

The Board of Trustees of the Foothill-De Anza Community College District held its regular meeting on Monday, April 2, 2001. At 7:00 p.m. President P. Fong declared a quorum was present and commenced the regular meeting in the Board Room of the District Administration Building, 12345 El Monte Rd., Los Altos Hills, CA 94022. He led the Board and those present in the Pledge of Allegiance.

PUBLIC SESSION

The roll call indicated the following members were present:

ROLL CALL

Paul Fong, President
Sandy Hay, Vice President
Mary Mason
Judith Moss
Dolores Sandoval
Brannon Alexander, Foothill College Student Trustee
Fernanda Castelo, De Anza College Student Trustee

The following were also present:

Staff:	Catherine Bauknight	Leo Chavez
	Carol Clawson	Gigi Gallagher
	Rich Hansen	Alan Harvey
	Martha Kanter	Jim Keller
	Marcia Kelly	Karen Lemes
	Greg Parman	Larry Rouse
	John Schulze	

Press: None

Students: None

Public: None

President P. Fong asked if there were any additions or corrections to the minutes of the regular meeting of March 19, 2001. The minutes were approved as drafted.

APPROVAL OF MINUTES
OF MARCH 19, 2001

President P. Fong asked if there was any correspondence which should be brought to the Board's attention. He noted that he received a note from Dr. Smithwick thanking the District for sponsoring the Board Alumni dinner last month.

CORRESPONDENCE

President P. Fong asked if there were any trustees, staff, students or members of the public who wished to address the Board on matters not on the agenda. He noted that he intended the League for Innovation Board Chair/CEO Retreat. He commented that it was very refreshing and he learned a lot. The League has decided to sponsor the retreat annually rather than bi-annually as in the past.

HEARINGS

Foothill Vice President Alan Harvey representing President Fong who is attending the American Association of Community Colleges conference, invited the members of the Board to the spring meeting of the president's advisory council planned for Monday, April 30, 2001. Ellen Hancock, Chairman and CEO, Exodus Communication will be the speaker. Vice President Harvey also announced that Foothill Instructor Michael Loceff has received this year's Technology Leadership Award from the State Chancellor's Office to be presented later this week at a ceremony at Costa Mesa College.

De Anza President Martha Kanter reported that the college received word that several statewide De Anza programs will be continued into next year including *At One* and *California Virtual Campus*. She also thanked the Board for granting her leave earlier in the year and noted that she had distributed a letter to the members of the Board outlining what she had accomplished and learned.

President Kanter added that the American Mathematical Association of Two-Year Colleges is recognizing De Anza students for earning top scores. She pointed out a *New York Times* article relating to the "Lost Boys of Sudan" and noted that some of the boys have been tested at De Anza and will be attending different programs at De Anza College.

Foothill Academic Senate President Larry Rouse reported on the continued progress of the revival of the *Foothill Sentinel* and noted that a part-time instructor, Liz Burton, has recently been hired and will serve as an advisor to the newspaper. Trustee Mason thanked Dr. Rouse and the Senate for their help and support of the *Sentinel*.

Foothill Instructor Karen Lemes addressed the Board as a member of the public on concerns of what she believes to possibly be the use of herbicide on Foothill campus.

Trustee Mason questioned the Chancellor on the past practice of the Board's scheduling a discussion at a Board meeting to look at environmental issues. Chancellor Chavez stated that this has been done in the past and that he has a report on his desk from Director Schulze. He added that as soon as they have time to go over it and discuss the issues, he will be distributing the report to the Board members and other interested members of the staff and the public.

Trustee Sandoval asked the Chancellor the question, "Is it conceivable that on the May agenda the Board could review the guidelines for environmental practices and receive the report?" Chancellor Chavez responded that he would work with Director Schulze and definitely have the material available at a meeting before the end of the school year.

President Kanter noted that the City of Cupertino, Cupertino Union School District and the Fremont Union High School District have invited the Foothill-De Anza Board to meet with them jointly on Tuesday, May 29, 2001. More information will be forthcoming.

CONSENT CALENDAR

President Fong asked if any items should be removed from the Consent Calendar. No items were removed. Two corrections were pointed out on No. 5.--Jerry Kohs, Foothill Instructor, requests *an Article 18, Reduction in Contract* and Byron Lilly should be listed as a De Anza Instructor. It was M/S/C (Mason/ Sandoval) (advisory vote - 2 yes) to take action as recommended on Items 1 through 5 of the Consent Calendar as follows:

Item 1, Authorized Carmen Redmond, Purchasing Manager, to Lease 16 computers from Apple Computer, Inc., and 172 computers from Dell Marketing, L. P., and to negotiate and enter into an agreement for the lease of one-hundred, eighty-eight (188) computers with Bank One Leasing Corporation on behalf of the District pursuant to California Education Code Sections 81655 and 81656.

Item 2, Adopted a Resolution of Foothill-De Anza Community College District for the Demand Responsive HVAC and Lighting Building Systems Program.

Item 3, Approved Change Order 1 to the Performance Based Energy Savings Agreement executed in February 1998 in the amount of \$441,102.

Item 4, Adopted a Resolution for Reuse Assistance Grant.

Item 5, Approved Personnel Actions as Follows:

PERSONNEL

Employee: **Sdiane Adamz-Bogus**
Position: Instructor
College: De Anza
Division: Language Arts
Action: **Accept Resignation for purposes of Retirement**
Effective Date: March 30, 2001
Note: Retirement in accordance with Article 19 of the *Agreement* between the District and FA.

Employee: **Roberta Bloom**
Position: Math Instructor
College: De Anza
Division: Physical Science/Math/Engineering
Action: **Employment**
Effective Date: Fall 2001 # of months: 10
Comments: Column II, Step B - \$4,646.75/month

Employee: **Wayne Chenoweth**
Position: Instructor
College: De Anza
Division: Special Education and Applied Technologies
Action: **Employment** # of months: 10
Compensation: Column III, Step M - \$7,294/month
Effective Date: April 9, 2001
Note: In accordance with Education Code Section 87470, Mr. Chenoweth will enter the Tenure Review process at Phase II and will be considered to have completed his first year contract year.

Employee: **Robert Douglas Cormia**
Position: Instructor
College: Foothill
Division: Computers, Technology and Information Systems
Action: **Employment** # of months: 10
Effective Date: September 20, 2001
Compensation: Column #, Step D - \$5,319.73/month

Employee: **Ronald Dunn**
Position: World Music Instructor
College: De Anza
Division: Creative Arts
Action: **Employment**
Effective Date: Fall quarter, 2001 # of months: 10
Comments: Column II, Step C - \$4,863.55/month

Employee: **Richard Gilberg**
Position: Instructor
College: De Anza
Division: Business & Computer Systems Division
Action: **Retirement**
Effective Date: June 30, 2001
Comments: In accordance with Article 19 of the *Agreement* between the District and FA

Employee: **James Hanley**
Position: Instructor
College: De Anza
Division: Social Science/Humanities Division
Action: **Reduction in Contract of 20 percent**
Effective Date: Academic Year 2001
Comments: In accordance with Article 18 of the *Agreement* between the District and FA

Employee: **Mia Hogle-Kettmann**
Position: Instructor
College: De Anza
Division: Language Arts
Action: **Approve Unpaid Leave**
Effective Date: September 20, 2001 – June 28, 2002
Comments: In accordance with Article 16.28 of the *Agreement* between the District and FA

Employee: **Jerry Kohs**
Position: Instructor
College: Foothill
Division: Language Arts
Action: **Reduction in contract of 25 percent**
Effective Date: 2001-02 and 2002-03 academic years
Comments: In accordance with Article 18 of the *Agreement* between the District and FA

Employee: **Byron Lilly**
Position: Instructor
College: De Anza
Division: Business/Computer Science
Action: **Employment**
Effective Date: April 9, 2001 # of months: 10
Compensation: Column IV, Step I - \$6,650.10/month

Employee: **MohammadAli Mosharraf**
Position: Instructor
College: De Anza
Division: Physical Science/Math/Engineering
Action: **Employment**
Effective Date: April 9, 2001 # of months: 10
Compensation: Column III, Step E - \$5,538.29/month

Employee: **Loraine Straight**
Position: Math Instructor
College: De Anza
Division: Physical Science/Math/Engineering
Action: **Employment**
Effective Date: Fall, 2001 # of months: 10
Comments: Column II, Step A - \$4,419.52/month

Director of Facilities, Operations and Construction Management John Schulze addressed the Measure E projects and invited questions and/or discussion on each of the items.

Item 6, Ratification of Foothill Addendum No. F6 to the Agreement For Consultant Services Between Foothill-De Anza Community College District and Cleary Consultants. Director Schulze stated that this is a seismic study being conducted on the Foothill Campus and that there is evidence that the Monte Vista Fault runs through the campus.

APPROVED FOOTHILL
ADDENDUM NO F6
WITH CLEARY
CONSULTANTS

It was M/S/C (Mason/Hay) (advisory vote - 2 yes) to ratify Foothill addendum No.1 F6 to the Agreement for Consultant Services between Foothill-De Anza Community College District and Cleary Consultants for investigation services in the amount of \$18,000.

Item 7, Approval of the Budget Transfer from Project #134, Site Entrance to Project #102, Sciences Complex. Trustee Sandoval asked if the Audit and Finance Committee had reviewed this transfer. Trustee Mason explained that the Committee looks at budget transfers in a different way. She added that the Committee spends considerable time reviewing budgeting information and timelines but not specifically items such as this one.

APPROVED BUDGET
TRANSFER FROM
PROJECT #134 TO #102

Trustee Moss requested that a discussion of what the Audit and Finance Committee covers be put on the agenda for the Board workshop this summer.

It was M/S/C (Hay/Alexander) (advisory vote – 2 yes) to approve a budget transfer as follows: Budget Transfer for the Pedestrian bridge linking the inner loop road portion of the campus with the Sciences Complex at Foothill College, from Project #134, Site Entrance for (\$641,191) to Project #102, Sciences Complex for \$641,191.

Item 8, Award of Contract Amendment to Impact Sciences for additional traffic analysis and cultural resource analysis of De Anza Staff House. Director Schulze stated that this is part of the environmental impact report and the City of Cupertino has asked for extended traffic analyses. Trustee Sandoval asked when will the public hearing be held for the Environmental Impact Report for De Anza College. Director Schulze stated that he know when the hearing was scheduled but he would find out and report back to the Board.

AWARDED CONTRACT
AMENDMENT TO
IMPACT SCIENCES FOR
DE ANZA PROJECTS

It was M/S/C (Mason/Sandoval) (advisory vote - 2 yes) to award a contract amendment for professional services to Impact Sciences for the fixed and lump sum of \$17,330.

Item 9, Contract to Modtech Inc., for the purchase and installation of relocatable classroom buildings. Trustee Moss asked why the District was purchasing the buildings rather than leasing them and what the District would do with the buildings when they were no longer needed. Director Schulze stated that it was more economical to buy for a four-year period rather than lease. He added that the buildings would be dismantled and sold when they were no longer needed. Trustee Moss said she would like a report on what was done with the buildings when the District finished using them.

APPROVED CONTRACT
TO MODTECH FOR
RELOCATABLE
BUILDINGS

It was M/S/C (Sandoval/Alexander) (advisory vote - 2 yes) award a contract for the purchase and installation of relocatable classroom buildings to ModTech, Inc., for the fixed and lump sum of \$560,543.

Item 10, Award of Contract to Tree Health Professionals, Inc., for a tree survey on the De Anza Campus. Director Schulze stated that this contract was needed to complete the Environmental Impact Report at De Anza College. It was M/S/C (Mason/Castelo) (advisory vote - 2 yes) to award a contract amendment for professional services to Tree Health Professionals, Inc., for the fixed and lump sum of \$17,125.

AWARDED CONTRACT
TO TREE HEALTH
PROFESSIONALS FOR
DE ANZA SURVEY

Item 11, Chancellor's Recognition Award, was addressed by President Kanter who noted that the recipient, Kathy Kyne, was not present since she was out of the area attending a conference. He noted that she would be invited to attend the April 16 meeting to receive her award.

CHANCELLOR'S
RECOGNITION AWARD
POSTPONED TO APRIL
16 MEETING

Item 12, CCCT Board of Directors Election, was addressed by President Fong. He asked the members of the Board to mark an individual ballot and pass it to the Recording Secretary. The ballots will be tabulated and one official ballot on behalf of the Board will be submitted to the CCCT Office before the April 25, 2001 deadline. A copy of the official ballot will be distributed to the Board members in the weekly Board mail.

BALLOT CAST FOR
CCCT BOARD OF
DIRECTORS ELECTION

Item 13, Redistricting, was addressed by Trustee Moss who noted she placed this item on the Agenda to initiate a broad discussion relating to redistricting. She added that some years ago the Board appointed a committee to look at possible ways of changing the election of Foothill-De Anza Trustees by districts and the committee unanimously recommended that no change be made in the current process whereby each trustee is elected to represent the entire District. Trustee Moss further stated that the committee suggested that the issue be brought to the Board for discussion "ever so often."

REDISTRICTING
DISCUSSED; BOARD
VOTED TO CONTINUE
ELECTORAL PROCESS
NOW IN USE

Trustee Moss stated that in light of the January 2001 article on *Redistricting*, published by the Community College League of California, she thought that it was wise to continue the process that Foothill-De Anza uses in trustee elections. It was M/S/C (Moss/Sandoval) (advisory vote - 2 yes) to ratify the decision made by the a committee several years ago on the electoral process for the Foothill-De Anza Community College District Board of Trustees.

Item 14, Agreement for Law Enforcement Services and Mutual Aid by and between the Santa Clara County Office of the Sheriff and Foothill-De Anza District Police Department, was addressed by Chancellor Chavez. He introduced Ben Rodriguez, De Anza Director of Campus Safety, Security and Grounds, and Ed Dunn, Foothill Manager of College Police and Safety Services, who joined him in responding to questions from the Board and a general discussion of the services offered on both campuses.

APPROVED AGREEMENT
FOR LAW
ENFORCEMENT
SERVICES AND MUTUAL
AID WITH SANTA
CLARA COUNTY
SHERIFF

The Chancellor explained that the District can only have a single legally constituted police agency in this District. We are not allowed by the sheriff to have two organizations. Therefore, the document refers to the Foothill-De Anza College District Police Department as the legal entity entering into the Agreement with the Santa Clara County Sheriff. He added that from an operational standpoint, the College Police and Safety Services at Foothill and Campus Safety/Security at De Anza will continue to function in the same ways that they have in the past. No major changes will be made.

Several questions were raised regarding the use of the term "Foothill District Police" throughout the document. Trustee Sandoval raised another question of the status of a Foothill College campus evacuation plan. Foothill Vice President Harvey responded that Foothill has a parallel plan to De Anza College's plan for campus evacuation and that the campus is continuing to refine the details and procedures in the plan.

De Anza Student Trustee Castelo raised the issue of the use of the campus elevators during possible rolling blackouts. Director Schulze stated that every effort will be made to alert the campuses before the blackout occurs and arrangements will have to be made to accommodate those who cannot use the stairs.

Following discussion it was M/S/C (Hay/Mason) (advisory vote - 2 yes) to approve the Agreement for Law Enforcement Services and Mutual Aid by and between the Santa Clara County Office of the Sheriff and Foothill-De Anza District Police Department with the understanding that the Agreement will not be signed until the language is clarified and consistent use of a name relating to the entity, Foothill-De Anza District Police Department College, is included throughout the document.

The Board's attention was called to the following date to remember:

DATE TO REMEMBER

Monday, April 16, 2001 - Regular Meeting
Educational Collaborative Agreement

The meeting was adjourned at 8:15 p.m.

Leo E. Chavez, Chancellor and
Secretary of the Board of Trustees

cmb

Minutes Approved: 4/16/01