



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

## **BOARD OF TRUSTEES**

**MINUTES**

**REGULAR MEETING**

**January 20, 2004**

### **CALL TO ORDER AND ROLL CALL**

President Paul Fong declared a quorum was present and called the meeting to order at 5:50 p.m. in the District Board Room of the Foothill-De Anza Community College District, 12345 El Monte Road, Los Altos Hills, CA 94022.

#### **Trustees Present:**

Paul Fong, President  
Andrea Leiderman, Vice President  
Betsy Bechtel  
Sandy Hay  
Hal Plotkin

#### **for Public Session**

Adam Welch, De Anza College Student Trustee  
Sarah Wiehe, Foothill College Student Trustee

### **CLOSED SESSION**

The Board immediately adjourned into closed session in the Chancellor's Office with the individuals listed below to discuss:

#### **EMPLOYEE PERFORMANCE EVALUATION**

Title: Chancellor

#### **Executive Administrator Present:**

Martha Kanter, Chancellor

#### **CONFERENCE WITH LABOR NEGOTIATOR**

District Negotiator: Jane Enright

Employee Organizations: All Represented and Unrepresented Groups

#### **Executive Administrators Present:**

Martha Kanter, Chancellor

Mike Brandy, Vice Chancellor of Business Services

Jane Enright, Vice Chancellor of Human Resources and Equal Opportunity

Bernadine Chuck Fong, President of Foothill College

Judy Miner, Interim President of De Anza College

### **RE-CONVENE PUBLIC SESSION**

President Fong re-convened the public session at 7:04 p.m. in the District Board Room. He led the Board and those present in the Pledge of Allegiance. The following staff, press, students and members of the public were present:

<i>Staff:</i>	George Beers Silvia Bichler Kathy Blackwood Mike Brandy Robert Cormia Jane Enright Bernadine Chuck Fong Robert Griffin Rich Hansen Ken Horowitz Kurt Hueg	Martha Kanter Sharon Luciw Judy Miner Dan Mitchell Rose Myers Jon O’Bergh Greg Parman Bill Patterson Penny Patz Willie Pritchard Cliff Ritchie	Javier Rueda John Schulze Vivian Sinou Daphne Small Marisa Spatafore Paul Starer Lauren Velasco Jaci Ward Claudette Weber Carolyn Wilkins-Greene
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*Press:* Clyde Noel, Los Altos *Town Crier*

<i>Students:</i>	Javad Aghamiri Carolyn Chan Jeffrey Ellis Nadine Foster-Mahar Joseph Francis Drew Golkar Danielle Johanson	Rabian Khalid Andrew-Brian Nguyen Anthony Lin Neda Mehran Foad Mozaffari James Newburg Louis Robinson	Martha Ruiz Alison Smith Rodolfo Vazquez Marc Wiesner Saba Zariv
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*Public:* Laura Casas-Frier                      Michael Maha                      Terry Terman

**REPORTING OUT FROM CLOSED SESSION**

President Fong reported that no action was taken in closed session.

**APPROVAL OF MINUTES**

Trustee Plotkin clarified that his motion regarding the renovation of the Griffin House was not accurately reflected in the minutes, and should be rephrased to state that the District contribution would be the assignable square footage cost that is comparable to the cost of constructing a new building. Trustee Bechtel pointed out that the minutes should have stated that President Fong adjourned the meeting. The minutes of the January 5, 2004 meeting were then approved with those corrections.

**AUDIT & FINANCE COMMITTEE**

Trustee Hay reported that the Audit & Finance Committee met just prior to the Board meeting. In addition to reviewing Measure E projects and costs, the Committee requested for its next meeting a “tutorial” on faculty load factors in order to better understand the subject.

**CORRESPONDENCE**

President Fong asked if there was any correspondence which should be brought to the Board’s attention. Trustee Leiderman noted correspondence regarding propositions for the March election and requested that these statewide bond measures be agendized for an upcoming meeting so the Board can register its support.

**HEARINGS: ITEMS NOT ON THE AGENDA**

*Trustees*

Student Trustee Welch announced that the CalSACC regional march would be held in San Jose on February 20. He reported that DASB is exploring a proposal to allocate funds for a student organizer position. He also distributed highlights from the “Write to Arnold” letter-writing campaign, and the Board commended him for spearheading this effort. Student Trustee Wiehe reported that both Foothill and De Anza would be supporting the Missing Community College Students project which aims to publicize how inadequate funding impacts access to education. Trustee Plotkin reported on his trip to New York to hear Manual Pastor report on intermediaries such as community colleges which provide labor market training. Trustee Leiderman reported on her meeting with Chancellor Kanter and one of the nation’s preeminent education researchers, Michael Kirst. President Fong reminded trustees about the upcoming Legislative Conference and New Trustee Orientation in Sacramento.

*Staff*

Chancellor Martha Kanter reported on her meeting with the Board of Governors and new Secretary of Education Richard Riordan. She reported that she addressed the Regents of the University of California concerning transfer issues and the proposal to redirect students to community colleges. She also mentioned that she was interviewed by Channel 7 regarding how community colleges are meeting the needs of the workforce to educate students in the health care field and other new, emerging technology fields.

De Anza Interim President Judy Miner announced that an article by instructor Edwina Stoll on learning communities appeared in the National Monograph. She reported that the De Anza Planetarium was mentioned in an article in the Los Gatos Daily News. She also reported that the college held a successful Martin Luther King, Jr. luncheon, and announced the groundbreaking ceremony for the Kirsch Center on January 28. Foothill President Bernadine Chuck Fong reported that the college held a successful Martin Luther King, Jr. luncheon and thanked the Board for supporting college events. She noted that a NASA/Ames intern tested some of the equipment used in the current Mars expedition.

*Students / Public*

There were no students or members of the public who wished to address the Board on items not on the agenda.

**APPROVAL OF CONSENT CALENDAR**

**M/S/C:** Bechtel/Wiehe  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved / Ratified Items 1-6 of the Consent Calendar as follows:

**Item 1** — **Ratified** CONTRACTS AND AGREEMENTS

**Item 2** — **Ratified** B WARRANTS

**Item 3** — **Approved** TRADE-IN OF SURPLUS EQUIPMENT FOR A DISCOUNT TOWARD PURCHASE OF SERVER EQUIPMENT

**Item 4** — **Approved** FIVE-MONTH EXTENSION OF SERVICE AGREEMENT BETWEEN LOS ALTOS GARBAGE COMPANY, STEVENS CREEK DISPOSAL & RECYCLING COMPANY, NORCAL WASTE SYSTEMS, INC. COMPANIES

**Item 5** — **Approved** PERSONNEL ACTIONS:

*Name:* **Robert A. Chavez**  
*Position:* Counselor  
*College:* Foothill College  
*Division:* Counseling  
*Action:* **Resignation for purpose of Retirement**  
*Effective Date:* June 25, 2004  
*Comments:* In accordance with Article 19 of the *Agreement* between FA and the District

*Name:* **Melanie Harris**  
*Position:* Student Health Services Coordinator  
*College:* De Anza  
*Division:* Counseling and Matriculation  
*Action:* **Resignation**  
*Effective Date:* December 12, 2003

*Name:* **Lois Ritter**  
*Position:* Instructor, Nutrition  
*College:* De Anza College  
*Division:* Biological and Health Sciences  
*Action:* **Resignation**  
*Effective Date:* December 12, 2003

*Name:* **Rudy Torres**  
*Position:* Instructor  
*College:* Foothill  
*Division:* Business and Social Science  
*Action:* **Partial Unpaid Leave of Absence of 33.33%**  
*Effective Date:* January 5, 2004 – March 26, 2004  
*Comments:* In accordance with Article 16 of the *Agreement* between the District and FA

*Name:* **James C. Williams**  
*Position:* Instructor, History  
*College:* De Anza College  
*Division:* Social Sciences and Humanities  
*Action:* **Resignation for purposes of Retirement**  
*Effective Date:* June 25, 2004  
*Comments:* In accordance with Article 19 of the *Agreement* between FA and the District

**Item 6** — **Approved** HUMAN RESOURCES REPORT

## **Item 7**

### **PLUS/MINUS GRADING — REVISED BOARD POLICY 6125, “GRADING”**

Chancellor Kanter briefly reviewed the proposal, noting that faculty at both colleges had voted to approve plus/minus grading. De Anza Academic Senate Dan Mitchell provided additional comments. De Anza Associated Student Body (DASB) President Saba Zariv presented a DASB resolution in opposition to plus/minus grading. Associated Students of Foothill College (ASFC) President Rodolfo Vazquez reported that ASFC also opposes plus/minus grading, and Foothill student Javad Aghamiri reported that CalSACC officially opposes plus/minus grading. Nadine Foster-Mahar, Neda Mehran, James Newburg, and Alison Smith addressed the Board on behalf of students at both colleges and urged the Board not to implement plus/minus grading. Terry Terman, representing the League of Women Voters, spoke about the perceived unfairness of not allowing an A+ to factor in the grade point average.

Trustee Bechtel expressed concern about transferability and the negative impact on students if plus/minus grading is implemented. She asked several questions about the proposed scale. De Anza Academic Senate President Dan Mitchell explained that research shows a negligible negative affect on students, with instances that can be either beneficial or detrimental. He reminded the Board that grading is a “primary reliance” issue in which the Board should rely on faculty in formulating policy. Foothill Academic Senate President Paul Starer and Foothill Instructor Robert Cormia provided additional feedback, and Foothill Vice President of Instruction and Institutional Research Bill Patterson clarified that the implementation of plus/minus grading at Gavilan College has not resulted in any reported negative impacts or complaints.

There was a discussion about whether removing A- from the scale would eliminate the perceived inequities which the students raised, but it was pointed out that the scale is explicitly established in Title 5. Trustee Leiderman proposed that one of the Board’s legislative goals might be to work to change Title 5. Student Trustee Welch urged the Board to listen to the voice of students and pointed out that De Anza faculty approved plus/minus grading by a narrow margin. Trustee Plotkin said that he finds the student argument persuasive and asked whether the Board could adopt plus/minus grading contingent on a two-thirds majority of California community colleges adopting it as well. He advocated a statewide solution, and also supported Trustee Leiderman’s proposal to change Title 5. President Fong said that student interests are a primary concern of the Board and the Board would carefully look at the pros and cons before taking action at the February 2 meeting.

## **Item 8**

### PRESENTATION ON STUDENT SERVICES

De Anza Vice President of Student Services Robert Griffin and Foothill Vice President of Student Development and Instruction Rose Myers presented a report on Student Services, focusing on ways in which Student Services enhance student success. There was a discussion about the link between required orientation courses and improvements in completion rates for degree/transfer students. Vice Presidents Griffin and Myers suggested that technological enhancements and student access to technology would be particularly helpful in efforts to improve student success.

The Board took a short recess at 9:30 p.m., then President Fong re-convened the meeting at 9:38 p.m.

## **Item 9**

### FOOTHILL-DE ANZA LEGISLATIVE PLAN AND GUIDELINES

Chancellor Kanter asked the Board to provide feedback on specific legislative goals for 2004 and ideas for community participation. Trustee Leiderman requested that the Board discuss at its next retreat establishing a legislative subcommittee of the Board. Board members expressed a preference for the legislative goals to be brought back for action after the upcoming Legislative Conference.

## **Item 10**

### LAYOFF DUE TO LACK OF WORK

Staff responded to a number of questions from trustees about the nature of the job, funding for the position and possibilities to move the employee into another position. SEIU Chapter Chair Javier Rueda and De Anza Classified Senate representative Silvia Bichler urged the Board not to approve the layoff. Responding to a question from President Fong, Vice Chancellor of Human Resources and Equal Opportunity Jane Enright enumerated the many ways in which laid-off employees are provided support and assistance by the District.

<b>M/S/C:</b>	Hay/Bechtel
<b>Advisory vote:</b>	1 yes (Welch voted no)
<b>Board vote:</b>	4 yes, 1 no (Plotkin)
<b>Action:</b>	Authorized District representatives to provide Cliff Ritchie, Senior Programmer Analyst, with a forty-five (45) day notice of layoff due to lack of work

## **Item 11**

### APPROVAL OF THREE-YEAR AGREEMENT BETWEEN THE DISTRICT AND CSEA

<b>M/S/C:</b>	Leiderman/Welch
<b>Advisory vote:</b>	2 yes
<b>Board vote:</b>	unanimous
<b>Action:</b>	Approved the Agreement between the District and California Schools Employee Association (CSEA), Chapter 96, Unit A from January 1, 2004 through December 31, 2006 with specified re-openers each year

## **Item 12**

### RENEWAL OF ANNUAL NETWORK MAINTENANCE CONTRACT WITH ALCATEL THROUGH ITS REPRESENTATIVE, WAN/LAN SOLUTIONS

Trustee Plotkin said he was inclined to support the contract because the District has little alternative, but noted that the enormous sums involved underscores the need to bring in outside expertise from the community to avoid being tied to one vendor. He and Trustee Leiderman voiced their support for a technology subcommittee of the Board.

**M/S/C:** Plotkin/Hay  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved renewal of the annual network maintenance contract with Alcatel through its representative, WAN/LAN Solutions, in the amount of \$192,294

## **Item 13**

### 2004-05 BUDGET UPDATE

Vice Chancellor of Business Services Mike Brandy presented an update on the Governor's proposed budget and implications for the District. There was a discussion about the two March bond measures, Propositions 55 and 56. The impact of the proposal to redirect UC and CSU applicants to community colleges was also discussed.

## **Item 14**

### MEASURE E CONSENT CALENDAR

**M/S/C:** Hay/Wiehe  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved / Ratified the Measure E Consent Calendar, A-E as follows:

- A.** *Title:* Budget Transfer – DA #24  
*Campus:* De Anza College  
*For:* Funding a new project to provide a campus-wide, dedicated irrigation mainline by transferring \$650,000 from DA Project #207 (Parking Structure) to new Project #273 (Irrigation Mainline)  
*Action:* Ratification
- B.** *Title:* Budget Transfer – DA #25  
*Campus:* De Anza College  
*For:* Recognizing \$506,590 of savings from various Measure E closed projects and transferring these savings to the overall program contingency.  
*Action:* Ratification

- C.** *Title:* Addendum #D07  
*Vendor:* Signet Testing Labs, Inc.  
*Agreement Date:* December 3, 2001  
*Campus:* De Anza College  
*Project No.:* 202  
*Project Name:* Science Center  
*Amount:* \$35,000  
*For:* Additional special inspection services.  
*Action:* Ratification
- D.** *Title:* Budget Transfer – FH #22  
*Campus:* Foothill College  
*For:* Recognizing \$335,447 of savings from various Measure E closed projects and transferring these savings to the overall program contingency.  
*Action:* Ratification
- E.** *Title:* Budget Transfer – FH #23  
*Campus:* Foothill College  
*For:* Recognizing \$1,589,000 in state funding contributions from Proposition 47 to be used for the construction of the Field house and Restrooms project, with this funding placed into the overall program contingency at present.  
*Action:* Ratification

### **DATES TO REMEMBER**

There was a discussion about some of the meeting dates on the Board calendar that posed a conflict with other events. As a solution, Chancellor Kanter proposed that the March 15 meeting start at 7:30 p.m. and the April 5 meeting be held in the afternoon from 1:00 to 4:00 p.m. President Fong noted two upcoming meeting dates:

February 2, 2004 — Regular Meeting  
February 17, 2004 — Regular Meeting

### **ADJOURNMENT**

President Fong adjourned the meeting at 10:55 p.m.

jco  
Approved: 2/2/04

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Martha J. Kanter, Chancellor  
Secretary, Board of Trustees