



## UNADOPTED MINUTES

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

Wednesday, November 18, 2009

Location  
Administration Board Room, Building 10  
380 East Aten Road  
Imperial, CA 92251

#### CALL TO ORDER/ROLL CALL

On Wednesday, November 18, 2009, at 6:03 p.m., Board President Acuña called the regular meeting of the Imperial Community College District Board of Trustees to order in the Administration Board Room, Building 10.

#### BOARD MEMBERS PRESENT:

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

BOARD MEMBERS ABSENT:       None

#### REPRESENTATIVES PRESENT:

Steven Sciaky, Associated Student Representative  
Kevin White, Academic Senate Representative  
Dr. Michael Heumann, College Council Representative  
John Abarca, CSEA Representative  
Gaylla Finnell, CTA Representative

#### CONSULTANTS PRESENT:

Dr. Ed Gould, Superintendent/President  
Dr. Victor Jaime, Vice President for Student Services  
John Lau, Vice President for Business Services  
Kathy Berry, Vice President for Academic Services  
Bill Gay, Public Relations Officer  
Frank Oswald, Legal Counsel [arrived at 6:38 p.m.]

#### PLEDGE OF ALLEGIANCE

ASG President Steven Sciaky led the Pledge of Allegiance to the Flag.

#### CHANGES TO THE AGENDA

Board President Acuña announced the following changes to the agenda:

#### **Resolution No. 14527: Approval of New Grant-Funded Categorical Positions**

Change the title as follows:

<u>Classification Title</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>
<del>Youth</del> <b>Adult</b> Development Specialist	Applied Sciences	Full-Time Categorical-100%	19

**Resolution No. 14523: Termination of the Small Business Development Center**

The closure dates to change as follows:

*BE IT RESOLVED that the Board regretfully approves the closure and termination of the Small Business Development Center effective ~~December 31, 2009~~ **January 31, 2010.***

**PUBLIC COMMENT**

Jose Beltran of El Centro spoke in support of SBDC.

Gustavo Reza, Director of SBDC spoke in support of the SBDC. He stated to the Board he was present for two reasons: 1) he stated that he felt as the director of SBDC he needed to apologize to the college for not being able to secure a program for the community; 2) he asked the Board to consider the need for the SBDC services. He stated that both IVC and SBDC had benefited from the relationship. He stated he was not diminishing the recommendations and was asking the Board to revisit the SBDC item in January to reach an agreement where they could guarantee fiscal liability from the college.

Felix Mesa of El Centro California spoke in support of the SBDC.

**INFORMATION REPORTS**

**Employee of the Month for November 2009 – John Lau**

Vice President for Business Services Lau introduced Joe Cornejo as the November of 2009 Employee of the Month. He stated that he had been with the college for 16 years before he retired and became employee of the month after his retirement due to his expertise, knowledge, ability, and popularity.

Joe Cornejo spoke and stated he is very honored for the award and stated his biggest honor has been being part of the IVC Family.

**Social Media Presentation – Bill Gay, Public Relations Officer**

Public Relations Officer Bill Gay spoke and stated that he was pleased to present colleague Student Services Technician Rosanna Lugo.

He presented a PowerPoint with social media networking information that included Facebook, Twitter, MySpace, information and graphs.

Student Services Technician Lugo spoke about the social media IVC currently has which is: Facebook, Twitter, MySpace, Student Portal, 50<sup>th</sup> Anniversary Page, and the Facebook Athletics Fan Page. She presented a regional comparison of colleges using social media and commented that IVC doubles in numbers compared to the next highest user. She spoke about the benefit that the Foundation could have using a social media outlet. She presented the number of 23,265 of unique views between October 16 and November 15, 2009. She spoke about how the department is tracking the top conversations on the portals. She spoke about the uses of social media and how they are used at IVC.

Public Relations Officer Bill Gay spoke about the future of social media.

Board President Acuña asked if this social media is being used by high school students. Public Relations Officer Gay stated there was a use and commented that MySpace is being developed for high school students.

Trustee Galindo asked what was censored on the sites besides curse words.

Public Relations Officer Gay spoke and stated that liable and malicious acts on the sites would be censored.

President Gould asked about the possibilities of advertising on the sites and asked what the revenue stream would be for the college.

Public Relations Officer Gay stated that there is a tool that could be used and the District would need to look into that. He spoke about the controls that are in place as students use their real names instead of anonymity. He stated that IVC posts photos but does not allow students to do so.

### **Point of Privilege**

President Gould asked for Point of Privilege to recognize Cross Country Coach Eric Lehtonen on his team's cross country wins.

### **Board Member Reports**

Trustee Hart reported the following:

- Passed out the *SDICCCA Advocacy Plan Goal and Objectives*.
- Commented on the San Diego Union Tribune article related to community colleges.
- He passed out the *SDICCCA Minus State Funding By the Numbers Draft*. He stated 2,700 classes were cut from the SDICCCA region. He stated that the District needs to tell the state that they need to continue to help our students.
- Attended a meeting on campus related to the SDSU-IV enrollment. He stated that IVC needs to ensure the programs that are more widely studied have the transfer requirements and that the corresponding courses that are taken by IVC students make it to the top tier so the students are ready to transfer.
- He stated that he spoke to Transfer Center Director Carol Lee and she explained to him the different reasons why some of the classes are not offered at IVC. He stated one of the suggestions was that IVC sends its students to Grossmont Community College to get them to the top tier. He stated that was not the answer and stated that IVC needs to offer the classes so that our IVC students are served.

President Gould stated that a report would be given to the Board in December by Transfer Director Carol Lee.

Board President Acuña asked if the cuts were done proportionately. Trustee Hart stated that they were.

Trustee Ramirez reported the following:

- Continues to ask for Imperial County services. She stated her community had the first mass clinic for the H1N1 vaccination. She stated that out of 120 students, 90 received the H1N1 vaccination with the main group being Hispanic. She stated that Native people had an H1N1 vaccination in place.
- Commented that it takes a lot of work to get services from Imperial Valley to the Winterhaven area.
- Announced there would be a Winterhaven event open to everyone on November 20<sup>th</sup>.
- She stated that her area comprises of 55% Native Americans, 38% Hispanic, and needed to have a plan B because the students would not be able to get into California colleges. She stated they have to look at plan B and plan C because Arizona Western College accommodates the students in her District. She stated Native Americans can go to any college in Arizona without the penalty of out of state tuition. She stated the students in her area would like to attend IVC but are unable due to the distance.

Trustee Galindo reported the following:

- Announced she requested an articulation process report that seems to be stalled particularly with vocational courses. She stated she would like a report on all articulations going on, especially Early Childhood. She would like the report to indicate hold ups and issues as there have been articulations between ROP and Grossmont, Arizona Western, Palomar, College of the Desert, and Riverside. She stated the students do not want to leave but they do not have a choice.

#### **Associated Student Government Senate Update – Steven Sciaky**

ASG President Sciaky presented a PowerPoint and reported the following:

- Region X  
Reported there would be a trip to stop the termination of college education which is a regional advocacy effort on Friday, November 20, 2009 in Balboa Park. He stated that locally, ASG has asked several Political Science teachers to support them with the event. He stated the goal is to have at least 1,500 students attend for Region X.
- HACU  
Attended the HACU Conference in Orlando, Florida. He stated the conference was career orientated and there were several presenters including: U.S. Department of State, U.S. Department of Homeland Security, and Lockheed Martin.
- Student Senate for California Community Colleges General Assembly  
Reported there were over 30 resolutions presented. He stated the top three topics were financial aid, state budget, and advocacy efforts.

#### **Academic Senate Update – Kevin White**

Academic Senate President Kevin White reported the following:

- Announced that one of the issues on campus is on shared governance. He stated that he and Dr. Gould would be meeting on a weekly basis to hammer out an agreement.
- Announced that the Faculty Survey has concluded and would present the information at the next meeting.

- Announced that he attended the Academic Senate Plenary Session last weekend in Ontario California. He stated there were not many resolutions that came from it and stated that one of the highlights was Basic Skills.
- Academic Senate is in the process of drafting a resolution for SDSU.

#### **College Council Update – Dr. Michael Heumann**

College Council Chair Heumann reported the following:

- Due to the holiday, College Council had not met.
- Last month, College Council discussed having ads in the student portal and stated that is and issue that is still pending.
- The next College Council agenda would have discussion on the reorganization of campus. He stated there had not been comments to the reorganization.
- There is discussion regarding the “all users” email distribution and stated there has been some recommendations from the Dean of Technology Robin Ying. He stated this is ongoing and would continue to work on the matter.

#### **President’s Update – Dr. Ed Gould**

President Gould presented a PowerPoint presentation and reported the following:

- News Briefs
  - 60 Minutes on Campus on Monday, November 16, 2009 for the showing of *The 800 Mile Wall*
  - Board of Supervisors Approves the following three IVC Grants and Gould as a member of the WDB Board:
    - Project TIIP (Training for Industrial Instrumentation Professions), (\$299,975)
    - Project SET (Solar Energy Efficient Electrical Technician), (\$260,638)
    - Project PIPE (Pipefitter Instruction for Professions in Energy), (\$254,246)
  - Pursuing Department of Labor Nursing Grant and more WIB Grants including a \$2.5 million partnership grant
  - Announced the Customer Service Food Drive
  - Announced the SPA Club Thanksgiving and Christmas
  - Professor Gaylla Finnell praised for Rotary presentation and community involvement
  - Announced that former Board member Tom Daniels passed away.
  - Announced that the SPA Club visited NAF and Border Patrol
  - A student rally would take place on Friday, November 20<sup>th</sup> on budget concerns
  - Student and Staff Town Hall meetings were held in November
    - Staff focused on 2700 building moves, organization, and budget
    - Students focused on welding and concerns about program closures
  - Cross Country Team finishes 4<sup>th</sup> in Conference in Year 1 and sends runner to State Meet
  - SDSU-IV and IVC programs a success
    - 32 Students currently in BS in Nursing Program
    - 1<sup>st</sup> Nursing class with BA’s graduated 7 in 2009
    - Computer science now enrolling 27 students and has outgrown its space but is threatened with SDSU cancellation
- **ACCJC Progress Report**

He reported that the District had not received information from ACCJC regarding the Progress Report or whether they would conduct a visit.

- Program Challenges  
He spoke about the Welding Program and its challenges with certification. He reported that the Automotive Program is seeking nine (9) certifications.
- Calexico ESL  
Reported efforts are underway to save the program in Calexico. He stated there is a March deadline to determine if the extended campus would remain in Calexico.
- Project B-Green  
Dean of Renewable Energy Gonzalo Huerta spoke about the *Building Green Retrofitted Energy Efficient Neighborhoods* (B-Green) grant. He recognized Marilyn Boyle and Martha Garcia as staff that assisted him with the grant. He reported there would be 25 participants as part of the grant and reported there are recruitment efforts that would be conducted by Imperial County's One-Stop and Imperial Valley College. He stated participants would participate in a 90-hour internship upon completion of training to gain experience in the field. He spoke about the training which consists of eight (8) modules and explained the training. He spoke about the timeline and stated the program would cover November 2009 to April 2011.

Trustee Galindo commented that Habitat for Humanity has been resurrected in Imperial Valley and stated she would like to provide Dean Huerta with the lead contractor's name to discuss if there may be a benefit to the college.

President Gould continued his PowerPoint presentation:

- Master Plan at 50  
Reported on the Master Plan at 50: Assessing California's Vision for Higher Education – a legislative analyst report. He spoke about the LAO's recommended changes to the program.
- Fiscal Report  
Reported on California's continuing fiscal crisis and reviewed the budget risks for 2010 and beyond. He spoke about the budget analysis for the District and presented a three-year analysis on the reserves noting that if IVC did not have new revenue or budget reductions and/concessions implemented in the current year the projected budget for 2010-2011 is projected to be -0.06%.

Board President Acuna asked about the limit of access. He says that is the trend we are seeing. President Gould stated that due to the stalemate, he believes access is being threatened.

## **DISCUSSION**

### **Annual Board Self-Evaluation – Dr. Ed Gould**

President Gould announced that according to the Board Policy, the Board had met all the requirements. He stated that the tabulation of the evaluations had been made and asked the Trustees to review them and announced that there would be a review and discussion for next month's meeting.

## **CONSENT AGENDA – BUSINESS**

**Trustee Galindo pulled resolutions 14522 and 14533.**

**M/S/C Cardenas/Hart**

**Approval of Minutes dated October 21, 2009, Regular Board Meeting**

**M/S/C Cardenas/Hart  
Resolution No. 14513: Purchase Orders**

BE IT RESOLVED that the Board approves the issuance of purchase orders and direct payments for the month of October 2009 in the amount of \$4,957,189.72:

**October 2009**

Purchase Orders	4,912,754.20
Direct Payments	<u>44,435.52</u>
	4,957,189.72

**M/S/C Cardenas/Hart  
Resolution No. 14514: Payroll Warrant Orders**

BE IT RESOLVED that the Board approves the issuance of the following Payroll Warrants for the month of October 2009:

Date Paid	General Fund	Child		Warrant Total
		Dev. Fund	Bond Fund	
10/9/09	364,548.35			364,548.35
10/30/09	2,643,043.53	43,310.48	11,023.18	2,697,377.19
	3,007,591.88	43,310.48	11,023.18	3,061,925.54

**M/S/C Cardenas/Hart  
Resolution No. 14515: Commercial Warrant Orders**

BE IT RESOLVED that the Board approves the issuance of the following Commercial Warrant orders for the month of October 2009:

Date Paid	Fund 10		Fund 20	Fund 40	Fund 45	Fund 50	Fund 80	Warrant Total
	General Fund	Financial Aid	Building Fund	Lease Rev. Bond	Child Dev.	Cert. of Part.	Bond Fund	
10/1/09	150,878.65						130,631.30	281,509.95
10/8/09	236,018.62						2,262,400.90	2,498,419.52
10/15/09	602,581.46	717,481.28	720.00	1,250.08			580,682.45	1,902,715.27
10/22/09	152,791.01				146.81		75,221.18	228,159.00
	1,142,269.74	717,481.28	720.00	1,250.08	146.81	0.00	3,048,935.83	4,910,803.74

**M/S/C Cardenas/Hart**  
**Resolution No. 14516: Quarterly Financial Report**

BE IT RESOLVED that the Board of Trustees accepts the Quarterly Financial Status Report (CCFS 311Q) for the quarter ending September 30, 2009, and directs that it be filed with the Chancellor's Office of the California Community Colleges.

**M/S/C Cardenas/Hart**  
**Resolution No. 14517: Agreement with Imperial County Department of Social Services**

WHEREAS, the Imperial County Board of Supervisors has accepted the proposal submitted by Imperial Community College District to provide services to participants in the Imperial County CalWORKS Program under the project entitled "CalWORKS Assessment Program";

NOW THEREFORE, BE IT RESOLVED that the board does hereby authorize the Superintendent/President, Dr. Ed Gould to sign and execute said agreement in the amount of \$279,252;

BE IT FURTHER RESOLVED that the contract is effective November 1, 2009 through June 30, 2010.

**M/S/C Cardenas/Hart**  
**Resolution No. 14518: Memorandum of Understanding between Aurora High School and Imperial Valley College (2009-2010 Amended for Spring 2010)**

BE IT RESOLVED that the Board approved the following memorandum of understanding:

MEMORANDUM OF UNDERSTANDING  
BETWEEN  
AURORA HIGH SCHOOL AND IMPERIAL VALLEY COLLEGE  
(2009-2010 Amended for Spring 2010)

"Aurora High School and Imperial Valley College 2009 Exploring Health Careers Project"

This agreement between Aurora High School (AGENCY) and the Board of Trustees of the Imperial Community College District (COLLEGE) on behalf of Imperial Valley College (IVC) confirms the arrangements the parties have made for the class offering(s) herein.

1. Consideration: The class offerings that are the subject of this Agreement shall be; offered during the 2009 Fall Semester, for the exclusive benefit of the AGENCY, and open to AGENCY designees only. In consideration of the instructional and related services provided by the COLLEGE, the AGENCY agrees to pay the COLLEGE the amounts determined as follows:
  - 1.1. The AGENCY shall pay the COLLEGE the sum of \$18,750.00 as a total amount for the classes to be conducted at the Imperial Valley College Main Campus, 380 E Aten Rd, Imperial, CA 92251-0158 and at Aurora High School, 641 Rockwood Ave, Calexico, CA 92231.



- 1.2. The class that is the subject of this agreement for 20 students is:
  - 1.2.1. AHP 090 Introduction to Healthcare 2 units
  - 1.2.2. NURS 100 Medication Mathematics 1 unit
- 1.3. Facility use fees are included in the amount specified above.
- 1.4. Instructional materials will be procured, produced, and provided by the COLLEGE as part of this agreement.
- 1.5. Classes will begin on February 16, 2010 and will end on June 8, 2010.
2. Duties and Responsibilities: The COLLEGE is responsible for the management of the Instructional activities associated with offering of the class. The AGENCY is responsible for the following student related activities; recruitment, identification, assessment, completion of the process for co-enrollment, enrollment in the class, addressing issues and concerns not associated with classroom instruction, and providing transportation to IVC Main Campus. AGENCY students will be IVC students and as such will be obligated under all rules applicable to any IVC student.
  - 2.1. The COLLEGE will issue a Certificate of award upon the successful completion of the "Aurora High School and Imperial Valley College 2009 Exploring Health Careers Project"
3. Cancellation:
  - 3.1. The COLLEGE retains the right to cancel any class that is offered under this agreement no later than three (3) days before the first meeting of the class. If the COLLEGE cancels a class, the AGENCY shall not be liable for any payments to the COLLEGE for the class.
  - 3.2. If the AGENCY cancels the class, all expenses and encumbrances by the COLLEGE in preparation for the class will be due and paid by the AGENCY.
4. Notices: Any notice or correspondence required by this agreement shall be delivered personally or by US mail as follows:

Justina Aguirre, RN, MSN, Associate Dean of Nursing  
Imperial Valley College  
380 E. Aten Rd  
Imperial, CA 92251-0158  
760-355-6347

John Moreno, Principal  
Aurora High School  
641 Rockwood Ave  
Calexico, CA 92231  
760-768-3940
5. Invoices: The COLLEGE will invoice the AGENCY upon commencement of instruction, 50% payable within 30 days of the start date and the remaining 50% payable within 30 days after

- the last day of class. This will allow the COLLEGE to produce the final invoice based on student count expenditures which will reflect actual expenditures.
6. Discrimination: Neither party to this agreement shall, on the basis of ethnic group identification, religion, age, sex, color, or physical mental disability, unlawfully deny any person the benefits of or unlawfully subject any person to discrimination in the operation of this agreement.
  7. Signatures: To be effective, this Memorandum of Understanding must be signed and returned to the COLLEGE at least ten (10) days prior to the first class meeting.

**M/S/C Cardenas/Hart**

**Resolution No. 14519: Memorandum of Understanding between Aurora High School and Imperial Valley College (Fall 2010)**

BE IT RESOLVED that the Board approved the following memorandum of understanding:

MEMORANDUM OF UNDERSTANDING  
BETWEEN  
AURORA HIGH SCHOOL AND IMPERIAL VALLEY COLLEGE  
Fall 2010

“Aurora High School and Imperial Valley College 2009 Exploring Health Careers Project”

This agreement between Aurora High School (AGENCY) and the Board of Trustees of the Imperial Community College District (COLLEGE) on behalf of Imperial Valley College (IVC) confirms the arrangements the parties have made for the class offering(s) herein.

1. Consideration: The class offerings that are the subject of this Agreement shall be; offered during the 2009 Fall Semester, for the exclusive benefit of the AGENCY, and open to AGENCY designees only. In consideration of the instructional and related services provided by the COLLEGE, the AGENCY agrees to pay the COLLEGE the amounts determined as follows:
  - 1.1. The AGENCY shall pay the COLLEGE the sum of \$13,319.00 as a total amount for the class to be conducted at the Imperial Valley College Main Campus, 380 E Aten Rd, Imperial, CA 92251-0158 and at Aurora High School, 641 Rockwood Ave, Calexico, CA 92231.
  - 1.2. The class that is the subject of this agreement for 20 students is:
    - 1.2.1. AHP 100 Medical Terminology 3 units
  - 1.3. Facility use fees are included in the amount specified above.
  - 1.4. Instructional materials will be procured, produced, and provided by the COLLEGE as part of this agreement.
  - 1.5. Classes will begin on August 23, 2010 and will end on December 11, 2010.

2. Duties and Responsibilities: The COLLEGE is responsible for the management of the Instructional activities associated with offering of the class. The AGENCY is responsible for the following student related activities; recruitment, identification, assessment, completion of the process for co-enrollment, enrollment in the class, addressing issues and concerns not associated with classroom instruction, and providing transportation to IVC Main Campus. AGENCY students will be IVC students and as such will be obligated under all rules applicable to any IVC student.
  - 2.1. The COLLEGE will issue a Certificate of award upon the successful completion of the "Aurora High School and Imperial Valley College 2009 Exploring Health Careers Project"
3. Cancellation:
  - 3.1. The COLLEGE retains the right to cancel any class that is offered under this agreement no later than three (3) days before the first meeting of the class. If the COLLEGE cancels a class, the AGENCY shall not be liable for any payments to the COLLEGE for the class.
  - 3.2. If the AGENCY cancels the class, all expenses and encumbrances by the COLLEGE in preparation for the class will be due and paid by the AGENCY.
4. Notices: Any notice or correspondence required by this agreement shall be delivered personally or by US mail as follows:

Justina Aguirre, RN, MSN, Associate Dean of Nursing  
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380 E. Aten Rd  
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760-355-6347

John Moreno, Principal  
Aurora High School  
641 Rockwood Ave  
Calexico, CA 92231  
760-768-3940
5. Invoices: The COLLEGE will invoice the AGENCY upon commencement of instruction, 50% payable within 30 days of the start date and the remaining 50% payable within 30 days after the last day of class. This will allow the COLLEGE to produce the final invoice based on student count expenditures which will reflect actual expenditures.
6. Discrimination: Neither party to this agreement shall, on the basis of ethnic group identification, religion, age, sex, color, or physical mental disability, unlawfully deny any person the benefits of or unlawfully subject any person to discrimination in the operation of this agreement.
7. Signatures: To be effective, this Memorandum of Understanding must be signed and returned to the COLLEGE at least ten (10) days prior to the first class meeting.

**M/S/C Cardenas/Hart**  
**Resolution No. 14520: Declaration of Surplus Property**

BE IT RESOLVED that the Board approves declaring the following outdated, non-functional property, which is no longer being used for educational purposes, as surplus property;

BE IT FURTHER RESOLVED that the Superintendent/President and/or the Vice President for Business Services, and/or the Purchasing/Receiving Coordinator are hereby authorized and instructed to dispose of said surplus property in the best interest of the College as referenced below:

<b>Equipment Description</b>	<b>IVC property number</b>
Camcorders (2)	10095, 12271
Copiers (2)	14545, 16740
CPUs (40)	000105, 002029, 003018, 003346, 003348, 003349, 09815, 09874, 10723, 12168, 13117, 13118, 13368, 13814, 13818, 13828, 13833, 13834, 13835, 13836, 13842, 13847, 13860, 13863, 13867, 13872, 13884, 13897, 13899, 13905, 14041, 14050, 14216, 14473, 14474, 14475, 15279, 15649, 16138, 16148
Dictaphone	06597
Fax machine	14304
Keyboards (2)	5214, 12485
Laptops (2)	11799, 13579
LCD Projector	11650
Microwave	5831
Monitors (84)	10447, 10711, 11103, 12523, 12544, 13117, 13118, 13163, 13352, 13368, 13814, 13818, 13833, 13836, 13842, 13863, 13865, 13867, 13869, 13870, 13873, 13883, 13884, 13886, 13890, 13892, 13897, 13898, 13899, 13902, 14041, 14050, 14216, 14279, 14384, 14390, 14473, 14474, 14475, 14497, 15198, 15355, 15356, 15358, 15359, 15398, 15676, 15854, 15856, 15860, 16093, 16101, 16103, 16104, 16111, 16113, 16114, 16115, 16124, 16125, 16161, 16310, 16336, 16337, 16374, 16428, 16429, 16430, 16431, 16432, 16433, 16434, 16435, 16437, 16438, 16441, 16442, 16443, 16445, 16449, 16730, 16732, 16374, 18360
Printers (14)	9418, 10518, 10575, 11568, 11824, 11825, 12375, 12543, 14097, 14283, 14303, 14573, 15906, 15912
Projectors (7)	2964, 00859, 11355, 13071, 13075, 13986, 13990
Recorders (2)	9986, 9987
Rolling Carts (2)	7663, 12124
Shredder	2000167
Speakers (2)	5740, 612
Stereo	12646
Swivel Lectern	130139
Turbid Meter	7850
TVs (2)	14019, 14496
TV/VCR Set (3)	7560, 8901, 14168,
Typewriters (2)	07429, 6181
VCRs (3)	09807, 11794, 12559

**M/S/C Cardenas/Hart  
Resolution No. 14521: Award of Bids**

WHEREAS, the District has advertised for bids and a bid opening was held on November 5, 2009 for the following projects:

Parking Information Booths and Campus Signage, Electrical and South Parking Lot  
Landscaping and Irrigation

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; and

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:

<b>Bid Package Description</b>	<b>Contract awarded to</b>	<b>Contract Amount</b>
Booths and Signage	Team C Construction, El Cajon, CA	257,700
Electrical	Tom Watson Electrical, Inc., El Centro, CA	180,000
Landscape & Irrigation	Executive Landscape, Inc., Fallbrook, CA	388,753
		<u>826,453</u>

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 Cardenas/Medina (OPPOSED: Galindo)  
Resolution No. 14522: Termination of El Centro Extended Center Lease  
Discussion**

Trustee Galindo asked to go on record that she is not in favor of closing the El Centro or any other extended campus.

**Resolution**

WHEREAS the economic crisis in the State of California has reached unprecedented levels impacting the state's general fund budget; and

WHEREAS the State of California has reduced the funding allocations to community colleges as a part of statewide budget reductions; and

WHEREAS these actions represent a budget reduction of \$3.8 million dollars for Imperial Valley College in the 2009-10 budget; and

WHEREAS Imperial Valley College must make budget this year to accommodate these reduced funding levels; and

WHEREAS budget reductions must be made in area/departments that have the least impact on the core institutional services of the college; and

WHEREAS the closing of the El Centro Extended campus represents a reduction of services to the community that can be mitigated through the transferring of services to main campus; and

WHEREAS instructional services in El Centro will continue to be provided through evening courses offered in partnership with Central Union High School District;

BE IT RESOLVED that the Board of Trustees regrettably approves the closing of the El Centro Extended Center and termination of the lease agreements effective January 31, 2010.

**Fiscal Impact: Savings of \$47,640.22 per year**

	<u>Annual</u>
Suite A	24,264.00
Suite C	7,200.00
Suite H	11,880.00
	<u>43,344.00</u>
Maintenance and taxes	4,296.22
	<u>\$47,640.22</u>

**M/S/C Cardenas/Ramirez (OPPOSED: Galindo)**

Trustee Galindo asked for a Roll Call Vote:

**AYES:** Acuña, Cardenas, Hart, Medina, Ramirez, Wong

**NOES:** Galindo

**ABSTAIN:** None

**Resolution No. 14523: Termination of the Small Business Development Center Discussion**

Trustee Galindo stated that Congressman Filner wrote a letter stating that IVC continue to support the program and stated that she does not believe that this is where IVC needs to cut and stated there is most likely a consultant that could be cut to save the program.

Board President Acuña asked that if the elimination of fiscal liability could be done.

President Gould stated this was the first time that he heard of a "guarantee" to be fiscally free from SBDC. He stated that \$86,000 had been paid out of IVC for SBDC debt. He stated that there has been about \$29,000 raised out of the \$70,000 expected. He stated the County of Imperial would not be making their contributions this year. He stated the problem that the District is seeing is that of a continuing pattern over a number of years where the District has been promised there would be no ongoing expenses. He stated one of the proposals was to have the director be the primary consultant; however, stated the director had not been able to raise the money. He stated the other issue is as budget priorities are reviewed, those priorities are given to do the core programs of the District and the

program does not fit into the core programs. He stated the issues the District is facing are deep and stated the recommendation is not being done with joy and understands the tremendous need; however, felt there was another organization that could be support the SBDC. He explained as the District is the granting agency, the District could not use HUD monies to match the grant because both are federal programs.

Vice President for Business Services Lau spoke and stated that SBDC was given a chance to succeed when the District wrote off \$82,000 in debt; however, stated that was no longer possible due to the budget.

Trustee Ramirez stated that her basic understanding was that the District needed to break even on financial stability in order to continue on an endeavor. She stated this issue was similar to the Desert Museum where IVC did not want to let it go but had to for financial stability.

Dean of Extended Campus/Applied Science Efrain Silva spoke and stated that the traditional sponsors have dwindled down due to economic situations. He stated that to use the word "guarantee" may be too optimistic. He stated he believes that through Debbie Trujillo's efforts, the program will not go away and the core delivery would be made. He stated he hoped the recovery with the economy and sponsorship would be strong again and IVC could partner again.

Board President Acuña asked if there was a way to revisit this issue at another time.

President Gould stated that one of the things that did not come with Congressman Filner's letter was a guarantee of funds.

Trustee Galindo stated she was troubled she missed the information on SBDC in another meeting. She stated that in lieu of this, she recommends to table the resolution and have President Gould mention in the resolution all of the comments that were mentioned by him as to the reasons IVC cannot support SBDC and have a response to Congressman Filner.

SBDC Regional Director Debbie Trujillo spoke and stated that Southwestern College has a contract with the Small Business Administration to service both San Diego and Imperial counties. She gave historical information on the program. She stated she is confident that the program could turn around but could not give a guarantee. She asked the Board to consider keeping the program by scaling the program back with one staff member. She stated that she has commitment from her sponsors. She stated she is committed to the program and will make it work one way or another.

There was some discussion as to the feasibility of Director Trujillo's proposal.

Trustee Ramirez stated that as a Board, they are at a point where they are asking everybody to make sacrifices. She stated there were two unions that they would be negotiating with and stated the unions are core to the college. She stated that she could not see where the Board could fiscally make an exception for this program.

### **Resolution**

WHEREAS the economic crisis in the State of California has reached unprecedented levels impacting the state's general fund budget; and

WHEREAS the State of California has reduced the funding allocations to community colleges as a part of statewide budget reductions; and

WHEREAS these actions represent a budget reduction of \$3.8 million dollars for Imperial Valley College in the 2009-10 budget; and

WHEREAS Imperial Valley College must make budget this year to accommodate these reduced funding levels; and

WHEREAS budget reductions must be made in area/departments that have the least impact on the core institutional services of the college; and

WHEREAS the closure of the Small Business Development Center represents a reduction of services to the community that can be mitigated through transferring services to other community organizations and business development agencies;

BE IT RESOLVED that the Board regrettfully approves the closure and termination of the Small Business Development Center effective December 31, 2009.

**Fiscal impact: Savings of \$9,000 per year (\$750 per month)**

#### **CONSENT AGENDA – EDUCATIONAL SERVICES**

**M/S/C Cardenas/Ramirez**

**Resolution No. 14524: Major, Certificate, Course Additions and Deletions**

WHEREAS, new programs, deleted programs, and new courses within the programs have been approved by the Curriculum and Instruction Committee and instructional administration, and satisfy all applicable requirements of Title 5 regulations. All factors, taken as a whole, support the establishment and maintenance of the proposed instructional programs and courses.

BE IT RESOLVED that the Board approves the recommendation of the Curriculum and Instruction Committee (6/4/09) and the Academic Senate (11/04/09), with the consent of the Superintendent/President, as follows:

Deleted Majors and Certificates

Electrical Wiring Technology Certificate  
Electronics Certificate  
Waste Water Technology Certificate  
Water Treatment Technology Certificate  
Carpentry Construction Technology Certificate  
Electrical Trades Certificate  
Cement Mason Construction Technology Certificate

**M/S/C Cardenas/Ramirez**

**Resolution No. 14525: URGING Dr. Stephen Weber to reconsider the reduction of SDSU Imperial Valley Campus by 11.6 percent and urging Dr. Weber to open Spring Semester transfer opportunities to Imperial Valley College Students**

WHEREAS, the Imperial Valley Campus of San Diego State University is required to reduce its overall enrollment by 89 Full-Time Equivalent Students for Fall 2010 from this fall's enrollment of 767 Full-Time Equivalent Students, or 11.6 percent; and



WHEREAS, the Chancellor of California State University directed all CSU campuses to reduce their enrollment and San Diego State University to reduce its enrollment by 10.8%; and

WHEREAS, the President of CSU San Bernardino exempted the Palm Desert Campus of CSU, San Bernardino from enrollment restrictions; and

WHEREAS, the President of CSU Bakersfield exempted the Antelope Valley Campus of CSU, Bakersfield from enrollment restrictions; and

WHEREAS, the County of Imperial, with a current unemployment rate of 30.1% and a large population of low income persons, has been designated by the State of California as an underserved community; and

WHEREAS, the unique social, cultural, and economic diversity of the Imperial County region requires an education program aligned to the needs of the students attending those facilities; and

WHEREAS, students attending SDSU Imperial Valley Campus are place bound with the distance to travel to other universities exceeding one hundred miles which prevents many students from attending other facilities; and

WHEREAS, restricting the enrollment for SDSU Imperial Valley Campus equates to restricting access to these students; and

WHEREAS, Imperial Valley College Students are unable to transfer mid-year to any public university in California; and

WHEREAS, Imperial Valley College relies upon SDSU Imperial Valley Campus as a primary receiver of transfer students in both the fall and spring semesters, and

WHEREAS, SDSU Imperial Valley Campus has been a viable partner in preparing the local workforce;

THEREFORE BE IT RESOLVED that the Imperial Community College District Board of Trustees request that San Diego State University President Stephen Weber grant a waiver to exempt SDSU Imperial Valley Campus from enrollment restrictions;

BE IT FURTHER RESOLVED that President Weber take into consideration that for Imperial Valley residents, SDSU Imperial Valley is the only access to a degree from a four year public institution within one hundred miles; and

BE IT FINALLY RESOLVED that the Imperial Community College District Board of Trustees urges San Diego State University to strengthen its commitment to SDSU Imperial Valley Campus by committing to a long term higher education master plan.

## **CLOSED SESSION**

**M/S/C Ramirez/Hart to go into CLOSED SESSION at 8:29 p.m.**

1. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT  
Conference with District Negotiators: John Lau and Travis Gregory

Employee Organization: CSEA Chapter 472  
RE: Negotiations

2. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT  
Conference with District Negotiators: John Lau and Travis Gregory  
Employee Organization: IVC Chapter of CCA/CTA/NEA  
RE: Negotiations
3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9  
One Case
5. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: 1501 West Imperial Ave , Calexico, CA 92231  
Agency Negotiator: Superintendent/President Dr. Ed Gould and Vice President for Business Services John Lau  
Under Negotiation: Will concern price and terms of payment

#### **OPEN SESSION**

**M/S/C Cardenas/Wong to go into OPEN SESSION at 10:00 p.m.**

- 1.&2. Legal Counsel spoke and stated the item was for the sunshine proposal for CSEA Chapter 472 and for CCA/CTA/NEA. He stated the letters being presented were initial proposals. He asked that copies be made available to the public and handed to union representatives present. He stated that the law contemplates there is a reasonable period of time. He stated the proposals were opening proposals and there could be modifications after the public has reviewed it.
3. Received information and gave direction.
4. Received information and gave direction.
5. Received information and gave direction.

#### **WRITTEN COMMUNICATIONS**

Board President Acuña announced that the unions received their respective proposals.

1. District Negotiation Proposal for 2010-2011 to IVC CCA/CTA/NEA
2. District Negotiation Proposal for 2010-2011 to CSEA Chapter 472

#### **CONSENT AGENDA – HUMAN RESOURCES**

Trustee Galindo pulled resolutions 14531 and 14532.

**M/S/C Cardenas/Wong**

**Resolution No. 14526: Full-Time temporary, non tenure track, academic personnel**

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to continue employment for the following full-time temporary, non tenure track, academic personnel (replacement for Rosa Pitones-medical leave) as a Reference Librarian effective November 2, 2009 through November 30, 2009.

<u>Name</u>	<u>Classification/Step</u>
Quintana, Helena	Appropriate Classification and Step Contingent Upon Verification of Records

**M/S/C Cardenas/Wong**

**Resolution No. 14527: Approval of New Grant-Funded Categorical Positions**

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the following new grant-funded positions:

<u>Classification Title</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>
Youth Development Specialist	Applied Sciences	Full-Time Categorical-100%	19
Instructional Lab Assistant (Electronics Technology Lab)	Applied Sciences	Part-Time Categorical-100%	10

**M/S/C Cardenas/Wong**

**Resolution No. 14528: Classified Substitute Employment**

BE IT RESOLVED that the Board approves 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>
Diaz, Cindy	Student Services Assistant	Parking Control	District	10-1	10/13/09-10/23/09
Diaz, Cindy	Office Assistant III	WIA Grant	Categorical	9-1	10/26/09

**M/S/C Cardenas/Wong**

**Resolution No. 14529: Extended Leave of Absence (Amended)**

BE IT RESOLVED that Board Resolution 14512 be amended as follows:

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve an initial request for an extended leave of absence due to a non-industrial illness for Joe Serna.

Joe Serna is requesting an extended sick leave of absence effective November 17, 2009 through April 16, 2010. The extended leave of absence is being requested pursuant to CSEA Contract, Articles 11.2 and 11.3.

(1) Change to read as follows:

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to Approve an initial request for an extended leave of absence with health and welfare benefits due to a non-industrial illness for Joe Serna, Grounds Maintenance Worker.

Joe Serna is requesting an extended sick leave of absence effective November 17, 2009 through April 16, 2010. The extended leave of absence is being requested pursuant to CSEA Contract, Articles 11.2 and 11.3.

**M/S/C Cardenas/Wong**

**Resolution No. 14530: Elimination of Vacant Classified Service Positions**

WHEREAS, the District has met with CSEA in an attempt to review all inactive and unfilled classified service positions, leading to an agreement as outlined in the attached Memorandum of Understanding (Exhibit A); and

WHEREAS, the Governing Board of the Imperial Community College District hereby finds it necessary and in the best interest of the District to eliminate inactive and unfilled positions that do not appear to be needed in the foreseeable future;

NOW THEREFORE, BE IT RESOLVED that, effective immediately, the classified positions listed in Exhibit A shall be eliminated.

**M/S/C Ramirez/Wong (OPPOSED: Galindo)**

**Resolution No. 14531: Reduction of Classified Management Service**

**Discussion**

Trustee Galindo stated since she is opposed to closing the SBDC, she is also opposed to laying off the management position.

**Resolution**

WHEREAS, due to a lack of work or a lack of funds during the 2009-2010 academic year; and

WHEREAS, the Governing Board of the Imperial Community College District finds it necessary and in the best interest of the District to eliminate services as specified below:

1. Director of Small Business Development Center (F/T probationary Classified Manager position)

NOW THEREFORE, BE IT RESOLVED that the employment of this probationary manager of the District shall be discontinued effective December 18, 2009.

BE IT FURTHER RESOLVED that the Superintendent/President or his designee is authorized and directed to give written notice to the affected employee.

**M/S/C/ Ramirez/Wong (OPPOSED: Galindo)**  
**Resolution No. 14532: Reduction of Classified Service**

**Discussion**

Trustee Galindo stated since she is opposed to closing the SBDC, she is also opposed to laying off the classified position.

**Resolution**

WHEREAS, due to a lack of work or a lack of funds during the 2009-2010 academic year; and

WHEREAS, the Governing Board of the Imperial Community College District finds it necessary and in the best interest of the District to eliminate and reduce the classified services as specified below:

1. Small Business Development Center Secretary (F/T position)

NOW THEREFORE, BE IT RESOLVED that this classified position of the District shall be discontinued and reduced.

BE IT FURTHER RESOLVED that the Superintendent/President or his designee is authorized and directed to give notice of layoff to the affected employee and to the appropriate exclusive bargaining representative not later than 45 calendar days prior to the effective date of layoff.

**ADJOURNMENT**

**M/S/C Medina/Wong to ADJOURN the meeting at 10:10 p.m.**

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for the **WEDNESDAY, DECEMBER 16, 2009, AT 6:00 P.M.** in the **Administration Board Room located in Building 10.**

Adopted this \_\_\_\_ day of November 2009.

\_\_\_\_\_  
ICCD Board President

\_\_\_\_\_  
ICCD Board Secretary

Exhibit A

**IMPERIAL COMMUNITY COLLEGE DISTRICT**

MEMORANDUM OF UNDERSTANDING

TO: John Abarca, CSEA President  
FROM: Travis Gregory, Associate Dean of Human Resources  
John Lau, VP for Business Services  
DATE: November 10, 2009  
SUBJECT: Unfilled Position Elimination List

Based on our discussions and meetings over the last several weeks, the following is a list of positions that both CSEA and the District have agreed to eliminate from classified service.

As a part of a district-wide effort to produce an accurate budget and to “clean up” previously approved positions which do not appear necessary in the foreseeable future, this MOU serves as an agreement between the District and CSEA to implement the following listed position eliminations only. All other previously negotiated terms and condition remain in full force and effect.

Classification	Funding
1. Foster and Kinship Care and Independent Living Coordinator (INACTIVE)	Categorical
2. College Nurse (INACTIVE)	District
3. Sign Language Interpreter III (VACANT- using substitutes)	District
4. Sign Language Interpreter II (VACANT- using substitutes)	District
5. Sign Language Interpreter I (VACANT- using substitutes)	District
6. Counseling Specialist (INACTIVE)	District
7. Transportation Operator (INACTIVE)	District
8. Office Assistant I (INACTIVE)	District
9. Student Services Coordinator- Admissions and Records (INACTIVE)	District
10. Student Services Representative (Ext Cam -Brawley) (INACTIVE)	District
11. Student Services Representative / part-time (Ext Campus -Brawley) (LAID OFF)	District

Agreed upon this \_\_\_\_\_ day of November, 2009

\_\_\_\_\_  
John Abarca,  
President, CSEA

\_\_\_\_\_  
Dr. Ed Gould  
Superintendent /President

Copy to: Superintendent /President’s Office, Vice Presidents, HR