



PUBLIC MEETING OF THE BOARD OF TRUSTEES  
SAN DIEGO COMMUNITY COLLEGE DISTRICT

CHARLES W. PATRICK BUILDING  
3375 CAMINO DEL RIO SOUTH, ROOMS 235/245,300  
SAN DIEGO, CALIFORNIA 92108

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This agenda includes:

- 1) 2:50 p.m. Call to Order (Room 235/245)  
Closed Session Announcement
  - 3:00 p.m. Closed Session (Room 300)
  - 2) 4:00 p.m. Regular Business Meeting/Open Session (Room 235/245)
- 

## AGENDA

REGULAR MEETING - THURSDAY - August 27, 2009 - 2:50 P.M.

100 CALL TO ORDER (In Room 235/245)

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 Services 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
  - l. Technical Instructors Bargaining Organization (Corry Station, FL)
2. Conference with or receive advice from legal counsel (pursuant to Government Code Section 54956.9b) concerning pending litigation. Three (3) cases to discuss.
  - a. Case #GIC 881390
  - b. Case #37-2008-00088329-CU-CR-CTL
  - c. Case #SC099566
3. Conference with or receive advice from legal counsel (pursuant to Government Code Section 54956.9) concerning significant exposure to litigation. Two (2) cases to discuss.
  - a. Tort Claim
  - b. Appeal of Title 5 Complaint
4. Conference with Dave Umstot, Vice Chancellor, Facilities Management, concerning three (3) real estate property transactions (pursuant to Government Code Section 54956.8).
  - a. Black Mountain Road Intersection Improvements
  - b. I-15 Direct Access Ramp (DAR)
  - c. MTS Transit Center at Miramar College
5. Board of Trustees Self-Evaluation (pursuant to Government Code Section 54957).

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

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- 102 PUBLIC COMMENT OR PRESENTATIONS ON CLOSED SESSION ITEMS
- 103 CONVENE CLOSED SESSION (In Conference Room 300)
- 104 RECONVENE OPEN SESSION (Approximately 4:00 p.m.) (In Room 235/245)
- 105 PLEDGE OF ALLEGIANCE
- 106 REPORT OF ACTION IN CLOSED SESSION
- 130 APPROVAL OF MINUTES - Regular Meeting - 7/9/09 - 2:50 p.m.
- 135 CALL FOR REMOVAL OF ITEMS FROM THE AGENDA
- 137 DEVELOPMENT OF CONSENT CALENDAR
- 138 CALL FOR ACADEMIC SENATE'S AGENDA 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 AGREEMENT(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 Consideration and adoption of a Resolution in support of President Barack Obama's "American Graduation Initiative."
- 400 BUDGET AND FINANCE
- 420 Authority to accept, budget and spend \$9,000 received from the YMCA Childcare Resource Service in the 2009-2010 budget for Child Development Centers districtwide.
- 421 In the matter of the 24-month Economic Stimulus Phase II Allied Health Program Expansion grant awarded to San Diego Mesa College for the expansion of Radiology Imaging Specialty programs, authority to:
1. Enter into a 24-month contract with the state Chancellor's Office for California Community Colleges from July 14, 2009, through June 30, 2011, in the amount of \$400,000; and
  2. Accept, budget and spend \$400,000 in the 2009-2011 General Fund/ Restricted Budget from the Chancellor's Office for California Community Colleges.

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**400 BUDGET AND FINANCE (Continued)**

**422** In the matter of the American Recovery and Reinvestment Act - ARRA (Economic Stimulus Program) Phase II Funds for Allied Health Programs/BOG California Community Colleges Chancellor's Office grant award for Miramar College, authority to:

1. Accept award of the American Recovery and Reinvestment Act - ARRA (Economic Stimulus Program) Phase II Funds for Allied Health Programs/BOG California Community Colleges Chancellor's Office grant award for 2009-2011 to develop and implement a Medical Laboratory Technician (MLT) Program at San Diego Miramar College; and
2. Accept, budget, and spend in the 2009-2010 General Fund/Restricted Budget \$399,977 from the BOG California Community Colleges Chancellor's Office (Economic Stimulus Program) Phase II Funds for Allied Health Programs.

**423** In the matter of the Cooperative WorkAbility III program grant from the State of California Department of Rehabilitation to provide specialized career counseling and job placement services to Disability Support Programs and Services (DSPS) students with severe disabilities throughout the San Diego Community College District, effective July 1, 2009, through June 30, 2011, authority to:

1. Enter into a new case service contract funded through the State of California Department of Rehabilitation from funds provided from the American Recovery and Reinvestment Act (ARRA) federal program in the amount of \$70,483. These funds are time-limited and intended to enhance services to individuals in accordance with the current WorkAbility III program;
2. Adopt a resolution providing authority for the District to enter into an agreement with the State of California Department of Rehabilitation to provide vocational rehabilitation services, including career guidance and job placement services to students with severe disabilities; and
3. Accept, budget, and spend \$56,578 in the 2009-2010 Restricted Budget from the State of California Department of Rehabilitation for the WorkAbility III program and \$13,905 in 2010-2011.

**490** Approval of the District's Quarterly Investment Report for the period ending June 30, 2009.

**491** In the matter of the Mesa College & Miramar College Food Service Change Fund, authority is requested to make the following change to the established fund:

1. Increase the Mesa College Food Service Change Fund from \$14,600 to \$16,100; and
2. Increase the Miramar College Food Service Change Fund from \$3,000 to \$4,200.

**492** In the matter of the Miramar College Bookstore Petty Cash Fund, authority is requested to make the following change to the established fund:

Increase the Miramar College Bookstore Petty Cash Fund from \$100 to \$500.

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**500 OPERATIONS**

- 530 Consideration and adoption of a resolution in support of requirements established for a Department of Defense contractor's security clearance.
- 540 Authority to renew agreement with participating Apprenticeship Sponsoring Organizations and San Diego City College for credit programs and Continuing Education division for non-credit programs for 2009-2010 fiscal year to provide related and supplemental education for apprentices pursuant to provisions of Section 3074 of the Labor Code of the State of California and in accordance with requirement of subsection (d) of Section 3078 of the Labor Code:
1. Associated Builders and Contractors
  2. Associated General Contractors San Diego and Riverside Centers
  3. San Diego County Plumbers/Pipefitters Trades
  4. Black Contractors Association, Inc.
- 560 Authority for students at City, Mesa, and Miramar Colleges to travel within the United States for purposes of intercollegiate team competition, tournaments, approved out of season competition and related activities from July 1, 2009, through June 30, 2010.
- 561 Authority for two (2) sections of Mesa College Astronomy 109 (Practice in Observing) to participate in overnight field trip to the Culp Valley Campground located in the Anza-Borrego Desert State Park. The trip is scheduled for Friday, September 18, 2009, and Saturday, September 19, 2009.
- 562 Authority to designate September 17, 2009, as Constitution Day at City, Mesa and Miramar Colleges and Continuing Education.
- 563 Consideration and approval of the Student Fee Schedule for 2009-2010.

**600 PERSONNEL**

- 610 Certification of short-term personnel service effective on or after August 28, 2009, per California Education Code Section 88003.
- 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 July 1, 2009, through July 31, 2009.
- 630 In the matter of the Statewide Association of Community Colleges (SWACC) Joint Powers Authority:
1. Consideration and adoption of a resolution authorizing the San Diego Community College District's membership in SWACC; and
  2. Authorization for the Vice Chancellor of Human Resources to execute in behalf of the District the Joint Powers Agreement/Bylaws.
- 660 In the matter of the Information Technology Department, effective September 1, 2009, authority to:
- Reclassify 1.0 vacant Web Designer/Programmer, Range G (\$5,255-7,502) Supervisory and Professional Administrators Association, to 1.0 Web Designer/Programmer, Range 34, (\$4,294-6,837) AFT Office/Technical Unit.
- 670 Ratification of contract of employment for Vice President of Administrative Services, Miramar College.

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**600 PERSONNEL (Continued)**

**680** In the matter regarding contract positions districtwide, effective September 1, 2009, (unless otherwise noted) authority is requested to:

- 1. Eliminate the following classifications:**
  - a. Swimming Pool Supervisor classification, Range 7 (\$3,998-5,681) Supervisory & Professional Administrators Association; and
  - b. Business Services Special Projects Manager classification, Range 19 (\$8,354-12,163) Management Unit.
- 2. Change the classification, range, or title as a result of the 2009-Window-Period and recent organizational reviews using the Hay Methodology:**

**DISTRICT OFFICE**

- a. Reallocate and Re-Title 3.0 Administrative Analyst positions (#010213, 010214, 010350) and incumbents, Range 13 (\$5,537-7,910) Supervisory & Professional Administrators Association to Student Services Analyst, Level M (\$6,357-9,098) Supervisory & Professional Administrators Association in Student Services (effective July 1, 2009);
  - b. Reallocate and Re-Title 1.0 Vice Chancellor, Business Services position (#003112) and incumbent, Range 22 (\$11,790-16,513) Management Schedule, to Executive Vice Chancellor, Business Services, Range 24 (\$13,072-18,437) Management Schedule; and
  - c. Reallocate 1.0 Finance and Budget Analyst position (#002249), Range 11 (\$4,928-7,028), in the Supervisory and Professional Administrators' Association to Level H (\$5,383-7,687) in District Office Business Services (effective July 1, 2009).
- 3. Delete the following vacant positions, and delegate authority to the Chancellor (per California Education Code Section 70902 (d)) to re-establish positions that are being deleted solely as a result of lack of funding if confirmation of funding is re-established. (These positions may be reviewed by Human Resources for confirmation of appropriate classification.):**

**DISTRICT OFFICE**

- a. 1.0 FTE Business Services Special Projects Manager position (#011172), Range 19 (\$8,354 - 12,163) Management Unit, in Business Services.

**700 SUPPLIES AND EQUIPMENT**

- 710** Approval of purchase orders prepared during the period of May 1, 2009, through May 31, 2009.
- 711** Approval of purchase orders prepared during the period of June 1, 2009, through June 30, 2009.
- 712** Approval of purchase orders prepared during the period of July 1, 2009, through July 31, 2009.
- 790** Approval of Resolution in the matter of renewing the application for acquiring Federal surplus property from the California State Agency for Surplus Property.

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**800 BUILDINGS AND REAL ESTATE**

- 810 Authority to renew a Use Permit with Lawrence Family Jewish Community Center for use of its facilities by Continuing Education for a one-year period commencing August 28, 2009, and terminating August 27, 2010.
- 830 Adopt a Resolution approving the use of the design-build contracting method for the North City Parking Structure project.
- 880 Approval of a change order at Mesa College Allied Health Building to Johnson Barnes and Finch, Inc., (JBF) which exceeds the cumulative ten percent (10%) of the original contract price and adoption of a resolution authorizing the Vice Chancellor of Facilities Management to approve change orders in excess of 10% of the original contract value.
- 881 Ratification of change orders exceeding 10 percent (10%) approved in past 60 days under delegation of authority.
- 882 Approval of a change order at City College Career Technology Center to F.J. Willert which exceeds the cumulative ten percent (10%) of the original contract price and adoption of a resolution authorizing the Vice Chancellor of Facilities Management to approve change orders in excess of 10% of the original contract value.
- 890 Authority to declare an emergency pursuant to Public Contract Code 20654 for expenditures to complete repairs to the existing hot water loop at Miramar College. (Note: Approval of this action requires a **unanimous vote** of the Board. Approval by the County Superintendent of Schools is also required.)
- 891 Recommendation to adopt a new parking citation fine that accomplishes the following:  
Discourages illegal parking, by increasing the fine for using a fake/forged parking permit to \$100.
- 892 In connection with the membership of the Propositions S and N Citizens' Oversight Committee (COC), authority to appoint Wendell Bass to serve a term from September 1, 2009, to June 30, 2011.
- 893 In connection with the membership of the Propositions S and N Citizens' Oversight Committee (COC), authority to realign the terms of service.

**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 Graham and Senour

- 950 ADJOURN INTO CLOSED SESSION to complete any remaining Closed Session items if necessary.**

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**955**    CLOSED SESSION ITEMS:

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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:
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  1.    Technical Instructors Bargaining Organization (Corry Station, FL)
2.    Conference with or receive advice from legal counsel (pursuant to Government Code Section 54956.9b) concerning pending litigation. Three (3) cases to discuss.
  - a.    Case #GIC 881390
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  - a.    Black Mountain Road Intersection Improvements
  - b.    I-15 Direct Access Ramp (DAR)
  - c.    MTS Transit Center at Miramar College
5.    Board of Trustees Self-Evaluation (pursuant to Government Code Section 54957).

**960**    RECONVENE INTO OPEN SESSION in Room 235/245 in order to report any action taken in Closed Session.

**975**    ADJOURNMENT

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All exhibits are available for inspection by the public at the Board of Trustees meeting or prior to such meeting, when reports are available. Contact the Board of Trustees Office at (619) 388-6957.

**PUBLIC PRESENTATIONS:**

In accordance with Education Code Section 72121.5, members of the public are invited to participate in the governance system of the District by utilizing the PUBLIC PRESENTATIONS section of the Board meeting agenda.

Public presentations on items listed on the Board meeting agenda 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.

Public presentations on matters not listed on the Board meeting agenda may do so during the PUBLIC PRESENTATIONS section of the Board meeting. In accordance with Education Code Section 72121.5, the Board shall take no action on such matters, other than an action of referral. 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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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.