



**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD
JANUARY 25, 2011**

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

Randolph Lumm, President
Doyle Burke, Secretary
Don Campbell, Member
Debra Pearson, Member
Dana Saar, Member

ADMINISTRATION

Rufus Glasper
Maria Harper-Marinick
Debra Thompson
George Kahkedjian
Steve Helfgot
Phil Randolph
Anna Solley
Lee Combs
Paul Dale
Shouan Pan
Joyce Elsner
Ernie Lara
Gene Giovannini
Chris Bustamante
Bill Crawford for Linda Lujan
Jan Gehler
Alberto Sanchez for Velvie Green

CALL TO ORDER The regular meeting was called to order at 6:45 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 Dana Saar.

**CLASS
ACKNOWLEDGEMENTS** There were no classes present.

**PRESENTATION OF
PLAQUE** Governing Board President Dr. Don Campbell presented Governing Board President Randolph Lumm with a plaque commemorating his year as President during calendar year 2010 and congratulated him on being

elected as President for a second term. President expressed his appreciation to fellow board members for both plaque and their confidence in him to serve for a second year as President.

SUBSTITUTIONS There were two substitutes this evening.

CITIZEN'S INTERIM One citizen came forward. Ms. Dianne Post, an attorney, representing self, came forward to speak on the hiring process utilized by the District. She indicated she had sent a letter to the Board regarding a potential employee whose name had been placed on the Consent Agenda for this evening's board meeting, although she was glad to see that he was no longer on the Consent Agenda and that she hoped he would not be seen in the future on a contract or temporary position. She indicated that it would be proper to take this opportunity to see what went wrong in the structural process of the hiring that had just happened. She stated it was common practice these days to Google employees and so her first question was, was he Googled, and if he was not, why not? If he was, then the same things she saw would have been found out, and then she would have hoped that this person would not have been recommended for hire. She has been in support of education since preschool through graduate school but indicated that she didn't feel that her tax dollars were meant to be spent for this and that students of the Maricopa Community Colleges deserved better. She asked that this incident be used as a learning opportunity to look at hiring practices so that it does not happen again.

BOARD MEMBER REPORTS Governing Board Member Doyle Burke reported that in the past several weeks, he had enjoyed presentations from the several Vice Chancellors of Human Resources, Business Services, Human Resources, Academic and Student Affairs, Information Technologies Services, and the Foundation. In addition, the Chancellor, Lee Combs and Teresa Toney of Legal Services and Gloria Smith of the Governing Board Office conducted a New Board Member orientation. He thanked them for providing information about the scope of programs in the Maricopa District and information about Board member responsibilities.

Governing Board Member Dana Saar echoed Mr. Burke's comments about visiting all the college and divisions and expressed his appreciation to everyone who had participated.

Governing Board President Randolph Lumm indicated that a Moment of Silence had been called at the January 11 Special Board Meeting and Retreat for the tragedy in Tucson and he asked that a Moment of Silence be taken again this evening.

Governing Board Member Debra Pearson commented that she had served with Congresswoman Giffords when she served at the

Legislature. Ms. Giffords was very supportive of community colleges. She encouraged people to continue to pray for her recovery which is expected to be a long road.

**CHANCELLOR'S
REPORT**

Chancellor Glasper introduced Vice Chancellor of Human Resources Dr. Phil Randolph who would be acknowledging a few employees for their brave efforts to save the lives of others. Because of their training and willingness to act, they were able to provide life saving measures.

Vice Chancellor Randolph called forward to the podium the following employees: Mary Wall, Nyla Crockett, and Andrew Bradford to receive certificates for the following life-saving efforts.

January 18, 2011 - MCC Southern and Dobson student in a PE tap dancing class suffered a heart attack. Two MCC employees (Nyla Crockett and Mary Wall) and one student not yet identified, immediately assisted the student by administering CPR and summoning an Automated External Defibrillator (AED). The AED delivered a shock to the patient that resulted in a return to normal heart rhythm.

September 24, 2009 - MCC Downtown Public Safety employee Andrew Bradford performed CPR on a citizen who entered the campus bleeding from a knife wound.

At a later Governing Board meeting Debra Palok and Justin Dudash, GCC Public Safety employees, will be recognized for performing CPR and successfully defibrillating a student who went into cardiac arrest while walking across campus in 2007.

Facts:

Between Jan 2008 - Dec 2010 Employee Development trained 781 people in CPR/AED by using one department employee and ten volunteer facilitators from various college/sites. Two of the five employees mentioned above received their training through Employee Development. Classes are offered monthly at no cost to employees and are conducted throughout the District.

**SECRETARY'S
REPORT**

There was no report.

**STUDENT LIFE
REPORTS**

Mike Green, Student Life Director at Chandler Gilbert Community College introduced three students who were members of the CGCC H.E.L.P. Club (Hands Enriching Lives Program). Michael Fuh, May Phong, and Thao Truong spoke about activities they have sponsored which give back their community service areas, as their members are encouraged to engage in civic responsibilities. To date they have participated in visits to the ARC's Center which helps families with developmentally challenged needs, Habitat for Humanity, a canned food drive, and Into the Streets. During the Spring Semester, they will be

providing services for Sunshine Acres, a coin drive, and Into the Streets. They extended an invitation for board members to join them.

Mike Green followed with an introduction of Diane Travers who serves as their advisor. He also showed a short powerpoint of the last summer's leadership conference held in Payson during which 120 students participated (a growth of 70 additional students since its inception seven years ago).

FACULTY REPORT

Faculty Executive Council President Harold Cranswick came forward and provided the following remarks:

“President Lumm, members of the Governing Board, Chancellor Glasper, members of CEC, and guests.

Mr. Saar, the members of the Faculty Association would like to welcome you to the Governing Board. Your qualification for this position has not gone unnoticed by the faculty and we already appreciate your willingness to devote the time and energy it will require to lead this District.

The members of the Faculty Association would also like to congratulate you, President Lumm, on your re-election and, to you, Mr. Burke, for being elected Secretary. The Faculty Association looks forward to working with the members of the Board as we head into some very challenging years.

The challenges in the next few years will come from a number of directions. One recent challenge was issued to the Faculty Association from Ms. Pearson. At the end of 2010, Ms. Pearson challenged the Faculty Association to work with our fellow instructors in the Adjunct Faculty Association to find some common ground and to build on it. Since that time, President-elect, Eddie Genna, and I have been meeting on a regular basis with the President Michael Powell and Treasurer Phillip Jalowiec. Some interesting issues have been raised and we continue to look for ways to work together to ensure a consistently high-quality education for our students.

Still another challenge facing our faculty is to enhance both our skills in the classroom as well as our ability to provide leadership at the college and District level. One important way the Faculty Association chose to meet that challenge was by using some of our professional growth dollars to make a Leadership Academy experience available to our faculty. During the two weeks prior to the beginning of classes, over 100 faculty participated in two separate Leadership Academies. Faculty were acquainted with information that could be used both in the classroom and in their leadership capacity at their college. Topics of interest included learning about the individual strengths of each faculty member as described through the Strengths Quest Program, understanding how to lead and manage change, and increasing the understanding of and ability to develop a strategic plan.

And then there are challenges from outside sources. Though the Faculty Association neither was consulted nor was even asked, the State Legislature will be considering a bill that will most certainly present faculty with a challenge. Are we ready for the challenge of guns on our campuses? The vast majority of the faculty truly hope we never have to find out.

And if those challenges aren't enough to consider, the Governor's budget will challenge our District by recommending that our state aid be reduced by more than 80%. The size of the reduction is no small matter. In fact, it is larger than the entire budget of a couple of the smaller colleges in the District. With a challenge like that, there are no quick fixes but we have many members of the Faculty Association who are ready and willing to do our part to help tackle such challenges .

We, the faculty of Maricopa, stand ready to offer our time, energy and talent as partners in this endeavor to successfully navigate these very uncertain times. Though we always do our utmost to deliver the teaching and learning that Maricopa is famous for – we are also ready to join the effort to meet this fiscal challenge in the spirit of shared governance.

Thank you.”

Comments from Board Member Debra Pearson: Mrs. Pearson indicated that she wanted to make a correction regarding the challenge she offered which was interpreted as: *“At the end of 2010, Ms. Pearson challenged the Faculty Association to work with our fellow instructors in the Adjunct Faculty Association to find some common ground and to build on it. Since that time, President-elect, Eddie Genna, and I have been meeting on a regular basis with the President Michael Powell and Treasurer Phillip Jalowiec. Some interesting issues have been raised and we continue to look for ways to work together to ensure a consistently high-quality education for our students. “* Her challenge was not to focus on quality education but rather to come up with a national model which would address issues regarding the disparity in the way in which we treated adjunct faculty. She wanted to know where this national model stood so that it would be ready to present at ACCT meeting in the fall? Mr. Cranswick responded that conversations are taking place but they are not ready to present anything. If adjuncts are not treated the same as residential faculty it will come out in the classroom. Adjuncts need to be treated and respected in the same manner as residential faculty because they need to deliver the same quality teaching for our students regardless of their standing.

EMPLOYEE GROUP REPORTS

Michael Powell, President of the Adjunct Faculty Association, provided the following report:

“I am happy to report that are Spring semester initiatives are gaining some traction. They include:

A significant number of Adjunct Faculty volunteers have stepped forward to commit to helping our three primary service committees. They are:

- *Communications and Membership*
- *Education and Conference*
- *Practices and Recognition*

Approximately 25 people attended our Volunteer Orientation last Sunday afternoon that preceded our Board meeting. Work projects include

developing an open access library to best student learning, teaching, and administrative practices that adjuncts and District personnel can draw upon.

We are holding a February 5 workshop that has sold out that will help adjunct make effective applications for open residential faculty positions. We sent out one e-mail and received 40 registrations and a full wait list within 10 days. The event will be held at Gateway CC. This is a partnership between EOLT and the AFA. We will be scheduling two additional workshops this Spring, one for March 15, the other for two consecutive evenings May 18-19.

A call for proposals has gone out to have adjuncts present at our Spring Conference, April 2.

The work proceeds on the Adjunct Faculty as Employees Handbook. Phil Jalowiec and Kevin O'Neill have been working with Josh Mackey and Eric Leshinskie to present a dynamic improvement over what the District currently bring consistency across the District as to the way Adjunct Faculty are treated as employees.

In addition work is underway to build a cooperative approach with the Residential faculty to streamline teaching and learning challenges.

The AFA thanks the Governing Board and Executive Administration for their support of AFA as the employee group of record for Adjunct Faculty, who make up over half of your employees and serve over 60% of the students attending the 10 colleges. We appreciate your support in our efforts to enhance Adjunct Faculty professionalism. “

Comments from Board Member Debra Pearson: If you don't share those frustrations, how do you expect to represent them at the table? Mr. Powell responded that they have shared those frustrations. When the Adjunct Faculty Leadership get reports, they work with the colleges to find resolution. They do not address them in a labor related way but they do provide some guidance. There was an incident that took place after finals at Phoenix College which was handled very well. When they became aware of it, the process was started, management was made aware, and a resolution was worked out quickly. It dealt with the issue of an adjunct and tuition waivers when that adjunct was deemed not an employee and so one of the major issues they have been working on is how adjuncts are actually determined to be employees for the District. Currently condition #3 states that they are an employee when they start their first day of class and final day is when they turn in our grades. That is a condition that they feel creates a lot of different problems and they are trying to come up with a different way to define that because it appears it is just a practice that has been done for a long time and maybe some changes need to be made and if that change is made that would be a

national innovation. There is no final solution as yet but this being explored so that situations such as this will not occur. Mrs. Pearson stated that her other point was establishing and creating a systemic system for hiring, firing, and placement so that it represents a One Maricopa approach using the Three Pillars of the One Maricopa as the platform and if it doesn't fit within those three pillars, then it doesn't happen. Mr. Powell indicated that they have been in conversation with the Chancellor and they are working diligently to maintain his vision and the Board's vision of One Maricopa and any solution they come up will not be in violation of this. He is very encouraged in the openness and willingness to examine the issues and arrive at solutions within the context of board governance and the various policies that exist. Not expecting anything to be finalized by next board meeting but is expecting that something could be resolved by the end of the semester or end of fiscal year.

Two Members of the Wellness Employee Initiative, Nicola Perry and Bianca Rodriguez, came forward to provide highlights pertaining to Wellness in Maricopa. They provided the following information:

- ⊙ 67.7% of total medical claims for 09-10 are for ages 41-65.
- ⊙ 67.14% of Maricopa's members (as of 6/30/10) fall within the 41-65 age group.
- ⊙ 65.13% of all covered spouses fall in this age group.
- ⊙ We aren't getting younger...can we get healthier?
FY09-10: \$38,182,245 (\$5.6M increase)
Hospital \$12,870,469
Non-Hospital \$5,048,859
Professional Medical \$11,075,651
Prescription Drugs \$8,685,176
- ⊙ National goal: obesity prevalence among adults less than 15%
 - Body Mass Index (BMI) ≥ 30.0
- ⊙ CDC Data for Arizona
 - 2000: 15-19%
 - 2005: 20-24%
 - 2009: 25-29%
 - 825 employees measured (16.96%)
 - Desirable 34.4%
 - Overweight 31.8%
 - Obese 26.9%
 - Severely Obese 6.3%
 - Total overweight/obese 65%
- ⊙ Currently, a 26.7% increase for medical coverage
- ⊙ Take home pay-2 yr comparison
 - PSA, Crafts, Safety, M&O (1,569 or 40%)
 - Average salary \$39,540 (10/11)
 - Net pay: 10-11: \$922
 - Net pay: 11-12: \$771
- ⊙ Employee choices include:
 - Lifestyle changes
 - Change in the way one accesses medical services
- ⊙ Maricopa's choices include:

- Worksite wellness programs
- Incentivize behavior changes
- ⊙ Alternative solutions:
 - We're open to assist in any way!
- ⊙ Wellness is part of Employee and Organizational Development (EOD)
- ⊙ During 2009 across MCCCCD
 - 115 Wellness Education events
 - 1,657 employees used the Fitness Centers
 - 922 flu shots/1,727 H1N1 shots
 - 749 participants at Health Risk Assessments
- ⊙ Maricopa Moves to the Mountains IV:
- ⊙ 7th Annual Maricopa Moves event: 2/26/11
- ⊙ Feb. 26, 2011 at Riverview Park in Mesa
- ⊙ 8:30-12:30
- ⊙ All MCCCCD employees and family members are welcome

All CPD/PSA Policy Group Chair Donna Winston provided the following comments:

“President Lumm, Members of the Governing Board, Chancellor Gasper, CEC, My Maricopa Family & Community: My name is Donna Winston – I am not only the ALL CPD Chair – but the PSA Policy Chair as well. CPD stands for Collaborative Policy Development and consists of all employee groups with the exception of Residential Faculty. First, I would like to formally welcome Mr. Saar & Mr. Burke and am thrilled to have you part of the MCCCCD Governing Board.

As ALL CPD Chair: We are looking forward to positive changes this next year and years to follow. ALL CPD is currently working on budget issues, creating more “common language” to be placed in the All Employee Policy manual, supervisory training, etc... With the anticipated budget cuts – employees are feeling anxious and scared of losing their jobs. Moral has been at its lowest of lows these last few years and we are trying to work together as a group to increase employee morale. Our hope over the next few months and years is you please take into consideration the employees and their families and how your decisions will greatly impact them all.

We would like to formally thank Vice Chancellor Randolph – for all his hard work – support, constructive guidance and expertise with the group as a whole and each employee group separately. You have been a Knight in shining armor for many Maricopa employees & we can't begin to thank you enough!

As PSA Policy Chair: Our message is loud and clear. We have to STOP being afraid and start speaking up. We are ALL part of the MCCCCD Family and losing any part of this family is a detriment to the body as a whole. We spend the majority of our waking hours at work and are

striving to end the bullying, the hostile work environments' and the undo stress and trying to create a fair and equitable environment in which all of us can work. Statistics show a healthy work atmosphere produces approximately a 33% increase in productivity, an increase in overall health which in turn decreases absences due to illness and stress. This in turn – saves companies money in health care costs and produces a much happier employee. We want an atmosphere where ALL employees are treated with respect and fair & equitable treatment. Our message also needs to be to ALL EMPLOYEES – of not just holding others accountable – but to first look within and hold ourselves accountable so we may move towards the goal of “One Maricopa”. We all deserve to feel comfortable and be in a productive, stress free environment. Thank you.”

**VICE CHANCELLOR
REPORTS**

Vice Chancellor Information Technologies George Kahkedjian provided a snapshot presentation pertaining to the District-Wide Information and Instructional Technology Strategic Plan and ITS Project Portfolio. Mr. Kahkedjian expressed appreciation to employees who have had helped him learn the landscape since his arrival and that this plan is based on a new governance model. The purpose of the information technology strategic plan was to align the institution's use of technology and technology support with the institution's goals and priorities. The plan is a long-range planning process that clarifies what the organization is, what it wants to be and how it can successfully make the transition. The plan aligns itself with several significant recommendations identified by the Alvarez and Marsal Report pertaining to standardizing the process and timeline for district-wide IT planning and developing district-wide IT strategic vision, goals and strategies. He stated that the 2004 GO Bond IT funding allocations were divided into four charge centers and the idea was to create a naming strategy that could incorporate all of the IT purchases. Four key areas were identified: Network and Network Security, Enterprise Applications, Infrastructure, and Expansion for Existing and Future Centers. Mr. Kahkedjian provided an extensive handout which is included with these minutes.

COLLEGE REPORTS

EMC College President Dr. Ernie Lara introduced Vice President of Administrative Affairs Sue Tavakoli who provided a presentation on their latest award-winning building, Maricopa Hall, which received the LEED Gold Certification awarded by the U.S. Green Building Council. This 25,000 square-foot building houses two nursing labs, nine learning studios, as well as faculty and staff offices.

AADGB REPORT

Governing Board Member Doyle Burke provided the following report:

The Arizona Association of District Governing Board members met on Thursday, Jan. 13. One item of business related to a “Community

College Day” at the Legislature. Chairman Dale Fitzner is working with college presidents to identify a day and to plan a luncheon and activities. A second item of business related to the Lumina grant titled “Getting Ahead.” Some Board members expressed concern about the project, especially the element concerning “governance.” They wondered whether the study might lead to community colleges’ being placed under the aegis of the Arizona Board of Regents. They also expressed concerns about new funding models and about the loss of “equalization” funds. The Board will hear a report from one of its members, who serves on the Getting Ahead committee and will then determine whether to write a mission statement to send to the Governor to protect the community college mission.

LEGISLATIVE
UPDATE

The following report was made by Patricia Hill, Director of State and Local Governing Relations.

“President Lumm, Members of the Board, Chancellor Glasper, Members of CEC, and all others present:

I am here this evening to provide you with a brief legislative update. The Legislature convened the 50th Legislature, First Regular Session on January 10. Today is the 16th day of the session. The deadline for the submission of House bills is January 24th and the deadline for the submission of Senate bills is January 31st. By the 31st, we should have a sense of the universe of issues that will be before the Legislature this session.

The Governor released her budget on January 14. The Executive Budget addresses the shortfall for the current year and proposes a budget for FY 2011. For the current fiscal year, the Governor’s budget assumes a \$763.6M deficit. To address the 2011 deficit, the Governor has proposed \$107.2M in budget reductions, includes \$101.2M in federal funding, a \$330M loan from First Things First, a \$245M one time, new K-12 roll over and \$66M in fund transfers from a variety of sources.

The FY2012 proposal assumes an estimated \$1.15B deficit which includes an \$805M funding "cliff" resulting from the lack of federal stimulus dollars. To address this deficit, the Executive proposes another \$115M in rollovers, \$85.7M in Fund Transfers and \$1.08B in Budget Reductions. These budget reductions include a \$79.2M reduction in Community College Operating State Aid Of the \$72.9M cut, Maricopa has the largest share – approximately 85 %. Maricopa’s operating aid is reduced from about \$45.3M to \$6.9M. The community college reductions are calculated using 6.16% of projected TOTAL 2012 operating revenues which come not only from operating state aid, but from tuition, fees, and primary property taxes, as well.

In terms of legislation, to date, 853 legislative proposals have been posted. Many of these bills, such as the community college baccalaureate and the legislation that would allow guns on campuses directly affect community colleges. Other bills that affect community colleges affect a variety of political subdivisions, such as legislation related to the open meeting law or procurement. Our Legislative Team is working with our staff, other community college staff and stakeholders to assess the impacts of legislative proposals on our operations.

We will include a summary of legislation in your next board packet. I would be happy to try to answer any questions that you may have.

Chancellor Rufus Glasper told the Board that he had met with the state Senate Appropriations Committee earlier in the day and had plans to meet with a similar House committee to describe the effects the governor's proposed budget would have on the organization. Governor Brewer has proposed a budget that includes an 85 percent reduction in the size of the annual state contribution to the Maricopa Community Colleges. The Chancellor said that the outlook for keeping state funding is not good because of the size of the state's structural deficit. He said we will all have our turn in the barrel, whether it's now or in another year, but added that the size of the proposed cut is larger than the operating budgets of some of the District's smaller colleges. He said that senators seemed open to his suggestion that the District provide some ideas on ways to partner with the legislature on new initiatives that might generate income for the District.

**AWARDS AND
RECOGNITIONS**

There were no awards or recognitions.

**APPROVAL OF THE
ORDER OF THE
AGENDA**

President Lumm requested a motion to approve the order of the agenda.

MOTION

MOTION NO. 9770

Board Member Dr. Don Campbell made a motion for approval of the order of the Agenda. Board Member Dana Saar seconded. Motion approved 5-0.

**APPROVAL OF
CONSENT AGENDA**

President Lumm requested approval of the Consent Agenda.

The following items were included on the Consent Agenda:

A.1. APPROVAL OF MINUTES - approve the minutes of the November 23, 2010 Regular Board Meeting and December 14, 2010 Regular Governing Board Meeting

B.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.

B.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.

B.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.

B.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.

C.1. APPROVAL OF 2011-2012 SABBATICAL RECOMMENDATIONS – approve the ranked list of sabbatical leaves for 2011-2012.

C.2. APPROVAL OF TITLE I – LEA (LOCAL EDUCATION AGENCIES) GRANT – GATEWAY EARLY COLLEGE HIGH SCHOOL - approve GateWay Early College’s annual Title I-LEA (Local Education Agencies) Grant in the amount of \$111,767.00. Although this grant has been received for the past six years, the amounts have been under \$100,000.

C.3. APPROVAL OF NAU NOYCE FELLOWS PROGRAM – MESA COMMUNITY COLLEGE – accept a five year grant award from the National Science Foundation via a subgrant contract with Northern Arizona University in the amount of \$251,604 to Mesa Community College for the NAU Noyce Fellows Program. This project will commence on September 1, 2010 and conclude on August 31, 2015.

D.1. APPROVAL OF CONTINUATION OF LEASE BETWEEN AZ SWIMMING GAUCHOS (ASG) AND GLENDALE COMMUNITY COLLEGE – approve a new lease to the Arizona Swimming Gauchos under which it will continue to operate the swimming pool at Glendale Community College. The lease term runs from January 1, 2011 through January 31, 2012.

D.2. APPROVAL OF PUBLIC WATERLINE EASEMENT FOR CITY OF PHOENIX RELOCATED WATER LINE HANNELLY CENTER EXPANSION – PHOENIX COLLEGE - grant two easements to the City of Phoenix to relocate and maintain an existing

water line along the Catalina Drive entrance and provide a new meter location at Phoenix College.

E.1. APPROVAL OF STATEMENT OF WORK BETWEEN GATEWAY COMMUNITY COLLEGE AND ENSYNCH INC. - approve a Statement of Work for \$125,000 between Ensynch, Inc. and GateWay Community College for the design and deployment of a virtualization infrastructure.

MOTION

MOTION No. 9771

Board Member Dr. Don Campbell moved for approval of the Consent Agenda. Board Member Debra Pearson seconded. There being no discussion or opposition to the approval, Mr. Lumm declared the motion passed unanimously.

VI.A.1 APPROVAL OF APPOINTMENT OF GOVERNING BOARD MEMBER TO SERVE AS MARICOPA FOUNDATION REPRESENTATIVE - authorize one of its members to serve as the second representative of the Maricopa Foundation Representative.

MOTION

MOTION No. 9772

Board Member Debra Pearson moved for approval of Board Member Dana Saar to serve as the second member of the Maricopa Foundation Board. Board Member Dr. Don Campbell seconded. Motion approved 5-0.

VI.A.2 APPROVAL OF APPOINTMENT OF GOVERNING BOARD MEMBER TO SERVE ON THE MARICOPA COMMUNITY COLLEGES AUDIT & FINANCE COMMITTEE - appoint one of its members to serve as the representative of the Maricopa Community Colleges Audit & Finance Committee. This is an open ended appointment and may be changed by the Board at its discretion.

MOTION

MOTION No. 9773

Board Member Dr. Don Campbell moved for approval of Governing Board Member Doyle Burke to serve the second representative of the Maricopa Community Colleges Audit & Finance Committee. Board Member Dana Saar seconded. Motion approved 5-0.

VI.B.1 APPROVAL OF PROPERTY LEASE AGREEMENT BETWEEN MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT/ESTRELLA MOUNTAIN COMMUNITY COLLEGE AND THE TOWN OF BUCKEYE - approve the lease agreement between the Maricopa County Community College District (District) and the Town of Buckeye (Town) for the Town owned facility: the A-Wing Site located 902 Eason Avenue Buckeye, AZ 85326. The District shall prepay all base rent due for the lease term of 30 years by paying to the Town, on or before the effective date of the

agreement, the sum of \$586,003.00 to be used to pay for Tenant Improvements to the A-Wing Site.

MOTION

MOTION No. 9774

Board Member Randolph Lumm moved for approval of Action Item VI.B.1. Board Member Doyle Burke seconded. Motion approved 5-0.

VI.B.2 APPROVAL OF GMP CONTRACT AWARD FOR HANNELLY CENTER REMODEL AND EXPANSION AND REMODEL OF THE EXISTING LEARNING CENTER BUILDING AT PHOENIX COLLEGE - approve Amendment One to an existing Construction Manager at Risk (CMAR) contract with D.L. Withers Construction with the Guaranteed Maximum Price (GMP) of \$16,800,143.00 for the expansion and remodeling of the Hannelly Center and remodeling of the Learning Center (LC) Building at Phoenix College.

MOTION

MOTION No. 9775

Board Member Dr. Don Campbell moved for approval of Action Item VI.B.2. Board Member Doyle Burke seconded. Motion approved 5-0.

VI.B.3 APPROVAL OF PURCHASE OF 163-165 NORTH CENTENNIAL WAY, MESA, AZ, FOR MESA COMMUNITY COLLEGE - approve the purchase the two-story building and land located at 163-165 N. Centennial Way, in Mesa, AZ for the price of \$2,010,000 plus closing costs, from Pruthi Properties, LLC. The property contains approximately 20,116 square feet and is adjacent to the MCC Downtown Center campus located at 145 N. Centennial Way. The purchase of this property is contingent upon the following: (a) finalization of a purchase contract with terms and conditions agreeable to both seller and buyer, (b) an appraisal price that is equal to or greater than the proposed purchase price, and (c) receipt and approval of an acceptable Phase I Environmental Report and ALTA Survey.

MOTION

MOTION No. 9776

Board Member Doyle Burke moved for approval of Action Item VI.B.3. Board Member Dana Saar seconded. Motion approved 5-0.

VI.C.1 APPROVAL OF PENDING CLAIM SETTLEMENT – KHAYOUN V. MCCCCD - approve the payment of \$45,000.00 to Raied Khayoun and the law firm of Snell and Wilmer, as consideration for settlement of a pending worker's compensation claim and related matters involving Scottsdale Community College.

MOTION

MOTION No. 9777

Board Member Doyle Burke moved for approval of Action Item VI.C.1. Board Member Dana Saar seconded. Motion approved 5-0.

D.3. APPROVAL OF CONTRACT AWARD FOR NEW PARKING LOT AT ESTRELLA MOUNTAIN COMMUNITY COLLEGE - approve a contract award in the amount of Four Hundred Fifty-two Thousand Seven Hundred Eighty-five and 95/100th dollars (\$452,785.95) to Nickle Contracting, LLC for construction of the new parking lot H at Estrella Mountain Community College

MOTION NO. 9778

MOTION

Board Member Randolph Lumm moved for approval of Action Item VI.C.1. Board Member Dr. Don Campbell seconded. Motion approved 5-0.

VII. FIRST READING/INFORMATION ITEMS

FIRST READINGS/
INFORMATION
ITEMS

A. PROPOSED DELETION OF EXISTING GOVERNING BOARD POLICIES - In preparation for the adoption of revised Board Policy language, it is recommended that the Governing Board delete existing Board Policies (with the exception of Employee Group Policy Manuals). Existing policies are posted online at:
www.maricopa.edu/publicstewardship/governance/boardpolicies/boardpolicies_toc.php

Clarification was made by Chancellor Glasper that the deletion of existing Governing Board Policies would not go into effect until second reading and the organization would be without policies for a matter of about thirty seconds until the new policies were adopted. He indicated he would speak to Legal Counsel regarding this.

B. ADOPTION OF PROPOSED GOVERNING BOARD POLICY CHANGES - adopt the proposed policy revisions that have been submitted as a result of discussions at the August 2010 and January 2011 retreats. The August 2010 retreat focused on good governance principles and the January 2011 retreat served as a preliminary review and discussion of proposed policy changes. Upon adoption, the revised policy changes and format shall replace preceding Board Policy language, with the exception of Employee Job Group Policy manuals, which are not included as part of this item.

MONITORING
REPORTS

**(VIII.A) MONITORING REPORTS
BUDGET ANALYSIS REPORT SUMMARY
FUND 1 – GENERAL UNRESTRICTED FUND
FOR THE SIX MONTHS ENDED DECEMBER 31, 2010**

Expenditure analysis indicates 42.6% of the budget has been expended this year as compared to 42.7% expended at this same point in time last year. 30.5% of the budget remains unexpended or unencumbered compared to 30.7% in the prior year. Revenue

analysis indicates that \$279.1 of the budget has been recognized. The projected fund balance will increase by ~\$2.1 million this fiscal year and the projected ending fund balance for June 2011 is \$150.0M.

**(VIII.B.) 2004 GENERAL OBLIGATION BONDS
SERIES A (2004), SERIES B (2007), AND SERIES C (2009)
2004 CAPITAL DEVELOPMENT PLAN SUMMARY
AS OF DECEMBER 31, 2010**

As of December 31, 2011, \$536.1 million, representing approximately 82% of proceeds from the Series A, Series B, and Series C issuances of the 2004 bond, have been expended, encumbered or reserved for specific purposes. Bond proceeds are invested until expended. As of December 31, 2010 the net uncommitted balances on outstanding GO Bonds are categorized as follows:

<u>2004 GO Bond</u>	<u>Remaining Balance</u>
Bond Proceeds	\$114.2 million
Interest	\$22.3 million

Remaining earnings are invested and will be used for future debt service or capital projects.

CLARIFICATION President Lumm commented that at the last board meeting, someone had indicated that they were not allowed to speak and he responded that this had not been intentional but rather an oversight on his part.

NEXT BOARD MEETING President Lumm announced the following future meetings:
February 8 – Work Session
February 22 – Regular Board Meeting

ADJOURNMENT The meeting adjourned at 8:53 p.m.

Doyle W. Burke
Governing Board Secretary