



GROSSMONT-CUYAMACA
COMMUNITY COLLEGE DISTRICT

**GOVERNING BOARD
MINUTES OF THE REGULAR MEETING
Tuesday, September 18, 2007**

The regular meeting of the Governing Board of the Grossmont-Cuyamaca Community College District was held on Tuesday, September 18, 2007, at 5:30 p.m., in the Heritage of the Americas Museum at Cuyamaca College, 900 Rancho San Diego Parkway, El Cajon, California.

Members Present: Trustees Alexander, Barr, Caruthers, Garrett, and Weeks; and Student Trustees Bernier-Sudano and Causton

Members Absent: None

Others Present: Chancellor Suarez, Vice President Instruction Chiriboga and President Cooke, Vice Chancellor Lastimado, Interim Vice Chancellor Rearic, district and college administrators, members of the staff, students, press, and interested citizens.

Call to Order

Board President Alexander called the meeting to order at 5:34 p.m.

Adjourn to Closed Session

Upon receiving no requests for public comment or presentation, Board President Alexander adjourned the open session at 5:34 p.m., and the Board met in closed session until 6:27 p.m., in the Museum Library, pursuant to Government Code Section 54957 to confer with legal counsel concerning one case of potential litigation; and Government Code Section 54957.6 to confer with the District Chief Negotiator regarding United Faculty, California School Employees Association (CSEA), Administrators' Association, and Confidential Staff matters.

Reconvene in Open Session

Board President Alexander reconvened the open session at 6:34 p.m.

Announcement of Closed Session Action(s)

Board President Alexander announced there were no closed session actions to report.

Public Presentations

United Faculty President Zoe Close distributed *United Faculty Public Notice of Bargaining Proposal* and announced the union's intent to negotiate faculty salaries for 2007-2008.

Concerned citizen Rick Walker commented on the Board agenda and the 4-minute time limit for public speakers.

Rick Walker—Waiver of Attorney/Client Privilege; Release of Jack Sleeth Legal Opinion. Walker commented on the differing opinions of the State Attorney General and District counsel Jack Sleeth concerning student trustee employment within the District. Jack Sleeth provided an overview of the law concerning the weight and non-binding effect of Attorney General opinions. There was discussion among all trustees concerning various aspects of the opinions, including the Associated Students by-laws, whether the provisions of the law apply to the student work-study programs, and forming a work study group, which would include Trustees Garrett and Barr, Student Trustee Causton, and Associate Vice Chancellor Intergovernmental Relations, Economic Development & Public Information Quittner to assess interest for legislation on the issue. Sleeth stated he would provide additional information to the Board on student work-study programs.

Call to order

Closed session

Open session

**Closed session
announcements**

Public Presentations

Rick Walker—Waiver of
Attorney/Client
Privilege; Release of
Jack Sleeth Legal
Opinion

Rick Walker—District Response to Request for Public Information dated May 24, 2007. Walker questioned the District's timing in responding to California Public Records Act requests, and commented on records provided by the District. There was discussion among Trustees Barr, Alexander, Student Trustee Sudano, Chancellor Suarez, and Jack Sleeth concerning the District's process for public record requests and response time. Trustee Caruthers requested an overview with research on the California Public Record Act to define a protocol to be used as policy in processing requests.

Approval of Minutes

On motion of Members Weeks/Garrett, with a vote of 5-0, the Board unanimously approved the August 21, 2007, regular, meeting minutes, as revised.

On motion of Members Barr/Weeks with a vote of 5-0, the Board unanimously approved as presented the September 11, 2007, special, meeting minutes.

Changes to Docket of Business

Chancellor Suarez announced the following changes to the Docket of Business:

August 21, 2007, regular, meeting minutes, revised and distributed.

Item 201—Board Policy Updates revised and distributed.

Reports of the Governing Board

Trustee Barr expressed appreciation for a report on compensation increases over the last three years. He requested a report to the Board at the next meeting on the findings of the College Counseling Department surveys.

Trustee Weeks expressed sincere thanks to everyone for the gains in enrollment.

Trustee Garrett thanked the Board, Administrators, College Presidents, and Interim Vice Chancellor Business Services Rearic for the Adoption Budget Workshop and discussion. He stated he obtained information that he is legally allowed to contribute his 5% increase in Board compensation to a scholarship program.

Trustee Caruthers stated he would like to see the counseling survey performed in other departments. Concerning his request at the August Board meeting, he received information from Chancellor Suarez that when a trustee is absent from a Board meeting, the deducted salary amount cannot be placed in a scholarship program.

Student Trustee Bernier-Sudano expressed interest in discussions concerning textbook expense and praised the first issue of the Grossmont College student newspaper.

Student Trustee Causton reported on student activities and events and attended the Grossmont College Foundation BBQ and Padres Baseball.

Report of the Board President

Board President Alexander attended the Grossmont College Foundation BBQ and Padres Baseball. He stated he was appointed to the Community College League of California (CCLC) Advisory Committee on Legislation.

Report of the Chancellor

Vice President Instruction Cristina Chiriboga along with Cuyamaca College Academic Senate President Jan Ford introduced and welcomed four new full-time faculty: Christopher O'Byrne, Marie Ramos, Cyrus Saghafi, and Glenn Thurman.

The Presidents' Reports were received and distributed.

Chancellor Suarez called upon Vice President Instruction Chiriboga, present for President Perri and President Cooke who presented items of interest from their respective colleges.

Director Risk Management Bob Eygenhuysen reported that as a result of a recent change in insurance companies, a best practices audit on loss prevention of District buildings was being conducted.

Rick Walker—District Response to Request for Public Information dated May 24, 2007

Minutes

08/21/07 revised reg mtg minutes approved

09/11/07 spc mtg minutes approved

Changes to Docket

Revisions to 8/21/07 reg mtg minutes and Item 201

Reports of the Board

Barr

Weeks

Garrett

Caruthers

Sudano

Causton

Alexander

Report of Chancellor

New CC faculty introductions

Presidents' Reports

Eygenhuysen

Interim Vice Chancellor Business Services Rearic reported the instructional equipment and library grant will be less than last year, and that she will provide an analysis next month on the grant and categoricals.

Rearic

Associate Vice Chancellor Intergovernmental Relations, Economic Development, and Public Information Quittner provided a legislative update on tuition sensitivity and textbook bills. She reported the *L.A. Times* conducted interviews at both colleges. She reported she will be working with Community College League of California (CCLC) to develop a board policy concerning California Public Record Act requests.

Quittner

The Chancellor announced the Calendar of Events had been distributed.

Calendar of events
Adopt Consent Cal

Adoption of Consent Calendar

On the motion of Members Weeks/Garrett, with a unanimous vote of 5-0, the Board approved the Consent Calendar, which included:

Operations

Operations

Board Policy Update—Accepted revisions to board policy BP 6600 Capital Construction, and approved new board policy BP 5070 Attendance Accounting, as recommended by the Chancellor. See Exhibit 201, which is made a part of these minutes.

Board Policy Update,
approved as revised

Resolution 08-008—Trustee Absence—Adopted Resolution 08-008—Trustee Absence, which excused the absence of Student Trustee Audrey Causton from the September 11, 2007, Governing Board, special, meeting, due to a hardship deemed acceptable by the Board, and compensates her pursuant to Education Code Section 72024. See Exhibit 202, which is made a part of these minutes.

Resolution 08-008—
Trustee Absence

Budget and Finance

Budget & Finance

2006-2007 Final Budget Status—Accepted a final status report on the 2006-2007 budget, and ratified the budget transfers authorized by the Chancellor. See Exhibit 301, which is made a part of these minutes.

2006-2007 Final Budget
Status

Budget Revisions—Accepted revenues, new grants, and revisions to the working budget, and granted authority to the Chancellor to budget these funds. No actions were reported. See Exhibit 302, which is made a part of these minutes.

Budget Revisions,
approved

Purchase Orders and Warrants—Ratified the action of the Chancellor in approving purchase orders and warrants issued during the month of August 2007, and granted authority to execute appropriate documents. See Exhibit 303, which is made a part of these minutes.

Purchase Orders
August 2007

Donations—Granted authority to the Chancellor to accept, budget, and spend, as appropriate, donations to the Grossmont-Cuyamaca Community College District. See Exhibit 305, which is made a part of these minutes.

Donations

Supplies, Equipment, and Services

Supplies, Equip. & Svc

Bid B08.004—Cuyamaca College Purchase of Musical Instruments; Reject All Bids and Re-Bid With Revised Specifications—Granted authority to the Chancellor to: a) Reject all bids received under Bid B08.004—Cuyamaca College Purchase of Musical Instruments; and b) Re-bid with revised specifications. See Exhibit 351, which is made a part of these minutes.

Bid B08.004—CC
Purchase of Musical
Instruments; Reject All
Bids and Re-Bid With
Revised Specifications

Bid B08.005—Cuyamaca College Purchase and Installation of Spectrometer; Ratification of Award—Ratified the action of the Chancellor in awarding Bid B08.005—Cuyamaca College Purchase and Installation of Spectrometer, to Anasazi Instruments, Inc., the lowest responsive bidder meeting all terms, conditions, and specifications. See Exhibit 352, which is made a part of these minutes.

Bid B08.005—CC
Purchase and
Installation of
Spectrometer;
Ratification of Award

Public Works Projects

Bid B08.010—Grossmont College Bookstore Roofing Project; Permission to Award—Granted authority to the Chancellor to: a) Award Bid B08.010—Grossmont College Bookstore Roofing Project, to the lowest responsive bidder meeting terms, conditions, and specifications; and b) Execute appropriate contract documents prior to ratification by the Governing Board at the next meeting following the bid opening. See Exhibit 401, which is made a part of these minutes.

Bid C7712—Cuyamaca College Main Water Valves Replacement; Notice of Completion and Release of Retention—Granted authority to the Chancellor to: a) File a Notice of Completion for Contract C7712—Cuyamaca College Main Water Valves Replacement, with Filmex, Inc., dba Metropolitan Construction; and b) Release retention as allowed in the contract documents. See Exhibit 402, which is made a part of these minutes.

Bid C7294—Grossmont College 400 Modulares Site Improvements; Reduce Retention to 5%—Granted authority to the Chancellor to reduce retention to 5% for Bid C7294—Grossmont College 400 Modulares Site Improvements, with Fordyce Construction, Inc. See Exhibit 403, which is made a part of these minutes.

Bids C6815, C6818, C6819, C6820, C6822, C6823, C6824, C6825, C6826, C6827, C6828—Cuyamaca College Student Center Building; Reduce Retention to 5%—Granted authority to the Chancellor to reduce retention to 5% for Bids: C6815—Doors, Frames and Hardware, with Johnson, Barnes, and Finch, Inc.; C6818—Metal Studs, Drywall, Plaster, Fire Proofing, with Advanced Partitions, dba Advanced Systems; C6819—Millwork/Casework, with Spooner's Woodwork, Inc.; C6820—Bituminous Concrete Paving, with Frank and Son Paving, Inc.; C6822—Landscaping/Irrigation, with Western Rim Constructors, Inc.; C6823—Tile, with Tae San International, Inc., dba KJ Carpet Wholesale; C6824—Acoustical Ceiling, with Brady Company/San Diego, Inc.; C6825—Floor Covering, with Tae San International, Inc., dba KJ Carpet Wholesale; C6826—Painting, with Arena Painting Contractors; C6827—Miscellaneous Equipment, with AMFAB, Inc.; and C6828—Miscellaneous Specialties, with Inland Building Companies, a Division of Inland Acoustics, Inc. See Exhibit 404, which is made a part of these minutes.

Personnel

Personnel Actions—Ratified the action of the Chancellor in approving classified and academic personnel actions during the period of August 21, 2007, through September 17, 2007. See Exhibit 501, which is made a part of these minutes.

Short-Term Hourly Assignments—Approved short-term temporary, non-academic assignments, and certified ending dates, as recommended by the Chancellor. See Exhibit 502, which is made a part of these minutes.

Information

The Board accepted the following reports for information:

Status Report—Board Assignments. See Exhibit 651, which is made a part of these minutes.

Items Pulled from Consent Calendar for Discussion

Ratification of Signatures on Agreements *pulled for public comment* by Rick Walker who was called out-of-order by President Alexander for comments unrelated to the item. Walker expressed opposition to approval of Item 304 Attachment A1 I.A.1. Stutz, Artiano, Shinoff & Holtz law firm. Trustee Caruthers inquired as to the \$40,000 fiscal impact for the law firm, which was responded to by Interim Vice Chancellor Rearic. Trustee Garrett suggested that discussions concerning the law firm are appropriate for closed session discussion. On motion of Members Garrett/Barr, with a unanimous vote of 5-0, the Board voted to approve Item 304, excluding approval of Attachment A1 I.A.1. Stutz, Artiano, Shinoff & Holtz, which was tabled for consideration (and discussion in closed session) until the October meeting. See Exhibit 304, which is made a part of these minutes.

Public Works Projects

Bid B08.010—GC Bookstore Roofing Project; Permission to Award

Bid C7712—CC Main Water Valves Replacement; Notice of Completion and Release of Retention

Bid C7294—GC 400 Modulares Site Improvements; Reduce Retention to 5%

Bids C6815, C6818, C6819, C6820, C6822, C6823, C6824, C6825, C6826, C6827, C6828—CC Student Center Building; Reduce Retention to 5%

Personnel

Personnel Actions

Short-Term Hourly Assignments

Information

Board Assignments

Items pulled

Ratification of Signatures on Agreements, approved excluding Attachment A1 I.A.1 Stutz, Artiano, Shinoff & Holtz

2007-2008 Adoption Budget *pulled by Trustee Alexander* who commended and thanked everyone who was involved in drafting the Adoption Budget, and was pleased the District is hiring more full-time faculty. On motion of Members Barr/Caruthers with a unanimous vote of 5-0, the Board approved Item 306. See Exhibit 306, which is made a part of these minutes.

Ratification of 2006-2007 Agreement for California School Employees Association Chapter 707 *pulled by Trustee Caruthers* who extended congratulations to both sides on the agreement and thanked all those involved in the negotiating. On motion of Members Caruthers/Garrett, with a unanimous vote of 5-0, the Board approved Item 503. Student Trustee Sudano cast an advisory vote in favor. See Exhibit 503, which is made a part of these minutes.

Staff Communication

Vice President Classified Senate, Cuyamaca College, Shari Ball, United Faculty President Zoe Close, and California School Employees Association, Chapter 707, representative Anita Martinez, presented staff reports.

Adjournment

Board President Alexander adjourned the meeting at 8:05 p.m.

2007-2008 Adoption Budget, approved

Ratification of 2006-2007 Agreement for California School Employees Association Chapter 707, approved.

Staff Communication

Adjournment

Respectfully submitted,

Approved by the Governing Board October 16, 2007

Omero Suarez, Ph.D.
Chancellor and
Secretary to the Governing Board

Rick Alexander
Board President

Jennifer Danks
Recording Secretary