



**Maricopa County Community College District
Governing Board Minutes
April 25, 2017**

A Budget and Finance Committee Meeting and a Regular Meeting of the Maricopa County Community College District Governing Board were scheduled to be held beginning at 5:00 p.m. at the District Support Services Center, 2411 West 14th Street, Tempe, Arizona, pursuant to ARS §38-431.07, notice having been duly given.

GOVERNING BOARD

Alfredo Gutierrez, President
Linda Thor, Secretary
Johanna Haver, Member
Jean McGrath, Member
Dana Saar, Member
Laurin Hendrix, Member
Tracy Livingston, Member

ADMINISTRATION

Maria Harper-Marinick
Barbara Basel for LaCoya Shelton
Paul Dale, Interim EVC & Provost
Gaye Murphy
Herman Gonzales for Paul Dale (PVC)
Edward Kelty
Christina Schultz
Chris Bustamante
Bill Guerriero
Steven Gonzales
Jan Gehler
Chris Haines
Terry Leyba-Ruiz
Sue Tavakoli for Ernie Lara
Shari Olson
Sasan Poureetezadi
Maggie McConnell, Legal

**CALL TO ORDER OF BUDGET
AND FINANCE COMMITTEE
MEETING**

Committee Chair Dr. Linda Thor called the Budget and Finance Committee Meeting to order at 5:05 p.m. Dr. Thor announced there would be one agenda item this evening: a discussion of fund balances. Dr. Thor called on Vice Chancellor of Business Services Gaye Murphy to provide this information.

Vice Chancellor Murphy introduced Controller Kim Granio who had been asked to present an overview about fund balances.

Ms. Granio initially went over the Glossary which included a description of the following terms:

Net Position aka Net Assets

- Assets less liabilities; also known as fund balance or net assets

Net Invested in Capital Assets

- Physical, capitalized assets less accumulated depreciation and related debt (bonds)

Restricted Net Position (Net assets not within our control)

- Externally restricted, must be spent in accordance with the restrictions

Unrestricted Net Position (money set aside for catastrophic issues)

- Flexible as to use, no external restrictions, can have internal restrictions; the character of these funds can be changed.

The composition of Net Position between FY 2013 through FY2017 has gone from \$795 Million to \$307.4 Million (projected). In FY2015 there was a big decrease of \$580M GASB required that the State pension plan liability be reported in the event "every employee decided to retire." If the amounts subtracted out for the GASB requirement were added back in, the new fund amounts available in FY2015, FY2016, and FY2017 as follows: \$852.8M, \$871.8M, and \$887.4M (projected).

There are four categories in the FY2016 Unrestricted Net Position and these amount and categories are as follows:

- \$99.3M (21%) Designated by Board Policy or Action (self insurance reserves)
- \$155.8M (32%) College or District Office Controlled (carryforward and Fund 110 future capital replacement plan reserves)
- \$93.3M (19%) Internally Committed – This did not start out to be a certain amount. Through the recession as budgets were cut, colleges started saving. During this time, the cyber incident occurred and funds were set aside for possible settle of class action suits.
- \$133.9M (28%) Uncommitted. It is important to understand that these are one time only funds and once these are spent, the funds are gone. They cannot be replaced.

Evaluating Fund Balance

1. External Guidance: Government Finance Officers Association (GFOA) recommends no less than 2 months operating expenses
2. Rating Agencies: Important if the organization expects to seek any external financing in the future. Reduces costs to taxpayers on outstanding debt. Able to spend fund balance if a plan is in place to do so.

Questions/Discussion:

1. Where do we get money for repairs? (Fund 7 – capital funds or auxiliary funds)
2. What do we do when the world ends? Our taxing authority did not go away. We no longer get tuition from students as enrollment is declining. We must be prudent.
3. Front Door experience and persistence could be improved if we had access to some of the funds. Funds could be used for some salaries, to improve ratios of advisors to students, advising tools, analytics, recruitment/marketing.

4. We are connecting the recommendations from the transformation task force. Recommendations are aligned with what the Board has discussed at the last few meetings. This would include guided pathways, persistence and completion.

5. Comprehensive investment that can lead to greater persistence and completion. If this process brings about enrollment increases, we will pay back what was withdrawn. Appropriate way to go. An investment results in a return. There are two options: Obsolescence or wise investment with clear return.

The Chancellor was asked to bring the Board a plan for use of some of the uncommitted funds to support guided pathways, improving adviser-student ratios, implementing necessary technology tools, expanding recruiting/marketing, etc.

**ADJOURNMENT OF
BUDGET AND FINANCE
COMMITTEE MEETING**

The Budget and Finance Committee Meeting adjourned at 5:50 p.m.

**CALL TO ORDER OF
REGULAR BOARD MEETING**

President Alfredo Gutierrez called the Regular Board Meeting of the Maricopa Community College District to order at 6:30 p.m.

SUBSTITUTIONS

There were three substitutions for members of the CEC.

PLEDGE OF ALLEGIANCE

The assembly pledged allegiance to the United States of America led by South Mountain Community College student Alex Caraveo.

STUDENT LIFE REPORTS

The following students were in attendance from the Student Life Leadership Group at South Mountain Community College: Stephanie Glossbrenner, Hanan Robinson, Fabiola Villegas, Dina Gonzales, Gideon Nwiyaara, Alexis Beasley, Alex Caraveo. They provided a presentation that included their group's mascot, mission, campus clubs, collaboration activities, leadership training retreats, civic engagement, community outreach, and campus events.

**STUDENT PUBLIC POLICY
GROUP**

The following students from the Student Public Policy Group were in attendance: Azza Abuseif, Jacqueline White, Brady Newman, Mark Mushro, Mark Overton, Zac St. Martin, Nick Gustoff, Maggie Teodoro, Elizabeth Ferrendelli, Danielle Mekailek. Each student provided a brief description of their experience with this group. High points of their remarks included:

- Students become better educated with a sense of civic understanding. They became particularly involved in influencing change. The experience provided an opportunity for public speaking and public advocacy. Although they were from diverse backgrounds, they learned to reach consensus. Students had many experiences to grow and meet with city councils and the Arizona Town Hall.

- Impressed with visit to the State Capital to meet legislators and participate in a mock vote. On their trip to D.C. they were caught in a snow storm. They met with legislators and they learned how to give back to the community. They learned how to network and make connections. On the trip to DC they were in the same plane as Senator John McCain and Jerry Weirs, Doug Ducey and Paul Goser. One student challenged the others to a competition about how many connections they could make. One student actually had a seat next to John McCain.
- The last speaker provided this touching commentary: "SPPF helped us learn about government, policy, politics but also much more. It opened our eyes to the power of engagement and making positive connections. The SPPF program has been a life changing opportunity for every single person. We have all grown and learned valuable skills that we will take with us into our future. I personally can stand here and tell you I am a different person than I was on the first day of SPPF. I started SPPF very shy and lacking confidence. I was one of the oldest students in this cycle and that intimidated me and I wasn't sure I'd be able to keep up with the younger students. I am 30 years old and to be completely honest with you I never dreamed I'd ever go to college let alone succeed in it. I took a different route out of high school and joined the Army right out of high school. I loved the Army and planned on making it my life. Unfortunately, fate doesn't always agree with our plans. I was injured while serving in Iraq and then medically retired at age 24. I took that hard and pulled away from my family, friends and community. In 2013 after being homeless I decided to wake up and get back on my feet. I enrolled at GCC in 2014. I had no idea what I was interested in and doubted I would be successful. However, it was my first big step after spending the last couple years crawling. I wasn't about to go backwards. I took a political science class on a whim and needing to find an elective. It was there I found my passion. I decided to take another political science class. This time it was SPPF and it was here I found myself and my purpose. SPPF helped me find my confidence again. This program helped me to realize that not only do I have a purpose and a passion but I can also succeed."

COLLEGE REPORTS

Two students from Mesa Community College at Red Mountain were introduced by Duane Oakes, Faculty Director of the MCC Center for Community and Civic Engagement. These two students participated in the All-USA, Coca Cola Scholars Competitions. Zachary St. Martin won the Silver Medal, and Jessica Siegel won the Gold Medal.

EMERITUS, AWARDS, AND RECOGNITION

There were no presentations this month.

CITIZEN'S INTERIM

Six citizens came forward.

Rodney David Falberg came forward to speak about issues regarding SCC's Student Affairs Division. He is in the CCIP Program studying journalism. He was here this evening advocating on behalf of a student who was sexually assaulted by another fellow student. The student did not press charges at first, however, later did and the experience was not what she expected. The Student Affairs Division seemed aligned with the perpetrator who did not take blame. Witnesses were very biased. A professor at the school recommended that the victim speak to someone who could help her. Students should have rights protected.

Melina Priewe came forward on behalf of the Mesa Children's Center which she understood was being considered for closing in order to bring in a HeadStart program. She stated parents were very upset because the quality of the program has been very successful and its learning experiences are observed/studied by parents, students and the community. She wanted to know if this was being considered. The program is very affordable and HeadStart will not serve all students.

Julia Sheehan, a nursing student at MCC, also came forward to advocate on behalf of the MCC Childrens' Center. Ms. Sheehan is in her second block of Nursing at MCC and concurrently enrolled with NAU. Her child attends the childrens' center and it was a big factor in choice of nursing programs. The ability to have her child at this childrens' center is a key to her success and her ability to focus on her studies. The quality care her child receives caused her to come and request that this center not be closed.

Peter Rocco came forward on behalf of his wife who is an immigrant studying childcare at MCC. He stated that without childcare it would be difficult for his wife to attend school and also get the experience she is getting at this children's center. He expressed a strong request that this center remain open.

Paul Bartels, a student at PVCC, came forward to express strong emotions about Brother Dean who makes appearances at PVCC with offensive language about female students and rape as a First Amendment Right on campus. He asked that something be done about this.

Sonrisa McLaughlin, a parent of a child at the Mesa Children's Center, was present on behalf of parents and children attending this childcare center. There is great peace of mind that her child is being take care of and the operations or the center is outstanding. The cost is less than other centers and the staff are totally engaged.

At the close of Citizens' Interim, President Gutierrez acknowledged knowing the challenges Brother Dean presents.

CHANCELLOR REPORT

Chancellor Harper-Marinick spoke about the April 14 Adjunct Faculty Celebration and stated that she had invited award recipients to attend this evening’s meeting and be recognized. Those in attendance were: Tracy Tahiri, Gabriela Carranza, Alexandra Burack, Tom Simpson, Bob Wilson, Lisa Genuit, Kim Burrola, Beverly Smith, Julie McCarty, and Elena Matus McDonnell.

Brooke White, Government Relations Director, came forward to provide a Legislative Status Report. She commented that this session there had been 1057 bills, and 100 memorials and resolutions introduced, 191 signed into law and four vetoed. A few updates to mention that affect the makeup at the Legislature include Representative Phil Lovas’ recent resignation to serve in President Trump’s administration. Mr. Lovas was a Republican from Peoria in LD 22 whose replacement is yet to be named but will be 1 of the 3 nominees, Frank Carroll, Ben Toma, or John Heep.

Additionally, 2 legislators have announced their run for Secretary of State leaving 2 current Senate positions up for grabs in the next election. Senator Steve Montenegro, an LD 22 Republican from Litchfield Park will challenge Secretary Reagan in the primary and Senate Minority Leader Katie Hobbs, an LD 24 Democrat from central Phoenix has also entered the race. Negotiations on the budget were still taking place and looking to next week for action. It appears as though the governor’s university bonding proposal is the main sticking point as a handful of Republicans have vowed to vote NO on the budget if it includes the proposal. It is commonly agreed upon that if the budget is not introduced by tomorrow, the budget will not happen this week.

Lastly, the Chancellor acknowledged Robert Soza on his final week as Faculty Association President and congratulated him on his good work this past year.

VICE CHANCELLOR REPORTS

There were no reports.

BOARD PRESIDENT REPORT

There was no report.

APPROVAL OF THE ORDER OF THE AGENDA

Board President Gutierrez requested a motion to approve the Order of the Agenda.

MOTION

Motion 10482

Board Member Haver made a motion to approve the Order of the Agenda. Board Secretary Thor seconded. Motion passed 7-0.

APPROVAL OF CONSENT AGENDA MOTION

Board President Gutierrez requested a motion to approve the Consent Agenda. Board Member Jean McGrath requested the

removal of Action Item 12.6, Curriculum. The following items were included on the Consent Agenda:

11.1 APPROVE THE MINUTES OF THE March 14, 2017 POLICY COMMITTEE, AGENDA REVIEW, WORK SESSION, EXECUTIVE SESSION, AND SPECIAL MEETING, AND THE MARCH 28, 2017 BUDGET AND FINANCE COMMITTEE AND REGULAR BOARD MEETING

12.1 APPROVE INTERGOVERNMENTAL AGREEMENTS FOR DUAL ENROLLMENT WITH PUBLIC SCHOOL DISTRICTS - authorize entry into Intergovernmental Agreements (IGA's) on behalf of its colleges with the public school districts listed below for their dual enrollment programs.

Agua Fria Union High School District No. 216
Buckeye Union High School District No. 201
Cave Creek Unified School District No. 93
Chandler Unified School District No. 89
Deer Valley Unified School District No. 97
Dysart Unified School District No. 89
East Valley Institute of Technology (EVIT) No. 401
Fountain Hills Unified School District No. 98
Gilbert Public Schools
Glendale Union High School District No. 205
Higley Unified School District No. 4
Mesa Unified School District No. 4
Paradise Valley Unified School District No. 69
Peoria Unified School District No. 11
Phoenix Union High School District No. 210
Queen Creek Unified School District No. 95
Saddle Mountain Unified School District No. 90
Scottsdale Unified School District No. 48
Tempe Union High School District No. 213
Tolleson Union High School District No. 214
West-MEC
Wickenburg Unified School District No. 9

12.2 APPROVE INTERGOVERNMENTAL AGREEMENTS FOR DUAL ENROLLMENT WITH CHARTER AND PRIVATE SCHOOLS – authorize entry into agreements on behalf of its colleges with the private and charter schools listed below for their dual enrollment programs.

Charter Schools

American Leadership Academy
American Virtual Academy
AZ Call-a-Teen Youth Resources, Inc.
Arizona School for the Arts
Choice Academies, Inc.
Desert Heights Preparatory Academy
EDUPRIZE
Foothills Academy College Preparatory

Great Hearts Academies
Heritage Academy
Imagine Preparatory
Lead Charter Schools, Inc.
Maricopa Indian Community Schools
New School for the Arts and Academics
Tempe Preparatory

Private Schools

Arizona Cultural Academy
Arizona Lutheran Academy
Brophy College Preparatory
Gilbert Christian Schools
Notre Dame Preparatory School
Northwest Christian School
Scottsdale Christian Academy
Shearim Torah High School for Girls
Valley Christian High School
Xavier College Preparatory School

12.3 APPROVE VIRGINIA G. PIPER CHARITABLE TRUST GRANT TO EXPAND THE ACHIEVING A COLLEGE EDUCATION (ACE) PROGRAMS – accept an award of \$3,000,000 from Maricopa Community Colleges Foundation. Funds awarded by the Piper Trust for expansion of the Maricopa ACE Programs at Chandler-Gilbert Community College, Estrella Mountain Community College, Glendale Community College and Phoenix College.

12.4 APPROVE CORPORATION FOR PUBLIC BROADCASTING COMMUNITY SERVICE GRANT (KBAQ) – accept a grant from the Corporation for Public Broadcasting totaling \$210,648. Approval of the two-year allowable expenditure period is requested for October 1, 2016 through September 30, 2018.

12.5 APPROVE CORPORATION FOR PUBLIC BROADCASTING COMMUNITY SERVICE GRANT (KJZZ) – accept a grant from the Corporation for Public Broadcasting totaling \$585,085. Approval of the two-year allowable expenditure period is requested for October 1, 2016 through September 30, 2018.

12.7 APPROVE CURRICULUM – ACADEMIC DEGREES AND POLICIES – approve the updates to Maricopa’s academic degrees, general education requirements and related policies for academic year 2017-2018.

13.1 APPROVE BUDGETED EXPENDITURE AMENDMENT FOR FY15-16 – approve the amendment to budgeted expenditures (shown below) to match what was actually expended in each fund, as per the audited financial statements.

13.2 APPROVE GATEWAY EARLY COLLEGE HIGH SCHOOL SUBMISSION OF FY2017 BUDGET REVISION TO THE ARIZONA DEPARTMENT OF EDUCATION – approve the 2016-2017 Gateway Early College High School (GWECHS) adopted budget revision for submission to the Arizona Department of Education. The revised budget reflects updated information determined by the 100th day Average Daily Membership (ADM) report.

13.3 APPROVE PHOENIX COLLEGE PREPARATORY ACADEMY SUBMISSION OF FY2017 BUDGET REVISION TO THE ARIZONA DEPARTMENT OF EDUCATION – approve the 2016-2017 Phoenix College Preparatory Academy (PCPA) adopted budget revision for submission to the Arizona Department of Education. The revised budget reflects updated information determined by the 100th day Average Daily Membership (ADM) report.

MOTION

Motion 10483

Board Member Saar moved for approval of the Consent Agenda with the exception of the removal of Action Item 12.6 Curriculum. Board Member Haver seconded. Motion passed 7-0

12.6 APPROVE CURRICULUM - the curriculum proposals have been processed through all procedures established by the Maricopa County Community Colleges and it is recommended that the proposals be approved as submitted.

Discussion: Board Member McGrath questioned why English Humanities courses on pages 26, 27, and 28 were listed and being proposed on the Curriculum. She questioned their relevance. Executive Vice Chancellor Dr. Paul Dale responded that these classes provided opportunities for student to make choices when needing Humanities classes and that these contributed to critical thinking.

MOTION

Motion 10484

Board Member Thor moved for approval of the Item 12.6. Board Member Hendrix seconded. Motion passed 6-1 (Mrs. McGrath – No).

14.1 APPROVE PROPOSED DELETION: GOVERNING BOARD POLICY 3.4 MONITORING THE CHANCELLOR'S PERFORMANCE – it is recommended that the Governing Board delete Section 5 of existing Board Policy 3.4 as Amended April 28, 2015, Motion No. 10292. Existing policy is listed on the second page of this item and also posted online at:
<https://chancellor.maricopa.edu/public-stewardship/governance/board-policies/3-board-staff-relations/3.4-monitoring-the-chancellors-performance>

Justification: In a separate item, the Governing Board will vote on a proposal to adopt proposed policy changes. The action to first delete part (3.4 Section 5) of the existing policy will present the Board with

a second action to adopt by separate vote, the proposed policy changes.

MOTION

Motion 10485

Board Member Saar moved for approval of the Item 14.1. Board Secretary Thor seconded. By Roll Call Vote Motion passed 5-2 (McGrath & Livingston – No). Board Member McGrath commented that there was no need to be designing new priorities and no need to change current policy.

14.2 APPROVE PROPOSED CHANGES: GOVERNING BOARD POLICY 3.4 MONITORING THE CHANCELLOR'S PERFORMANCE – It is recommended that the Governing Board revise Section 5 of existing Board Policy 3.4 as amended April 28, 2015, Motion No. 10292.

Justification

The Chancellor's contract provides for an annual performance evaluation by the Board related to goals and objectives and other criteria the Board deems appropriate. This proposal brings Board Policy into alignment with the contract.

Proposed:

The Board will have a formal evaluation of the Chancellor in May of each year. The evaluation will be based primarily on a summary/review of the Board's judgment of the Chancellor's performance, per the criteria and process outlined above, during the previous twelve months. In addition, in consultation with the Chancellor, the Board may utilize an instrument that evaluates the Chancellor.

MOTION

Motion 10486

Board Member Saar moved for approval of the Item 14.2. Board Secretary Thor seconded.

Discussion:

Board Member McGrath stated there was no need for this. The evaluation process before was fine. Board Member Saar stated that this is the framework within which the Chancellor can operate. It is up to any of the board members whether the Chancellor is remaining within these limitations. To remedy the situation, this is the ability for one board member to address that issue. Board Member Livingston requested that 2C be stricken. 2C states:

A. Direct Board Inspection: A designated Board Member, committee, or the Board as a whole assesses accomplishment of, or compliance with, a given policy, as reasonably interpreted by the Chancellor.

Board Member Livingston commented this was a big decision and questioned why the game was changing. Board Secretary Thor stated she didn't know why it was in italics. President Gutierrez indicated that the item being discussed is existing policy. This must go through First Reading and then for final approval. Board Member McGrath agreed that 2C should be struck and that this item be referred back to a First Reading. Board Member Saar commented that 2C would be part of the next Policy Committee. By Roll Call Vote Motion passed 5-2 (McGrath & Livingston – No).

15.1 APPROVE CONCEPTUAL APPROVAL FOR THE RENOVATION AND REFURBISHMENT OF THE ARTS AND COMMUNICATIONS BUILDING (AC30) MESA COMMUNITY COLLEGE – provide Conceptual Approval for the Renovation and Refurbishment of the Arts and Communications Building (AC30) at Mesa Community College with a Total Project Budget of \$1,318,842.00

MOTION

Motion 10487

Board Member Saar moved for approval of the Item 15.1. Board Member Haver seconded. Motion passed 7-0.

Discussion:

Board Member McGrath asked what the Red Mountain Annual Operating Cost was and MCC President Pouretezadi responded \$7Million, with FTSE being 1100 students. Board Member McGrath suggested that Red Mountain be closed.

15.2 APPROVE JOB ORDER CONTRACTING PURCHASE ORDER TO RENOVATE AND REFURBISH THE ARTS AND COMMUNICATIONS BUILDING (AC30) MESA COMMUNITY COLLEGE – approve a not to exceed Job Order Contracting (JOC) Purchase order in the amount of Four Hundred Thousand Seven Hundred Twenty-Five and 00/100ths Dollars (\$400,725.00) to Diamond Ridge Development to renovate the Arts and Communications Building (AC30) at Mesa Community College.

MOTION

Motion 10488

Board Member Saar moved for approval of the Item 15.2. Board Member Haver seconded. Motion passed 7-0.

15.3 APPROVE PROPOSED FISCAL YEAR (FY)2017-18 BUDGET – Attached for preliminary adoption is the Proposed FY 2017-18 Budget. The General Fund, Current Auxiliary Fund, Current Restricted Fund, and Plant Fund total \$1.4 billion. The public hearing and final adoption of the proposed budget is scheduled for May 23, 2017.

MOTION

Motion 10489

Board Member Thor moved for approval of the Item 15.3. Board Member Haver seconded. By Roll Call Vote Motion passed 5-2 (McGrath and Hendrix – No). Discussion: Board Member McGrath commented that we need to be partners with the taxpayers.

15.4 APPROVE SELECTION OF CONSULTANT TO PROVIDE ENHANCED STUDENT LIFE CYCLE SUPPORT SERVICE – approve the selection of Greenwood Hall to provide enhanced student life cycle services, including enrollment, retention and student support services, at Rio Salado College for a two year period with a fee not to exceed \$2,898,840, including reimbursable expenses. After two years, Rio will have the ability to extend the contract for an additional three years on an annual basis.

MOTION

Motion 10490

Board Member Thor moved for approval of the Item 15.4. Board Member Haver seconded. Motion passed 7-0.

15.5 APPROVE \$3 MILLION GRANT AWARD FROM U.S. DEPARTMENT OF COMMERCE, EDA FOR RENOVATION OF BUILDING AND EQUIPMENT TO OUTFIT THE MARICOPA MAKERSPACE – approve \$3,000,000 in grant funds from the U.S. Department of Commerce, Economic Development Administration (EDA) to support the renovation of the building and equipment to outfit the Maricopa Makerspace. The former “Stauffer Annex,” owned by MCCCDC, in downtown Phoenix will be transformed in a STEAM-focused Makerspace, available to all MCCCDC students, faculty and staff. The \$3 million grant award is matched by \$3 million committed to the project by GWCC and community partners including Arizona State University and the City of Phoenix for a total project start-up budget of \$6 million. The approval of this grant will allow GWCC to move forward with conceptual design, which will be submitted for Governing Board consideration prior to any significant spending on the project.

MOTION

Motion 10490 on Item 15.5

Board Member Saar moved that MCCCDC accept the grant funds that enable GateWay Community College (GWC) to further study the possible MakerSpace project in downtown Phoenix without committing further District funds or Governing Board support for the project as proposed. Board Member Haver seconded. By Roll Call Vote Motion passed 4-3 (McGrath, Livingston, and Hendrix – No). Discussion: Board Member Livingston commented that we have heard so much about this project. One of her students and MCCCDC’s future student commented to her that money should go to students and not objects such as this. Perhaps a makerspace is a good idea but not in this particular location. Parking arrangement is good for five years. Board Member Saar stated that GWC needs to describe how this project will look and let us know how this will benefit MCCCDC. Need more time to hear more information. Give money back to government agency that gave us the money. When does this grant run out? President Gutierrez indicated the grant funds have already been received and we are operating under restriction. We need to explore whether this is a good location and whether it will work. ASU is in the Downtown location. Need to explore extension of the grant date. Certain questions need to be answered. Need a business plan and need to keep in mind ASU financial contribution and contractual issues with City of Phoenix for parking issue. We need sponsors who will take advantage and sign agreement to become sponsors. Come back after completion of these steps. Board Member Saar stated that we have been given until May 9 as an extension.

FIRST READINGS

16.1 FIRST READ:

REVIEW PROPOSED DELETIONS: CHANCELLOR LIMITATIONS POLICIES POLICY 2.1 TREATMENT OF STUDENTS; POLICY 2.1 TREATMENT OF STUDENTS POLICY; 2.2 TREATMENT OF FACULTY AND STAFF POLICY; 2.4 FINANCIAL CONDITION AND ACTIVITIES - In preparation for the adoption of revised Board Policy language, it is recommended that the Governing Board delete the following existing Chancellor Limitations Policies:

- Policy 2.1 Treatment of Students as amended February 22, 2011, Motion No. 9781, 9782;
- Policy 2.2 Treatment of Faculty and Staff as amended February 22, 2011, Motion No. 9781, 9782;
- Policy 2.4 Financial Condition and Activities as amended October 22, 2013, Motion No. 10112

Upon adoption, the revised policy changes shall replace preceding Chancellor Limitation Policies 2.1, 2.2, and 2.4, and become effective for the 2017 Monitoring Cycle.

Existing policy is listed on the second page of this item and also posted online at:

<https://chancellor.maricopa.edu/public-stewardship/governance/board-policies/2-chancellor-limitations>

Justification

The proposed language and structure of the policies reflects the direction that is intended to outline the Chancellor Limitations desired by the Governing Board in the areas of Treatment of Students, Treatment of Faculty and Staff, Financial Condition and Activities, and Mission Sustainability and guide institutional monitoring of stakeholder deliverables. The recommended changes have been explored and discussed in Policy Committee during 2016-2017.

16.2 FIRST READ:

REVIEW PROPOSED CHANGES: CHANCELLOR LIMITATIONS POLICIES POLICY 2.1 TREATMENT OF STUDENTS; POLICY 2.1 TREATMENT OF STUDENTS POLICY; 2.2 TREATMENT OF FACULTY AND STAFF POLICY; 2.4 FINANCIAL CONDITION AND ACTIVITIES; AND POLICY 2.11 MISSION SUSTAINABILITY (NEW) - In preparation for the adoption of revised Board Policy language, it is recommended that the Governing Board delete the following existing Chancellor Limitations Policies:

- Policy 2.1 Treatment of Students as amended February 22, 2011, Motion No. 9781, 9782;
- Policy 2.2 Treatment of Faculty and Staff as amended February 22, 2011, Motion No. 9781, 9782;
- Policy 2.4 Financial Condition and Activities as amended October 22, 2013, Motion No. 10112

Existing policy is listed on the second page of this item and also posted online at:

<https://chancellor.maricopa.edu/public-stewardship/governance/board-policies/2-chancellor-limitations>

Justification

In a separate item, the Governing Board will vote on a proposal to adopt policy changes. The action to first delete the existing policy will present the Board with a second action to adopt, by separate vote, the proposed policy changes.

Discussion:

Board Member McGrath commented that these new policies have four changes listed. President Gutierrez indicated these will proceed to Policy Committee. Board Member Livingston agreed with Board Member McGrath and wondered why Chancellor Harper-Marinick was being held to a higher standards. Seems like a witchhunt. Need to go back to drawing board.

INFORMATION ITEMS

17.1 REVIEW EMPLOYMENTS (REGULAR, SHORT-TERM, AND SPECIALLY FUNDED) (MARCH 2017) AND SEPARATIONS (MARCH 2017) – During this time period, there were 19 hires and 27 separations.

MONITORING REPORTS

18.1 REVIEW BUDGET ANALYSIS REPORT, FUND 1 – GENERAL UNRESTRICTED FUND, FOR THE NINE MONTHS ENDING MARCH 31, 2017 - Expenditure analysis indicates 63.2% of the budget has been expended this year as compared to 63.8% expended at this same point last year. 18.4% of the budget remained unexpended or unencumbered compared to 14.5% in the prior year. Revenue analysis indicated that 71.8% of the budgeted revenue has been recognized as compared to 71.6% in the prior year. The projected fund balance will increase by ~\$3.6M this fiscal year and the projected ending fund balance for June 2017 is \$177.2M. The District should meet its financial stability requirements.

18.2 REVIEW 2004 General Obligation Bonds Series A (2005), Series B (2007), Series C (2009), Series D (2011) and Series 2013 2004 Capital Development Plan Summary As of March 31, 2016- Attached is a Statement of GO Bond Projects as of March 31, 2016, related to the issuance of the 2004 General Obligation Bonds authorized by the voters on November 2, 2004 (Series A, B, C, D and 2013). Also included is the 2004 Capital Development Plan Summary as of March 31, 2016. Detailed documentation is maintained by the office of the Associate Vice Chancellor of Business Services & Controller. As of March 31, 2016, \$898.9 million, representing approximately 94.5% of proceeds from the Series A, Series B, Series C, Series D and Series 2013 issuances of the 2004 bond have been expended and \$52.5 million remains available. Bond proceeds are invested until expended.

FACULTY EXECUTIVE COUNCIL (FEC)

Dr. Robert Soza, President of the Faculty Association, provided the following comments:

“President Gutierrez, Governing Board Members, Chancellor Harper-Marinick, CEC and guests:

At the last two Governing Board meetings, President Kris Bliss of the Classified Staff Council presented several allegations. Given the nature of the allegations, the Faculty Association supports Dr. Harper-Marinick's recommendation and the Governing Board's support for hiring an independent investigator. The Faculty Association strongly supports both Kris Bliss' right and obligation to act on behalf of the CSC and the due process rights of the accused, as such we have remained mostly silent on the allegations.

The Faculty Association declares its unwavering support for and commitment to shared governance and asks that MCCCDC also reaffirm its long-standing commitment to all its employees. The Faculty Association also strongly supports an important aspect of shared governance, namely, respect for a diversity of opinions and the ability to dissent from a majority or leadership viewpoint without fear. Maricopa needs dissent, especially during this time of change. If dissent is discouraged or absent, this threatens free speech, free inquiry, and the quality of our shared discourse about the future of Maricopa.

The Faculty Association holds that the Maricopa Community Colleges' great success results directly from a universal investment in and practice of shared governance, which has defined how faculty, staff, and administration interact and fulfill our duties and functions collaboratively. While staff and faculty duties differ, the District relies on the excellence, motivation, and productivity empowered by shared governance from both staff and faculty in order to provide our students with the high-quality education and support they need to succeed.

Each employee group has vehicles for participating in shared governance, including the Meet & Confer process for faculty, the Collaborative Policy Development process for staff, participation on CEC, regular meetings with District leadership, and regular participation on District and College committees. These processes exist to ensure that major decisions affecting students and employees in our district incorporate the perspectives, knowledge, and interests of the employees who are the experts in their fields.

Shared governance is a catalyst for student success because it helps maintain an environment for employee success. The Faculty Association pledges to always act in partnership with all stakeholders to do what is best for students. Faculty's working relationships are built upon a collaborative relationship that is rooted in shared interests and respect. The qualities that govern faculty working relationships, we believe, should govern the working relationships for all employees.

The Faculty Association always wants to act cordially and respectfully as we support our colleagues in the Classified Staff Council. Yet we also need to directly address the strained working relationship between the CSC and District HR. Constructive work environments

encourage and support the free exchange of ideas and difficult conversations; all employees need to feel comfortable addressing any issue related to their work environment. The working relationships and trust between District HR and the CSC has degenerated so dramatically that employees do not feel this freedom. Collectively, we must work to ensure that a breakdown like this does not occur again. Systemic failures in communication and trust led to this point; to prevent a repeat of this situation, we request the creation of a task force composed of staff, faculty, administration, and Governing Board members to explore ways to promote and improve shared governance for all stakeholders in the District. Only with a shared understanding and commitment to shared governance can we get past our current difficulties and move forward in a positive direction, restoring the successful strategy of collaborative teamwork that has kept our district thriving since 1962.

Thank you for the opportunity to speak with you today.”

**CLASSIFIED STAFF COUNCIL
REPORT**

There was no report.

**ADJUNCT FACULTY
ASSOCIATION**

Adjunct Faculty Association President Gail Haase provided the following comments:

“President Gutierrez, Members of the Board, Dr. Harper-Marinick, Members of the CEC and guests, I am, Patricia Gail Haase, the Adjunct Faculty Association President.

It has been a year since the major adjunct survey. Many of the solutions are still in the works, but I want to report out something of our progress. While it has been a challenging year for the entire Maricopa family, it has been relatively positive for adjuncts. All 10 of our colleges are seeking ways to make sure adjuncts are recognized and that adjuncts have the resources they need to be effective in the classroom.

During the year, there have been some developments. AFA cannot take the credit, but we will take the benefits. According to an old document I found, adjuncts have been asking to be considered internal employees for at least 20 years, and that is now happening. Additionally, starting July 1st, adjuncts will soon earn sick days. Communication seems to be improved. Our email network seems to be increasingly responsive. This is a good starting point—since information helps with stability and retention.

I would like to take a few minutes to thank the really important people who make us successful. While adjuncts are the face of Maricopa to almost 70% of our students, I would like to recognize some those who make it possible for us to enjoy what we do.

I would like to thank the administrative secretaries, who organize our departments and answer our questions -- hundreds of questions. I am especially partial to those who bring us supplies, listen to our complaints and solve our problems. Thank you to all the administrative staff, who keep our schools running, scheduling classes, paying the bills, juggling facilities and people – you make it happen.

We are all grateful to the IT departments who keep our computers working, and put bulbs in our projectors and spend hours and hours worrying and planning how to keep our systems safe when thousands of independent users have so many different skill levels. For some of us, properly logging out of Windows 10 is a challenge. Thank you for being so quick and kind to respond to our basic and repetitive questions.

Thank you to the grounds-keepers who take pride in our attractive campuses. It might seem like a thankless job, but it is not. Thank you. We appreciate those who work hard to keep the facilities clean and functioning, whether it is clearing trash or cleaning floors. Thank you for maintaining running water in the bathrooms and setting up tables and chairs for our endless activities.

Thank you to the people who keep our copy machines working, and keep us supplied with paper. As far as I know, we have not been rationed lately and we appreciate it. As a matter of fact, I can sit at home, prepare an activity, upload it onto a website, and the next day, 50 or 60 copies of my activity magically show up in the workroom!

I have been busy enough this year to appreciate those who feed us at our events. It isn't easy, but they have a pretty good system. Some of the most delightful folks this year have been those who have helped and served so cheerfully -- making our events complete with good food and good times.

To those who are overworked with helping students get into our classes-- We appreciate you more than you can know. A HUGE thanks to those who work directly with our students, coaching, service learning, club advisors - helping our students become be better citizens. More than once, I have directed a student to counseling services. It is so valuable to know you are going to do everything possible to help our students with your professional wisdom

There is a special reward for the saints that work in our Centers for Teaching and Learning – dedicating almost all of their efforts to making us successful. As we increasingly learn to take advantage of all you do for us, our students will be increasingly successful, so thank you.

I'd like to say special thanks to our school safety officers. I imagine them losing sleep over maintaining our campus safety,

designing systems and making plans. We grouch at them over it and they always smile and do the right thing. We I really appreciate their cheerful attitude, and tireless professionalism, especially when they are pulling my flash drive out of the lost-and-found drawer for the third time in a year.

Over this last year, I have begun to see some of the mysterious labyrinth of a district office. I am astounded at the number of hours, effort and labor it takes to collect and report data, analyze reports, keep track of the unimaginable variety of programs and activities, and, best of all, get us a paycheck. Thanks to all of you – from the sixth floor to the front desk. Thanks to the guardians, who watch for accuracy and efficiency. Thanks to those who see what could be, but keep on working on what is, because people depend on you. Thanks to the visionaries, who imagine how we can be better and more effective in the future.

In my opinion, adjuncts are feeling more valued than was reported last year. While we realize there are some very difficult decisions and situations on the table, we want to thank the Chancellor's office and the school administrators for this year of special attention. I believe it has been fruitful. We look forward to more positive change."

COMMUNITY LINKAGE BOARD MEMBERS

19. GOVERNING BOARD REPORTS

Dr. Thor stated we had entered ceremonial season where we recognize students as well as employees. Dr. Thor stated she attended the GWC Runway to Success at the Phoenix Zoo, the Human Library event at GWC which encouraged conversations about stereotypes, the Innovation of the Year Awards, the Scholarship Reception, EMC's Gala Dinner, and the Apprenticeship Luncheon at SCC.

Mr. Saar commented on the upcoming Heroes of Education Dinner and the Artists of Promise event.

Mrs. McGrath attended the Emerging Scholars Event at CGCC which was a wonderful event with bright scholars. She also attended a breakfast at the Capital featuring the Chancellor on a panel. She attended the Apprenticeship Luncheon as well.

President Gutierrez attended the GWC Runway to Success where they listened to students' stories of success.

Mrs. Haver attended the Valley Leadership Luncheon honoring the Chancellor as Woman of the Year. In addition she attended the Apprenticeship Luncheon, the Jazz Concert at PVC and an event where Marshall Trimble was the featured speaker.

Mr. Hendrix and Mrs. Livingston had no reports.

EXTERNAL COMMUNITY

20. External Community Reports

AADGB

AADGB: Mr. Gutierrez mentioned that AADGB would be meeting on May 9 in Flagstaff for the purpose of creating a single legislative plan strategy. He encouraged board members to consider attending.

ASBA

ASBA: Mr. Saar had no report

ACCT

ACCT: Mr. Saar had no report

NEXT BOARD MEETINGS

21-27. Establishment of Next Meeting Dates, Times and Places
President Gutierrez announced the following future meetings.
May 9, 2017, 4:00 p.m., Policy Committee
May 9, 2017, 5:00 p.m., Agenda Review, GB Room
May 9, 2017, 6:00 p.m., Executive or Work Session, GB Room
May 23, 2017, 5:00 p.m., Budget & Finance Committee, GB Rm
May 23, 2017, 6:30 p.m., Regular Board Meeting, GB Room
May 23, 2017, 6:30 p.m., Executive Session if needed

ADJOURNMENT

President Gutierrez adjourned the regular board meeting at 8:53 p.m.

Dr. Linda M. Thor
Governing Board Secretary