



**FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
DRAFT MINUTES
REGULAR MEETING
October 3, 2011**

Trustees Present:

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

For Public Session Only:

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

CLOSED SESSION

The Board convened in closed session at 5:35 p.m. in the Chancellor's Office to discuss:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations and Construction Management
Kevin McElroy, Vice Chancellor of Business Services
Brian Murphy, President, De Anza College
Suzanne Pfeiffer, Director of Human Resources
Fred Sherman, Vice Chancellor, Technology
Denise Swett, Associate Vice President, Middlefield Campus & Community Programs, Foothill College
Linda Thor, Chancellor

CALL TO ORDER

President Cheng called the meeting to order at 6:04 p.m. She led those present in the Pledge of Allegiance.

REPORTING OUT FROM CLOSED SESSION

President Cheng reported that in closed session the board discussed and took action to affirm and ratify the suspension of an employee in a supervisor position.

APPROVAL OF MINUTES

M/S/C: **Bechtel/Barram**
Advisory vote: 2
Board vote: 5
Action: **Approved** the minutes of August 29, 2011 and September 12, 2011

CORRESPONDENCE

There was no correspondence to report.

HEARINGS: ITEMS NOT ON THE AGENDA

Public

Terry Terman brought to the Board's attention an article regarding involving students in research at community colleges in a recent publication of AAAS (American Association for the Advancement of Science).

Students

Foothill and De Anza Student William Walker addressed the board on the difficulty of finding a centralized location at each college for on-campus job postings.

Siobhan Rhea Surraco addressed the board regarding the discontinuance of Foothill's Gerontology Program. She stressed the growing need for gerontology education and said she would like to work with the board to reinstate the program.

Staff

Foothill Academic Senate President Dolores Davison announced that political science instructor Meredith Heiser spent three weeks attending the University of Hawaii's Asian Studies professional development program. Instructor Heiser is creating an honors seminar she hopes to present in spring 2012 focusing on Asian studies in political science. She is revamping her international relations program curriculum to include China.

Anthropology instructor Sam Connell was recently recognized in a recent edition of a physical anthropology textbook for his work in forensic anthropology. Dr. Connell has been working for almost 10 years through the Joint POW/MIA Accounting Command's Forensic Science Academy in Hawaii on how to identify remains of service men and women in Southeast Asia as a result of the Korean and Vietnam wars. This week he will be traveling to Southeast Asia with others he has trained to identify some of those remains.

Faculty Association President Rich Hansen announced that he has been involved in the Student Success Task Force which has just posted its recommendations on the website: <http://www.cccco.edu/ChancellorsOffice/TaskForceonStudentSuccess/tabid/1894/Default.aspx>. He encouraged board members and faculty and staff to attend the meetings and provide feedback.

De Anza President Brian Murphy extended an invitation to attend the opening reception of the exhibit, "*Wherever There's A Fight: A History of Civil Liberties in California*". The reception will be held on Thursday, October 6, at the California History Center. The exhibit will be at the California History Center from October 10 through December 2. President Murphy said the traveling exhibition will be shown throughout the state and will prompt conversations about the importance of civil liberties and the history of particular struggles in California. The California Council for the Humanities (CCH) has provided support for the exhibit.

President Murphy said that he will be traveling to New York on November 4 to attend the national launch event for the Democracy Commitment hosted by the New York Times. There are now about 60 signatories representing colleges across the country in support of the project, and the Rapaport Foundation has awarded a \$40,000 grant to the project to be used toward staffing. The League for Innovation, American Association of Community Colleges, and the American Association of Colleges and Universities have officially endorsed the program.

Lastly, President Murphy announced the De Anza has been awarded a five-year, \$2,000,000 AANAPISI (Asian American and Native American Pacific Islander Serving Institutions) grant. The grant focuses on Asian American and Native American Pacific Islander students who are often "lost in the shuffle" and supports a wide variety of programs that integrate across racial and ethnic lines. The \$2 million grant is the second major grant from AANAPISI; the first grant was for a 2-year pilot program. President Murphy recognized Associate Vice President of Instruction Rowena Tomaneng; Intercultural/International Studies instructor Mae Lee; and Political Science instructor Jim Nguyen for their work on the grant. President Murphy acknowledged the faculty who have worked on the project over the past years. English instructor Karen Chow was acknowledged for her work as a lead faculty member on the project.

Chancellor Linda Thor thanked President Cheng, Trustee Bruce Swenson, and Student Trustee Emily Kinner for attending district opening day and reported that she received excellent feedback on the presentations. Chancellor Thor, Vice Chancellors Kevin McElroy, Dorene Novotny, and Fred Sherman, and Executive Director Charles Allen, were able to attend the campuses' opening days and noted that both were very well done and found faculty and staff to be energetic and upbeat.

Chancellor Thor reported that enrollment figures as of today indicate that De Anza's enrollment is up by 1% and Foothill's enrollment is even with last year. The goal this year is to meet last year's enrollment figure.

Chancellor Thor brought to the board's attention the 25th edition of the League for Innovation's student art competition. Each year the League conducts a competition in the literary and art areas. For over 20 years, De Anza art instructor Bill Geisinger has been conducting the competition at Foothill-De Anza for art pieces to be submitted to the overall League competition.

She concluded her report with the announcement that planning has begun for the Spring 2013 League Board meeting on April 30 – May 3, 2013 which will be hosted by Foothill-De Anza.

Board

Foothill Student Trustee Stephanie McGee reported on Welcome Week activities at Foothill. Student government tables were located at strategic points on campus and were manned by students who were able to give directions and answer questions. Planners and calendars were also given out. College Hour is held every Wednesday at noon and is open to faculty and staff as well as students. Student government hosts a lunch and activity. This Wednesday the students will be focusing on political awareness and registering voters.

Student Trustee McGee said that the seven-member student government board will be attending a leadership retreat on October 11.

De Anza Student Trustee Emily Kinner reported that the Student Success Task Force recommendations were discussed at the CCCT Trustee Board meeting on September 16 that she attended. Student Trustee Kinner and other student trustees in the area also attended the meeting in support of Francisco Hinojosa who was elected the statewide student trustee on the CCCT board.

Other activities over the month include:

- working with President Murphy on De Anza's Democracy Commitment project conference
- attended district opening day
- attended the last day of the 2020 Commission on the Future conference

Upcoming De Anza student events include:

- 11/4 – in-depth discussions on projects for the Democracy Commitment
- 10/13 – Club Day
- 10/16 – Student Trustee Kinner has been invited to host, moderate, and present a workshop on Social Justice at UC Berkeley through Sustainability practices based on successes at De Anza

Lastly, Student Trustee Kinner reported that:

- all the bikes in the bike rental program have been rented
- student government is developing themes for each quarter
- she has been invited to be the liaison for the Student Senate for California Community Colleges Strategic Planning conference that will focus on working toward improved student advocacy in the future
- about 3,500 EcoPasses have been ordered

Trustee Laura Casas Frier said she attended the Dr. Martin Luther King, Jr. Association scholarship lunch where Foothill student Rachel Reese and De Anza student Yasmin Rios received scholarships from the association.

Trustee Casas Frier reported that she attended the CCCT board meeting mentioned by Student Trustee Kinner. AB 684 (Block), Community College Districts, was discussed at the meeting. Trustee Casas Frier said that the district

must show that it meets the requirements of the California Voting Rights Act. She requested that this item be placed on the November 7 board agenda.

APPROVAL OF CONSENT CALENDAR

M/S/C: Swenson/Bechtel
Advisory vote: 2
Board vote: 5
Action: **Approved** Items 1 - 4 on the Consent Calendar as follows:

Item 1 – **Approved/Ratified** Contracts and Agreements

Item 2 – **Approved/Ratified** Enterprise Warrants and Wire Transfers Greater than \$5,000 for April, May and June, 2011

Item 3 – **Approved** Human Resources Report

Item 4 – **Approved** International Travel for Foothill anthropology instructor Kathryn Maurer

Executive Director of Facilities, Operations, and Construction Management Charles Allen addressed items 5 and 13 simultaneously.

Item 5

Approval to Award a Standard Form of Agreement for Measure E Bond Project #284 – De Anza Parking Structure Restoration; Design Services

Multiple responses to the Requests for Proposals for the Stelling Parking Structure Restoration and Flint Parking Structure Restoration projects were received. The selection committee conducted a thorough review and evaluation of each responder's qualifications and experience and concluded that Simpson Gumpertz & Heger best meets the district's needs for conceptual design and design work, and repair work of both projects.

After identifying the work that needs to be done on the Flint structure, the Stelling structure was evaluated and preventive maintenance work was identified that would save the district money in the future.

The board is asked to approve a contract for the scoping study, estimating, and feasibility study on how to best proceed with the work on the Stelling parking structure.

M/S/C: Bechtel/Swenson
Advisory vote: 2
Board vote: 5
Action: **Approved** the standard agreement with Simpson Gumpertz & Heger for design services of the De Anza College Stelling parking structure restoration in an amount not to exceed \$27,944

Item 13

Approval to Award a Standard Form of Agreement for Measure C Bond Project #239 – De Anza Flint Parking Structure Restoration Design Services

The board is asked to approve a contract for the scoping study, identification of work to be done, and feasibility study on how to best proceed with work on the Flint parking structure while the garage remains operative.

M/S/C: Casas Frier/Barram
Advisory vote: 2
Board vote: 5

Action: **Approved** the standard agreement with Simpson Gumpertz & Heger for design services of the De Anza College Flint parking structure restoration in an amount not to exceed \$51,250

Item 6
Measure C Consent

M/S/C: **Casas Frier/Barram**

Advisory vote: 2

Board vote: 5

Action: **Approved** items A-N on the Measure C Consent Calendar as follows:

De Anza College -

- A) Allana Buick & Bers, Inc. – Revision #4 to Project Authorization Amendment #D06 to Master Agreement – Repair Tile roofs – Phase III – E2-E3 & Administration Building - \$2,300
- B) Cleary Consultants, Inc. – Revision #1 to Agreement for Services – Lots A & B and Kirsch PVS - \$11,500
- C) Cleary Consultants, Inc. – Revision #1 to Agreement – Stadium and Track - \$27,775
- D) Noll & Tam Architect's – Project Authorization Amendment #3B to Agreement - \$89,693
- E) Sandis – Revision #2 to Project Authorization Amendment #D02 to Master Agreement - \$22,000 Time & Materials, Not to Exceed
- F) Swenson Associates, Inc. – Change Order #1 – Interior and Exterior Finishes – L-Quad - \$1,862

Foothill College -

- G) B Brothers Construction, Inc. – Change Order #1 – Building 3500 (Library) Glu-Lam Beam and Gutter Repair - \$19,455
- H) Calstate Construction – Change Order #6 – PE Lab Space Remodel - \$5,156
- I) HMC Architects – Revision #1 to Project Authorization Amendment #F-HMC-4 – Modernization of Learning Support Center and General Classrooms - \$333,000
- J) Hometown Construction, Inc. – Change Order #3 – Krause Center for Innovation – HVAC Upgrades – (\$28,186)
- K) Qualicon Enterprises, Inc. – Inspector of Record Services – New Press Box - \$52,250
- L) Ralph Larsen & Son, Inc. – Change Order #1 – Smithwick Theater - \$12,888
- M) Taber Construction – Change Order #4 – Utilities Infrastructure Upgrades Phase I - \$637
- N) WRNS Studio, LLP – Revision #5 to Project Authorization Amendment #F-WRNS-1B – Central Campus Site Improvements - \$6,600

Item 7

Approval to Award a Contract Pursuant to Bid Document #1289-113, New Press Box – Foothill College

Director of Purchasing and Material Services Carmen Redmond explained that the Foothill College press box and support system do not meet current building codes. It is also necessary to move them because of their proximity to the Monta Vista fault.

The \$887,000 bid submitted by Hoi's Construction, Inc. is within the project estimate of \$950,000.

M/S/C: **Barram/Bechtel**

Advisory vote: 2

Board vote: 5

Action: **Authorized** the Director of Purchasing Services to award a contract pursuant to Bid Document #1289-113, New Press Box for Foothill College, to Hoi's Construction in an amount not to exceed \$887,000

Item 8

Approval of 18-Month Extension of the Existing 3-Year Contract for Equipment and Services Pursuant to Bid 1167 for Measure C Multimedia Classrooms, Multimedia Display Areas, and Sound Systems

Student Trustee Kinner thanked the staff for the multimedia classrooms, adding that students have come to expect state-of-the-art technology in the rooms.

M/S/C: **Kinner/McGee**

Advisory vote: 2

Board vote: 5

Action: **Authorized** the Director of Purchasing Services to sign an eighteen-month extension of the existing three-year contract for equipment and services pursuant to bid #1167 for Measure C multimedia classrooms, multimedia display areas, and sound systems in an amount not to exceed \$3,000,000

Item 9

Approval of Educational Center Memorandum of Agreement with The City of Sunnyvale

Executive Director Allen said the Memorandum of Agreement between the City of Sunnyvale and the District identifies the terms and conditions for the Local Redevelopment Authority (LRA) to include the Educational Center as part of the reuse plan for the Onizuka Air Force Station. Once the LRA approves the reuse plan, the district will submit a public conveyance application to the Department of Education for approval of a public benefit conveyance of that property. A key step in the process is conducting a California Environmental Quality Act (CEQA) environmental review of the potential impact of using the site as an educational center. Filing the application with the Department of Education and completing the environmental review should be done prior to taking title to the property.

President Cheng said that she, along with Trustee Barram and some district administrators, will be attending the Sunnyvale City Council and Local Redevelopment Authority meetings the following night.

Executive Director Allen said the item is being presented as an information item because the city wishes to conduct an additional review of the adequacy of the federal environmental impact review under the National Environmental Policy Act (NEPA). The city's current reuse plan was approved by the air force, but the city wants to conduct another environmental impact study prior to approving a reuse plan that includes the educational center.

Trustee Barram said she appreciated the visit by the Mayor and Vice Mayor to the board meeting on August 8, 2011, and attending the City Council and LRA meetings would not only show mutual respect, but also would support the district's willingness to work cooperatively on this project.

Executive Director Allen assured the trustees that the Memorandum of Agreement had been reviewed by the district's legal counsel and does not include restrictions in ways that the district would not wish to be restricted.

Trustee Casas Frier cautioned that, in the current financial atmosphere, marketing the educational center must be done very carefully to insure the community understands that only voter-approved bond money is being spent on the center. Chancellor Thor agreed and stressed the need to remind the community that the new educational center will replace the Middlefield campus and will serve approximately the same number of students. Trustee Bechtel said that Foothill will continue to offer classes at Middlefield campus until the new educational center opens in 2015, so there is ample time to market the new site.

M/S/C: **Casas Frier/Barram**

Advisory vote: 2

Board vote: 5

Action: **Approved** the Memorandum of Agreement between the City of Sunnyvale and the District identifying the terms and conditions for the Local Redevelopment Authority (LRA) to include the Educational Center as part of the Reuse Plan for the Onizuka Air Force Station

Item 10

Public Benefit Conveyance Application

Executive Director Allen explained that once the reuse plan is approved by the Local Redevelopment Authority (LRA), the district will file its public benefit conveyance application with the Department of Education. Chancellor Thor explained that the district must use the site as an educational center for thirty years before it holds title to the property free and clear.

A final application will be presented for board approval when the reuse plan is approved by the LRA in November.

Item 11

Environmental Consulting Services Firm Selection

Executive Director Allen said that a Request for Qualifications (RFQ) was issued seeking environmental consulting services. Responses were received from four firms:

- Denie Duffy & Associates, Inc.
- Placemakers
- RBF Consulting
- URS Corporation

The selection committee reviewed the qualifications of each firm and is requesting board approval that all four respondents be included in an Environmental Consulting Services Pool. The board is also asked to authorize Executive Director Allen to enter into negotiations with RBF Consulting for services related to the Onizuka Air Force Station CEQA review. The firm has extensive experience working with the City of Sunnyvale and performed the environmental review of the Moffett Park business plan.

M/S/C: **Barram/McGee**

Advisory vote: 2

Board vote: 5

Action: **Approved** the list of four firms to be included in an Environmental Consulting Services Pool, and **authorized** the Executive Director of Facilities, Operations, and Construction Management to enter into negotiations with RBF Consulting for services related to the proposed Educational Center at Onizuka Air Force Station

Item 12

Measure C Project List Revision with DA Budget Transfer #30 and FH Budget Transfer #29

M/S/C: **Bechtel/Kinner**

Advisory vote: 2

Board vote: 4

Action: **Approved** the Measure C project list revision with De Anza budget transfer #30 and Foothill budget transfer #29

ADJOURNMENT

President Cheng adjourned the meeting at 7:10 p.m.