



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
MINUTES
REGULAR MEETING
June 6, 2011

Trustees Present:

Pearl Cheng, President
Joan Barram
Betsy Bechtel
Laura Casas Frier
Bruce Swenson

For Public Session Only:

Stephanie McGee, Foothill College Student Trustee
Emily Kinner, De Anza College Student Trustee

CLOSED SESSION

The Board convened in closed session at 5:05 p.m. in the Altos Room at Foothill College with the individuals listed below to discuss:

CONFERENCE WITH LABOR NEGOTIATOR

District Negotiator: Dorene Novotny
Employee Organizations: All Represented and Unrepresented Groups

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations and Construction Management
Kevin McElroy, Vice Chancellor of Business Services
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity
Fred Sherman, Vice Chancellor of Technology
Linda Thor, Chancellor

CALL TO ORDER

President Pearl Cheng called the meeting to order at 6:10 p.m. She led those present in the Pledge of Allegiance.

REPORTING OUT FROM CLOSED SESSION

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

SWEARING IN OF STUDENT TRUSTEES

Chancellor Thor administered the Oath of Office to Emily Kinner, De Anza College student trustee, and Stephanie McGee, Foothill College student trustee.

ACKNOWLEDGEMENT OF TRUSTEE SCHOLARSHIP RECIPIENT

After reviewing many applications and interviewing applicants, trustees Joan Barram and Bruce Swenson selected Heidi Boch to be the Foothill College Trustee Scholarship recipient. Mr. and Mrs. Boch were in attendance to see their daughter recognized. Trustee Barram congratulated Heidi and presented her with a certificate representing the \$1,000 trustee scholarship.

Ms. Boch graduated from Los Altos High School in 2010. She is a first-year Foothill College student and holds a 3.93 grade point average. She is majoring in video arts production.

Trustee Barram read the first two sentences on Heidi's application: *"I always saw Foothill as a place to learn but I never thought that it would be a place of personal growth. What motivates me most is myself, but it wasn't always like that."*

When she was a junior in high school Heidi had begun attending Freestyle Academy of Communication Arts and Technology through the Mountain View/Los Altos School District. When she was a senior her brother took his own life. That traumatic incident had an impact on her life and her schoolwork, and her grades dropped dramatically. She graduated Los Altos High School with a 2.5 GPA. Through the Freestyle Academy she learned to communicate ideas through photography and film production. While attending Freestyle Academy Heidi wrote her first screenplay and later adapted it into her first film.

During the summer she decided that she wanted to go to USC, but could not get in because of her grades. She enrolled at Foothill College and achieved her goal of a 4.0 GPA in her first quarter. She applied for and was accepted into the Foothill Honors Institute and completed the quarter with a 4.0 GPA and made the Dean's List.

Heidi aspires to attend Chapman University's Dodge College of Film and Media Arts or the University of Southern California's School of Cinematic Arts to pursue filmmaking, ultimately becoming a director or screenwriter.

She thanked the board for awarding her the Trustees Scholarship.

On behalf of the board President Cheng congratulated Ms. Boch and thanked her for sharing her story. She wished her well on her path to success.

Item 1

Presentation: Foothill College Self-Study

President Judy Miner outlined the timeline of the self-study in preparation for the accreditation team's visit in October and reaccreditation. President Miner explained that each of the standards has subcommittees with representation from administration, faculty and classified staff.

She highlighted some of the planning agendas in the accreditation self-study:

Standard 1.B.7 – The response to this standard indicates what was learned from the program review process in order to engage and continue to improve the quality of programs and services. This is one of the key areas that the commission adopted several years ago with the expectation that all accredited colleges can, by fall 2012, show a very robust program review process.

Standard 2.A.1 recognizes that the Academic Senate, working with the Office of Instruction and Institutional Research, will continue to support and enhance the program assessments and a more formalized assessment cycle will be in place by spring 2012.

President Miner applauded the Academic Senate for taking the lead in program assessment. Academic Senate President Dolores Davison recognized the contributions of Rosemary Arca, Carolyn Holcroft and Gillian Schultz.

Standard 2.A.2.e addresses outcomes assessment and creation of a research agenda. President Miner thanked the board for supporting the hiring the two college researchers who are in key roles in the colleges' ability to respond to the accreditation issues. The level of research provided affects the quality of programs and services offered to students.

Standard 3.A.1.d addresses the need to have a written ethics policy for all district employees. Currently the district does not have such a written policy. However, the board will be reviewing a proposed ethics policy later in the evening.

Standard 3.C.1.b addresses the need for a more detailed technology plan. Working with ETS, the college will develop a training plan that addresses the most critical areas.

President Miner acknowledged and thanked Associate Vice President of External Relations and accreditation liaison Kurt Hueg for his organizational skills and writing talents and for bringing the college together to produce the study. She also thanked project coordinator Darya Gilani; researcher Elaine Kuo; the editing team of Lori Thomas and Kay Thornton; and graphic designer Pam Parker.

ASFC President Gustavo Okamura acknowledged the time and efforts of student representatives on the various teams.

Foothill Classified Senate President Gigi Gallagher acknowledged tri-chairs Maureen Chenoweth, Rosalinda Jen, Asha Harris, and Judi McAlpin. She also thanked the many classified staff who were on the standards teams, the editing team, and the steering committee.

Academic Senate President Dolores Davison said that over 50 faculty participated in various aspects of the study; the finished product is a remarkable document.

Trustee Bechtel commended the great number of people who worked on the report. Trustee Casas Frier was impressed with the data and said it was an honest portrayal that showed an immense amount of hard work and dedication. Trustee Barram reviewed the report online and was pleased that she was able to access all the linked documents.

Trustee Swenson also was tremendously impressed with the report and asked for an example of one change that is contemplated or that has occurred as a result of the self-study. President Miner responded that one of the highlights was the revision to the integrated planning and budgeting structure. The first version of the educational master plan created some new structures that were implemented during 2009-10. Feedback from those who were most involved in shared governance resulted in formation of a task force that met over the summer. In fall 2010 the task force suggested the college concentrate on its core mission rather than the strategic initiatives. Various stand-alone plans were incorporated into the overall master plan. President Miner noted that when the board receives the completed documents, trustees will see the Foothill education strategic master plan, version 2.0, that will have many more changes that reflect what was done over the year. The planning process is taken very seriously. The master plan is updated annually; it is not a shelf document.

President Cheng thanked the college for such an informative professional report.

APPROVAL OF MINUTES

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|-----------------------|---|
| M/S/C: | Bechtel/ Barram |
| Advisory vote: | 1 |
| Board vote: | unanimous |
| Abstain: | 1 (Kinner) |
| Action: | Approved the minutes of May 2, 2011 as amended |

AUDIT & FINANCE COMMITTEE REPORT

Trustee Bechtel gave a summary of the Audit & Finance Committee meeting held on Thursday, June 2. The committee welcomed Joel Spolin and Jim Sandstrom, 2 new community representatives who will each serve 2-year terms. The committee reviewed external auditor Vavrinek, Trine & Day's (VTD) timeline for the district's financial audit. Reports on Measures E and C were reviewed as well as the third quarter report and the tentative budget. At the committee's request a performance audit of the procards was conducted. There was extensive discussion on the pros and cons of having procards and the risks vs. the potential time savings of the program. Trustee Bechtel said that the 2006 procard audit made recommendations, fewer than half of which have been implemented. Vice Chancellor of Business Services Kevin McElroy will provide follow up at future Audit & Finance meetings.

FOUNDATION REPORT

Trustee Swenson reported on the Foundation Board of Directors meeting held on May 25, 2011.

Foundation directors heard a report on the district's budget, alerting them to the seriousness of the district's financial situation and the increased importance of their work to provide additional resources for the district.

The Board Development Committee is seeking new members, and is particularly looking to recruit men for the committee.

The Major Gifts Committee has had sessions with potential donors over the past few weeks and will be scheduling more in the future.

The search for a new Executive Director continues. Chancellor Thor provided an update on the search which continues after 2 unsuccessful attempts. The district has contracted with Azzani Search Consultants to assist with the recruitment of additional candidates. The district's search committee, chaired by President Murphy, has completed its interviews of the newest candidates and will be meeting tomorrow to make recommendations on which candidate/s to forward for an open forum and interview with the chancellor. It is hoped that a candidate will be recommended at the July board meeting.

CORRESPONDENCE

There was no correspondence.

HEARINGS: ITEMS NOT ON THE AGENDA

Public

There were no comments from the public.

Students

Arvind Ravichandran and Shaila Ramos, newly elected DASB President and Executive Vice President for 2011-12, respectively, introduced themselves to the Board. The board congratulated them on their elections and wished them a successful year.

Staff

Vice Chancellor of Technology Fred Sherman announced that District Director of Institutional Research and Planning Andrew LaManque has been elected president-elect to a statewide institutional research and planning group.

De Anza President Brian Murphy announced that at the DASB election, the students voted to impose a self-tax for the eco-pass. The measure passed by 89%. Student Trustee Emily Kinner played an active role in the measure's passage. The VTA has agreed to extend the eco-passes to both full- and part-time students. President Murphy announced that De Anza's draft accreditation report is available for viewing on the college's accreditation website.

Foothill President Judy Miner said that Foothill College recently has been in the news regarding instructional materials fees and assured the board that she believes the college is in compliance with Title V Section 59402 that governs access to electronic materials. The state Chancellor's Office has not yet responded to the college's request for further direction. The college has been relying on directives from the Chancellor's Office issued in 2010. President Miner said there was concern about the accuracy of quotes from Steve Bruckman, general counsel for the system, suggesting that the Chancellor's Office may have second thoughts on the directions they issued last year. She said the board will be kept apprised of new developments.

Chancellor Thor welcomed back ACE President Blanche Monary who has been recuperating from an accident.

Chancellor Thor gave a report on her activities since the last board meeting. She attended a board meeting of the League for Innovation in the Community Colleges that was held at Delta College in Bay City, Michigan. At that meeting the League Board unanimously reaffirmed Foothill-De Anza's seat on the League Board after the site team shared many positive comments about the district.

Last week Chancellor Thor attended the 3rd meeting of the Department of Education's Committee on Measures of Student Success in Washington, D.C. This continues to be a difficult and tedious duty. Chancellor Thor is one trying to reach some compromise with the group. In today's issue of Inside Higher Education a reporter accurately described the discussions as "push and pull between policy researchers, who want more complete data on community colleges, and institutional officials, who worry that any new government mandate of them, reporting-wise, would be too burdensome." It is hoped that the committee will complete its work in September.

Chancellor Thor announced that Vice Chancellor of Business Services Kevin McElroy has been appointed to the Association of Chief Business Officials (ACBO's) Fiscal Standards and Accountability Committee. The committee meets quarterly in Sacramento and works on problems and solutions that come through the Chancellor's office or directly from ACBO. ACBO has direct relevance for Foothill-De Anza and first hand information gained by working with this group should prove very beneficial to us.

Chancellor Thor was the speaker at Palo Alto University's undergraduate commencement. Palo Alto offers bachelor degree completion programs on both Foothill and De Anza campuses, and approximately 90% of the graduates are Foothill-De Anza transfer students. She was surprised and pleased when she was awarded an honorary Doctor of Humane Letters degree.

Lastly, she announced that today is Charles Allen's birthday. Executive Director Allen was congratulated by all.

Faculty Association President Rich Hansen brought to the board's attention AB 515, introduced by Assembly member Brownley (Santa Monica), related to legislation for credit extension classes offered by community colleges. Faculty groups throughout the state are firmly opposing AB 515. They feel it would undermine state funding and is one more step toward privatization of higher education. Mr. Hansen said there is a master plan under which community college fees are minimal, but feels we would be moving in the opposite direction with this piece of legislation. He said it is unfortunate that after so many years of working together as we face economic troubles that faculty and management have opposing views on this issue. Faculty are hopeful that AB 515 will be made a two-year bill. Mr. Hansen emphasized the importance of the issue for the system and faculty and should not be rushed, but reviewed closely and thoroughly.

District Academic Senate President Dolores Davison added that at the statewide Academic Senate plenary session in April, the group voted almost unanimously (111 to 1. The one vote was from the academic senate president at Santa Monica) in opposition to AB 515. The Foothill Academic Senate met this afternoon to discuss the bill that has been amended 4 times. It is clear that there will be no consistency in what legislators are asking. Ms. Davidson said the Foothill Academic Senate vehemently opposes any support for this bill that would create a two-tier system; would eliminate the goals of the master plan; would essentially privatize education; and would turn us into a private college.

De Anza Academic Senate President Gregory Anderson said his group will discuss the bill at its next meeting.

Trustees

Trustee Laura Casas Frier reported that the US Supreme Court has refused to hear the AB 540 case of California, therefore validating California's AB 540 as law. Students who come to California with no documentation can legally, with full and equal protection, attend our schools and colleges. This is a very important position for the court to take and indicates what its position may be on similar cases in the future.

Trustee Casas Frier noted that former De Anza student trustee Isabelle Barrientos Vargas was one of the original advocates of the eco-pass program mentioned earlier by President Murphy.

Trustee Casas Frier reported that the CCCT board had an in-depth discussion on AB 515 but there was no consensus on the bill. The bill was being viewed as fundamentally changing community colleges. The CCCT board will be meeting at the end of June.

Trustee Bruce Swenson attended a session held by Senator Joe Simitian who gave an education update regarding budget issues related to education. Senator Simitian said the key question legislators are grappling with is when a general election would be held to extend temporary taxes. Some possible dates for an election are in September or November, 2011 or June or November, 2012. Senator Simitian favors November 2012 since it is a presidential election year and there will be a greater turnout. Senator Simitian is hopeful and somewhat optimistic that we will get the votes to extend the temporary taxes through the election date and is less optimistic that in an election the voters will pass the tax extensions. The polls are not very favorable.

Trustee Barram said that Senator Simitian understands the education history and legislation well. He is very influential in both the senate and assembly and is definitely a friend to education.

Trustee Bechtel reported that she attended the De Anza film festival. It was fabulous and she encouraged everyone to attend in the future. She was very impressed with the students' creativity and the quality of the work they do. She watched 2 documentaries with very different themes.

APPROVAL OF CONSENT CALENDAR

Item 5, Fine Arts Facilities Rental Policy and Rates, was removed from the agenda and will be presented at a later date.

M/S/C: Barram/Bechtel

Advisory vote: 1

Board vote: unanimous

Action: **Approved** Items 2-4 and 6-11 on the Consent Calendar as follows:

Item 2 – **Approved** BP 9128 Agendas

Item 3 – **Ratified** Contracts and Agreements

Vice Chancellor of Business Services Kevin McElroy clarified that the agreement with IDP Education Pty LTD, a foreign student recruitment company, stipulates payment of \$500/student.

Item 4 – **Approved** Transfer of 2010/11 OPEB Obligation to CERBT

Item 6 – **Approved** International Travel Request for a DA Faculty Member

Item 7 – **Approved** Performing Arts Alliance Contract Renewals

Item 8 – **Approved** South Bay Regional Public Safety Training Consortium Contract for 2011-12

Item 9 – **Approved** Recycle and Disposal of Surplus Cafeteria Equipment

Made a finding that the items are of insufficient value to defray the costs of arranging a sale and in accordance with Education Code 81452(c), **authorized** the Director of Purchasing Services to recycle the items or dispose of them in the local public dump

Item 10 – **Approved** Sale of Miscellaneous Surplus Electronic Equipment

Made a finding that the property does not exceed \$5,000.00 in value and **authorized** the Director of Purchasing Services to sell the items in accordance with Education Code 81452(a)

Item 11 – **Approved** Human Resources Report; Administrative Training/Retraining; Faculty Training/Retraining

Item 12

Open Education Resources Report, 2011

The Open Education Resources (OER) Report for 2011 highlighted a faculty survey about OER; open textbook adoptions and textbook savings for district students; professional development efforts; outreach; projects; and next steps and measures of success – outcomes by June 2012.

Some of the faculty survey results indicated that respondents would be more willing to use open textbooks if 1) they remain an option and are not mandated; 2) options for shipping printed copies to students are affordable; and 3) a printed and bound instructor's copy of the open textbook is available. The survey also showed that the top 3 types of support and resources that may facilitate development, customization, and/or identification of open textbooks include training, paid compensation or a stipend, and having a development team to work with. Potential savings to students is approximately \$100/course that uses an open textbook.

OER professional development included participation in several workshops and conferences throughout the year. During 2011 the Foothill program managed the Community College Open Textbook Collaborative, a \$1.5 million grant from the Hewlett Foundation as well as the Community College Consortium for OER. In addition, it received a WICHE Cooperative for Educational Technologies Outstanding Work Award (WOW).

Dean Judy Baker served on the Advisory Board for the Carnegie-Mellon Open Learning Initiative for Community colleges; maintained an active OER Twitter account; and maintained a webpage about open educational resources.

President Cheng thanked the college for the report and said it was helpful to see the next steps and measures of success. President Judy Miner recognized the tremendous work that Dean Judy Baker has done in the OER area. Much of the work Dean Baker has done in the field has been over and above her duties as Dean of Technology and Innovation. She is recognized as a national leader in her field and the district is indebted to her for her knowledge and talents.

Item 13

BP 3121 Standards of Ethical Conduct (New) (1st Reading)

Board Policy 3121 was developed to meet Accreditation Standard III.A.1.d that requires the district to have a written code of professional ethics for all employees. The policy was reviewed and approved by the Chancellor's Advisory Council on May 20. Chancellor Thor explained that after she reviewed policies from other community college districts, and the proposed policy is a composite of what she deemed to be best practices. Trustees had no changes to the policy.

Item 14

Analysis of District Need to Establish Trustee Areas

This item was removed from the agenda pending additional legal opinion.

Item 15

Resolution to Repeal Proposition 90

Trustee Swenson attended a meeting with Santa Clara County Assessor Larry Stone regarding the effect of Proposition 90 on the county's income. Santa Clara County is one of about 8 California counties that allows

potential residents to transfer their Proposition 13 property tax bases into Santa Clara County, thereby reducing the assessment roll and impacting revenue to basic aid school districts. This has resulted in a revenue loss of about \$4-5 million to the county each year. The Board of Supervisors voted to invoke Prop 90 in 2007 and in 2009 voted to maintain it. Assessor Stone is hoping that pressure from school districts will sway the Board of Supervisors to repeal the proposition. Although Foothill-De Anza is not a basic aid district and is not affected by Prop 90, neighboring districts such as Palo Alto Unified and Fremont Union High School District are basic aid districts and are affected by the Prop 90 transfers.

This item will be discussed at the Santa Clara County Board of Supervisors hearing on June 8. Trustees were asked to adopt the resolution in support of the affected neighboring districts.

M/S/C: Casas Frier/Barram
Advisory vote: 2
Board vote: unanimous
Action: **Adopted** Resolution 2011-20 in support of repealing Proposition 90 in Santa Clara County

Item 16

Resolution Authorizing the Reduction in Classified Service

Vice Chancellor of Human Resources Dorene Novotny explained that in an effort to save money, board approval is requested to eliminate a number of positions.

M/S/C: Bechtel/Swenson
Advisory vote: 1
Abstain: 1 (Kinner)
Board vote: unanimous
Action: **Adopted** Resolution 2011-21 authorizing the reduction in classified service and eliminating the following positions for lack of funds effective June 30, 2011:

Administrative Assistant II (vacant), Global Access, FH
Administrative Assistant II (vacant), Apprenticeship Programs, FH
Division Administrative Assistant (vacant), CTIS, FH
Instructional Designer (vacant), CTIS, FH, and

eliminating the following position for lack of funds effective July 21, 2011:

Program Coordinator Sr., Global Access, FH, and

eliminating the following position for lack of work effective July 31, 2011:

Theater and Fine Arts Assistant, Fine Arts, FH

Item 17

Budget Update

Vice Chancellor McElroy presented an overview of the tentative budget.

Revenue

Due to increased state income tax projections based upon the numbers presented in the May revise and the advice of the State Chancellor's Office, a new scenario has been developed for the district. This "middle ground" scenario will still equate to an overall cut to the district of approximately \$22.8 million and will still have very similar negative impacts on operations and programs.

Revenue projections include an update from the most recent scenarios that reflect the latest P-2 enrollment projections indicating that the resident FTES decline increased from 4% to 5% for the district. It also includes a 1% deficit factor that has been a consistent and necessary planning component in state funding the past several years. After allowing for the total 13.7% reduction in apportionment revenue, and even with the inclusion of a projected increase in non-resident income, the district will be starting the year with over \$19 million fewer revenue dollars compared to last year.

Expenses

Expenses have remained fairly stable from what was projected in January so there have been few adjustments in the tentative budget scenario provided. The most significant adjustments are in the part-time faculty expenses incorporating calculations for a revised workload reduction percentage estimate (approximately 13.7% versus 20%). The district is estimating a net operating deficit (after subtracting \$6.5 million for part time faculty workload reduction) in 2011/12 of \$16.2 million at current 2010/11 spending levels.

Based on the third quarter financial reports, the district is now projecting a cumulative ending fund balance to be approximately \$34.7 million. After subtracting the restricted fund balances and the designated fund balances, the net Stability Fund is approximately \$10.7 million. The operating budget plan continues to depend on using the Stability Fund to balance the projected 2011/12 deficit until all required district budget cuts are implemented. The colleges and central services are committed to using a portion of their carryover dollars to add to the Stability Fund to arrive at the number that will match the \$16 million shortfall and get us through the end of 2011/12.

Trustee Barram appreciates that due to the district's conservative planning through this process, we have that cushion to take us through 2011-12. Trustee Swenson agreed with Trustee Barram and emphasized the importance of the Stability Fund in our budget planning

Vice Chancellor McElroy said that there is some hope that California will pass a 2011-12 budget on time, but the district may not know its level of state funding until later in the fiscal year. The tentative budget will be presented to the board for adoption on June 20.

Item 18

Third Quarter Report

Vice Chancellor McElroy explained that as of June 30, 2011, the projected ending fund balance is anticipated to be about \$34.7 million, which is comprised of \$10,980,000 in carryovers; 5% restricted reserves of \$9,890,000; and \$13,871,551 in the Stability Fund.

The FTES analysis shows that at P-1 the district reported 34,384 FTES, projecting a 4% decrease at years' end and at P-2 reported 34,851 FTES, an increase of 5%. The colleges are working hard to regain the lost FTES by the end of the year. Trustee Swenson questioned the identical numbers of 17,301 at De Anza for both periods since the P-2 takes into consideration additional quarters. Vice Chancellor McElroy said he would verify those numbers.

As of third quarter the rate stabilization fund, the fund used to balance the difference between what is budgeted for benefits and actual costs, has a balance of \$8,514,641. Vice Chancellor McElroy explained that the average increase in benefits is about 8-12% annually, but the district's increase has been a little less than the average.

Trustees thanked Vice Chancellor McElroy and Budget Director Bernata Slater for the report.

M/S/C: Bechtel/Swenson
Advisory vote: 2
Board vote: unanimous
Action: **Approved** the Third Quarter Report as presented

Item 19

Resolutions to Approve Third Quarter Transfers and Revisions

M/S/C: Swenson/Bechtel
Advisory vote: 2
Board vote: unanimous
Action: **Adopted** Resolutions 2011-18 and 2011-19 approving the third quarter budget transfers and revisions as presented

Item 20

2013-17 Five-Year Construction Plan

In his presentation of the 2013-17 Five-Year Construction Plan Executive Director Charles Allen explained that items seeking capital outlay construction dollars are submitted annually to the state. The district has 3 projects that have been approved and are awaiting funding – renovation of the Foothill and De Anza libraries and renovation of the Foothill biology building. Approval of a state capital bond in 2012 will determine whether funding will actually be available for the projects.

The Foothill Education Center is a new project that will be submitted. Although doubtful that funding will be available, Executive Director Allen stressed the importance of following the process by submitting the project proposal by July 1.

Trustee Swenson said that the Measure C Bond was based on projected enrollments and space needs. Currently enrollment projections have declined, and even though we hope to recover, many of the changes we are making are permanent changes regarding the types of students we will serve. This is also impacting enrollment projections which, in turn, should result in a change to the amount of square footage we will need. He asked if thought has been given to re-evaluation of facilities needs to ensure that we are not overbuilding. In response, Executive Director Allen explained that facilities planners need to project 5-7 years into the future in order to meet the facilities needs at a particular time. Each year the California Community Colleges Chancellor's Office (CCCCO) provides specific enrollment growth projections to be used in calculating capacity-load ratio. In 2010 that number was 2.3% annually over the next 10 years. Using that number, in 2018/19 the lecture and laboratory spaces at Foothill are actually under-built. If enrollment decreases it is possible that we may have too much square footage. However, if enrollment increases we should be pretty much on target for capacity. Executive Director Allen explained that the projects submitted are renovations and do not increase capacity. President Miner said that future enrollment projections fluctuate, and as we approach the future with more of a sense of regionalism, there could be need for greater capacity as we bring in various partners to fill space, whether it is on campus or at the educational center. It has always been difficult for us to respond to the Chancellor's Office system wide projections because of their definitions of laboratory or TV/AV space and their expectation of how that space is utilized. We have had discussions on the library remodel and flexible use of that space knowing that we will have different ways of teaching and learning. We will not be building specialized, dedicated facilities that will constrict our use of space for a certain kind of curriculum. There is a lot being taken into consideration in terms of curriculum and numbers.

Item 21

Authorize Issuance of Purchase Orders for Nextel Cellular Services, Radio Services, Equipment and Repairs

M/S/C: Swenson/Casas Frier
Advisory vote: 2
Board vote: unanimous
Action: **Authorized** the Director of Purchasing Services to award purchase orders to Sprint Solutions, Inc. for Nextel Cellular Services, Radio Services, Equipment and Repair based upon WSCA Contract 1523 in an aggregate amount not to exceed \$130,000.00 per fiscal year for as long as WSCA contract 1523 remains in effect

Item 22

Measure E Consent

M/S/C: Barram/Bechtel
Advisory vote: 2
Board vote: unanimous
Action: **Approved** the Measure E Consent items as follows:

Foothill College –

- A) Enovity, Inc. – Standard Agreement – New ETS/Data Center Building - \$66,300
- B) Trans Tech Consultants – Agreement for Services – Vehicle Fueling Stations - \$42,000

Item 23

Measure C Consent

M/S/C: Casas Frier/Bechtel
Advisory vote: 2
Board vote: unanimous
Action: **Approved** the Measure C Consent items as follows:

De Anza College –

- A) Noll & Tam Architects – Revision #1 to PAA #D007 to Master Agreement – L-Quad - Interior and Exterior Finishes - \$3,827.90

Foothill College –

- B) Calstate Construction – Change Order #5 – PE Lab Space Remodel - \$3,421
- C) Chevron Energy Solutions – Change Order #4 – Photovoltaic Arrays Lots 2/3 - \$10,410
- D) Engineering Economics, Inc. – PAA #F02 – Renovation of Language Arts Classrooms, Buildings 6200, 6300 and 6500 - \$20,000
- E) HMC Architects – HMC PAA #F-HMC-5 – PE Lab Space - \$70,100
- F) Valley Crest Landscape Development – Change Order #4 – Soccer & Softball Complex - \$25,000
- G) WRNS – Revision #3 PAA #F-WRNS-1B – Campus Central Site Improvements – (\$24,560)
- H) WRNS – Revision #3 PAA#F-WRNS-2B – Parking & Circulation - \$95,188
- I) Zolman Construction and Development, Inc. – Change Order #6 – Renovation of Language Arts Classrooms, Buildings 6200, 6300 ad 6500 - \$5,147
- J) Budget Transfer #27

Item 24

Advanced Technology Center (ATC), Noll & Tam PAA 5B

M/S/C: Swenson/Barram
Advisory vote: 2
Board vote: unanimous
Action: **Approved** Prime Contract Change Order #1 for Project #261, Mediated Learning Center, De Anza College

Item 25

Award a Contract Pursuant to Bid Document 1292-252/100F, FHDA Elevator Repair

M/S/C: Swenson/Casas Frier
Advisory vote: 2

Board vote: unanimous
Action: **Authorized** the Director of Purchasing Services to award a contract pursuant to Bid Document 1292-252/100F, FHDA Elevator Repair, in the amount of \$552,900 to Calstate Construction, Inc.

Item 26

Award a Contract Pursuant to Bid Document 1313-226C, L-Quad Interior/Exterior Finishes at De Anza College

M/S/C: Bechtel/McGee
Advisory vote: 2
Board vote: unanimous
Action: **Authorized** the Director of Purchasing Services to award a contract pursuant to Bid Document #1313-226C, L-Quad Interior/Exterior Finishes, in the amount of \$649,000 to Swenson & Associates.

Item 27

Award a Contract Pursuant to Prequalification and Bid Document 1340-256, Campus Center Phase II, De Anza College

M/S/C: Barram/Bechtel
Advisory vote: 2
Board vote: unanimous
Action: **Authorized** the Director of Purchasing Services to award a contract pursuant to Prequalification and Bid Document 1340-256, Campus Center Phase II, in the amount of \$1,532,275 to Valhalla Builders and Developers, Inc.

ADJOURNMENT

President Cheng adjourned the meeting at 8:15 p.m.

Approved 7/11/11



Secretary to the Board of Trustees