

DOCKET OF BUSINESS

PUBLIC MEETING OF BOARD OF TRUSTEES SAN DIEGO COMMUNITY COLLEGE DISTRICT

CHARLES W. PATRICK BUILDING 3375 CAMINO DEL RIO SOUTH, ROOMS 300, 235, 300 SAN DIEGO, CALIFORNIA 92108

SPECIAL MEETING - TUESDAY - NOVEMBER 14, 2006 - 3:00 P.M.

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

101 CLOSED SESSION ITEMS:

The following Closed Session items are scheduled:

- 1. Administrator employment agreement (pursuant to Government Code Section 54957) the title of which is Chancellor.
- Conference with or receipt of advice from legal counsel concerning pending litigation (pursuant to Government Code Section 54956.9(a). Superior Count Cases GIC844300 and GIC846910 will be considered.
- 3. Conference with labor negotiator Wayne Murphy (pursuant to Government Code Section 54957.6).

Bargaining Unit under consideration:

SDAE Continuing Education Faculty Agreement

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.

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

In compliance with the Americans with Disabilities Act, the San Diego Community College District will make every effort to honor requests for reasonable accommodations made by individuals with disabilities. [ADA TITLE II, SEC. 202. 42 USC 12132] If you need an accommodation, please call 72 hours prior to the scheduled meeting. (619) 388-6983

All exhibits are available for inspection by the public at the Board of Trustees meeting or prior to such meeting, when reports are available, in the Public Information and Government Relations office, Room 240, Charles W. Patrick Building, 3375 Camino del Rio South, San Diego, California.

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 Docket office seven workdays 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 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 20 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.

INDEX November 14, 2006 Page 2 104 CONVENE A REGULAR OPEN SESSION (approximately 4:00 p.m. - District Office Board Room 235) 120 PLEDGE OF ALLEGIANCE 135 CALL FOR REMOVAL OF ITEMS FROM THE DOCKET OF BUSINESS 137 DEVELOPMENT OF CONSENT CALENDAR 138 CALL FOR ACADEMIC SENATE'S DOCKET ITEMS FOR DISCUSSION 139 ADOPTION OF CONSENT CALENDAR 140 PUBLIC/STAFF PRESENTATIONS CALL FOR PRESENTATIONS (IF ANY) BY EXCLUSIVE AGENT(S) REPRESENTING 145 EMPLOYEES. 146A PUBLIC RESPONSE TO INITIAL PROPOSAL(S) OF EMPLOYEE ORGANIZATIONS. ANNOUNCEMENT (S) OF PROPOSED TENTATIVE AGREEMENTS (S) BETWEEN THE DISTRICT AND 146B EXCLUSIVE AGENTS REPRESENTING EMPLOYEES. ANNOUNCEMENT (S) OF AGREEMENT (S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS 146C REPRESENTING EMPLOYEES. 150 REPORT ON COMMUNICATIONS/STATEWIDE & LEGISLATIVE ISSUES 170 REPORT OF THE TRUSTEES 180 REPORT OF THE CHANCELLOR 190 NEW BUSINESS 191 Consideration and approval of Board Meeting Schedule for January 2007 through June 2007. 192 Consideration and adoption of the following Board of Trustees Policies, Attachments 1-36* (First Reading): BP 2010 Board Membership 1. BP 2015 Student Member(s) 2 3. BP 2100 Board Elections BP 2105 Election of Student Member(s) 4. BP 2110 Vacancies on the Board 5. BP 2200 Board Duties and Responsibilities 6. 7. BP 2210 Officers BP 2220 Committees of the Board 8. BP 2305 Annual Organizational Meeting 9. BP 2310 Regular Meetings of the Board 10. BP 2315 Closed Sessions 11. BP 2320 Special and Emergency Meetings 12. BP 2330 Quorum and Votes 13. BP 2340 Agendas 14. BP 2345 Public Participation at Board Meetings. 15. BP 2350 Speakers 16. BP 2355 Decorum 17. 18. BP-2360 Minutes BP 2365 Recording 19. BP 2410 Policy and Administrative Procedures 20. BP 2430 Delegation of Authority to Chancellor 21. BP 2431 Chancellor Selection 22. BP 2432 Chancellor Succession 23. 24. BP 2435 Evaluation of Chancellor

190 NEW BUSINESS (Continued)

- 192 Consideration and adoption of the following Board of Trustees Policies, Attachments 1-36* (First Reading): (Continued)
- 25. BP 2510 Participation in Local Decision-making
- 26. BP 2610 Presentation of Initial Collective Bargaining Proposals
- 27. BP 2710 Conflict of Interest
- 28. BP 2715 Code of Ethics/Standards of Practice
- 29. BP 2716 Political Activity
- 30. BP 2717 Personal Use of Public Resources
- 31. BP 2720 Communications among Board Members
- 32. BP 2725 Board Member Compensation
- 33. BP 2730 Board Member Health Benefits
- 34. BP 2735 Board Member Travel
- 35. BP 2740 Board Education
- 36. BP 2745 Board Self-Evaluation

The following Board Policies are cancelled and superseded by adoption of the above-listed Board Policies, Attachments 37-42* First Reading):

- 37. Board Policy 1001 Board Organization and Meetings
- 38. Board Policy 1002 Conduct of Trustee Elections
- 39. Board Policy 1004 Trustee Elections
- 40. Board Policy 1006 Board of Trustees Code of Ethics
- 41. Board Policy 1007 Board of Trustees Evaluation
- 42. Board Policy 0003 Shared Governance
- 193 Consideration and adoption of a Resolution in the matter of the compensation of members of the Board of Trustees effective February 8, 2007.
- 400 BUDGET AND FINANCE

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- 420 In the matter of a grant from the Foundation for California Community Colleges (FCCC) for the purpose of providing grant funding, fiscal management, and accountability for students in the Temporary Assistance for Needy Families (TANF) - Child Development Careers Program (TANF-CDC), authority is requested to accept, budget and spend an additional \$10,233; increasing the 2006-2007 budget by \$8,358 from \$59,729 to \$68,087; and 2007-2008 budget by \$1,875 from \$81,850 to \$83,725.
- 421 Authority to accept, budget and spend in the 2006-2007 General Fund/ Restricted Budget \$12,900 from the Yosemite Community College District, Child Development Training Consortium (YCCD/CDTC), to provide services as defined in the instructional agreements.
- 422 In the matter of the 2006-2007 General Fund/Restricted Disability Support Programs and Services (DSPS) budget, authority is requested to accept, budget and spend:
- 1. An additional allocation of \$ 207,471 from the California Community College Chancellor's Office, increasing the 2006-07 budget to \$3,654,430; and
 - An Augmentation of \$321,096 to provide services to students with hearing disabilities through the Disability Support Programs and Services (DSPS) Program.
- 423 In the matter of the 2006-2007 General Fund/Restricted Budget, authority is requested to accept, budget and spend an additional \$8,887.00 from the State Homeland Security Grant.

400 BUDGET AND FINANCE (Continued)

- 424 In the matter of the 2006-2007 General Fund/Restricted Non Credit Matriculation budget, authority is requested to accept, budget and spend an additional \$618,902 from the Chancellor's Office California Community College (COCCC), increasing the 2006-2007 budget to \$3,207,237.
- 425 In the matter of the 2006-2007 General Fund/Restricted Credit Matriculation budget, authority is requested to accept, budget and spend an additional \$893,577 from the Chancellor's Office California Community College (COCCC), increasing the 2006-2007 budget to \$2,718,333.
- 430 Consideration and adoption of a Resolution in the matter of establishing a change fund for the Miramar College School of Library and Technology pay-for-print systems.
- 440 Authority to make one-time transfers in the FY 2006-07 General Fund/ Unrestricted budget as follows:

GENERAL FUND/UNRESTRICTED

Site/Program	Object Class/Description	From	To
Business Services	7000 Unallocated Contingency	\$251,468	
Board Office	5000 Other Operating Expenses		\$251,468
•	Total	\$251,468	\$251 468

500 OPERATIONS

- 520 Consideration and approval of new or revised courses and programs.
- 540 In the matter of a competitive renewal of a 4.5 year Economic and Workforce Development Grant awarded by the California Community Colleges Chancellor's Office Economic and Workforce Development Office (CCCEWD) to the Southern California Biotechnology Center at Miramar College authority to:
- 1. Enter into a 4.5 year contract with CCCEWD from January 1, 2007 -June 30, 2011 in the amount of \$922,500; and
- 2. Accept, budget and spend \$102,500 in the 2006-2007 General Fund/Restricted Budget from CCCEWD.
- 541 In the matter of the California State Firefighters Association Agreement with Miramar College, authority to:

Enter into an agreement to provide 32 hours of training during the California State Firefighters Association's annual conferences.

542 In the matter of the San Miguel Consolidated Fire Protection District's Agreement with Miramar College, authority to:

Enter into an agreement to provide 486 hours of training during the San Miguel Consolidated Fire Protection District's Reserve Firefighter Academy beginning January 2007.

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500 OPERATIONS (Continued)

- 543 In the matter of the U.S. Navy Contract Instructor Program (CIP) at San Diego, California; San Antonio, Texas; Pearl Harbor, Hawaii; Newport, Rhode Island, authority to:
- Continue a multi-year contract with the U.S. Navy to provide instructional services to military personnel at the Fleet Training Center, San Diego, and Lackland AFB in San Antonio, Texas, commencing October 1, 2006 through September 30, 2007 total amount of contract \$3,641,201;
- Reduce budget in the 2006-2007 General Fund/Restricted Budget from \$2,757,428 to \$2,730,901; and
- 3. Continue the following 12-month restricted positions effective October 1, 2006, and future years until funding ends:
 - Contract Training Manager, Position #011227
 Military Associate Dean, Position #007238
 Military Instructor, Position #008849
 Military Instructor, Position #007240
 Military Instructor, Position #008851
 Military Instructor Texas, Position #008852
 Military Instructor Rhode Island, Position #011050
 Military Instructor Hawaii, Position #011049
 Military Lead Instructor/Bi-Monthly, Position #010945
- 4. Continue the following 12-month classified positions and assigned incumbents effective October 1, 2006:
 - 1.0 Administrative Technician, Position #003145
 - 1.0 Food Service Stock Clerk, Position #006702
- 544 In the matter of the U.S. Navy Homeport Training (HPT) at the Fleet Training Center, San Diego, authority to:
 - Continue a multi-year contract with the U.S. Navy to provide instructional services and management support to military personnel at the Fleet Training Center, San Diego, commencing October 1, 2006 through September 30, 2007;
- 2. Accept, budget and spend an additional \$1,262,669 in the 2006-2007 General Fund/Restricted Budget increasing the budget to \$2,247,291; and
 - Continue the following 12-month restricted positions effective October 1, 2006, and future years until funding ends:
 - 1.0 Contract Training Manager, Position #010877
 1.0 Military Associate Dean, Position #011449
 1.0 Military Associate Dean, Position #011480
 21.0 Military Instructor, Position #007239
 12.0 Military Instructor, Position #011365
 12.0 Military Instructor, Position #011423
- 4. Continue the following 12-month classified positions and assigned incumbents effective October 1, 2006

1.0 Senior Clerical Assistant, Position # 010882

500 OPERATIONS (Continued)

545 In the matter of the U.S. Navy Contract Instructor Program (CIP) at the Naval Air Technical Training Center (NATTC), Pensacola, Florida, authority to:

 Extend a multi-year contract with the U.S. Navy to provide instructional services to military personnel at the Naval Air Technical Training Center (NATTC), Pensacola, Florida, for the period October 1, 2006 through November 30, 2006. Proposals for a continuation of the contract for the period December 1, 2006 through September 30, 2007 are being evaluated;

- Accept, budget and spend \$767,719 in the 2006-2007 General Fund/Restricted Budget;
 - Continue the following 12-month restricted positions effective October 1, 2006:

1.0 Contract Training Manager, Position #010010

3.0 Military Associate Dean, Position #010011

157.0 Military Instructor Bi-Monthly, Positions #010012; #010013; #010014; #010015; #010016; #010239; #010491; #010536; #010879;

- 1.0 Military Lead Instructor/Bi-Monthly, Position #011043; and
- Continue the following 12-month classified positions and assigned incumbents effective October 1, 2006:
 - 1.0 Senior Clerical Assistant, Position #010017
 - 2.0 Secretary, Positions #010551; #010927
 - 2.0 Clerical Assistant, Positions #010499; #010498
 - 1.0 Clerical Assistant, Position #010552
 - 1.0 Clerical Assistant, Position #010553
 - 1.0 Clerical Assistant, Position #010554
 - 1.0 Senior Clerical Assistant, Position #011042
- 546 In the matter of the U.S. Navy Contract Instructor Program (CIP) at the Navy Technical Training Center (NTTC), Corry Station, Pensacola, Florida, authority to:
- Extend a multi-year contract with the U.S. Navy to provide instructional services to military personnel at the Navy Technical Training Center (NTTC), Corry Station, Pensacola, Florida, commencing October 1, 2006 through October 31, 2006. Proposals for a continuation of the contract for the period November 1, 2006 through September 30, 2007 are being evaluated;
- Accept, budget and spend an additional \$29,054 in the 2006-2007 General Fund/Restricted Budget; and
 - Continue the following 12-month restricted positions effective October 1, 2006, and future years until funding ends:

1.0 Contract Training Manager, Position #009795

20.0 Military Instructor/Bi-Monthly, Position #009812

20.0 Military Instructor/Bi-Monthly, Position #010240

8.0 Military Instructor/Bi-Monthly, Position #009813; and

4. Continue the following 12-month classified position and assigned incumbent effective October 1, 2006:

1.0 Senior Clerical Assistant, Position #009840

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500 OPERATIONS (Continued)

- 547 In the matter of the U.S. Navy Contract Instructor Program (CIP) at the Naval Training Center, Great Lakes, Illinois, authority to:
- Extend a multi-year contract with the U.S. Navy to provide instructional and curriculum development services to military personnel at the Naval Training Center, Great Lakes, Illinois, for the period October 1, 2006 through October 31, 2006. This is the final extension of this contract.
- Accept, budget and spend \$833,142 in the 2006-2007 General Fund/Restricted Budget;
- 3. Continue the following 12-month restricted positions for one month, October 1, 2006 through October 31, 2006:
 - 1.0 Contract Training Manager, Position #010252
 - 14.0 Military Associate Dean, Positions #010253; #010434
 - 30.0 Military Lead Instructor Bi-Monthly, Positions #010254; #010435; #011048
 - 362.0 Military Instructor Bi-Monthly, Positions #010255; #010256; #010257; #010258; #010259; #010260; #010261; #010262; #010263; #010264; #010367; #010368; #010369; #010436; #010437; #010438; #010439; #010535; #010880; and
 - 11.0 Test and Evaluators, Position #010267
 - 20.0 Test and Evaluators, Position #010266
 - 15.0 Programmers, Position #010265;
- 4. Continue the following 12-month classified positions and assigned incumbents effective October 1, 2006:
 - Senior Secretary, Position #010268
 Senior Clerical Assistant, Position #010270
- 5. Extend the Great Lakes Contract to allow for closeout of the contract for the period November 1, 2006 through December 30, 2006;
- 6. Accept, budget and spend \$100,254 in the 2006-2007 General Fund/Restricted Budget; and
- 7. Continue the following 2-month restricted positions effective November 1, 2006 through December 31, 2006:
 - 1.0 Contract Training Manager, Position #010252 14.0 Military Associate Dean, Positions #010253; #010434
- 548 In the matter of the U.S. Navy Contract Instructor Program (CIP) at the Navy Technical Training Center, Meridian, Mississippi, authority to:
- Extend a multi-year contract with the U.S. Navy to provide instructional services to military personnel at the Navy Technical Training Center, Meridian, Mississippi, for the period October 1, 2006 through October 31, 2006;
- Accept, budget and spend in the 2006-2007 General Fund/Restricted Budget \$98,781 from the U.S. Navy; and
- 3. Continue the following 12-month restricted positions effective October 1, 2006, and future years until funding ends:

1.0 Military Associate Dean, Position #006446 15.0 Military Instructor, Position #009739 20.0 Military Instructor, Position #008115

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500 **OPERATIONS** (Continued)

- 549 In the matter of a Contract Instructor Program (CIP) to train Army Personnel at Fort Bliss, Texas, authority to:
- Continue a multi-year contract with the Army Emergency Relief to provide training services in Personal Financial Management (PFM) to military personnel at Fort Bliss, Texas, commencing October 1, 2006, total amount of contract \$139,975;
- Accept, budget and spend in the 2006/2007 General Fund/Restricted Budget \$104,981; and
- 3. Continue the following 12-month restricted positions effective October 1, 2006, and continue future years until funding ends:

1.0 Military Lead Instructor Bi-Monthly, Position #011109 1.0 Military Instructor Bi-Monthly, Position #011110

- 550 In the matter of the U.S. Navy Contract Personal Financial Management Instruction at Naval Submarine School New London (NAVSUBSCOL), Groton, CT; Lackland Air Force Base, San Antonio, TX; Sheppard AFB, Wichita Falls, TX; Navy Technical Training Center, Meridian, MS; and Fleet Combat Training Center, Damneck, VA, authority to:
 - Extend a multi-year contract with the U.S. Navy to provide training services to military personnel at Naval Submarine School New London (NAVSUBSCOL), Groton, CT; Lackland Air Force Base, San Antonio, TX; Sheppard AFB, Wichita Falls, TX; Navy Technical Training Center, Meridian, MS; and Fleet Combat Training Center, Damneck, VA, Naval Aviation Technical Training Center (NATTC), Pensacola, FL, commencing October 1, 2006 through January 31, 2007. Proposals for a continuation of the contract for the period February 1, 2007 through September 30, 2007 are being evaluated;
 - Accept, budget and spend an additional \$294,837 in the 2006-2007 General Fund/Restricted Budget; and

Continue the following 12-month restricted positions effective October 1, 2006:

1.0 Contract Training Manager, Position #011041
7.0 Military Lead Instructor Bi-Monthly, Position #010878
1.0 Military Lead Instructor Bi-Monthly, Position #011044
1.0 Military Lead Instructor Bi-Monthly, Position #011045
1.0 Military Lead Instructor Bi-Monthly, Position #011046
1.0 Military Lead Instructor Bi-Monthly, Position #011047
5.0 Military Lead Instructor Bi-Monthly, Position #011048
50.0 Military Instructors Bi-Monthly, Positions #010880, #010881; #010946

551 In the matter of the existing Educational Broadband Services (EBS) contract with Sprint Nextel and the San Diego Community College District (SDCCD), authority is requested to:

Approve a new 10-year lease agreement with four (4) 5-year renewals for excess EBS bandwidth; and

 Accept, Budget and Spend (ABS) \$613,525 in the 2006-2007 General Fund/Restricted Budget with future fiscal year annual payments equal to \$269,760 increasing by 3% annually over the remaining periods. INDEX

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600 PERSONNEL

- 660 Authority to increase a vacant 0.833, 12-month flexible calendar (equivalent to 1.0, 10-month) Senior Clerical Assistant position (#009704) to 1.00 FTE 12-month Senior Clerical Assistant position, Range 18 (\$2423-\$3534) AFT/Office-Technical Unit, at Mesa College, effective December 1, 2006.
- 670 Consideration and approval of Employment Agreement for: Chancellor Constance M. Carroll
- 690 Consideration and adoption of Board of Trustees Policy BP 4120 Consensual Relationships (first reading).

700 SUPPLIES AND EQUIPMENT

- 710 Approval of purchase orders prepared during the period of September 1, 2006, through September 30, 2006.
- 711 Approval of purchase orders prepared during the period of October 1, 2006, through October 31, 2006.

800 BUILDING AND REAL ESTATE

- 810 Approval of off-campus location name change requested by North City for Pleasant Care Nursing and Rehabilitation Hospital to Emmanuel Convalescent Hospital.
- 811 Authority to implement a Memorandum of Understanding between the San Diego Community College District (SDCCD) and the San Diego Unified School District (SDUSD) regarding the development and operation of construction projects on adjacent properties at San Diego Mesa College; and

Authority to implement a Second Amended Permit Agreement between the SDCCD and the SDUSD which allows for the shared use of facilities at Mesa College for the San Diego Unified School District MET Program and San Diego Mesa College's educational program.

812 Approval of the Second Amendment to Agreement for the Lease, Construction, Maintenance and Operation of the Mira Mesa Recreational Complex with City of San Diego; and

Authority for the Vice Chancellor, Facilities Management, to execute all documents necessary to satisfy the contingencies described in the above-referenced Second Amendment.

- 830 Adoption of a resolution pertaining to compliance with the California Environmental Quality Act for the Mesa College proposed east entry and parking garage.
- 870 Authority to award the contract for the construction of the Child Development Center Playground at San Diego Mesa College to Zasueta Contracting, Inc., the lowest responsible bidder, on the basis of the Base Bid of Two Hundred Twenty Nine Thousand One Hundred Twenty Three and 00/100 Dollars (\$229,123.00).
- 880 Approval of Change Order No. 1 for the Energy Service Contract for San Diego Mesa College with Chevron Energy Solutions.
- 881 Consideration of the substitution of the plumbing subcontractor for the Building I-100 Science Classroom Remodel at San Diego Mesa College.
- 882 Approval of Change Order No. 1 for Building I-100 Science Classroom Remodel at San Diego Mesa College.
- 883 Approval of Change Order No. 3 for the Demolition of Various Buildings on the Block Bordered by 16th and 17th Streets, "C" Street and Broadway.

800 BUILDINGS AND REAL ESTATE (Continued)

- 890 Authority to amend the Proposition "S" project list to include a new project entitled City College, Land Acquisition and authority to commence the project.
- Authority to amend the Full Text Ballot Proposition (Prop "S") in order to 891 change two project names and the original ballot references "Centers for Education and Technology" (CET) to "Continuing Education Campuses."

900 INFORMATION ITEMS

901 Board Sub-Committees:

Budget Study: Trustee Schwandt

Community College/City Schools Partnerships: Trustees Schwandt and Zschiesche

Board Policy Review: Trustees Block and Grosch

Facilities Planning: Trustees Grosch and Zschiesche

902 Citizens' Oversight Committee's Annual Report for Proposition "S" for 2005-2006.

950 ADJOURNMENT INTO CLOSED SESSION

955 CLOSED SESSION ITEMS CONTINUED:

Following the public Board Meeting:

Items not completed during the 3-4:00 p.m. Closed Session will be continued after the public session:

The following Closed Session items are scheduled:

- Administrator employment agreement (pursuant to Government Code Section 1. 54957) the title of which is Chancellor.
- Conference with or receipt of advice from legal counsel concerning pending. 2. litigation (pursuant to Government Code Section 54956.9 (a). Superior Count Cases GIC844300 and GIC846910 will be considered.
- 3. Conference with labor negotiator Wayne Murphy (pursuant to Government Code Section 54957.6).

Bargaining Unit under consideration:

SDAE Continuing Education Faculty Agreement

960 RECONVENE INTO OPEN SESSION in the District Office (Conference 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.

975 ADJOURNMENT