



ADOPTED MINUTES

FOR THE REGULAR MEETING OF THE IMPERIAL COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES

Wednesday, January 16, 2008

CALL TO ORDER/ROLL CALL

On Wednesday, January 16, 2008, at 4:07 p.m., Board President Rebecca Ramirez called the regular meeting of the Imperial Community College District Board of Trustees to order in the Administration Building Board Room.

BOARD MEMBERS PRESENT:

Carlos R. Acuña
Norma Sierra Galindo
Jerry D. Hart
Romualdo Medina
Rebecca L. Ramirez
Rudy Cardenas, Jr.
Louis Wong

BOARD MEMBERS ABSENT:

None.

REPRESENTATIVES PRESENT:

Dr. Bruce Seivertson, Academic Senate
David Lopez, Student Representative
Suzanne Gretz, CTA Representative
John Abarca, CSEA Representative

CONSULTANTS PRESENT:

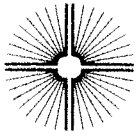
Gary Rodgers, Interim Superintendent/President
Dr. Victor Jaime, Vice President for Student Services
Kathy Berry, Vice President for Academic Services
John Lau, Vice President for Business Services
Travis Gregory, Associate Dean of Human Resources
Frank Oswald, Counsel

PLEDGE OF ALLEGIANCE

Clerk of the Board Acuña led the Pledge of Allegiance to the Flag.

PUBLIC COMMENT

CSEA Chapter 472 President John Abarca read the following statement, "Good Afternoon Everyone, it's me again, John Abarca, CSEA Chapter 472 President. I am here on behalf of my chapter members to speak in regards to a recent last and final offer that was presented to us by the district. After receiving the offer, the CSEA Executive Board called a special meeting. At this meeting, we discussed the offer and CSEA members made it very clear that we they are willing to stand together in Solidarity and work together for a fair contract. We have submitted an updated counter proposal that we feel is more than reasonable. As you may all know, the next step is impasse and it is something we should try to avoid. A 7% raise for classified equates to approximately 1.2% of our current reserves of 18%. Please do not allow your negotiators to lose control of negotiations and direct them to do the right thing. Thank you."



Date: December 1, 2007
To: California Community College Trustees
California Community College Chancellors/Superintendents
From: Scott Lay
Subject: CCCT Board Election - 2008

The California Community College Trustees (CCCT) board serves a major role within the Community College League of California. Meeting five times a year, the twenty-one member board provides leadership and direction to ensure a strong voice for locally elected governing board members.

From January 1 through February 15, nominations for membership on the CCCT board will be accepted in the League office. Nominations are to be made by a member district board of trustees; and each district may nominate only members of its board.

Each nominee must be a local community college district trustee, other than the student trustee, and must have consented to be nominated. Only one trustee per district may serve on the board.

An official Biographical Sketch Form and Statement of Candidacy **must** accompany the Nominating Ballot mailed to the League office, and please use only these forms. Nomination materials should be sent by certified mail – return receipt requested. Faxed materials will **not** be accepted due to the quality of transmission.

The election of members of the CCCT board will take place between March 10 and April 25. Each member district board of trustees will have one vote for each vacancy on the CCCT board. Ten persons will be elected to the board this year. Nine incumbents are eligible to run for re-election. Per CCCT Governing Policy II. A. 5, Rebecca Garcia will remain on the board for one additional year in order to serve as Immediate Past-president. This will not impact the election and the two-year CCCT board seat she has termed out of will be filled during this election cycle.

Election results will be announced at the CCCT annual conference. The newly elected members of the board will assume their responsibilities at the conclusion of the annual conference, May 4.

If you have any questions about the CCCT board election process, please call the League office.

Attachments: (mailed only to CCC Chancellors/Superintendents)

- Official Nominating Form
- Official Biographical Sketch Form
- Official Statement of Candidacy
- CCCT Board Terms of Office
- CCCT Board Roster

January 4, 2008

To: Gary R. Rodgers
Interim Superintendent/President

Re: Leave of Absence Request

Dear Mr. Rodgers,

I am respectfully requesting a leave of absence with health and welfare benefits per CTA Contract 2007-2010 (Article 6.10) to begin on February 11, 2008 and to extend until the end of the summer session 2008. I am requesting an unpaid leave of absence due to an extreme family medical emergency that requires me to travel to Oregon for an extended length of time. I hope to resolve the medical issues and return to my regular duties no later than July 31, 2008.

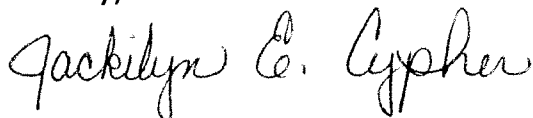
The didactic and skill lab portions of the paramedic program will be finished on February 5, 2008. During the Spring and Summer 2008 sessions, the paramedic students are in the hospital clinical areas and on the ambulances with assigned preceptors. My duties during this time do not include lecture or "classroom" time.

I will leave the paramedic students with completed hospital clinical and ambulance field schedules with assigned preceptors for both portions.

Due to my position and responsibilities as Emergency Medical Services Coordinator and Paramedic Program Director, I may be available to the college for limited administrative duties to the Paramedic Program via e-mail and phone.

Thank you for time and consideration. Please contact me for further information or explanations as needed.

Sincerely,



Jackilyn E. Cypher, RN, MSN
Emergency Medical Services Training

cc: Kathy Berry, Vice President For Academic Services
Diedre Pollock-Blevins, Interim Associate Dean of Nursing Education & Allied Health Technologies
Travis Gregory, Associate Dean of Human Resources

Technology Center Technician and CSEA member Larry Valenzuela spoke and read the following statement, "Good afternoon Board of Trustees, Administrators, Faculty and Staff, my name is Larry Valenzuela, I'm a classified employee, in which I work as a Technology Center Technician for the Technology Training Center for Imperial Valley College. In the past several months, you have received e-mails from CSEA members expressing their concerns, frustration and disappointment over the inequality and unfairness that we are receiving in our district negotiations. You have heard from our union president and other CSEA members asking for equitable benefits and fair raises. Currently, we are displeased with what is being offered to us in the negotiation table. Not too long ago, faculty, administrators, confidentials and managers have all received a 7 % COLA since July 1, 2007. Historically, the board has always afforded and supported us with the same percentage of salary increases to all groups. Why are you not supporting us? Currently, the district has the money to pay for our 7% salary increases that we rightfully deserve. In the past, classified employees have supported the successful passage of the bond measure, coordinated current campus projects, have done outreaches for IVC and have made other contributions that have gone unnoticed by our district negotiators. Our representation in committees, assisted in on and off campus projects and our full time and part time classified employees have worked diligently in going the extra mile to provide a service to students on campus and the extended campuses. Classified employees have demonstrated their commitment and dedication in their respective work areas. Doesn't this mean something to our district negotiators? Why are the district negotiators not negotiating in good faith with our CSEA union negotiators? Why are we being segregated in our district negotiations? Our CSEA membership is outraged over the lack of respect, and consideration that we are not getting a fair share of benefits that we rightfully deserve. Ladies and gentlemen, take a look at that picture [pointed to IVC campus map], we, the constituents, along with our colleagues CTA, CSEA and the public, have worked together to build the vision of this community college of what it is today. I ask our Board members, our future president and district negotiators to support us and negotiate with CSEA in good faith. I ask you to empathize with what we are going through. Classified employees are real people; they work hard at their jobs and have families to support. So for everyday that goes by, our Chapter 472 union is going to stay the course, until justice is served. Just remember one thing...Never underestimate the heart of a CSEA employee...Never. Thank you."

CLOSED SESSION

M/S/C Hart/Acuña to go into CLOSED SESSION at 4:14 p.m.

1. PUBLIC EMPLOYMENT
Title: Superintendent/President

OPEN SESSION

M/S/C Hart/Wong to go into OPEN SESSION at 5:54 p.m.

Board President Ramirez reconvened the meeting and announced the final action:

The Board has given instruction to conduct site visits before making their final decision.

WRITTEN COMMUNICATIONS

Board President Ramirez announced that the Board received two written communications.

INFORMATION REPORTS

Employee of the Month (December)

VP for Academic Services Kathy Berry spoke and stated it was her pleasure to introduce John Abarca as the December Employee of the Month. She stated that John has been the CSEA president for six year, and is the current chair of the College Council. She read a nomination that read, "John has been a great employee at the reprographics office and is a great leader of classified staff. John demonstrates great customer service and serves on several committees."

Board President Ramirez congratulated him and presented him with a cactus plant in lieu of a certificate noting that John himself would have had to do his own certificate.

Board Member Reports

Trustee Hart reported the following:

- He was unable to attend the SDICCCA meeting on Monday, January 14th due to presidential interviews.
- There will be a rally on Proposition 92 and hopes he can receive support from all the constituencies in every way to ensure the proposition is passed.

Associated Student Government Update

ASG President David Lopez reported the following:

- He stated that he and other ASG members would attend a press conference for Proposition 92 at Mira Costa College. He stated that the contribution check from Region X will be presented at that time. He reported the highest contributions from Region X came from the ASG at IVC.
- A special ASG meeting will be held for the Proposition 92 campaign on campus.
- Public Relations Officer Bill Gay dropped off buttons and material for Proposition 92 that will be distributed before the voting.
- For the first two days of school (February 11th and 12th), new schedules will be handed out to students.
- ASG is planning an event on Valentine's Day. He asked those present to bring their loved one on campus for the event.

Academic Senate Update

Dr. Bruce Seivertson reported the following:

- The last Academic Senate meeting was held at the end of fall semester.
- He has been working with the basic skills committee on the basic skills initiative. On January 26th and February 2nd, there will be basic skills committee meetings focusing on basic skills initiative. He stated the plan is to have two Saturday meetings.
- Working on Student Learning Outcomes (SLOs) ideas and discussing the appointment of an SLO coordinator with Kathy Berry and others.

District Audit Presentation

VP for Business Services John Lau reported the Bond Sale Presentation would be deferred to the next meeting and asked that the District Audit Presentation be moved up.

Mike Meers, audit manager with Wilkinson spoke and highlighted some items of the audit report for 2006-2007:

- Page 4, noted the independent auditor's report
- Page 6, noted the District is following the Business Type Activity (BTA) model
- Page 12, noted the statement of net assets, in layman's term known as the balance sheet. He noted the BTA requirement to the Chancellor's Office for business type activities such as the reporting format for capital projects under GASB 34 and GASB 35 which discloses field assets and debts. He pointed out that the IVC Foundation is not part of the district but it is a component unit of the college and must be listed.
- Page 15, noted the statement of fiduciary assets are for the intended use of the District's purpose.
- Page 42, noted audit findings and questioned costs. He stated that for federal compliance on subsequent pages, the requirements have been met.
- Page 43, noted there were no matters to report. He did bring to the Board's attention, findings from the previous year which now eliminates finding for fixed assets as the District is now using an appraisal system for correct valuation of appreciation. He stated this has been a stellar implementation and the firm will continue to monitor on an annual basis to ensure there is no fall back and the need to have a yearly appraisal. He reported VP for Business Services John Lau and Director of Fiscal Services Carlos Fletes are working on software.
- Reported he will continue to monitor enrollment fees and was not part of the finding since enrollment was down from \$1.3 to \$1.2 million.

Trustee Medina commented he was glad to see one of the findings had been completed as it had loomed for a couple of years.

Trustee Galindo commented there had been significant improvements in findings and noted there are two minor findings left to clear. She stated through the manifestation of the finance officer, the District is going through the appropriate direction.

VP Lau stated he is working through the evaluation process by using a module in Banner to eliminate the findings again.

Mike Meers stated a GASB 45 presentation will happen for implementation of 2008-2009 and stated actuarial studies would be lined up.

Monthly Financial Report

VP for Business Services John Lau reported the following:

- The state budget estimate shows a shortfall of \$14.5 billion. He stated the shortfall is \$11.2 billion for next year and the remainder for this year. He stated the District would have a more firm amount by March. He stated if needed, the District would use reserve monies and/or open a line of credit. He stated he would report on other scenarios at the April Board meeting. He stated that there are three months of monies in reserve for operations. He stated that a \$10 million line of credit would be a safe amount.
- Reported the COLA is going to be based on consumer price index which is different from the current 4%. He stated the new index is 3.8%.

- Stated the governor is looking at recovering \$40 million and it is not clear how he will do that. He stated the governor may choose not to give us 100% of our allocation, or alternative means that may impact the college. He stated this is a work in progress. He stated a proposed 0% COLA and 1% growth cap may happen. He stated the state is considering a reduction of categorical programs by 4-11% with the weighted average of 7.2%. He stated if more current information is not available, the District will use those criteria in making decisions. He stated IVC's stakeholders need to be kept up-to-date.

Interim Superintendent/President Rodgers spoke and stated that the Board and administration are taking measures to keep staff benefits, staff employment, maintain the educational mission, and do everything to sustain course offerings. He stated the planning and budget component will be initiated with constituents being a part of the process. He stated the process was important and would be open.

- Thanked Kathy Williams of the County for preparing the application for \$1.3 million in grants for transportation. He stated if the District was successful, the transportation project would start in December. He stated Ms. Williams has been instrumental in tracking the grant for IVC and she is pursuing another one which he will report on as information becomes available.
- The construction schedule for bids will have 23 bid packages and stated the first 12 bid packages had gone out. He stated he expected to bring the bids to the Board at its March meeting. The remaining 11 packages are expected to go out to bid in March and go to the Board for approval in May. He stated that once the bid packages are completed, a cash flow analysis would be conducted. He stated there is one remaining package of bonds and it would be a critical piece to determine.

Trustee Medina asked if the construction schedule was complete. VP Lau stated that he would share the schedule at the next Board meeting.

Trustee Acuña asked if the \$1.3 million in grants for the transportation project are earmarked. VP Lau stated the transportation grant is for transit; however, it was not certain whether or not IVC qualified for the grant. VP Lau stated IVC would work with the Board of Supervisors and would know by the summer if the transit project is approved to start on enhancement of the area.

Trustee Acuña said his concern was whether or not the Governor could pull the transportation grant. VP Lau stated he did not believe it could be pulled.

President's Update

Interim Superintendent/President Gary Rodgers reported the following:

- He reported on the second week of the winter session enrollment stating that headcount is at 221 and FTEs are 34, both up from last winter session. He stated for spring the headcount is at 181 and FTEs are at 47, both up from last spring semester.
- Ground work for the science building is continuing and the first phase is expected to be completed by March.
- The cabling forms have been completed on campus and it is safe to walk since the trenches have been filled.

- Reported that Dean of Technology and Learning Services Dr. Robin Ying is coordinating the fiber cabling and conduits to complete the underground work.
- Announced the Annual Trustee SDICCCA dinner would be held on February 6th.
- The Accrediting Commission for Community and Junior Colleges (ACCJC)/Western Association of Schools and Colleges (WASC) met on January 10th to discuss IVC's accreditation. He stated the final report should be received within the next few weeks.
- He passed out the *Gateways* publication from SDICCCA. He stated the publication had some pictures of IVC and featured Frank Fernandez, the past ASG President and current 2007-2008 President of the Student Senate for California Community Colleges.
- Announced that Professor Eric Jacobson would be presenting a student and faculty exchange program at the next Board meeting.

DISCUSSION

Annual Board Retreat Date

The Board discussed dates that would be feasible for the Annual Board Retreat. After some discussion the Board stated March 10th and April 10th would be feasible dates; however, decided to postpone the retreat date until a new CEO is hired.

CONSENT AGENDA – BUSINESS

**Approval of Minutes dated December 12, 2007, Regular Board Meeting
M/S/C Acuña/Wong and the Board approved the minutes as presented.**

**M/S/C Acuña/Wong
Resolution No. 14013: Purchase Orders**

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the issuance of Purchase Orders in the amount of \$429,443.65 and Direct Payments in the amount of \$6,043.02 for the month of December, 2007.

**M/S/C Acuña/Wong
Resolution No. 14014: Payroll Warrant Orders**

BE IT RESOLVED that the Board approves the recommendation of the Interim Superintendent/President to approve the following Payroll Warrants for the month of December 2007:

2007-08 Payroll Warrant	#	Fund 10 General Fund	Fund 45 Child Development	Fund 80 Bond Fund	Warrant Total
12/10/2007	11	279,494.55	1,108.41		280,602.96
12/14/2007	12	2,312,265.39	27,874.63	9,471.82	2,349,611.84
		2,591,759.94	28,983.04	9,471.82	2,630,214.80

M/S/C Acuña/Wong
Resolution No. 14015: Commercial Warrant Orders

BE IT RESOLVED that the Board approves the recommendation of the Interim Superintendent/President to approve the following Commercial Warrant Orders for the month of December 2007:

2007-08 Commercial Warrant	#	Fund 10 General Fund	Financial Aid	Fund 20 Building Fund	Fund 45 Child Development	Fund 50 Cert. of Participation	Fund 80 Bond Fund	Warrant Total
12/6/07	23	153,440.34	2,138,505.40		140.00		72,695.41	2,364,781.15
12/11/07	24	689,060.29		10,000.00	18,754.57	13,358.31	48,486.48	779,659.65
12/13/07	25		206,029.03					206,029.03
		842,500.63	2,344,534.43	10,000.00	18,894.57	13,358.31	121,181.89	3,350,469.83

M/S/C Acuña/Wong
Resolution No. 14016: Budget Transfers

BE IT RESOLVED that the Board approves the following transfers between major object codes: J4055878, J4056008 and J4056009.

M/S/C Acuña/Wong
Resolution No. 14017: Nonresident Tuition Fees for 2008-2009

WHEREAS, Education Code section 76140 requires each district's governing board to establish the non-resident tuition fee no later than February 1st for the succeeding fiscal year on the basis of its current cost of education or based on the statewide average of the current cost of education.

NOW, THEREFORE, BE IT RESOLVED that based on the statewide average of the current cost of education, the Board of Trustees establishes a non-resident tuition fee of \$181.00 per unit for fiscal year 2008-09.

M/S/C Acuña/Wong
Resolution No. 14018: District Audit for 2006-2007

BE IT RESOLVED that the Board accepts the audit report for the year ending June 30, 2007, as submitted by Wilkinson and Hadley, Certified Public Accountants.

CLOSED SESSION

M/S/C Cardenas/Acuña to go into CLOSED SESSION at 6:45 p.m.

1. PUBLIC EMPLOYEE(S) DISCIPLINE/DISMISSAL/RELEASE
2. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT
Conference with District Negotiators: John Lau and Travis Gregory
Employee Organization: CSEA Chapter 472
RE: Negotiations Update and Direction

3. PUBLIC EMPLOYMENT
Title: Superintendent/President

OPEN SESSION

M/S/C Cardenas/Acuña to go into OPEN SESSION at 7:27 p.m.

Board President Ramirez reconvened the meeting and announced the final action:

1. Information was received by the Board.
2. Direction was given to District Negotiators.
3. **M/S/C Medina/Acuña.** Motion by Medina. Second by Acuña to extend the contract of the Interim Superintendent/President through June 30, 2008. Passed unanimously.

CONSENT AGENDA – HUMAN RESOURCES

M/S/C Acuña/Wong

Resolution No. 14019: Athletic Assignment

BE IT RESOLVED that the Board approves the following individual to be designated to the following athletic assignment for the 2007-2008 academic year:

Assistant Coach Women's Softball: Jessica Conway

M/S/C Acuña/Wong

Resolution No. 14020: Dismissal of Classified Employee

BE IT RESOLVED that the Board approves the dismissal of the Staff Secretary II in Child, Family & Consumer Science Department effective January 4, 2008.

ADJOURNMENT

M/S/C Acuña/Wong to ADJOURN the meeting at 7:29 p.m.

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for the **THIRD WEDNESDAY, FEBRUARY 20, 2008, AT 6 P.M.** in the Administration Building Board Room.

Adopted this ____ day of _____, 2008.

ICCD Board President

ICCD Board Secretary