

**Minutes of the Regular Meeting of the Board of Trustees
San Mateo County Community College District
January 25, 2012, San Mateo, CA**

The meeting was called to order at 6:04 p.m.

Board Members Present: President Dave Mandelkern, Trustees Richard Holober, Patricia Miljanich and Karen Schwarz

Others Present: Chancellor Ron Galatolo, Executive Vice Chancellor Kathy Blackwood, Skyline College President Regina Stanback Stroud, College of San Mateo President Michael Claire, Cañada College Vice President of Instruction Sarah Perkins, District Academic Senate President Fermin Irigoyen

President Mandelkern announced that Vice President Hausman and Student Trustee Gladstone will not be at the meeting due to illness.

Pledge of Allegiance

DISCUSSION OF THE ORDER OF THE AGENDA

President Mandelkern said that in order to accommodate the auditor, it was requested that items 12-1-101B through 12-1-104B be placed on the agenda immediately after item 12-1-3C. There were no objections from the Board.

MINUTES

It was moved by Trustee Miljanich and seconded by Trustee Schwarz to approve the minutes of the study session of January 11, 2012. Trustee Holober asked that the minutes be amended in the two instances in which he was referred to as Board President. With this amendment, the motion carried, all members voting "Aye."

PRESENTATION OF RESOLUTION OF HONOR TO DR. AMELITO ENRIQUEZ (12-1-3C)

President Mandelkern said Dr. Enriquez received the Presidential Award for Excellence in Science, Mathematics, and Engineering Mentoring at a White House ceremony on December 12. In conjunction with the award, Dr. Enriquez received \$25,000 from the National Science Foundation to advance his mentoring efforts. Dr. Enriquez was honored at Cañada College in December and the Board is pleased to honor him as well for all of his outstanding contributions to the academic life in the District, particularly at Cañada College with its renowned engineering program. As President Mandelkern presented the resolution to Dr. Enriquez, he said the Board thanks Dr. Enriquez for all he does for the District, Cañada College and students in the community.

Dr. Enriquez said he is pleased to receive the resolution and he shares it with the rest of the Cañada College family. He said he gets inspiration from his colleagues and students. He said the experience of receiving his award at the White House was amazing and he was pleased that his mother was present for the ceremony.

After the presentation to Dr. Enriquez, President Mandelkern presented an award to Trustee Holober in appreciation of his service as Board President last year. He said Trustee Holober exhibited distinguished and skillful leadership during a difficult year. Trustee Holober thanked the Board for the award. He said he enjoys serving on the Board and appreciates the work of the Chancellor, administration, faculty, staff and students. He said it is a privilege to work with the other members of the Board. Trustee Miljanich said that Trustee Holober represented the Board well with his judgment and commitment. She said that serving as President takes an extra measure of time and effort. Trustee Schwarz agreed, noting that giving of one's time takes away from family and work. She said Trustee Holober served as President with class and presented a good example of the Board to the public.

RECEIPT AND ACCEPTANCE OF THE 2010-11 DISTRICT AUDIT REPORT (12-1-101B)

It was moved by Trustee Miljanich and seconded by Trustee Schwarz to approve the audit as presented. Auditor Xiupin Guillaume of Vavrinek, Trine, Day & Co., LLP, said the audit covers the period July 1, 2010 to June 30, 2011. The report begins with the Independent Auditor's Report which is followed by Management's Discussion and Analysis, Financial Statements, Notes to Financial Statements, and Findings and Recommendations. Ms. Guillaume said the purpose of the audit is to provide an opinion on whether the District's financial statements are fairly stated and whether

the District is in compliance with certain provisions of federal and state regulations. The Summary of Auditor's Report shows that the auditor issued an unqualified opinion for the District's financial statements and for federal and state awards. President Mandelkern said the audit report is clear and he is pleased with the unqualified opinion. After this discussion, the motion to approve the audit report carried, all members present voting "Aye."

RECEIPT AND ACCEPTANCE OF THE 2010-11 KCSM AUDIT REPORT (12-1-102B)

It was moved by Trustee Miljanich and seconded by Trustee Holober to approve the audit as presented. Ms. Guillaume said the opinion of the auditors for both KCSM-FM and KCSM-TV is unqualified. KCSM-FM ended the year with net assets of approximately \$843,000, a decrease of \$42,000 from the previous year. The District's contribution to the program was \$97,000. KCSM-TV ended the year with net assets of approximately \$4.2 million, a decrease of approximately \$481,000 from the previous year. The District's contribution to the program was approximately \$1 million. President Mandelkern asked why, given that there was an increase in cash value of \$200,000 over last year, the District contributed \$1 million instead of \$800,000. Chancellor Galatolo said most of the increase can be attributed to cash flow issues, e.g. collection of accounts receivable and fewer liabilities being incurred. President Mandelkern said that the \$1 million subsidy from the District represents many course sections that could have been offered instead and this is why the Board previously made the decision not to subsidize the operations of KCSM-TV in the future. President Mandelkern asked if the District contribution to KCSM-FM, in the amount of \$97,000 this year, is expected to continue going forward. Chancellor Galatolo said that as the TV side is dissolved, there will still be fixed costs to be borne by KCSM-FM only. Therefore, he believes the amount of the District contribution will go up rather than down unless there is a fairly substantial increase in support from listeners and other sources. After this discussion, the motion to approve the audit report carried, all members present voting "Aye."

RECEIPT AND ACCEPTANCE OF THE 2010-11 GENERAL OBLIGATION BOND FINANCIAL AND PERFORMANCE AUDITS (12-1-103B)

It was moved by Trustee Schwarz and seconded by Trustee Miljanich to approve the audits as presented. Ms. Guillaume said that for both the 2001 Measure C fund and 2005 Measure A fund, the opinion of the auditors is unqualified. Measure C funds are completely spent as of June 30, 2011. Measure A has a balance of approximately \$62 million, available to be spent on the remaining bond projects. The results of the audit indicate that in all material respects, the District has properly accounted for expenditures and that such expenditures were made for authorized bond projects. After this discussion, the motion to approve the audit reports carried, all members present voting "Aye."

RECEIPT AND ACCEPTANCE OF THE 2010-11 RETIREMENT FUTURIS PUBLIC ENTITY INVESETMENT TRUST AUDIT REPORT (12-1-104B)

It was moved by Trustee Schwarz and seconded by Trustee Holober to accept the audit report as presented. Ms. Guillaume said the opinion of the auditors is unqualified. The fund balance as of June 30, 2011 is approximately \$16.7 million. Most of this balance comes from District contributions and investment income. No funds were distributed for retirement purposes during the year. Trustee Holober explained that this trust is a separate dedicated, irrevocable fund that was set up to fund retirement benefits for retirees in the future. The District also has a larger amount of money in a separate post-retirement fund. Executive Vice Chancellor Blackwood said there is currently \$35-36 million in that post-retirement fund. Trustee Holober said that the District has provided health benefits to retirees and, over the years, this has become a significant cost to the general fund. By gradually continuing to build this trust, it is hoped that it will generate enough income to move the costs out of the general fund and become self-supporting. Chancellor Galatolo applauded the efforts of the Board in being forward-thinking and establishing the trust a number of years ago. After this discussion, the motion to approve the audit report carried, all members present voting "Aye."

STATEMENTS FROM EXECUTIVES AND STUDENT REPRESENTATIVES

Chancellor Galatolo said there were no adjustments in any of the four audit reports presented and he commended Executive Vice Chancellor Blackwood and her team for doing an outstanding job.

Skyline College President Stanback Stroud said that Skyline is pleased with the new coffee shop which opened in Building 6; feedback from students has been positive. She thanked Vice Chancellors Tom Bauer and José Nuñez and their teams, along with staff member Karen Pinkham for their work on this project. The President's Breakfast will be held on March 15. This event supports the President's Innovation Fund. President Stanback Stroud distributed a brochure on the "Expanding Your Horizons" conference which will be held at Skyline College on March 17. This conference, led by Dr. Christine Case and her team, focuses on girls in 6th through 12th grades who are interested in careers in math and science. Skyline College's first group of Advanced Hybrid Automotive Technology students completed their certificates in December. Grove Scholarships were recently awarded to Skyline College students.

College of San Mateo President Claire said the College Center has achieved LEED (Leadership in Energy and Environmental Design) Gold certification. He thanked the Board for providing leadership in this area. He said that in addition to practicing sustainable construction practices and energy efficiencies, there are also substantial dollar savings associated with LEED Gold certification; this ultimately benefits all students in the District as operating costs are reduced. President Claire congratulated the Board, Chancellor Galatolo and Vice Chancellor Nuñez and his team. The award will be presented at a formal ceremony at a later date. President Claire distributed an invitation to the grand opening of the new Learning Center on February 29. He said a new, dynamic Learning Center director has been hired. He said the Learning Center is a direct result of feedback from students in a student focus group study conducted approximately five years ago. The grand opening of the new Veterans Resource and Opportunity Center will take place on February 15. President Claire asked that this meeting be adjourned in memory of four retirees who passed away in January: faculty members Ted Rankin, JoAnn Rock and Vince Rascon, and classified staff member Leatha Webster.

Cañada College Vice President Perkins said the grand opening of the Center for Entrepreneurial Opportunities is taking place tonight from 5:00-7:00; more than 120 people from the community are at the Cañada College campus to celebrate this organization. The Center for Entrepreneurial Opportunities is a reorganization of the Small Business Program. Its purpose is to work with small businesses in the South County area to offer services, workshops and courses, and to consult with businesses to support small business growth. Vice President Perkins thanked Vice President Nuñez and his team, the ITS team and Roger Anchartchahar for transforming Building 21 from Swinerton offices to the Animation Lab, which is in full service for this semester. She said the Animation Lab has opened up opportunities for new partnerships. Vice President Perkins said Cañada College will host a series of six programs this semester centered on social justice.

Executive Vice Chancellor Blackwood said the Governor's budget includes an initiative for the November 2012 ballot that calls for a one-half cent increase to the State sales tax and for raising income taxes for those earning more than \$250,000 annually. The Governor said these measures would generate \$6.8 billion which would go to K-14 education. If the initiative passes, funding for schools actually would remain flat. If it does not pass, there would be more cuts, 90% of which would be to schools. This would result in another 5.6% workload reduction on top of this year's 7.5% reduction. Executive Vice Chancellor Blackwood said the District will achieve basic aid status this year. This means that if the Governor's ballot initiative fails, the District will not have the 5.6% workload reduction. She said this is relatively good news but cautioned that the District still has an \$8 million operating deficit.

Executive Vice Chancellor Blackwood said the Governor's budget had assumed that Redevelopment Agencies (RDAs) would be eliminated through AB 26 and reconstituted with AB 27. However, the California Supreme Court ruled that AB 27 was not constitutional. This means that RDAs are supposed to be dissolved on February 1 and revenues they would have received will be distributed to other taxing entities, including our District. Each RDA has created a list of enforceable obligations. The successor agencies, oversight boards, County auditors/controllers and Department of Finance will review these debts to make sure they are legitimate. The consultant hired by the District estimates that the District will receive \$2.8 million next year in funds that would have gone to the RDAs.

Chancellor Galatolo said there will be a more comprehensive budget review at the upcoming Board retreat.

President Irigoyen thanked previous Academic Senate Presidents Donna Bestock, Connie Beringer, Nick Kapp, Patty Dilko, Ray Hernandez and Diana Bennett for their influence on his development as a leader. He said he believes his role is to help other faculty members develop as leaders at the District level, including the current College Academic Senate leaders. President Irigoyen thanked those who have mentored him, including President Stanback Stroud and Mike Williamson, Vice President of Instruction at Skyline College. He congratulated Dr. Enriquez for his achievement and also acknowledged the efforts of all faculty members of the District who work hard to insure success for all students. President Irigoyen said the Board's responsible leadership makes it an honor to work in the District. He said faculty appreciates the Board's leadership with regard to the Student Success Task Force recommendations. The next meeting of the District Academic Senate will be held on February 13. The Student Success Task Force recommendations will be addressed along with the review of policies in the District Rules and Regulations. At this meeting, the Academic Senate will also be hosting Academic Senate Area B representative Jon Drinnon and Statewide official Dolores Davison.

Sandra Robles, President of the Associated Students of Cañada College (ASCC) thanked Brenda Herlihy, Commissioner of Publicity, for her help with the graphic design of tonight's PowerPoint presentation. Ms. Robles said there are 23 active clubs on campus. She displayed a list of the District and College committees on which students

serve. She reviewed ASCC sponsored events, including the Fall Leadership Retreat, Welcome Back Week which included “Night Life” for night students, Cañada Remembers (commemorating the tenth anniversary of 9/11), Constitution Day Voter Registration Drive, Spooky Spirit Thursday, Give Thanks Spirit Thursday and “Let It Snow.” In addition, ASCC sponsored nine students from the TRiO Student Advisory Council to attend a Student Leadership Conference, approved funding for the Photon Masters Club for a graduation/awards event, and funded travel costs for members of the Honor Transfer Program to attend a conference. Some ASCC members attended the Fall Student Senate General Assembly. Upcoming events include additional Spirit Thursdays, Student Trustee nominee elections, and ASCC general elections. ASCC goals for 2011-12 will focus on leadership, community, change and mentorship. Club goals include retaining 50% of the clubs from the previous year and increasing new club formation by ten new clubs. Trustee Miljanich said she appreciates ASCC’s efforts to include night students in their activities.

STATEMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Tracy Rosenberg introduced herself as the Executive Director of Media Alliance, an advocacy group which focuses on democratic communications. Ms. Rosenberg said she speaks on behalf of members who are saddened to hear of the plan to sell KCSM-TV. She said they understand the catastrophic budget situation for education in California and the challenges the Board is facing, but they believe it is also important to talk about what it means to be a public trustee and a licensee of rare and valuable assets. She said the values of localism, diversity and uniqueness are not only enshrined in federal law, but also in the educational mission of a publicly supported institution which serves the community above and beyond the 18 to 20 years olds who participate in classes and workshops. Ms. Rosenberg said she believes she heard during the discussion of the audit that with the loss of KCSM-TV, the District’s investment in KCSM-FM would increase substantially because of fixed expenses that will not vanish. She said she believes that both outlets are entitled to consistent treatment and a fair assessment of their contribution to the core values of the District. Ms. Rosenberg said the responsibility of what happens to KCSM-TV lies with the Board. She said there are many who believe that noncommercial, educational media is a public trust to be taken care of. President Mandelkern said he would like to correct the record by noting that the District serves the entire community; its students are not just 18 to 20 year olds, but range in age from early teens to people in their nineties.

NEW BUSINESS

APPROVAL OF PERSONNEL ACTIONS: CHANGES IN ASSIGNMENT, COMPENSATION, PLACEMENT, LEAVES, STAFF ALLOCATIONS AND CLASSIFICATION OF ACADEMIC AND CLASSIFIED PERSONNEL (12-1-2A)

It was moved by Trustee Miljanich and seconded by Trustee Holober to approve the actions in Board Report No. 12-1-2A. The motion carried, all members present voting “Aye.”

APPROVAL OF CONSENT AGENDA

President Mandelkern said the Consent Agenda consists of Board Reports 12-1-1CA, Approval of 2012-13 Budget and Planning Calendar, and 12-1-2CA, Denial of Claim Against the District by Michael Short. It was moved by Trustee Miljanich and seconded by Trustee Holober to approve the consent agenda. The motion carried, all members present voting “Aye.”

Other Recommendations

ADOPTION OF RESOLUTION NO. 12-1 REGARDING THE RECOMMENDATIONS OF THE CALIFORNIA COMMUNITY COLLEGES STUDENT SUCCESS TASK FORCE (12-1-2B)

It was moved by Trustee Miljanich and seconded by Trustee Holober to adopt Resolution No. 12-1. Trustee Holober said he is comfortable with the resolution as it is measured in tone and lays out the various concerns raised at the study session of January 11. There was general discussion regarding distribution of the resolution to various groups, including Boards of Trustees throughout the State, the Community College League of California, media and other organizations which have expressed concerns about the Task Force recommendations, as well as legislative leaders who will be involved in discussions about the implementation of the recommendations. Chancellor Galatolo said staff will distribute the resolution in accordance with this discussion. President Irigoyen said he is pleased that the Board consulted with faculty and took action on the Task Force recommendations. After this discussion, the motion to adopt the resolution carried, all members present voting “Aye.”

ADOPTION OF RESOLUTION NO. 12-2 REGARDING THE PROPOSED CALIFORNIA INITIATIVE 11-003 (12-1-3B)

It was moved by Trustee Schwarz and seconded by Trustee Miljanich to adopt Resolution No. 12-2. Trustee Holober said he supports this resolution and noted that the Board has supported similar legislation in the past. He said that California is the only oil producing state that does not have an oil severance tax and that California actually pays an oil severance tax of 25% on the oil it imports from Alaska. He said that he generally is philosophically opposed to the idea of taxes being earmarked for purposes other than the State general fund. However, since this is the initiative that is being proposed and since its intent is to benefit education, he will support it. Trustee Schwarz said she is pleased to be joining with other constituent groups in the District and hopes that they will be more forceful knowing that the entire District is behind them. President Mandelkern said it is embarrassing that California is the only oil producing state that does not have an oil severance tax and that such a tax is long overdue. College of San Mateo student Bailey Girard noted that the initiative prohibits passing the tax through to consumers by way of higher fuel prices. After this discussion, the motion to adopt Resolution No. 12-2 carried, all members present voting "Aye."

NOMINATIONS FOR MEMBERSHIP ON THE CALIFORNIA COMMUNITY COLLEGE TRUSTEES (CCCT) BOARD, 2011 (12-1-4B)

President Mandelkern asked if there were any nominations of District Board members for membership on the CCCT Board. There were none.

APPROVAL OF NONRESIDENT TUITION FEE, 2012-13 (12-1-105B)

It was moved by Trustee Holober and seconded by Trustee Miljanich to approve the fee as detailed in the report. The motion carried, all members present voting "Aye."

ACCEPTANCE OF CALIFORNIA COMMUNITY COLLEGES CHANCELLOR'S OFFICE CAREER ADVANCEMENT ACADEMY GRANT (12-1-106B)

It was moved by Trustee Schwarz and seconded by Trustee Holober to accept the grant as detailed in the report. The motion carried, all members present voting "Aye."

APPOINTMENT OF MEMBER TO MEASURE G CITIZENS OVERSIGHT COMMITTEE (12-1-107B)

It was moved by Trustee Holober and seconded by Trustee Miljanich to approve the appointment of Corey Geiger to the Measure G Citizens Oversight Committee. The motion carried, all members voting "Aye." Trustee Schwarz said she believes Mr. Geiger will be a positive addition to the committee. President Mandelkern said he has met Mr. Geiger and agreed with his selection as a member of the committee.

BOARD MEMBER COMPENSATION (12-1-108B)

President Mandelkern said that according to law, the Board is allowed to adopt a 5% increase in compensation on an annual basis. For the past three years, the Board has agreed to forgo any increase. Trustee Schwarz said she is in favor of declining an increase again this year. President Mandelkern said he would like to consider a ten percent reduction in compensation. Trustee Holober said he believes the Board should not accept an increase in compensation when employees have gone without for a long time. To set an example for the District as a whole, Trustee Holober said his preference is to have no change in compensation for 2012. It was moved by Trustee Miljanich and seconded by Trustee Schwarz that the Board decline an increase in compensation for 2012. The motion carried, all members present voting "Aye."

COMMUNICATIONS

President Mandelkern said the Board received three emails from members of the public regarding classes in Half Moon Bay and a letter from a member of the public regarding Community Education classes.

STATEMENTS FROM BOARD MEMBERS

Trustee Schwarz said she is the Board Representative to the San Mateo County School Boards Association (SMCSBA) and she attended a meeting of the SMCSBA Board on January 23. One item on the agenda concerned adding a representative to the County Treasury Committee and she believes President Mandelkern would be an ideal member. However, it was pointed out that because of the way the membership qualifications are written, most school board members throughout the County would have a conflict of interest. Trustee Schwarz said she forwarded this information, along with Chancellor Galatolo's letter on this topic, to the School Boards Association President and the County Superintendent of Schools. Trustee Schwarz said the School Boards Association is impressed with the facilities at College of San Mateo and would like to consider having future meetings there. She said there are only ten

nominations for the Kent Awards and the deadline has been extended. She encouraged anyone who knows of programs in the District that might deserve to be recognized to submit applications. Trustee Holober asked if the nominations should come from the District or the Colleges. Trustee Schwarz said they can come from either, as long as the program has been in existence for two or more years.

President Mandelkern said that as the District embarks on the spring semester, he wants to thank faculty, staff and administration for their work during difficult times. He said the results of that work can be seen as students achieve success at each of the three Colleges.

RECESS TO CLOSED SESSION

President Mandelkern announced that during Closed Session, the Board will (1) consider the personnel items listed as 1-A and 1-B on the printed agenda and (2) hold a conference with District Labor Negotiator Harry Joel; the employee organizations are AFSCME, AFT and CSEA. The public employee performance evaluation as listed on the printed agenda will be postponed until all Board members are present.

The Board recessed to Closed Session at 7:50 p.m. and reconvened to Open Session at 8:50 p.m.

CLOSED SESSION ACTIONS TAKEN

Trustee Holober reported that at the Closed Session just concluded, the Board considered the personnel items listed on the printed agenda and voted 4-0 to approve the items listed as 1-A and 1-B.

ADJOURNMENT

It was moved by Trustee Miljanich and seconded by Trustee Holober to adjourn the meeting. The motion carried, all members present voting "Aye." The meeting was adjourned at 8:55 p.m. in memory of Ted Rankin, JoAnn Rock, Vince Rascon and Leatha Webster.

Submitted by

Ron Galatolo
Secretary

Approved and entered into the proceedings of the February 22, 2012 meeting.

Helen Hausman
Vice President-Clerk