



MINUTES

Board of Trustees

San Diego Community College District

Public Meeting

CHARLES W. PATRICK BUILDING
3375 Camino del Rio South
ROOMS 235/245, 300
San Diego, California 92108

These minutes of a meeting of the Board of Trustees of the San Diego Community College District were Approved and adopted by the BOARD OF TRUSTEES on 4-28-09

ACTION AUTHORIZED BY BOARD

Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote
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April 16, 2009

2:50 p.m.

Present

X X X X

ATTENDANCE AT THIS REGULAR PUBLIC MEETING
(Board members who arrive after meeting begins will be noted as "Present" at point in this agenda at which they arrive.)

100 CALL TO ORDER (In Room 235/245)

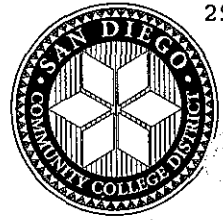
Call to order at 2:50 p.m

101 ANNOUNCEMENT OF CLOSED SESSION ITEMS:

The following Closed Session items are scheduled:

1. Conference with labor negotiator Kim Myers, Vice Chancellor of Human Resources (pursuant to Government Code Section 54957.6)
- Bargaining/Meet and Confer Units under Consideration:
- a. AFT Guild Local 1931 College Faculty
 - b. AFT Guild Local 1931 Continuing Education Faculty
 - c. AFT Guild Local 1931 Office Technical Unit
 - d. AFT Guild Local 1931 Maintenance and Operations Unit
 - e. AFT Guild Local 1931 Food Service Unit
 - f. AFT Guild Local 1931 Non-Academic Non-Classified Employees
 - g. AFT Guild Local 1931 Naval Technical Training Program (San Diego)
 - h. POA - Police Officers Association
 - i. Management Association
 - j. SPAA - Supervisory & Professional Administrators Association
 - k. ACE - Association of Confidential Employees
1. Technical Instructors Bargaining Organization (Corry Station, FL)

Continued on next page . . .



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Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote
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						<p>101 <u>ANNOUNCEMENT OF CLOSED SESSION ITEMS:</u> (Continued)</p> <p>The following Closed Session items are scheduled: (Continued)</p> <p>2. Administrator Employment Contracts (pursuant to Government Code Section 54957), the titles of which are President and Vice Chancellor.</p> <p>Items not completed during the 3:00-4:00 p.m. Closed Session will be continued after the Open Session.</p>	
						<p>102 <u>PUBLIC COMMENT OR PRESENTATIONS ON CLOSED SESSION ITEMS</u></p>	None.
Present	X	X	X	X	X	<p>103 <u>CONVENE CLOSED SESSION</u> (In Conference Room 300)</p>	Convene Closed Session at 2:55 p.m.
Present	X	X	X	X	X	<p>104 <u>RECONVENE OPEN SESSION</u> (Approximately 4:00 p.m.) (In Room 235/245)</p>	Reconvene Open Session at 4:03 p.m.



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Mary Graham					
Rich Grosch	X	X			
Bill Schwandt	X	X			
Maria Nieto Senour			X		
Peter Zschiesche	X	X	X		
Student Trustee Advisory Vote	X	X			

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ACTION AUTHORIZED BY BOARD

105 PLEDGE OF ALLEGIANCE

106 REPORT OF ACTION IN CLOSED SESSION

Board President Rich Grosch read the following statement:

The Board has returned from closed session with the following action to report:

On Item 1 of the Closed Session agenda, on a motion by Trustee Senour and seconded by Trustee Zschiesche, the Board has voted unanimously to authorize the Chancellor to finalize agreements reached with the AFT Guild Local 1931 and the Management Association regarding the use of the new Resource Allocation Formula for Collective Bargaining.

The vote was 5 AYES

125 OATH OF OFFICE

Swearing in of Police Officer
Jason Stone
 by Board President Rich Grosch

Acknowledge.

130 APPROVAL OF MINUTES

Regular Meeting - 3/26/09 - 2:20 p.m.

Approve.

Motion
 Second
 A



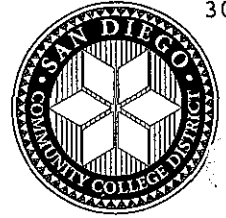
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ACTION AUTHORIZED BY BOARD

- 140 PUBLIC AND STAFF PRESENTATIONS
- 140 PUBLIC/STAFF PRESENTATIONS
- 141 Recognition and presentation of award to **President Anthony Beebe**, as recipient of the "Culturally Courageous Leadership" award by the California Alliance of African American Educators (CAAAE). Presented by Dr. John Browne and Debra Watkins, President/Executive Director of CAAAE.
- 142 Leo Laurence - City College student
Addressed the Board regarding the District's investigation into his amended complaint filed with the District's Equal Opportunity Office, requesting protection from what he views as homophobia and censorship on City College campus.



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ACTION AUTHORIZED BY BOARD

- | | | |
|------|--|-------|
| 145 | <p><u>CALL FOR PRESENTATIONS (IF ANY) BY EXCLUSIVE AGENT(S) REPRESENTING EMPLOYEES.</u></p> | None. |
| 146A | <p><u>PUBLIC RESPONSE TO INITIAL PROPOSAL(S) OF EMPLOYEE ORGANIZATIONS.</u></p> | None. |
| 146B | <p><u>ANNOUNCEMENT(S) OF PROPOSED TENTATIVE AGREEMENT(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES.</u></p> | None. |
| 146C | <p><u>ANNOUNCEMENT(S) OF AGREEMENT(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES.</u></p> | |

Board President Grosch read the following statement:

The District has entered into an agreement with the AFT Guild, pending final ratification, and with the Management Association to utilize the new Resource Allocation Formula for Collective Bargaining, or "RAF" for use by their academic and classified employee bargaining units, with the exception of the military program units. Other bargaining and meet-and-confer groups have also been provided with the new RAF and we hope to hear from them regarding their decision on using the RAF shortly.

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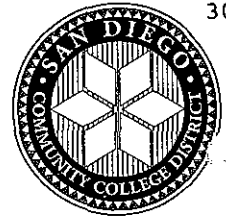
Mary Graham
Rich Grosch
Bill Schwandt
Maria Nieto Senour
Peter Zschiesche
Student Trustee Advisory Vote

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ACTION AUTHORIZED BY BOARD

146C ANNOUNCEMENT(S) OF AGREEMENT(S) BETWEEN THE DISTRICT AND EXCLUSIVE AGENTS REPRESENTING EMPLOYEES. (Continued)

Jim Mahler, President of the AFT Guild, Local 1931, addressed the Board regarding the successful outcome of the negotiations between the District and the AFT Guild. He thanked the Board, Chancellor, Vice Chancellors Myers and Davis, and staff who were involved in the settlement of the Resource Allocation Formula (RAF).



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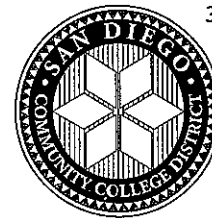
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ACTION AUTHORIZED BY BOARD

150 REPORT ON COMMUNICATIONS/STATEWIDE & LEGISLATIVE ISSUES

Chancellor Carroll

Chancellor Carroll reported on the current budget situation. California community colleges will receive almost no funding through the American Recovery and Reinvestment Act's (ARRA) State Stabilization Fund Program, but would be eligible to receive funding under the ARRA's appropriation through local workforce investment boards. In San Diego, the San Diego Workforce Partnership has announced that it will fund up to \$400,000 per proposal from local community colleges with the goal of providing workforce training in specific fields. Although details have yet to be released, the colleges and Continuing Education have begun to discuss these possibilities.



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170 REPORT OF THE TRUSTEES

171 Student Trustee

Student Trustee Sebastian Law reported on the excellent turnout for student elections taking place at the three colleges. He also praised Mesa College faculty, staff, and administrators as the best he's ever seen.

172 Mary Graham - No report.

173 Maria Nieto Senour

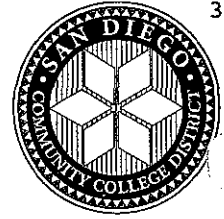
Trustee Senour commended City College for being ranked seventh best community college in the nation for the quality of its faculty by the RateMyProfessors.com website.

174 Bill Schwandt

1. Trustee Schwandt reported that he recently addressed a Miramar College class via teleconferencing. He complimented President Patricia Hsieh for the praise she received from the students.
2. He also commented on his attendance at the recent memorial service of Judge William Mudd.
3. Trustee Schwandt complimented President Terry Burgess and staff at City College for its urban farm and the excellent news coverage it has received.

175 Peter Zschiesche

Trustee Zschiesche reported that he attended two meetings focused on the federal economic stimulus package. He was encouraged that both the California Endowment and private sector foundations have expressed interest in funding community college programs that may not be line for stimulus dollars.



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170 REPORT OF THE TRUSTEES (Continued)

176 Rich Grosch

1. Trustee Grosch reported that he also attended the funeral service of Judge William Mudd, who will be sorely missed.
2. He also encouraged everyone to participate in Mesa College Canyon Day, which will take place this Saturday, at 10:00 a.m., because it's a great opportunity to see how the District and Mesa College has worked with the community in preserving the area.



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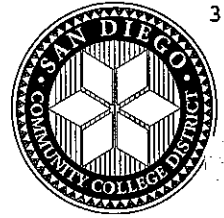
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180 REPORT OF THE CHANCELLOR

Chancellor Carroll

1. Chancellor Carroll reported on the recent meeting of the American Association of Community Colleges (AACC) where a number of presentations by members of the SDCCD were featured.
2. She also shared with the Board the most recent edition of the Community College Journal, which included the article, *A Village Without Borders*, featuring the highly successfully Umoja Program at City College. The article was co-authored by Continuing Education President Anthony Beebe, City College President Terry Burgess, Chancellor Constance Carroll, and Professor Erin Charlens.
3. Chancellor Carroll reported that the San Diego Community District recently received top bond ratings; AA+ from Standard & Poor's (SDCCD is the only community college district in California to reach this level) and an Aa2 from Moody's (only 5 community college districts have reached this level).



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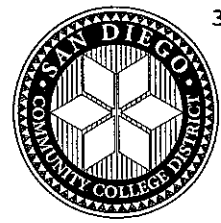
**Motion
Second
Ayes**

X X X X X X

190 NEW BUSINESS

191 Consideration and adoption of a Resolution in the matter of the Employee Free Choice Act of 2009 (HR-1409/S-560), extending rights and protections to employees in the course of unionizing campaigns and related activities.

**Approve.
Exhibit 191**



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	Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote		
							400	<u>BUDGET AND FINANCE</u>
Motion			X				420	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, San Diego City College, San Diego Mesa College and San Diego Miramar College to accept, budget and spend \$30,330 in the 2008-2009 General Fund Restricted Budget.
Second				X				
Ayes	X	X	X	X	X	X		* Approve. Exhibit 420
Motion			X				421	In the matter of the 2008-2009 General Fund/Restricted budget, authority is requested to accept, budget and spend an additional \$64,585 from the San Diego County Office of Education (SDCOE) for Regional Occupational Programs (ROP) increasing the budget from \$1,043,354 to \$1,107,939.
Second				X				
Ayes	X	X	X	X	X	X		* Approve. Exhibit 421
Motion			X				422	In the matter of the Cooperative Agencies Resources for Education (CARE) from the Chancellor's Office, California Community Colleges (COCCC), in the 2008-2009 Budget, authority is requested to:
Second				X				
Ayes	X	X	X	X	X	X		* Approve. Exhibit 422
							1.	Accept, budget and spend an additional \$2,370 in the Financial Aid Fund Budget at Mesa College; and
							2.	Decrease \$57 in the Financial Aid Fund Budget at Miramar College.



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ACTION AUTHORIZED BY BOARD

**Motion
Second
Ayes**

X X X X X X

400 BUDGET AND FINANCE (Continued)

423 In the matter of the Federal Work Study (FWS) Program Districtwide, authority is requested to:

1. Accept, budget and spend \$58,625 from the U.S. Department of Education in the 2008-2009 General Fund/Restricted Budget for City College (\$33,408), Mesa College (\$18,300), Miramar College (\$1,376) and Continuing Education (\$5,541); and
2. Increase the FWS District Matching in the General Fund/Unrestricted Intrafund Transfer Account in the amount of \$7,881 to be drawn from the General Fund/Unrestricted Contingency account.

* **Approve.
Exhibit 423**

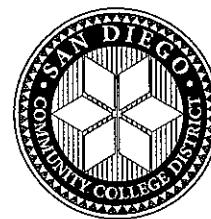
**Motion
Second
Ayes**

X X X X X X

424 In the matter of the Federal Supplemental Educational Opportunity Grant (FSEOG) Program Districtwide, authority is requested to:

1. Accept, budget and spend \$40,939 from the U.S. Department of Education in the 2008-2009 Financial Aid Fund Budget for City College (\$29,470), Mesa College (\$590), Miramar College (\$285), and Continuing Education (\$5,541).
2. Increase the FSEOG District Matching in the General Fund/Unrestricted Intrafund Transfer Account in the amount of \$3,311 to be drawn from the General Fund/Unrestricted Contingency account.

* **Approve.
Exhibit 424**



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	Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote
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**Motion
Second
Ayes**

X X X X X X

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

* Approve.
Exhibit 520

**Motion
Second
Ayes**

X X X X X X

540 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 2008-2009 fiscal year.

* Approve.
Exhibit 540

**Motion
Second
Ayes**

X X X X X X

560 Authorization for twelve City College students and two advisors to attend the Students in Free Enterprise (SIFE) National Exposition in Philadelphia, PA. This event is scheduled for Sunday, May 10, through Wednesday, May 13, 2009.

* Approve.
Exhibit 560

**Motion
Second
Ayes**

X X X X X X

590 Consideration and approval of Policy BP 4030 - ACADEMIC FREEDOM & FREEDOM OF EXPRESSION. (First Reading)

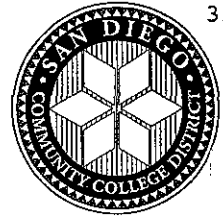
Approve.
Exhibit 590

**Motion
Second
Ayes**

X X X X X X

591 Consideration and approval of the San Diego Community College District Strategic Plan 2009-2012.

Approve.
Exhibit 591



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ACTION AUTHORIZED BY BOARD

<p>Motion Second Ayes</p>	<p>X X X X X X</p>	<p>X X X X X X</p>	<p>X X X X X X</p>	<p>600 <u>PERSONNEL</u></p> <p>610 Certification of short-term personnel service effective on or after April 17, 2009, per California Education Code Section 88003.</p> <p>611 Approval of academic, classified, substitute and student personnel actions relating to appointments, assignment changes, salary changes, status changes, leaves of absence, separations and volunteerism during the period March 1, 2009, through March 31, 2009.</p> <p>690 Consideration and adoption of amendments to Board of Trustees Policy BP 7100 Commitment to Diversity. (First Reading - 3/26/09)</p>	<p>* Approve. Exhibit 610</p> <p>* Approve. Exhibit 611</p> <p>Approve. Exhibit 690</p>
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Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee Advisory Vote
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April 16, 2009

ACTION AUTHORIZED BY BOARD

**Motion
Second
Ayes**

X X X X X X

700 SUPPLIES AND EQUIPMENT
 710 Approval of purchase orders prepared during the period of February 1, 2009, through February 28, 2009.

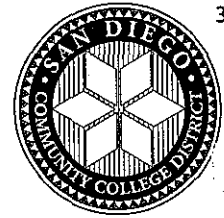
* Approve.
Exhibit 710

**Motion
Second
Ayes**

X X X X X X

711 Approval of purchase orders prepared during the period of March 1, 2009, through March 31, 2009.

* Approve.
Exhibit 711



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CONSENT CALENDAR

ACTION AUTHORIZED BY BOARD

**Motion
Second
Ayes**

X X X X X X

800 BUILDINGS AND REAL ESTATE

830 Adopt a Resolution approving the use of the design-build contracting method for the mechanical, plumbing/fire protection, electrical and exterior skin systems for the Mesa College Math Science Building project.

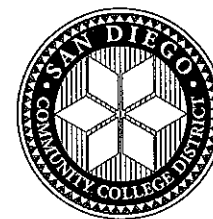
* **Approve.**
Exhibit 830

**Motion
Second
Ayes**

X X X X X X

831 Authority to adopt a Resolution of intention to dedicate an interest in real property, an easement and right of way, to San Diego Gas & Electric (SDGE), pursuant to Education Code Section 81310, et. Seq. This easement is to provide for the construction, reconstruction, maintenance, operation, and repair of the underground facilities and appurtenances for the transmission and distribution of electricity and communication facilities and appurtenances at the Continuing Education Educational Cultural Complex Skills Center.

* **Approve.**
Exhibit 831



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Motion			X			
Second				X		
Ayes	X	X	X	X	X	
Abstain						X
Motion			X			
Second				X		
Ayes	X	X	X	X	X	X
Motion			X			
Second				X		
Ayes	X	X	X	X	X	X

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CONSENT CALENDAR

ACTION AUTHORIZED BY BOARD

800 BUILDINGS AND REAL ESTATE (Continued)

832 In the matter of performing a Building Recommissioning of the HVAC systems that service the Science Building at Miramar College and the Educational Cultural Complex:

PUBLIC HEARING on:

1. Adoption of a resolution making the finding necessary under Government Code Section 4217.12 for entering into an Energy Service Contract with AECOM Energy and Power Services without formal competitive bidding; and
2. Authority to enter into an Energy Service Contract with AECOM Energy and Power Services. The contract is subject to approval by District Counsel and available for review in Facilities Management at the District Office.

President Grosch opened the Public Hearing. No speakers came forward. President Grosch closed the Public Hearing.

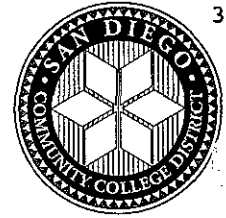
Approve.
Exhibit 832

840 Authority to extend the Black Contractors' Consortium community outreach services consultant agreement for Proposition S and Proposition N projects for one additional year.

* Approve.
Exhibit 840

841 In connection with Proposition S and Proposition N projects, authority to enter into a contract with Sally Swanson Architects, Inc., to provide Access Compliance and ADA Transition Plans and Universal Design Services for San Diego City, Mesa, and Miramar Colleges, and Continuing Education Campuses throughout the San Diego Community College District.

* Approve.
Exhibit 841



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	Mary Graham	Rich Grosch	Bill Schwandt	Maria Nieto Senour	Peter Zschiesche	Student Trustee	Advisory Vote
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- 800 BUILDINGS AND REAL ESTATE (Continued)
- 870 Authority to award a contract for the Underground Storage Tank Removal and Above Ground Storage Tank Installation project at San Diego Mesa College and Miramar College to Angus Asphalt, Inc., the lowest responsible, responsive bidder, on the basis of the Base Bid of One Hundred Thirty-Three Thousand Two Hundred Sixty-Five Dollars (\$133,265).
- 871 Authority to award a contract for the Site and Modular Building Utility Improvements at San Diego Mesa College to 3-D Enterprises, the lowest responsible, responsive bidder, on the basis of the Base Bid of Five Hundred Eighty-Seven Thousand Dollars (\$587,000).
- 872 Authority to award a contract for the Culinary Arts Exhaust Hood project at San Diego Mesa College to Telliard Construction, the lowest responsible, responsive bidder, on the basis of the Base Bid of Fifty-Two Thousand Dollars (\$52,000).
- 873 Authority to award a design-build contract for the Miramar College Parking Structure and Police Substation project to McCarthy Building Constructors, Inc.; and authority to award a stipend to PCL Construction Services, Inc.
- 874 Authority to award the contract for traffic signalization on the Allied Health project at Mesa College to Lekos Electrical, Inc., the lowest responsible bidder, on the basis of the Base Bid of One Hundred Twenty-Two Thousand Dollars (\$122,000).

Motion				X			
Second				X			
Ayes	X	X	X	X	X	X	X
Motion			X				
Second			X				
Ayes	X	X	X	X	X	X	X
Motion			X				
Second			X				
Ayes	X	X	X	X	X		
Abstain						X	
Motion			X				
Second			X				
Ayes	X	X	X	X	X	X	X

- * Approve.
Exhibit 870
- * Approve.
Exhibit 871
- * Approve.
Exhibit 872
- Approve.
Exhibit 873
- * Approve.
Exhibit 874



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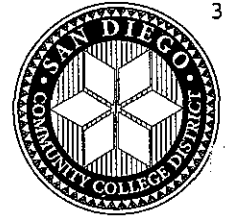
Motion
Second
Ayes

X	X	X	X	X	X
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800 BUILDINGS AND REAL ESTATE (Continued)

880 Approval of Change Orders No. 1 and 2 and Final Acceptance of the LRC Café Remodel at San Diego Mesa College as of April 16, 2009; and instruct the Vice Chancellor, Facilities Management, to file a Notice of Completion.

* **Approve.**
Exhibit 880



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900 INFORMATION ITEMS

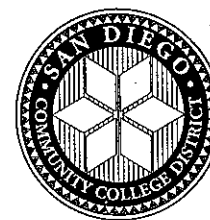
- 901 Board Sub-Committees:
- Community College/City Schools Partnerships: Trustee Schwandt
 - Budget Study and Audit: Trustees Schwandt and Zschiesche
 - Retirement Board: Trustees Grosch and Zschiesche
 - Citizens' Oversight Committee Liaison: Trustees Grosch and Zschiesche
 - Trustee Advisory Council Cultural Competency Subcommittee Liaison: Trustees Schwandt and Senour
 - Accreditation and Student Learning Outcomes: Trustees Senour and Graham

- 902 Presentation of Citizens' Oversight Committee's Annual Report for Propositions S and N for the calendar year 2008.

Exhibit 902

Recess meeting at 5:20 p.m.

Reconvene at 5:20 p.m.



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Maria Nieto Senour
Peter Zschiesche
Student Trustee Advisory Vote

April 16, 2009

ACTION AUTHORIZED BY BOARD

900 INFORMATION ITEMS

903 Accreditation Standard IV Leadership and Governance Study Session. Fall 2010 Accreditation for City, Mesa, Miramar Colleges and Continuing Education.

Exhibit 903

Chancellor Carroll opened the study session with introductory remarks.

Lynn Neault, Vice Chancellor of Student Service served as moderator for the panel.

Representatives who interacted with the Board for the study session were:

City College

- Randy Barnes
- John Markley

Mesa College

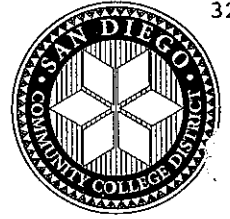
- Kris Clark
- Monica Romero

Miramar College

- Susan Schwarz
- Dick Bettendorf

Continuing Education

- Pat Mosteller
- Roma Weaver



MINUTES
Board of Trustees
San Diego Community College District
Public Meeting

Mary Graham
Rich Grosch
Bill Schwandt
Maria Nieto Senour
Peter Zschiesche
Student Trustee Advisory Vote

April 16, 2009

ACTION AUTHORIZED BY BOARD

950 ADJOURNMENT

Adjourn 6:33 p.m.

Respectfully submitted,

Constance M. Carroll
Chancellor and
Secretary of Board

Rich Grosch
President

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Margaret Lamb
Recording Secretary