ethics committee - positive and productive. wants to ensure the recommendation to accept the mutual resolution be accepted by the Board.

BP 2715 requires the board to investigate regarding a board member acting against board code of ethics.

If this happens the board vp will address this matter.

Report the findings to the board, and if the VP finds ...certain sanctions may be taken

Specifically the concerns centered around Trustee Mann's communications were violating the brown act and if his actions were in violation of the communication standards

None of these concerns were related to board meeting actions, and not based on points of views he expressed.

Ethics committee made up of Cruz and Nasol.

Start of 2017 Trustee Mann has made a number of mis-steps all of which were regarding, email, text, and social media...created serial meetings prohibited by the brown act.

Sent emails to chancellor on personnel matters.

created an inaccurate representation of the Board's views as a whole.

Letter also informed Mann pursuant BP...the vice president must make a report to the board - this report must occur in open session.

open minded with commitment to address the areas of concern.

Mann reached out to ethics committee and met last night - acknowledged the mishaps

Interactions were not related to interactions

Get final read-in from Trustee Cruz

recommended action thanks him for his collegiality, accept the developed plan made last night, and that the board by way of this action, advises trustee Mann further actions may result in sanctions.

Finally T. Mann did not request that the board did not indicate that it may lift these rules after T. Mann receives appropriate training.

Action: 2. Resolution Number 071117-1 Approving District Budget Transfers and Revisions

Action: 3. Executive Management Personnel Action - Employment

Lease - comment - delighted to see Keith in the role, mother worked with him for many years, great work done, well deserved and delighted. Look forward to leadership

Pham - Glad he is stepping up to an interim president and confident he will be effective int. pres.

Cruz, echo congratulations, great to see us growing our own and meeting you as a Dean and having seen the opps brought to the colleges has been delightful to watch. You are now a member of a team of role models which is very important to our community

Ho - echo's previous comments, congratulations,

Mann - known for a long time. done many people proud, thank you

Keith - honored - thanked chancellor committee and trustees, evc family, blessed to be working with a great team. first generation to

graduate, lost family while working here, making parents proud. Hard to be interim, but in true sense of life we are all interim...150% temp but passion is full there

Action: 4. Expulsion of student #0782879
Debbie reads out

Action (Consent): 5. College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and San Jose Unified School District Chancellor and H.9 are known as a CCAP agreement, update to last year's agreement. thanked colleges for their great work, expanding opps for students opps

Cruz question for in future if we could have a short report on the data and the successes that are part of these agreements as they progress.

Action (Consent): 6. Memorandum of Understanding between California College of Communications Budd developed via SJCC to help our students with their language skills - TOFL scores

Action: 7. Measure G-2010 Bond Program: Bond List Revision No. 36
thanked smith and team for always keeping us updated.

VCAS - first is quarterly revision where all overhead and management costs are recognized - traditional qu

Action: 8. Measure G-2010 Bond Program: Bond List Revision No. 37
Chancellor invited VCAS

VCAS this is a single item transfer to add additional resource to parking

Action (Consent): 9. College and Career Access Pathways Partnership Agreement (CCAP Agreement) between San Jose City College and Evergreen Valley College, both a college of the San Jose-Evergreen Community College District, and Milpitas Unified School District rudy thanks to staff for doing this to create equity.

I. INFORMATION AGENDA

Information: 1. Measure G-2010 Bond Program: Measure G-2010 Summary Report for June 26, 2017
Summary report

VCAS right side of report we have cost status, scheduled status, if areas of concern you'll be noted in this report routine through march 31

Information: 2. Board Ends Policies and Governance Principles - First Reading
Information for first viewing, with second reading in august to approve.

thanked at the june 10th retreat to review the strategic priorities, and thanked the admin team, noted the attachment with recent changes - if approved at second reading, we can review these at the sept. 8th all district meeting.

Lease - total work environment, liked what we had, not thrilled about the changes. Would like to wordsmith it.

Mann thanked lease for comments.

Cruz - similar to Lease's feedback, understand the intent of the new language, however it seems to change the actual priority. New language changes to a more of a disempowering the employment groups of the district. Training becomes a very important activity.

Debbie noted that this could be part of the activity in september. we'll take it back to the original and work with the participatory gov groups as we identify those

Mann thanked Cruz.

Mann how would we like to receive feedback.

4-5 years ago our board is miles above others - this will be similar to how we update the BP's congratulate board.

J. ORAL COMMUNICATIONS

Report: 1. Constituency Reports

Faustino - annual conference early august - dan hawkins will be presenting on guided pathways.

Paul AFT 6157 - fisacl officer joined us Linda Ferrel, SJCC

Most exciting thing done this weekend was to visit the all clubs democratic party picnic - dem. - huong proud feminist - proud to see this Private, congratulations to KA for reaching this point in his career - he did a great job in his interview - Chancellor Budd made a smart decision

Linda Ferrel - AFT - SJCC - Safety - recent incident made it clear our classroom security is lacking (classes swing out). Locking is not easy, some instructors do not have keys. There are fixtures that we can put in those classrooms.

Mann notes as a classroom teach, he is shocked.

Eric - Academic Senate EVC - into the 4th week of summer school
echo comments on KA - was on the committee - we made the best choice
Intro'd Jack Baker, EVC Academic Senate VP and member of District Senate

Jesus - nothing to report

MSCC - Mark - Publicly congratulate KA, he will do an amazing job, always feels great when tenured faculty are working for the district.

Student Rep - AS president for a new term - has been a lot of learning - student gov. has been training over the last few Saturdays, focusing on best practices. reviewing missing pieces, and first objective to create a vision and mission statement, determine goals. Goal support a functioning child development center

Goal

Goal

Goal

Goal promote diversity in student employees by providing a safe place to speak about their backgrounds

Goal - provide professional development

Excited to be working with these new board of students.

Baker - fabio is at a confere. summer session going well. Roble going away - Congrats to KA.

Report: 2. Presidents' Reports

KA - summer session increased enrollment by 5% - preparing for guided pathways with a team of 50 or more.

had a Silicon Valley Ninja Warrior Camp - Trustee Lease's son

Added two more associate degrees for transfer

SJ Promise - now at 170 - 20th will be a picnic on the green as well as thank you to students

Eastridge mall kiosk where we are in the community to recruit - volunteers welcome

Booth at santa clara county fair

thanks to VP alexander, Roble demo on way

new signage is up at EVC

restructuring entrance to student center

thanked

Breland - great report to KA - congratulations to KA

addressed linda's concern about the student incident. we were fortunate to have the reponse that we did. We do notice that we are vulnerable. we do rely on

Additional safety in place round the clock armed guards for the next few months.

thanked board on taking swift action on the student behavioral matter and all of that is now done and in place.

July 7-9 - science conference - training of faculty at SJCC - 70 to 100 participants on campus

congratulate one of our asg presidents hard at work with ebay (aryanna?)

recg. google to work pipeline designed to reach adult learners - July 21 and 28 M-102 holding classes at SJCC

Enrollment is up this summer 20% and up 10% in the fall - attribute to great teamwork, enrollment management, staff, dual enrollment

partnerships being built with local unified school district.

speaking at annual ed summit aug 10th careers to work panel.

Report: 3. Chancellor's Report

thanked both presidents and congratulated KA in his new role. Believe his motivational skills and leadership skill will be a huge asset to the college all while moving forward with guided pathways.

Happy early birthday to trustee Nguyen.

Thanks to Rosalie Ledesma as we continue to update items

Both colleges are working on guided pathways which does fit with dual enrollment -

congrats to both presidents for growing enrollment

noted welcome new sparkpoint...

Masters of Admin - 11 yeras management serving low income pop, worked with united way, bilingual in spanish

thanked pres breland, absolutely imperative that all of our doors are safe, and important to come up with ideas to implement in the mean time.

Thank you to voters for passing measure X so we can absolutely update the locks and doors with those funds.
Thanked the board for all work, and will see you all on August 29th.
Thanked team for all the retreat participation in the month of June. we have so much to look forward to, and looking forward to continuing to rise up with the SJECCD.

Report: 4. Board of Trustees

Tran - great work in student government and setting a great foundation for future student government - thanked arianna. recently met with michael moony regarding his extension.
Santos - still getting a feel - many fresh faces - nothing to report
Pham - no report
Nasol - thanked Trustee Mann, and noted goes to show how our gov. principle works, we are not about, but it works for us. we have this BP and Gov Principles that we are working on - this is a living working document in making ourselves accountable to the public and ourselves.
Ho - board leg committee met on june 27 to review priority bill list - highlighted a couple of key bills - AB19: will be heard tomorrow - fee waiver tagged with a \$38B price tag.
Rosalie good news this bill will not backfill - thanks to Manny and the team for their work.
Ho - AB504 - AB1018 -
Ho - SB68 - if student has 3 year or more - Manny - heard at the assembly for higher ed this afternoon. this was a continuation of AB540 bill approved back in 2002 when davis was governer - it was very controversial this bill corrects all those issues with financial aid - suspect this will be done.
SB769 - not provide CCD's to provide additional programs at this time. - Manny this was heard this afternoon - it will give certainty that those programs will continue - hopeful this will be revisited next year by the LAO.
Ho - June 27th meeting we received an update on the SJ Promise - discussion with City Council regarding potential mentorship - will have opps to receive 60K by participatingoffered to pilot students in the pilot program - SJCC held their 300 students - received great coverage from KPIX and telemundo
Leg Comm Tuesday September 19th
Rosalie - KPIX - SJCC Alumni

Huong - no reports - congratulations to KA - looking forward to the work with our students - welcome to new sparkpoint director

Lease - attended farewell dinner - thanked all that put that event on for him and showed respect for his tenure here.
Bowling tournament - thanked everyone involved - good idea for maybe the foundation to do
Logan - had a great time at the ninja camp

Cruz - reported successfully completed Excellence in Trustee Leadership Program. Encourage all trustees to get involved with the program. It is a great experience in terms of all that you can learn.
Cruz - Outreach Board Adhoc Committee - thanked Huong and Ho, for their participation and VCAS, Sam, and Owen - sherri has been a wonderful support. provided a report regarding the focus group session held on June 19th with various reps from various businesses. they looked at draft vision and value statement. Included a diverse group. Two questions were posed to the participants: 1) barriers to working with the districts - related to certification process, or identifying, lack of opps, request for qualification, construction agreements. Had the opps to discuss what would help the district be successful - partner with target groups, creating marketing campaign for vendors, consider use of request for qualifications.
Antoher highlight was to provide support for new vendors at the district level. Look at small business enterprise program, target policy to ensure fair and equitable opps to serve. we will engage in an expedited process. Board outreach committee will be holding two meetings will be soon. august vision and value statement.

Mann - read memo to the board
BP 2715 - insubordination to the constitution - lack of effective notice as a barrier - my vote BP committee reviews such that this is reviewed.
Question - when/will the admin commission an independent management audit to commission a report on (SWAT analysis)
Budget Stabilization Fund - some believe it is a reserve on top of reserves, is it not merely a subset of reserves (restricted reserves) and by what date will the admin propose specific draw out criteria to the board.
Mann submitted comments for board comments as written.

K. BOARD MEETING EVALUATION

L. CONTINUATION OF CLOSED SESSION (If needed)

M. RECONVENE TO OPEN SESSION

Information: 1. Announcement of Action Taken in Closed Session

N. ADJOURNMENT

Information: 1. The meeting adjourned at 7:48 p.m.

Dr. Deborah Budd, Board Secretary

