

BOARD OF TRUSTEES
KERN COMMUNITY COLLEGE DISTRICT

OFFICIAL MINUTES

SEPTEMBER 8, 2011

REGULAR MEETING

OPEN SESSION

Call to Order

The regular meeting of the Board of Trustees of the Kern Community College District was called to order by Mrs. Rose Marie Bans, President, at 12:40 p.m., in the Pacific Conference Room, Weill Institute, 2100 Chester Avenue, Bakersfield.

Roll Call

Members present: Trustees Rose Marie Bans, President; John S. Corkins, Vice President; Kay S. Meek, Clerk; Dennis L. Beebe; John A. Rodgers; Stuart O. Witt

Member absent: Trustee Pauline F. Larwood

District Administration: Ms. Sandra Serrano, Chancellor
Mr. Abe Ali, Vice Chancellor, Human Resources
Mr. Thomas Burke, Chief Financial Officer
Mr. Frank Ronich, General Counsel

Adoption of Agenda

It was moved by Mr. Corkins, seconded by Mr. Rodgers, and carried that the Board adopt the agenda, as submitted. A copy of the agenda is on file in the Supplementary Minutes File.

PUBLIC COMMENTS—
CLOSED SESSION

Public Comments

There were no requests for Public Comments.

ADJOURNMENT TO CLOSED SESSION

Adjournment to Closed Session

The meeting was adjourned to Closed Session at 12:41 p.m.

- A. Public Employee Discipline/Dismissal/Release/Reassignment—[Government Code Section 54957(b)(1)]
- B. Employee Matters—Anticipated Litigation [Government Code Section 54956.9(b)]
- C. Employee Matters—Discussion of Negotiations with CCA, Exclusive Representative for Academic Employees [Government Code Section 54957.6)]
- D. Employee Matters—Discussion of Negotiations with CSEA, Exclusive Representative for Classified Employees [Government Code Section 54957.6)]
- E. Student Discipline [Education Code Section 72122]
- F. Campus Safety and Security—Meet with security or law enforcement personnel [Government Code Section 54954.5]
- G. Management Association – Meet and Confer Issues [Government Code Section 54957.6)]
- H. Business Matters—Anticipated Litigation [Government Code Section 54956.9(b)]
- I. Public Employee Performance Evaluation—Position: Chancellor
- J. Board of Trustees – Evaluation

ADJOURNMENT

Adjournment

The President adjourned Closed Session at 2:03 p.m., to reconvene in Regular Session, in the Forums, Weill Institute, 2100 Chester Avenue, Bakersfield, at 2:00 p.m.

RETURN TO OPEN SESSION— PRELIMINARY ITEMS
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The regular meeting was called to order by Mrs. Rose Marie Bans, President, at 2:10 p.m., on September 8, 2011, in the Weill Institute, 2100 Chester Avenue, Bakersfield. Mrs. Bans announced that the proceedings of the meeting were being recorded on tape.

Roll Call

Members present: Trustees Rose Marie Bans, President; John Corkins, Vice President; Kay S. Meek, Clerk; Dennis L. Beebe; John A. Rodgers; Stuart O. Witt; Xenos O. Lopez, Student Board Member

Member absent: Trustee Pauline F. Larwood

District Administration: Ms. Sandra Serrano, Chancellor
Mr. Thomas Burke, Chief Financial Officer
Mr. Abe Ali, Vice Chancellor, Human Resources
Dr. Jane Harmon, Interim Vice Chancellor, Educational Services
Mr. Frank Ronich, General Counsel
Mr. John Means, Associate Chancellor, Economic and Workforce Development
Ms. Kellie Van Westen, Executive Assistant, Chancellor's Office

Bakersfield College:
Dr. Greg Chamberlain, President
Mr. Cornelio Rodriguez, Academic Senate President
Mrs. Andrea Garrison, CCA Representative

Cerro Coso Community College:
Mrs. Jill Board, President
Mr. Matthew Crow, Academic Senate President
Ms. Mary O'Neal, CCA President

Porterville College:
Dr. Rosa Carlson, President
Dr. Stewart Hathaway, Academic Senate President

Guests:

Dr. Anne Marie Wagstaff, CCA Chair, Porterville College
Dr. Kenward Vaughan, Department Chair, Physical Science,
Bakersfield College
Mr. Lamont Schiers, Executive Director, Administrative
Services
Mrs. Gale Lebsock, Director, Administrative Services
Mr. Ron Frese, Interim Director, Administrative Services
Ms. Elaine Reodica, Regional Representative, Community
College League of California
Mr. Paul Mitchell, Redistricting Partners
Mr. Dave Ivarie, Investment Manager, Morgan Stanley
Smith Barney
Various staff members

Pledge to Flag

Mr. Lopez led members of the Board of Trustees and audience in the Pledge of Allegiance to the Flag.

Reports of Actions Taken in Closed Session

Mrs. Bans reported that the Trustees met in Closed Session and that no actions were taken.

Approval of Consent Items

The President asked if any member of the Board of Trustees or the audience wished to remove an item from the consent agenda for discussion. There was no request to change the Agenda. It was moved by Mrs. Meek, seconded by Mr. Beebe, and carried that the Board approve the Consent Items for Business Services, Educational Services, and Human Resources, as submitted.

Approval of the Minutes of the Regular Meeting of August 11, 2011

It was moved by Mr. Corkins, seconded by Mr. Rodgers, and carried that the Board approve the minutes of the Regular Board meeting of August 11, 2011.

Correspondence and/or Communications to the Board of Trustees

The Chancellor shared a communication from the Association of Community College Trustees thanking the District for its continued participation in the organization and indicating that the Association is there to support the Trustees in becoming and promoting being effective Board members. They provided a detailed list of programs including a Governance Leadership Institute for Student Success and National Legislative Summit. She also announced that there will be a Leadership Congress in Dallas, Texas, from October 12-15, 2011, and she asked that any Trustee interested in attending the conference to contact her office. A copy of said Report No. A-15-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

The Chancellor reported that an Ag Seminar on International Exports would be held September 13, 2011, at Hodel's and this workshop is sponsored by the Business and Entrepreneurship Center, located at the District Office, the Kern Economic Development Corporation, and California Community Colleges Economic and Workforce Development. There will be an agriculture update from Congressman Kevin McCarthy's office, the U.S. Department of Commerce and Agriculture, as well as the U.S. Department Agriculture and Farm Service. A copy of said Report No. A-16-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Ms. Serrano indicated that she was copied on at least two letters sent to the Board of Trustees related to CCA negotiations. There was no further correspondence and/or communication to the Board of Trustees.

WORK STUDY SESSION

Kern Community College District, Presentation of the Adopted Budget for 2011-12, Mr. Tom Burke, Chief Financial Officer

Mr. Burke advised that the Adopted Budget was very similar to the Tentative Budget that was adopted in June. He indicated that in July the State adopted a budget which incorporated about \$4 billion in additional tax revenue growth assumptions. He stated that knowing that those assumptions were extremely speculative, the Governor and Legislature built in some Tier, or triggers, should those revenues not materialize. Mr. Burke advised that there are three Tiers; Tier 0 which is the State adopted Budget; Tier 1 and Tier 2; Tier 2 being the worst case scenario in which less than \$2 billion of the anticipated additional \$4 billion revenue is received.

Mr. Burke indicated that should Tier 2 be triggered, the System will have a \$502 million reduction of base apportionment offset by an additional \$10 increase in enrollment fees which would result in a projected reduction of about \$387 million. In addition the budget adopted included \$129 million bringing the total deferrals from the System to \$96 million or 17%. Mr. Burke stated that based on this information and looking at essentially the revenues that were received in July at the State level, a half billion short, he recommended to the Board of Trustees that the District stay with the Tentative Budget proposal for the most part which is slightly more conservative than the Tier 2 trigger. He stated that based on that the District will actually see the District's unrestricted revenue slightly increase as a result of even more conservative assumptions; however, restricted revenues are projected to decrease by \$648,000.

Mr. Burke stated for 2010-11, the District is maintaining the performa that was projected at the time the Tentative Budget was presented and staff are still in the process of closing out the fiscal year of 2010-11. He stated that the District will end 2010-11 with an ending balance of about \$26.7 million which will roll into the Adopted Budget where the District is projecting \$101 million in revenues which is about a 10.2% decrease; projecting expenses at \$105 million, which is about a \$1.2 million increase in ongoing expenses. He indicated that there have been transfers out, increasing by \$4.4 million. Mr. Burke stated that the District is expecting an ending balance of \$20.2 million, in which case reserves of \$6.4 million will be utilized to balance the budget.

Mr. Burke called attention to the restricted portion of the budget, basically projecting a \$1.5 million beginning balance, projecting revenues of \$14.7 million and expenditures of \$16.2 million.

Mr. Burke presented a 2011-12 General Fund Budget Summary which detailed the changes between the Tentative Budget and the Adopted Budget; the revenues essentially stayed the same. Related to the expenditures, the largest change was at Bakersfield College for adjunct faculty costs which were increased by \$1.6 million. The other changes were the result of various corrections and/or modifications. Changes in capital outlay were driven by incomplete projects at the District Office.

Mr. Burke called attention to a change as the result of transferring funds from the unrestricted fund to the Child Development Center funds which had not been incorporated in the Tentative Budget. He stated that during the development of the Tentative Budget, the District was projecting in excess of a \$1 million loss on the Child Development Center; the actual shortfall is \$734,000 primarily due to revenue reductions that were expected but were not enacted by the Legislature. He stated that in the past, with the banked load and vacation accruals, the District set aside a reserve adequate to fund about 20% of that liability at any point time, but they are continuing to roll into the reserves. The District has changed this process and the District will transfer to a debt service fund about one-fifth of that liability each year over the course of four years, because the first time was done in 2010-11. These two items constitute the largest impact, about \$3 million, for further use of reserves to balance the budget.

Mr. Burke stated that one of the question marks in the Tentative Budget was how to project any changes in the health and welfare benefits; however, since that time, the District received information as to the health premium reserve as of June 30, 2011, and the District continues to have excess reserves. He recommended that the District stay with the strategy used last year; use the reserves to fund any change or increase in those costs. The premium reserves will be reviewed mid-year.

Mr. Burke shared information related to the compliance tests, and he indicated that the projected 50% Law based on the Adopted Budget calculation was 51.70%. The increase since the Tentative Budget was primarily driven by additional dollars budgeted by Bakersfield College for adjunct salaries. The projection for the fall 2011 Full Time Faculty Obligation indicates that the District will be in compliance; however, it is a little less than during discussions of the Tentative Budget. At this time, the District is over by .8.

Mr. Burke advised that related to the General Unrestricted Fund Salaries and Benefits, the goal was less than 80% and at this time the projected percentage for 2011-112 is 78.4%. He indicated that Unrestricted Reserves, combining the District-wide Reserves and the Colleges Projected Reserves, which is 18.83%.

It was reported that this year the District addressed the FTES Targets differently by establishing a ceiling and a floor. He advised that the target and the floor are lower as an effect of lowering as part of the reductions.

Dr. John Gerhold, faculty member, Bakersfield College, asked about the set asides for unfunded liabilities for banked load and vacation accruals, and the estimate of that cost. Mr. Burke advised that he did not have a total at this time.

Mr. Beebe asked how much approximately the District received per FTES and Mr. Burke responded about \$4,500 and the FTES is 98-99% credit; non-credit is paid at a lower rate. Mr. Beebe commented that it appeared Bakersfield College was short about 700 FTES which is reflective of the workload reduction mandated by the Legislature.

Mr. Burke asked if there were any further questions and advised that if anyone had a question at a later date to feel free to call him. A copy of said Report No. B-115-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

<p>PUBLIC COMMENTS—OPEN SESSION</p>

Public Comments

Dr. Ann Marie Wagstaff, Porterville College CCA Chair, stated that the faculty wanted to send a clear message to the Board of Trustees, regarding the state of negotiations. She indicated that she recently received an email as well and faculty have also been sending emails to the Trustees. She commented that the faculty are very frustrated, discouraged, and a little astonished that the District had declared an impasse. She indicated that as a CCA Chair she sits in meetings twice a month and receives reports related to negotiations. She indicated that she heard step by step what was going on and what was being discussed and during the spring semester, CCA was waiting to hold the last meeting because they thought negotiations might be completed before the end of the term. She said that they were not completed in the spring but CCA thought they would be successful in the fall, they did not expect a breakdown of negotiations during the summer.

Dr. Wagstaff stated that she does not believe that negotiations are at impasses; they have been discussing all of the topics brought to the table. She stated that she knew faculty was willing and ready to negotiate and she knows that all of the topics are being discussed at the table. She commented that Interest Based Bargaining (IBB) has been a really welcome change; it is not easy and some decisions that have been made through the IBB process have been difficult for faculty. She stated that the impasses that faculty have been pushed into breaks down the IBB process, and sets negotiations on a road of divisiveness that they do not want to have, particularly at this time.

Dr. Wagstaff reported that faculty are working very hard at Porterville College and throughout the District because the classes are larger, faculty are taking on multiple roles because of accreditation, etc. The faculty are working very, very hard as they know that cooperation and collaboration are really needed right now. She commented that if these negotiations move into impasse and start down a road that become more and more divisive, the entire District will be hurt. She further commented that the faculty do not want to take that road and they are asking the District to come back to the table and negotiate in good faith.

Dr. Wagstaff indicated that Porterville College faculty want to send this message a different way. She reported that since the beginning of the fall semester, there have been seven new members join CCA; CCA is really concerned that the District let things fall apart at this point of the negotiations because they know that faculty are willing to negotiate. She advised that CCA wanted to send that message to the Board of Trustees by being present at the meeting and will know that the faculty take it very seriously and the faculty will continue to follow everything that takes place starting on the following Monday when mediation is scheduled. She expressed CCA's hope that the mediation would be called off and that the District would come back to the table.

Dr. Wagstaff commented that IBB requires the due diligence and flexibility by both parties; faculty have done that and are willing to continue to participate; and hope that the District will do the same. She asked the members of the Porterville College faculty present at the meeting to please stand.

Ms. Mary O'Neal, CCA President, stated that Dr. Wagstaff summed up very well and she stated that she was aware that the Trustees had received a number of emails from faculty members. She stated IBB talks about a concept called a "positive no" and that was the message that the faculty were wishing to send to the Board of Trustees. A positive no is no we are not at impasse; yes faculty are ready, willing, and able to negotiate. She stated that the Trustees have it within their power to go into the next closed session and stop the unilateral impasse process and faculty ask that the Trustees pursue that action.

Mr. Witt commented that he had been out of the country recently and he received a number of emails. He stated that he read the letters and there was certainly a theme he read and heard today at the meeting. He indicated that he thought it was time as a Board member to ask the Chancellor to prepare a debriefing to the Board of Trustees in open session, as done many times, and take a look at the health and welfare benefits that District offers all employee groups, including the Trustees, management, classified, and faculty. He stated that it was openly acknowledged in some of the letters that this District enjoys some of the best benefits in the state and he would like to see what those are in comparison. He would like to have that discussion in open session and as soon as possible.

The Chancellor advised that meetings of the Finance Committee and the Legislation Committee are scheduled on September 28, 2011. The Finance Committee will meet at that time and some preliminary information could be provided at the Finance Committee meeting and then be provided again to the full Board at the next meeting.

Mr. Witt stated that he believed that the Board took action in 2004, 2005, or 2006 on policy affecting District benefits and he would like to see exactly what that is again and put it before the Board, to see what it is, the action taken, when it was taken, and who it affected. He would like to review the whole subject of health benefits. Mr. Corkins asked if Mr. Witt was asking to look at other Districts, look at comparisons to the District, and comparable organizations? Mr. Witt responded yes; the Trustees should see where the District is at, where other Districts are, and see what actions this Board has taken in the past, and why it was taken.

The Chancellor asked if the Board actions that Mr. Witt referred to were Board actions related to a compensation philosophy, when management had a premium cap placed in 2005 or 2006, and classified had a negotiated cap in 2006, and asked if that was the type of information the Board would like to review. Mr. Witt commented that he would like to see a chronology of events, charts, and status of where the District is now and how we got there.

The Chancellor indicated that an initial draft will be prepared for September 28, 2011, and the document will be discussed in a Work Study Session at the Board meeting of October 6, 2011.

There were no further requests for Public Comments.

PUBLIC HEARINGS

Kern Community College District, Conduct Hearing and Consider Adoption of a Resolution Reconveying Real Property to Chevron Oil, Inc.

It was reported that the District acquired from Chevron Oil, Inc., (Getty Oil) in June 1981, property known as "Sharktooth Hill". The District no longer wishes to make use of this property and, by terms of the original grant, may reconvey the property to Chevron Oil, Inc. The property poses potential health and premises liability hazards and has fallen into disuse. The Hearing was opened at 2:40 p.m. to receive public comment.

The Chancellor advised that there were requests to address the Board of Trustees by Mr. Robert Ernst, faculty member, Bakersfield College, and Dr. Kenward Vaughan, faculty member, Bakersfield College. It was noted that Mr. Ernst was no longer in attendance at the meeting.

Dr. Vaughan, Professor of Chemistry, and the Department Chair of the Physical Science Area, and shared a flyer about "Sharktooth Hill". He expressed appreciation for being allowed to address the Board of Trustees and the consideration to reconvey the property. He reported that this property was designated a national natural landmark in 1976. He asked if the Trustees had an opportunity to read his email from Mr. Jack Pierce, Geology Professor, Bakersfield College. He indicated that everyone he talked to about this action felt it sounded reasonable on the surface; however, there were some concerns. Since the land was acquired, the land is valuable as a geological resource, a place that has information buried in the dirt that tells everyone about the history of the world and has been recognized as a national landmark. He commented that the District is a steward of the land and they accepted that role, and it is a place of valuable research and education.

Dr. Vaughan reported that under the National Registry of Natural Landmarks Program this is the only one that identifies and recognizes the best examples of biological and geological features in both public and private ownership. He stated that Sharktooth Hill is a resource available at times for people and interested groups who would like to use the site for education and research. It does not mean that there will be people out there digging every day, it is a resource that is available. He referred to the word disuse in the agenda action item, the word disuse would be considered a normal comment.

Dr. Vaughan stated that the concern with the action proposed lies in whether or not Chevron will accept the role of steward. He asked if the District's stewardship was being passed on to Chevron or if it was being passed over in the transfer? He asked what Chevron would do with the land? Will they take care of the property? He expressed the hope that these issues had been considered and he hoped that the Trustees would reconsider reconveying the property to Chevron.

The Chancellor indicated that on August 11, 2011, the District did receive a communication from Mrs. Andrea Garrison and her letter was read to the Board of Trustees at the Board meeting. Mr. Frank Ronich, General Counsel, recommended that the letter be made a part of the minutes of this meeting and made a part of the record of the hearing.

There were no further public comments and the Hearing was closed at 2:47 p.m.

Mr. Beebe asked for a reminder of the hazards and liabilities posed to the District. Mr. Ronich stated that this item came to the attention of the Board of Trustees last October/November and the Trustees were concerned that there was trespassing and/or unauthorized use of the property. He advised that this property was acquired in 1981 and there has been very little use of the property. In 1991 the former Chancellor tried to solicit interest in the property and formed an ad hoc committee to review the use of the site. At that time there was consultation with a Doctor who listed several hazards for the District. The Doctor recommended that any visitors to the site should wear a mask, have a skin tests, etc. After it was brought to the Board's attention, along with premise liability, trespass issues, and medical liabilities, and in addition, the property is landlocked, there is no ingress or egress to the property. At this time the Board is in the position of making a determination as to whether the risks outweigh the value of the property. Mr. Ronich stated that there has been no use of the property since 1995 and that was when the ad hoc committee was inspecting the site.

Mr. Corkins asked if at any point did the District have mineral rights to the property, and the response was no. It was stated that Chevron could have drilled on it at any time, and they had set aside the reserve adjacent to the property and part of the property is a potential waste disposal site. The District has the right to excavate for educational purposes, not others.

The Public Hearing was reopened at 2:53 p.m., and Mr. Witt asked Dr. Vaughan if it was his testimony that the site is being used, as General Counsel had indicated that the property has not been used since approximately 1995? Dr. Vaughan replied no, but disuse is not abnormal. Dr. Vaughan asked who the doctor was that visited the site and indicated that a mask should be worn when on the site. It was noted that the doctor was Dr. Pappagianis, who advised the ad hoc committee at the time.

Mr. Beebe asked what the financial cost was for maintaining the property and the response was that there are no costs. The Public Hearing was closed at 2:56 p.m.

It was moved by Mr. Corkins, seconded by Mrs. Meek, and carried that the Board adopt the Resolution to Reconvey Property, authorizing the Chancellor to Execute and record Documents, as recommended in the Business Services Report. A copy of said Report No. R-21-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Governing Board Consideration of Boundary Adjustments

Mr. Frank Ronich, General Counsel, reported that the District had received options for the Trustee Area Adjustments from Redistricting Partners, as recommended in the Business Services Report. It was noted that the options were provided to comply with Education Code Section 5019.5 which calls for boundary adjustments following each decennial federal census.

The Public Hearing was opened at 2:53 p.m.

Mr. Ronich reported that at the July 14, 2011, Board meeting, representatives from Redistricting Partners made a presentation providing an initial assessment to the Trustees about redrawing the Trustee areas. He indicated that the initial report had been completed and had been distributed to the Board of Trustees and staff. The report contained three options; however, the report focused on Option Three, which is consistent with the approach that the Board has used in the past, which draws the Trustee Areas consistent with elementary school district boundaries. He drew attention to the map with the elementary school districts and transfer sheets provided by Redistricting Partners.

Mr. Ronich advised that the recommended transfers would result in a greater population in some Trustee Areas and lesser population in other Trustee Areas. A document indicating the Elementary School Districts and the areas under each Trustee Area was shared. The highlighted Trustee Areas would be transferred out from a Trustee Area to another Trustee Area. The effect of these transfers would be that the population would be equalized, and of course doubled in those areas that have two Trustees. He indicated that he was sure that the Board members had questions and those questions could be entertained at this meeting or taken under submission in writing.

Mr. Ronich stated that in terms of process, the Board would review the documents and Mr. Mitchell was present to answer questions at this meeting, but this was not a final action, just receipt of the three options. He advised that a final study will take place at some point after input is presented to the Trustees, and then a final action submitted to the Board of Trustees, where the Trustees would readjust the boundaries of the Trustee Area lines. The theory behind this process was to equalize population to represent one person/one vote.

Mr. Ronich commented that there was a misunderstanding in July and that was the statement that the Trustees would have to consider additional issues under the California Voting Rights Act or the Federal Voting Rights Act. As this is a District-based election Trustee area and not at-large, the Board of Trustees does not have all of those concerns. The Board has a primary concern and that is to equalize population as long as the Board is not discriminating against any language or an ethnic racial group.

Ms. Elaine Reodica, Regional Representative, Community College League of California, introduced Mr. Paul Mitchell, Redistrict Partners. He commended the District Office staff stating that often putting multiple pieces of information clearly before a Board of Trustees is tough and work done on the Elementary School District transfer sheet was excellent. He reviewed the comments made at the July Board meeting, stating that the Board has the responsibility to redistrict based on the changes in population over the last ten years and the two areas that they try to balance and address at the same time, are both equalizing the population and making sure to address the potential for majority/minority districts and making sure that if there are areas that are majority/minority intersection to the voting rights act they are not addressing.

Mr. Mitchell reported that they were able to provide three options that achieve the Federal Voting Rights Act issues, but they did not address the California Voting Act issues on the advice of the District's Counsel. The criteria followed to create the boundary lines was the traditional redistricting criteria. Trustee areas should be relatively equal in size and that would be considered no more than 5% above or below the median size for a district; districts should be contiguous; they work to maintain communities of interests and the largest communities of interest are the ethnic groups, mostly following existing lines; they wanted to follow the existing city and county lines, road development lines, and the elementary school district lines. Mr. Mitchell stated that there was an interest in trying to keep districts compact and finally there was an interest to not use redistricting to trump other choices. If someone is reelected year in and year out, the district would not want to use redistricting to change the lines under that elected representative, so the incumbents are maintained in each of their districts.

Mr. Mitchell indicated that the plans presented created fairly equal population, maintain roughly the current board structure, and comply with the Federal voting rights act. He stated that when discussed at the last meeting, the Trustee areas were significantly out of whack based on population. Trustee Areas One and Two needed to gain 25,000 and 29,000 voters respectively; Area Three needed to shed 61,000 voters; Area Four needed to lose 15,000; and Area Five needed to gain 22,000 voters. He commented that these are big shifts and these types of shifts in population in an area where there might be a town of 2,000- 3,000 and then 10 miles of rural and then another town of 2,000 people. There would be shifts actually change the visible look of the map and may go many, many miles to achieve the correct population. He advised that Trustee Area Four was at 49% of citizen voting age population Latino; Area Five 43% of citizen voting age population Latino. They hoped to have each of those Trustee Areas to be 50% Latino but it was unattainable. They found that they could make Trustee Area Four a little bit more Latino, by moving population in and out Area Four could be Section Two Voting Rights Acts District. It complies with Federal Law. Mr. Mitchell highlighted the three options, recommending option and he recommended option C.

Mr. Rodgers asked Mr. Burke if the District has looked at the additional costs to implement the changes and Mr. Burke responded not at this time. Mr. Corkins asked Mr. Ronich to review the process to be followed after the Public Hearing is Closed.

Mr. Ronich indicated that this was a review process in terms of the options presented to the Board; the Board is not bound by the three options, they are guidelines. He stated that he agreed option C would point the Board in the correct direction, commenting that it is inevitable that the Trustee Areas Two and Five would move south and west; there could be some switching back and forth in the interior, dependent on the numbers and the numbers have to be arranged in such a way that there is a maximum 10% deviation to equalize the population.

Mr. Ronich indicated that he would accept the Board's comments in writing or by telephone calls, and these will be referred to Mr. Mitchell. He commented that he liked this type of approach because it is consistent with the Community College approach. He stated that the goal is to present within the next two to three months a final study to the Board of Trustees, and thereafter, with the Board's authorization, the Trustees would adopt a Resolution realigning the Trustees Areas and filing the resolution with the Kern County Clerk's Office.

The Public Hearing was closed at 3:23 p.m.

It was moved by Mr. Corkins, seconded by Mr. Beebe, and carried that the Board accept the three proposals as presented for consideration, but no action at this time. He stated that he would like to take time to review, to consult, and provide input for possible future boundaries to look. A copy of said Report No. B-116-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

<p style="text-align: center;">BUSINESS SERVICES ITEMS</p>
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Kern Community College District, Certificates of Participation, April 2011 to June 2011

Mr. Burke introduced Mr. Dave Ivarie, Investment Manager, Morgan Stanley Smith Barney, Investment Managers to present the Kern Community College District Certificates of Participation Quarterly Report and the Quarterly Portfolio Report, April 1, 2011 to June 30, 2011, as shown in the Business Services Report. A copy of said Report No. B-117-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Adoption of the Adopted Budget for 2011-12

It was moved by Mr. Witt, seconded by Mr. Corkins, and carried that the Board adopt the Kern Community College District Adopted Budget for 2011-12, as recommended in the Business Services Report. A copy of said Report No. B-115-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Approval of Rejection of a Governmental Claim Filed by Shirley Reeder

It was moved by Mr. Corkins, seconded by Mr. Beebe, and carried that the Board approve to reject a Governmental Claim filed on behalf of Shirley Reeder by the Law Firm of Chain, Cohn and Stiles, as recommended in the Business Services Report. The claim alleges damages in excess of \$10,000. A copy of said Report No. B-118-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Adoption of a Resolution of Intention to Dedicate an Easement to Southern California Edison

It was moved by Mr. Rodgers, seconded by Mr. Witt, and carried that the Board approve the Adoption of a Resolution of Intention to Dedicate an Easement to Southern California Edison, as recommended in the Business Services Report. The Kern Community College District owns property described in Exhibit "A". Southern California Edison requires a right of way (easement) for the purpose of electrical and communication systems. A copy of said Report No. R-22-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Mr. Witt advised that he had received a telephone call from the City Manager of California City, expressing concern regarding this project and he asked if the either Mr. Burke and/or Mrs. Board had talked with the City Manager. Mr. Burke advised that there was a concern about the connection to the storm drain and granting the easement. He indicated that the Ms. Serrano and he met with the City Manager and they reached a satisfactory agreement.

BUSINESS SERVICES ITEMS—
CONSENT

Consent Items: The Business Services items listed below require approval to authorize the Chief Financial Officer to execute agreements to procure construction services above \$30,000 or to procure goods and services other than construction services above \$50,000, in accordance with Board Policy 3A9A. Earlier in the meeting, it was moved by Mrs. Meek, seconded by Mr. Beebe, and carried that the following Business Services items be approved on the consent agenda.

Construction Items

Bakersfield College, Family and Consumer Education Building Heating, Ventilation, and Air Conditioning Replacement, Authorization to Execute a Work Authorization for the Architectural/Engineering Services

The Chief Financial Officer was authorized to execute a Work Authorization for the Architectural/Engineering services for the Bakersfield College Family and Consumer Education Building Heating, Ventilation, and Air Conditioning Replacement to SC Architects, Inc., in the amount of \$33,400.00, as recommended in the Business Services Report. A copy of said Report No. B-119-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Science Building Modernization Project, Approval of Change Order Number Three to the Contract with Colombo Construction

The Chief Financial Officer was authorized to approve Change Order Number Three to the contract with Colombo Construction for the Science Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This Change Order increases the contract amount by \$96,234.38 which is 1.74% of the original contract amount. A copy of said Report No. B-120-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Remodel for Efficiency Final Project Proposal, Main Building Authorization to Execute a Work Authorization for the Architectural/Engineering Services

The Chief Financial Officer was authorized to execute a Work Authorization for the Architectural/Engineering services for the Remodel for Efficiency Final Project Proposal, Main Building, Cerro Coso Community College to AP Architects, Inc., in the amount of \$62,320.07, as recommended in the Business Services Report. A copy of said Report No. B-121-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Porterville College, Science Math Building Chiller Replacement Project, Authorization to Execute an Agreement with American Incorporated

The Chief Financial Officer was authorized to execute an Agreement with American Incorporated for the Porterville College Science Math Building Chiller Replacement Project, in the amount of \$109,598.00, as recommended in the Business Services Report. A copy of said Report No. B-122-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Porterville College, Student Center Roof Repairs Project, Authorization to Execute a Work Authorization for the Architectural/Engineering Services

The Chief Financial Officer was authorized to execute a Work Authorization for the Architectural/Engineering services for the Student Center Roof Repairs Project at Porterville College to SC Architect, Inc., in the amount of \$32,000.00, as recommended in the Business Services Report. A copy of said Report No. B-123-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Items other than ConstructionKern Community College District, Authorization to Execute a Software Sublicensing Participation Agreement with the Foundation for California Community Colleges (FCCC)

The Chief Financial Officer was authorized to execute a Software Sublicensing Participation Agreement between the Kern Community College District and the Foundation for California Community Colleges (FCCC) pursuant to existing Agreement between the FCCC and Microsoft Licensing GP, Microsoft Ireland Operations Limited or Microsoft Operations Pte Ltd that provides for the District's participation to run Microsoft software on PCs used by District faculty, staff and in open labs, resulting in a 20% savings compared to retail pricing. The term of the agreement is October 1, 2011 through September 30, 2014. The total cost to the District is \$217,503.00. A copy of said Report No. B-124-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Authorization to Accept Renewal of Grant Funding with the California Community Colleges Chancellor's Office, Economic Workforce Development Program, Business and Entrepreneurship Center

The Chief Financial Officer was authorized to accept renewal of grant funding between the Kern Community College District and the California Community Colleges Chancellor's Office, Economic Workforce Development Program, Business and Entrepreneurship Center, that provides and encourages local and regional economic development among leading regional energy, agriculture, health services, manufacturing, logistics and transportation industry sectors in support of youth involvement in the business community. The term of the agreement is July 1, 2011 through June 30, 2012. The total amount payable to the District is \$205,000.00. A copy of said Report No. B-125-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Workplace Learning Resources Center, Authorization to Execute a Contract Services Agreement with El Camino Community College District

The Chief Financial Officer was authorized to execute a Contract Services Agreement between the Kern Community College District Workplace Learning Resource Center and El Camino Community College District for the coordination and facilitation of the delivery of training on leadership skills, computer skills, and alternative fuels for Employment Training Panel participants. The term of the agreement is July 19, 2011 through June 30, 2012. The total amount payable to the District is \$75,000.00. A copy of said Report No. B-126-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Authorization to Execute Amendment Number One to the Contract (CSPP-1123) with California State Preschool Programs

The Chief Financial Officer was authorized to execute Amendment Number One to the Contract (CSPP-1123) between the Kern Community College District and the California State Preschool Programs that provides for an increase of \$72,951.00 in the maximum reimbursable amount payable from \$2,470,341.00 to \$2,543,292.00, and modifies the standard definition under the terms and conditions to include services for children up to age 13, as well as an increase in the minimum child days of enrollment by 2,135 days from 72,317 to 74,452. The term of the agreement is from July 1, 2011 through June 30, 2012. The total amount payable to the District is \$72,951.00. A copy of said Report No. B-127-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Kern Community College District, Authorization to Execute an Amendment to the Network Support Agreement with Kern County Superintendent of Schools (KCSOS)

The Chief Financial Officer was authorized to execute an Amendment to the Network Support Agreement between the Kern Community College District and Kern County Superintendent of Schools (KCSOS) that reflects the District's decrease in the amount of network bandwidth it utilizes from KCSOS from the installation of lower cost services from AT&T, resulting in lower annual expense for Microwave Network Support services provided by KCSOS to the District from \$129,796.00 to \$11,718.00. The term of the agreement is September 1, 2011 through August 31, 2014. The total cost to the District is \$35,154.00. A copy of said Report No. B-128-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Authorization to Execute the Renewal of a Security Services Agreement with TOSS, Inc.

The Chief Financial Officer was authorized to execute the renewal of a Security Services Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and TOSS, Inc., that maintains the ongoing private patrol security services to the Cerro Coso Community College, Indian Wells Valley campus. The term of the agreement is July 1, 2011 through June 30, 2012. The total cost to the District is \$70,000.00. A copy of said Report No. B-129-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Consent Items: The Business Services items listed below require ratification in accordance with Board Policy 3A9A, which authorizes the Chief Financial Officer to execute agreements for goods and services up to \$30,000 for construction services or up to \$50,000 for goods and services other than construction services, as recommended in the Business Services Report. Earlier in the meeting, it was moved by Mrs. Meek, and seconded by Mr. Beebe, and carried that the following Business Services items be approved on the consent agenda.

Construction ItemsKern Community College District, Exterior Lighting Retrofit Project, Authorization to Execute a Work Authorization for the Architectural/Engineering Services

The Chief Financial Officer was authorized to execute a Work Authorization for the Architectural/Engineering services for the District Wide Exterior Lighting Retrofit Project to BFGC-IBI Group Architecture Planning, in the amount of \$26,500.00, as recommended in the Business Services Report. A copy of said Report No. B-130-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Bakersfield College, Performing Arts Building Modernization Project, Authorization to Execute a Service Work Authorization for the Constructability/Interdisciplinary Coordination Review Services

The Chief Financial Officer was authorized to execute a Service Work Authorization for the Constructability/Interdisciplinary Coordination Review services for the Performing Arts Building Modernization Project at Bakersfield College to Gafcon, Inc., in the amount of \$26,000.00, as recommended in the Business Services Report. A copy of said Report No. B-131-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Americans with Disabilities Act (ADA) Door Hardware Project, Main Building, Authorization to Execute a Work Authorization for the Architectural/Engineering Services

The Chief Financial Officer was authorized to execute a Work Authorization for the Architectural/Engineering services for the Americans with Disabilities Act (ADA) Door Hardware Project, Main Building, Cerro Coso Community College to Ordiz-Melby Architects, Inc., in the amount of \$14,570.00, as recommended in the Business Services Report. A copy of said Report No. B-132-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Student Center Building Modernization Project, Approval of Change Order Number One to the contract with JM Builders, Inc.

The Chief Financial Officer was authorized to approve Change Order Number One to the contract with JM Builders, Inc. for the Student Center Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This change order increases the contract amount by \$0.00 which is 0% of the original contract amount. A copy of said Report No. B-133-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Cerro Coso Community College, Fine Arts Building Modernization Project, Approval of Change Order Number Two to the Contract with Tiffany Group, Inc

The Chief Financial Officer was authorized to approve Change Order Number Two to the contract with Tiffany Group, Inc. for the Fine Arts Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This change order increases the contract amount by \$14,981.41 which is 0.69% of the original contract amount. A copy of said Report No. B-134-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Items Other than Construction

- Amendment to a Contract for Services between the Kern Community College District Clean Energy Center and the Farmworker Institute for Education and Leadership (FIELD) that provides for a non-party clause to be added on behalf of California Employment Training Panel and California Energy Commission to the contract between the District and FIELD dated March 1, 2010 through June 30, 2010, and there is no cost to the District.
- Modified Contract for Services between the Kern Community College District Clean Energy Center and Everblue Energy Inc. that will provide the District's Clean Energy Center with training for Energy Auditors / Building Analysts, and provide workers with the knowledge they need to become certified by the Building Performance Institute as Building Analysts, which will replace the previously board approved and executed contract dated July 14, 2011 that will be mutually rescinded, April 1, 2011 through March 31, 2012, and the total cost to the District is \$38,240.00.
- Modified Contract for Services between the Kern Community College District Clean Energy Center and Everblue Energy Inc. that will provide the District's Clean Energy Center with curriculum for Energy Auditors / Building Analysts, and provide workers with the knowledge they need to become certified by the Building Performance Institute as Building Analysts, which will replace the previously board approved and executed contract dated July 14, 2011 that will be mutually rescinded, April 1, 2011 through March 31, 2012, and the total cost to the District is \$11,220.00.
- Renewal of the Kern Community College District's annual membership in The Advisory Board Company, a global research, consulting, and technology firm that helps higher education executives to better serve students, September 30, 2011 through September 29, 2012, and the total cost to the District is \$15,300.00.
- Authorization of the Kern Community College District's annual membership in the American Council on Education (ACE), an organization that provides leadership on key higher education issues institutions and influences public policy through advocacy, research, and program initiatives, October 1, 2011 through September 30, 2012, and the total cost to the District is \$1,416.00.
- Donation of merchandise valued at \$2,000.00 from Colby and Jenny Lewis for the benefit of students in acquiring work boots from the New Balance On-Line retailer portal, August 15, 2011 through August 15, 2012, and there is no cost to the District.

- Engagement Agreement between the Kern Community College District and Extreme Entrepreneurship Education, LLC., to bring a one half-day conference to various sites, including Bakersfield College, Fresno City College and Columbia College that encourages students to pursue entrepreneurship as a valid career path, networking local entrepreneurs and key business owners, September 1, 2011 through September 30, 2011, and the total cost to the District is \$27,690.00.
- Service Agreement between the Kern Community College District, on behalf of Bakersfield College, and the OnHold Experience to maintain the on-hold message recordings used when phones are placed on hold that includes two productions of unique scripts for the college's on-hold system, September 1, 2011 through August 31, 2012, and the total cost to the District is \$699.00.
- CBORD Card Systems Master Agreement between the Kern Community College District, on behalf of Bakersfield College, and CBORD, that provides for licensing, maintenance, upgrades and support for CBORD products consisting of a pay-for-print system at the campus in the computer labs to manage printing costs, July 1, 2011 through June 30, 2012, and the total cost to the District is \$10,426.00.
- Agreement for Services between the Kern Community College District, on behalf of the Bakersfield College Department of Public Safety, and Pacific Parking Systems, Inc. that provides extended warranty and preventative maintenance services for parking dispensers on the campus and for the parking dispenser on the Delano campus, July 1, 2011 through June 30, 2012, and total cost to the District is \$4,800.00.
- Amendment Number Two to Agreement Number 1109-2008 between the Kern Community College District, on behalf of Bakersfield College, and the County of Kern, Department of Public Health that provides for the County's use of the campus facilities for Point of Dispensing sites, Casualty Staging Area sites, Alternate Care sites and mass temporary shelter locations for emergency response and support purposes, effective upon execution on an ongoing basis, and there is no cost to the District.
- Authorization for the Chief Financial Officer to declare the items listed from Bakersfield College Maintenance and Operations Department, identified in the Business Services Report, no longer required for school purposes as surplus property, per Education Code Section 81450, and to dispose of said property through public auction, private sale, or donation, per Education Code Section 81452.
- Contract between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College and Porterville College, and Economic Modeling, LLC ("EMSI"), that provides for the use of software links to current job openings with identification of skills needed to programs and classes at each of the District's campuses, in compliance with the new Federal Gainful Employment regulations, August 29, 2011 through September 19, 2012, and the total cost to the District is \$23,000.00.

- Allied Health Education Program Agreement between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College, and Porterville College, and Alzheimer's Disease Association of Kern County for the use of clinical facilities suitable for the educational needs of the Allied Health Programs, July 1, 2011 through June 30, 2014, and there is no cost to the District.
- Allied Health Education Program Agreement between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College, and Porterville College, and CARE Ambulance, Inc. for the use of clinical facilities suitable for the educational needs of the Allied Health Programs, July 1, 2011 through June 30, 2014, and there is no cost to the District.
- Memorandum of Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and California State University, Long Beach (CSULB) under which CSULB's Continuing and Professional Education and the College of Engineering will provide innovative engineering education to the Greater Antelope Valley region, July 1, 2011 through December 31, 2013, and there is no cost to the District.
- Authorization for the Chief Financial Officer to transfer management of the Southern California Edison Grant (which was accepted by the Board in March 2010) to the Cerro Coso Community College Foundation for scholarship endowment management toward the Green Jobs Education Program, and there is no cost to the District.
- Agency/User Site License Contract Amendment between the Kern Community College District, on behalf of Cerro Coso Community College and EUREKA, a California Career Information System used by the Counseling Office for student assessment, that extends the term of the contract from July 1, 2011 through June 30, 2012, and the total cost to the District is \$2,051.34.
- Renewal of the Memorandum of Understanding between the Kern Community College District, on behalf of Porterville College, and California Mini-Corps, a component of the California Master Plan for Migrant Education, August 1, 2011 through August 31, 2012, and there is no cost to the District.
- Agreements with Independent Contractors for FY 2011-12, for Kern Community College District, Bakersfield College, Cerro Coso Community College, and Porterville College, to provide various services, as recommended in the Business Services Report, and the total cost to the District is approximately \$320,867.00.

A copy of said Report No. B-135-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

District Order Reports

The following District Order Reports were approved and payments were authorized, and copies of the same, designated as Report No. B-136-11 in the Supplementary Minutes File, are hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

General Fund: Numbers: A-2: 9 - 12

General Fund: Numbers: 3201095 - 3202357

Student Financial Aid Direct Deposit: Numbers: !3200269 - !3206877

Measure G Building Fund: Numbers: 3201094 – 3201930

EDUCATIONAL SERVICES ITEMS— CONSENT
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Consent Items: The Educational Services items listed below require approval by State law, State regulations, or approval in accordance with the Board Policy Manual of the Kern Community College District. Earlier in the meeting, it was moved by Mrs. Meek, seconded by Mr. Beebe, and carried that the following Educational Services items be approved on the consent agenda.

Bakersfield College, Out-of-State Travel

The Trustees authorized six Bakersfield College student government officers and one advisor, Joyce Coleman, Dean of Students, to attend the National Leadership Conference on Student Government in St. Louis, Missouri, October 5-9, 2011. The conference is designed to help student governments reduce student apathy, improve student input while assisting students in forming a “plan of action” for resolving their campus concerns, and providing the necessary skills and ideas enabling student leaders to advocate for their constituents and “make a difference” on their campus. All expenses for the trip will be covered by student activities accounts. A copy of said Report No. E-61-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Porterville College, Out-of-State Travel

The Trustees authorized six Porterville College students to attend the 2011 Collegiate Entrepreneurs’ Organization (CEO) Conference, October 27-29, 2011, in Dallas, Texas. Porterville College faculty member Kailani Knutson will accompany the students. The conference provides students and faculty the opportunity to exchange ideas and best practices in the area of entrepreneurship. All faculty member expenses will be covered by Carl D. Perkins funds and the students’ expenses will be covered by fundraising activities. A copy of said Report No. E-62-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

<p style="text-align: center;">HUMAN RESOURCES ITEMS— CONSENT</p>
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Consent Items: The Human Resources items listed below require approval by State law, State regulations, or approval in accordance with the Board Policy Manual of the Kern Community College District. Earlier in the meeting, it was moved by Mrs. Meek, seconded by Mr. Beebe, and carried that the following Human Resources items be approved on the consent agenda.

Adoption of a Resolution Authorizing Payment to Trustees Absent from a Board of Trustees Meeting

The Board approved the Adoption of a Resolution Authorizing Payment to Trustees Absent from a Board Meeting, as recommended in the Human Resources Report. California Education Code Section 72425 provides that “a member (of the Board of Trustees) may be paid for any regular, special, or annual meeting when absent, if the Board, by Resolution, duly adopted and included in its minutes, finds that at the time of the meeting he or she is performing services outside the meeting for the community college district, he or she was ill or on jury duty, or the absence was due to a hardship deemed acceptable by the Board.” A copy of said Report No. R-23-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Approval of Employee Transactions for Academic, Classified, and Confidential and Management Employees

The Board approved the employee transactions for academic, classified, and management staff, as recommended in the Human Resources Report. A copy of said Report No. H-14-11 in the Supplementary Minutes File is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

<p style="text-align: center;">REPORTS</p>

Faculty Reports

Dr. Stewart Hathaway, Academic Senate President, Porterville College, stated that he was happy to report that there had been several positive things happening at Porterville College. The College has benefitted from two very successful Flex Days in August. He indicated that Dr. Ann Beheler, Vice President, Academic Affairs, did an outstanding job in helping the College reach consensus of the specific guidelines for reporting student learning outcomes in the accreditation report. He stated that there was an excellent presentation on Luminis and they learned some very helpful information. He commented that the College also formed accreditation committees helping to ensure that the committees achieve a good balance of membership between faculty and administration. He stated that the Flex Days were very productive.

Dr. Hathaway stated that among the three Colleges, Porterville College has the most efficient FTES ratio; this is a tribute to the effective planning of the Division Chairs and the administration as well as the faculty who typically fill their classes well beyond capacity.

Dr. Hathaway reported that the Academic Senate are fully committed to supporting the accreditation process by encouraging more faculty members to serve as co-chairs of their accreditation committees. He stated that the Senate members understand that the accreditation process is a team effort that will end up in a successful outcome.

Dr. Hathaway advised that the general climate among faculty at Porterville College is that faculty are excited about six additional faculty members joining the College; they bring a freshness to the campus with their new ideas, and that faculty are very thankful.

Dr. Hathaway stated that at the same time, faculty are very concerned about the state of the contract negotiations. He indicated that the faculty understood that they were interested in continuing negotiations but unfortunately the faculty and District are at an impasse at the District's choosing. He commented that this was disconcerting to the faculty; and of particular concern are health benefits. He advised that the faculty value their health benefits greatly, especially considering that finding quality health care in Porterville can be difficult and often incurs additional expenses, travel, and lodging. He cited some examples, stating that in each incident the District's health benefits delivered state of the art health care. He stated that most likely it saved lives. Yes, health care means a lot to the faculty and they are extremely grateful for the benefits, and asked that administration keep them in mind as progress toward a new contract.

Mr. Mathew Crow, Academic Senate President, Cerro Coso Community College, stated that the Cerro Coso Community College campus had a great Flex Day and thanked Dr. Corey Marvin, Vice President, Academic Affairs, because he was a large part of it. Mr. Crow stated that there were numerous activities such as orientation for the new faculty and work on basic skills. Staff also worked on institutional effectiveness and started an institutional effectiveness committee designed to close the loops on student learning outcomes.

Mr. Crow commented that he wanted to second what Dr. Hathaway said about the faculty feeling anxious over the contract being at impasse; the faculty work very hard, sacrifice their time above and beyond the contract, and what they look for is the security of the contract, and impasse provides the faculty the opposite of security.

Classified Staff Report

There was no classified staff report.

Management Association Report

There was no Management Association report.

College Reports

Porterville College – Dr. Rosa Carlson, President, introduced Mr. Rod Frese, Interim Director, Administrative Services, who came in time to participate in the Final Budget. She indicated that he retired as the Vice President Administrative Services at College of the Sequoias. Dr. Carlson reported that the College hosted a Chinese delegation thanks to Mr. Patrick Chan, Professor, Business, who came and interpreted when Mr. John Means, Associate Chancellor, Economic and Workforce Development, District Office, addressed agriculture issues. They really wanted to know how faculty chooses their curriculum, their textbooks, and what happens to the student after leaving community colleges, etc. She commented that they were more interested in the community college education system.

Dr. Carlson advised that the Porterville College Entrepreneurship Class, in their second year, will be attending the Porterville Chamber of Commerce 12th Annual Business Conference, which is only for business and adults in the community. She stated that this event will be good for the students to network with businesses in the community and get a sense of what really takes place in the working world.

Cerro Coso Community College – Mrs. Jill Board, President, reported that the Coyote Howler publication focused on the new employees and employees who have retired, and celebrated the success of Dr. Rachel Winston who earned her Doctorate in July. The College celebrated those employees and others at the College Professional Day held in August. Mrs. Board announced that August 18th was a day to celebrate faculty milestone years with Cerro Coso Community College with longevity pins. Faculty were provided an update on the College's State of Affairs, and then provided workshops in building strategies for students in Basic Skills classes.

Mrs. Board advised that the workshops were coordinated by the Basic Skills Coordinator, Ms. Laura Vasquez, and members of the Basic Skills Committee. They brought in colleagues from Antelope Valley Community College District and Barstow Community College to interact with Cerro Coso Community College faculty about what was working for them, the challenges, and how they were helping students to be successful. The agenda for the second day focused on the community college completion agenda. She indicated that with the use of I-stream, a professional development site that the Kern Community College District subscribes to through the League for Innovations, they were able to view Dr. Terry O'Banion's presentation, "Living Normal" which was presented at the 2011 League for Innovation conference. She commented that Dr. O'Banion described why the completion agenda is inherited in sharing the history of the community college mission of increased access and looking into the future, which ultimately is still access with the emphasis on successful completion. The morning ended with the digital signing of a community college community completion challenge commitment pledge which is located on the NISOD page. The purpose of the page pledge was to focus on the best practices that are found to increase student success and completion. There is also a pledge that was put forth by the Phi Theta Kappa group and they are going to assist the College students as to what they should be doing as well.

Mrs. Board reported that she had been invited to address the Child Development Center employees by Mrs. Jennifer San Nicolas, Director, Child Development Centers in both California City and Ridgecrest, provided an in-service training to all Child Development Center employees from all centers that focused on language and literacy development beginning with how a child brain develops as it develops language.

Mrs. Board announced that she had secured through the graciousness of Jacobs D.C.S and NIT engineering firms in Ridgecrest, \$15,000 to support the College's Engineering Program. She stated that the College is specifically looking at the enrollments and looking at the trends with the assistance of the Department Chair so that the funds are going toward offsetting costs of specific higher level and intermediate level mathematics courses and physics as well.

Bakersfield College – Dr. Greg Chamberlain, President, stated that the College had begun their semester with lots of students, many more students that they have seats for unfortunately. He advised that there had been a week's worth of workshops culminating in a traditional Opening Day where faculty and administration could participate; however, most classified staff are busy working in the offices to assist students with classes. He commented that to include classified employees, on September 12, 2011, all offices on the campus will open one hour later and there will be an hour long convocation for classified employees to recognize outstanding merits, present the Classified Employee of the Year award, recognize new employees etc.

Dr. Chamberlain advised that a workshop was held earlier in the week with a consultant addressing the faculty, along with a workshop for classified staff, and a meeting with the executive team about dealing with stress and distressing the students. He stated that as the College deals with more and more shortages of classrooms, more unemployed workers, or returning students, the College sees more and more opportunities where the College can better address the needs of the students.

Dr. Chamberlain reported that the College has accreditation teams working on all of the Standards, and commented that at the Board meeting in October there will be an update as to where all the Colleges are related to Accreditation. He reported that Mr. Cornelio Rodriguez was present had been at the Board meeting earlier, but he had to leave to participate in the Self-Evaluation Committee Chairs meeting.

Dr. Chamberlain announced that the College's Veterans' Resource Center will be opening on September 27, 2011, at 10 a.m. and invitations for the opening of the center will be sent to Trustees. He referred to a recent article in the Renegade Rip newspaper about the current temporary Veterans' Center which was a trailer, as staff wanted to have a presence on campus until the Center was completed. He stated that it was very well received. Dr. Chamberlain announced that the Writing Center was opened and the College is trying to figure out how to fit everyone in because it has become a very popular space.

Chancellor's Report

The Chancellor commended the College Presidents for getting the Colleges off to a great start and accommodating thousands of students and for the growth that was experienced at Porterville College and at Cerro Coso Community College. She reported that the Strategic Plan Working Group continues to meet. A meeting is scheduled for a week following the Student Success Workshop conducted in August as well as the Strategic Plan Working Group gathering together to develop metrics measures for the objectives related to the Strategic Plan Working Group Goals One through Five. The Chancellor stated that this week those metrics were revisited and refined, and also finalized was the objectives and measures for Goal One. She reported that the draft Plan had been distributed to the various constituent groups that serve on the District Consultation Council. The groups they were asked to review the Strategic Plan and provide feedback to the College Presidents, the constituent group leaders and to bring that information to the first District Consultation Council meeting for the year. The Strategic Plan in draft form will be presented at the Board meeting in October 2012, where it is hoped to receive feedback from the members of the Board of Trustees, and then take action at the November meeting.

Ms. Serrano commented that Dr. Jane Harmon, Interim Vice Chancellor, Educational Services, along with Mr. John Means, Associate Chancellor, Economic and Workforce Development, and Mrs. Sally Errea, Educational Services Assistant, have really done a lot of work during the last few months to provide the leadership to have the Strategic Plan finalized so that the Plan can be presented to the Board of Trustees. The Colleges will then review their plan and align them with the strategic direction of the District.

The Chancellor advised that the District is also revisiting the facility planning processes, including preventative maintenance and scheduled maintenance. There have been meetings with each of the three Colleges' Facilities Teams and there will be a meeting of the College Presidents to refine some of the processes and measures and taking both the Strategic Plan and the Facilities Plan. The Colleges will be reviewing their Educational Master Plans and ensuring that they are all integrated so that that when the Accreditation Teams visit in October the District is successful in being reaccredited. She stated that this process has taken much of the focus of staff this fall term thus far.

Ms. Serrano stated that as she understood it, all are interested in returning to Interest Based Bargaining and she suggested that the effective practices that have been used in the past be re-implemented, such as developing and issuing joint statements rather than individual statements. She commented that she realized that there is a mediation session scheduled for the following Monday and maybe that session could be used to refocus and get back to a collaborative process of negotiations. She thanked everyone for their comments.

Board of Trustees Reports

Mr. Lopez indicated that he was not present at the Board meeting of August 11, 2011, as he was attending the Community College League of California Student Trustee Workshop. He thanked the Board for the opportunity, stating it was a great learning experience as well as an opportunity to network with other Trustees throughout California. He advised that there was discussion about establishing U-Tube channel called Trustee TV as a way for Trustees to interact with students by posting what was taking place at their Districts so each student trustee will be reporting.

Mr. Lopez reported that the Community College Association of Student Trustees took a position to support a proposition for an oil severance tax. They are just beginning the process. He commented that he knew this would not be supported in the Kern Community College District service areas.

Mr. Lopez advised that he had visited Porterville College and had an opportunity to attend the Associated Student Body meeting and interact with their student government. He indicated that he was asked questions related to the budget cuts and classes being reduced, and the goal of student success. Mr. Lopez stated that he has started the process of establishing a Student Trustee Committee and then he will be traveling to Cerro Coso Community College the following week as well as Bakersfield. He stated that he is looking for three members from each College to represent him when he is not on campus. He will be using CCC Confer to hold meetings among these constituents.

Mr. Lopez reported that Bakersfield College launched a program called BC Be Fit which is a collaboration of faculty, staff and students, and the role of this program is to promote health in all aspects throughout the campus, whether it is overall health and nutrition, exercise, mental health, healthy habits, etc.

The Trustees thanked Mr. Lopez for a very good and informative report.

Mr. Beebe recommended that Board agenda action items related to service maintenance contracts include the total contract value and indicate what the service maintenance agreement percentage is of that total contract agreement. Mr. Corkins asked for the funding source to also be on the agenda action item.

ADJOURNMENT

Adjournment

The meeting was adjourned by the President at 4:11 p.m.

_____, President
Rose Marie Bans

_____, Vice President
John S. Corkins