



ADOPTED MINUTES

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

Wednesday, January 21, 2009

Location
Administration Building – Board Room
380 East Aten Road
Imperial, CA 92251

CALL TO ORDER/ROLL CALL

On Wednesday, January 21, 2009, at 6:00 p.m., Board President Acuña 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
Rudy Cardenas, Jr.
Norma Sierra Galindo
Jerry D. Hart
Louis Wong
Rebecca L. Ramirez

BOARD MEMBERS ABSENT:

Romualdo Medina

REPRESENTATIVES PRESENT:

Dr. Bruce Seivertson, Academic Senate Representative
Chantilee Mendenhall, Student Representative
Suzanne Gretz, CTA Representative [6:25 p.m.]

CONSULTANTS PRESENT:

Dr. Ed Gould, Superintendent/President
Kathy Berry, Vice President for Academic Services
Dr. Victor Jaime, Vice President for Student Services
John Lau, Vice President for Business Services
Travis Gregory, Associate Dean of Human Resources

PLEDGE OF ALLEGIANCE

Public Relations Officer Bill Gay led the Pledge of Allegiance to the Flag.

PUBLIC COMMENT

There was no public comment.

WRITTEN COMMUNICATION

Board President Acuña announced that the Board received four written communications.



IMPERIAL VALLEY COLLEGE

P.O. Box 158, Imperial, California 92251
(760) 352-8320 • FAX (760) 355-2663

DATE: January 14, 2009

TO: Imperial Valley College Board of Trustees
Dr. Ed Gould, Superintendent/President

FROM: Dennis Carnes

RE: Retirement

By intent of this communication, I hereby submit my request for retirement from my position as Professor from Imperial Valley College. For the past 13.5 academic years it has been my professional pleasure to be a member of the faculty within the division of Science, Mathematics and Engineering. I have reached the age of 66 years and feel that I should spend a few blissful and relaxing years away from the pleasurable toil of leading young minds into the appreciation of the science of microbiology and the wonders of the human body.

I would like to finish up at the end of the Spring semester of 2009, on June 13, 2009, at which time I will have completed the necessary 14 academic years of service here at IVC to qualify for the 2 + 2 incentive program. I do ask the Board to consider favorably my request to be included in that program.

I wish to communicate to the entire Imperial Valley College community my appreciation for the very gratifying experience of participating in the educational process here, which has helped to enrich my life and hopefully the lives of my students. I have been enlightened by the brilliant minds of many of this student population and hopefully I have returned in kind and contributed to their professional development.

Dennis W. Carnes, PhD
Professor of Science
Imperial Valley College

c: kberry
lzhao
jlau



IMPERIAL VALLEY COLLEGE

P.O. Box 158, Imperial, California 92251
(760) 352-8320 • FAX (760) 355-2663

14 January 2009

Mr. John Lau, Vice President for Business Services

RE: LETTER OF INTENT TO RETIRE, pursuant to Board Resolution No.13168, authorizing the 2+2 Retirement Incentive Program for the years 2005-2009

After a meaningful and satisfying fulltime teaching career at Imperial Valley College for the last 27 years, I intend to retire at the end of the spring semester 2009, contingent upon the District's granting the 2+2 retirement incentive.

During the stipulated time period (May 10-August 31), I will submit my formal Letter of Retirement to the Board of Trustees, indicating my deep appreciation for the precious opportunity to touch the lives of so many deserving students in my life's work at Imperial Valley College.

Sincerely,

Fred H. Fischer, Ed.D.
Professor of English

✓ CC: Dr. Ed Gould, Superintendent/President
Ms. Kathy Berry, Vice President for Academic Services
Mr. David Zielinski, English Division Chair

WILSON JUNIOR HIGH SCHOOL

El Centro Elementary School District

600 South Wilson Street
El Centro, California 92243
Phone: 760-352-5341
FAX: 760-337-3800

Governing Board: Ryan Childers Jack Dunnam Eddie Madueño George McFaddin Frances Terrazas

School Administration:

Matt Phillips, Principal
Maria Ambriz, Assistant Principal
Richard Hill, Assistant Principal
Fatima Lozano, Counselor

District Administration:

Dr. Robert Pletka, Superintendent
Ruth Montenegro Esq, Assistant Superintendent
Renato Montañó, Assistant Superintendent
Arnold Preciado, Assistant Superintendent

Dear Dr. Ed Gould:

I am the 7th grade AVID teacher at Wilson Junior High School. AVID stands for advancement via individual determination, and it is designed to help underrepresented students get into college. Frances Beope recently arranged an IVC tour for my AVID class. I have been on numerous middle school field trips to various colleges, but IVC was by far the best.

The tour included stops at the library, nursing department, and a chemistry classroom. Each presenter did a wonderful job. I was impressed that the tour was actually designed for the middle school student. Not only did the students learn what IVC has to offer, but they were also entertained. The students had a great time saving the "dummy" patient in the nursing department and oohing and ahing at the explosions in the chemistry room.

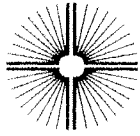
College is a long way off for my students, and it is easy for them to not understand its importance. By catering your tour to the middle school student, you have sparked interest and made college seem like a fun exciting place to be. Thank you for a wonderful experience.

Sincerely,



Jeff Williams

2008 DEC 17 PM 1 24
IVC
PRESIDENT'S OFFICE



COMMUNITY COLLEGE LEAGUE
OF CALIFORNIA

2008 DEC 15 PM 1 46

IVC
PRESIDENT'S OFFICE

Date: December 11, 2008
To: California Community College Trustees
California Community College Chancellors/Superintendents
From: Scott Lay
Subject: CCCT Board Election - 2009

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. Seven persons will be elected to the board this year. Three incumbents (elected and appointed) are eligible to run for re-election. In accordance with the CCCT Board Governing Policies, as adopted by the board at its June 2008 meeting, “CCCT Board members shall be elected by the institutional member governing boards for alternate three-year terms. No CCCT Board member shall serve more than three (3) terms consecutively.”

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 3, 2009.

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 (adopted by the board, November 2008)
CCCT Board Roster



CCCT BOARD NOMINATION FORM

Must be returned to the League office **postmarked no later than February 15**, along with the statement of candidacy and biographic sketch form. **Faxed material will not be accepted.**

Community College League of California
2017 "O" Street
Sacramento, CA 95811

The governing board of the _____ Community
College District nominates _____ to be a
candidate for the CCCT Board.

This nominee is a member of the _____ Community
College District governing board, which is a member in good standing of the Community College League of
California. The nominee has been contacted and has given permission to be placed into nomination.
Enclosed are the Statement of Candidacy and the CCCT Biographical Sketch Form for our nominee.

Signature of Clerk or Secretary of Governing Board

CCCT BOARD BIOGRAPHIC SKETCH FORM

Must be returned to the League office **postmarked no later than February 15**, along with the nominating ballot and statement of candidacy. **Faxed material will not be accepted.**

PERSONAL

Name: _____ Date: _____

Address: _____

City: _____ Zip: _____

Phone: _____ (home) _____ (office)

E-Mail: _____

EDUCATION

Certificates/Degrees: _____

PROFESSIONAL EXPERIENCE

Present Occupation: _____

Other: _____

COMMUNITY COLLEGE ACTIVITIES

College District Where Board Member: _____

Years of Service on Local Board: _____

Offices and Committee Memberships Held on Local Board: _____

State Activities (*CCCT and other organizations boards, committees, workshop presenter; Chancellor's Committees, etc.*) _____

National Activities (*ACCT and other organizations, boards, committees, etc.*): _____

CIVIC AND COMMUNITY ACTIVITIES

OTHER



CCCT BOARD
STATEMENT OF CANDIDACY

Must be returned to the League office **postmarked no later than February 15**, along with the nominating ballot and biographic sketch form. **Faxed material will not be accepted.**

CANDIDATE'S NAME: _____ DATE: _____

What do you see as the major issues and activities that should be considered by CCCT and the League in the next two years? **(50 words or less; any portion of the statement beyond this limit will not be included.)**

What do you feel you can contribute in these areas? **(50 words or less; any portion of the statement beyond this limit will not be included.)**

California Community College Trustees Terms of Office and Election Schedule

(adopted by the CCCCT Board, June 2008)

| <u>Election</u> | <u>Group</u> | <u>Seat</u> | <u>First Elected/Appointed</u> | <u>Next Election</u> | <u>Terms Left for Incumbent</u> |
|-----------------|--------------|-------------|------------------------------------|--------------------------|---|
| 2009 | I. | *Clark | 1999 | 2009 | 0 |
| | I. | *Garcia | 1999 | 2009 | 0 |
| | I. | *Hayden | 1999 | 2009 | 0 |
| | I. | Jones | 2008 | 2009 | 2 |
| | I. | Mann | 2005 | 2009 | 2 |
| | I. | Ontiveros | 2008 | 2009 | 2 |
| | I. | *Vacancy | | 2009 | 2 |
| 2010 | II. | Bader | 2006 | 2010 | 2 |
| | II. | Barreras | 2006 | 2010 | 2 |
| | II. | *Beck | 2001 | 2010 | 0 |
| | II. | *Grier | 2001 | 2010 | 0 |
| | II. | Howald | 2004 | 2010 | 1 |
| | II. | Quintero | 2006 | 2010 | 2 |
| | II. | Singer | 2004 | 2010 | 1 |
| | | | | | |
| 2011 | III. | *Albiani | 2000 | 2011 | 0 |
| | III. | Figueroa | 2007 | 2011 | 2 |
| | III. | McMillin | 2008 | 2011 | 2 |
| | III. | Meng | 2004 | 2011 | 1 |
| | III. | *Mercer | 2002 | 2011 | 0 |
| | III. | Ortell | 2004 | 2011 | 1 |
| | III. | *Villegas | 2000 | 2011 | 0 |

* Board member is unable to seek reelection due to three-term limit.

**CALIFORNIA COMMUNITY COLLEGE TRUSTEES
2008-09 BOARD ROSTER**

KAY ALBIANI

Los Rios CCD
10221 Sheldon Road
Elk Grove, CA 95624
916.682-2445 (res)
916.682-2336 (fax)
kalbiani@cwnet.com

ROSANNE BADER

Mt. San Antonio CCD
1050 Hillcrest Drive
Pomona, CA 91768
909.623-7874 (res/bus)
909.598-2303 (CCD fax)
trusteebader@mtsac.edu

ISABEL BARRERAS

State Center CCD
1525 E. Weldon Avenue
Fresno, CA 93704
559.675-4450 x 1339 (bus)
559.226-3757 (CCD fax)
trusteebarreras@comcast.net

JUDI BECK

Shasta-Tehama-Trinity Joint CCD
P.O. Box 992417
Redding, CA 96099
530.222-5671 (res & fax)
530.941-6377 (cell)
judibeck@charter.net

THOMAS J. CLARK

Long Beach CCD
2267 Albury Avenue
Long Beach, CA 90815
562.596-6722 (res)
562.938-4098 (CCD fax)
tclark2267@charter.net

MARY FIGUEROA

Riverside CCD
1258 Shakespeare Drive
Riverside, California 92506
951.780-4962 (res)
951.317-2648 (cell)
951.222-8035 (CCD fax)
Maryfig50@sbcglobal.net

REBECCA J. GARCIA, Imm. Past President

Cabrillo CCD
43 Rosewood Drive
Watsonville, CA 95076
831.728-0387 (res)
831.429-3410 X 260 (bus)
831.479-6425 (CCD fax)
garciabecca@aol.com

ANITA GRIER

San Francisco CCD
106 Byxbee Street
San Francisco, CA 94132
415.254-9282 (cell)
dralgrier@aol.com

CHARLES H. HAYDEN, JR.

Desert CCD
66938 San Felipe Road
Desert Hot Springs, CA 92240
760.329-2244 (res)
760.329-2288 (fax)
760.341-9732 (CCD fax)
chaydendccd@aol.com

WALT HOWALD

Coast CCD
P.O. Box 622
Corona del Mar, CA 92625
949.244-6094
714.438-4882 (CCD fax)
whowald@ccd.edu

BERNARD JONES

Allan Hancock Joint CCD
800 S College Dr
Santa Maria, CA 93454
805.922-6966 x3245 (phone)
805.347-9896 (fax)
bernard.jones@verizon.net

BUNDIT KERTBUNDIT

Contra Costa CCD
Diablo Valley College
Student Life Office
321 Golf Club Rd
Pleasant Hill, CA 94523
925.325-6884 (cell)
925.370-2019 (fax)
studenttrustee@4cd.net

JEANETTE MANN

Pasadena Area CCD
2195 E. Orange Grove Blvd.
Pasadena, CA 91104
626.797-0307 (res)
626.585-7202(bus)
626.797-0182 (fax)
jxmann@pasadena.edu

BILL MCMILLIN

Ohlone CCD
35321 Cheviot Ct
Newark, CA 94560
510.792-9367 (res)
510.792-9367 (bus)
510.797-0182 (fax)
bill-mcmillin@pacbell.net

CHARLES MENG

Napa Valley CCD
1205 Olive Hill Lane
Napa, CA 94558
707.255-5480 (res)
707.253-3362 (CCD fax)
chasmeng@napanet.net

GEORGIA L. MERCER, 2nd Vice President

Los Angeles CCD
132 South Maple Drive, #104
Beverly Hills, CA 90212
310.859-7242 (bus)
310.859-7349 (fax)
georgia@gmercernet

MANNY ONTIVEROS

North Orange County CCD
1830 Romney Dr
Anaheim, CA 92801
714.229-1956 (phone)
714.808-4791 (fax)
bot@nocccd.edu

ED ORTELL

Citrus CCD
301 Mountain Crest Road
Duarte, CA 91010
626.303-5051 (phone & fax)
eortell@citruscollege.edu

ANDRE QUINTERO

Rio Hondo CCD
P.O. Box 4787
El Monte CA 91734
626.478-2195 (phone)
626.602-9967 (fax)
andre_quintero@sbcglobal.net

DON SINGER

San Bernardino CCD
1519 Lynne Court
Redlands, CA 92373
909.798-2754 (res & fax)
909-889-5555 (bus)
dlsinger@verizon.net

LUIS VILLEGAS, President

Santa Barbara CCD
4742 Andrita Street
Santa Barbara, CA 93110
805.967-2527 (res)
805.284-3301 (cell)
805.692-0954 (bus)
villegas52@aol.com

STAFF**SCOTT LAY**

President/Chief Executive Officer
2017 "O" Street
Sacramento, CA 95811
916.444-8641 (bus) 916.444-2954 (fax)
scottlay@cclleague.org

POINT OF PERSONAL PRIVILEGE

President Gould asked for a point of personal privilege in recognizing Dr. Dennis Carnes for his years of service he has given IVC. He stated Dr. Carnes is an outstanding faculty member who would be missed by students and peers.

INFORMATION REPORTS

District Audit Presentation – Mike Mears of Wilkinson & Hadley

Mike Mears reviewed the District Audit report. He stated there were no findings for the report. He stated the schedule of audit findings on financial statements, including federal awards, and state awards have clean opinions from his company.

Bond Audit Presentation – Mike Mears of Wilkinson & Hadley

Mike Mears went over the District Bond report. He stated this audit is required yearly. He stated this fund is a governmental fund where the proceeds from the obligation funds are deposited into and used for construction facilities according to ballot measure.

He stated the information indicated that the proceeds of the bond were only used for the purposes set for in the ballot and not for any other purpose. He stated they test 85-90% of Bond expenditures that are spent from the bond and take a threshold and examine any invoice of \$500 or more to make sure that those expenses are justified. He stated the audit is a detailed review of expenditures.

Board Member Reports

Trustee Hart reported the following:

- Attended the SDICCCA meeting on January 12th and had a discussion about openings on the CCCT Board. He stated he is interested in being considered on that Board. He had spoken with people in the San Diego area. He stated it was proposed at SDICCCA that the group try to elect or promote one person from the SDICCCA colleges, and since there are two or three interested there would not be a recommendation from SDICCCA. He asked for the Board's support in his nomination.
- He stated the focus of the discussion will be on the state budget crisis at the Legislative Conference.

Associated Student Government Senate Update – Chantilee Mendenhall

ASG President Mendenhall reported the following:

- ASG held an Inauguration Day Breakfast. She stated KYMA covered the event.
- ASG is planning for upcoming semester events.

Academic Senate Update – Dr. Bruce Seivertson

Academic Senate Secretary Dr. Bruce Seivertson reported the following:

- Excited about the change with the smoking policy. He stated he is hearing positive comments about the change.

College Council – John Abarca

College Council Chair Abarca was not present at the meeting.

Monthly Financial Report – John Lau

Vice President for Business Service Lau reported the following:

- Announced no movement on the State budget.
- Reported on the construction of the science building and stated that a Board tour could take place in about two months.
- Reported that the state budget is a concern and it is on his radar. He stated he would be checking into whether or not the District would prepare for another TRANS. He stated the District is okay with cash flow.
- Reported that the audit is for the District and stated that it also a report card on the Business Office. He commended the Business Services staff for their work.

Board President Carlos Acuña asked that commendations be extended to the Business Services staff.

President's Update – Dr. Ed Gould

President Gould presented a PowerPoint presentation and reported the following:

- Thanked the Business Office for their work and in their assistance with the audit.
- Announced that everyone should take time to reflect on the transformation to our country with President Barack Obama. He stated he gives credit to the American people for the transformation to our country.
- Attended the WASC Board Meeting on January 8th and presented a couple of things: thanked them for making IVC a better institution and asked for clarification of expectations of IVC for the next review meeting in October 2009. He stated we would know the results of the progress visit in about a month.
- Enrollment is growing and reported that the District grew 4.22% in the fall semester and would be reimbursed, if the current rate holds, for about half of that. He stated that enrollment is up all over the state and for IVC, there is an 11% higher census than in the past year. He reported the spring semester numbers are up by 11% in Full Time Equivalent (FTE) students, yet 5% unduplicated headcount growth at this time.
- Budget stalemate continues and discussed where community colleges are with the state budget stating that COLA is the only proposed cut this year. He reported that categorical programs are intact. He stated there is a threat to the BOG grants which would affect students at a lower income. He stated that for the 2009-10 the Governor stated he recognized the surge in community college enrollment due to UC and CSU enrollment reductions. He discussed some of the governor's proposed budget for 2009-10.
- There was an administrative tour of the science building and stated the building is impressive. He stated the lobby would be able to host a couple hundred people for public events.
- The District is working with two solar companies to look at making the campus energy efficient. He stated the project would launch in March and stated there would be energy presentations at the Board Retreat. He stated the discussion will revolve around having solar panels on carports in the parking lots and other areas.
- Thanked Dean of Applied Sciences Gonzalo Huerta for the Renewable Energy Summit to be held on campus on Friday, February 6th. He stated the sponsorship alone shows the work that has been done statewide.

- He reported that there would be discussion at the retreat regarding the art gallery which should be started in late spring and there would be discussion on the draft of the first 10 years of the District's next 50 years with a 2009-2020 Plan to include the career-tech building, technology, theatre, new administrative facilities, improvements, student services, and modernization of all remaining buildings.
- Noted that if the state does not pass a budget in the next two weeks, IOUs are likely and the District would be looking at another TRANS agreement.
- Over 75 faculty participated in the SLO workshop on January 7th.
- Inauguration event sponsored by ASG drew a crowd and was covered by KYMA News. He stated there was lots of praise received from faculty for the event.
- Imperial Chamber of Commerce had 25 people for breakfast on January 20th and heard from President Gould on the budget and future plans.
- Anti-smoking makes the front page of the newspaper and was covered by KYMA News.
- Trustees Hart, Cardenas, and Medina are to attend the CCLC Legislative Conference along with Superintendent/President and PR Director Gay on January 25th.
- Announced the CCLC 2009 Trustee Handbook is available online free of charge.
- 2009-2010 is IVC's 50th Anniversary. He stated the District was approved by the voters in October 1959. He stated Public Relations Officer Bill Gay would be working with a committee. He stated the 40th anniversary that was celebrated a few years ago was for the campus anniversary not the District.

DISCUSSION

Annual Board Retreat Date – Dr. Ed Gould

President Gould stated that the Board Retreat is scheduled for Saturday, February 7, 2009.

CONSENT AGENDA – BUSINESS

President Gould pulled Resolution Nos. 14283 Award of Bids and 14285 California Community College Trustees (CCCT) Board Nomination – 2009.

Approval of Minutes dated December 17, 2008, Regular Board Meeting M/S/C Hart/Cardenas and the Board approved the minutes as presented.

M/S/C Hart/Cardenas

Resolution No. 14277: Purchase Orders

BE IT RESOLVED that upon the recommendation of the Superintendent/President the following Purchase Orders and Direct payments are hereby approved:

December 2008

| | |
|-----------------|-----------------------|
| Purchase Orders | \$1,826,509.63 |
| Direct Payments | <u>14,600.14</u> |
| | <u>\$1,841,109.77</u> |

M/S/C Hart/Cardenas
Resolution No. 14278: Payroll Warrant Orders

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the issuance of the following Payroll Warrants for the month of December 2008.

| 2008-09 Payroll | | Fund 10 General | Fund 45 Child | Fund 80 Bond | Warrant |
|--------------------|----|--------------------|------------------|-----------------|--------------|
| Warrant | # | Fund | Dev. | Fund | Total |
| 12/10/08 | 11 | 266,776.39 | | | 266,776.39 |
| 12/19/08 | 12 | 2,581,192.78 | 40,724.25 | 10,390.44 | 2,632,307.47 |
| | | 2,847,969.17 | 40,724.25 | 10,390.44 | 2,899,083.86 |

M/S/C Hart/Cardenas
Resolution No. 14279: Commercial Warrant Orders

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the issuance of the following commercial warrant orders for the month of December 2008.

| 2008-09 Commercial | | Fund 10 General | Financial | Fund 45 Child | Fund 50 Cert. of | Fund 80 Bond | Warrant |
|-----------------------|----|--------------------|--------------|------------------|---------------------|-----------------|--------------|
| Warrant | # | Fund | Aid | Dev. | Part. | Fund | Total |
| 12/4/08 | 22 | 49,029.28 | | 25.84 | | 16,546.40 | 65,601.52 |
| 12/11/08 | 23 | 515,909.23 | 2,705,780.60 | 1,529.80 | 194.45 | 1,447,526.66 | 4,670,940.74 |
| 12/18/08 | 24 | 217,619.32 | | 198.64 | | 22,260.00 | 240,077.96 |
| | | 782,557.83 | 2,705,780.60 | 1,754.28 | 194.45 | 1,486,333.06 | 4,976,620.22 |

M/S/C Hart/Cardenas
Resolution No. 14280: District Audit

BE IT RESOLVED that the Board accepts the audit report for the year ending June 30, 2008, as submitted by Wilkinson Hadley King & Co., LLP, Certified Public Accountants.

M/S/C Hart/Cardenas
Resolution No. 14281: General Obligation Bond Fund Audit

BE IT RESOLVED that the Board accepts the audit report of the General Obligation Bond Fund for the year ended June 30, 2008 as presented by Wilkinson Hadley King & Co., LLP, Certified Public Accountants.

M/S/C Hart/Cardenas
Resolution No. 14282: Non Resident Tuition Fee

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 \$190.00 per unit for fiscal year 2009-10.

M/S/C Cardenas/Wong
Resolution No. 14283: Award of Bids

Discussion

President Gould stated there was a cancellation of a final clean-up bid and asked VP for Business Services Lau to give an explanation. VP Lau stated that there was one bid for the final clean-up and felt in the interest of the District that the bid was high and could go out to rebid and would hopefully receive more than one bid.

Resolution

WHEREAS, the District has advertised for bids and a bid opening was held on January 15, 2009 for the following projects:

Sewer Lift Station and Extension
Primary Electrical Service

WHEREAS, in accordance with the provisions of California Business and Professions Code Section 7028.15 and Public Contract Code Section 3300, the District requires that the bidder possess applicable classification(s) of contractor's license(s) at the time the bid is submitted. Any bidder not so licensed at the time of the bid opening will be rejected as non-responsive; and

WHEREAS, there will be one base bid on each bid package and all work in the base bid must be completed within the time specified on the Notice to Proceed issued by the District. Failure to complete the work within the time specified will result in the imposition of liquidated damages for each day of delay, in the amount set forth in the bid documents.

WHEREAS, the District reserves the right to reject any or all bids or to waive any irregularities or informalities in any bids or in the bidding process.

NOW, THEREFORE, BE IT RESOLVED, that the following contracts be awarded, per the plans and specifications:

| <u>Bid Package Title:</u> | <u>Contract Awarded to:</u> | <u>Contract Amount:</u> |
|----------------------------------|-----------------------------|-------------------------|
| Sewer Lift Station and Extension | Pyramid Construction | \$412,000.00 |
| Primary Electrical Service | Tom Watson Inc. | \$269,483.00 |

BE IT FURTHER RESOLVED, that the Superintendent/President and/or the Vice President for Business Services be authorized to sign all notices, contracts, change-orders, and other necessary documents related to these contracts on behalf of the District.

| |
|--|
| Fiscal Impact: All contracts to be paid from Measure L Bond Funds. |
|--|

M/S/C Hart/Cardenas

Resolution No. 14284: Citizens Oversight Committee for Measure L

BE IT RESOLVED that upon the recommendation of the Superintendent/President, the Board re-appoints the following member to the Citizens Oversight Committee for Measure L:

| Name: | Membership category: | Term: | Replacing: |
|---------------|---|--|-------------------|
| John Anderson | <i>Member at-large (County Superintendent of Schools)</i> | December 31, 2008 – December 31, 2010 | Re-appointment |

M/S/C Cardenas/Wong

Resolution No. 14285: California Community College Trustees (CCCT) Board Nomination – 2009

Discussion

President Gould stated that Trustee Hart has asked to be considered for nomination. Trustee Cardenas made a motion to nominate Jerry Hart to be a candidate. Trustee Wong seconded the motion.

Resolution

BE IT RESOLVED that the Governing Board of the Imperial Community College District nominates Jerry Hart to be a candidate for the CCCT Board.

BE IT FURTHER RESOLVED that this nominee is a member of the Imperial Community College District Governing Board, which is a member in good standing of the Community College League of California. The nominee has been contacted and has given permission to be placed into nomination.

CONSENT AGENDA – EDUCATIONAL SERVICES

M/S/C Cardenas/Wong

Resolution No. 14286: Child Development Services Agreement for Instructional Materials

BE IT RESOLVED that the Governing Board of Imperial Community College District authorizes entering into local agreement number CIMS-8126, project number 13-6315-00-8, for the fiscal year 2008-2009, with the California State Department of Education, and that Dr. Ed Gould, Superintendent/President and Kathy Berry, Vice President for Academic Services are authorized to sign the transaction for the Governing Board.

CLOSED SESSION

M/S/C Cardenas/Wong to go into CLOSED SESSION at 6:50 p.m.

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (One potential case)
2. PUBLIC EMPLOYEE(S) DISCIPLINE/DISMISSAL/RELEASE

OPEN SESSION

M/S/C Ramirez/Wong to go into OPEN SESSION at 7:06 p.m.

1. Information given no action taken.
2. Information given no action taken.

CONSENT AGENDA – HUMAN RESOURCES

M/S/C Hart/Galindo

Resolution No. 14287: Faculty Retirement

BE IT RESOLVED that the Board accepts, with sincere regret, the retirement of Dr. Dennis Carnes, Professor of Science, effective June 13, 2009.

BE IT RESOLVED that sincere appreciation be expressed for his 14 years of devoted service to Imperial Valley College.

M/S/C Hart/Galindo

Resolution No. 14288: Faculty Retirement

BE IT RESOLVED that the Board accepts, with sincere regret, the retirement of Dr. Fred H. Fischer, Professor of English, effective June 13, 2009.

BE IT RESOLVED that sincere appreciation be expressed for his 27 years of devoted service to Imperial Valley College.

M/S/C Hart/Galindo

Resolution No. 14289: Classified Service Employment

BE IT RESOLVED that the Board approved the recommendation of the Superintendent/President to employ the following personnel.

| <u>Name</u> | <u>Position</u> | <u>Department</u> | <u>Funding</u> | <u>Range</u> | <u>Effective</u> |
|---------------------|-----------------|-------------------|----------------|--------------|------------------|
| Balint, Jonathan | Custodian – P/T | Maintenance | District | 8-1 | 01/12/2009 |

M/S/C Hart/Galindo

Resolution No. 14290: Classified Short-Term Employment

BE IT RESOLVED that the Board approve the recommendation of the Superintendent/President to employ the following personnel.

| <u>Name</u> | <u>Position</u> | <u>Department</u> | <u>Funding</u> | <u>Range</u> | <u>Effective</u> |
|------------------|-----------------------------|-------------------|----------------|--------------|--------------------------|
| O'Campo, Anna | Financial Aid Technician | Financial Aid | State | 14-1 | 1/12/2009 - 3/31/2009 |

M/S/C Hart/Galindo

Resolution No. 14291: Athletic Assignment

WHEREAS the following individual has been designated to the following athletic assignment for the 2008-2009 academic year:

| <u>Name</u> | <u>Athletic Assignment</u> |
|---------------|----------------------------|
| Palacio, Mike | Assistant Women's Tennis |

BE IT FURTHER RESOLVED that thanks are extended for his contribution to the athletic program at Imperial Valley College.

ADJOURNMENT

M/S/C Cardenas/Wong to ADJOURN the meeting at 7:09 p.m.

A Board Retreat of the Imperial Community College District Board of Trustees is scheduled for **SATURDAY, FEBRUARY 7, 2009, AT 8:00 A.M.**

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for the **THIRD WEDNESDAY, FEBRUARY 18, 2009, AT 6 P.M.** in the Administration Building Board Room.

Adopted this 18th day of February 2009.

ICCD Board President

ICCD Board Secretary