



Maricopa County Community College District Governing Board Minutes August 12, 2014

Agenda Review, two Executive Sessions, and a Retreat of the Maricopa County Community College District Governing Board were scheduled to be held beginning at 8:30 a.m. at the District Support Services Center, 2411 West 14th Street, Tempe, Arizona, pursuant to A.R.S. Section 38-431.02, notice having been duly given.

GOVERNING BOARD

- Dana Saar, President
- Randolph Lumm, Secretary
- Doyle Burke, Member
- Alfredo Gutierrez, Member
- Debra Pearson, Member

ADMINISTRATION (RETREAT)

Rufus Glasper
Maria Harper-Marinick
LaCoya Shelton-Johnson
Lee Combs

ADMINISTRATION (AGENDA REVIEW)

Rufus Glasper
Maria Harper-Marinick
Debra Thompson
LaCoya Shelton-Johnson
Lee Combs

BOARD RETREAT

The Board Retreat was called to order at 8:37 a.m. Board President Dana Saar began the retreat by directing Board members to the self-evaluation tool and asked for input on the questions in each section.

Board Organization

- Board displays a sense of restraint regarding procedure.
- The Board as a whole has not reviewed ARS Title 15 to ensure its understanding of a Board's limitations and responsibilities.

Policy Role

- Discussion may veer into other areas, but policy is focused on outcomes.
- Board wishes to focus more on Chancellor's assessment. Continued conversations regarding outcomes and limitations can be used as a tool to work with the Chancellor.
- The Board would like to have standardized metrics to use when evaluating itself, regardless of which instrument or process may be adopted.
- A focused discussion on what the Board wants MCCCCD to achieve needs to occur. Is MCCCCD doing the best job for its students? Start with student success (define it specifically, especially in regards to Outcomes). How does the Board help MCCCCD achieve its goals and hold it accountable?
- Previous policy discussions allowed the Board to familiarize itself with its own policies. Now the Board needs to determine how they should be used to lead and direct the district.

Community Relations

- The Board needs to determine if it wishes to remain isolated from campus communities (physical location / perception) or become more localized.
- Consider hosting a formal forum to get student and community input.
- Increase community connections as a Board (vs. individual contact).
- Consider moving meetings to the colleges. Use this as a means to learn local issues which can then be shared with local administration.
- Get out into community—Kiwaniis club, etc. Board members as ambassadors.
- Consider hiring a polling form to help gather community input.
- Get pulse of community on a host of issues including state college creation, at-large positions, immigration, and other hot topic issues.

- State college issue keeps coming up and MCCCCD needs to keep on top of the discussion at all levels.

Board Chancellor Relations

- Continuous improvement ongoing here.
- The development of the Board committees will allow for more engagement and more ongoing conversations—more immediate feedback from the Board.
- Committee mission/structure needs to be established, stressing that decisions will be made by the Board as a whole, not the committee. Committee limitations also need to be set.

Fiscal Oversight

- Continue improvements. The Board appreciates the spreadsheets.

Institutional Performance

- Life is changing around MCCCCD. For example:
 - There is some discussion regarding 4-year degree granting institutions offering something similar to an Associate's Degree.
 - Workforce Development focus by President Obama is creating more competition and MCCCCD needs to be able to respond quickly.

Board Leadership

- All Board members are leaders and act as advocates for the colleges.
- Travel and conference participation provides great training opportunities. The Board needs to do a better job of sharing what is learned.

Action / Next Steps

- Hold 3-4 meetings at 3-4 college locations (work session, not business).
- Work with the Center for Civic Participation to create forums.
- Ask to be invited to President / Chancellor Advisory Committee meetings to listen to discussion.
- Follow-up with Public Relations regarding community meeting attendance (Kiwanis, etc.) for Board members.
- Look at Title 15 in detail.
- Recommend attending ASBA's Annual Law Conference in September.

ADJOURNMENT

The Retreat adjourned at 9:51 a.m.

EXECUTIVE SESSION

Executive Session was called to order at 9:52 a.m.

MOTION

Motion 10214

Board Member Burke made a motion to go into Executive Session. Board Member Pearson seconded. Motion passed 5-0.

AGENDA REVIEW

Agenda Review began at 12:41 p.m. Board President Dana Saar then took the assembly through the proposed agenda for the August 26, 2014 Regular Board Meeting. Clarification was asked on a few items as they were presented; below are requests made by Board Members for additional information.

CONSENT AGENDA

- **9.1 APPROVAL OF AUTHORIZATION TO ENTER INTO INTERGOVERNMENTAL AGREEMENTS WITH SCHOOL DISTRICTS TO IMPLEMENT THE GRAND CANYON DIPLOMA UNDER STATE LAW**
 - What is Move on When Ready? (Statutory language allows young students (under age 18) to show their readiness to attend community college.)
 - Are Tempe and Scottsdale districts participating? (It was a choice,

so institutions not listed chose not to participate this year.)

- **9.4 APPROVAL OF AGREEMENTS FOR DUAL ENROLLMENT WITH CHARTER AND PRIVATE SCHOOLS**
 - Is this IGA for one college in particular or all colleges? (All colleges although the one in closest proximity will provide services.)
- **9.5 APPROVAL OF DEPARTMENT OF EDUCATION AWARD FOR THE UPWARD BOUND PROGRAM AT GATEWAY COMMUNITY COLLEGE**
 - Is there funding to allow for continuation of the program or is this a one-time deal? (This is the third year of a three year grant.)
 - The Board requested a copy of all reports on grant funding.
- **9.6 APPROVAL OF DEPARTMENT OF EDUCATION AWARD FOR THE STUDENT SUPPORT SERVICES PROGRAM AT GATEWAY COMMUNITY COLLEGE**
 - Is this unique to GateWay or all colleges? (It is GWCC's because they are the ones who applied for the grant.)
- **9.8 APPROVAL OF RIO SALADO COLLEGE INTEGRATED ENGLISH LITERACY AND CIVICS FY2014-15**
 - Does this require state matching money? (Will check and get back to the Board on this one.)
- **9.9 APPROVAL OF RIO SALADO COLLEGE A COUNTYWIDE ADULT BASIC EDUCATION PROGRAM FY2014-15**
 - Is the District concerned/aware of the political conversations taking place right now surrounding this issue?
- **9.11 APPROVAL OF SPECIAL FEE REQUEST—MARICOPA SKILL CENTER COSMETOLOGY**
 - Move to Business Services section.
- **9.12 APPROVAL OF U.S. SMALL BUSINESS ADMINISTRATION AWARD FOR ARIZONA SMALL BUSINESS DEVELOPMENT CENTER NETWORK**
 - The Board wanted to know what was happening with Coconino's SBDC. (In June they told MCCCDC they could no longer afford to match as of 12/31/14. AZSBDC is currently getting an RFP for a new host, which will likely not be a higher education institution. A second RFP for Pima will be done this year; hopefully Pima Community College will submit a proposal.)
 - What do sponsors get out of the partnership? (For every \$1 the sponsor needs to give \$.65 in cash match and 65% in non-cash match; in return, jobs are created in their communities. All centers put forth cash match, the state office does not.)
- **9.13 APPROVAL OF ARIZONA SMALL BUSINESS DEVELOPMENT CENTER NETWORK—ARIZONA PROCUREMENT TECHNICAL ASSISTANCE CENTER**
 - The Board wanted clarification on what services are provided by PTAC. (The focus of the PTAC is to help businesses understand how to better do business with the government. They help translate federal regulations, understand government schedules, get certifications, market, provide bid matching services, etc. They also send business owners government contracts to help make it easier to do business with that industry. Contracts are not limited to defense even though the funds are provided by the Department of Defense. Research shows that 93% of federal contracts in the State of Arizona are given to non-Arizona companies and the PTAC wants

to change that. They are getting a tremendous response from employees and federal legislators.)

- **10.5 APPROVAL OF ARIZONA WOMEN’S EDUCATION AND EMPLOYMENT, INC. (AWEE) LEASE AGREEMENT**
 - The Board requested specifics on what MCCCDC provides to AWEE. (Business Services will review and respond to the Board.)
- **10.6 APPROVAL OF AGREEMENT WITH WORLD EDUCATION GROUP, DBA AMERICAN UNIVERSITY PATHWAY PROGRAM**
 - Board members wanted more information on the World Education Group before deciding to support the partnership. The item was pulled from the consent agenda and will be added to non-consent agenda for further discussion. A Board member asked if a brief presentation on the group could be made prior to a decision at the August meeting.

NON-CONSENT AGENDA

- **11.1 APPROVAL OF PROPOSED CHANGES TO 4.4 BOARD PLANNING AND AGENDA PREPARATION**
 - President Saar noted the changes reflect the desire to work more closely with administration on a series of items, especially setting tuition and fees before students begin enrolling for the next fiscal year. He noted the desire to omit a July business meeting in the future and asked the Board to consider options.
- **11.2 APPROVAL OF AUTHORIZATION OF EXPENDITURES OF LEGAL FEES—LITIGATION**
 - The Board asked for clarification on the expenses. (The additional cost is related to litigation fees. MCCCDC is in the discovery process now and hopes to file a Motion to Dismiss in September. MCCCDC had notification of two suits filed, but only one has been served. Legal believes the second will be filed after a decision on the Motion to Dismiss. The expensive part of litigation is the preservation, review, and preparation to disclose records. A court hearing has been set for September 4, 2014.)
 - Board members asked what the proposed schedule will be. (MCCCDC proposed all discovery and proceedings be put on hold to file for dismissal.) Board members asked if it would be a simultaneous filing or if the motion would go before a different judge. (The present case is before another judge. Legal anticipates the expenses will relate to future action. As soon as a scheduling order is filed, the Board will be notified of all details.)

DISCUSSION

Board President Saar asked Board members to discuss their views on whether the Board should consider getting its own legal counsel so it could have a second opinion. He stressed the importance of a second opinion, especially when dealing with complicated laws and high expenses. He noted it would not be a permanent position, rather one contracted out on an as-needed basis.

Discussion ensued about the role of in-house counsel.

Dr. Glasper asked the Board to consider two questions:

1. Does the Board want internal counsel to seek outside counsel input?
2. Is the Board’s concern relative to trust issues with internal counsel? [If so, the Board should work with the Chancellor to resolve those concerns.]

The size of MCCCDC was brought up and consideration that, for a district as large as MCCCDC, having only one attorney overseeing all matters with the Board does not

necessarily offer much in the way of checks and balances. It was noted that the Board, as a whole, would need to decide if it wants a second opinion and the majority of the Board would have to agree. Expense and process of an RFP versus professional services contract on case-by-case basis were issues that were brought up.

President Saar concluded the discussing by noting the Board knows where it stands on this issue now and discussion can be ongoing.

ADJOURNMENT

Agenda Review adjourned at 2:00 p.m.

EXECUTIVE SESSION

Executive Session was called to order at 2:01 p.m.

MOTION

Motion 10215

Board Member Burke made a motion to go into Executive Session. Board Member Pearson seconded. Motion passed 5-0.

Randolph Lumm
Governing Board Secretary