

Board Agenda



San José/Evergreen
Community College District

**TUESDAY
OCTOBER 13, 2009**

DISTRICT BOARD ROOM

**4750 San Felipe Road
San José, California 95135-1599**

The Board of Trustees offers an opportunity for the public to address the Board in four sections of the agenda: on matters of concern about Closed Session items; on matters not appearing on the agenda; on action items contained in the Consent Agenda; and prior to voting on any item contained in the Action Agenda. Each speaker is encouraged to submit a comment card to the Board clerk in order to be recognized to speak.

Per Board Policy, three minutes may be allotted to each speaker with a maximum of 30 minutes per subject. No action or discussion shall be undertaken on any public comments except that members of the Board or its staff may briefly respond to or ask a question for clarification regarding statements made or questions posed by persons addressing the Board under this agenda item.

For information and disability access to materials, call 408-288-3136. Meetings are held in a location accessible to the disabled.

- 5:45 P.M. A. CALL MEETING TO ORDER**
- B. APPROVAL OF CLOSED SESSION AGENDA**
- C. PUBLIC COMMENTS ON CLOSED SESSION AGENDA**
- D. RECESS TO CLOSED SESSION TO CONSIDER AND/OR TAKE ACTION
UPON ANY OF THE FOLLOWING ITEMS (Indicated by [x])**
- [] PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT
(Government Code Section 54957 (b))
Title:
- [X] PUBLIC EMPLOYEE PERFORMANCE EVALUATION

- (Government Code Section 54957 (b))
- [X] PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
(Government Code Section 54957 (b))
- [] CONFERENCE WITH LEGAL COUNSEL –
EXISTING LITIGATION
(Government Code Section 54956.9)
Name of Case:
Or
Case Name Unspecified; Disclosure would jeopardize:
() Service of Process or () Existing Settlement Negotiations
- [X] CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED
LITIGATION
(Government Code Section 54956.9 (c))
- [] LIABILITY CLAIMS
(Government Code Section 54956.95)
Agency Claimed Against:
- [] CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)
Property:
District's Negotiator(s):
Names of Negotiating Parties:
Under Negotiation: () Price () Terms of Payment () Both
- [] THREAT TO PUBLIC SERVICES OF FACILITIES
(Government Code Section 54957 (a))
Consultation with:
- [X] CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)
District's Negotiator(s): Sandra Dillon
Employee Organization: FA
Or
Unrepresented Employee Title:
- [] REMOVAL/SUSPENSION/EXPULSION OF A STUDENT
(Education Code 72122; 20 U.S.C. Section 1232g)
- [] PROPOSAL TO CONFER HONORARY DEGREE
(Education Code Section 72122)
- [] CONSIDERATION OF GIFT FROM A DONOR WHO WISHES TO
REMAIN ANONYMOUS (Education Code Section 72122)
- [] CONSIDERATION OF RESPONSE TO CONFIDENTIAL FINAL
DRAFT AUDIT REPORT FROM BUREAU OF STATE AUDITS
(Government Code Section 11126.2)

- [] COMPLAINTS OR CHARGES AGAINST A DISTRICT EMPLOYEE
(Government Code Section 54957)

7:00 P.M. E. RECONVENE INTO OPEN SESSION

1. **PLEDGE OF ALLEGIANCE**

2. **ADOPTION OF THE AGENDA**

- a. Additions/Deletions/Corrections
- b. Items to be Deferred
- c. Adoption of Agenda

The Board reserves the right to modify the order of business in the manner it deems appropriate.

3. **CHANCELLOR INTRODUCTION OF NEW FACULTY AND RECEPTION AT DISTRICT BOARD ROOM**

4. **ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION**

The Board of Trustees President will announce any reportable action taken in Closed Session.

5. **PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA**

This is an opportunity for members of the public to address the Board concerning issues not listed on the agenda.

6. **APPROVAL OF SEPTEMBER 8, AND SEPTEMBER 25-26, 2009 MINUTES**

A recommendation that the Board of Trustees approve the above listed minutes.

F. **ADOPTION OF THE CONSENT AGENDA**

This is an opportunity for members of the public to address the Board regarding Consent Agenda items. Consent items are acted upon in one motion unless they are removed from the Consent Agenda by the Board.

1. **MANAGEMENT PERSONNEL**

A recommendation that the Board of Trustees approve the management personnel actions.

2. **FACULTY PERSONNEL**

A recommendation that the Board of Trustees approve the faculty personnel actions.

3. **CLASSIFIED PERSONNEL**

A recommendation that the Board of Trustees approve the classified personnel actions.

4. **SHORT-TERM HOURLY, SUBSTITUTE AND PROFESSIONAL EXPERT EMPLOYMENT**

A recommendation that the Board of Trustees approve the short-term hourly, substitute and professional expert employment personnel actions.

5. **STUDENT ASSISTANT EMPLOYMENT**

A recommendation that the Board of Trustees approve the student assistant employment personnel actions.

6. **VOLUNTEER PERSONNEL**

A recommendation that the Board of Trustees approve the volunteer personnel actions.

7. **DISTRICT BUDGET TRANSFERS AND REVISIONS**

A recommendation that the Board of Trustees approve the resolution authorizing budget transfers and revisions of funds to/from revenue and expenditure accounts.

8. **RATIFICATION OF CONTRACTS**

A recommendation that the Board of Trustees ratify District vendor contracts for the period of August 10, 2009 through September 9, 2009.

9. **AWARD OF PIGGY-BACK CONTRACTS FOR FURNITURE FOR EVC CEDRO BUILDING**

A recommendation that the Board of Trustees award a piggy-back contract from the Award of Bid Proposal #0403-09 – EVC Visual and Performing Arts Furniture for the furniture at the EVC Cedro Building in the amount of \$132,587.19.

10. **AWARD OF PIGGY- BACK CONTRACT - COMPUTERS FOR WORKFORCE INSTITUTE**

A recommendation that the Board of Trustees award the WSCA Master Price Agreement B27160 contract for Laptop Computers for the Workforce Institute to Dell Marketing for \$104,508.76.

11. **RATIFICATION OF THE SAN JOSE/EVERGREEN CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER 363, CONTRACT OPENERS FOR JULY 1, 2008 THROUGH JUNE 30, 2009, LAYOFF NEGOTIATIONS AND MEMORANDUMS OF UNDERSTANDING**

A recommendation that the Board of Trustees approve the Classified School Employees Association, Chapter 363 Contract Openers changes for July 1, 2008 through June 30, 2009 and approve the layoff negotiations and memorandums of understanding.

12. **AGREEMENT FOR CONSTRUCTION PROJECT INSPECTION SERVICES - EVC**

A recommendation that the Board of Trustees approve a Professional Services Agreement with Ram Kirpalani in the amount not to exceed \$86,700.00 to provide full time inspection services for the Campus Modernization project at Evergreen Valley College.

13. **AGREEMENT FOR LANDSCAPE DESIGN AND CONSULTING SERVICES FOR DISTRICT WIDE TREE/LANDSCAPE MITIGATION PLAN**

A recommendation that the Board of Trustees approve an agreement with Joni L. Janecki & Associates in the amount not to exceed \$6,825.00 to provide landscape consulting services to develop a district wide tree and landscaping mitigation plan.

14. **AGREEMENT FOR FACILITY MASTER 2011 UPDATES OF SAN JOSE CITY AND EVERGREEN VALLEY COLLEGE FACILITY MASTER PLAN ILLUSTRATIONS**

A recommendation that the Board of Trustees approve an agreement with HMC Architects in the amount not to exceed \$11,000.00 to provide facility master planning services to update the college's facilities master plans illustrations.

15. **AGREEMENT FOR ACOUSTICAL DESIGN SERVICES FOR THE UPGRADE OF THE STADIUM SOUND SYSTEM – SJCC**

A recommendation that the Board of Trustees approve an agreement with Charles M. Salter & Associates in the amount not to exceed \$11,970.00 to provide acoustical consulting services for the upgrade of the stadium sound system at San José City College.

16. **AGREEMENT FOR ADDITIONAL DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE MULTI-USE ATHLETIC FACILITY – SJCC**

A recommendation that the Board of Trustees approve an agreement with Verde Design in the amount not to exceed \$66,910.00 to provide design and construction administration services for the proposed

Multi-Use Athletic Facility at San José City College.

17. CHANGE ORDER # 1 – CEDRO / P.E. MODERNIZATION – EVC

A recommendation that the Board of Trustees approve Change Order #1 in the amount of \$65,375.00 to Beals Martin, Inc. for the Modernization of Cedro and P.E. Buildings project at Evergreen Valley College.

18. CHANGE ORDER #10 – BASEBALL FIELD PROJECT – SJCC

A recommendation that Board of Trustees ratify Change Order #10 in the amount not to exceed \$247,386.00 with R. A. Bothman, Inc. for the Baseball Field project at San José City College.

19. ACCEPT SJCC THEATRE FIRE ALARM UPGRADE PROJECT AS COMPLETED

A recommendation that the Board of Trustees accept the Theatre Fire Alarm Upgrade at San José City College as completed.

20. CURRICULUM RECOMMENDATIONS FOR SAN JOSE CITY COLLEGE

A recommendation that the Board of Trustees approve the curriculum recommendations for new courses submitted by San Jose City College.

21. WORKFORCE INSTITUTE - WIA OLDER YOUTH PROGRAM

A recommendation that the Board of Trustees approve the \$640,000 WIA Older Youth contract for Program Year 2009/2010.

22. REASSIGNED TIME – EVERGREEN VALLEY COLLEGE

A recommendation that the Board of Trustees approve Evergreen Valley College's reassigned time assignments for fall semester 2009.

23. TITLE V GRANT

A recommendation that the Board of Trustees approve the acceptance of grant funds in the amount of \$699,999 from the U.S. Department of Education awarded under the Strengthening Institutions – Hispanic Serving Institutions Program.

24. WESTED GRANT RENEWAL FOR 2009-10

It is recommended that the Board of Trustees approve the contract renewal for the 2009-10 year.

25. **WORKFORCE INSTITUTE - WIA ADULT SERVICES PROGRAM**

A recommendation that the Board of Trustees approve the \$1,860,000 WIA Adult Services contract for Program Year 2009/2010.

26. **WORKFORCE INSTITUTE - WIA JOB READINESS WORKSHOPS**

A recommendation that the Board of Trustees approve the \$1,300,000 WIA Job Readiness Workshops contract for Program Year 2009/2010.

G. ORAL COMMUNICATIONS

- a. Board of Trustees
- b. Chancellor's Report
- c. Presidents' Report
- d. Constituency Reports

H. ACTION AGENDA

Members of the public may request to address the Board on any action item before the Board votes on the recommendation.

1. **ESTABLISHMENT OF A BOARD COMMITTEE ON BOARD BY LAWS**

A recommendation that the Board of Trustees establish a committee, comprised of no more than three Trustees, with a short term objective of reviewing the adequacy of the Bylaws in the California Education Code and making a report with recommendations to the full Board of Trustees.

I. INFORMATION AGENDA

1. **CUSTODIAN PROJECT**

Members of the District Custodian Project team will provide a PowerPoint presentation which details the origination of the Project, activities conducted and future plans for supporting professional development with this important C.S.E.A. group.

2. **CLASS AND ACHIEVING THE DREAM INITIATIVES**

Information will be provided to the Board on the district's participation in the CLASS and Achieving the Dream initiatives.

3. WORKFORCE INSTITUTE ANNUAL REPORT

The Executive Director of the Workforce Institute will provide an annual report on the 2008-09 workforce focus and current workforce trends and opportunities.

4. TV COVERAGE PRESENTATION

The district Public Information Officer (PIO) will provide a visual summary of the media coverage for the year. The presentation will include some television news clips and a review of the activity from 2008-2009.

5. PRESENTATION OF THE SAN JOSE/EVERGREEN COMMUNITY COLLEGE DISTRICT AND THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER 363, CONTRACT OPENER PROPOSAL FOR 2009-2010

Present the District's and CSEA's contract opener proposal for 2009-2010, and announce a public hearing to be conducted at the November 10, 2009 Board meeting.

6. CALENDAR OF EVENTS

Information on calendar of events held at Evergreen Valley College and San Jose City College.

7. FUTURE AGENDA ITEMS

J. CONTINUATION OF CLOSED SESSION (If needed)

K. RECONVENE TO OPEN SESSION

1. ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

L. ADJOURNMENT

Rosa G. Pérez, Secretary
Board of Trustees