Minutes of the Governing Board Meeting
January 25, 2011

A. CALL MEETING TO ORDER

President Lind called the Regular Meeting of the Governing Board of the San José/Evergreen Community College District to order on Tuesday, January 25, 2011, at 5:00 p.m., in the District Board Room, 4750 San Felipe Road, San Jose, CA 95135.

Board Members Present:
Mr. Balbir Dhillon
Ms. Maria Fuentes
Dr. Jeffrey Lease
Mr. Ron Lind
Mr. Randy Okamura
Mr. Richard Tanaka

Board Members Excused:
Ms. Mayra Cruz

B. APPROVAL OF CLOSED SESSION AGENDA

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

C. PUBLIC COMMENTS ON CLOSED SESSION AGENDA

There were no public comments.

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

The Board recessed to Closed Session at 5:00 p.m. to consider the following items:

CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)
District’s Negotiator(s): Kim Garcia
Employee Organization: CSEA

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District’s Negotiator(s): Kim Garcia
Unrepresented Employees: M/S/C

E. RECONVENE INTO OPEN SESSION

The Public Session was reconvened at 6:10 p.m.

Board Members Present:
Mr. Balbir Dhillon
Ms. Maria Fuentes
Dr. Jeffrey Lease
Mr. Ron Lind
Mr. Randy Okamura
Mr. Richard Tanaka
Ms. Linda Lam
Ms. Autumn Young

Board Members Excused:
Ms. Mayra Cruz

1. PLEDGE OF ALLEGIANCE

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

2. ADOPTION OF AGENDA

M/S/C (Dhillon/Fuentes) to approve the agenda as amended: Items H-2 and I-5 were moved to become part of Item E-6.

3. ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

The Board discussed the current budget forecast for this District and the specific directives to staff pertaining to negotiations.

Our goal is to respond to the serious financial conditions of this District and to protect it from fiscal insolvency. The Board directs staff to identify and negotiate specific reductions in force, salary, benefits and workload as key strategies, in addition to other cost savings and revenue generation approaches, to achieve the appropriate budget savings needed for fiscal year 2011-12 in order to meet the aggressive state timelines.
4. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

The Board heard public comments from Jim Kelly, Labor Studies Coordinator, SJCC about upcoming events and Camella Martian, Americorps Coordinator, SJCC about the Calworks program.

5. APPROVAL OF THE JANUARY 11, 2011 MINUTES

M/S/C (Tanaka/Lease) to approve the above listed minutes.

6. FACILITIES AND CAPITAL BONDS STUDY SESSION

The study session included topics such as: a Measure G-2004 update, including the CBOC annual report; update on the VPA building at EVC; Milpitas, and program progress. There was also a presentation on the lessons learned on Measure G-2004, and how these lessons would be used toward improving the progress of Measure G-2010. Vice Chancellor Hawk provided the framework for success of Measure G-2010, the process of developing a draft project list, and the next steps that will be undertaken as the district moves forward on Measure G-2010.

Item I-5 – Measure G-2004 Citizens Bond Oversight Committee 2009-2010 Annual Report – Mr. Nicholas Dinh, Chairperson of the CBOC, gave an overview of the CBOC members and activities during 2009-2010, including meetings with neighborhood associations on issues that impacted their community. He stated that with this report, many of the members of the CBOC are ending their second and final term. Mr. Dinh reported that, in agreement with the district’s independent auditors, the district had expended Measure G-2004 bond proceeds in accordance with the purposes set forth in the Measure G ballot language and in full compliance with the provisions of Proposition 39.

Vice Chancellor Hawk gave an update on the Visual and Performing Arts building at EVC and stated the air quality test indicated the building fell within the required standings. She stated that training was performed to ensure there is compliance with the safety regulations. Vice Chancellor Hawk also reviewed the status of the Milpitas Education Center. She stated the Board recently approved a resolution which would allow the district to enter into an MOU with Milpitas Unified School District. She discussed several options for the education center; such as, temporary housing at Milpitas High School, a small permanent facility at Milpitas High School that serves the needs of high school students and some limited programs for members of the community, or a $10 million facility at Milpitas High School that has the potential to meet the future needs of an approved education center.

Mr. Robert Dias, Director of Facilities and Maintenance, gave an overview of the projects completed through Measure I, such as the track and field stadium, parking garage, Library and Learning Resource Center, Technology Center and Student Services Center at San José City College. Measure G 2004--2010 projects at San José City College included the Science Complex, Applied Sciences, home to the Construction College, and the Cosmetology/Reprographics remodel. The Multi-
Disciplinary Classroom and Visual & Performing Arts Center is due for completion in 2013 and the Physical Education replacement project is in the planning phase. At Evergreen Valley College, Measure I 1998-2004 projects included the Gullo Student Center 1, which has primarily funded by grants from the Gullo family, the Biology/Nursing addition in the Sequoia building, multiple projects at the Gullo Student Center 1, the Montgomery Hill Observatory, the Library and Educational Tech Center. Measure G 2004--2010 projects at Evergreen Valley College included the Student Services renovation, the Center for the Arts building, the modernization of the Cedro/P.E. facility and the site and parking improvements, including the college lake and surrounding landscaping. The Utility Infrastructure upgrades and improvements were also included in Measure G, and totaled around $4.3 million. Mr. Dias gave an overview of the funds expended on both Measures I & G, as well as the state funds secured and awards received.

Vice Chancellor Hawk gave an overview of the lessons learned on Measures I and G-2004. She reviewed a plan for improving communication as the district develops projects for Measure G-2010. Student Trustee Young expressed concern that student participation is considered optional. She stated it was imperative that students at SJCC be included in the planning and discussion of proposed projects. Trustee Tanaka stated he would like to see the complete list of projects, not just the buildings that would be built.

Ms. Deborah Shepley, HMC Architects, provided an overview of the 2025 Facilities Master Plans for both San José City College and Evergreen Valley College. The plans were developed as a result of the Educational Master Plans, which was approved by the Board in July 1010. Trustee Okamura inquired about the aquatic center at SJCC because he was under the impression there would not be one. Vice Chancellor Hawk answered that the aquatic center is included in the educational master plan. Trustee Lease asked about the traffic problems getting into and out of San José City College. He expressed concern about how problematic the traffic is around Leland Avenue and asked that safety issues be addressed in the college’s plan. Trustee Balbir requested the Board receive the proposed list of projects for Measure G—2010 as soon as that list becomes available for review. President Lind stated that although Evergreen Valley College’s facilities plan provides increased vehicle access, he asked about utilizing the excess land, particularly in terms of revenue generation. Vice Chancellor Hawk answered that the next step would be to review the needs of the DO and the status of the Policy Academy to determine how much land the district has available to do something with.

M/S/C (Dhillon/Tanaka) to adopt the 2025 Facilities Master Plans for San Jose City College and Evergreen Valley College.

Vice Chancellor Hawk gave an overview of the process for development of a draft list of projects for Measure G-2010. She stated the district would work with a consultant to help develop the initial project list, which would later be approved by the District Council and Board of Trustees.
F. **CONSENT AGENDA**

1. **ADOPTION OF THE CONSENT AGENDA**

   M/S/C (Dhillon/Fuentes) to approve the Consent Agenda as amended: Item F-3 was removed from the agenda for separate discussion and vote.

2. **MANAGEMENT PERSONNEL ACTIONS**

   The Board approved the Management personnel actions as submitted.

3. **FACULTY PERSONNEL ACTIONS - REGULAR**

   This item was removed from the agenda for discussion and separate vote.

4. **FACULTY PERSONNEL-ADJUNCT/OVERLOAD - EVC**

   The Board approved the Faculty adjunct/overload EVC personnel items as submitted.

5. **FACULTY PERSONNEL-ADJUNCT/OVERLOAD - SJCC**

   The Board approved the Faculty adjunct/overload SJCC personnel items as submitted.

6. **CLASSIFIED PERSONNEL ACTIONS**

   The Board approved the Classified personnel actions as submitted.

7. **HOURLY, STUDENT WORK & VOLUNTEER PERSONNEL ACTIONS**

   The Board approved the Hoursly, Student Work & Volunteer personnel actions as submitted.

F. 3. **FACULTY PERSONNEL ACTIONS - REGULAR**

   Trustee Lease inquired about the faculty step advancement proposed in section one. He stated he did not see the rationale for faculty getting a raise during a time when the district is facing severe budget difficulties and CSEA staff members are being laid off. Vice Chancellor Garcia answered that this step advancement was allowed because the faculty fulfilled what was required by the contract for the increase in pay.

   M/S/C (Tanaka/Dhillon) to approve the Faculty personnel actions as submitted. Trustee Lease voted no.

   Ms. Barbara Hanfling, Executive Director, Faculty Association, expressed her concerns about using ID numbers instead of names on the Consent agenda. She
stated it is the position of the union and many other district employees that, for the sake of transparency, names be used on board agendas. Chancellor Cepeda stated the change to use ID numbers instead of names was in response to a request made by the CSEA. Vice Chancellor Garcia stated she checked with legal counsel and was informed that names were required when an employee was hired or terminated, but not required for other personnel actions. President Lind asked the Chancellor to work with the constituency groups to find an agreeable resolution to their concerns.

G. ORAL COMMUNICATIONS

a. Board of Trustees

Student Trustee Lam gave an update on student activities at EVC.

Trustee Lease provided an overview of his attendance at the CCLC New Trustee workshop and Legislative conference.

b. Chancellor

Chancellor Cepeda introduced the new college president at San José City College, Dr. Barbara Kavalier, and the interim college president at Evergreen Valley College, Dr. Marilyn Brock.

c. Presidents

Interim President Brock announced that enrollment was going well and classes are full.

President Kavalier stated that since it was only her second day as president of San José City College, she didn’t have anything to report. She thanked the Board and Chancellor for showing confidence in her by allowing her to lead an amazing college such as SJCC.

d. Constituency Group Representatives

Academic Senate President Henry Gee welcomed both new presidents and stated he is looking forward to working with both of them.

CSEA President Jan Tomisaka announced that she would be meeting with unit members to discuss the current budget crisis in the district and what steps, if any, CSEA would take to become part of the solution. It is difficult, however, to become part of the solution when CSEA members are being laid off in the district.

MSCC President Lauren McKee thanked the Chancellor and Board for recognizing the importance of the MSCC. She was happy to report that the MSCC group took the first step in salary reductions to support the district’s need to reduce expenses as a result of the current budget crisis.
H. ACTION AGENDA

1. APPOINTMENT OF SUBCOMMITTEE AND ESTABLISHMENT OF TIMELINE FOR 2011 BOARD SELF EVALUATION

Chancellor Cepeda stated there had been a break in conforming to Board Policy 2745, which requires the Board to do an annual self evaluation. The last evaluation was conducted in 2008, and it’s important for the Board to do another one soon. Also, since five of the six recommendations handed out from the Accrediting Committee reports involved Board governance, it is important for the Board to complete their self evaluation as soon as possible. Therefore, Chancellor Cepeda requested the Board appoint a subcommittee to work with her to develop the self-evaluation process. The Board can then approve the process at its March 8 Board meeting and conduct the self evaluation at the March 22 Board meeting.

M/S/C (Tanaka/Fuentes) to appoint Trustees Mayra Cruz, Randy Okamura and Jeffrey Lease to a Board subcommittee that will work with the Chancellor to develop a Board self-evaluation process by the March 8 Board meeting.

2. ADOPTION OF 2025 FACILITIES MASTER PLANS FOR SAN JOSE CITY COLLEGE AND EVERGREEN VALLEY COLLEGE

This item was moved to be included in Item E-6.

I. INFORMATION AGENDA

1. BUDGET UPDATE

Chancellor Cepeda gave an overview of the budget discussions from her recent attendance at the League’s legislative conference. She and Trustee Lease were informed of the next steps the state plans to pursue to increase revenues, and the move to extend the temporary tax increases on the June ballot doesn’t look as if it will get support from the voters. The $10/unit increase will also negatively impact our district’s students. Therefore, the budget news in Sacramento was very grim.

Vice Chancellor Hawk stated she would give a detailed budget update at the next Board meeting during her 2nd quarter budget report. The bottom line is the California Community Colleges system will have a $400 million reduction. The best case scenario for our district is a $3.4 million ongoing reduction, which is in addition to the structural balance that is already moving forward. The district is not within meeting its 5% reserve level for next year nor would it get close for the next 2-3 years. These are some of the issues being discussed by the District Budget Committee.

2. LEGISLATIVE UPDATE

Trustee Lease discussed the legislative visits that he attended with Chancellor
Cepeda. He stated the Chancellor was wonderfully articulate in her support of community colleges and the needs of our district. Trustee Lease gave an overview of their visits to Senators Elaine Alquist, Leland Yee, Sam Blakeslee, Joe Simitian, and Assemblypersons Nora Campos, Jim Beall, Paul Fong and Marty Block. Trustee Lease stated they communicated the importance of California voters being allowed to increase revenues by extending the temporary taxes and also be given the opportunity to approve parcel taxes.

Chancellor Cepeda expressed her concern about the proposed change to the census date, which would negatively impact what the district would receive from the state.

3. **SAN JOSE/EVERGREEN COMMUNITY COLLEGE DISTRICT FOUNDATION ANNUAL REPORT**

Chancellor Cepeda introduced Heather Saito, Interim Director of the Foundation. Chancellor Cepeda and Director Saito presented an overview of history of the Foundation, and the new goals established for 2011. At the February 24 Foundation Board Meeting the bylaws will be changed. The Foundation is taking steps to become a fundraising body with a top priority of enhancing and creating new services and scholarship programs for SJECCD students. Student Trustee Young, who is also a member of the Foundation Board, stated that the Foundation is moving toward a student focus instead of merely being a fiscal agent. Trustee Okamura stated the Foundation Board must work towards being independent of the Governing Board. It must become a stand-alone institution even though that goal may not be realized right away.

President Lind thanked Chancellor Cepeda and Director Saito for their excellent report. He stated this was the best Foundation report he has seen since he has been a member of the Governing Board.

4. **SAN JOSE/EVERGREEN COMMUNITY COLLEGE DISTRICT FOUNDATION INDEPENDENT ANNUAL FINANCIAL REPORT FOR FISCAL YEAR 2009/2010**

The Board received information on the 2009-2010 annual foundation report and the Foundation audit report ending June 30, 2010, from Vavrinek, Trine, Day & Company, LLP.


This item was moved to be included in Item E-6.

6. **FUTURE AGENDA ITEMS**

- Board Budget Study Session – Saturday, February 12, 9:00 a.m. to 2:00 p.m.
J. CONTINUATION OF CLOSED SESSION
   No.

K. RECONVENE OPEN SESSION

   ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

   There were no reportable actions.

L. ADJOURNMENT

   The meeting adjourned at 9:16 p.m.

Rita M. Cepeda, Secretary
Board of Trustees