MINUTES

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

January 26, 2012

REGULAR MEETING
Room A-211
4:00 pm

MacDougall Administration Center
Santa Barbara City College
721 Cliff Drive

This room 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 District Office is located at 721 Cliff Drive, Santa Barbara, CA 93109. 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 Haslund called the meeting to order at 4:00 pm.

1.2 ROLL CALL

Board members present:
Marty Blum (left at 6:15 p.m.)
Marsha Croninger
Peter Haslund, President
Joan Livingston
Morris Jurkowitz
Lisa Macker, Vice President
Luis Villegas
Scott Ammon, Student Trustee

Management present:
Dr. Jack Friedlander, Acting Superintendent/President and Secretary of the Board of Trustees
Ms. Marilynn Spaventa, Acting Executive Vice President
Dr. Ofelia Arellano, Vice President Continuing Education
Dr. Paul Bishop, Vice President Information Technology
Ms. Sue Ehrlich, Vice President Human Resources and Legal Affairs
Mr. Joe Sullivan, Vice President Business Services

1.3 WELCOME

President Haslund extended a cordial welcome to all.

Item 6.3 was taken out of order.

1.4 HEARING OF CITIZENS

Speaker at this meeting was Billie Maunz.

1.5 MINUTES OF THE REGULAR MEETING OF NOVEMBER 10, 2011 AND DECEMBER 15, 2011

Upon motion by Trustee Macker, seconded by Trustee Blum, the Board approved the minutes of the regular meeting of November 10, 2011, as corrected.

Upon motion by Trustee Jurkowi, seconded by Trustee Blum, the Board approved the minutes of the regular meeting of December 15, 2011, as corrected.

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 — Dr. Dean Nevins

Dr. Nevins reported on the following: In general, the faculty members he has talked to are very glad to be working with students, but they’re concerned that there are many important advancing decisions that will impact the college this semester and in future years. The first regular Academic Senate meeting is scheduled for February 8, 2012, so there’s not a lot to currently report. However, the meetings should be interesting this semester because they will be discussing program vitality and programs discontinuance. There’s no talk of those things right now being pursued by the college and that’s precisely the time they want to discuss these issues. So the Academic Senate will be tackling those important issues. In his next report he will bring forward the names of three faculty members being recommended by the Academic Senate to represent the faculty on the search committee.

b. REPORT BY ASSOCIATED STUDENTS — NONE

c. REPORT ON CLASSIFIED EMPLOYEES — NONE

d. REPORT FROM SUPERINTENDENT/PRESIDENT — Dr. Jack Friedlander
   Acting Superintendent/President

Dr. Friedlander reported on the following:

1. The spring semester is off to a good start. As of yesterday, enrollments are at 17,500 students and should be just under 20,000 once everyone completes their enrollment. Overall enrollment is down by 1.3% compared to last spring and this was by design due to cuts in course offerings. However, unit counts are just about even.
2. Submitted the P1 report based on the summer and fall enrollment data for both credit and non-credit classes and we are currently on target in meeting the college's state funded enrollment cap. We are just 22 FTES over our funded cap.

3. Received a letter from the California Community College League and the Chancellor's Office stating that when the governor put together his budget for this year, he overestimated the amount of money the state would receive from enrollment fees. When enrollment fees were increased, more students applied for Board of Governor's waiver grants, which mean they didn't pay their fees. As a result, the state is expected to receive $100 million less than anticipated. What that translates to for colleges is a 1.8% deficit factor for this year, which will take place at the end of the year. That represents for the college approximately another $1.8 million reduction in this year's state funding on top of the cuts from the triggers. There is also a possibility of a shortfall in property taxes which will not be known until after the May revise. If there is a property tax shortfall it will result in another one time reduction for the colleges for this year. The college is in the process of developing a plan to reduce expenditures over the next two years and those reductions are due by February 24. Given this additional information and the magnitude of how much has to be cut, I have implemented a hiring "chill" which means many vacant positions will not be filled. We have also placed stricter caps on spending from the general fund.

4. Received information from ACCJC that the action letters to all of the colleges under review would be sent out on February 1, 2012 and Dr. Friedlander had no further information on this.

5. Over 50 colleges and school district were here on January 6, 2012 to learn about the college's Dual Enrollment Program. It was very gratifying to receive such positive feedback about the quality of the college's Dual Enrollment program.

6. Will be giving a joint presentation on March 2, 2012 with Dr. David Cash, Superintendent of SB Unified School District, Paul Cordeiro, District Superintendent of Carpinteria School District, and Ben Romo from the SB County Education Office, on the partnership to improve the success rate of high school students and their going to college and being successful in college.

7. Orientation for the new students coming into the Express to Success Program took place on January 20, 2012. Trustee Blum and Trustee Croninger were present. This was a very successful event that was attended by over 250 students.

8. A check was received from the Verizon Foundation for the MESA program. We have been receiving excellent media college regarding many of the good things that are taking place here on campus.

e. REPORT FROM BOARD MEMBERS/COMMITTEE CHAIRS

Trustee Croninger reported that an Educational Policies Committee meeting was held on January 11, 2012 and many of the issues discussed at the meeting were also discussed at the following study session. Tapes of both of those meetings are available on the website under the Board of Trustees. One issue highlighted was the FTES and the original plan was to reduce FTES over three years and this would contribute to the reductions in cost to match reduced revenues. The Chancellor’s Office interpretation of the eligibility for claiming apportionment for certain classes has reduced the amount of money the college was planning to cut from its budgets during the next three year by offering fewer classes. The thought was that the college by reducing the FTES that would not be funded by the state would save $2 million. Now the college has to look at other parts of its budget to reduce this $2 million. Another discussion was the increase of approximately $800,000 in increased expenditures that are out of the college's control. Dr. Friedlander just mentioned in his report another $1.8 million shortfall in tuition and possibly a shortfall in property tax revenue that totals $4.6 million. The reduction in state funding along with the increasing in fixed costs presents serious
challenges to the college.

Trustee Blum reported that the Facilities Committee is waiting for three reports, the skateboarding rules, a report on legal alternatives to bidding, and the report from the consultant that is working on the Campus Center on options the college can consider in modernizing this building.

Trustee Livingston asked for clarification from the Fiscal Committee on the difference between legal expenses and legal development costs. Would like to know why these accounts are running ahead of budget this year. Trustee Macker noted that she didn’t have the details on that. Dr. Friedlander noted that he would get back to Trustee Livingston on that. Trustee Croninger noted that perhaps a history on those accounts would help.

2. GOVERNING BOARD

2.1 UPDATE BY ED SAVAGE AND LYN CASON, STANTON CHASE, RELATIVE TO THE SUPERINTENDENT/PRESIDENT SEARCH PROCESS

Ed Savage and Lyn Cason from Stanton Chase provided an update on the Superintendent/President Search process. Reviewed with the Board the timeline that had been developed and after discussion with the Board it was agreed that the application would close on March 10, 2012 and that the target decision date previously discussed of May 15, 2012 would remain the same. It was noted that Spring Break would occur during this process and the committee should consider using this time so there would not be a gap in completing its tasks.

2.2 CHARGE TO SUPERINTENDENT/PRESIDENT SEARCH COMMITTEE

The Board reviewed the charge to the Superintendent/President Search Committee. There were changes made to the charge and there was concurrence of the Board to have its members submit what they heard at this meeting to President Haslundai to merge together and the revised charge will be on the Study Session agenda of February 9, 2012 for approval.

2.3 SELECTION OF COMMUNITY MEMBERS FOR THE SUPERINTENDENT/PRESIDENT SEARCH

It was recommended that this item be postponed until the study session of February 9, 2012, because the Board was given some additional new candidates at this meeting to add to the list. It would be best to take the time to review all of the applicants and digest all of the information and make the selection at the study session. The Board concurred with this recommendation and it was also noted that no new applications would be accepted as the deadline had already past. Vice President Ehrlich noted that the last four candidates on the ballot had been received after the deadline. The Board concurred that because these candidates did not meet the deadline, the four candidates would be removed from the list. The Board was also asked for their nominations of any candidates that wanted to present. President Haslundai nominated Ronald Gallo and Trustee Macker nominated Marianne Kugler. Vice President Ehrlich will advise the late candidates of the Board’s decision.

2.4 SUBCOMMITTEES FOR THE BOARD OF TRUSTEES FOR CALENDAR YEAR 2012

Current committees of the Board are Educational Policies Committee, Community Relations, Fiscal Committee, and Facilities Committee.

President Haslundai reported that the subcommittees of Board will continue as noted without change. The subcommittees should take up in the near future the development of a mission statement of their committee and present it at a future study session for discussion by the Board.
2.5 PRESENTATION OF DISTRICT'S INITIAL COLLECTIVE BARGAINING PROPOSAL TO THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION AND ITS CHAPTER 289 (CSEA).

Upon motion by Trustee Villegas, seconded by Trustee Macker, the Board approved to take action to:

1. Make the proposal a matter for public record for public pickup in the Superintendent-President’s Office and the Human Resources & Legal Affairs Office, and

2. Give notice by District release to the public that at its next Board meeting a hearing will be held to provide the public with an opportunity to express itself regarding the District initial proposal.

2.6 BP 7700 WHISTLEBLOWER PROTECTION

Upon motion by Trustee Macker, seconded by Trustee Jurkowitz, the Board approved Board Policy 7700 Whistleblower Protection, as contained in the agenda and attachment.

3. HUMAN RESOURCES & LEGAL AFFAIRS – Ms. Sue Ehrlich, Vice President Human Resources & Legal Affairs

3.1 HUMAN RESOURCES & LEGAL AFFAIRS CONSENT ITEMS

Upon motion by Trustee Macker, seconded by Trustee Blum, the Board approved the Human Resources and Legal Affairs consent items, as contained in the agenda and attachments.

4. EDUCATIONAL PROGRAMS – Ms. Marilyn Spaventa, Acting Executive Vice President, Educational Programs

4.1 PRESENTATION BY KATHY MOLLOY, FACULTY AND STUDENT PARTICIPANTS ON THE EXPRESS TO SUCCESS PROGRAM FUNDED BY TITLE V.

Kathy Molloy, Pam Guenther, Cosima Celmauster-Rincon, and Hector Solano provided information regarding the Express to Success Program.

5. CONTINUING EDUCATION – Dr. Ofelia Arellano, Vice President, Continuing Education

5.1 RECOMMEND APPROVAL OF NEW OR MODIFIED COMMUNITY SERVICE COURSES, CONTINUING EDUCATION DIVISION

Upon motion by Trustee Livingston, seconded by Trustee Jurkowitz, the Board approved the new or modified Community Service (tuition fee based) Continuing Education courses, as contained in the agenda and attachment.

6. BUSINESS SERVICES – Mr. Joe Sullivan, Vice President Business Services

6.1 BUSINESS CONSENT ITEMS

Upon motion by Trustee Macker, seconded by Trustee Blum the Board approved the Business 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)
Food Service       329458-9505    $ 410,581.86
County Treasury*  1197817-8644, 0638-0969  $ 7,114,039.47
                    $ 7,524,621.33

* This includes the ACH payments (including direct deposit payments)

c. AUTHORIZATION TO ESTABLISH NEW TRUST ACCOUNTS FOR FISCAL YEAR 2011-12: #
   819855, 819856, 819857, attachment 6.1-c

d. AUTHORITY TO DECLARE/DISPOSE OF SURPLUS EQUIPMENT:
   1 each storage container S/N UFCU 2103808 – Facilities & Operations

e. APPROVAL OF 35 SBCC OFF-SITE PREMISES AGREEMENTS, MEMORANDUM OF
   UNDERSTANDING, CONTINUING EDUCATION, attachment 6.1-e

   1. Aikido of Santa Barbara
   2. Cottage Rehabilitation Hospital
   3. Cambridge Drive Community Church
   4. Vista del Monte Retirement Community
   5. Buena Vista Care Center
   6. Devereux Adult Day Program
   7. Friendship Manor
   8. Friendship Senior Day Care Center
   9. Garden Court
   10. Heritage House Assisted Living
   11. Maravilla Assisted Living: Senior Living
       Community and Memory Care Center
   12. Samarkand Retirement Community
   13. Central Coast Nursing Center
   14. Santa Barbara Convalescent
   15. St. Joseph's Church
   16. UCSB Family Student Housing
   17. Villa Alamar
   18. Santa Barbara Neighborhood Clinics
       Eastside
   19. Villa Santa Barbara
   20. Wood Glen Hall
   21. Villa Riviera
   22. Alexander Court
   23. Alexander Gardens
   24. Transition House
   25. Westland Floral
   26. Isla Vista Youth Projects
   27. Catholic Charities
   28. Santa Barbara Museum of Natural History
   29. Second Baptist Church
   30. Villa Esperanza
   31. Unitarian Society of Santa Barbara
   32. Valle Verde Retirement Community
   33. Cancer Center of Santa Barbara
   34. Ocean Meadows Golf Course
   35. Free Methodist Church

f. APPROVAL OF FACILITY USE AGREEMENT, SANTA BARBARA UNIFIED SCHOOL DISTRICT
   CIVIC CENTER, GOLETA VALLEY JR. HIGH SCHOOL, CONTINUING EDUCATION: ORCHESTRA
   CLASS, attachment 6.1-f

g. RETROACTIVE APPROVAL OF FACILITY USE AGREEMENT, CARPINTERIA COMMUNITY
   CHURCH CHOIR ROOM, CONTINUING EDUCATION: WINTER TERM CLASS, attachment 6.1-g

h. ACCEPTANCE OF PROPOSAL AND APPROVAL OF SERVICE AGREEMENT, CREDENTIALS
   SOLUTIONS, “TranscriptsPlus®/RoboRegistrar®”, ONLINE PROCESSING SERVICE, 5 YEAR
   AGREEMENT, $1500.00, attachment 6.1-h

i. APPROVAL OF CHANGE ORDER NO. 007, ENERGY MANAGEMENT SYSTEM (EMS) UPGRADE,
   COMPASS ENERGY SOLUTIONS, $1,580.00, (discussed at Facilities Committee Meeting 1/23/12),
   attachment 6.1-i
6.2 BUSINESS ACTION ITEMS

a. ADOPTION OF RESOLUTION NO. 25 (2011-12) ESTABLISHING NON-RESIDENT TUITION FEES FOR 2012-13

Upon motion by Trustee Livingston, seconded by Trustee Villegas, the Board approved adoption of Resolution No. 25 (2011-12) establishing the per-unit, non-resident tuition fee for the 2012-13 academic year, as contained in the agenda and attachment. The vote follows:

AYES: Trustee Blum, Trustee Croninger, Trustee Haslund, Trustee Jurkowitz, Trustee Livingston, Trustee Macker, Trustee Villegas

NOES: Student Trustee Ammon

ABSENT: None

CONCUR: None

b. ADOPTION OF RESOLUTION NO. 26 (2011-12) AUTHORIZING ROUTINE INTERNAL BUDGET TRANSFERS

Upon motion by Trustee Macker, seconded by Trustee Jurkowitz, the Board approved Resolution No. 26 (2011-12) authorizing 2011-12 routine internal transfers, as contained in the agenda and attachment. The vote follows:

AYES: Trustee Blum, Trustee Croninger, Trustee Haslund, Trustee Jurkowitz, Trustee Livingston, Trustee Macker, Trustee Villegas

NOES: None

ABSENT: None

CONCUR: Student Trustee Ammon

c. ADOPTION OF RESOLUTION NO. 27 (2011-12) PROVIDING FOR 2011-12 BUDGET REVISIONS DUE TO RECEIPT OF UNBUDGETED REVENUE

Upon motion by Trustee Macker, seconded by Trustee Jurkowitz, the Board approved Resolution No. 27 (2011-12) authorizing 2011-12 budget revisions for unbudgeted revenue, as contained in the agenda and attachment.

AYES: Trustee Blum, Trustee Croninger, Trustee Haslund, Trustee Jurkowitz, Trustee Livingston, Trustee Macker, Trustee Villegas

NOES: None

ABSENT: None

CONCUR: Student Trustee Ammon
The item below was taken out of order.

6.3 PRESENTATION TO THE DISTRICT ON ENERGY SAVING PROJECTS AND REBATES FROM SOUTHERN CALIFORNIA ELECTRIC $113,357.00 AND SEMPRA GAS COMPANY $25,463.00, AS A RESULT OF THE CAMPUS WIDE ENERGY MANAGEMENT SYSTEM UPGRADE PROJECT

Lisa Hannaman, Southern California Edison Account Executive, and Carlo Gavina, Program Manager, Southern California Gas Company, presented the district with a check and Ms. Hannaman commended Santa Barbara City College and acknowledged Joe Sullivan, VP Business Services and Julie Hendricks, Director Campus Facilities, for their hard work in these energy efficiency projects. With these projects SBCC will save over $109,000 a year on their energy bills. Julie Hendricks thanked the Board for allowing the implementation and the funding for these projects.

7. INFORMATION TECHNOLOGY – NONE

8. CLOSED SESSION –

Upon motion by Trustee Macker, seconded by Trustee Croninger, the Board approved adjourning into closed session.

a. ADJOURN TO CLOSED SESSION

Conference with Legal Counsel – anticipated litigation
Initiation of litigation pursuant to subdivision (c) of Section 54956.9.
One potential action to be discussed.

b. RECONVENE TO OPEN SESSION

President Haslund reconvened the meeting to open session. President Haslund reported that the Board approved a settlement agreement with gkkworks relating to the dispute that arose during the Drama/Music Modernization project. The terms of the agreement call for gkkWorks to continue to provide construction management services on the project through close out without any additional compensation. Each party has agreed to fully release the other from all claims. The vote by the Board was unanimous with the exception of Marty Blum who had to leave the meeting when the Board adjourned to closed session.

9. ADJOURNMENT

Upon motion by Trustee Croninger, seconded by Trustee Villegas, the Board approved adjourning this meeting setting the next regular meeting of the Board of Trustees on Thursday, February 23, 2012 at 4:00 p.m. in A211.

APPROVED BY THE BOARD OF TRUSTEES ON February 23, 2012

[Signatures]

President, Board of Trustees

Superintendent/President

Secretary/Clerk of the Board