

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 - THURSDAY - DECEMBER 14, 2006 - 3:00 P.M.

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 Closed Session announcement).

101 CLOSED SESSION ITEMS:

The following Closed Session items are scheduled:

1. Conference with or receive advice from legal counsel concerning significant exposure to litigation (pursuant to Government Code Section 54956.9(b)). One case to consider.
2. Consideration of public employee dismissal (pursuant to Government Code Section 54957). One item to discuss.
3. Conference with labor negotiator Wayne Murphy (pursuant to Government Code Section 54957.6)

Bargaining/Meet and Confer Units under Consideration:

- a. AFT Guild Food Services Unit
- b. AFT Guild Office-Technical Unit.

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

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.

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- 104 CONVENE A REGULAR OPEN SESSION
(approximately 4:00 p.m. - District Office Board Room 235)
- 120 PLEDGE OF ALLEGIANCE
- 125 OATH OF OFFICE
Administration of Oath of Office to Trustees:
1. Richard S. Grosch by: Marty Block
2. Maria Nieto Senour by: Evonne Seron Schulze
3. Peter M. Zschiesche by: William H. Schwandt
- 130 APPROVAL OF MINUTES
- 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
- 145 CALL FOR PRESENTATIONS (IF ANY) BY EXCLUSIVE AGENT(S) REPRESENTING EMPLOYEES.
- 146A PUBLIC RESPONSE TO INITIAL PROPOSAL(S) OF EMPLOYEE ORGANIZATIONS.
- 146B ANNOUNCEMENT(S) OF PROPOSED TENTATIVE AGREEMENTS(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES.
- 146C ANNOUNCEMENT(S) OF AGREEMENT(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES.
- 150 REPORT ON COMMUNICATIONS/STATEWIDE & LEGISLATIVE ISSUES
- 170 REPORT OF THE TRUSTEES
- 180 REPORT OF THE CHANCELLOR
- 190 NEW BUSINESS
- 191 Annual Organization of the Board of Trustees, pursuant to Education Code Section 72125 and Section 1001.2 of Board of Trustees' POLICY 1001 - BOARD ORGANIZATION AND MEETINGS.
- 192 Consideration and adoption of the following Board of Trustees Policies, Attachments 1-36* (First Reading 11/14/06).
1. BP 2010 Board Membership
 2. BP 2015 Student Member(s)
 3. BP 2100 Board Elections
 4. BP 2105 Election of Student Member(s)
 5. BP 2110 Vacancies on the Board
 6. BP 2200 Board Duties and Responsibilities
 7. BP 2210 Officers
 8. BP 2220 Committees of the Board
 9. BP 2305 Annual Organizational Meeting
 10. BP 2310 Regular Meetings of the Board

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190 **NEW BUSINESS** (Continued)

192 Consideration and adoption of the following Board of Trustees Policies, Attachments 1-36* (First Reading 11/14/06). (Continued)

- 11. BP 2315 Closed Sessions
- 12. BP 2320 Special and Emergency Meetings
- 13. BP 2330 Quorum and Votes
- 14. BP 2340 Agendas
- 15. BP 2345 Public Participation at Board Meetings
- 16. BP 2350 Speakers
- 17. BP 2355 Decorum
- 18. BP 2360 Minutes
- 19. BP 2365 Recording
- 20. BP 2410 Policy and Administrative Procedures
- 21. BP 2430 Delegation of Authority to Chancellor
- 22. BP 2431 Chancellor Selection
- 23. BP 2432 Chancellor Succession
- 24. BP 2435 Evaluation of Chancellor
- 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 11/14/06).

- 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 approval of Board Meeting Schedule for January 2007 through June 2007.

194 Consideration and adoption of a resolution encouraging all California and U.S. Senators and representatives to support legislation to enact the federal Dream Act in the upcoming session.

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400 BUDGET AND FINANCE

- 420 1. Authority to accept, budget and spend \$43,161 from the U.S. Department of Education in the 2006-2007 General Fund/Restricted Budget for the Federal Work Study (FWS) Program at City College (\$25,788), Mesa College (\$10,904), Miramar College (\$635) and Continuing Ed (\$5,834); and
2. Authority to increase the FWS District Matching in the General Fund/Unrestricted Intrafund Transfer Account in the amount of \$5,429 to be drawn from the General Fund/Unrestricted Contingency account. Funds will be budgeted in the General Fund/Restricted Budget in the FWS program (object code 2000) as follows: Mesa College (\$3,408), Miramar College (\$198) and Continuing Ed (\$1,823).
- 421 1. Authority to accept, budget and spend \$712 from the U.S. Department of Education in the 2006-2007 Financial Aid Fund Budget for the Federal Supplemental Educational Opportunity Grant (FSEOG) Program at Continuing Education.
2. Authority to increase the FSEOG District Matching in the General Fund/Unrestricted Intrafund Transfer Account in the amount of \$223 to be drawn from the General Fund/Unrestricted Contingency account.
- 422 In the matter of the College and Career Transitions Initiative (CCTI) grant authority is requested to:
- Accept, budget and spend in the 2006-2007 General Fund/Restricted Budget \$80,000 from the U.S. Department of Education under the administration of the League for Innovation.
- 423 In the matter of Mandated Cost Revenue from the State of California for the purpose of payment of claims previously submitted. Authority is requested to accept, budget and spend an additional \$1,024,098; increasing the 2006-2007 General Fund Unrestricted budget from \$213,111,026 to \$214,135,124.
- 424 In the matter of the 2006-2007 General Fund/Restricted Basic Skills one-time budget allocation, authority is requested to accept, budget, and spend \$574,405 from the Chancellor's Office California Community Colleges (COCCC).
- 425 In the matter of California Department of Health Services grant to develop statewide guidelines and curriculum for integrating nutrition education into the San Diego Community College District Continuing Education, English as a Second Language (ESL) lessons, authority is requested to accept, budget and spend \$231,233 in the 2006-2007 General Fund/Restricted Budget for the purpose of participating in this program.
- 426 Authority is requested by San Diego Community College District/Continuing Education to accept, budget and spend in the 2006-2007 General Fund/Restricted Budget an additional \$2,000 from the San Diego Career Opportunities Partners, Inc. (SDCOP). This is additional to the original contract of \$54,000 for a new total of \$56,000.

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400 BUDGET AND FINANCE (Continued)

440 Authority to make one-time transfers in the 2006-07 General Fund/Unrestricted Budget as follows:

GENERAL FUND/UNRESTRICTED

	<u>Site/Program</u>		<u>Object Code/Account</u>	<u>From</u>	<u>To</u>
a)	Reserves	7000	RAF Contingency	\$851,066	\$
		1000	Academic Salaries		252,853
		3000	Employee Benefits		538,213
		5000	Other Operating Exp.		20,000
		6000	Capital Outlay		40,000
			Total	<u>\$851,066</u>	<u>\$851,066</u>
b)	Block Grant	4000	Supplies & Materials	\$ 99,700	\$
	Growth Support				
	City College	2000	Classified Salaries		28,414
		3000	Employee Benefits		2,841
	Mesa College	1000	Academic Salaries		42,587
		3000	Employee Benefits		4,287
	Miramamar College	2000	Classified Salaries		20,000
		3000	Employee Benefits		1,571
			Total	<u>\$ 99,700</u>	<u>\$ 99,700</u>
c)	College Police	5000	Other Operating Exp.	\$ 18,000	\$
		6000	Capital Outlay		18,000
			Total	<u>\$ 18,000</u>	<u>\$ 18,000</u>

- 490**
1. Receipt of the District's 2005-2006 "Basic Financial Statements and Independent Auditors' Report" (Attachment A*) issued by Caporicci and Larson.
 2. Receipt of the District's 2005-2006 "Report to Management" (Attachment B*) issued by Caporicci & Larson; and management's response to the comments and recommendations outlined in the report.
 3. Receipt of the District's 2005-2006 Proposition S Building Fund "Financial Statements, Supplemental Information and Independent Auditor's Report" (Attachment C*) issued by Caporicci and Larson.
 4. Receipt of the San Diego Community College Auxiliary Organization's 2005-06 "Basic Financial Statements and Independent Auditor's Report" (Attachment D*) issued by Caporicci & Larson.

500 OPERATIONS

520 Consideration and approval of new or revised courses and programs.

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500 OPERATIONS (Continued)

- 540** In the matter of a six year grant awarded by the U.S. Department of Education, Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR-UP), administered by the University of California, San Diego (UCSD), authority is requested for District Student Services and San Diego City College to:
1. Enter into a six (6) year agreement with the UCSD from July 21, 2006 through July 20, 2012; and
 2. Accept, budget and spend \$13,700 in 2006-2007 General Fund/Restricted Budget from UCSD.
- 541** In the matter of Child Development Programs districtwide:
1. Authority to enter into a contract with the California Department of Education (CDE), Child Development Division (CCD) for one-time funds to be used for improvement of infant and toddler programs at Child Development Centers for fiscal year 2006-07;
 2. Adoption of a resolution providing authority for a District administrator to sign the contract; and
 3. Authority to accept, budget and spend \$4,230 in the contract with the California State Department of Education.
- 542** In the matter of the District's health occupations programs, authority to: Enter into agreements with health care agencies for use of clinical facilities by students enrolled in District health occupations programs during the 2006-2007 fiscal year.
- 543** In the matter of the Continuing Education Campuses providing classroom instruction, authority is requested to enter into a contract with the Family Health Centers of San Diego (FHCS) to provide Professional Development Academy training.
- 544** In the matter of Continuing Education Campuses providing classroom instruction, authority is requested to enter into a contract with the San Diego County Sheriff's Department to provide Computer Software Training Workshops.
- 545** In the matter of Continuing Education Campuses providing classroom instruction, authority is requested to enter into a contract with the County of San Diego, Health and Human Services Agency (HHS), Training and Development.
- 546** In the matter of the Advanced Transportation Technology and Energy (ATTE) program at Miramar College authority is requested to:
1. Enter into an agreement with the Chancellor's Office of the California Community Colleges (COCCC) to provide training programs for the California Department of Transportation (Caltrans); and
 2. Accept, budget and spend \$99,000 in the 2006-2007 General Fund/Restricted Budget.
- 560** Authority to conduct the following Summer 2007 classes in San Miguel de Allende, Mexico: Dance Performance, Ethnic Dance Forms, Studio Practice and Special Topics in Graphic Design. The courses will run four weeks at City College and two weeks in Mexico from July 28 to August 11, 2007.

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500 OPERATIONS (Continued)

- 561 Modification of the 2007 Student Fee Schedule for 2006-2007.
- 562 Consideration and approval of the 2007-2008 College Academic Calendar.

600 PERSONNEL

- 660 In the matter of General Fund Restricted classified contract positions at Miramar College, effective January 1, 2007 (contingent upon review by Human Resources), authority to:
 - 1. Increase vacant .45 FTE to a 1.0 FTE Medical Office Assistant, position (#010176), Range 18 (\$2423-3534), AFT/Office Technical Unit in the Health Services Department;
 - 2. Increase vacant .55 FTE to a 1.0 FTE Student Services Assistant, position (#011225), Range 19 (\$2485-3626), AFT/Office Technical Unit in the Financial Aid Office;
 - 3. Increase .40 FTE 10-month to a 1.0 FTE 12-month Student Services Assistant, and incumbent (#010330), Range 16 (\$2309-3369), AFT/Office Technical Unit in the Transfer Center;
 - 4. Increase vacant .40 FTE to a 1.0 FTE Student Services Assistant, position (#010346), Range 16 (\$2309-3369), AFT/Office Technical Unit in the Admissions Office;
 - 5. Increase vacant .45 FTE to a 1.0 FTE Clerical Assistant, position (#010332), Range 13 (\$2165-3158), AFT/Office Technical Unit in the office of the Vice President of Student Services; and
 - 6. Establish 1.0 FTE Student Services Assistant position, Range 16 (\$2309-3369), AFT/Office Technical Unit, in the Veterans Office.
- 661 In the matter regarding classified positions at the District Office Disability Support Programs and Services (DSPS), effective January 1, 2007, authority is requested to:

Establish 1.0 FTE Administrative Technician position, Range 22 (\$2703-3943) AFT/Office Technical Unit.
- 662 In the matter regarding classified positions at the District Office Outreach Program, effective January 1, 2007, (contingent upon review by Human Resources) authority is requested to:

Establish 1.0 FTE Administrative Technician position, Range 22 (\$2703-\$3943) AFT/Office Technical Unit.
- 663 Pursuant to the requirement that the District provide ongoing maintenance for projects funded by Proposition "S" and identify sufficient financial resources therefore, authority to undertake and set aside funds for ongoing maintenance and utility costs to establish the following positions, effective January 1, 2007 (contingent upon review by Human Resources), required for North City Center at Aero Drive:
 - 1. 1.0 Facilities Supervisor Custodial - II, Range 7 (\$3,405-\$4,791), Supervisory/Professional Employees;
 - 2. 1.0 Custodian I, Range 19 (\$2,209-\$2,960), SEIU/Operations Unit; and
 - 3. 1.0 Gardener/Groundskeeper, Range 23 (\$2,396-\$3,212), SEIU/Operations Unit.

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600 PERSONNEL (Continued)

664 In the matter of classified contract positions in Human Resources, effective January 1, 2007, authority is requested to:

Increase a .50 FTE Administrative Technician position (#009400) and incumbent, range 22 (\$2703-3943), AFT/Office Technical Unit to 1.0 FTE in Employee Relations.

690 Consideration and adoption of Board of Trustees Policy BP 4120 Consensual Relationships (First Reading 11/14/06).

691 Consideration and approval of rate of reimbursement to employees for use of their personal cars for travel on District business to reflect the IRS mileage rate set at 48.5 cents per mile effective January 1, 2007.

700 SUPPLIES AND EQUIPMENT

710 Approval of purchase orders prepared during the period of November 1, 2006, through November 30, 2006.

730 Authority to award Bid #07-07 for a one-year requirements contract for the acquisition of miscellaneous systems furniture for Districtwide use for Section 1 - Steelcase to BKM Office Works, Section 2 - KI to Kruger International, Section 3 - Office Max Workspace, and Section 4 - Herman Miller to Office Pavillion as the low, responsive and responsible bidders of each section; and

Authority for the Director of Purchasing and Contract Services to exercise the four, one-year contract renewal options, if the contractor's performance is judged to be satisfactory, it is in the District's best interest, and the Board has approved continuation of such funds by budget approval for the respective optional periods.

800 BUILDING AND REAL ESTATE

810 Approval of new off-campus locations requested by North City for Kaiser Permanente-Orcutt and by Cesar Chavez for Alpha Project for the Homeless (Neil Good Day Center), for an off-campus reactivation requested by Cesar Chavez for House of Metamorphosis, and for an off-campus name change requested by West City for Fremont Elementary School to Harold J. Ballard Parent Center.

811 Authority to implement the First Amendment for the expansion of Miramar College's Automotive Program at Serra High School to the General Agreement between San Diego Community College District (SDCCD) and San Diego Unified School District (SDUSD) regarding SDCCD use of SDUSD facilities.

870 Authority to award the contract for the construction of the Hourglass Park Field House at San Diego Miramar College to C.W. Driver, the lowest responsible bidder, on the basis of the Base Bid of Eighteen Million Five Hundred Ninety Eight Thousand and 00/100 Dollars (\$18,598,000.00).

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- 800** BUILDING AND REAL ESTATE (Continued)
- 871** Authority to award the contract for the Leave a Legacy Plaza at Miramar College to RSM2 Contractors, Inc., the lowest responsible bidder, on the basis of the Base Bid of One million one hundred two thousand four hundred thirty dollars (\$1,102,430).
- 872** Authority to award the contract for the San Diego Community College District Office Seismic Retrofit to DRP National, Inc., the lowest responsible bidder, on the basis of the Base Bid of Three Million Seven Hundred Thousand and 00/100 Dollars (\$3,700,000.00) and the Additive Alternate Number 1 of Nine Hundred Thirty Eight Thousand and 00/100 Dollars (\$938,000.00) for a total bid of Four Million Six Hundred Thirty Eight Thousand and 00/100 Dollars (\$4,638,000.00).
- 880** Approval of Change Order No. 2 for the Arts Village at Miramar College
- 881** Approval of Change Order No. 3 for the Arts Village at Miramar College
- 882** Final Acceptance of the Arts Village at San Diego Miramar College as of December 14, 2006, and extend the contract to that date with no demand for liquidated damages; and instruct the Vice Chancellor, Facilities Management, to file a Notice of Completion.
- 883** Final Acceptance of the Demolition of Various Buildings on the Block Bordered on 16th and 17th Streets, "C" Street and Broadway as of December 14, 2006, extend the contract to that date, with no demand for liquidated damages; and instruct the Vice Chancellor, Facilities Management, to file a Notice of Completion.
- 890** Consideration of revisions to Schedule of Charges, ADDENDUM I, DISTRICT POLICY 7325 - PUBLIC USE OF DISTRICT PROPERTY (FIRST READING).
- 891** Authority to submit the San Diego Community College District Scheduled Maintenance Five-Year Plan (2007-2008 through 2011-2012).
- 892** In connection with the membership of the Proposition "S" and Proposition "N" Citizens' Oversight Committee, authority to appoint Andy Berg, Jeff Marston, Linda Merritt-Caballero, Rosalie Schwartz and Robert Villareal to serve two-year terms on the Committee. (January 1, 2007 to December 31, 2008).
- 893** Authority to declare an emergency pursuant to Public Contract Code 20654 for expenditures to complete repairs to the T-Building Elevator at San Diego City College.
- 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
Audit Review: Trustees Grosch and Zschiesche
- 902** Report of the 2006-2007 First Quarter Financial Status Report, CCFS-311Q

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950 ADJOURNMENT INTO CLOSED SESSION

955 CLOSED SESSION ITEMS CONTINUED:

Following the public Board Meeting:

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

The following Closed Session items are scheduled:

1. Conference with or receive advice from legal counsel concerning significant exposure to litigation (pursuant to Government Code Section 54956.9(b). One case to consider.
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Bargaining/Meet and Confer Units under Consideration:

- a. AFT Guild Food Services Unit
- b. AFT Guild Office-Technical Unit.

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