



ADOPTED MINUTES

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

Monday, June 7, 2010

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

CALL TO ORDER/ROLL CALL

On Monday, June 7, 2010, at 6:02 p.m., Board President Jerry Hart called the Special 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
Romualdo Medina
Jerry D. Hart
Rebecca L. Ramirez

BOARD MEMBERS ABSENT: Louis Wong

REPRESENTATIVES PRESENT: Michael Heumann, College Council Chair
Gaylla Finnell, CTA President

CONSULTANTS PRESENT: Dr. Ed Gould, Superintendent/President
Dr. Victor Jaime, Vice President for Student Services

PLEDGE OF ALLEGIANCE

Trustee Medina led the Pledge of Allegiance to the Flag.

PUBLIC COMMENT

There was no public comment.

BUSINESS

M/S/C Acuña/Ramirez (OPPOSED: Galindo) to amend the motion to add the words “not to exceed \$4 million.”

Resolution No. 14703: Authorization for 2009-10 and 2010-11 Interfund Transfers

Discussion

Trustee Acuña asked about the statement of “transfers within and between funds.” President Gould stated that there would be two funds that could be used: 1) RDA funds and the Measure L Bond monies. Trustee Acuña asked if the Bond Committee was aware of the transfer. President Gould stated was not aware and that the Bond Oversight Committee would

be meeting in September and not aware of the situation. He stated that the funds are considered local and do not go through the Chancellor's Office for approval.

Trustee Ramirez asked if there was a maximum amount to be borrowed. President Gould stated it would be \$4 million to meet the June payroll and expenses. Director of Fiscal Services Carlos Fletes stated payroll and commercial warrants would be paid with the money. Trustee Ramirez stated that there should be a dollar amount noted on the resolution that would include the worst case scenario figure.

President Gould stated the District would have to pay interest plus the amount borrowed. Trustee Medina stated what would happen if the District could not repay the RDA funds. President Gould addressed his concerns by stating that the District would borrow against its property and stated that an auditor's statement would be done explaining the District's situation.

Director Fletes reported the District's reserves were at \$2.3 million which is under 6%. Trustee Ramirez asked what the minimum reserves are by state standards. Director Fletes stated it was 3%.

President Gould stated that the District would receive a warning letter at 4% reserves.

Trustee Galindo stated she wanted her written statement included in the minutes: "I regret that I cannot vote in favor of this resolution because 1) I do not believe that we have explored all other borrowing options (e.g. line of credit, private lender, etc.), 2) I do not have a written legal opinion telling me it is okay to do this, and 3) the Oversight Committee has not been consulted."

Trustee Medina asked for clarification on what would happen if the District was unable to repay. President Gould stated that the District would then be forced to give IOUs to vendors and employees.

Resolution

WHEREAS, the Board of Trustees recognizes that the State of California is experiencing a fiscal and cash crisis, and has proposed continuing to defer apportionment payments to community colleges, and

WHEREAS, the Board of Trustees has designated the Superintendent/President and Vice President for Business Services as agents responsible for maintaining the funds for the operation of the Imperial Community College District; and

WHEREAS, the Board of Trustees conducts matters, fiscal and otherwise, according to the laws specified in the California Education Code, Title V, Government Code, Board Policy, and other applicable statutes.

NOW, THEREFORE BE IT RESOLVED, that the Board authorizes the Superintendent/President and the Vice President for Business Services to make budget and/or cash transfers within and between funds, not to exceed \$4 million in order to maintain payroll and accounts payable obligations during the current State fiscal and cash crisis for the 2009-10 and 2010-11 fiscal years.

ADJOURNMENT

M/S/C Acuña/Wong to ADJOURN the meeting at 6:26 p.m.

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for **WEDNESDAY, JUNE 16, 2010, AT 6:00 P.M.** in the Administration Building Board Room.

Adopted this 21st day of July 2010.

ICCD Board President

ICCD Board Secretary