



**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT  
GOVERNING BOARD  
FEBRUARY 23, 2010**

**MINUTES**

An executive session and regular meeting of the Maricopa County Community College District Governing Board was scheduled to be held at 5:30 p.m. at the District Support Services Center, 2411 West 14th Street, Tempe, Arizona, pursuant to A.R.S. §38-431.02, notice having been duly given.

**PRESENT**

**GOVERNING BOARD**

Jerry Walker, Secretary and Acting Board  
President this evening  
Debra Pearson, Member  
Don Campbell, Member

Absent: Randolph Lumm President  
Colleen Clark, Member

**ADMINISTRATION**

Rufus Glasper  
Maria Harper-Marinick  
Debra Thompson  
Darrel Huish  
Steve Schenk for Steve Helfgot  
Phil Randolph  
Anna Solley  
Lee Combs  
Paul Dale  
Shouan Pan  
Ken Atwater  
Ernie Lara  
Gene Giovannini  
Chris Bustamante  
Linda Lujan  
Jan Gehler  
Velvie Green

**CALL TO ORDER**      The regular meeting was called to order at 6:30 p.m.

**EXECUTIVE  
SESSION**              The executive session was called to order at 5:30 p.m.

**PLEDGE OF  
ALLEGIANCE**        The assembly pledged their allegiance to the United States of America led  
by Governing Board Member Debra Pearson.

**CLASS  
ACKNOWLEDGEMENTS**      Members of the Women's Leadership Group were in attendance and were  
acknowledged. NAU Doctoral Student Paul Taylor was also in attendance  
and acknowledged.

**CITIZEN'S INTERIM**      One speaker came forward.

Spencer Morgan, a student at Mesa Community College, came forward of the student body at MCC regarding the tuition and fees being considered for the 2010-11 fiscal year. He stated that although students understood how the tough economic times are impacting the District and that no tuition increase was being proposed, they felt this was being offset by the numerous course fees being proposed for MCC alone. These fees ranged from \$3.00 to \$350. He encouraged the board to vote down fees unless they were absolutely necessary.

**BOARD MEMBER  
REPORTS**

Governing Board Member Debra Pearson reported that she had attended a recent speech and debate program hosted by Glendale Community College. She stated that she found it fascinating to watch the students work together and learning how to articulate, as well as build their confidence. She encouraged all campuses to participate in this effort which included participants from ASU and other colleges across the country. She also encouraged the other colleges to start a speech and debate program on their campuses as well. In addition, Mrs. Pearson reported that she had attended the Maricopa Foundation Board Meeting earlier in the day where they heard from a student who has been very successful as a result of the assistance he received from the Foundation. He is now waiting for a letter of acceptance from ASU. She appreciates the opportunity to see and hear about the wonderful things that the Foundation is doing.

**CHANCELLOR'S  
REPORT**

Chancellor Glasper reported on three items. He acknowledge and thanked Mr. Darrel Huish for his services to the Maricopa Community College District, this being his board meeting as he leaves for the colder region of the country in Minnesota. He expressed appreciation for the Student Information System Project that he led the organization through to successful completion. Dr. Glasper next recommended that the Board approve the Emeritus Distinction for Dr. Linda Thor who has already left to serve as the next Chancellor of the Foothills-DeAnza Community College District. He thanked her for nineteen years of service to the Maricopa Community College District and for making Rio Salado College a nationally recognized institution. He asked the Board and all in attendance once again applaud her for many years of service.

Lastly, the Chancellor provided an update on the 21<sup>st</sup> Century Maricopa Initiative. He provided the following comments:

Since the 21<sup>st</sup> Century Maricopa recommendations were made on December 9, 2009, District administration, faculty, and staff have worked collaboratively to start the review of the recommendations and the implementation of strategies. The following identifies progress to date.

**1. Oversight and Strategies Ready for Implementation**

The Steering Team has been formed, and held its first meeting on February 1  
The Steering Team endorsed by consensus the 16 strategies presented for

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implementation. (See Attachment A.)

One of these strategies is the proposed elimination of the Active Retirement program effective July 1, 2010. Since this is a policy item, it is presented to the Board for First Reading this month and Action in March.

A Steering Team monthly meeting calendar also has been proposed.

## **2. 21<sup>st</sup> Century Maricopa Support and Work Teams**

The Change management team has been formed and has held three meetings to help organize the project and provide support to the Steering Team.

A Project Manager has been assigned to oversee the project and two certified project managers have been assigned to support the work teams.

Currently there are 38 active work teams, with more to be formed in the near future.

Over 300 employees have volunteered to serve on the work teams.

## **3. Communication and Tracking**

Regular communication to all Maricopa continues.

A project tracking system has been developed to track progress of the work teams and initiative. It is viewable by anyone visiting the web site:

**<https://dst.sp.maricopa.edu/DWG/21century>**

## **ATTACHMENT A**

### **STRATEGIES READY FOR IMPLEMENTATION**

**Business Systems Strategies** – presented by Debra Thompson, VC  
Business Services

**Strategy: *Revised Roll up of Budget; Management View.*** This recommendation provides a somewhat lower level comparison of specific functions/departments under broader functional expenditure budget categories. Since we have certain legal or other requirements to report expenditures by object code and functional category, this will continue but we will add this new schedule to the budget to be presented this March for FY10-11. Business Services and IT staff and Administrative Services VPs have devoted considerable time to vetting the proposed roll-up, making appropriate changes and working on systems adjustments as well as HR actions to affect this.

**Strategy: *Budget Enrollment Growth at colleges.*** This currently occurs and has occurred for more than 15 years; however, now budgets will be included in the adopted budget based on projections. Given projections are an imperfect science and we wish to keep our colleges as stable as possible financially, adjustments will be made to adjust budgets to actual. So, if enrollment is higher than the projections, additional budget reserved centrally will be provided (funded with higher than anticipated tuition revenues). We would not want to penalize a college by forcing self funding when resources are available. Similarly, if funding provided was greater than needed given the actual, that will be returned. The same prudent budget management that now occurs will need to continue to ensure no overspending.

**Strategy: *Electronic Deposits (financial aid, refunds) \$200,000 annual cost.*** The Board approved a contract with Citigroup in January to allow students the options of electronic payments in addition to paper checks. The annual cost is \$200,000 but this allows us to provide functionality not now available and to comply with payment industry compliance standards. The cost already is

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budgeted. Savings from mailing of \$50,000 total system-wide are expected. A&M did not provide backup detailed enough to estimate any other savings but we have posed this question to the colleges.

**Strategy: *Centralize receipt of invoices.*** This largely is in place but we need to correct for exceptions in order to later take greatest advantage of early pay discount opportunities. This allows for proper internal controls over duplicate checks issued as well as better monitoring over the aging of invoice approvals.

**Strategy: *User friendly invoice.*** The Student Information System (SIS) does not currently generate a user friendly invoice. SCC has developed such an invoice for students at its college and therefore SCC's Vice President (VP) for IT, Dustin Fennell, has been asked to co-lead the team, along with Jim King of District Office ITS, who has done work on third party billing invoices. Other members represent functional areas involved with registration, business operations, etc. All colleges are being asked for input on the SCC example and needs for a system-wide invoice. We hope to leverage work done by SCC and other colleges to make a user friendly invoice available to all students.

**Strategy: *Standardize training, weapons and equipment (Estimated \$50,000 one-time cost.)*** The \$50,000 cost is for standardization for no-certified officers and is expected to be complete by summer 2010. This already occurred for certified officers.

**Student Success Strategies** –presented by Maria Harper-Marinick, VC, Academic and Student Affairs

**Strategy: *Mandate placement testing and subsequent placement in appropriate math, Reading and English Development courses for ALL first-time, degree/certificate/transfer seeking students except for those who meet exemption criteria.*** This recommendation strengthens the existing administrative regulation on placement testing. Currently, students are required to take a placement test before registering for English, reading, and math courses. The recommendations suggests changes to the regulation to not only require students to take the placement assessment but also require that students be placed in the English, reading, and math courses in which they test. The modifications to the administrative regulation have followed our existing process for changes to the catalogue common pages.

**Strategy: *Develop a centralized and automated graduation/degree audit system that is usable and accessible at each college. (\$90,000 one time cost).*** The enhancements to our degree audit system are already in progress with the development of a module in our Student Information System. System will be fully implemented for Fall 2010 at a one-time cost of \$90,000.

**Strategy: *Consolidate assessment and research department with the Maricopa Center for Teaching and Learning. (Annual savings \$159,000).*** Vice Chancellor Harper-Marinick is working with staff from Maricopa Center for Learning and Instruction and Academic Assessment to consolidate programs and services and eliminate duplication, with completion expected by June 30, 2010.

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**Business Systems/Student Success/Institutional Research** – presented by Maria Harper-Marinick, VC, Academic and Student Affairs

**Strategy: *Move District Office reporting to Academic Affairs.*** Vice Chancellors Thompson and Harper-Marinick will work on implementation and transition with staff from Institutional Research.

**Strategy: *Regular cycle for NCCBP and Noel Levitz surveys.*** Implementation is in progress coordinated by Institutional Research offices at the District and the colleges.

**Human Resources** – presented by Debra Thompson, VC, Business Services

**Strategy: *Eliminate active retirement; consider cost neutral options over time (Annual savings \$3.4 million).*** Eliminate the program for all employees effective July 1, 2010; savings total \$3.4 million. Seek a potential cost neutral program to help with succession planning in a future fiscal year.

**Strategy: *Implement Benefits Open Enrollment.*** Scheduled for implementation in the spring of 2010, this will take us away from a paper process and automate benefit changes. Employees still will have access to benefits consultants for advice.

**Information Technology Strategies** – presented by Darrel Huish, VC, Information Technology

**Strategy: *Assess efficiencies from standardizing Learning Management System.*** Maricopa has three systems and the timing is excellent to review this since two contracts (with WebCT and Blackboard) are due to expire in June 2011. The team will have a quick timeline to make a recommendation as to whether we should consolidate around 2 or 1 Learning Management System(s).

**Strategy: *Review ITS plan for Airpark 2<sup>nd</sup> data center and recommend revised plan to assist colleges.*** In response to audit recommendations and as an industry best practice, Maricopa has engaged in planning for a 2<sup>nd</sup> data center for purposes of providing business continuity and disaster recovery for District operations. This team will review plans with an eye towards additional services being provided to the Colleges for recovery from a disruption of service at an individual college. This planning can be done quickly with final roll out of the data center at the end of calendar 2010.

Dr. Glasper stated that all sixteen items will go on the website on Wednesday morning. The color matrix he provided shows the planning phase of the strategies. This may be viewed at [2-23-10 Planning Phase Handout](#)

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**SECRETARY'S  
REPORT**

Acting Board President Jerry Walker reported that Board President Randolph Lumm was not in attendance due to a death in the family and that Board Member Colleen Clark is still recovering from a compound fracture she sustained.

**FACULTY REPORT**

Faculty Executive Council President Jim Simpson provided the following

comments:

“Tonight you will review for its first reading a proposal to eliminate the Active Retirement Program for all employees. My purpose tonight is not to persuade you ultimately to vote “yea” or “nay” on this proposal. Instead, my purpose is to persuade you that a properly structured retirement program is good for Maricopa. The program we have now is not properly structured, and whether you elect to eliminate it entirely or modify the existing policy – something needs to change.

The current program is not properly structured for several reasons. The current policy states “. . . eligible employees will have an equal opportunity to apply and be considered for participation.” Unfortunately, the program is not being applied equitably across the District. Budgetary constraints have forced some colleges to offer different participation percentages or restrict participation to a few employees. Maybe a new program will not be for everyone.

Although the current policy specifically states “Neither the Governing Board, the District, nor the colleges can guarantee an assignment or a level of participation for any person in this program”, the history (up until the past few years) has been to offer it to nearly all employees. That has created an expectation among our employees that the District cannot meet due to the fiscal restraint we must now exercise. Maybe a new program needs to offer some guarantees (subject to accountability measures).

The current policy also states: “It is anticipated that meaningful assignments will be available which will prove to be beneficial to both participants and the District.” The specific language “. . . be beneficial to both participants and the District” implies there could be no cost (if both parties benefit equally). We may just need to work smarter at structuring assignments that benefit both parties.

The last point is worth examining in more detail. The program should not be a “gold watch” an employee earns simply due to the length of their employment in the District. Rather, it should be a program that encourages the best employees to give back some of their experience and expertise to the District. It should be a program that encourages replacing quality employees with other quality employees – a succession plan. In the case of a faculty member, that could mean mentoring new faculty members, providing additional student contact, service on committees, etc. For an electrician, the journeyman can help the apprentice understand the peculiarities of a campus electrical grid. For a college president, maybe they teach in the classroom (at the faculty rate), mentor the incoming president, and keep the college name prevalent in the community for fund-raising purposes.

If the Governing Board eliminates the Active Retirement Program at the next meeting, Maricopa will face several challenges over the coming months, including damaged morale among all employees and the need to recruit hundreds of new adjunct instructors. Although a few active retirees may accept adjunct contracts, it would be prudent to assume the majority will not accept a cut in pay of \$2,366 per credit hour (as calculated by A & M). Therefore, we may need to look at alternatives to address these challenges.

The administration has agreed to work with the employees to solve these problems. The best, long-term solution would be to structure a new retirement program such as the one envisioned above. One that establishes a succession plan, is cost-neutral, taps the experience and expertise of our best employees, and keeps the best faculty in the classroom as long as possible. In the event a long-term solution cannot be implemented before Fall, 2010, we need to explore short-term solutions such as special contracts and subsidies for health insurance to encourage our best faculty to remain in the classroom. National research and current surveys (such as CCSE) consistently report that more FT faculty equates to more student retention and completion. The students are the reason we are all here, and we need to do what's best for them.

Thank you for your attention.”

**EMPLOYEE GROUP  
REPORTS**

There were no groups present.

**VICE CHANCELLOR  
REPORTS**

The following reports were made:

Vice Chancellor of Business Services Debra Thompson introduced Arlen Solochek, District Director of Facilities Planning and Development, who was honored with APS's first "Energy Efficiency Champion" award on behalf of the Maricopa workers who have helped the District achieve significant energy savings. Wayne Dobberpuhl of APS told the Board that the District will achieve more than \$2.7 million in energy savings over the life of the projects that have been implemented most recently. Solochek credited the work of Brett Garwood, Ken Farnsworth and Ken Calteux, all Facilities Project Managers, in helping the District achieve the award.

Steve Schenk, representing Vice Chancellor of Resource Development and Community Relations Dr. Steve Helfgot, provided information pertaining the upcoming 2010 Heroes of Education Dinner scheduled to be held on April 7 at the Arizona Biltmore. The Foundation plans to honor Phoenix Mayor Phil Gordon for all his work in support of education and most especially his support for our colleges. In its first four years Heroes has raised

more than half-a-million dollars in scholarship money to support students at the Maricopa Community Colleges

**COLLEGE REPORTS** There were no college reports.

**STUDENT LIFE REPORTS** Associated Student Government Officers from Estrella Mountain Community College were in attendance and provided presentations on their successes this year. Students in attendance were Paul Flores, Alyssa Lorance, Yvette Moller, Ashley Dudas, and Ivanna Frausto . The five student ambassadors told the Governing Board about the wide range of student activities, organizations and service projects during the 2009-10 academic year. The students described student forums, campus events, community service projects, the activities of the Interclub Council and the college's upcoming athletic program.

**AADGB REPORT** Governing Board Member Jerry Walker, AADGB Representative, stated that no meeting had been held since he reported last and that the meeting would be held in conjunction with the ACCT Governance Leadership Institute scheduled for March 4-6 here in Tempe.

**LEGISLATIVE UPDATE** Patricia Hill, Director of State and Local Government Relations for Maricopa, provided the following legislative update:

“Today is the 44<sup>th</sup> day of the session. The date for introducing legislation has passed. This session, 1232 bills have been introduced. The House and Senate have extended the deadline for hearing bills in the house of origin by one week. The revised deadline for hearing legislation in the house of origin is this Friday. The Senate has suspended committee hearings next week to focus on the budget and floor action so that they can move Senate bills to the House for action. The House is expected to do likewise. Our Legislative Team continues working with our staff, other community college staff and other stakeholders to assess the impacts of legislative proposals on our operations.

I am going to focus on the budget since you have a list of bills that we are tracking in your packet.

The budget shortfall continues to dominate legislative discussions. During the special session held earlier this month, the Legislature passed several bills to try to address the 2010, 2011 and 2012 budget shortfalls. One measure authorized a special election on May 18 to submit to a vote of the people a constitutional amendment providing for a temporary sales tax. If the sales tax passes, it is estimated to generate about \$950 million in FY 2011 and 2012. Another enactment allows the state to issue bonds and to use the General Fund share of future lottery proceeds for debt service which would provide about \$450 million in 2010. Additionally, the Legislature required the state to enter into lease-

purchase agreements for up to \$300 million, in addition to the \$750 million authorized last year to address the FY 2010 deficit of approximately \$750 million.

The current plan to address the FY 2011 budget is to craft two budgets. One budget will assume that the sales tax passes. The other budget presumes that the sales tax fails. The rationale behind a two-budget plan is to clearly identify the impacts to state spending if the sales tax is not approved.

I would be happy to try to answer any questions that you may have.”

**AWARDS AND  
RECOGNITIONS**

There were no awards or recognitions.

**APPROVAL OF THE  
AGENDA**

Acting President Walker requested a motion to approve the agenda.

**MOTION**

**MOTION No. 9654**

Debra Pearson moved that the agenda be approved. Dr. Don Campbell seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**APPROVAL OF  
CONSENT AGENDA**

Acting President Walker requested approval of the Consent Agenda.

The following items were included on the Consent Agenda:

**A.1 APPROVAL OF THE MINUTES OF JANUARY 12, 2010 SPECIAL GOVERNING BOARD MEETING, THE JANUARY 15, 2010 GOVERNING BOARD RETREAT, THE JANUARY 26, 2010 REGULAR GOVERNING BOARD MEETING, THE JANUARY 29, 2010 GOVERNING BOARD RETREAT, AND THE FEBRUARY 2, 2010 ACCREDITATION SESSION AT GWCC**

**B.1. APPROVAL OF EMERITUS DISTINCTION – RIO SALADO COLLEGE - accept**

**C.1. CONSIDERATION OF EMPLOYMENTS - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.**

**C.2. CONSIDERATION OF SPECIALLY FUNDED EMPLOYMENTS - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.**

**C.3. CONSIDERATION OF SHORT TERM EMPLOYMENTS - approve the following personnel actions as proposed. Budget**

approvals have been granted and are on file for the recommended personnel actions in this item.

**C.4. CONSIDERATION OF SEPARATIONS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

**D.1. APPROVAL OF PROPOSED CURRICULUM PROGRAMS AND COURSES** – approve the proposals as submitted.

**D.2. APPROVAL OF CURRICULUM – CATALOG COMMON PAGES** - approve the proposals as submitted.

**D.3. APPROVAL OF INTERGOVERNMENTAL AGREEMENT BETWEEN ESTRELLA MOUNTAIN COMMUNITY COLLEGE'S CISCO REGIONAL NETWORKING ACADEMY PROGRAM AND AGUA FRIA UNION SCHOOL DISTRICT NO. 216** - approve an Intergovernmental Agreement between the Maricopa County Community College District and Agua Fria Union High School District No. 216 to continue the Cisco Regional Academy Program at Estrella Mountain Community College.

**D.4. APPROVAL OF INTERGOVERNMENTAL AGREEMENT BETWEEN ESTRELLA MOUNTAIN COMMUNITY COLLEGE'S CISCO REGIONAL NETWORKING ACADEMY PROGRAM AND CIBECUE COMMUNITY SCHOOL** - approve an Intergovernmental Agreement between the Maricopa County Community College District and the Cibecue Community School to continue the Cisco Regional Academy Program at Estrella Mountain Community College.

**D.5. APPROVAL OF INTERGOVERNMENTAL AGREEMENT BETWEEN ESTRELLA MOUNTAIN COMMUNITY COLLEGE'S CISCO REGIONAL NETWORKING ACADEMY PROGRAM AND GLENDALE UNION HIGH SCHOOL DISTRICT** - approve an Intergovernmental Agreement between the Maricopa County Community College District and the Glendale Union High School District to continue the Cisco Regional Academy Program at Estrella Mountain Community College.

**D.6. APPROVAL OF INTERGOVERNMENTAL AGREEMENT BETWEEN ESTRELLA MOUNTAIN COMMUNITY COLLEGE'S CISCO REGIONAL NETWORKING ACADEMY PROGRAM AND PARADISE VALLEY UNIFIED SCHOOL DISTRICT NO. 69** - approve an Intergovernmental Agreement between the Maricopa County Community College District and the Paradise Valley Unified School District No. 69 to continue the Cisco Regional Academy Program at Estrella Mountain Community College.

**D.7. APPROVAL OF PROPOSITION 301 WORKFORCE DEVELOPMENT AND JOB TRAINING PLAN FOR FY 2010-11** - approve the Proposition 301 Workforce Development and Job Training Plan. The plan has been developed in accordance with the requirements of the amended Arizona Revised Statutes, Section 15-1472. In accordance with the amended statute, a plan for spending funds must be submitted annually for information to the Arizona Department of Commerce.

**D.8. APPROVAL OF PROPOSITION 301 WORKFORCE DEVELOPMENT AND JOB TRAINING PLAN FOR FY 2010-11** - Approve attached hiring qualifications that are above and beyond standard hiring qualifications for the following six subjects in the MCCCDC course bank:

Occupational Subjects

AUD Audiology  
ECT Electronic Courtroom Technology  
NMT Nuclear Medicine Technology

Academic Subjects

EDM Education Montessori  
EPD Education Professional Development  
SUS Sustainability/Natural Sciences  
SSH Sustainability/Social Sciences and Humanities

**D.9. APPROVAL OF CLIP (COMMUNITIES LEARNING IN PARTNERSHIP) GRANT – PHOENIX COLLEGE – LEAD COLLEGE** – accept an award of \$78,300.00 for consulting services from the City of Phoenix. As a co-applicant of the planning grant that was funded by the Bill and Melinda Gates Foundation, and the National League of Cities (NLC), MCCCDC has agreed to provide various consulting services for the planning grant. These services include assistance in developing the plan required by the Grant and to help the City draft an application to participate in the Foundation's implementation grant. The City of Phoenix was awarded the amount of \$250,000 for the Learning in Partnership (CLIP) project. These funds will support a planning grant in partnership with Phoenix College, Gateway Community College, South Mountain Community College, Rio Salado College and Phoenix Union High School District. The Planning grant will begin November 1, 2009 and will conclude June 30<sup>th</sup> 2010.

**E.1. APPROVAL OF FIRST AMENDED AND RESTATED LEASE AGREEMENT BETWEEN THE CITY OF AVONDALE AND MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT** – approve a First Amended and Restated Lease Agreement with the City of Avondale for a city public safety facility on the Estrella Mountain Community College campus.

**E.2. APPROVAL OF WATER LINE EASEMENT FOR CITY OF GLENDALE AT GLENDALE COMMUNITY COLLEGE** - grant an easement to the City of Glendale to install and maintain water facilities along the north property line of Glendale Community College.

**E.3. APPROVAL OF WATER LINE EASEMENT FOR AVONDALE NORTHWEST PUBLIC SAFETY FACILITY AT ESTRELLA MOUNTAIN COMMUNITY COLLEGE** - approve an easement for the extension of the public water main for the Avondale Northwest Public Safety Facility at Estrella Mountain Community College.

MOTION

**MOTION No. 9655**

Debra Pearson moved that the agenda be approved. Dr. Don Campbell seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**V.B.2. PROPOSED AMENDMENTS TO POLICY TITLES: PRESIDENT’S ROLE, ANNUAL BOARD PLANNING CALENDAR, BOARD OPERATIONS** - review and adopt the proposed amendments to the following policy titles: **President’s Role, Annual Board Planning Calendar and Board Operations**. These policies are part of the Governance Process policy type. Upon adoption, the language will outline the parameters for calling a special meeting, require that Governing Board Members be given adequate notice themselves of the special meeting and establish a requirement that the Board shall adhere to a well-publicized calendar of meetings in order to achieve transparency. Changes are proposed to each of the three policies to ensure continuity, as they are collectively related.

MOTION

**MOTION No. 9656**

Dr. Don Campbell moved for approval of Action Item V.B.2. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**V.B.3. MANNER OF GOVERNING – PRESIDENT’S ROLE** - amend the existing Manner of Governing and President’s Role Policy titles. The proposed changes are reflective of the Governing Board’s discussion at the January 15, 2010 retreat that was led by ACCT facilitators Wayne Newton and Norm Nielsen. The Manner of Governing Policy Title was specifically reviewed in response to the complaint filed with the Higher Learning Commission and the subsequent consulting team’s report. The proposed changes seek to resolve concerns presented that relate to Board interactions with staff and with each other.

Chancellor Glasper commented on this by stating he supported the language, however, wanted to make a motion to add language to item number 8: in the new sentence that began **“in the chancellor’s absence.**

The Chancellor recommended adding “*or the chancellor’s executive council members*” after acting chancellor so that the sentence will read: “*in the chancellor’s absence, requests will be made to the acting chancellor or the chancellor’s executive council members.*”

The rest of the language in item 8 was fine. For item 9, at the end of the new sentence he wanted to add “and diverse economy” so that the sentence read: “*our goal is to develop good citizens who are well-trained and able to succeed in our diverse world and diverse economy.*”

MOTION

**MOTION No. 9657**

Dr. Don Campbell moved for approval of Action Item V.B.3 with the proposed amendments by Dr. Rufus Glasper. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**VI.A.1. APPROVAL OF CONTRACT AWARD FOR REMODELING, RENOVATION AND UPGRADES TO THE PERFORMING ARTS CENTER AT SCOTTSDALE COMMUNITY COLLEGE** - award a contract in the amount of One Million Five Hundred Fifty-One Thousand Two Hundred Fourteen and no/100ths Dollars (\$1,551,214.00.00) to RK Sanders, Inc. for remodeling, renovation and upgrades to the Performing Arts Center at Scottsdale Community College.

MOTION

**MOTION No. 9658**

Dr. Don Campbell moved for approval of Action Item VI.A.1. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**VI.A.2. APPROVAL OF FIRE ALARM/PUBLIC ADDRESS SYSTEM AWARD AT GATEWAY COMMUNITY COLLEGE** – approve a contract award in the amount of Three Hundred Seven Thousand, Eight Hundred and 75/100ths Dollars (\$307,800.75) to Aidant Fire Protection for improvements and replacements of the fire alarm system at GateWay Community College.

MOTION

**MOTION No. 9659**

Dr. Don Campbell moved for approval of Action Item VI.A.2. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**VI.B.1. APPROVAL OF FLEX BENEFIT PROGRAM RFP 2932-5 – PHARMACEUTICAL BENEFIT MANAGEMENT** - approve a contract with Express Scripts to manage MCCCDC’s pharmaceutical benefit program for FY 2010-11. The projected cost for the pharmaceuticals and associated administrative services is \$5.6 million. This is a reduction of \$1.1 million (15.5%) in the cost of the current program and includes a three year rate guarantee.

**MOTION**

**MOTION No. 9660**

Dr. Don Campbell moved for approval of Action Item VI.B.1. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**VI.B.2. APPROVAL OF FLEX BENEFIT PROGRAM RFP 2943-5 - GROUP DENTAL** - approve a contract with Met Life with a projected premium of \$2.8 million to provide group dental PPO insurance coverage for FY2010-11.

**MOTION**

**MOTION No. 9661**

Dr. Don Campbell moved for approval of Action VI.B.2. Debra Pearson seconded. Motion approved 3-0 (Mr. Lumm and Ms. Clark absent).

**FIRST READINGS/  
INFORMATION  
ITEMS**

**FIRST READINGS/INFORMATION ITEMS**

**VII.A. ELIMINATE THE ACTIVE RETIREMENT PROGRAM** - approve the elimination of the Active Retirement Program for all employee groups effective July 1, 2010.

**VII.B. PROPOSED AMENDMENTS TO REQUESTS FOR PUBLIC RECORDS** - review and adopt the proposed amendments to the Requests for Public Records Board Policy. Justification: The current Board Policy on Requests for Public Records outlines the personnel information that is subject to release in the event that the Maricopa Community Colleges receives a request for information about a present or former employee. Arizona Revised Statute §39-128 also makes disciplinary records of public officers and employees subject to disclosure. In addition, self-evaluations and performance reviews are subject release due to a court ruling by the Superior Court of Arizona (Maricopa County).

**VII.C. PROPOSED AMENDMENTS TO NON-DISCRIMINATION POLICY ADMINISTRATIVE REGULATION** - review and adopt the proposed amendments to the Non-Discrimination Administrative Regulation. Justification: While language for the Non-Discrimination Policy rests in the Administrative Regulation section of the Maricopa Governance Manual, this particular language requires approval by the Governing Board. Wording changes are proposed in order to update the existing policy to reflect current references to persons with a disability, due to citizenship status, as well as to add a new protected class: genetic information. Title II of the Genetic Information Non-discrimination Act of 2008 protects applicants and employees from discrimination based upon genetic information in the course of employment including hiring, promotion, discharge, pay, fringe benefits, job training, classification and referrals. Genetic information includes information about genetic tests of applicants, employees, or their family members; the manifestation of diseases or disorders in family members (family medical history); and

requests for or the receipt of genetic services by applicants, employees, or their family members. U.S. Code: Title 8, §1324b. prohibits discrimination based upon national origin or citizenship status.

**VII.D. PROPOSED TUITION & FEES – FISCAL YEAR 2010-11**

**BUDGET** -- recommendations on budget priorities and tuition and fees have been developed through the District's budget development process. Attached is the proposed Fiscal Year 2010-2011 Tuition and Fees schedule, submitted for Governing Board review. The schedule will be submitted for Governing Board action on March 23, 2010.

- County Resident Tuition & Fees:
  - o \$0 (0%) increase to tuition rate per credit hour
  - o The annual cost to full-time students taking 30 credit hours per year will be \$2,130.00, the same rate as FY09-10 and FY08-09.
  - o The proposed tuition & fee rate is \$71.00 per credit hour.

**VII.E. PROPOSED FEE CHANGES – FISCAL YEAR 2010-11**

**BUDGET** - approve the varied fee changes detailed on the attached. These changes relate to course fees at several colleges across the district, detailed by college. Justification: Justifications are included next to each proposed course fee on the attached detailed forms. In general, the proposed course fee increases include such items as increasing costs of supplies and materials, copying and printing of course specific materials and increased costs for technology items such as software, CDs, printer cartridges, instructor training, high end equipment, tutoring, and firefighter training equipment and facility use charges, IT industry examination costs, Montessori student certification fees, CPR certification and physical education activity equipment and facility rental.

Comments: Mrs. Pearson called attention to the numerous fees being proposed and asked how the Board could amend or have them broken down. She asked if specific questions could be answered by the next meeting and Legal Counsel responded that board members could ask individual questions, however, answers would be sent to all board members. She felt there was lack of justification for many of the fees. Due to lack of appropriate rationalization, her vote would be a no on all fees. Vice Chancellor Thompson indicated they would go back and try to amplify justifications. Chancellor Glasper proposed that he would work directly with Mrs. Pearson and Mrs. Thompson on this.

**MONITORING  
REPORTS**

**MONITORING REPORTS  
(VIII.A.)**

**BUDGET ANALYSIS REPORT SUMMARY  
FUND 1 – GENERAL UNRESTRICTED FUND  
FOR THE SEVEN MONTHS ENDED JANUARY 31, 2010**

Expenditure analysis indicates 48.1% of the budget has been expended this year as compared to 49.2% expended at this same point in time last year. 25.9% of the budget remains unexpended or unencumbered compared to 24.0% in the prior year. Revenue analysis indicates that \$441.1M of the budget has been recognized. The projected fund balance will increase by ~\$0.5 million this fiscal year and the projected ending fund balance for June 2010 is \$122.7M.

**NEXT BOARD  
MEETING**

Acting President Walker announced that the next Governing Board Meeting would be a retreat on March 2, 2010 at 5:30 p.m. The next regular business meeting was scheduled for March 23 at 6:30 p.m. NOTE: The March 9 Work Session listed on the agenda has been rescheduled for April 13.

**ADJOURNMENT**      The meeting adjourned at 7:35 p.m.

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Jerry D. Walker  
Governing Board Secretary