MINUTES

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

June 24, 2010

REGULAR MEETING
Room A-211
4:00 p.m.

MacDougall Administration Center
Santa Barbara City College
721 Cliff Drive
Santa Barbara, CA 93109

The District Office is located at 721 Cliff Drive, Santa Barbara, CA 93109. It is wheelchair accessible. The following services are available when requests are made by 4:00 p.m. of the day before the Board meeting: American Sign Language interpreters or use of a reader during a meeting; large print agenda or minutes in alternative format; assistive listening devices. Please contact the Office of the Superintendent/President at (805) 730-4011 if you need assistance in order to participate in a public meeting or if you need the agenda and public documents modified as required by Section 202 of the American with Disabilities Act.

The Office of the Superintendent/President, Room A 110 in the MacDougall Administration Center, is the location where documents that are public records relating to any item under discussion on a Board agenda (including documents distributed with the agenda and those distributed to all or a majority of the members of the Board within 72 hours prior to a Board meeting) are available for public inspection.

Board agendas and supporting documents are also posted on the college website at http://www.sbcc.edu/boardoftrustees/.

1. GENERAL FUNCTIONS

1.1 CALL TO ORDER

President Dobbs called the meeting to order.

1.2 ROLL CALL

Members present:
Dr. Kathryn Alexander
Dr. Joe Dobbs, President
Mrs. Sally Green, Vice President
Mr. Morris Jurkowitz
Ms. Joan Livingston
Mr. Des O'Neill
Mr. Luis Villegas
Ms. Nicole Ridgell, Student Trustee
Others present for all or a portion of the meeting:
Dr. Andreea M. Serban, Superintendent/President and Secretary to the Board of Trustees
Alarcon, Ignacio, Pres. Academic Senate
Auchincloss, Liz, President CSEA
Bahena, Norma, SBCC Cont Ed
Dr. Bishop, Paul, VP IT
Croninger, Marsha, Cont Ed Student
Davis, Stefanie, Foundation for SBCC
Ehrich, Sue, VP HR/LA
Else, Robert, Inst'I Research
Marilynn Spaventa, Dean Ed Prgms
Galvan, Joan, PIO
Garfinkel, Atty, Student Senate
Larsen, Eleanor, Cont Ed Student
O'Connor, Ellen, Interim Dir. Athletics
O'Connor, Kathy, PE
Dr. Partee, Ben, Dean Ed Prgms
Dr. Stark, Lynne, President IA
Statucki, Marilyn, SBCC Retiree
Stoddard, Kelley, Oaks PCW
Sullivan, Joe, VP Business Services

1.3 WELCOME

President Dobbs extended a cordial welcome to all.

1.4 HEARING OF CITIZENS

Kelley Stoddard, Chair of Parent Board for The Oaks Parent Child Workshop, indicated that The Oaks Parent Child Workshop still does not know about an instructor starting in the fall.

Marsha Croninger stated that she was asked to provide a brief report on the meeting held by the Associated Continuing Education Students (ACES) on June 22. Thanked trustees Joe Dobbs and Sally Green for coming to the meeting and talking with those present. Two of the questions asked at that meeting were (1) whether the Board would agree to make public the tapes that are made of all public board meetings? Ms. Livingston commented that this would be something that the Board would have to discuss because if the tapes are to be made public then the meeting would have to be conducted in a more formal manner with strict identification of speakers. (2) Would the Board agree to make monthly cash flow reports available to the public, including ACES? Dr. Dobbs noted that these questions were already answered during the June 22 discussion. It was noted that the Board does not receive monthly cash flow reports. These are internal, operational reports. Superintendent/President Serban reported that quarterly budget reports and many other budget related reports are provided to the Board and the public when they are presented to and discussed with the Board at regular meetings, study sessions and meetings of the Fiscal Committee of the Board, as part of the agenda and attachments.

Marsha Croninger commented that there was a change in the nature of the minutes, in the past when the public spoke the minutes reflected those comments in great detail. This month’s minutes have changed that practice.

Kathy O’Connor spoke as the College-wide Curriculum Advisory Committee Vice Chair and also as a non-credit instructor for the Continuing Education Physical Education Classes for Older Adults. Congratulated and thanked Superintendent/President Serban for her two successful years at the college and her leadership. Reported on the positive experiences she has had working with faculty in Continuing Education to develop and submit appropriate course outlines to the curriculum committee for approval. Thanked the administration and the Board for their support of the Physical Education Non-credit Classes for Older Adults.

1.5 MINUTES OF THE REGULAR MEETING OF MAY 27, 2010

Upon motion by Mr. O’Neill, seconded by Mr. Jurkowitz, the Board approved the minutes of the regular meeting of May 27, 2010. In response to Ms. Croninger’s earlier comments, Dr. Dobbs noted that the key purpose of minutes is to provide an official record of the transactions or proceedings of a meeting, the kind of meeting, the date of the meeting and place, the presence or absence of Board members, all main motions and whether or not they were approved, and roll call votes. Mr. O’Neill and Ms. Green suggested that, moving forward, the minutes should
include a brief description of the main points made by the public under Hearing of Citizens.

1.6 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: An Academic Senate Summer session will be held on July 14. A workgroup has been formed with the Instructors’ Association to discuss Article 13 in the IA contract with the District. The workgroup will present a report to the Academic Senate on July 14. He trusts that the IA concerns will be addressed and at the same time reaffirm the Academic Senate’s role in representing the faculty in academic and professional matters.

b. REPORT BY ASSOCIATED STUDENTS — Atty Garfinkel

Ms. Garfinkel presented Emily Harrington’s closing remarks: Reported on the highlights of 2009-10 Associated Student Senate’s successful year. Thanked Dr. Ben Partee, Ms. Amy Collins, and Ms. Cindy Salazar for their support throughout the year. Thanked the Board for their support and dedication to the students and the mission of the college.

c. REPORT ON CLASSIFIED EMPLOYEES — Liz Auchincloss

Ms. Auchincloss reported on the following: Classified staff held an in-service on June 1, a morning event was held on ergonomics and the afternoon event was on Emergency Preparedness. Classified Consultation Group met and discussed the program review process and how classified staff can be more involved. Classified staff does understand the budget, they are aware of the need for reserves and appreciate the Administration and the Board for their prudent fiscal stewardship of the college.

d. REPORT ON CURRENT EVENTS — Joan Galvan

Ms. Galvan reported on the following: SBCC Theatre Group will present a summer production of *Time of My Life*. Noted various articles that appeared in the local media. Reported the passing of Robert Cook, Assistant Professor and Clinical Coordinator of Radiology and Imaging Sciences and student, Heath Allison.

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

Dr. Serban reported on the following:

1. We offered 12% fewer course sections in credit this summer that resulted, as planned, in a reduction of student headcount by 14%. The non-credit summer session began on June 21 and staff is busy working on the Fall schedule.
2. There is no progress to report on the 2010-11 state budget.
3. Thanked Liz Auchincloss and all of the staff members who organized the Classified In-Service. Also thanked Joe Sullivan, Sue Ehrlich, Pat English, and Keith McLellan for preparing the emergency preparedness information that was provided and discussed at the in-service.
4. Reported on the June 11-12 working session of the Commission on the Future that was held in Sacramento. During the summer, Superintendent/President Serban will be working with the League on the report of the Commission that will be released in September. The group’s recommendations will help us in moving forward with a new focus on student success in light of the reduced resources and the need to capitalize on
the energy that the Community College System has.

5. The Measure V Bond Oversight Committee met on June 17. Reported on the projects that were completed, the projects underway and projects being planned.

6. Thanked Dr. Arellano, Carol Flores and all of the Continuing Education faculty and staff for their work on the Adult High School and GED graduation that was held on June 18.

7. Attended the Community College System’s Centennial dinner, along with Trustee Luis Villegas, that was held in Sacramento on June 18. SBCC’s cheer team was selected to perform as part of the evening’s entertainment saluting the talent of all of our community colleges. Thanked Ellen O’Connor and Kathy O’Connor and the entire athletic department for their great Vaquero spirit.

8. The work on the Title V Federal Grant Application has been completed and it has been submitted. On August 25 we will know if we were successful on this application. This application is for over $3 million over a five year period and would support a comprehensive program at risks students. Thanked the large team of faculty, administrators, staff, and the consultant who worked on this.

9. Acknowledged Dr. Francisco Rodriguez, Professor of Spanish in the School of Modern Languages, who has been awarded the Premio Cristóbal de Villalón.

10. Starting July 1, 2010, she will serve as President of the Board for the non-profit consortium California Colleges for International Education (CCIE), for a two-year term.

11. Recognized Leslie Griffin who has been at the college for 10 years. Acknowledged Leslie’s work, who is an exceptional professional.

12. Acknowledged the retirement of Dave Morley, Guy Smith and Steve Lewis and thanked them for their service to the College. Expressed her condolences on Bob Cook's passing.

f. REPORT FROM BOARD MEMBERS

Luis Villegas reported on the Centennial Dinner Celebration of Community Colleges of California. As Superintendent/President Serban mentioned, it was an excellent program and what was more encouraging was that the entire event was paid by corporate sponsorships. Scott Lay, League CEO, started the event and then introduced Chancellor Jack Scott, whose message was to keep moving forward because we’re the best thing in higher education and always have been and we change lives. David Viar spoke on the League’s history and its beginnings as it is celebrating its 20 years. Entertainment was provided by various community colleges.

2. GOVERNING BOARD

2.1 SUPERINTENDENT/PRESIDENT CONTRACT

Dr. Dobbs noted that the Board conducted the annual evaluation of Dr. Serban on June 4. The Board discussed the excellent work Dr. Serban has done over the past year in many critical areas of the college. We are particularly pleased with the leadership that Dr. Serban provided in terms of an extremely positive accreditation visit, with nine commendations. She has ensured sound fiscal management which helped us through two very difficult years and positions us very well for the future in a highly uncertain budget environment.

Mr. Jurkowitz reported on the recommendations of the ad hoc Salary and Compensation Committee. At Dr. Serban’s request, the recommendation is that there will be no change in Superintendent/President Serban’s salary or benefits for the coming year, because no other SBCC employees will have any increase to their salary or benefits in 2010-11. Ms. Livingston moved to ratify the contract as shown in the attachment. Dr. Alexander wanted to amend the motion to change the contract’s ending date from June 30, 2014 to June 30, 2013 and remove the clause in the contract that stipulates that another year is automatically added to the contract following a satisfactory annual evaluation. There was no second for this proposed amendment.
Mr. Jurkowitz seconded Ms. Livingston’s original motion and the contract was ratified as presented in the attachment. The vote was as follows:

Ayes: Dr. Dobbs, Mrs. Green, Mr. Jurkowitz, Ms. Livingston, Mr. O’Neill, Mr. Villegas

No: Dr. Alexander

2.2 PUBLIC HEARING ON INSTRUCTORS’ ASSOCIATION ADDITIONAL COLLECTIVE BARGAINING CONTRACT PROPOSAL TO THE DISTRICT

On October 28, 2008 and January 22, 2009, the Instructors’ Association officially presented its initial contract proposal to the District. On May 27, 2010, the Instructors’ Association presented additional contract proposal items to the District. As required by the Rodda Act, the Board gave notice to the public that, at its next Board meeting, a hearing would be held to provide the public with an opportunity to express itself regarding the additional Instructors’ Association contract proposal items to the District.

Upon motion by Mr. O’Neill, seconded by Ms. Livingston, the Board approved entering into public hearing to provide the public with an opportunity to express itself regarding the Instructors’ Association additional collective bargaining contract proposal.

No one expressed a wish to speak at the public hearing.

Upon motion by Mr. O’Neill, seconded by Ms. Livingston, the Board approved closing the public hearing.

3. HUMAN RESOURCES & LEGAL AFFAIRS – Ms. Sue Ehrlich

3.1 HUMAN RESOURCES & LEGAL AFFAIRS CONSENT ITEMS

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

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3.2 HUMAN RESOURCES & LEGAL AFFAIRS ACTION ITEMS

RECOMMEND APPROVAL OF WORKING SCHEDULES FOR CERTIFICATED PERSONNEL FOR THE 2010/2011 ACADEMIC YEAR

Upon motion by Mrs. Green, seconded by Mr. O’Neill, the Board approved the regular working schedules for the Education Support Faculty, Cosmetology Faculty, Kinko’s Early Learning Center Faculty, and the full-time non-credit Counselor, as contained in the agenda and attachments.

4. EDUCATIONAL PROGRAMS – Ms. Marilynn Spaventa

4.1 RECOMMEND ADOPTION OF RESOLUTION NO. 30 (2009-10) AUTHORIZING ALLAN HANCOCK COMMUNITY COLLEGE DISTRICT TO OFFER FIRE SCIENCE COURSES THAT ARE PART OF THE STATE CERTIFIED FIRE FIGHTER ACADEMY IN THE SANTA BARBARA COMMUNITY COLLEGE DISTRICT’S SERVICE AREA.
Upon motion by Ms. Livingston, seconded by Mr. O'Neill, the Board approved Resolution No. 30 (2009-10) authorizing Allan Hancock Community College District to offer Fire Science courses that are part of the State Certified Fire Fighter Academy in the Santa Barbara Community College District’s service area, as contained in the agenda and attachment. The vote follows:

Ayes: Dr. Alexander, Dr. Dobbs, Mrs. Green, Mr. Jurkowitz, Ms. Livingston, Mr. O'Neill, Mr. Villegas

Noes: None

Absent: None

Concur: Ms. Ridgell, Student Trustee

5. CONTINUING EDUCATION – NONE

6. BUSINESS SERVICES – Mr. Joe Sullivan

6.1 BUSINESS CONSENT ITEMS

Upon motion by Mrs. Green, seconded by Mr. O'Neill, the Board approved the Business Services consent items, as contained in the agenda and attachments.

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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<tr>
<td>County 1110749-1787, 9397-</td>
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<tr>
<td>Treasury 9607</td>
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This includes the ACH payments (includes electronic direct deposit).

c. ACKNOWLEDGMENT OF RECEIPT OF QUARTERLY FINANCIAL STATEMENT ENDING 3/31/10, attachment 6.1-c

d. APPROVAL OF 2010-2011 INSTITUTIONAL MEMBERSHIPS, attachment 6.1-d

e. APPROVAL OF 2010-2011 PERSONNEL BENEFIT PLANS, Medical Benefits Increase – The effective rates for coverage health, dental and life insurance. There is an increase in all of the plans with the exception of one dental plan. Employees have their choice of 3 medical and 3 dental plans. Under the current employee agreements the full cost of the increase is the responsibility of the employee. These rates will be effective October 1, 2010, attachment 6.1-e

f. APPROVAL OF 2010-2011 MONTHLY MILEAGE LIST, attachment 6.1-f

g. APPROVAL OF 2010-2011 CELL PHONE LIST, attachment 6.1-g

h. AUTHORIZATION TO DECLARE SURPLUS/DISPOSE OF SURPLUS EQUIPMENT:
   NCS-Opscan 10 [scanner], S/N 1000864 - Continuing Ed
   SB TECH Printer Model #2564, S/N 2650A1684 - Continuing Ed
   Epson Perfection 1200 Photo [scanner], S/N DRLW083543 - Continuing Ed
   Panasonic NCS [printer] Model#KX-P2130, S/N 2EMCJC42328 -Continuing Ed
   Compaq Computer EVO Model with Monitor, S/N 6X1A-JYF2-P0H7 -Continuing Ed
i. AUTHORIZATION TO ESTABLISH NEW FUND 74 CLUB ACCOUNTS: #749695, #749696, #749697, attachment 6.1-i

j. APPROVAL OF TWO YEAR INTERAGENCY AGREEMENT WITH THE FOUNDATION FOR CALIFORNIA COMMUNITY COLLEGES AND SITE LICENSE SMOG REFEREE PROGRAM INCLUDES AMENDMENT 2, EFFECTIVE TWO YEAR AGREEMENT 7/1/10 - 6/30/12, (Original Agreement signed 1/23/09 with Amendment #01 signed 1/3/09), attachment 6.1-j

k. RETROACTIVE APPROVAL OF AGREEMENT FOR JOINT USE BETWEEN SANTA BARBARA COMMUNITY COLLEGE DISTRICT AND THE CITY OF SANTA BARBARA WATERFRONT DEPARTMENT, RE: PARKING IN LOTS 2C AND 3 – SUMMER SESSION, EFFECTIVE June 2010 - May 2011, agreement entered 05/21/2010, attachment 6.1-k

l. AUTHORIZATION TO ACCEPT BIDS AND AWARDS CONTRACT, CALIFORNIA COMMUNITY COLLEGES STATEWIDE FINANCIAL AID AWARENESS CAMPAIGN, Bid #649 (Bids received 3/5/10), attachment 6.1-l

m. APPROVAL OF CONTRACT #C09-0104 WITH THE CHANCELLOR’S OFFICE TO ADMINISTER THE STATEWIDE FINANCIAL AID AWARENESS CAMPAIGN, EFFECTIVE 6/29/10-6/30/11, attachment 6.1-m

n. APPROVAL OF AMENDMENT 3 TO AGREEMENT #08-0104 (original was approved 10/30/08), STATE WIDE FINANCIAL AID AWARENESS CAMPAIGN, COVERING A REVISED WORK STATEMENT AGREEMENT EXTENDED BY EIGHT (8) MONTHS, EFFECTIVE 7/1/08-8/31/10, attachment 6.1-n

o. AUTHORIZATION TO ACCEPT BIDS AND AWARD CONTRACT, WAKE CENTER PARKING LOT RESURFACING, Bid #654,- GRANITE CONSTRUCTION, $104,300 (discussed at 6/21/10 Facilities Committee meeting) attachment 6.1-o

p. APPROVAL OF AMENDMENT TO CONSTRUCTION MANAGEMENT AGREEMENT, DRAMA/MUSIC MODERNIZATION – GKK WORKS, $133,450, (discussed at 6/21/10 Facilities Committee meeting)

q. AWARD OF CONSTRUCTION CONTRACT FOR EXTERIOR PAINTING OF THE PHYSICAL EDUCATION BUILDING AND SPORTS PAVILION – GUY SMITHSON PAINTING & DECORATING, INC., $64,765, (discussed at 6/21/10 Facilities Committee meeting) attachment 6.1-q

r. APPROVAL OF CHANGE ORDER NO. 6, DRAMA/MUSIC MODERNIZATION – BID PACKAGE 1 (CORE AND SHELL) – DIANI BUILDING CORP, $61,913, (discussed at 6/21/10 Facilities Committee meeting) attachment 6.1-r

s. APPROVAL OF AMENDMENT TO MATERIALS TESTING AND INSPECTION AGREEMENT, LURIA CONFERENCE AND PRESS CENTER – PACIFIC MATERIALS LABORATORY, $26,811.12, (discussed at 6/21/10 Facilities Committee meeting)

t. APPROVAL OF CHANGE ORDER NO. 1, LA PLAYA TRACK AND FIELD REPLACEMENT – BYROM-DAVEY, INC., $44,803.04, attachment 6.1-t

u. AUTHORIZATION TO ENGAGE THE CPA FIRM OF GLENN, BURDETTE, PHILLIPS & BRYSON TO AUDIT THE STATEMENT OF PROJECT COSTS OF THE SBCCD GENERAL OBLIGATION BONDS (MEASURE V), attachment 6.1-u
v. APPROVAL OF MOU BETWEEN SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT AND S'COOL GARDENS PROGRAM OF SANTA BARBARA CITY COLLEGE FOR SUSTAINABILITY, EFFECTIVE 10/1/09-9/30/11, attachment 6.1-v

w. ACCEPTANCE OF CLAIM FOR INJURY, DOI 9/24/09, CIENA ROSE WILLIAM

Ciena Rose William filed a timely claim with the district. Ms. William suffered a head injury in the Life Fitness Center on September 24, 2009. The Board is asked to authorize payment of the claim not to exceed the amount of $7,110.99.

x. APPROVAL OF AMENDMENT TO AGREEMENT WITH eLumen FOR ACHIEVEMENT SOFTWARE LICENSE ADDING CONTINUING EDUCATION, $40,000 License fee and annual fees, attachment 6.1-x.

The eLumen Achievement system provides software that enables the College to collect and report student learning outcomes data needed to meet accreditation requirements. The eLumen application is integrated with Banner and has been implemented for the Credit program.

6.2 BUSINESS ACTION ITEMS

a. PUBLIC HEARING AND ADOPTION OF THE TENTATIVE 2010-2011 BUDGET

Upon motion by Mr. O'Neill, seconded by Ms. Livingston, the Board approved to convene as a Committee-of-the-Whole for the purpose of hearing comments regarding adoption of the Tentative 2010-2011 Budget.

Dr. Alexander indicated that she would like in conjunction with the development of the 2010-2011 Adopted Budget, which will be brought for approval in September, the Fiscal Committee of the Board and the Administration also develop by September 2010 a tentative budget for 2011-2012 that does not rely on using ending balances or reserves. Dr. Alexander noted that March 15 notices may be needed. Dr. Serban indicated that the college does not need to give March 15 notices, this was one of the reasons for all of us to work hard on ensuring the solid fiscal position that we have. In addition, the tentative budget for 2010-11 is balanced without using the reserves. However, depending on the state budget and the need to offset the deep cuts to the categorical programs, we will need to use some of our reserves in 2011-12.

Upon motion by Mr. O'Neill, seconded by Mrs. Green, the Board approved to reconvene to regular session.

Upon motion by Mr. O'Neill, seconded by Mr. Jurkowitz, the Board approved the adoption of the Tentative 2010-2011 Budget in preparation of the Adoption of the 2010-2011 Budget to be presented in August and transmitted to the Santa Barbara County Education Office.

b. ADOPTION OF RESOLUTION NO. 31 (2009-10) AUTHORIZING ROUTINE INTERNAL BUDGET TRANSFERS

Upon motion by Ms. Livingston, seconded by Mrs. Green, the Board approved Resolution No. 31 (2009-10) authorizing routine internal transfers as contained in the agenda and attachment. The vote follows:

Ayes: Dr. Alexander, Dr. Dobbs, Mrs. Green, Mr. Jurkowitz, Ms. Livingston, Mr. O'Neill, Mr. Villegas

Noes: None

Absent: None
c. ADOPTION OF RESOLUTION NO. 32 (2009-10) PROVIDING FOR 2009-2010 BUDGET REVISIONS DUE TO RECEIPT OF UNBUDGETED REVENUE

Upon motion by Ms. Livingston, seconded by Mrs. Green, the Board approved Resolution No. 32 (2009-2010) authorizing 2009-2010 budget revisions for unbudgeted revenue as contained in the agenda and attachments. The vote follows:

Ayes: Dr. Alexander, Dr. Dobbs, Mrs. Green, Mr. Jurkowitz, Ms. Livingston, Mr. O’Neill, Mr. Villegas

Noes: None

Absent: None

Concur: Ms. Ridgell, Student Trustee

7. INFORMATION TECHNOLOGY – NONE

8. CLOSED SESSION

A. CONVENE TO CLOSED SESSION

Upon motion by Mr. O’Neill, seconded by Ms. Livingston, the Board approved convening to closed session.

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

a. Significant exposure to litigation pursuant to Section 54956.9(b)(1) of the Government Code. 1 matter

B. RECONVENE TO OPEN SESSION

Upon motion by Mr. O’Neill, seconded by Mr. Jurkowitz, the Board approved reconvening to open session.

President Dobbs reported that the Board met and has given direction to the Superintendent/President on how to proceed.

9. ADJOURNMENT

Upon motion by Mr. O’Neill, seconded by Ms. Livingston, the Board approved adjourning this meeting and setting the next Regular Meeting of the Board of Trustees on Thursday, July 15, 2010 at 4:00 p.m. in A211. There will be no Study Session held in July.

APPROVED BY THE BOARD OF TRUSTEES ON July 15, 2010

President, Board of Trustees

Superintendent/President
Secretary/Clerk of the Board