



MINUTES
Board of Trustees
 San Diego Community College District
Public Meeting

CHARLES W. PATRICK BUILDING
 3375 Camino del Rio South
 Rooms 300, 235 and 300
 San Diego, California 92108

September 9, 2004

3:00 p.m.

ACTION AUTHORIZED BY BOARD

	Marty Block	Richard S. Grosch	Wm. Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote
Present	X	X	X	X	X	X

ATTENDANCE AT THIS SPECIAL PUBLIC MEETING

(Board members who arrive after meeting begins will be noted as "Present" at point in this docket at which they arrive.)

100 It is contemplated that the Board of Trustees will, immediately upon convening this meeting, ADJOURN INTO CLOSED SESSION in Room 300. (The Public is allowed to attend and hear the Closed Session announcement).

Adjourn into Closed Session at 3:00 p.m.

101 CLOSED SESSION ITEMS:

The following Closed Session items are scheduled:

1. Conference with real property negotiator Damon Schamu and John Schlegel (pursuant to Government Code Section 54956.8).

Property: Skills Center,
 835 Park Boulevard

- a. Negotiating Party: TMG Partners
- b. Purpose of negotiations: Plans for Joint Use

Continued on next page. . .



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101 CLOSED SESSION ITEMS (Continued)

- 2. Liability Claim Against the District (pursuant to Government Code Section 54956.95)

Claimant: Elliott N. Kanter, Esq.
for his client Patricia Reese

Items not completed during the 3-4 p.m. Closed Session will be continued after the public session and;

- 3. Public Employee Discipline/Dismissal/Release (pursuant to Government Code Section 54957).

- 4. Conference with labor negotiators, Wayne Murphy and Cheryl Witt, (pursuant to Government Code Section 54957.6)

Bargaining/meet and confer units under consideration:

All units regarding health insurance benefits

102 RECONVENE INTO OPEN SESSION

(Approximately at 4:00 p.m.) in the District Office (Board Room 300) in order to report any action taken in Closed Session and the vote or abstention of every member present thereon in accordance with Government Code Section 54957.1.

Reconvene into Open Session at 3:55 p.m.

103 ADJOURNMENT (3:00 P.M. MEETING)

Adjourn Closed Session at 3:56 p.m.



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140 CALL FOR REMOVAL OF ITEMS FROM THE DOCKET OF BUSINESS

None.

141 CALL FOR PRESENTATIONS (IF ANY) BY EXCLUSIVE AGENT(S) REPRESENTING EMPLOYEES

None.

141A PUBLIC RESPONSE TO INITIAL PROPOSAL(S) OF EMPLOYEE ORGANIZATIONS

None.

141B ANNOUNCEMENT(S) OF PROPOSED TENTATIVE AGREEMENT(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES

None.



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Motion
 Second
 Ayes
 Absent

141C ANNOUNCEMENT(S) OF AGREEMENT(S)
 BETWEEN THE DISTRICT AND EXCLUSIVE
 AGENTS REPRESENTING EMPLOYEES.

None.

142 DEVELOPMENT OF CONSENT CALENDAR

Removed for discussion:
 150, 161, 170, 180, 190
 191, 300, 301, 590, 830,
 & 831.

143 CALL FOR ACADEMIC SENATE'S DOCKET
 ITEMS FOR DISCUSSION

None.

144 ADOPTION OF CONSENT CALENDAR

Approve.

In order to provide for speedy approval of routine items, the Board will review the docket of business under DEVELOPMENT OF THE CONSENT CALENDAR. All items not designated for discussion will comprise the Consent Calendar. Sufficient backup material will be available in advance so the Board members will have complete data regarding the items.

X	X	X	X	X	X



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150 REPORT ON COMMUNICATIONS/STATEWIDE & LEGISLATIVE ISSUES

Chancellor Carroll reported that the upcoming Board of Governors (BOG) meeting agenda will include discussion of the budget proposals that the BOG is recommending for the 2005-2006 budget. She stated that the following three areas will have a positive impact for our District.

- \$80 million for credit equalization
- \$6 million for non-credit equalization
- Reimbursement for the student healthcare fee waiver.

President Block asked if these recommendations would be included for additional years.

The Chancellor stated that the recommendations are only for 2005-2006.

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Motion		X					160 <u>REPORT ON LEGAL MATTERS</u>
Second		X	X				161 Elliott N. Kanter, Esq., for his client Patricia Reese.
Ayes	X	X	X	X			Submits a claim for money/damages.
Absent					X		

Approve. Rejection of the request for permission to submit a late claim.



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170 REPORT OF THE TRUSTEES

171 Student Trustee

Trustee Schneeberger reported that City College and Mesa College have agreed on an agenda for Club Rush Week. Club Rush Week will take place the week of September 13, 2004.

He also reported that the three colleges have agreed on plan for a voter registration drive.

Trustee Schneeberger added that the student trustees have received information on the accreditation self-study reports and are reviewing the information.

172 Maria Nieto Senour

Trustee Senour offered to assist with the campus voter registration drives.

173 Rich Grosch

No report.

174 Bill Schwandt

No report.

175 Peter Zschiesche

Absent.

176 President Marty Block

Trustee Block asked if there were any candidates for the Board in the audience and asked them to please stand. Kate Kelly, candidate for District D, was acknowledged. John Cubello, candidate for District B, was also in attendance.



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180 REPORT OF THE CHANCELLOR

181 Chancellor Carroll

The Chancellor thanked the college presidents and Academic Senate Presidents for hosting the Chancellor Forums.

The Chancellor reported that the enrollment districtwide is slightly up as of the first week of instruction. She added that City College has shown the biggest impact from the increased student fees. She indicated that any downturn in enrollment would be offset by plans for additional classes.

President Block asked the Chancellor how the District compared with other districts.

The Chancellor asked Asst. Chancellor of Student Services Lynn Neault to reply. Asst. Chancellor Neault stated that the neighboring districts are reporting enrollment decreases between two and three percent.

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Motion			X			
Second				X		
Ayes	X	X	X	X		
Absent					X	

190 NEW BUSINESS

191 Consideration and approval of a proposal to amend POLICY 1020, "TRUSTEE ADVISORY COUNCILS, POLICIES AND BYLAWS GOVERNING THE FORMATION AND OPERATION" in order to create a single advisory body rather than multiple groups. (First Reading)

Approve.

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200 POLICY GOVERNANCE



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Arrived	X	<p>300 <u>PUBLIC/STAFF PRESENTATIONS</u></p> <p>301 A presentation by representatives from the Campaign for College Opportunity: Dr. David Wolf Ms. Michelle Siqueros</p> <p style="text-align: center;">Trustee Zschiesche arrived at 4:51 p.m.</p>
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Acknowledged.
 See Exhibit 301.1 which is made a part of these minutes.

NOTE:
 In accordance with Education Code Section 72121.5, citizens are invited to participate in the governance system of the District by utilizing the PUBLIC PRESENTATIONS section of the Docket of Business. Citizens wishing to be listed on the Docket should call the Board of Trustees' office five work days prior to the scheduled meeting.

PUBLIC PRESENTATIONS on items listed on the docket shall be heard at the time the item is discussed and prior to Board action on the item. Each presentation shall be limited to five minutes (a total of twenty minutes on the same subject) unless this time limit is waived by action of the Board.

Persons requesting a new matters' presentation shall be prepared to be heard by the Board at the conclusion of all other sections of the Board meeting docket. (The Board shall take no action, other than an action of referral, on the new matters' subject.) Each presentation shall be limited to five minutes (total of twenty minutes on the same subject) unless this time limit is waived by action of the Board.

If you wish to submit questions to the Board in your presentation, they should be in writing. At the Board's request, the Chancellor will provide written responses to your questions as soon as possible after the Board meeting.



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							500 OPERATIONS	
Motion				X			540	* Approve. See Exhibit 540.1 which is made a part of these minutes.
Second			X				In the matter of the San Diego County First 5 Commission grant for "The Child Project", authority is requested by the San Diego Continuing Education to:	
Ayes	X	X	X	X		X	1. Enter into an agreement with the San Diego First 5 Commission to continue an intergenerational program involving parents, grandparents and children and to provide child development kits to 300 parents;	
Absent					X		2. Accept, budget and spend \$75,826 in the 2004-2005 General Fund/Restricted Budget for the purpose of the two tasks listed above; and	
							3. Authorize the Interim President of San Diego Continuing Education to sign the grant.	
Motion				X			590	* Approve. See Exhibit 590.1 which is made a part of these minutes.
Second			X				Approval of a new logo for the San Diego Community College District, for use in all District publications, stationery and promotional materials.	
Ayes	X	X	X	X	X	X		
Motion				X			591	* Approve. See Exhibit 591.1 which is made a part of these minutes.
Second			X				Authority for the San Diego Community College Auxiliary Organization (SDCCAO) and its subsidiary the Employee Training Institute (ETi) and its successors to use the name of the San Diego Community College District as part of its public representations.	
Ayes	X	X	X	X		X		
Absent					X			

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Motion				X			600 <u>PERSONNEL</u>
Second			X				660 Consideration and approval of amended sabbatical leave for an employee in the confidential unit for the corrected fiscal year of 2004-05 at Mesa College.
Ayes	X	X	X	X		X	
Absent					X		

*

Approve. See Exhibit 660.1 which is made a part of these minutes.

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							700	<u>SUPPLIES AND EQUIPMENT</u>	
Motion				X			710	Approval of purchase orders prepared during the period of June 1, 2004, through June 30, 2004.	* Approve. See Exhibit 710.1 which is made a part of these minutes.
Second			X	X					
Ayes	X	X	X	X		X			
Absent					X				
Motion				X			711	Approval of purchase orders prepared during the period of July 1, 2004, through July 31, 2004.	* Approve. See Exhibit 711.1 which is made a part of these minutes.
Second			X	X					
Ayes	X	X	X	X		X			
Absent					X				

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Motion				X		
Second			X			
Ayes	X	X	X	X		X
Absent					X	
Motion				X		
Second			X			
Ayes	X	X	X	X		X
Absent					X	
Motion				X		
Second			X			
Ayes	X	X	X	X	X	X
Motion				X		
Second			X			
Ayes	X	X	X	X	X	X
Motion		X				
Second					X	
Ayes	X	X	X	X	X	X

800 BUILDINGS AND REAL ESTATE

810 Approval of off-campus locations for the 2004-2005 school year.

* Approve. See Exhibit 810.1 which is made a part of these minutes.

811 Authority to renew the Use Permit with the United Jewish Federation for use of their facilities at 4855 College Avenue by Mid-City Center programs for a period of one year, commencing October 15, 2004.

* Approve. See Exhibit 811.1 which is made a part of these minutes.

830 PUBLIC HEARING on the proposed dedication to the San Diego Gas & Electric Company of an Easement for (1) underground electric facilities and appurtenances for the transmission and distribution of electricity; and (2) underground communication facilities and appurtenances over, under, along and across property owned by the San Diego Community College District at San Diego City College, as provided in the Resolution of Intention adopted by the Board of Trustees on August 26, 2004; and

Open Public Hearing.

(No speaker(s) came forward.)
Closed Public Hearing.

Consideration of adoption of RESOLUTION in the Matter of Dedicating to the San Diego Gas & Electric Company an Easement for (1) underground electric facilities and appurtenances for the transmission and distribution of electricity; and (2) underground communication facilities and appurtenances over, under, along and across property owned by the San Diego Community College District, pursuant to Education Code Section 81311, et seq. (San Diego City College).

Approve. See Exhibit 830.1 which is made a part of these minutes.



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							800	<u>BUILDING AND REAL ESTATE</u> (Continued)	
Motion				X			831	PUBLIC HEARING on the proposed conveyance to Pacific Bell Wireless, LLC, dba Cingular Wireless, of Easements for the installation of equipment for communications transmissions over, under, along, and across certain real property owned by the San Diego Community College District at three college campuses (San Diego City, Mesa and Miramar Colleges), as provided in the Resolutions of Intention adopted by the Board of Trustees on August 26, 2004; and	Open Public Hearing.
Second			X						(No speaker(s) came forward.)
Ayes	X	X	X	X	X	X			
Motion				X				Consideration of adoption of RESOLUTIONS in the Matter of Conveying to Pacific Bell Wireless, LLC, dba Cingular Wireless, Easements for the installation of equipment for communications transmissions over, under, along and across property owned by the San Diego Community College District, pursuant to Education Code Section 81311, <u>et seq.</u> (San Diego City, Mesa and Miramar Colleges).	Close Public Hearing.
Second		X							
Ayes	X	X	X	X	X	X			
Motion					X				Approve. See Exhibit 831.1 which is made a part of these minutes.
Second		X							
Ayes	X	X	X	X	X	X			
Motion				X			840	Authority to award the contract for Building M200, Pool Filter Replacement at Mesa College to South Coast Pool Plastering Inc., the lowest responsible bidder, on the basis of the Base Bid of seventy-six thousand five hundred dollars (\$76,500)	* Approve. See Exhibit 840.1 which is made a part of these minutes.
Second			X						
Ayes	X	X	X	X		X			
Absent					X				
Motion				X			883	Approval of Change Order No. 5 for the Computing and Distribution Center at Miramar College.	* Approve. See Exhibit 883.1 which is made a part of these minutes.
Second			X						
Ayes	X	X	X	X		X			
Absent					X				

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							800	<u>BUILDINGS AND REAL ESTATE</u>	(Continued)	
Motion				X			884	Approval of Change Order No. 10 for the Science and Technology Building and the Advanced Transportation Technologies Building at Miramar College.	*	Approve. See Exhibit 884.1 which is made a part of these minutes.
Second			X							
Ayes	X	X	X	X		X				
Absent					X					
Motion				X			885	Approval of Change Order No. 2 for the Seismic Retrofit of Building 136 project at Centre City Center.	*	Approve. See Exhibit 885.1 which is made a part of these minutes.
Second			X							
Ayes	X	X	X	X		X				
Absent					X					
Motion				X			886	Approval of Change Order No. 8 for the Indoor Physical Education Facility at City College.	*	Approve. See Exhibit 886.1 which is made a part of these minutes.
Second			X							
Ayes	X	X	X	X		X				
Absent					X					
Motion				X			890	Acknowledgement and approval of finding of Exemption pursuant to Section 15301 of the California Code of Regulations (State CEQA Guidelines) for acquisition and renovation of an existing office/warehouse building; and	*	Approve. See Exhibit 890.1 which is made a part of these minutes.
Second			X					Authority to file the Notice of Exemption with the County Clerk, pursuant to Section 15062 of the State CEQA Guidelines.		
Ayes	X	X	X	X		X				
Absent					X					
Motion				X			891	Authority to enter into a Consultant's Contract with the firm, Potter & Associates for environmental services in connection with the Mesa College Master Plan.	*	Approve. See Exhibit 891.1 which is made a part of these minutes.
Second			X							
Ayes	X	X	X	X		X				
Absent					X					

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Motion				X		
Second			X			
Ayes	X	X	X	X		X
Absent					X	

800 BUILDINGS AND REAL ESTATE (Continued)

- 892 In connection with Proposition "S" land acquisition projects:
1. Authority to enter into an agreement to make rental payments to a property owner to maintain vacancy pending acquisition of the property by the District (Lost Rent Agreement), such property being located adjacent to the east boundary of the Educational Cultural Complex and being acquired by the District for the relocation of Skills Center programs;
 2. Delegation of authority to the Assistant Chancellor, Facilities Management (or his duly authorized representative) to approve addenda to this agreement in order to make payments for lost rent should additional vacancies on the property result; and
 3. Delegation of authority to the Assistant Chancellor, Facilities Management (or his duly authorized representative) to enter into other such agreements should additional relevant vacancies result on properties being acquired pursuant to Proposition "S", with the understanding that no such agreement entered into by the District shall provide for a payment exceeding \$5,000 per month for each vacancy without further Board approval.

* Approve. See Exhibit 892.1 which is made a part of these minutes.



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900 INFORMATION ITEM

901 Board Sub-Committees:

Budget Study:

Trustees Schwandt and Zschiesche

Accreditation:

Trustees Schwandt and Zschiesche



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975 ADJOURNMENT

Adjourn at 4:58 p.m.

Respectfully submitted,

Constance M. Carroll
Chancellor and
Secretary of Board

Martin J. Block
President

2004-05 Series 4

James MacLeod
Recording Secretary

