

# Minutes of the Governing Board Meeting July 22, 2009



San José/Evergreen  
Community College District

## A. CALL MEETING TO ORDER

Trustee Okamura called the Regular Meeting of the Governing Board of the San José/Evergreen Community College District to order on July 22, 2009, at 5:30 p.m., in the Technology Center, Room T-145 at San José City College.

### Board Members Present:

Ms. Mayra Cruz  
Mr. Balbir Dhillon  
Ms. Maria Fuentes  
Mr. Ron Lind  
Mr. Randy Okamura  
Mr. Richard Tanaka

### Board Members Excused:

Mr. Richard Hobbs

## B. APPROVAL OF CLOSED SESSION AGENDA

M/S/C (Tanaka/Okamura) to approve the Closed Session Agenda as submitted.

## C. PUBLIC COMMENTS ON CLOSED SESSION AGENDA

None

## D. RECESS TO CLOSED SESSION TO CONSIDER AND/OR TAKE ACTION UPON ANY OF THE FOLLOWING ITEMS

The Board recessed to Closed Session at 5:30 p.m. to consider the following items:

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT  
(Government Code Section 54957 (b))  
Title: Vice Chancellor of Administrative Services

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE  
(Government Code Section 54957 (b))

**Minutes of July 22, 2009, Governing Board Meeting**

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

CONFERENCE WITH LABOR NEGOTIATORS

(Government Code Section 54957.6)

District's Negotiator(s): Sandra Dillon

Employee Organization: FA

Or

Unrepresented Employee Title:

CONFERENCE WITH LABOR NEGOTIATORS

(Government Code Section 54957.6)

District's Negotiator(s): Sandra Dillon

Employee Organization: CSEA

Or

Unrepresented Employee Title:

**E. RECONVENE INTO OPEN SESSION**

The Public Session was reconvened at 7:00 p.m.

Board Members Present:

Ms. Mayra Cruz

Mr. Balbir Dhillon

Ms. Maria Fuentes

Mr. Ron Lind

Mr. Randy Okamura

Mr. Richard Tanaka

Ms. Autumn Gutierrez

Mr. Mike Rendler

Board Members Excused:

Mr. Richard Hobbs

**1. PLEDGE OF ALLEGIANCE**

President Okamura led the Board and members of the audience in the Pledge of Allegiance to the Flag.

**2. ADOPTION OF AGENDA**

M/S/C (Lind/Dhillon) to approve the agenda as amended: Changes made to Consent Agenda.

**Minutes of July 22, 2009, Governing Board Meeting**

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

None

**4. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

None

**5. BOARD RECOGNITION OF SPECIAL ACHIEVEMENTS**

None

**6. APPROVAL OF JUNE 2 AND JUNE 9, 2009 MINUTES**

M/S/C (Tanaka/Lind) to approve the above listed minutes as submitted.

**F. CONSENT AGENDA**

M/S/C (Fuentes/Okamura) to approve the Consent Agenda as amended.

F-1-B – Management Personnel, Assigned to San José City College – Management Contract Extension

F-2a-A – Faculty Personnel-Regular, Assigned to San José City College – Employment – Counselor, METAS Program, Establishing two non-tenure positions, not one

F-2a-A – Faculty Personnel-Regular, Assigned to San José City College – Employment Counselor, Removed from agenda.

Student Trustee Gutierrez requested that contracts over \$72,400 listed under Item F-9 should have a notation indicating when the Board approved the contract.

**1. MANAGEMENT PERSONNEL**

The Board approved the management team personnel actions as submitted.

**2. FACULTY PERSONNEL**

The Board approved the faculty personnel actions as submitted.

**Minutes of July 22, 2009, Governing Board Meeting**

**3. CLASSIFIED PERSONNEL**

The Board approved the classified personnel actions as submitted.

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

The Board approved the short-term hourly, substitute and professional expert employment personnel actions as submitted.

**5. STUDENT ASSISTANT EMPLOYMENT**

The Board approved the student assistant employment personnel actions as submitted.

**6. VOLUNTEER PERSONNEL**

The Board approved the volunteer personnel actions as submitted.

**7. DISTRICT BUDGET TRANSFERS BETWEEN EXPENDITURE ACCOUNTS**

The Board approved maintaining existing policy authorizing the D.O. to process end-of-year expenditure transfers without Board approval.

**8. DISTRICT BUDGET INCREASES, DECREASES, TRANSFERS TO/FROM CONTINGENCIES**

The Board authorized the D.O. to process year-end budget increases, decreases, and transfers to and from contingencies and fund balances as permitted by Board policy.

**9. RATIFICATION OF CONTRACTS**

The Board approved District vendor contracts for the period of May 10, 2009 through June 9, 2009.

**10. AWARD OF BID PROPOSAL #0508-09 - EVC VISUAL & PERFORMING ARTS EQUIPMENT**

The Board awarded Bid Proposal #0508-09 EVC Visual & Performing Arts Equipment for \$116,086.83.

**11. AWARD OF PIGGY-BACK CONTRACT - COMPUTERS FOR THE EVC ART COMPLEX**

The Board awarded the piggy-back contract for computers for the EVC Art Complex for \$105,633.82.

**12. AGREEMENT FOR DESIGN SERVICES – CHILLER MAINTENANCE – EVC**

The Board approved an agreement with Salas O'Brien Engineers, Inc. in the amount of not to exceed \$14,500.00 to engineering support services for the maintenance of the existing chillers in the Central Plant at Evergreen Valley College.

**13. AGREEMENT FOR EXTENDED CONSULTING SERVICES – SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT – SJCC**

The Board approved an extended consulting services agreement with Maas Companies in the amount of not to exceed \$27,520.00 to provide continued consulting services in connection with the completion of the Supplemental Environmental Impact Report for the updated facilities master plan at San José City College.

**14. AGREEMENT FOR LANDSCAPE CONSULTING SERVICES – TREE REMOVAL PROJECT – SJCC**

The Board approved an agreement with Joni Janecki & Associates, Inc. in an amount of not to exceed \$14,700 to provide landscape consulting services for the tree removal project at San José City College.

**15. CHANGE ORDER # 2 – VARIOUS SITE IMPROVEMENTS – SJCC**

The Board approved Change Order #2 in the amount of not to exceed \$21,710.00 with Jos J. Albanese, Inc. for the various site improvements project at San José City College.

**16. VOLUNTEER EMPLOYEE WORKERS' COMPENSATION COVERAGE**

The Board approved the resolution ensuring that there is Workers' Compensation coverage for all persons authorized by the Board of Trustees to perform volunteer services for the District.

**17. RESPONSE TO SANTA CLARA COUNTY CIVIL GRAND JURY REPORT ON INVENTORY PRACTICES**

The Board approved the District's responses to the Santa Clara County Grand Jury concerning inventory practices and direct the Chancellor to transmit these responses to the Santa Clara County Superior Court.

**18. ACCEPT THE COMPLETION OF THE SJCC/EVC CAMPUS WIDE WIRELESS ACCESS PROJECT**

The Board accepted the completion of the project with AdvanTel Inc. for the SJCC/EVC Campus Wide Wireless Access project.

19. **AWARD OF SINGLE SOURCE PURCHASE ORDER FOR EVC PIANOS AND KEYBOARDS FOR THE EVC ARTS COMPLEX**

The Board awarded the single source purchase order for pianos and keyboards for the EVC Arts Complex for \$139,256.65.

**G. ORAL COMMUNICATIONS**

a. Board of Trustees

Trustee Dhillon thanked the administration and staff of EVC for their hard work in making the Punjabi Mela a great success.

Trustee Cruz discussed the community dialogues which will be held with community leaders, such as Councilmember Nora Campos, to discuss issues such as how the community views our colleges, what the needs of the colleges are, and the role of the colleges in the community.

Student Trustee Gutierrez introduced Naomi Yon, Treasurer, Associated Students. She said the student government at SJCC is very active, and recently decided to hold meetings prior to the board meetings to review the board meeting agendas.

b. Chancellor

Chancellor Pérez introduced Jeanine Hawk, the new Vice Chancellor of Administrative Services.

Chancellor Pérez also thanked Congressman Honda for the two bills currently moving forward, and there are a lot of positive things going on even in the midst of California's budget difficulties.

c. Presidents

President Burke introduced Arturo Reyes, the new Vice President of Academic Affairs at SJCC.

President Coon reported that EVC has a 30% increase in enrollment from last year, and this is very exciting for the college community.

d. Constituency Group Representatives

Mr. Jesse Velasquez, President, CSEA, invited the district administrators to attend the CSEA conference on August 3-7, and said he would provide information for those interested in attending. He said he was very excited that five district staff members have been chosen as delegates for the conference.

Mr. Chris Frazier, President, Academic Senate, SJCC, discussed a meeting held at San José State University to discuss math certificate programs and

## Minutes of July 22, 2009, Governing Board Meeting

what community colleges can do to lead students into their math program.

### H. ACTION AGENDA

#### 1. **WORKFORCE INSTITUTE – GREEN JOBS CORPS GRANT (R975686)**

Carol Coen, Executive Director, Workforce Institute, and David Mirrione, Project Supervisor, gave an overview of the Greater South Bay Green Jobs Corps Program, which Governor Schwarzenegger launched and awarded 11 applicants a total of \$10 million throughout 9 California economic regions. The purpose of the grant is to train at-risk youth for technical, construction and other skilled jobs in eco-friendly industries that are expected to fuel economic recovery. The expectation is that Green Jobs Corps recruits will both continue their education and contribute to their communities through community service activities while receiving both job training and assistance with job placement.

Trustee Lind asked Mr. Mirrione if the training included resume writing and being informed of their rights as workers. Mr. Mirrione answered that these workforce issues are discussed; and, as an example, the recruits are trained on the types of questions which are inappropriate or illegal and what they should do if they are asked those types of questions. In response to the Board's questions, Mr. Mirrione also discussed how the program is advertised and how the students' progress is tracked during their time in the program.

M/S/C (Okamura/Lind) to approve the \$937,873 American Recovery and Reinvestment Act Grant Award (R975686) funded through the State of California Governor's Office.

#### 2. **BASEBALL FIELD PROJECT - SJCC**

The Board heard public comments on the baseball field complex at SJCC. After those comments, they reviewed five options presented by staff relative to the baseball field complex as analyzed in the Supplemental Environment Impact Report and discussed at the June 2, 2009. After this discussion, President Okamura said it was obvious the Board was leaning toward option number 5, which is to eliminate the current baseball field and convert it to a multi-purpose field. President Okamura said his first inclination is always to support the programs on the campus. He said the Board is committed to ensure the players will have a home. He charged President Burke to work with the baseball team to make sure the issue of where to play home games is resolved quickly. President Okamura also thanked the community members for their concern for both the college and their neighborhood.

M/S/C (Lind/Tanaka) to approve the elimination of the current baseball field at SJCC and convert the space to a multi-purpose athletic field.

#### 3. **ADOPTION OF RESOLUTION NO. 072209-1: REDUCTION OF CLASSIFIED SERVICES, ELIMINATE POSITIONS AND LAYOFF CLASSIFIED EMPLOYEES**

M/S/C (Dhillon/Cruz) to approve Resolution No. 072209-1: Reduction of Classified Services – Eliminate Positions and Layoff Classified Employees.

**4. RESOLUTION SUPPORTING CONSTITUTIONAL AMENDMENT ON PARCEL TAXES**

M/S/C (Lind/Okamura) to approve the resolution urging the California Legislature to approve SCA 6, a Senate resolution calling for a statewide referendum to change the two-thirds voter approval to a 55 percent majority approval for elections on parcel tax proposal.

**I. INFORMATION AGENDA**

**1. UPDATE ON STATUS OF STATE BUDGET**

Vice-Chancellor, Jeanine Hawk, presented an update on the state and district budget. The expected reductions for the unrestricted general fund exceed \$2 million for both 08-09 and 09-10. In addition categorical program funding is also reduced by 32-62% adding up to over 3\$ million in restricted general fund reductions. In light of these reductions and to ensure that the district's fund balance exceeds 5% for 2009-2010, the district is looking at expenditure reductions of over \$9 million which represents almost 11% of the total general fund budget. These reductions will be accomplished by each college reducing about \$2 million each and the balance reduced in district office and overhead categories. The budget process will be focused on consultation as the adopted budget is developed. The adopted budget hearing will be held at the September 2009 Board of Trustees meeting.

**2. CALENDAR OF EVENTS**

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

**3. FUTURE AGENDA ITEMS**

None

**CONTINUATION OF CLOSED SESSION**

**J.**

None

**K. RECONVENE OPEN SESSION**

None

**L. ADJOURNMENT**

The meeting adjourned at 9:06 p.m.

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Rosa G. Pérez, Secretary  
Board of Trustees