



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

## **BOARD OF TRUSTEES**

### **MINUTES**

### **REGULAR MEETING**

**October 15, 2007**

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

President Hal Plotkin declared a quorum was present and called the meeting to order at 5:00 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:**

Hal Plotkin, President  
Bruce Swenson, Vice President  
Betsy Bechtel  
Paul Fong  
Laura Casas Frier

#### **for Public Session**

Jordan Eldridge, De Anza College Student Trustee  
Sarah Snow, 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:

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

District Negotiator: Jane Enright  
Employee Organizations: All Represented and Unrepresented Groups

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

Kim Chief Elk, Director of Human Resources  
Andy Dunn, Vice Chancellor of Business Services  
Jane Enright, Retired Vice Chancellor of Human Resources and Equal Opportunity  
Martha Kanter, Chancellor  
Judy Miner, President of Foothill College  
Brian Murphy, President of De Anza College  
Fred Sherman, Vice Chancellor of Technology

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

President Plotkin re-convened the public session at 6:02 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>	Charles Allen Tom Armstrong Becky Bartindale Maureen Chenoweth Wayne Chenoweth Andy Dunn Christina Epinosa-Pieb	Marie Fox Ellison Patrick Gannon Rich Hansen Jeanine Hawk Art Heinrich Donna Jones-Dulin Martha Kanter	Marsha Kelly Judy Miner Brian Murphy Frank Nunez Jon O’Bergh Carmen Redmond Fred Sherman
<i>Press:</i>	None		
<i>Students:</i>	Keith Hubbard Elizabeth Navigato Matthew Walker		
<i>Public:</i>	Jane Enright Liz Kniss	Dolly Sandoval Terry Terman	

### **REPORTING OUT FROM CLOSED SESSION**

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

### **CORRESPONDENCE**

President Plotkin asked if there was any correspondence which should be brought to the Board’s attention. He reported that Board members received a complaint from an employee regarding a health-related issue, which was referred to the Human Resources office.

### **HEARINGS: ITEMS NOT ON THE AGENDA**

#### **Public/Students**

De Anza student Elizabeth Navigato, representing the WISE 37 club (Working to Institute a Sustainable Environment on the 37<sup>th</sup> Parallel), spoke about engaging the District further in support of environmental issues such as organic food. Chancellor Martha Kanter referred her to the college president and student government. She also noted that a District Sustainability Plan is being developed.

#### **Staff**

De Anza President Brian Murphy reported that the college is developing a campus sustainability management plan. He added that the college was proud to host receptions for Al Gore, who spoke on environmental issues as part of the Celebrity Forum series. He thanked trustees Casas Frier and Plotkin for attending the groundbreaking ceremony for the Visual and Performing Arts Center. Lastly, he distributed a new brochure for the Euphrat Museum. Foothill President Judy Miner thanked Chancellor Kanter for hosting the recent “Policy Matters” Seminar with Dr. Nancy Shulock from Sacramento State University and Dr. Michael Kirst from Stanford University.

Chancellor Kanter thanked faculty and staff for attending the Student Success Conference in San Jose which focused on the Basic Skills Initiative. She also thanked those who attended the Hispanic Charity Ball. She reported that the Silicon Valley Higher Education Roundtable would be shifting its direction to focus on closing the achievement gap. Lastly, she pointed out the many resolutions on display in the Board room recognizing the District’s 50<sup>th</sup> Anniversary.

Faculty Association President Rich Hansen spoke about the importance of supporting the Community College Initiative. He also expressed concerns about the recently released report on community colleges by Dr. Nancy Shulock.

### Trustees

Student Trustee Snow shared her concerns about lack of access for officers of the Associated Students of Foothill College officers and herself to their offices outside of business hours. She also expressed concern that the contract for the college Food Services vendor does not reflect all aspects of the Request for Proposal on which the students based their support for that vendor (e.g., Owl card discounts, budget meals, use of recycled materials). President Plotkin referred her to Foothill President Miner.

Trustee Casas Frier reported that she gave a presentation on Foothill-De Anza to The Challenge Team, a community group headed by Krause Center for Innovation Director Gay Krause. Trustee Bechtel reported that she attended the “Policy Matters” Seminar, as did President Plotkin.

## **APPROVAL OF CONSENT CALENDAR**

**M/S/C:** Bechtel/Casas Frier  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved / Ratified Items 1-8 of the Consent Calendar as follows:

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

### **Item 2** — **Approved** DE ANZA FOOD SERVICE OPERATIONS CONTACTS:

- A. Hong Fu Gourmet Restaurant, Inc. – Chinese cuisine
- B. La Vlavors LLC (Una Mas) – Mexican cuisine
- C. Mediterranean Cafe – convenience store
- D. Specialty Coffee Services – specialty beverages

### **Item 3** — **Approved** SALE OF MISCELLANEOUS SURPLUS FURNITURE AND SHELVING Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the micellaneous surplus furniture and shelving in accordance with Education Code 81452(a)

### **Item 4** — **Approved** SALE OF SURPLUS HOSPITAL BEDS Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the two hospital beds in accordance with Education Code 81452(a)

### **Item 5** — **Approved** SALE OF SURPLUS REFRIGERATOR Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the commercial refrigerator in accordance with Education Code 81452(a)

### **Item 6** — **Approved** SALE OF SURPLUS CERAMIC SLAB ROLLER WITH ATTACHED TABLE Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the ceramic slab roller with attached table in accordance with Education Code 81452(a)

**Item 7** — **Approved PERSONNEL ACTIONS:**

*Name:* **Chris Heumann**  
*Position:* Teacher in Residence  
*College:* Foothill College  
*Division:* Krause Center for Innovation (KCI)  
*Action:* **Resignation**  
*Effective Date:* September 26, 2007

**Item 8** — **Approved HUMAN RESOURCES REPORT**

**Item 9**

**PRESENTATION OF RESOLUTION BY SANTA CLARA COUNTY SUPERVISOR LIZ KNISS**

President Plotkin introduced Santa Clara County Supervisor Liz Kniss, who presented a resolution in recognition of the District's 50<sup>th</sup> Anniversary and gave some remarks on behalf of the Board of Supervisors.

**Item 10**

**RESOLUTION FOR INVESTITURE OF JUDY C. MINER**

President Plotkin read several sentences of special note from the resolution and invited Foothill President Miner to make some remarks.

**M/S/C:** Bechtel/Swenson  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved Resolution #2007-24 Honoring Judy C. Miner

**Item 11**

**SOLICITATION AND APPOINTMENTS FOR MEASURE C CITIZENS' BOND OVERSIGHT COMMITTEE**

Chancellor Kanter distributed a timeline for the solicitation and appointment process. She explained that last year the Board president and one other trustee reviewed the applications with her before making recommendations to the Board for appointments to the Citizens' Bond Oversight Committee. President Plotkin asked the trustees to let him know of their interest in reviewing applications so he can select someone to review applications with him and Chancellor Kanter. The deadline for receiving applications in the Chancellor's Office is November 9, 2007 at 5:00 p.m.

**Item 12**

**PROFESSIONAL ACHIEVEMENT AWARDS**

Foothill President Judy Miner and De Anza President Brian Murphy said how proud they were to be able to recommend these faculty for Professional Achievement Awards.

**M/S/C:** Fong/Eldridge  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved Professional Achievement Awards for the following faculty:

**De Anza College**

Michael Brandt	Christopher Kwak	Donna Stasio
Randy Bryant	Colleen Lee-Wheat	Deborah Stern
Wilfredo Castano	Ann Lee-Yen	Margaret Stevens
Lena Chang	Byron Lilly	Laurel Torres
Alicia Cortez	Patricia O'Neill	Pete Vernazza
Michele DuBarry	Marilyn Patton	Kenneth Weisner
Gary Fisher	Kimberly Pearce	Marion Winters
Kathy Flores	William Pritchard	Cheryl Woodward
Suzanne Helfman	Karl Schaffer	
Natasha Joplin	Mark Sherby	

**Foothill College**

V. Celeste Carter	Naomi Kitajima	Sara Seyedin
Elvira L. Coffin	Londa Larson	Phyllis Spragge
Elaine Haight	Rosemarie Menager-	Daniel Svenson
MaryLou Heslet	Beeley	Sandi Watkins
Sharon Jenene Key	Cara Miyasaki	
	Keith Pratt	

**Item 13**

**VALLEY TRANSPORTATION AUTHORITY (VTA) PROPOSED TRANSIT CENTER AT DE ANZA**

De Anza President Brian Murphy, Vice President of Finance and College Services Jeanine Hawk and Director of College Services Donna Jones-Dulin provided an overview and background on plans for the proposed transit center and reviewed progress working with VTA on an alternative design. Next steps include a traffic analysis, completion of a civil engineering study on the revised design, cost estimate, continued dialog with VTA, notification of neighbors and public hearings.

The trustees asked a variety of questions about the existing bus stops and the impact of the proposed design on the college and its neighbors. The college has concerns about loss of parking stalls, increased congestion, the financial impact on DASB and the Flea Market, the cost of potential improvements, and pedestrian and traffic safety. Student Trustee Eldridge expressed concern about the significant financial impact on DASB due to loss of Flea Market space, which was echoed by Trustee Casas Frier who noted that DASB funds many critical programs, such as the Tutorial Center, that foster student success. Student Trustee Eldridge also noted that parking is already difficult on campus.

Cupertino Councilmember and VTA Board member Dolly Sandoval said that the VTA Board is committed to building a transit center at De Anza and recognizes the impact on parking. She said the City Council would be pleased to see a reduction in traffic and increased bus ridership, which would benefit the community. She requested that, when public hearings on the matter are scheduled, they be held jointly with the City Council and VTA. In order for the VTA to retain funds that are earmarked for the project, spending on construction needs to start by next fall.

De Anza student Keith Hubbard offered a suggestion regarding the location of the bus turnaround, and De Anza student Matthew Walker spoke in favor of the transit center. There was a discussion about analyzing the likelihood of increased ridership and the possibility of the city sharing the cost of constructing a traffic signal. In closing, President Plotkin offered comments on the importance of maximizing public transit.

## **Item 14**

### **MEASURE E CONSENT CALENDAR**

Executive Director of Facilities, Operations and Construction Management Charles Allen pointed out that the incorrect backup material was included for Item 14A, but the summary in the public memo was correct.

**M/S/C:** Bechtel/Eldridge  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved / Ratified the Measure E Consent Calendar, A-B as follows, with the understanding that the correct change order for 14A would be incorporated into the official records of the Board meeting:

- A. Title:** Change Order # 19  
**Vendor:** Hagensen Pacific Construction, Inc.  
**Agreement Date:** September 25, 2006  
**Campus:** De Anza College  
**Project No.:** 213  
**Project Name:** Campus Center Renovation  
**Amount:** \$9,787  
**For:** Miscellaneous construction changes including structural attachments between new and existing walls at various locations, fire sprinkler extensions, electrical outlet modifications, and additional supports for kitchen & vendor café exhaust hoods; the total change orders to date represent 14.37% against the original contact amount (funding is included in the current budget)  
**Action:** Ratification
- B. Title:** Change Order #61  
**Vendor:** S. J. Amoroso Construction Co., Inc.  
**Agreement Date:** February 24, 2005  
**Campus:** Foothill College  
**Project No.:** 152  
**Project Name:** Lower Campus Complex  
**Amount:** \$86,633  
**For:** Miscellaneous electrical, plumbing and architectural changes; this change order plus all previous change orders represent 8.00% above the base contract (funding for this change is within the current budget)  
**Action:** Ratification

## **Item 15**

### **MEASURE C CONSENT CALENDAR**

Responding to a question from President Plotkin, Executive Director Allen said there would be no impact on the Project Stabilization Agreement currently under development since the Forum Modernization project is essentially complete.

**M/S/C:** Eldridge/Fong  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved / Ratified the Measure C Consent Calendar, A as follows:

- A.** *Title:* Change Order #4  
*Vendor:* John Plane Construction  
*Agreement Date:* December 19, 2006  
*Campus:* De Anza College  
*Project No.:* 766-271  
*Project Name:* Forum Modernization  
*Amount:* \$73,054  
*For:* Construction changes include: unforeseen structural revisions to support new lobby ceilings, subfloor repairs, additional painting, door frame replacement, additional sound attenuation insulation & furring, modifications to existing doors, replacing rotted ac header boards, and additional exterior lighting to improve illumination levels along the building's North side; the total change orders to date represent 6.29% against the original contract amount (funding is included in the current budget)  
*Action:* Ratification

## **Item 16**

### **AGREEMENT FOR CONSULTANT SERVICES WITH RATCLIFF ARCHITECTS FOR DE ANZA MEDIATED LEARNING CENTER**

Responding to a question from Trustee Casas Frier, Executive Director Allen explained that the agreement will address “green” building aspects of construction and sustainability.

**M/S/C:** Casas Frier/Eldridge  
**Advisory vote:** 2 yes  
**Board vote:** unanimous  
**Action:** Approved the Agreement with Ratcliff Architects for an amount not to exceed \$269,000

## **DATES TO REMEMBER**

November 5, 2007 — Audit & Finance Committee Meeting  
November 5, 2007 — Regular Meeting

## **ADJOURNMENT**

President Plotkin adjourned the meeting at 7:35 p.m.

jco  
Approved: 11/5/07

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Martha J. Kanter, Chancellor  
Secretary, Board of Trustees