

**Minutes of the Regular Meeting of the Board of Trustees
San Mateo County Community College District
September 11, 2019, San Mateo, CA**

The meeting was called to order at 3:30 p.m.

Board Members Present: President Maurice Goodman, Vice President Karen Schwarz, Trustee Richard Holober, Trustee Dave Mandelkern, Trustee Thomas A. Nuris, Student Trustee Jordan Chavez

NEW BUSINESS

**INTERVIEW REPRESENTATIVES FROM SERACH FIRMS FOR CHANCELLOR SEARCH
(19-9-1B)**

The Board interviewed the following individuals: Dr. Joan Smith, Community College Search Services; Mr. Stan Arterberry, Arterberry Blue & Associates, LLC; and Dr. Bruce Leslie, Association of Community College Trustees Searches.

Board members asked each interviewee the same series of questions having to do with hiring a chancellor for a district that is experiencing controversy; measures used to ensure a diverse pool of applicants and finalists; the potential impact if there are internal candidates; the unique environment that California presents for community college CEOs; and the optimal timing of the search.

The interviewees provided additional input, including recommended timing of recruitment and hiring, reference checks and background searches, optimal size and composition of a screening committee, setting the compensation level for the position, whether the search should occur concurrently with the search for the Skyline College president, and examples of previous searches they have conducted.

After the interviews were conducted, the Board briefly discussed their reactions to the interviewees' responses. Dr. Michael Reiner, a former District employee, also gave his opinion about some of the responses. The Board agreed that they will consider the search firms further and make a decision at a future time.

RECESS TO CLOSED SESSION

The Board recessed to Closed Session at 5:20 p.m.

ANNOUNCEMENT OF CLOSED SESSION ITEMS FOR DISCUSSION

President Goodman said that during closed session, the Board will (1) hold a conference with legal counsel regarding one case of anticipated litigation as listed on the printed agenda, (2) hold a conference with legal counsel regarding one case of existing litigation as listed on the printed agenda, (3) consider public employee discipline, dismissal, release, and (4) hold a conference with the agency labor negotiator as listed on the printed agenda.

STATEMENTS FROM THE PUBLIC ON CLOSED SESSION ITEMS ONLY: None

RECONVENE TO OPEN SESSION

The Board reconvened to Open Session at 6:42 p.m.

Board Members Present: President Maurice Goodman, Vice President Karen Schwarz, Trustee Richard Holober, Trustee Dave Mandelkern, Trustee Thomas A. Nuris, Student Trustee Jordan Chavez

Others Present: Acting Chancellor Michael Claire, Chief Financial Officer Bernata Slater, Skyline College Interim President Jannett Jackson, College of San Mateo Vice President of Administrative Services Micaela Ochoa, Cañada College President Jamillah Moore, District Academic Senate President Jeramy Wallace

PLEDGE OF ALLEGIENCE**ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION**

President Goodman said the Board voted unanimously to approve a settlement in the amount of \$475,000 regarding the estate of Thomas Kutras, Case. No. 18STPB01247.

DISCUSSION OF THE ORDER OF THE AGENDA

President Goodman announced that item 19-9-2C, "Reminder of CalPERS Vesting Requirements and Actions Taken by the Board in June 2015," will be removed from the agenda and will be placed on the agenda for the meeting of September 25.

MINUTES**APPROVAL OF THE MINUTES OF THE APRIL 24, 2019 REGULAR MEETING (19-9-2)**

It was moved by Trustee Mandelkern and seconded by Vice President Schwarz to approve the minutes as presented. The motion carried, all members voting Aye.

APPROVAL OF THE MINUTES OF THE MAY 3, 2019 SPECIAL CLOSED SESSION MEETING (19-9-3)

It was moved by Trustee Nuris and seconded by Trustee Mandelkern to approve the minutes as presented. The motion carried, all members voting Aye.

APPROVAL OF THE MINUTES OF THE MAY 15, 2019 REGULAR MEETING (19-9-4)

It was moved by Vice President Schwarz and seconded by Trustee Mandelkern to approve the minutes as presented. Trustee Holober said that at this meeting, he expressed displeasure that the meeting agenda did not include the specific topic, Homelessness and AB 302, under the ongoing presentation on Race, Class Gender, Privilege and Equity. He asked that this statement be included in the minutes. With this correction, the motion carried, all members voting Aye.

APPROVAL OF THE MINUTES OF THE JUNE 12, 2019 STUDY SESSION (19-9-5)

It was moved by Vice President Schwarz and seconded by Trustee Nuris to approve the minutes as presented. The motion carried, all members voting Aye.

APPROVAL OF THE MINUTES OF THE JUNE 19, 2019 SPECIAL CLOSED SESSION MEETING (19-9-6)

It was moved by Trustee Mandelkern and seconded by Trustee Holober to approve the minutes as presented. The motion carried, all members voting Aye.

APPROVAL OF THE MINUTES OF THE JUNE 26, 2019 REGULAR MEETING (19-9-7)

It was moved by Trustee Mandelkern and seconded by Trustee Nuris to approve the minutes as presented. The motion carried, with Vice President Schwarz abstaining and all other members voting Aye. Vice President Schwarz said she was absent for this meeting. She said she supports the concept of the Board holding joint meetings with other partnering organizations which was discussed at the meeting.

APPROVAL OF THE MINUTES OF THE JULY 10, 2019 STUDY SESSION (19-9-8)

It was moved by Trustee Holober and seconded by Trustee Nuris to approve the minutes as presented. The motion carried, all members voting Aye.

PRESENTATIONS TO THE BOARD BY PERSONS OR DELEGATIONS – CONTEMPORARY CONVERSATION REGARDING RACE, CLASS, GENDER, PRIVILEGE AND EQUITY: PRESENTATION OF STUDENT EQUITY PLANS – CAÑADA COLLEGE, COLLEGE OF SAN MATEO AND SKYLINE COLLEGE (19-9-1C)

Aaron McVean, Vice Chancellor of Educational Services and Planning, said Education Code 78220 outlines the requirements for colleges to develop and adopt a student equity plan that uses campus-based research in order

to identify groups of students who are disproportionately and negatively impacted on specific student success metrics, and to then engage in planning and action to reduce and eliminate success gaps. The five metrics included are:

- Number of students who transferred to a 4-year institution
- Number of students who attained the Vision Goal completion definition
- Number of students who completed both transfer-level math and English within the District in the first year
- Number of students retained from fall to spring at the same college
- Number of students enrolled in the same college

Vice Chancellor McVean said colleges have been required to have a student equity plan as a condition of receiving student success and support funding. Colleges were required to use the statewide NOVA platform to submit their plans, which is the same system they were required to use for the Local Vision Goals. That means that the data included in that system also comes from the state and has the same issues that were discussed at previous meetings. Vice Chancellor McVean assured the Board that the groups the colleges have identified as in need of additional supports have been verified by campus based research.

Vice Chancellor McVean said that equity is part of the District's mission and values. He said it is explicit in the strategic plan and is reflected in the work at each of the colleges.

Vice Chancellor McVean called on each college to present and highlight the major points of their respective equity plans.

David Reed, Dean of Academic Support and Learning Technologies at Cañada College, discussed the college's Student Equity Plan: Creating Pathways for Student Success. He said student equity is aligned with the overarching principles reflected in Guided Pathways implementation and other strategic priorities. Initiatives linked with student equity include: course schedule optimized for equity, career exploration and job placement, First Year Experience, success teams aligned with interest areas, redesigning academic support, early college experiences, and equity in online education. Focusing on redesigning academic support, Dean Reed said the college is leveraging equity funding to provide embedded tutors for AB 705 impacted courses (Math 200 and English 105). There are also plans to scale up the Peer Mentor Program to align with Success Teams, as well as to replicate the CUNY Accelerated Study in Associate Program (ASAP) within the Promise Program as part of the equity planning process and Guided Pathways implementation.

Dr. Manuel Alejandro Perez, Vice President of Student Services, said Cañada College is trying to close the equity gap, specifically for disproportionately impacted communities at the college. He discussed what it means for Cañada College to be a Hispanic Serving Institution (HSI) in a larger conversation around closing that gap and being intentional in strategizing interventions and resources for students. Vice President Perez displayed artwork created by student leaders and explained in detail the meaning of the various symbols on the image, including the monarch butterfly which symbolizes immigration and migration being a beautiful act.

Vice President Perez said the ESCALA Program from New Mexico has been invited to the campus on October 9 to talk with faculty, staff, administrators and students about what it means to have an equity lens and framework to the college's pedagogy and service to students. The college has also invited Dr. Alejandro Covarrubias from the University of San Francisco's Higher Education and Student Affairs Program to talk about what it means to be LatinX and what it means to be Hispanic from a federal government lens as well as in our own communities.

Vice President Schwarz said she saw a movie showing the parade in Redwood City at which the artwork was displayed. She said she appreciates getting a better understanding of what the artwork means.

Trustee Nuris asked if there is an opportunity to integrate other parts of the Redwood City community by sharing these thoughts and programs with governmental agencies and school districts. Vice President Perez said there are conversations about looking at data to understand what has been done so far and where the gaps are in terms

of engaging with the community. He said the college has hosted, and will continue to host, tabletop conversations in different community organization spaces, at which administrators, faculty, staff, recruiters and students go out into the community, solicit feedback on what the community identifies as their needs, and inform the community about opportunities at the college such as the Promise Program and Guided Pathways. Vice President Schwarz asked if there are additional plans to become more involved in Redwood City. Vice President Perez said there have been conversations with the Sequoia Union High School District regarding dual and concurrent enrollment. In addition, staff are scheduled to meet with the North Fair Oaks Community Council to discuss how the community would like to engage with Cañada College more strategically. Dean Reed added that the college is working to increase opportunities specifically at Redwood High School, such as dual enrollment and Middle College.

Tabitha Conaway, Interim Director of Equity at College of San Mateo, referenced a handout provided to the Board that highlights how the student equity plan and activities are connected to the strategic priorities that are discussed in the educational master plan. She said the data in the student equity plan identifies disproportionately impacted groups. She said this is not an anomaly as the groups are similar throughout the District and throughout the state. To address this, College of San Mateo is transforming and expanding the culture to create an inclusive and culturally engaging campus. Ms. Conaway said research shows that hyper-marginalized students thrive in an environment that validates their experiences and sense of belonging, that accepts their culture and music, that humanizes their educational experiences, that provides holistic support, and that practices cultural familiarity. She said the college's goal is to continue to move toward the vision of a culturally engaging campus. One of the main ways to do this is by linking the equity plan to innovative teaching and learning, which is one of the major priorities in the educational master plan. As a result, there have been changes in program review to reflect how equity is being incorporated into programs. The SLO coordinators are working on how SLOs can be used as a tool to improve practices inside the classroom. The college will be hosting workshops throughout the rest of the fall and spring that are designed to help faculty and staff create their own research projects and questions as a tool to improve their practices. Dr. Regina Garcia has been invited to discuss how to change from a Hispanic enrolling institution to a Hispanic Serving Institution.

Ms. Conaway said part of being a culturally engaging campus is understanding that students' culture involves their families. She said it is important to encourage families to come onto campus for activities and events and to make them feel part of the campus community.

Lasana Hotep, Dean of Student Equity and Support Programs at Skyline College, said the student equity plan is a mandated report and the approach is based on metrics set by the State Chancellor's Office. He said Skyline College understands that there is a compliance piece to equity but there is also a cultural climate piece and they do not necessarily always go hand in hand. He said Skyline College is very deliberate about its framework and its understanding of what equity is. The framework deals with three areas: make sure the approach is anti-racist, is anti-sexist, and is in alignment with the college's queer brothers and sisters.

Dean Hotep said that in four of the five categories used in the state's metrics, foster youth (male and female) and African American males are identified as disproportionately impacted student groups. Therefore, the 2019-2022 equity plan includes efforts to engage differently around these communities. He highlighted four programs that support these efforts.

- Guardian Scholars. This program works with current and former foster youth. The equity plan addresses retention from fall to spring. It includes the provision of clipper cards and food vouchers, as well as supporting a full-time retention specialist. The program is assessed each semester by monitoring the success of current and former foster youth.
- Educational Access Center. This new initiative is a collaborative effort between the Disability Resources Center, the Teaching and Learning Center, the English Department and the Math Department. The equity plan addresses transfer level math and English and is one response to AB705. It includes self-paced modules developed by math and English faculty and expansion of the Disability Resource Center access to assistive technology. The program is assessed each semester by monitoring completion of transfer-level math and English.

- Brothers Achieving Milestones (BAM). This program was originally funded by the President's Innovation Fund and is now receiving some equity funding. The equity plan addresses the goal of completion. It includes reassigned time for a faculty math tutor who tutors students twice a week, community building opportunities and leadership development, and campus tours. The program is assessed each semester by monitoring male students completing academic goals (certificate, associate degree, transfer).
- Intercultural Center. This center is in the early stages of development. The equity plan addresses retention from fall to spring. The development of the Center is in part the result of an equity resolution that was adopted by the Academic Senate and the Associated Students in response to an incident that occurred on campus a few years ago. The Intercultural Center is designed to be culturally responsive and to provide a safe space. It will also house the Pride Center. It will be assessed annually by monitoring retention numbers for disproportionately impacted populations.

Trustee Nuris asked if the three colleges work together and share ideas on successful initiatives. Dean Hotep said most collaborative conversations have taken place at the vice president level but he looks forward to more intentional collaboration in the future. He said an outreach effort began last year through which the colleges collaborate on high-level speakers and share some of the costs.

STATEMENTS FROM EXECUTIVES

Interim Chancellor Claire thanked the Board for taking action on the position of Interim Chancellor. He said he looks forward to working with the Board and the campus communities. Interim Chancellor Claire introduced Micaela Ochoa, Vice President of Administrative Services at College of San Mateo.

Vice President Ochoa said the Science-in-Action speaker series had its first presentation, with Charlotte King speaking on "My Journey from a Liberal Arts College to Aerospace Engineering." Future presentations in the series will include College of San Mateo students sharing summer STEM internship experiences and a student speaking about his journey from being a community college student to being a second year medical student at Stanford University.

Cañada College President Moore said the college is excited about the upcoming accreditation site visit. She said Dr. Stephanie Droker, Senior Vice President of the ACCJC, gave an excellent presentation at the college, as well as at College of San Mateo and Skyline College. President Moore said the second annual President's Luncheon will be held at the Hiller Aviation Museum on October 22.

Skyline College Interim President Jackson said the college has made significant strides in all five of the metrics mandated by the State Chancellor's Office for the student equity plans. Interim President Jackson announced that the State Chancellor's Office Vice Chancellor of Governmental Affairs has asked Skyline College to host a legislative site visit on October 16 from 8:00 a.m. to 3:00 p.m. She said it is an honor to be selected. She said she would like to introduce the Board and Interim Chancellor Claire if they are able to attend the first part of the site visit.

District Academic President Wallace said the Academic Senate held its first meeting of the academic year on September 9 and created a list of goals for the academic year.

STATEMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Dr. Michael Reiner, a member of the community, read an excerpt from Board Policy 2.17: "Executives who retire from the District through PERS or STRS and who have served in an executive position for ten years or more in the District shall earn the title of 'Emeritus'; e.g., Chancellor Emeritus, Vice Chancellor Emeritus or President Emeritus." He said this is in keeping with the tradition in academia around the country of honoring significant retirees with the title emeritus. He said no salary is involved. Dr. Reiner said State Senator Jerry Hill and Assemblymember Kevin Mullin wrote a letter on April 10, 2019 to Senator Holly Mitchell, Chair of the State Budget Committee, requesting \$1 million to sponsor "an independent feasibility study and plan for the creation and successful implementation of a permanent CSU, Silicon Valley" at Cañada College's existing campus." Dr. Reiner said that as a resident of San Mateo County, he is concerned how taxpayer dollars are spent. He said he would like to see the state and California State University System and not the District alone fund the

feasibility study before the District pays an annual salary of \$469,000 for the next two and one-half years to the Chancellor Emeritus for work related to “development and administration” of whatever eventually happens at the Cañada College campus.

NEW BUSINESS

APPROVAL OF PERSONNEL ITEMS: CHANGES IN ASSIGNMENT, COMPENSATION, PLACEMENT, LEAVES, STAFF ALLOCATIONS AND CLASSIFICATION OF ACADEMIC AND CLASSIFIED PERSONNEL (19-9-1A)

David Feune, Director of Human Resources, said there was a request to remove an item from Section E, Changes in Staff Allocation, which reads: “Recommend a change in salary level for the Director of Public Safety from Grade 193E to Grade 196E of the Academic/Classified Exempt Supervisory Salary Schedule (35), effective July 1, 2019. Accordingly, recommend a corresponding adjustment in grade for the incumbent, William Woods, effective July 1, 2019. The recommended change reflects an increase in scope of work and responsibility.” Mr. Feune said there are also two corrections regarding hire dates: The hire date for Mathitha Rao should be August 12 and the hire date for Kimiko Petsche should be August 26.

Trustee Holober said the Board was being asked to approve several positions retroactively. He said he has previously stated his belief that this is not good practice. He said he will vote to approve the items on this report, but does not in the future plan to vote for retroactive employment unless there are exigent circumstances.

President Goodman asked about the status of the Director of Wellness position at Cañada College. Mr. Feune said that position was approved by the Board on May 15 and went through the hiring process. He said he believes an individual has been identified to fill the position and it will be brought for approval at the meeting of September 25. President Goodman said the position was scheduled to start on September 16 and, to President Goodman’s point, should have been on the report for this meeting rather than placing it retroactively on the September 25 report. President Moore said she believed the paperwork necessary to place the item on the report for this meeting had been submitted on time, but found it had not. She said the start date can be changed to come after Board approval.

It was moved by Trustee Mandelkern and seconded by Trustee Holober to approve the actions in the report as amended per Mr. Feune. The motion carried, all members voting Aye. Trustee Nuris noted that Melanie Berzon retired with 25.5 years of service and Sandra Comerford retired with 29 years of service. He asked that the Board acknowledge their service to the District and thank them for it.

APPROVAL OF CONSENT AGENDA

President Goodman said the consent agenda consists of Board Reports 19-9-1CA and 19-9-2CA. It was moved by Vice President Schwarz and seconded by Trustee Mandelkern to approve the items on the consent agenda. The motion carried, all members voting Aye.

Other Recommendations

PUBLIC HEARING OF THE 2019-20 FINAL BUDGET (19-9-100B)

It was moved by Trustee Holober and seconded by Trustee Nuris to hold the public hearing. The motion carried, all members voting Aye. The public hearing was called to order at 7:46 p.m.

Chief Financial Officer Slater acknowledged individuals who were instrumental in preparing the budget: District Budget Officer Peter Fitzsimmons, Controller Nicole Wang, College Business Officers, Vice Presidents of Administrative Services, Accounting and Purchasing staff, and staff across the colleges.

CFO Slater outlined budget highlights:

- The District will be able to expand the Promise Scholars Program to serve 2,000 students
- The District is community-supported
- Property taxes are projected to increase 7.12% over 2018-19
- The short-term and long-term financial outlook remains solid

- The reserves are, as planned, at 15%
- Categorical and grant support remains strong

CFO Slater said budget guidelines address Board goals and the District strategic plan, address community needs, balance budget projections in each of the next three years, and use one-time funds for one-time expenses.

CFO Slater said the Governor signed the state budget into law on June 27, 2019. The following items in the state budget impact community colleges:

- Changes to recently implemented Student Centered Funding Formula (does not affect the District)
- California College Promise expansion
- Cal Grants expansion
- Buy down portion of the liability for both CalPERS and CalSTRS / reduction in employer rates
- Capital Outlay Projects funding under Proposition 51

CFO Slater said there are differing opinions on an impending recession and staff will be preparing for this when developing the budget for the next year.

CFO Slater said she used the following assumptions when developing the budget:

- Property tax increase: 7.12%; represents approximately 84 percent of the District's revenue
- Enrollment fees: Resident FTES 16,321 (4.12% projected decline from 2018-19)
 - Resident Tuition: \$46/unit - no increase
 - Prop 55 (EPA): Ongoing \$100/FTES
 - Lottery: \$153/FTES
 - Mandated Cost Block Grant: \$30.16/FTES
 - Non-resident Tuition: \$265/unit (plus \$8 capital outlay fee)
 - Inflation: 3.33% based on CA CPI
 - State FTES Access/Growth: .55%; State COLA: 3.26% (does not apply to the District with the exception of categorical programs)

CFO Slater discussed the year to year comparison for the general fund (Fund 1) revenue and expenses. Revenue from property taxes is projected to increase while revenue from student fees is projected to decrease due to a decrease in enrollment and waiver of fees for Promise Program students. Salaries and benefits expenses are projected to increase due to steps, columns and negotiated increases. Materials and operating expenses are expected to increase; some of the increase reflects carryover from the previous year, along with some increase in operating expenses. The 2019-20 budget is balanced, with total projected revenue and total projected expenses both at \$201,540,815.

CFO Slater identified 2019-20 initiatives. The Promise Scholars Program is expanding to serve 2,000 students. The Constituent Relationship Management System (CRM) is being implemented currently. Additional initiatives are the Equity Institute and the food insecurity initiative.

CFO Slater said the increases in PERS and STRS rates have been dramatic and cumulative over the past several years. The projected employer cost for 2019-20 is \$22 million, which is close to a 170 percent increase over 2013-14. In 2021-22, the cost is expected to go up to \$27 million, which is a 230 percent increase over 2013-14. CFO Slater said this reduces the purchasing power of the District.

CFO Slater said that although the District is a basic aid district, it receives state money for categorical programs. Categorical programs that are granted COLA are Apprenticeship, CalWORKS and DSPS/EOPS/Foster/CARE. One of the most important categorical programs for the District is AB19 (Promise). The funding for this program almost doubled over last year.

CFO Slater discussed capital outlay. She said the District is spending down general obligation bond funds. The District received funding for three projects totaling approximately \$76 million: campus water tank replacement at College of San Mateo, Building 13-Multiple Program Instructional Center at Cañada College, and Building

2-Workforce and Economic Development Prosperity Center at Skyline College. The District must match the funding for these projects. The District also received \$185,549 for scheduled maintenance which will be used for Skyline College Building 3 envelope repairs.

CFO Slater said the portfolio value of the Retirement Trust Fund-OPEB as of June 30, 2019 is \$123,079,056. Last year, the District's retiree health liabilities were 95 percent funded and preliminary indications are that they will be 100 percent funded this year.

In summary, CFO Slater said:

- The 2019-20 budget is balanced
- The budget is aligned with the District strategic plan
- The budget provides resources for students, employees and the community
- The short-term and long-term financial outlook remains solid
- The reserves are, as planned, at 15 percent
- Categorical and grant support remains strong

Following Chief Financial Slater's report, President Goodman asked if there were questions or comments from the public. Hearing none, he declared the public hearing closed at 8:10 p.m.

ADOPTION OF THE 2019-20 FINAL BUDGET (19-9-101B)

It was moved by Vice President Schwarz and seconded by Trustee Mandelkern to adopt the final budget as presented. Trustee Mandelkern asked, assuming the actuarial calculations and the value of the retirement trust are correct, what the impact on Fund 1 would be in terms of not having to spend money for retiree benefits from that fund. CFO Slater said the total pay as you go is approximately \$7.5 million, half of which is paid from the general fund and half from the retirement fund. She said this is the first year in which the District is in a position of being fully funded and this will be discussed by the Retirement Board of Authority.

Trustee Mandelkern said that under "Adopted Budget Assumptions" in CFO Slater's report, the resident FTES is 16,321, down approximately four percent from the previous year. He asked what the number of actual unique individual students is. Vice Chancellor McVean said the number is 31,705.

Trustee Holober asked if the Reserve for Post-Retirement Benefits (Fund 8) and the general fund are still being used to pay for current employee retirement health and welfare benefits. CFO Slater said this is the case. She said the District charges itself 5 percent of salaries to put toward future benefit costs for current employees. This money is put into Fund 8 and a portion of the funds that are moved into Fund 8 will be used to cover approximately one-half of the premium cost for current benefits. Trustee Holober asked if it is correct that money flows into Fund 8 from other funds, some flows out to pay a portion of the current costs and some flows into the Futuris Other Post-Employment Benefits (OPEB) Trust to continue to build up. CFO Slater said this is correct. She said the District may not need to make payment to the Trust any longer and this is being discussed by the Retirement Board of Authority.

Trustee Holober said the written discussion on International Education discusses a new initiative, the Global Online Advanced Learning Program, which enables international students to take courses wherever they are in the world, with the District receiving the tuition fees. He asked if this is included in the budget assumptions. CFO Slater said it is not included because the Global Online Advanced Learning Program is a small pilot program at this time.

Trustee Holober said he raised the issue of the failure to conform with the 50 Percent Law during discussion of the preliminary budget. He said the final budget does not address this issue. He asked if there is a projection of how close the District will come to closing the gap to conform with the law based on the budget the Board is being asked to approve. Interim Chancellor Claire said the District is not likely to come into conformance this year. He said he believes there is a need for long-term financial planning with the Board. He said some of the issue centers around the levels of full-time faculty. He said the bulk of the funding at the campuses does go to teaching and learning. Interim Chancellor Claire said he understands the concern about the 50 Percent Law and

would welcome a conversation with the Board on the issue, perhaps at the annual retreat. Trustee Holober expressed appreciation that Interim Chancellor Claire does not wish to engage in a debate at a Board meeting. He asked if there is any change in the ratio of full-time to part-time faculty in this budget. President Claire said he believes the current ratio is 70 percent to 30 percent. He said that moving forward, there can be discussions about the goals the Board would like to set when developing the budget. Trustee Mandelkern said the Board had previously provided direction to have conversations between the administration and faculty, primarily AFT, regarding implementation of the 50 Percent Law. He said he hopes this will take place, preferably prior to the Board retreat. CFO Slater said staff reached out several times but she believes Paul Rueckhaus' departure from the District caused communication to drop off. She said staff has reached out to the current AFT leadership and she believes they are deciding whether to meet. Interim President Claire said he will personally reach out to faculty. Academic Senate President Wallace asked that the Academic Senate also be included in the discussions. Trustee Mandelkern said the Academic Senate was included in the Board's directive.

Trustee Holober said he will vote to adopt the budget even though the 50 Percent Law is not met because he has a great deal of confidence in Interim Chancellor Claire and his commitment to working collaboratively with faculty. He said he will offer Interim Chancellor Claire his full support. Trustee Nuris said that after the discussions are held, he would like to receive a thorough explanation on both sides of the issue. He said he knows it is a law but knows also that it was put into place decades ago. He said he would like to understand the impact of the law on the District, the colleges and the classrooms. President Goodman asked that background information be sent to the Board prior to the Board retreat.

Trustee Holober said that on page 71 of the budget report (Capital Projects Financial Summary), there are two separate line items from different funds for Cañada College Building 1 (\$24,300,000 and \$67,219,709.70). He asked if the combined total of these two lines is the total of the building. CFO Slater said the two line items combined reflect the total cost of the building.

Student Trustee Chavez asked for clarification about the \$32 increase for non-resident tuition. CFO Slater said every year the Board must vote on fees for international students. She said it is based on statute. Districts may decide on the method to determine the fees, using a list of options provided by the state. Because of competitiveness, the District generally looks at the fees charged by neighboring districts.

Trustee Nuris commended CFO Slater for her presentation. He said her clear understanding of the budget gives him a measure of comfort.

After this discussion, the motion to adopt the 2019-20 final budget carried, all members voting Aye.

ADOPTION OF RESOLUTION NO. 19-14 IN SUPPORT OF CALIFORNIA ASSEMBLY BILL 612 (19-9-102B)

It was moved by Trustee Holober and seconded by Trustee Mandelkern to adopt Resolution No. 19-14. The motion carried, all members voting Aye. Vice President Schwarz said she heard about a program whereby leftover food from college events is distributed by contacting a list of people who are in need of food. President Goodman said he believes this is done informally at the colleges. President Moore said Cañada College does not have a set process but leftover food is taken to places where students congregate, such as the Associated Students offices and the Learning Center. Trustee Mandelkern asked if Pacific Dining has a program in place to distribute leftover food. Tom Bauer, Vice Chancellor of Auxiliary Services and Enterprise Operations, said there are challenges to donating food from events because of laws. He said he has spoken with Vice President Perez about a program and asked him to elaborate on it. Vice President Perez said San Francisco State University uses an app through which students can use an opt-in function to receive notices when food is available and are given instructions on how to access it. Trustee Nuris said he is pleased to hear about this. He said it has become problematic for organizations to accept donated food because of liability issues, e.g. not knowing how and where the food was prepared.

APPROVAL OF STUDENT EQUITY PLANS – CAÑADA COLLEGE, COLLEGE OF SAN MATEO AND SKYLINE COLLEGE (19-9-103B)

It was moved by Vice President Schwarz and seconded by Trustee Nuris to approve the Student Equity Plans as presented. The motion carried, all members voting Aye.

APPROVAL OF APPOINTMENTS TO BOND OVERSIGHT COMMITTEE (19-9-104B)

It was moved by Trustee Nuris and seconded by Vice President Schwarz to approve the appointments as recommended. Trustee Holober said he recently saw notices in the local newspaper seeking applicants for this committee. He asked if there were responses and if there will still be vacant seats if the Board approves the recommendations brought at this meeting. Vice Chancellor/Chief of Staff Mitchell Bailey said staff conducted two rounds of outreach, including notices in a local newspaper and contact with a large number of community leaders. He said one individual applied as a result of that outreach. At the Board's direction, staff conducted a second round of outreach. As of the morning of this meeting, there were no additional applicants; however, one application was received in the afternoon and will be reviewed and submitted to the Board for approval at a subsequent meeting.

Vice Chancellor Bailey said the District's bond oversight committee has members representing the business community and a senior citizens organization, as required by law. He said the recommendations brought to this meeting include a new student member and a member of an affiliated organization. The only category not filled is a representative of a taxpayer organization. Vice Chancellor Bailey said this is the most difficult to fill for all public agencies that have bond oversight committees. He said he will continue conduct outreach to fill this position. He said the committee can have up to 15 members according to Board policy and he will continue to bring recommendations as applications are received.

Trustee Mandelkern asked if either of the two individuals who responded to the outreach efforts are listed on the recommendation brought to the Board at this meeting. Vice Chancellor Bailey said the applicant from the first outreach effort is listed and the second will be brought forward at a future meeting.

Student Trustee Chavez asked if a new student would be appointed to the committee if the student who is serving graduates and leaves the District. Vice Chancellor Bailey said a new student would be appointed. He said the appointment is for a two year term but students often do not serve for the entire term.

After this discussion, the motion to approve the appointments carried, all members voting Aye.

COMMUNICATIONS

None

STATEMENTS FROM BOARD MEMBERS

Trustee Nuris said he has attended several events and meetings recently.

Student Trustee Chavez said the District Student Council, composed of the Associated Students presidents and vice presidents, along with himself, held their first meeting of the semester. He said the group is ambitious, visionary and student oriented. He said they will meet periodically during the academic year. He said student reports will be presented to the Board beginning with the regular meeting in October.

Trustee Holober congratulated Interim Chancellor Claire on his appointment. He said he believes Interim Chancellor Claire is the perfect person to take the position and he wishes him success. Trustee Holober said the District is going through some turbulence but the focus will always be on providing the best quality education and support services for students. He said the Board earlier interviewed representatives from search firms for the chancellor search. One of the recommendations from a representative was to stop and take stock of where the District has been and where it should go in the future. He said he looks forward to taking time to reflect and make changes, recognizing that change is good.

Trustee Mandelkern noted that the settlement announced under “Announcement of Reportable Action Taken in Closed Session” was a settlement in favor of the District. Trustee Mandelkern thanked CFO Slater for her preparation and presentation of the budget, which he said was clear and concise. He congratulated Interim Chancellor Claire and said he looks forward to working with him. Trustee Mandelkern said he intends to attend the Cañada College President’s luncheon at the Hiller Aviation Museum, as well as the VIP reception. He said he will also attend the Skyline College President’s Council meeting, the Success Summit at Skyline College, and the ACCT Congress in San Francisco, at which the Board will receive an award. Trustee Mandelkern wished the colleges well on the upcoming accreditation visits.

President Goodman said he will attend the ACCT Congress in San Francisco. He said the award the Board will receive is the Phi Theta Kappa Board of Excellence Award, which will be presented at the luncheon on October 18. He said he believes it is beneficial for Board members to attend professional development conferences when they are held in nearby locations.

President Goodman requested a moment of silence in honor of those lost to the attacks that took place on September 11, 2001.

RETURN TO CLOSED SESSION

The Board returned to closed session at 8:45 p.m. to continue consideration of the items listed on the printed agenda.

RECONVENE TO OPEN SESSION/ANNOUNCEMENT OF REPORTABLE ACTION TAKEN IN CLOSED SESSION

The Board reconvened to open session at 11:13 p.m. President Goodman said the Board took no action during the closed session.

ADJOURNMENT

The meeting was adjourned by consensus at 11:15 p.m.

Submitted by

Michael Claire, Secretary

Approved and entered into the proceedings of the October 10, 2019 meeting.

Karen Schwarz
Vice President-Clerk