MINUTES

REGULAR MEETING OF THE BOARD OF TRUSTEES
SANTA BARBARA COMMUNITY COLLEGE DISTRICT

February 25, 2010

REGULAR MEETING
Room A-211
4:00 pm

MacDougall Administration Center
Santa Barbara City College
721 Cliff Drive

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1. GENERAL FUNCTIONS

1.1 CALL TO ORDER

President Dobbs called the meeting to order. Due to the number of requests to speak to the Board about item 5.1, Continuing Education Conversion to Fee Based Courses, Dr. Dobbs proposed changing the order of the agenda. Dr. Dobbs requested that the Board take item 2.3, The Citizen’s Bond Oversight Committee Report first, to be followed by item 5.1, Continuing Education. Other agenda items will be taken after item 5.1 in the order in which they appear in the agenda.

Upon motion by Mr. O’Neill, seconded by Mrs. Green the Board approved the amended agenda, as presented by President Dobbs.

President Dobbs reported to the audience that each speaker would be limited to 3 minutes and he requested that each speaker be prompt so that all of the speakers would have an opportunity to address the Board. President Dobbs also announced that the Board had heard from the public through letters, emails, and other community contacts.
1.2 ROLL CALL

Members present:
Dr. Joe Dobbs, President
Mrs. Sally Green, Vice President
Mr. Des O'Neill
Mr. Luis Villegas
Ms. Nicole Ridgell, Student Trustee

Member absent:
Dr. Kathryn Alexander
Mr. Morris Jurkowitz
Ms. Joan Livingston

Others present for all or a portion of the meeting:
Dr. Andreea M. Serban, Superintendent/President and Secretary/Clerk to the Board of Trustees
Dr. Arellano, Ofelia, VP Continuing Ed
Auchincloss, Liz, President CSEA
Bedill, Andrew, PCW
Bender, Irwin, CE
Ben-Horin, Barbara FDN for SBCC
Dr. Bishop, Paul, VP IT
Bourgeois, Marielle, CE
Croninger, Marsha, CE Student
Dyruft, Jane, CE Student
Ehrlich, Sue, VP HRLA
Fancher, Christine, CE Student
Felland, James
Dr. Friedlander, Jack, EVP Ed Prgrms
Galvan, Joan, PIO
Garfinkel, Atty, VP Student Senate
Dr. Hanna, Karolyn, Faculty
Harrington, Emily, President Student Senate
Helzer, Valerie, PCW
Hensgen, Elizabeth, CE Student
Hentaloff, Alex
Hewlett, Gretchen, FDN for SBCC
Horlick, Charles, CE Inst.
Kornbluth, Story, CE Inst.
Lorber, Janice, CE Student
McCammon, Cathie, CE Student
McCammon, Gwen

Meer, Brian, CE Inst.
Meshkow, Mike, CE Art
Moon, Mariah
Moore, Julie
O'Connor, Kathy, SBCC PE and CE Faculty
Park, C, CE Student
Dr. Partee, Ben, Dean Ed Prgrms
Pettit, Lisa, CE Student
Pickering, David, Retired SBCC
Pickering, Dottle, CE Inst.
Sattler, Jill, CE Art
Sayers, Bernie, CE Art
Dr. Scharper, Alice, Dean Ed Prgrms
Schwartz, David, CE Student
Smith, Guy, Dean Ed Prgrms
Statucki, Marilyn, Retired CE Inst.
Steasard, Petty, CE Student
Stoddard, Ellen, PCW
Stoddard, Kelley, Oaks PCW
Sullivan, Joe, VP Business Serv.
Tone, Sonia, CE Student
Torres, M., SBCC
Vincent, MJ, FDN Board
Ward, Pat

1.3 WELCOME

President Dobbs extended a cordial welcome to all.

1.4 CLOSED SESSION - NONE

1.5 HEARING OF CITIZENS

Kelley Stoddard: Good evening and thank you for this opportunity, I'm a parent at The Oaks Parent-Child Workshop and my four year old son attends The Oaks Preschool. Since the junior college originally assumed the responsibility for adult education in our community, being a parent at The Oaks has meant being a non-credit adult education Santa Barbara City College student in a course of study that is eligible for funding under Education Code Section 8757. That statute
specifically names parent cooperative preschools as one of several funding eligible parent education courses. Today I'm here because our temporary director's one-year contract is being formally terminated; I'm the chair person of the parent board of directors, as I was last year. Normally at our school it's only a one-year commitment but due to the unusual circumstances arising from the administration's refusal to replace our retiring director, I agreed to stay on an additional year. So one year ago I stood before you to express our concerns that we believe the administration wanted to change the relationship between The Oaks and City College. I felt assured by members of this board that everything would work out, I was encouraged to work with the administration to resolve the concerns, it has been a very long and frustrating year. I wrote a letter to the college dated February 8, 2009, addressing our concerns that 'The Oaks director's position had not gone out for hire. Later that month, members of the college administration came to The Oaks and met with our parent board, we were told that the college had unspecified legal concerns, they could not elaborate on this, we were told that they would hire a one-year temporary director while they looked into the legal issues, we were told that by the following year they hoped to hire a permanent director. I asked if for some reason they could not hire a permanent director for that year, would the temporary contract position be renewable. I was told yes. I sent my next letter to the college on June 1, 2009 in this letter I asked the college if the legal issues had been resolved and if not would they contact me to let me know the status, again I emphasized the need for the permanent director, I received no response. I sent another letter to the college on September 28, 2009, reiterating our need for permanent director and again asked about any remaining issues, again I received no response. On November 7, 2009, I felt compelled to right to the Board of Trustees, addressing my concerns and lack of response from the college, as you know The Oaks is the largest and the oldest of the workshops, The Oaks owns its own buildings and maintains it for the benefit of the adult education class, we believe that The Oaks is the flagship program for the workshops. After a year of non-action, on February 1, 2010, the administration provided the PCWs with a legal opinion dated January 14. On February 11 you were provided the same legal opinion along with a cover letter, which was attachment 4 to the Trustees Study Session. Both documents concede that they don't know how the PCWs came to be, why because they chose not to ask. The four PCWs quickly gathered and attempted to correct the misinformation and provide the missing information lacking in the administration's legal cover letter. You should all now have this document and I would ask you to review it prior to the next study session. At this point possibly the concerns raised by the administration either don't exist or could be easily resolved, unfortunately in the end that does not resolve what I spoke to you about one year ago and that is the need for The Oaks to retain an instructor/director. Now the administration will attempt to convince you that only at The Oaks the instructor/director position should be eliminated and instead become a 2/3 hourly non-tenured, no benefit position with no requirement of a masters degree. Can you imagine what this would do to our flagship program? If The Oaks is the only workshop that is reduced educational requirements, as well as reduced pay without benefits, why would a parent-student chose to attend what would be the equivalent of a mere mommy and me class at The Oaks, when instead they could go to one of our sister workshops that has continuity, dedicated, more highly educated and better paid instructor and receive a genuine education in parenting, child development and family relations. This decision to reduce the salary and educational requirements would cripple our program, why would the college do this to the jewel in the crown? As of today we have no instructor/director for next year, we have no answers to the questions of parents who must make decisions now about where their children will go to school in 6 months. I would like to thank this Board of Trustees for its historical support of the workshops. I hope you will now hear and see in the upcoming weeks how this community values our beloved workshops, we need you to promptly make a decision to provide The Oaks with what you have provided it in the past and what is comparable with the other workshops. I would also just like to ask whether a date has been set to discuss this issue further.

Superintendent/President Serban: As you actually know, we have and continue to gather information. I would like to correct a point you made because we did ask for information from the four Parent Child Workshops and we are spending time to fully cover all aspects, we also had a
follow-up meeting yesterday with the four Parent Child Workshop faculty, Andy Harper, the director from Continuing Education who oversees the area of parenting classes and Dr. Arellano. I actually did spend quite a bit of time talking with the four Parent Child Workshop faculty more than a year ago, so we are asking, we are finding out the facts and we are going to work towards resolution. Also this document to which you referred and was just given to the Board, which I also just received last night, contains statements attributed to me that are inaccurate, so I'm going to send what are the inaccuracies in this document. In the spirit I told you about last time when we met, that we are going to meet with the Parent Child Workshop faculty/directors, which is exactly what we are doing, to review the information and facts that we want to mutually agree on and understand. This document contains inaccuracies and statements attributed to me that I never made and actually that is a point I made to the four faculty/directors yesterday when we met and they gave me the document. Just by looking over the document on the spot yesterday, it was obvious that it contains inaccuracies. In order for future discussions with the Board to occur, we need to review this information and document together with the four faculty first and have the input from the four Parent Child Workshops on the draft agreement we provided you on February 1. I think we had a very productive meeting yesterday and we have clarified a number of items. I think we are making very good progress, so our hope is to have the follow up discussion with the Board soon. Also, we agreed last night at the meeting with the four faculty on action steps to be completed and there are a few things that need to be done by both sides, including we have asked for input on the draft agreement we have provided. We have clearly said that the agreement is a draft and Mary Dowell has provided it in a word format, so that we can receive input directly into the draft provided. I think it is very important, in the spirit of fairness and mutual collaboration, to acknowledge the facts as they truly are.

Mr. O'Neill: So we're not doing anything tonight?

Mr. Villegas: We are kind of, as she has addressed the position of The Oaks director which is part of our Human Resources.

Superintendent/President Serban: The hire for the Oaks was for a one-year temporary contract and, as you can, see she is not the only one listed on the agenda. All one-year temporary contracts will receive their March 15 notice and we can not hire the same person for another one-year temporary contract, that is just the law and Sue Ehrlich can provide more information if needed.

Mr. Villegas: I need clarification because I do see other people on the agenda that have been apparently on temporary contract year after year, so what is the difference?

Superintendent/President Serban: The difference is the funding source. Positions funded from categorical funds can continue as one-year temporary contracts with the same individuals in the position. Positions funded from the general fund cannot continue for another one-year temporary contract with the same individual in the position.

Atty Garfinkel: Scott Lay informed us this afternoon that the Legislative Analyst office is now recommending the California Community College fee be raised to $40/unit, the state has approved additional deferred payments despite opposition and I'm going to be at the FACCC Conference this weekend and I have appointments with 20 legislators that is every single assemblyman and senator within Region 6. Assemblyman Furutani of Los Angeles has approached the Student Senate for California Community Colleges and the Chancellor's Office and asked for students to write legislation and I think this is the first time this has ever happened and I get to be involved, I am happy about that. This legislation will be called the California Golden Road to Education and essentially it will require funding to all three systems of higher education and go through and allow students to say what our needs are and Furutani as well as Assemblyman Torrico, the Assembly Majority Leader, have both agreed to take it to the State Assembly for us. I'll be presenting my concerns with the current state's choices for the Board of
Governors on Monday, lobbying with all assemblymen and state senators for our region on Tuesday. When the students are given a chance to be involved, we do make a huge difference, I just wanted to let you know what's going on with what the students are being involved in and give you a brief update on our advocacy efforts.

1.6 MINUTES OF THE REGULAR MEETING OF JANUARY 28, 2010

Upon motion by Mr. O'Neill, seconded by Mrs. Green, the Board approved the minutes of the regular meeting of January 28, 2010.

1.7 COMMUNICATIONS

The following reports were presented to the Board of Trustees about various matters involving the District. No action was taken unless listed on a subsequent agenda.

a. REPORT BY ACADEMIC SENATE – Ignacio Alarcon

Mr. Alarcon reported on the following: This past week we got the great news that Nick Arnold had won the statewide Academic Senate Stanback - Stroud Diversity Award. This is our second award for the College. Manou Eskandari won it a few years ago and only Butte College and our college have won it twice. Nick Arnold will receive the award at the plenary session of the Academic Senate, which includes $5,000. Nick has been very active especially with the MESA program which serves underrepresented/underserved students. The MESA program has been getting attention now from even private donors. We're very pleased that Nick is recognized this way. The Academic Senate voted on the modifications to the program review procedures to incorporate what the accreditation team recommended in terms of including new and replacement faculty positions in our program reviews. We're very pleased to see that you will recommend tenure for 13 of our colleagues tonight. Congratulated Liz Auchincloss for being nominated for the California Community College Classified Employee of the Year Award.

b. REPORT BY ASSOCIATED STUDENTS – Atty Garfinkel

Ms. Garfinkel reported on the following: Student Senate President Emily Harrington had an evening lecture she had to attend and apologies that she was not able to stay and asked that Ms. Atty Garfinkel present their report. The Student Senate began the Spring semester with the privilege of hearing from three very knowledgeable and patient faculty and administrators: Ms. Kathy Malloy, Dean Keith McLellan and Ms. Allison Curtis. On February 5, Ms. Malloy shared with us the two year evaluation of the Partnership for Student Success, and we will be drafting a resolution of our support for the program thereby, continuing a tradition of Student Senate involvement in the Partnership for Student Success process. On February 19, Dean McLellan spoke about a new substitution waiver that he has been crafting, which will allow students to make a valid case to replace an Associate degree course with one that is equivalent. Ms. Curtis spoke about the proposed wait list feature that has been developed and working it's way through the consultative process, this procedure will allow students to place themselves on a wait-list through Pipeline and therefore ensure students who are making a diligent effort to enroll in a class to have priority over those who simply show up the first day.

The Student Senate also had the privilege of hearing from Ms. Ann Crosby from Continuing Education on February 19. Ms. Cosby shared the proposed tuition increase for the Continuing Education Division. She asked for our official support in their efforts to improve communication between their students and ours, and while we understand and appreciate her gesture of diplomacy, the timing of her request did not allow the Student Senate to make an official endorsement, being that the Student Senate was unable to discuss and vote on our
support of the item as it was not on the February 19 agenda. The Student Senate will however, offer their support to the Continuing Education students who desire to form an Associated Student Organization. So if there is interest from their division, the Student Senate would be happy to work with them in formulating a constitution and by-laws that suit their needs.

The Student Senate is also continuing the McKinley school luncheons, where elementary school students are introduced to our campus in a fun and informative way. They are also discussing upcoming conferences, a car wash fundraiser, and are assigning Senators to Campus Committees for this semester, there are only four left unfilled.

d. REPORT ON CURRENT EVENTS  — Joan Galvan

Ms. Galvan reported on the following: The Randall Stout Architecture exhibit opens tomorrow at the Atkinson Gallery the exhibit will run from February 26-March 26. Mr. Stout is a Los-Angeles-based architect and the show will feature his models, drawings and images, primarily of progressive museum designs. He will also present an artist’s lecture on March 17 in the Art Department, Room H111. During March, the Harold Dunn Memorial Concert Series will host four concerts. One of the concerts will be the Faculty/Student Concert where music faculty will join forces with outstanding student performers for an eclectic evening of chamber music on March 7 and this will benefit the Department’s scholarship fund. Dr. Janet Afary, UCSB Mellinchimp Chair in Global Religion, will deliver the annual Leonardo Dorantes Memorial Lecture on Wed., March 10 at the SBCC Sports Pavilion. Her lecture topic will be “The Politics of Veiling in Modern Iran.” Dr. Bob Gray, Professor of Earth Science, will deliver the 31st Annual Faculty Lecture on March 11, at the SBCC Sports Pavilion. His presentation is titled “The Last Great Extinction: Exiled Mammoths of the Channel Islands and Saber Tooth Cats of Rancho La Brea.” Cottage President and CEO Ron Werft will be the honoree at the 17th annual SBCC Golf Classic on March 15 at the La Cumbre Country Club. All proceeds from this fundraiser benefit the 17 Vaqueros sport teams. The Luria Library, School of Culinary Arts and the SBCC Great Books Program will sponsor the second Annual Edible Books Festival” on March 24 in the Library.

Media Coverage
The proposal to increase enrollment fees for a selected number of Continuing Education classes has been extensively reported in the local media including the Santa Barbara News Press, the Santa Barbara Daily Sound, the Santa Barbara Independent, Noozhawk, Edhat, and KEYT-TV, Channel 3.
Both the *Santa Barbara Independent* and the *Santa Barbara Daily Sound* ran extensive pieces about the passing of Mrs. Helen Pedotti on February 18, just prior to her memorial service on campus on February 21.

Superintendent/President Andreea Serban described how the State budget crisis is affecting Summer 2010 class offerings in the February 6 *Santa Maria Times*.

Adjunct Instructor Isaac Jenkins described how his heritage has inspired him both as a musician and as a teacher in a February 2 *Santa Barbara News Press* feature story as part of a special series honoring Black History month.

e. REPORT FROM SUPERINTENDENT/PRESIDENT – Dr. Andreea M. Serban

Superintendent/President Serban reported on the following:

**Budget**
The announcement today regarding the additional delay in payments to community colleges is very significant. In the approved budget for 2009-10, the January and February payments were delayed until June and the June payment is delayed to October. Now the March payment has been delayed to May. This is another important item that needs to be kept in mind, as it’s important not to further diminish the College’s reserves, in order to ensure the fiscal viability of the college.

**Centennial**
The “SBCC@100” – the documentary produced by students William Conlin and Simon Freeman was screened at the Santa Barbara Film Festival on February 5th. Extended appreciation to the board members who attended, Dr. Joe Dobbs and Des O’Neill.

**College Activities**
Thanked Dr. Dobbs and Mr. Villegas for their help with the golf tournament that Joan Galvan mentioned. Thanked Ellen O’Connor, the Director of Athletics, who is doing an outstanding job in her role as Director of Athletics and on this fundraiser.

Thanked Trustee O’Neill for being at the Helen Pedotti memorial. There were many college employees and friends of the College who attended. It was a very nice tribute that celebrated the tremendous contributions Ms. Pedotti provided the College.

Congratulated Nick Arnold, who was named the 2009-10 Stanback-Stroud Diversity Award winner. This is a very prestigious award.

Congratulated Sandrine Krul, SBCC Women’s basketball coach on being named Western State Conference North Coach of the Year on February 21, for the second time in her six-year tenure. She led the Vaqueros to an 18-11 overall record and 10-2 in the Western State Conference North. This put our team in second place in the division.

February is Black History Month, and our Black Student Union sponsored a number of activities including the showing of a film by director Spike Lee and hosted a student panel to discussed diversity. They also worked with Phi Theta Kappa in raising funds for the Haitian Relief.

The next two months will be very involved in developing the proposed tentative budget; needless to say there is a long list of needs and little money. So talking about hard choices, we’re just at the beginning of many different hard choices. There will be much harder choices than the one regarding the 20 fee-based continuing education classes.
2. GOVERNING BOARD

2.1 RECOMMEND ENDORSEMENT OF THE NOMINATION OF MS. LIZ AUCHINCLOSS FOR THE CALIFORNIA COMMUNITY COLLEGE CLASSIFIED EMPLOYEE OF THE YEAR AWARD.

Upon motion by Mr. O’Neill, seconded by Mrs. Green the Board approved the endorsement of Liz Auchincloss for the California Community College Classified Employee of the Year Award.

2.2 APPOINTMENT OF BOARD DESIGNEE TO REVIEW GRIEVANCE

President Dobbs appointed Mr. O’Neill, Mrs. Green and himself to review a grievance under the IA agreement and to respond to the grievant on behalf of the Board. No formal vote was needed for this item.

2.3 CITIZENS’ BOND OVERSIGHT COMMITTEE ANNUAL REPORT

Mr. Ed Heron, Chairman of the Citizens’ Bond Oversight Committee presented to the Board the 2009 Measure V Citizens’ Oversight Committee annual report. Mr. Heron noted that he was not going to go over all of the wonderful projects that are in progress, as they were spelled out in the report and he urged the audience to pick up a copy of the report and review it. Mr. Heron explained that the committee had met five times since November 6, 2008, and at each meeting they reviewed all expenditures, the status of all the projects, ask questions and ensured that the funds were being properly expended. The committee members received quite a bit of information from staff and were provided a lot of detail. The minutes from these meetings are available on the website. Staff has been extremely helpful in keeping the committee members appraised, answering questions, and keeping them going in the right direction. We are very excited about the various projects that are underway; long-term they will be a tremendous benefit to the campus.

It is the Committee’s opinion based upon the committee’s oversight activities and a review of the independent financial performance audits that the District is in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution. With the presentation of this annual report, the Bond Oversight Committee members assure voters that Measure V Bond expenditures have been properly made and have been utilized for projects consistent with those identified in the bond measure. It is hoped that the public will find this annual report informative and comprehensive.

The Committee is committed to the long-term success of the College and is committed to monitoring the bond measure. Mr. Heron reviewed the information noted in the report regarding the independent audit, it was noted that all funds expended from Measure V will be audited annually.

The Committee commended the Board for the work being done and the tremendous pressure they are under to spend the funds in the designated timeframe. Unfortunately we are the recipient of these bad economic times, so a lot of the projects will not progress as quickly as we all hoped they would. We will continue to do the best we can and I’m sure staff is doing the best they can, and the campus will benefit from this long-term, the education at Santa Barbara City College will be tremendous.

3. HUMAN RESOURCES & LEGAL AFFAIRS – Ms. Sue Ehrlich
3.1 HUMAN RESOURCES & LEGAL AFFAIRS CONSENT ITEMS

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved the Human Resources and Legal Affairs consent items, as contained in the agenda and attachments.

3.2 HUMAN RESOURCES & LEGAL AFFAIRS ACTION ITEMS

a. RECOMMEND APPROVAL OF AUTHORIZATION TO APPOINT FACULTY AND EDUCATIONAL ADMINISTRATORS

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board authorized that the Superintendent/President have the authority to confirm appointments for Faculty and Educational Administrator positions prior to board meetings, when appropriate, throughout the Spring semester recruitment process.

b. RECOMMEND APPROVAL OF NOTIFICATION OF TERMINATION OF 2009/2010 TEMPORARY FACULTY CONTRACT PERSONNEL

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved notification of termination of 2009/2010 temporary faculty contract personnel, as contained in the agenda.

c. RECOMMEND APPROVAL OF FOURTH YEAR CONTRACT PROBATIONARY CERTIFICATED PERSONNEL FOR TENURE STATUS EFFECTIVE FALL 2010 (4-YEAR PROBATIONARY EMPLOYEES)

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved the fourth year contract probationary certificated personnel for tenure status effective Fall 2010 (4-year probationary employees), as contained in the agenda.

d. RECOMMEND APPROVAL OF THIRD-YEAR CONTRACT PROBATIONARY CERTIFICATED PERSONNEL FOR FOURTH-YEAR CONTRACT PROBATIONARY STATUS EFFECTIVE FALL 2010 (4-YEAR PROBATIONARY EMPLOYEES)

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved the third-year contract probationary certificated personnel for fourth-year contract probationary status effective Fall 2010 (4-year probationary employees), as contained in the agenda.

e. RECOMMEND APPROVAL OF SECOND-YEAR CONTRACT PROBATIONARY STATUS CERTIFICATED PERSONNEL TO THIRD/FOURTH YEAR PROBATIONARY STATUS EFFECTIVE FALL 2010

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved the second-year contract probationary status certificated personnel to third/fourth year probationary status effective Fall 2010, as contained in the agenda.

f. RECOMMEND APPROVAL OF FIRST-YEAR CONTRACT PROBATIONARY CERTIFICATED PERSONNEL FOR SECOND YEAR CONTRACT PROBATIONARY STATUS EFFECTIVE FALL 2010 (4-YEAR PROBATIONARY EMPLOYEES)

Upon motion by Mr. O’Neill, seconded by Mrs. Green, the Board approved the first-year contract probationary certificated personnel for second year contract probationary status effective Fall 2010 (4-year probationary employees), as contained in the agenda.

g. RECOMMEND APPROVAL OF RENEWAL OF CERTIFICATED EDUCATIONAL ADMINISTRATOR CONTRACTS EFFECTIVE JULY 1, 2010
Upon motion by Mr. O'Neill, seconded by Mrs. Green, the Board approved the renewal of the certificated educational administrator contracts, effective July 1, 2010, as contained in the agenda.

h. RECOMMEND APPROVAL OF NOTIFICATION OF TERMINATION OF THE FOLLOWING EDUCATIONAL ADMINISTRATOR CONTRACT PERSONNEL

Upon motion by Mr. O'Neill, seconded by Mrs. Green, the Board approved the notification of termination of the educational administrator contract personnel, as contained in the agenda.

4. EDUCATIONAL PROGRAMS – NONE

5. CONTINUING EDUCATION – Dr. Ofelia Arellano

5.1 CONVERSION TO FEE-BASE OF 20 COURSES NOT CURRENTLY ELIGIBLE FOR STATE FUNDING SCHEDULED FOR SPRING 2010, EFFECTIVE WITH THE SPRING 2010 TERM.

Superintendent/President Serban requested that the audience get a copy of attachment 5.1, extra copies were made so that everyone can refer to the same document. Acknowledged the work of Dr. Ofelia Arellano, Vice President of Continuing Education, the accounting staff, and other staff who have been instrumental in providing us with input, including numerous faculty and staff in Continuing Education. Their input has been extremely valuable. Superintendent/President Serban stated that the College is committed to ensuring the long term viability of the Continuing Education division. Lifelong learning is part of our College mission and is a part of the mission that we cherish and we want to ensure that it remains strong for many, many years to come.

The funding cuts imposed by the state of California resulted in a reduction of $4.2 million in the general fund operating budget of the College last year, plus an addition $5 million this year. These reductions have deeply affected every level of the College, including Continuing Education. In looking at the impact of the cuts, they’re very significant and we have a responsibility to look at the College as a whole and to ensure, as best as possible with the resources available that we maintain our fiscal viability and our mission overall as a college. Of the amounts reduced by the state in 2009-10, $2.6 million is a permanent reduction in the College’s base funding that resulted in the workload reduction requirement. That means that the College needs to cut its full-time equivalent student (FTES) enrollments by a number equivalent to the $2.6 million cut made in our base apportionment. This year we actually have continued to offer many more sections than what we are funded for. We are forecasting that we will end the year with close to a 1,000 FTES for which the state will not reimburse us. We have used our internal reserves to continue to offer more classes than we are funded for in order to meet the unprecedented demand for what we have to offer both to our credit and non-credit sides. We know that this fiscal crisis is going to continue over the next three to four years, therefore, we have to look for long term solutions and this is not exclusive to Santa Barbara City College. Everyone from the County, to the City, to the K-12 school districts is being impacted. It’s very important to note that the majority of adult education classes are eligible for state support and do not require enrollment fees. Non state funded courses, approximately 200, are currently supported by student fees and private donations, but over 90% of Continuing Education course sections will continue to be eligible for state funding and will remain free to students, except for material fees as necessary. This is over 2,000 sections every year that will continue to be free of tuition charges for students.

We value, seek, and use the input of the community, we meet with our 40 member Continuing Education Community Advisory Council on a regular basis, we have taken the input from the community through open forums last Fall and have and will continue to work on all feasible recommendations provided during those two sessions. One suggestion was fundraising, we started in-class fundraising last Fall, we had a student ceramic sale, and a student talent show. We are grateful for the support of the students in Continuing Education who are lending their
talent and the products of their work to help their program.

It was also suggested that a scholarship fund be started to help students who need assistance for fee based classes and that fund has been established and donations have already been made. In the very near future we will establish the criteria for the disbursement of those funds. Dr. Arellano, the program directors and others have conducted group and individual meetings with hundreds of instructors, and students and will continue to do so. To reiterate, last year we offered 2,469 continuing education course sections, of these only 213, less than 9% were fee based, while 2,256, or 91% were state supported and free of charge. For Spring 2010, we are considering only 20 additional courses to be converted to fee based. A recent review established that these courses were not approved by the state and not eligible for state funding, if we are to continue to offer these courses, they either need to be fee based and self-supporting or we will not be able to offer these classes. We will start the curriculum process to establish course outlines for these courses and to pursue approval of these courses, so that they can become eligible for state funding. Faculty who are involved with this process know that this takes time and in addition the state Chancellor’s Office, who regulates our operation at the College from a statutory perspective, has indicated that they will not be considering for approval any new courses for at least three months, as they are in the process of moving to an on-line inventory for the entire state, this will mean that all courses will become available for the public to review on-line for all 112 community colleges, including our 2,711 continuing education courses.

Santa Barbara City College has 25% of all continuing education courses in the entire state of California that is very significant. This Spring 2010, there will be over 500 sections offered free of charge to students and 20 additional fee based courses. The fees will be discussed; the method used is based on the direct cost only at this time. Some of the questions that have been asked are:

- Why can’t the fees be increased incrementally over time? Unfortunately the state budget crisis and cuts in our own funding would create a further deficit in the College’s operating budget if a non-state funded course did not meet its own direct costs.
- Why not charge all Continuing Education courses, all 2,500, a small fee per course so that everyone is paying and not just a few? By law we cannot charge enrollment fees, tuition fees for classes that are eligible for state support. Those 90%+ need to remain free, we cannot charge a small fee then request state apportionment, that is not allowed by law. Superintendent/President Serban suggested that the public contact their state legislator, the governor, their representatives, and ask them to consider other solutions as well with regards to the budget crisis we are in. We have not received from the state much support in being creative with anything or in establishing at least a temporary relief from how we can or cannot charge fees. For the classes that receive state support, the only fees that can be charged are material fees and this would be for materials that are used in the classroom or take home as a result of taking the class.
- Why not just reduce weeks? This is a practice that has been used, however, very recently in talking with the Chancellor’s Office, we have found that when a course has been approved by the state and has a course outline, that course outline specifies the number hours that the course is expected to meet to achieve the objectives specified. We have found that this practice is one that the Chancellor’s Office no longer supports as viable. If the course is approved for 30 hours, they must meet for 30 hours that means reducing weeks will not reduce the cost of the class. However, we have a solution for this, moving forward we will be working on course outlines for various versions of a course, meaning, we can have Beginning Glass Fusing for 30 hours and of course you can achieve more in those 30 hours, then we will have Beginning Glass Fusing for 20 hours, certainly you have a smaller scope, but having a course outline approved on file with the state for fewer hours will allow us to truly implement and continue to use these options of shorter durations, but more sections. We will be asking faculty to help us move in this direction.
- Why have we had different proposals and different versions? This is a work in progress. We started by conducting a broader analysis in trying to understand the implications.
There is no one best solution or one best answer, at this point we are looking at one of six criteria, we have looked at six criteria before when considering classes to convert to fee based and one of them was what are those courses that are not approved by the state and for which we cannot claim apportionment. In looking at what was the preliminary schedule for Spring 2010, these 20 courses were identified as meeting that criteria.

Superintendent/President Serban reviewed some of direct costs for the some of the courses listed in attachment item 5.1. Staff took the most recent data for the most recent term to illustrate, what if certain enrollments occurred and what if certain number of hours occurred for the particular course, what would be the resulting fees. For illustration purposes only, data was provided to show the cost of the courses and fee per student using 7 weeks, 6 weeks, and 5 weeks schedules. Fee-based courses do not need to adhere to a fixed number of weeks or hours as do courses for which we seek state funding. The actual duration of each of these 20 courses would be established by Dr. Arellano after talking to the instructors who will be teaching these courses, so that they can provide input on the number of weeks they would want to offer the course for, and what would the minimum enrollment that could be obtained once the emerging fee was figured out. If the minimum enrollment is not met, the class would need to be canceled. If the enrollment is higher than the enrollment agreed upon, our recommendation would be that the excess revenue goes into the Scholarship Fund for Continuing Education students.

Hearing of Citizens for this item:
Kathleen O'Connor: I've known most of you for many years, since I began teaching in the non-credit program in 1973 and in the credit program in 1974. I have taught every term in the non-credit program since 1973 and I value that experience as my students do. I realize the pressure upon you concerning the issues with non-credit. I would like to present a different perspective. Over the years our College has experienced financial stress. However, the present situation is unprecedented, what we thought of as a financial crisis in the past pales in comparison to what the College is experiencing today. In my department alone, from Fall 2009 through Fall 2010 I will have cut 114 TLUs, which is approximately 44 sections. This has been a tremendously trying time because every cut we make affects our students and their ability to graduate and transfer; these cuts become very personal to each instructor who loses classes and therefore significant income. From a broader campus perspective, we will be cutting approximately 276 TLUs on credit instruction in the Fall 2010 semester alone, these class cuts have been and will continue to be accompanied by significant cuts to all areas of student services. Throughout this extremely challenging time our faculty, staff and especially our students have remained positive, and have engaged in creative problem solving, in other words each and everyone of us is learning to do more with less. What has brought me here today is the realization that in spite of the difficult situation in which we find ourselves in the credit program, we have approached it with a sense of reality that has inspired us to come together to work harder, rather than complain more. We realize that many colleges are suffering much more than we are and that the tough decisions that our administration and you, our Board of Trustees, must make are made thoughtfully, and responsibly. We also recognize that if you do not make some hard choices, our entire institution will suffer greatly. We are fortunate to have a Board and administration with the experience and integrity to lead us through this crisis. In conclusion I want to thank you for making those hard choices, for taking the criticism that comes with those decisions, knowing that we will be better for those choices and sometime in the near future we will view this time as one that has made us an even stronger and more vital institution than we are today. Thank you.

Marsha Croninger: The reason that I asked to speak during the general Hearing of Citizens, is that I'm requesting two things: One is that I appreciate that you extended to 40 minutes the public comment period on item 5.2 and I would ask that you consider extending it so that everyone who wishes to speak, gets a chance. This is an educational institution and we would look to the Board above all to set an example in its own willingness to learn from the community it serves.

Dr. Dobbs: We have set the guidelines for this meeting; we're not going to change them.

Ms. Croninger: So no. The issue for us has been participation and I'm proposing a board item for the next two board meeting agendas and that is that the Board ask the administration to work
with representatives of student and faculty of the Continuing Ed Program to develop specific procedures for student participation. This has been the problem for us, we do want to come together and help you find solutions, we want to be part of the solution, and so I would suggest that an item be placed on the agenda for the next board study session for March 11 for a progress report on this activity and the same item be placed on the agenda for the March 25 board meeting, as my request. I defer the rest of my time to Dana, who is following me.

Dana Miranda: I have one speech prepared and then after hearing what I heard, I'm completely and thoroughly confused. I was shocked at some of the things that I heard because I didn't feel that any of it made sense and wondered where you got your information and whether or not you bothered to talk to any of the teachers about anything, I don't feel that there was any communication brought up at all. I'm representing me, a disabled person, I came to college here thirteen years ago and got an education and was helped out immensely and now I'm going to adult ed and I'm not just mentally, but physically disabled now, and if it weren't for adult ed I would probably be agoraphobic. They brought me a place to go, they are there to help me stay humane and fairly sane person, because otherwise I would not leave my home and I did get to that point and I don't like it and if you do what you're planning on doing, this isn't going to work, you got to think about us people too. It's for, believe it or not, I'm a senior citizen, it's for disabled people and it's for the whole community, we have to find another way to work this out, it's not working out this way. You can't make your decision right now, we need to talk, but trying to make this decision right now with what you're doing, I don't think it's fair to any of us and to push the fees from last I heard from $45-$50 fee to $250 or $100 whatever, that is still an outrageous thing and even cutting courses from 8-10 weeks to 6 weeks, it's ridiculous. Thank you.

Catherine McCammon: I'm a student in several classes and what I'm going to address today is the fee increases for the fused glass classes. I'm really concerned that 20 classes have been singled out for fee increases. Fused glass is the only one of the arts that is on that list, I've been taking fused glass for a number of years, so I really question why these classes ended up on the not approved list and I would like to see proof of this. I have problems with the fact that the administration has been responsible for approving these classes this way and it really is not fair to the students to be penalized because of an administration error. I'm a senior and I've found fused glass to be a very filling hobby, one of the more demanding crafts and continuing classes are very important to get it right. Basically you do the same thing in the beginning classes; you just get better when you do it more. I have been able to sell my work by participating in the Museum of Natural History Art Walk, those fees go to the benefit of the museum and I've also donated a number of pieces to various non-profits. Fused glass works very well in conjunction with the jewelry classes I take and if the fee is too high I will just have to drop it. I'm a senior, I have a fixed income, I'm now a widow and I just will not be able to take as many classes as I did in the past if there is a fee. I really feel that it is discriminatory to pick on just a tiny minority of classes now and raise the fees and so I think you should put these in the mix of other classes, for the fees to be discussed in the future. I would urge you to do this today. Thank you.

Brian Meek: My name is Brian Meek and I'm one of the instructors in the jewelry program. I came here originally for what I thought was going to be an 18 month gig that was 12 years ago. That happens a lot around here and that happens because of adult ed, it happened because of the family I found there. I've taught in universities and colleges back east, in credit divisions, in adult ed divisions, I've worked in studios in DC to London to here. The adult ed program here is unique. Trying to make it fit into a mold that somebody read a book and said, OK adult ed is GED and ESL and those are good things, but this is what adult ed is, this isn't, that may work in Peoria, but this isn't Peoria. Least you think that I'm down here trying; well a little birdie tells me that several people on the Board think that this is all being orchestrated by instructors, trying to save our jobs. I got married this summer, my wife teaches in San Jose and we're moving, so I'm not trying to save my job, in point of fact, I got word yesterday my proposal for a class up at Mission College has been approved, so I've rigged it so that I can continue to commute, four hours each way, because this place is that important, but that particular class is 100% state supported, it is 100% student approved, it was freshly approved, it costs $6.25 per contact hour, it has a minimum enrollment of 7 students and it has a 10% overhead, compare that with the 48% overhead we were seeing on the numbers that we got. You might want to wish to consider why it
is Santa Clara, which is not any cheaper than Santa Barbara has 30% less overhead than we do. You might want to consider that.

Mr. O'Neill: You understand that the overhead is not included in the present proposal?

Mr. Meek: I understand that it is not currently included. Ron was doing a survey of what other adult ed programs in the state charge, which is nice, but what the market will bear in a metropolitan area of several million people has no bearing on what the market will bear in a retirement community of 80,000, its apples and grapefruit and on that note.

Sally Saenger: Hello, I'm Sally Saenger. I'm an instructor here at the credit division and adult education and I'm the Continuing Education Instructors' Association president, as well as on the board of the Instructors' Association here and I'm a student at adult ed and I've been a student here. I graduated from City College. I'm going to shorten my address because other people have spoken on the same thing and start with saying that I have to admit that I'm heartened by what Dr. Serban has said and some of the changes and it seems like there is listening going on. I do appreciate the idea that we will be involved and there will be some discussion and there is a little more dialogue, where instructors and staff and perhaps community members will have a little more input and that the fees are a little more understandable, although I think there is still some accounting that we have asked for and hasn't been produced, so there are still questions and I think that is a problem too a lot a people, to students but especially faculty, there are a lot of questions and we haven't had those questions answered in a satisfactory way. The main thing I want to talk is on behalf of the Continuing Education Instructors' Association, we respectfully submit that the CE faculty be included in the formulation and development of district policies and procedures that have a significant affect on us as instructors. Serious meaningful dialogue about the proposed fee conversion changes has only just begun between Dr. Arellano and the instructors. We have met with Dr. Arellano, three members of the ad hoc committee and that was for the first time on Tuesday afternoon and she did come to the CEIA meeting on Friday and was kind enough to be there for the whole meeting and answered questions and presented us with some information. So it's a great start, but we have not been given every reasonable consideration regarding our opinions and recommendations, as per Board Policy 2510, which is non-credit instructors shall be provided with opportunities to participate effectively in the formulation and the development of district policies and procedures that have a significant affect on non-credit instructors. The opinions and recommendations of the Continuing Education Instructors' Association shall be given every reasonable consideration, so that's my main problem with the process. I'm also disturbed by the sudden change of classes earmarked for conversion and I thought there was extensive research done for the first list and so it is disturbing to find a third revision and it makes me suspect and others suspect, so I strongly suggest that the Trustees ask that this issue be reexamined and no action taken until all parties involved can provide input. Thank you for your careful consideration of this important matter.

Christine Fancher: Thank you for being here today and for listening to us. My name is Christine Fancher and although I'm a professional photographer and self employed, I need my advanced glass fusing, I've been taking that class for about 6 years. It is important in my life because I love to learn many subjects and to create art work. I have been attending regularly and have gotten to know a lot of the students all of them love and need adult ed for many, many reasons, probably a reason for every different person that is there. Life would change without my favorite class, glass fusing, because there is no other facility in Santa Barbara available for this art medium, my life won't change if the cost of classes would increase, I do know that most of my class mates would no longer be able to attend and they have shown extreme concern and great sadness that they may no longer be able to attend. This is outrageous and unfair for those with a limited or no income. Please postpone your decision on increased fees and consider having more meetings with the teachers and students of adult ed. Thank you very much for your time.

Janice Lorber: Good afternoon, my name is Janice Lorber and I'm involved with the jewelry program, but I'm also a student of many watercolor classes and have enjoyed a lot of the adult education programs over the years. I spoke last time, at the last meeting, this time my comments will be brief and to the point. Since our last meeting I've had lots and lots of meetings and lots of
discussions with Dr. Arellano, with Leslie Griffin, with our adult ed administrators, with community members, with faculty, with students, have done a lot of talking, lot of research, maybe 20-30 hours actually, it has been very, very informative. In all of these meetings I was investigating how the fees were derived for the fee based classes, in all of the discussions that I’ve had and with a few others on the committee that we have, we found that there needs to be further investigation and further discussion, we want to be involved in these discussions as time moves on. We want the answers, but we want the answers to also be substantiated by written evidence by the State of California, we want to see the law and we want to understand it. We’re dedicated and anxious to come up with a solution for the funding of our wonderful adult ed classes that our whole community enjoys, but we want to do it together. Thank you.

Jane Dyruff: As you know I spoke to the Fiscal Committee after learning about the extraordinary fees being considered by the Board and you may remember my stunned reaction to them. The fees initially proposed were 65 classes, mostly in the field of the arts, a few days later a proposal was received to charge different fees on a somewhat different list of classes. Now two weeks later the proposal is to charge, still different fees on 20, again mostly different classes. We’re told that 213 or 9% of classes are already fee based. However, those fees appear to be calculated differently from the ones before the Board. The conflicting statements and shifting numbers tell us that we need much more time to sort this problem out and I use the pronoun we purposefully because those of us who are in these programs want very much to work with the Board and the administration to come to a fair, recent, clear and workable solution to the budget shortfall. We are very well aware of the budget crunch you are in and we’re empathetic to the problems that you face, we want to work with you, but we can not do that when you shut us out. We applaud your decision to establish a scholarship fund and we will help raise money to fund it, believe me there are many in our classes who will need this help and they are not the destitute and homeless, they’re simply folks who are on a very limited or fixed incomes and they deserve to be able to participate in the classes they value so much. In closing, just let me remind you that there may be no “out of pocket” costs. Currently to take some of these classes they are not really free, as they are supported as is Santa Barbara City College, by all of us who pay taxes in the state of California, City of Santa Barbara and the County of Santa Barbara. Thank you for your attention.

Irwin Bendet: My name is Irwin Bendet and I thank you for allowing me to speak to the Board. I must admit that this is not the first time I have spoken to a Board; I spoke to the Board at the University of Pittsburg for several years as Chair to the Senate Policies Committee. I would like to suggest that you do something they did, every committee at that institution had one member of the administration on the committee, and every committee meeting had an administrator partake of the conversation and discussion. There was never any lack of communication between administration and faculty, I think that helped a lot, but I’m not here to talk about budget because I dealt with budget for years and years at the university. I want to talk about adult education program here, which has been extremely important in my life. I spent all my working days at the University of Pittsburg, after doing my graduate work at Berkeley and I decided at retirement I’m coming to the West Coast and I looked at many areas on the West Coast where I would like to retire and when I came to Santa Barbara, I found out there was an adult education program and the first one I took was a Chamber Music course with Laurie Fisher and that went on for years and one of the best teachers I ever had was Pete Diamond, Biblical Studies in Computers, and now I’m taking among others, with Janice Lorber, jewelry. These are just three of countless, I can’t tell you how many courses I’ve taken here and I think it has made my life better, it has made my life livable and I don’t want to discuss, whether the tuition goes up $10, $50, $100 or $200, I want you to realize that for many people, I’m just a citizen of California now, adult education has made my life a good one.

Kathy Quill: My name is Kathy Quill, I’ve been teaching watercolor for 20 years here at adult ed and thoroughly love it to death, it’s a community. I just want to mention the big picture of adult ed, it’s this like utopia community that people share ideas, learn new things, form friendships, I have students that have formed their own critique groups where they look at their work, it’s where they can find people that will talk art, you don’t talk art with people who don’t know art as well, it forms communities of equal interest people. I walk around Schott Center and I see people smiling, I see people, different ages meeting each other, but I see a lot of senior citizens, I watched a
mother with Alzheimer for 15 years and dementia, and they say if the senior mind is active and learning, you will slow many dementias down, so as a senior citizen, we’re going to have happy citizens, instead of senile, crabby people. Big picture, you have happy citizens who have paid into this for years, so I think that it’s incredibly important and I know people come from all around the United States to see our program, I would just hate to see it implode and so I’m also talking the big picture of what a fabulous place we have here, we don’t live near family like we use to and there are so many senior citizen’s in this town that have family back in Iowa and Pennsylvania and this is a place where people have community, it maybe old fashion, but its marvelous. So that’s what I wanted to say and I would like to see it continue and that we have a way that it won’t dissolve in the next few years.

Atty Garfinkel: I’m Atty Garfinkel, VP of Senate Affairs for Santa Barbara City College’s Associate Student Government. Read a brief statement from the Student Senate Student Advocate, Chao Wang. My name is Chao Wang the Student Senate Advocate for the Student Senate of Santa Barbara City College. A member of the adult education program came to the Student Senate and asked for our assistance in implementing an Adult Education Student Association, which they currently do not have. According to Board Policy 5211, an adult education division is authorized to have an associated student organization to act as their consultative body. State education code 76060, 76062, and 76063 all speak to the rights of equal representation. I wish to encourage you to follow your rules; it would be wise to postpone your decision affecting adult education until after appropriate consultation has happened. That was Chao’s statement, here is mine: I do not envy your job today. I attended the last study session and found it to be informative to say the least. One student from adult ed did come to the Student Senate and spoke, and she did request some assistance, but unfortunately it was not on the agenda, so the Student Senate cannot take an official position on it. However, I’m here as a student activist, according to board policy the adult ed side is permitted to have their own organization to act as a consultative body as Chao’s statement stated. On this topic I can’t speak to you as VP of your Student Senate, but I’m going to do something I have never done before and I’m going to ask you to consider postponing this until a representative from adult ed has had the opportunity to sit down with the VP of Continuing Ed and the other members of the administration in a temporary student representation time of meeting. They do have the right to be involved in the decision making of any decisions that directly affect them, I’m not going to speak on whether or not fee should be raised, personally, I think they should.

(All speakers were able to speak at this board meeting.)

Dr. Dobbs: Before we vote, we appreciate you coming, we’ve been in communication with many of you by phone, emails, we’ve looked at everything and what we are doing, we think is right, it may not please all of you, we would like to work with you and you’ve expressed an interest in working with us, so please continue. If you’re not being approached, you go to them. Are we all together on that? We want to work together with you. What we’re doing today, we feel is best for the College. I would like to take a motion on 5.1.

Mr. Villegas: I would like to make a couple of comments. I’m in total agreement with you Dr. Dobbs, that yes we’ve looked at this and all of you in the audience are aware of the situation that is faced by the state, the County, the county has been on the front pages last week, you know what we’re all facing, the City, Santa Barbara School District, and we’re not different and we are looking for every opportunity, quite frankly, to see what can be done. However, I thought I had a clear understanding last Friday evening, and at this point in time I do not believe that I have a clear understanding of what potentially can be done and I would like to move that we table 5.1 at this time and engage in further dialogue. We’re elected members of this Board, you are our constituents and I think what has continued to resonates with me is, we need to communicate with you more, and maybe sit down and try to work things out a little better and get a clearer understanding of the programs that we’re offering and how we’re offering them etc. I know we’re under a time constraint, in reference to publication of our schedule of classes, so my motion will include to move forward with the publication minus the 20 courses and then once those dialogues were held, maybe publish a leaflet, that can be done on campus to see the length of courses that are offered because we don’t even know what length, and that meeting is suppose to take place
next week, right. So my motion is to table this motion for further discussion, if it means holding a special meeting of the Board next week, I’m willing to do that and I encourage my fellow board members to do that.

Superintendent/President Serban: In terms of direction to the staff this means we’re not going to offer these 20 courses for now in the spring 2010 schedule?

Mr. Villegas: Yes.

Comments from the audience not able to hear what they are saying.

Mrs. Green seconded Mr. Villegas motion. Discussion by the Board followed the motion.

Mr. O’Neill: I think everyone has to understand that nobody on this Board is out to get Continuing Education. There was a term used by one of the speakers about continuing education “imploding,” that’s completely beside the point, we’re talking about 20 classes here out of an enormous range and this is forced upon us by the state’s failure to fund these classes. Now we’re going to try and get these classes funded in the future, but it’s not going to happen instantly, so there is a problem there. But as far as Continuing Education is concerned, we all want to work with it, all of us, I take classes or have taken classes in Continuing Education, several of our board members came out of the Continuing Education Advisory Council, we all hold it very dear. Most of the classes that we offer in Continuing Education are eligible for state funding, we refer to it as apportionment, a few for spring 2010, the 20 we’re talking about are not. These are the ones of which we are concerned and right now it’s 20 for which we receive no state funding, I’m not however sure exactly how the list got pared down from the first one we saw.

Superintendent/President Serban: I can explain that to you. The first one we saw, we had looked at a variety of factors, for example even though they may be approved by the state, one concept was let’s keep the beginning classes free, but consider charging a fee for intermediate and advanced courses in the same discipline. There were other criteria, for example the studio classes or workshop classes that are series of lectures, this was another possible series of courses where the feedback we got from individuals who go to these series is that they are stunned that they are free and that they said that they would be willing to pay. It was pared down because we took the feedback and we wanted to do what a few people suggested which is to phase in the additional courses which would become fee based. We are not going to submit these 20 courses for apportionment, they are not eligible for state apportionment, we offered them for the entire year and we will not submit the FTES generated by these courses. If they are to be offered without fees, then it would mean subsidizing them using College reserves, at a time when we are cutting college-wide significantly. You heard the first speaker. I would like to ask Jack Friedlander to speak on what is taking place on the credit side, as I don’t think there is an understanding of the impact and how many classes we are cutting on the credit side. We have to think of the bigger picture.

Mr. O’Neill: Everybody should understand that it’s not Continuing Education who is taking the brunt of this, it’s far from it. The regular classes offered on this campus for credit are also being cut, sections are being eliminated, and more students are being pushed into increasingly crowded sections. This is not something specific to a few classes in adult education, it’s all across the board, as a matter of fact, and it’s all across the state of California because, as Mr. Villegas said, every state funded institution is under pressure as a budget squeeze and we are actually doing better with our budget squeeze than most of the state funded organizations that you read about in your newspaper. We’re not laying off people, we’re trying to raise money in other ways, but we’re doing rather better and as a matter of fact we’re doing a lot better than a number of community colleges elsewhere in the state. I might add incidentally on the state funding we just learned yesterday that the state is proposing again to defer its monthly payment to us for a further two months.

Superintendent/President Serban: And this additional deferral was approved today by the State Assembly.
Mr. O'Neill: This is a device that the state uses to delay making payment to us, so it can use the money for its own purposes during the interim, so we're facing another crunch we hadn't anticipated. I don't believe that we have reserves to continue keeping unfunded classes going, the fees we're proposing to charge are based on calculation of direct costs only, there is no overhead, so we don't argue about the overhead factor here. There are various ways overhead can be calculated, Leslie Griffin was here at the last meeting to explain what was done and I'm sure she would be willing to come again and discuss overhead allocations, but we're not talking about overhead here, we're just talking about direct costs. There will be a scholarship fund and we invite voluntary contributions to it and finally, this is the point I really want to make, the members of the Board are accessible, let me quote from a piece that the News Press published, "During this crucial period the Board has done no outreach, nor offered any further explanation and is not directly accessible by email or phone." Where did that come from? I'm listed twice in the telephone book, both at home and at my office, I answer the phone myself, there is no secretary to say "No, he can't come to the telephone right now", you can communicate through the college with me by email. I'm sure that's true of the rest of the board here, we are accessible, we are members of the community, we represent you and we will take input, but ultimately we do have to vote for the interest of the College and that's why at least at this moment I can't support the motion, I wish I could, but in the present crunch I think we have an obligation to go ahead and at least for this term, impose the fees that are recommended. So I can not support the motion at this time.

Dr. Dobbs: When does the schedule come out?

Superintendent/President Serban: The schedule should have been at the printers on Monday, we are working with the printer to give it one more week so that the discussion that I mentioned Dr. Arellano is to have with the instructors for these 20 courses can take place, so that by mutual agreement with them we would arrive at a duration period to offer the courses, it doesn’t get any more flexible than this, I don’t know of any college where this kind of model would have been approached, not only that we have listened but it’s the maximum flexibility possible and I want to reiterate and second what Trustee O'Neill said. To say that this would cause the implosion of Continuing Education that offers over 2,500 sections annually is a significant and unnecessary exaggeration. Continuing Education will continue, it’s very strong, there’s a significant number of sections that will continue to be tuition free. I do appreciate the comments expressed about taxpayer contributions. Unfortunately, your taxpayer contributions don’t come directly to us, if they did we would be one of the richest community colleges in the entire country and until the funding mechanism of the state is changed we have been cut $10 million in two years, that is an extraordinary level of cut for one college to absorb in such a short time and a significant portion of the cut is ongoing. I would still like for you to give Dr. Friedlander two minutes, I don’t think the group here is aware of the extraordinary challenges and how much we have cut our credit program. I would like for you to give him two minutes, it’s very important to understand the context of what is happening at the College.

Dr. Jack Friedlander: I'm the Executive Vice President for Educational Programs at Santa Barbara City College. I am responsible for credit student services and instructional programs from Admissions to Zoology. The cuts we've sustained this year in a lot of our key student services areas has been between 35-50% cuts in state funding, so we've had to try to soften that huge cut and provide key services to the most needy and underserved populations. In addition, we've had to cut courses throughout the curriculum this Spring, we had to turn away don't know how many hundreds of students from key math, science, career technology, and humanities classes they needed for their degree and certificate programs. Again, compared to other community colleges, we were less severe in our cuts, but nevertheless it was very painful to all of us to say, we can't open sections or there are not enough sections to meet the record demand. This summer, we're cutting 14.5% of our program at a time when we have more students who can't get into UC, CSU's, who need a community college education and we just can't, not only accommodate them, but also we're offering fewer courses to serve them. For Fall 2010, we are cutting over 6% of our sections, which is also very painful and who knows what the consequences will be there, as again we have a record number of students trying to get into fewer classes. Also there are dramatic
cuts in our support services that these students need to be successful in their education. As the first speaker said, we are trying to be as creative as we can and resourceful as we can to try to serve students the best we can, but the reality is we're doing it with significantly less.

Mrs. Sally Green: I would like to point out too in case there are people in the audience that might not know, Santa Barbara Community College offers a significant number, more number of classes than any other community college in the state. I think the next highest is about 600 classes that is offered in Continuing Education in much bigger and more populated area. We're very fortunate to have the number of classes that we do have, almost 1,500 more than any other community college in the state.

Superintendent/President Serban: I would like to encourage you, those who have questions to contact us. I would also argue the point that the students were not involved or consulted. Dr. Arellano has spent a significant amount of time meeting with many faculty and students and she is more than willing and all staff in Continuing Education, are willing to talk to you, please contact them. They can explain the legal aspects, Dr. Arellano's contact information and the Directors' information is available on the Continuing Education website and also on the main College website. For those who say that they haven't had their questions answered, I would urge you to ask the people in charge of the program, they all want to talk to you and they have talked to many of you and they will continue to talk to you. Dr. Arellano is here and many of you know her, for those who don't know her please make sure she gets to know you.

Mr. Villegas: Everything that everyone has said is absolutely true, just to remind the Board we are in the discussion phase of my motion. It's absolutely correct what Executive Vice President Friedlander has commented and what Dr. Serban has commented, and what Trustee O'Neill, etc. is absolutely true. I myself a few weeks ago was arguing on behalf of students in Sacramento opposing a fee increase from $20/unit to $32/unit, we are all involved in trying to do the best that we can I want to remind the audience of that. But getting back to my motion, I think that's a good idea, Trustee O'Neill you mentioned we are under a crunch, the crunch as I understand it is to get the list to the printer. I offered a solution and some of the members of the audience offered a solution to list the courses TBD, but I would ask all those here in public to then be willing after those meetings take place and it's determined whether or not the course will be offered for 7 weeks or 6 weeks, etc., to then as a result of those meetings in having your input, faculty having your input, etc., accept those changes.

Dr. Arellano: In terms of the 20 courses that we are referring to, we have already consulted with the faculty teaching these courses, we have been as flexible as possible with the faculty in determining the number of weeks that the class should be offered, we have looked at the minimum enrollment that the instructors' are saying they would like their classes to have either a 20, 25 even a 30 student minimum that will reflect on the fee. So we do have the fees, they have been negotiated with the instructors and we have those numbers ready to do. We are ready. We're already one week behind in terms of getting this information to the printer, if we delay until next week we will not be able to get that information to students, in time for registration, it is a significant delay.

Superintendent/President Serban: That is new information because I knew that Dr. Arellano was going to meet with the faculty teaching those 20 courses, so the fact that she was able to meet with all of them and has an agreement with them is a key point.

Dr. Arellano: And we do.

Mr. Villegas: So if we do have the outlines, we should, these courses have been offered before, correct.

Dr. Arellano: No they are not done; we don't have course outlines for those courses. Yes, for the twenty courses we have consulted with faculty, a majority of them have chosen 7 weeks, some instructors have chosen enrollments to be 20 minimum and others 25 and we even have a group that want 30 to be their limit, so that would reduce the cost of the class. But we do have that
information from all of the faculty members.

Dr. Dobbs: So the motion is to table the motion, unless there is more discussion I would like to take a vote. Mr. Villegas – aye and Mr. O’Neill, Mrs. Green and Dr. Dobbs – No

Mr. O’Neill – I’m going to offer a motion, that we implement the recommended fees for this upcoming term and that we will revisit them for future terms, pending further discussion.

Mrs. Green: I second that.

Mr. Villegas: Clarify that for me a little bit more. You are going to pass these courses recommended with the fees.

Mr. O’Neill: Yes, this would be for spring 2010 and the whole thing would come back for review later.

Mr. O’Neill motioned to implement the recommended fees for this term Spring 2010, seconded by Mrs. Green. The Board approved the conversion of the 20 courses not currently eligible for state funding to fee-based for the Spring 2010 term only.

The Board at this time returned to item 1.5 Hearing of Citizens to listen to the last two speakers.

6. BUSINESS SERVICES – Mr. Joe Sullivan

6.1 BUSINESS CONSENT ITEMS

Upon motion by Mr. O’Neill, seconded by Mr. Villegas, the Board approved all of the Business Consent items, except for item c, as contained in the agenda and attachments.

Upon motion by Mr. Villegas, seconded by Mrs. Green, the Board approved item c, as contained in the agenda and attachment. Mr. O’Neill abstained.

a. RATIFICATION OF PURCHASE ORDERS, Attachment 6.1-a

b. RATIFICATION OF PAYMENTS AS SUMMARIZED BELOW (Detailed report may be viewed in the Accounting Office, A-130)

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c. APPROVAL OF MOU WITH SANTA BARBARA JAYCEES, SANTA BARBARA EASTER RELAYS, ATHLETIC DEPARTMENT, attachment 6.1-c

d. AUTHORIZATION TO ESTABLISH NEW SCHOLARSHIP/LOAN FINANCIAL AID – FUND 75 AND CLUB ACCOUNTS – FUND 81, FISCAL YEAR 2009-2010, attachment 6.1-d

e. APPROVAL OF CLAIM FOR DAMAGES. DOI 10/30/09, STEPHANIE MARITORENA: GEICO INSURANCE. TOTAL REIMBURSEMENT AMOUNT $550.50, attachment 6.1-e

f. APPROVAL OF CHANGE ORDER NO. 3, DRAMA/MUSIC MODERNIZATION – BID PACKAGE 1, DIANI BUILDING CORP, $313,526, attachment 6.1-f

g. APPROVAL OF CHANGE ORDER #7, BRIDGE RENOVATION, CUSHMAN CONTRACTING CORPORATION, $260,034, attachment 6.1-g
h. APPROVAL OF CHANGE ORDER NO. 2, LURIA CONFERENCE AND PRESS CENTER – DIANI BUILDING CORP, $7,488.63, attachment 6.1-h

i. APPROVAL OF LICENSE AGREEMENT WITH MARJORIE LUKE THEATRE/SANTA BARBARA COMMUNITY YOUTH PERFORMING ARTS CENTER AND SBCC MUSIC DEPT., attachment 6.1-i

6.2 BUSINESS ACTION ITEMS

a. ADOPTION OF RESOLUTION NO. 18 (2009-10) AUTHORIZING ROUTINE INTERNAL BUDGET TRANSFERS

Upon motion by Mr. O'Neill, seconded by Mr. Villegas, the Board approved Resolution No. 18 (2009-10) authorizing routine internal transfers as contained in the agenda and attachment. The vote follows:

Ayes: Dr. Dobbs, Mrs. Green, Mr. O'Neill, Mr. Villegas

Noes: None

Absent: Dr. Alexander, Mr. Jurkowitz, Ms. Livingston

Concur: Ms. Ridgell (Student Trustee)

b. ADOPTION OF RESOLUTION NO. 19 (2009-10) PROVIDING FOR 2009-10 BUDGET REVISIONS DUE TO RECEIPT OF UNBUDGETED REVENUE

Upon motion by Mr. O'Neill, seconded by Mr. Villegas, the Board approved Resolution No. 19 (2009-10) authorizing 2009-10 budget revisions for unbudgeted revenue as contained in the agenda and attachment. The vote follows:

Ayes: Dr. Dobbs, Mrs. Green, Mr. O'Neill, Mr. Villegas

Noes: None

Absent: Dr. Alexander, Mr. Jurkowitz, Ms. Livingston

Concur: Ms. Ridgell (Student Trustee)

7. INFORMATION TECHNOLOGY – NONE

8. ADJOURNMENT

Upon motion by Mr. O'Neill, seconded by Mr. Villegas, the Board approved adjourning this meeting, setting the next Regular Meeting of the Board of Trustees on Thursday, March 25, 2010 at 4:00 p.m. in A211. Study session will be held March 11, 2010 at 4:00 p.m. in A218.

APPROVED BY THE BOARD OF TRUSTEES ON __________, 2010

[Signatures]

President, Board of Trustees

Superintendent/President
Secretary/Clerk of the Board