



**FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
MINUTES
REGULAR MEETING
June 17, 2013**

Trustees Present:

Betsy Bechtel, President
Joan Barram
Pearl Cheng
Laura Casas
Bruce Swenson
Anita Adams, De Anza College Student Trustee
Alex Baker, Foothill College Student Trustee

REGULAR MEETING

CALL TO ORDER / PUBLIC COMMENT ON CLOSED SESSION ITEMS ONLY

President Bechtel called the regular meeting of the Board of Trustees to order at 4:00 p.m. in the District Board Room and asked if any members of the public wished to comment regarding closed session items. No members of the public were present, and the meeting was adjourned to closed session.

CLOSED SESSION

The Board convened in closed session at 4:00 p.m. in the Chancellor's Office to discuss:

CHANCELLOR'S EVALUATION

Executive Administrators Present:

Linda Thor, Chancellor

CONFERENCE WITH LABOR NEGOTIATOR

District Negotiator: Dorene Novotny

Employee Organizations: All Represented and Unrepresented Groups

Executive Administrators Present:

Kevin McElroy, Vice Chancellor, Business Services
Judy Miner, President, Foothill College
Brian Murphy, President, De Anza College
Dorene Novotny, Vice Chancellor, Human Resources and Equal Opportunity
Linda Thor, Chancellor

CONSIDERATION OF STUDENT EXPULSION

Executive Administrators Present:

Kevin McElroy, Vice Chancellor, Business Services
Judy Miner, President, Foothill College
Brian Murphy, President, De Anza College
Dorene Novotny, Vice Chancellor, Human Resources and Equal Opportunity
Linda Thor, Chancellor

CALL TO ORDER

President Bechtel called the public session of the regular meeting of the Board of Trustees to order at 6:05 p.m. and led those present in the Pledge of Allegiance.

RECOGNITION OF FOOTHILL COLLEGE TRUSTEE SCHOLARSHIP RECIPIENT

President Bechtel invited Trustee Scholarship Committee members Casas and Cheng to speak about Yanitsa Mihaylova, the Foothill College Trustee Scholarship recipient for 2013. Trustee Cheng indicated that Ms. Mihaylova has an excellent academic record, works two part-time jobs, and is active in student government. She noted that after earning a degree at Foothill College, Ms. Mihaylova hopes to transfer to the University of California, Berkeley, to study Business Administration.

REPORTING OUT FROM CLOSED SESSION

President Bechtel announced that in closed session the Board considered whether to take disciplinary action against two Foothill College students. She then polled the Board on whether to expel the two students.

Board vote: Aye (Barram, Bechtel, Casas, Cheng, Swenson)
Action: **Approved** the expulsion of two Foothill College students (20031578/20031586)

APPROVAL OF MINUTES

President Bechtel asked that the minutes of the June 3, 2013, meeting be clarified with the addition of the following sentence to the Call to Order / Public Comment on Closed Session Items Only item: “No member of the public was present to address the Board, and the meeting was adjourned to closed session.”

M/S/C: Swenson/Barram
Advisory vote: 1 (Adams)
Board vote: 5
Absent: 1 (Baker)
Action: **Approved** the minutes of the June 3, 2013, meeting as corrected.

HEARINGS: ITEMS NOT ON THE AGENDA

Staff

De Anza College Academic Senate President Karen Chow announced that this would be her last Board meeting although she will continue to represent the academic senate as the district president for 2013-2014. She introduced incoming De Anza College Academic Senate President Mayra Cruz, an instructor in the Child Development and Education Department.

Foothill College Academic Senate President Dolores Davison provided information about the recent Academic Senate for California Community Colleges Faculty Leadership Institute in Sacramento. She reported that counselor Isaac Escoto will replace biology instructor Carolyn Holcroft as Foothill College Academic Senate Vice President and Curriculum Chair for the new academic year.

Foothill College Classified Senate President Erin Ortiz shared highlights of the California Community Colleges Classified Senate Leadership Institute. She noted that Foothill College was well represented with Library Technician Karen Smith serving as the awards banquet master of ceremonies and Program Coordinator I Maureen

Chenoweth, the statewide organization's President Elect, chairing the conference.

De Anza College President Brian Murphy announced that students singled out speech instructor Donna Stasio as someone who has touched their lives in a Pearson "One Professor" video filmed at the recent Phi Theta Kappa international convention. He also reported that approximately 67 scholarships worth \$135,000 have been awarded to 125 De Anza College students and that a film directed by Jose Antonio Vargas, De Anza College's graduation speaker, will premier June 21, 2013, at the American Film Institute's documentary festival in Washington, D.C.

Foothill College President Judy Miner reported that communication studies instructor Preston Ni and five of his students gave presentations at the recent Stanford Human Rights Education Symposium.

Chancellor Linda Thor announced that she and President Murphy will be interviewed live on 1590 AM KLIV at 7:00 p.m. on June 18, 2013. She noted that the broadcast will be repeated June 23, 2013, at 3:00 p.m. and made available as a podcast on the Silicon Valley Leadership Group's web site.

Board

De Anza College student trustee Anita Adams distributed a brochure for Higher Education for AB540 Students (HEFAS), a new college program that provides support for undocumented students.

Trustee Bruce Swenson spoke about the Disability Support Services/Educational Diagnostic Center Spring Celebration he recently attended. He stated that he was impressed with the event and noted that nearly all the graduates are transferring to four-year schools.

President Betsy Bechtel made positive comments about the Foothill College Business and Social Sciences Division Celebration of Excellence, De Anza College Listening and Speaking Center Spring Celebration, and De Anza College Math Performance Success events she attended. She also shared information regarding Assemblyman Richard Gordon's Higher Education Advisory Council and about a presentation given by California State Board of Education President Michael Kirst at the Palo Alto Rotary Club concerning new Common Core standards being implemented in K-12 schools throughout the state.

APPROVAL OF CONSENT CALENDAR

M/S/C: Swenson/Cheng

Advisory vote: 2

Board vote: 5

Action: **Approved** items 1 - 11 on the Consent Calendar as follows:

Item 1 - **Adopted** new board policy 1100 The Foothill-De Anza Community College District Name

Item 2 - **Ratified** international travel

Item 3 - **Ratified** contracts and agreements

Item 4 - **Adopted** the resolution establishing the 2013-14 Gann appropriation limit at \$228,311,767

Item 5 - **Approved** the Human Resources Report

Item 6 - **Approved** the revised Foothill College Mission Statement

Item 7 - **Approved** the Stanford Primary Care Associate Program contract renewal

Item 8 - **Approved** the independent contractor agreement with Gregory Barattini

Item 9 - **Approved** the 2013-2014 Foothill College facilities rental fees and policies

Item 10 - **Approved** the De Anza facility use policy, fees, process, and procedures

Item 11 - **Approved** facilities rental arrangements with the listed groups outside of the standard Board approved facilities rental schedule

Item 12

Approval of 2013-2014 Tentative Budget

Vice Chancellor of Business Services Kevin McElroy presented a summary of the 2013-2014 Tentative Budget, noting that little had changed since the preliminary overview given at the June 3, 2013, regular Board of Trustees meeting. He advised that the district anticipates an ending balance of \$33 million for 2012-2013 and that approximately \$10.6 million should be available for the 2013-2014 stability fund. Vice Chancellor McElroy recommended that a portion of the stability fund be used to address the anticipated \$3.1 million 2013-2014 structural deficit in order to allow the district time to evaluate enrollment and plan for any additional cuts needed. He indicated that enrollment remains the largest risk factor for 2013-2014, but efforts to restore lost full time equivalent students (FTES) could make a big difference in reducing the structural deficit.

Board President Bechtel thanked Vice Chancellor McElroy for keeping the Board well informed with frequent reports on the state and district budgets.

M/S/C: Casas/Cheng
Advisory vote: 2
Board vote: 5
Action: **Approved** the 2013-2014 Tentative Budget

Item 13

Listing of District Investments as of March 31, 2013

Vice Chancellor McElroy presented the quarterly report of all external investments.

Item 14

Award a contract pursuant to Bid Document 1642, Vertical Transportation Services - \$76,860

M/S/C: Swenson/Barram
Advisory vote: 2
Board vote: 5
Action: **Authorized** Executive Director of Facilities and Operations Charles Allen to enter into a one-year contract with Elevator Service Company of Central California Inc. in the amount of \$76,860 for vertical transportation maintenance services, renewable for up to four (4) one-year terms, all in accordance with Bid Document 1642

Item 15

Measure E Consent

M/S/C: Barram/Cheng

Advisory vote: 2

Board vote: 5

Action: **Ratified** Measure E Consent item as follows:

- A) Cody Anderson Wasney Architects, Inc. - Revision #9 to Standard Agreement - District Office Building Renovation - \$7,950

Item 16

Measure C Consent

M/S/C: Cheng/Casas

Advisory vote: 2

Board vote: 5

Action: **Ratified/Approved** Measure C Consent items as follows:

De Anza College Measure C Consent

- A) Quali-Con Enterprise, Inc - Agreement for Services - Pool Tile and Plaster Replacement Added Work PE6 ADA Shower Upgrade - \$7,000
- B) Sundt Construction - Prime Contract Change Order #3 - ATC - \$22,560

Foothill College Measure C Consent

- C) Cleary Consultants, Inc. - Change Order #2 - Parking & Circulation Phase 2 - \$39,600
- D) SJ Amoroso Construction - Change Order #2 - Modernization of Learning Support Center, Biology, and General Classrooms - \$30,055
- E) Structure Materials Group - Agreement for Services - Parking & Circulation Phase 2 - \$17,290

Items 17

Award a contract pursuant to Bid Document #1644-200F, Pool Tile & Plaster Replacement added work PE-6 ADA Shower Upgrades at De Anza College - \$100,000

In response to President Bechtel's question, Interim Director of Purchasing Gina Bailey explained that since several contractors attended the job walk, the contractor who submitted the bid could not have known that he would be the sole bidder.

M/S/C: Barram/Swenson

Advisory vote: 2

Board vote: 5

Action: **Authorized** Interim Director of Purchasing Services Gina Bailey to award a contract pursuant to Bid Document #1644-200F, Pool Tile & Plaster Replacement added work PE-6 ADA Shower Upgrades at De Anza College in the aggregate amount of \$100,000 to R.C. Benson & Sons, Inc. General Contractors

ADJOURNMENT

President Bechtel adjourned the meeting at 6:47 p.m.

Approved 7/1/13



Chancellor and Secretary to
the Board of Trustees