



**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT  
GOVERNING BOARD  
APRIL 26, 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  
Dana Saar, Member  
Debra Pearson, Member

**ADMINISTRATION**

Rufus Glasper  
Maria Harper-Marinick  
Debra Thompson  
George Kahkedjian  
Steve Helfgot  
Nikki Jackson  
Anna Solley  
Lee Combs  
Paul Dale  
Shouan Pan  
Joyce Elsner  
Ernie Lara  
Gene Giovannini  
Chris Bustamante  
Linda Lujan  
Jan Gehler  
Greg Rogers for Velvie Green

**CALL TO ORDER**      The regular meeting was called to order at 6:35 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 Dr. Don Campbell.

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

**SUBSTITUTIONS**      There was one substitute this evening.

CITIZEN'S INTERIM

The following citizens came forward.

Scott Cecil, a student CGCC, indicated he appreciated the opportunity to speak regarding the United Nations Model which simulates the work of the United Nations, builds skills in diplomacy and compromise and provides preparation resources for participants. He was part of a group that attended a program in San Francisco and this group had been assigned the People's Republic of China. It was their charge to advocate on behalf of that country at the conference. He reported having been elected to their board of directors and is going to encourage other colleges in the MCCCDC system to participate in this program.

Antonio Valdovinos, a GWC Student, indicated he had come forward to face those whom he said had secretly voted against the undocumented in this country. He stated he had many friends who now need five years to complete a two-year degree as a result of the increase in tuition. These changes are making it impossible to get an education and it is unfair not to give people the opportunity of getting their education.

Flor Moreno, a GWC Student, petitioned the Board not to raise tuition. Board Members were students once and they need to remember the difficulties of getting their education. A wall has been put in place that is impossible to climb and board members have the power to help students out. \$1,000 per class is ridiculous. Students will boycott MCCCDC and go to other schools.

Johnny Moreno indicated he was present to speak for those whose voices are not heard, people who he sees every day, those who struggle. This is the land of an opportunity and yet only a select few can have a voice. People come here to pursue the American Dream and coming here was a choice. A different group has chosen to degrade and dehumanize them. "We are all alike. We all think and breathe." This is robbing kids their opportunity to find themselves. Many students are undocumented in the community which we all share. They study hard. This is depriving all of us. When we deny education to people we don't strengthen ourselves as a state and as a nation.

Melissa Henry stated that emotional issues were involved. Works in Financial Aid at GWC and has seen people coming in who are undocumented students and they cannot pay. Revenue has been an issue and we need to be in compliance with the law. As much as she understands the law, this is over the top. Likened this situation to Nazi Germany where people were forced to load the trains. Things happen to people who are uneducated. People have the ability to help. This is a legal issue.

Marle Ethelbah, a Native American Student at GWECHS, started attending four years ago along with about 40 other students. At the time she did not understand what an undocumented student was and she now understands because a fellow student can only take two courses when she can take four. She stated "In the end we will conserve only what we love. We will love only what we understand. We will understand only what we are taught." Some of her friends are undocumented or from out of state and they aspire to get an education. She plans to become a social worker and that means advocacy. She was here as an advocate. If you take away people's education you take away freedom.

Thomas Dominguez indicated this was a tough thing going on with the economy and everyone is feeling it. If tuition is raised, we are selling out our future. This is the largest community college in the nation and we are setting a precedent here and nationally. This affects so many. Tuition increase should have been brought up and discussion held before being implemented. Many students are undocumented or from out of state. Specific programs used to be \$71/credit hour and now they have to pay exorbitant tuition fees, not only for undocumented but out of state students.

Daniel Palomino, an ASU graduate, stated it was clearly about legislation which had attacked the education of all students. He expected this land to rise above politics. MCCCCD is off the table now for many students. They will need to take their tuition to other counties or other states, and this will hurt revenue.

Dulce Matuz, a student at ASU, spoke about the 300% increase in tuition per credit hour. She is opposed to the tuition hike and asked the Governing Board to reverse their actions.

Codey Waldron, is currently a student at Apollo High School and is registered at GWC. Some of his friends cannot afford the out-of-state tuition and felt this was a hateful thing to do to undocumented students. This country was built and founded by immigrants. History seems to repeat itself and it seems that the Board has made up their minds. He wondered what they would do if their children were affected. At the end of all this, students will not be silenced.

Daniel Rodriguez indicated he attended GCC and graduated from ASU. He is an undocumented student affected by out of state tuition. On March 22 President Lumm said this was action targeted at undocumented students and was mean-spirited. This is about justice and students and equality. If MCCCCD will not be an institution of fairness, students will have to take their money elsewhere.

Carmen Cornejo stated that community colleges have been the most successful educational institutions in the nation for direct entry into the workforce. Out of state tuition increases have always been

modest charges. At a recent meeting of the board, the cost of one single class was tripled and this ruling will prevent students from attending community colleges. This board has found a way to prevent students from taking classes and she requested that the Board reverse its decision.

Erika Andiola, a graduate of ASU in Psychology, was brought to this country when she was eleven years old due to a domestic violence situation. She attended as an undocumented student and now can't use her degree, although she was able to graduate from ASU. Now she is concerned about her fifteen year old brother and what she should tell him. They are being treated like criminals. They care about this country. She has an I-10 Number and pays taxes.

Maxima Guerrero, a student at Phoenix College, is undocumented. She came here when she was five years old and went to elementary school, high school and now community college. Cannot afford to continue going to college. She has had people come up to her and ask she is going to do to change this. Education will help take students to another place but they cannot afford the \$1,000 per class. She and others will have to resort to on-line schools or technical schools. Phoenix College has a great culinary program but she cannot get financial aid nor can she work. Out of state students are also affected.

Lily Almodouar was planning on attending MCCCCD and now she is not sure if she can. She does not support the tuition hike.

Jessica Castillo is not sure if she will be attending community college and does not support the tuition hike.

Viridiana Hernandez wants to attend MCCCCD, however, with the tuition hike does not think she will be able to. There is power in education and that is why she wants to be a teacher. They will not allow MCCCCD to prosper and will provide information to other students. Will hold Board accountable in coming elections. Board is hindering education in this country.

Mayra Rodriguez indicated she will also not be able to attend classes at MCCCCD.

Gail LaGrander stated there are problems in funding education. Arizona on slippery road. Asked why such harsh policies against students? This board did not take the lead but followed in steps of politicians who lack compassion. All of us know that these conditions do not belong in our society. It is at these times that the true essence of people comes out. Appealed the Board not to take community out of community college and take a stand to reverse motion 9791. Need to treat all people with dignity; treat everybody

equally and refuse to deny this dream by reversing this increase.

Lorenzo Santillan, Dream Act Coalition, stated he wanted to bring his nephew in so that he could hear why he could not attend community college because the door was being closed to him. He voiced his disappointment with Dr. Solley who supported the tax hike. This hurts very badly he said. He is trying to be a good example but now dreams are being shut down.

Kaitlin Cobb was highly concerned about out of state tuition. She came here from South Carolina because she wanted to attend PVC. Cannot pay for six credits and will have to wait a whole year for residency. Moving here was not a good decision.

Bryanna Cisneros is in her second year at PVC. The increase is a huge increase. Undocumented students will not be able to go to school and hoped that the decision would be reconsidered.

Laurita Moore, an instructor at an “undisclosed community college” indicated she had been an advocate for undocumented students and would take \$300 every semester out of her pocket to pay for students’ tuition. Now she isn’t paid high enough to do that anymore. She previously would encourage students to attend classes and connect with other students. She stated that many students on Pell Grants come on the first night and she never sees them again, but these students are denied. These students are not going to be in the classroom and are not going to bring in the money. There are no students who work harder. We need to do anything possible to keep them in school.

Rosie Lopez, Arizona Hispanic Forum, asked for a cost analysis on the increase in credit hour. Urged the Board to reverse the decision. She stated there is a need to bring the budget under control. Recommended doing what the City of Phoenix did and have employees take furloughs, especially at the District Office where they do not have direct contact with students.

**BOARD MEMBER  
REPORTS**

There were no reports.

**CHANCELLOR’S  
REPORT**

Chancellor Glasper introduced members of the MCCCDC Librarians Leadership Team and have them come forward to provide an update on services provided to students during the past academic year. Spokespersons were Carol Dichtenberg and Karen Docherty. The following summary represents information presented during their comments:

The MCCCDC Libraries contribute to student success through our teaching, research services, curriculum-focused collections, and programs. As partners in the teaching and learning process

from developmental education to advanced coursework, our goals are to provide the information resources and instructional opportunities necessary to cultivate information-literate students. These students will need to have critical thinking skills in order to succeed with their Maricopa Community College coursework, transfer to university, compete in the workforce, and to be engaged citizens of their local community and the world.

MCCCD Libraries strive to be good stewards of District Resources by providing efficient and shared access to services and resources.

**By the Numbers:**

- 15 libraries
- Nearly 500,000 print items in the libraries' collections
- Over 30 District databases
- Close to 55,000 eBooks
- A single shared catalog for finding books, eBooks, videos, and more

**Annually:**

- Over 3 million annual in-person library visits from students, faculty, staff, and community members
- Over 3.2 million database searches or nearly 41 searches per FTSE
- Nearly 2,000 library instruction sessions were taught, directly reaching 40,000 to 60,000 students
- 7,900 Ask a Librarian 24/7 chat sessions where students receive one-on-one research assistance

Dr. Glasper followed by asking Alberto Olivas to come forward and report on the Student Public Policy Forum Initiative. Mr. Olivas introduced Che Star and Carol Ralls who provided a review of their progress this academic year. They explained that the ultimate purpose of the group was to create civically responsible citizens. With this in mind, the students are enrolled in a POS115 Issues in American Politics class taught by a political science faculty adviser. They receive hands-on instruction at local, state and federal levels of government. As part of this program, the students gain confidence as they learn to engage and interact with public officials; communicate effectively in a political context; effectively advocate for and with their community; learn the why and how of consensus building; develop and refine leadership skills; enhance listening skills in a group experience, respecting various points of view through civil political discourse; learn to be an active, engaged citizen through experiential learning; and network with students from across the country as well as local elected officials, civic leaders, and nonprofit organizations. This year there were twelve participants from the ten colleges. Students learned how policy is developed at various

levels, including:

- MCCC CD Governing Board
- City Councils/Municipalities
- Arizona Legislature
- United States Congress
- Nonprofit/Community Agencies

Students also learned about the Arizona elections process, Arizona Courts, Public Speaking & Media Relations, Resource Development, and citizen access points & effective advocacy strategies

In closing, they expressed appreciation to the Governing Board, the Chancellor, and College Presidents for the opportunity to participate in this civic learning model.

**SECRETARY'S  
REPORT**

There was no report.

**STUDENT LIFE  
REPORTS**

Celestina Munoz, a student from South Mountain Community came forward to provide highlights of their college's student life program which includes sponsorship of various programs, services and campus events for students at SMC. Some of these included the Annual Men's Luncheon which this year's featured former NBA champion Alvin Adams as their guest and the Annual Women's Luncheon featuring Phoenix College President Dr. Anna Solley. Students participated in various community service activities which include volunteering with St. Mary's Food Bank, Andre House, Desert Mission Food Bank, Make a Difference Day, and MLK Day of Service. Students were also able to attend LeaderShape and the University of Arizona National Collegiate Leadership Conference. In closing, Celestina announced that they were finally successful in initiating their first male student into the group after quite a number of years without one. His name is Alvaro Villagomez and he will serve as Co-Chair for the student organization.

**FACULTY REPORT**

Faculty Executive Council President Harold Cranswick came forward, however, indicated he would be relinquishing his time to President-Elect Eddie Genna, Meet and Confer Co-Chair, and Dr. Anna Solley, Meet and Confer Co-Chair. Mr. Genna explained that the process this year had allowed them to utilize shared governance, joint presentations, explore potential solutions, and prioritize issues. Joint issues discussed included:

- Attract and Retain Faculty
- Compensation Inequities
- Consistency and Clarity of RFP Language
- Day and Evening Program
- Dual Enrollment Compensation
- FEP
- Health Benefits
- Hybrid & Online Workload

- Internal Investigations
- 10, 11, 12 Month Contracts

Results to Date include:

- Consistency and Clarity of RFP Language
- Dual Enrollment Compensation
- Health Benefits
- Internal Investigations
- Faculty Ratification - May 2011
- Governing Board Approval - June 2011

In closing, they issued a “thumbs up!” to all team members and the Governing Board.

**EMPLOYEE GROUP  
REPORTS**

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

*President Lumm, Governing Board Trustees, Chancellor Glasper, and CEC members, and executive staff.*

*Thank you for giving me this opportunity to speak before you. I want to thank Dr. Glasper and Dr. Harper-Marinick for speaking at our Spring Conference on April 2. Unfortunately, I was unable to attend due to a commitment in Colorado. However, I heard the learning event was success.*

*I have three issues I would like to address.*

*The first is to introduce to you our new Officers for the 2011-2012 Fiscal Year. They are Phil Jalowiec, our new President. Phil served as Treasurer this past year and has served as the Adjunct rep for Paradise Valley Community College. Phil's significant contributions to the AFA and to adjunct faculty professionalism is what have moved our organization forward to be acknowledged seriously as an employee group that is willing to work seriously. Phil is actively teaching at Chandler-Gilbert Community College and has been instrumental in helping create adjunct faculty support programs at Paradise Valley Community College. Phil teaches computer science courses.*

*Our new Vice President is Mark Banas, adjunct faculty at Mesa Community College. Dr. Banas has served as both an alternate and full time Mesa adjunct rep. Mark teaches philosophy and religion courses. Mark brings a disciplined mind and clever wit that looks at various issues with great discernment and I value his input on the issues facing adjunct faculty.*

*Our new Treasurer is Arthea China. Ms. China teaches math courses at Paradise Valley Community College. Arthea has a strong corporate financial and management background and we look forward to the many skills and abilities that she brings to the Adjunct Faculty Association, including networking with various*

*organizations throughout the Valley. We are grateful that she has taken some of her retirement time to help make a difference for adjunct faculty.*

*Our new Secretary is Jennifer Butler-Williams. Ms. Butler-Williams teaches communications courses at Chandler-Gilbert Community College and works full time for the University of Phoenix as a Senior Instructional Developer. Jennifer has served on many boards and we look forward to her contributions based on her previous experiences with other nonprofits.*

*The two executive committees will be meeting May 1 to plan for next year's goals and objectives. The full Board will meet Sunday, May 15 to have its annual planning session for next year to determine among the many priorities where to focus our efforts on ensuring that adjuncts and the processes that guide them contribute most effectively to student completion and success. Our Executive Committee will be active through the summer and seeks to continue the dialogues and produce important work from the initiatives proposed this year.*

*The second issue I would like to address is a rumor that the Adjunct Faculty Association is a union. We are not. As a 501 c3 nonprofit, we are a professional association dedicated to assisting adjunct faculty become better teaching and learning faculty. We are not sure why this has come up, but I would like to put it to rest today. It is difficult enough to address our communication challenges that exist throughout the District, from a VPAA not even wanting to consider adjunct faculty as an employee group with the right to communicate with one another through the District's email system to continued pockets of faculty chairs not recognizing that the supervision of employees, whether they are full or part time are guided by certain civil and legal procedures, in addition to common courtesies. I am very thankful for the support that District management and the Governing Board demonstrate for adjunct faculty.*

*The last issue is one that has been placed before the District since April 2010. That is the question, "When is an Adjunct Faculty an Employee." We are still waiting to have this issue seriously discussed. I have provided you with the two-page position paper that is as true today as it was when we published it. The practices of the District do not match the policy that states that adjuncts become employees the first day of class and are terminated when grades are submitted. The AFA, as stated in that position paper, believe that this causes a number of issues that do not lend itself to effective teaching and learning approaches, nor does it lend itself to correct interpretation of effective utilization of half of your employee base that teaches 60% of the students. We believe it is*

*really important that a working group take on this question of why people are asked to work prior to when they are considered employees. Even though the indemnification issue has been adjusted, adjuncts are on their own for any actions taken before the first day of class because we are not considered employees. From a basic liability issue, that places the District and its relationships with adjuncts in, to say the least, a potentially untenable position. We are not employees yet we have full access to confidential information guided by FERPA regulations. We are asked to produce work, yet don't even get the benefit of an accountability week to perform the duties as required of us to be professionally prepared for our classes.*

*Changing our conditions of employment, established long ago and those conditions have since become a tradition with no clear explanation that our status needs to remain the same, is something that is hard for me and the AFA Board to understand. Hopefully we can have a real conversation and explore why the District wants to continue its current practice.*

*I will take any questions Board members may have.*

Governing Board Member Debra Pearson asked him if the national model she had requested had been completed and Mr. Powell stated that although conversations had been held regarding training for faculty, they had not moved forward as yet. Mr. Powell also reported to the Board that Board Members had been provided a white paper titled "When Is An Adjunct An Employee."

Donna Winston, representing All CPD, provided the following comments:

*President Lumm, Members of the Governing Board, Chancellor Gласper, CEC, My Maricopa Family & Community: My name is Donna Winston – I am the ALL Collaborative Policy Development Chair as well as the PSA Policy Chair: I want to start off by saying that I am extremely fortunate to have such a wonderful boss – Alberto Olivas – and let me share with you why I am so grateful to be here. Alberto is the type of supervisor I wish every employee here at MCCCCD can have. He understands that I am ONE – meaning – the "personal me" and the "work me" – cannot exist without the other. As we all know – when issues arise at home or the office – it spills over to the other. As I have shared with you before – I am a mother of 3 – Nikki (and my beautiful granddaughter – Coda Rain) – my oldest son Zack (my Marine who just got back from Afghanistan) and my baby boy Dylan (my Soldier who is in Afghanistan as we speak) so I have enough to worry about with the "personal me" and he understands the*

saying – “If mamma ain't happy – ain't nobody happy”.

To help with the “work me” – Alberto encourages me to get involved with my employee group, tells me to grab hold of the opportunities like sitting on screening committees, take on leadership roles within my MARICOPA Family – he knows and understands the “extra roles” I play – are very much a part of my “JOB” - The key element with us is we are a TEAM and together we try very hard to move closer to ONE MARICOPA and ultimately –we take care of each other.

NOW – I challenge each and every one of you – to send a message **LOUD AND CLEAR** to **ALL YOUR EMPLOYEES** – that you will do the same. I give you words to live by and move towards – **ENCOURAGE – EXPECT – EMPOWER – ENHANCE – ENCOURAGE** ALL your employees to go to their employee group meetings and to run for an office – **EXPECT** them to get involved with our constituency groups so that we can invest in one another – **EMPOWER** them with knowledge and training **WE ALL** deserve to be part of – regardless of your job title. Maybe suggest they go as a group r as a department – to **ENHANCE** their working relationships to gain a better understanding of who each of us are.

I challenge you to **LIVE BY THESE WORDS....and I am EXPECTING ALL OF CEC** to lead by example.... Moving forward – I am so grateful that I want to come to work – and we **SHOULD** create an environment to where **ALL** employees want to come to work – I can only hope that at least once in an employee's lifetime they have someone like my boss to work for and with – not **AGAINST**. Let's begin moving away from “How it used to be” or “That's how it's done” – and start by changing the culture at **MCCCD** – let's look at less reasons to terminate because of conflicts and move more towards a “proactive” approach in resolving issues – by finding a better fit w/ employees & their jobs – by giving managers / supervisors the tools to become better managers / supervisors – by allowing **ALL** employees to take part of the training that goes beyond access, excel, CFS... and get them **EXCITED** about Mosaic, Navigate Maricopa, Wellness Maricopa etc... -uh oh - there's **ANOTHER “E”** word to live by ...**ALL** CPD is moving in that very direction – we will be learning about Interest Based Negotiation. And I quote – “It's a variety of techniques, such as strategic, collective gaining, win-win, targeted, and integrative negotiation – which provides us with an alternative set of tactics, strategies, and behavioral methods that move away from the traditional - “tug of war over how to 'slice the pie' approach – **IBN is A MORE POSITIVE APPROACH** that “emphasizes on the development of relationships and behaviors that will lead to a greater concern for shared success” This will help move us towards a more productive “**ONE MARICOPA**” We

want to thank VC Jackson in allowing us the opportunity for this training in June. Also, you will be very pleased that we are moving closer to an “Staff Common Policy Manual” – if you were to stack MAT / PSA / M&O / CRAFTS / SAFETY manuals on top of one another – it would be approximately 225 pages. Lynn Mary & I have worked very hard on this and so far it’s down to 139 pages. We want to move forward and embrace new POSITIVE changes – let’s not just step into the years to come – let’s leap into them by setting new standards & holding each of us accountable by asking “How can we help you succeed” – How can we “**ENCOURAGE – EXPECT – EMPOWER - ENHANCE – EXCITE**” one another about being a MCCCCD employee? The last time I approached this board – I spoke of how We are ALL part of the MCCCCD Family and losing any part of this family is a detriment to the body as a whole. **ENCOURAGE – EXPECT – EMPOWER - ENHANCE – EXCITE – YOUR EMPLOYEES** – I will guarantee you will find a happier / healthier employee. I know I am – and I want to publicly thank Alberto for being an amazing boss & friend – who truly understands that I am more than just a mother, a wife, a daughter and an employee of MCCCCD – and because of people like him in my life – I am not afraid to be a LEADER within this organization to stand up and do the right thing. Oh – did I mention Alberto that tomorrow is “Administrative Professionals Day”? This year celebrate ALL office professionals!! CHANGE starts from the TOP DOWN so WE can move towards a more positive tomorrow from the BOTTOM UP. This year – let’s celebrate ALL Maricopa Employees. Now – on that note – I would like to introduce to you Sally Hervey our Executive PSA President.

Sally Hervey, District PSA President, provided the following report:

*President Lumm, Members of the Governing Board, Chancellor Glasper, CEC, My Maricopa Family & Community:*  
*As Donna said – my name is Sally Hervey and I am the EXECUTIVE PSA President. First – I want to officially WELCOME Vice Chancellor Nikki Jackson – and I look forward in working with you during my term and am excited about the positive changes you are moving towards.*  
*It has been a rough past few months as some of you may know – but as always – PSA is a strong group and manage to move forward with dignity and grace and we will persevere. I look forward in serving as PSA EXECUTIVE PRESIDENT and meeting each of you on an individual basis. Please know you can call me at any time with questions or concerns.*

VICE CHANCELLOR    There were no reports.  
REPORTS

**COLLEGE REPORTS** EMC President Dr. Ernie Lara introduced Dr. Tanisha Maxwell, Counseling Faculty at EMC, who summarized the Peer Mentoring Program at their college. The program was instituted in recognition of the challenges of retention and persistence of underprepared students within Maricopa. This program provided structured student-to-student peer mentoring aligned with both the District's and College's Student Success Initiatives. Peer mentors serve as guides and role models assisting and supporting new, first time students in their transitions to college.

Phoenix College President Dr. Anna Solley explained that Phoenix College, and specifically the Raul H. Castro Institute, had undertaken the opportunity to honor the life journeys of Arizona Latina Trailblazers whose lives had impacted Arizona's History through their compelling stories of strength of vision, courageous actions and thoughtful advocacy. One such individual was Cecilia Esquer, a former faculty member at Phoenix College in the Legal Studies Department prior to her retirement. Dr. Solley introduced Maria Enciso who showed those in attendance a video highlighting the life of Mrs. Esquer, who passed away in 2010.

**AADGB REPORT** Governing Board Member Doyle Burke reported that a meeting of this group had been held on April 22. Election of officers was held and the new president would be Judy Selberg from Mohave Community College. Mr. Burke stated that the group continued to discuss four year baccalaureate degrees as there were some of the colleges were interested in pursuing these degrees.

**ASBA REPORT** Governing Board Member Dana Saar reported he was currently working with the Arizona School Board Association on doing a better job of assisting students transferring from high school to community colleges.

**LEGISLATIVE UPDATE** Patricia Hill, Director of State and Local Governing Relations, reported that the Arizona State Legislature adjourned *sine die* on April 18 at approximately 5:30 a.m. The Governor had until May 2<sup>nd</sup> to sign, veto or allow a bill to become law without her signature. The general effective date for legislation is July 20. Legislation that passed with an emergency clause is effective immediately upon signature by the Governor. The Governor did veto SB 1467, legislation that would have prohibited the Board of Regents and community college district governing boards from enacting policies or regulations that would prevent individuals from carrying guns in campus rights of way. In her veto message, the Governor echoed the concerns expressed by the Maricopa Board regarding the lack of a clear definition of "right-of-way". The Government Relations Office is in the process of compiling a legislative summary of bills that have implications for the district. Once Government Relations has identified and summarized the bills that impact or are of interest to

our district, legislation that requires action by our staff to implement will be forwarded to our Vice-Chancellors for action. Once the summary is complete the Legislative Team will then begin the process for developing our legislative strategy and agenda for the 2012 session. Ms. Hill indicated that a summary of key legislation being tracked was in the board packet.

**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. 9799**

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

**APPROVAL OF  
CONSENT AGENDA**

President Lumm requested approval of the Consent Agenda. Chancellor Glasper requested the removal of Action Item V.B.1, Approval of Award of Contract to DeMenna and Associates, from the Agenda to be brought forward at a later date. President Lumm requested that three items on the New Employments Item, V.C.1, be removed for discussion.

Discussion: President Lumm explained that he wanted to know more about the position of District Director of Employment and EE Relations, as well as the two 9-month Librarian Positions in the item. He wanted to know how the Director position was going to serve students and the District, and with the librarian positions, President Lumm was asking why these were nine-month positions rather than twelve. Vice Chancellor Nikki Jackson responded to President Lumm that she had been given the charge to establish a vision across the entire enterprise which would articulate a HR platform with right protocols and strategic HR across the district. There are great technicians in place right now for directing and managing, however she was proposing another level for strategic HR positioning and advancing strategies. President Lumm explained that he wanted librarian positions to be made twelve month positions. Mr. Burke asked President Lumm if he was proposing that they be paid extra. President Lumm asked that recommendations be brought forward next month. Mrs. Pearson inquired about former employees and what this meant for them. The Chancellor spoke up and explained that this was an existing policy. The Board had just received a report from the Faculty Meet and Confer Team and that this should have been addressed before. It was a violation of policy for it to be brought to attention today. Colleges have already identified cuts to be made and the positions needed during the summer. Need to think of what is best for students. President Lumm indicated he would like the Board to change the Policy.

General Counsel Lee Combs cautioned the Board that the discussion was being held without a motion.

MOTION

**MOTION NO. 9800**

President Lumm made a motion that these positions be removed. Governing Board Member Dana Saar seconded. Motion not approved 4-1 (Burke, Saar, Pearson, Campbell – Nay; Lumm – Yes).

The following items were included on the Consent Agenda:

**A.1. APPROVAL OF MINUTES** - approve the minutes of the March 8, 2011 Work Session, the March 22, 2011 Regular Governing Board Meeting, and the April 5, 2011 Special Board Meeting, Work Session and Board Discussion

**~~B.1. APPROVAL OF AWARD OF CONTRACT TO DEMENNA & ASSOCIATES~~ PULLED FROM AGENDA; TO BE BROUGHT BACK AT LATER DATE.**

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

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

**C.3. CONSIDERATION OF SHORT TERM EMPLOYMENTS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

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

**D.1. APPROVAL OF PROPOSED CURRICULUM** – approve the recommended proposals as submitted.

**D.2. APPROVAL OF 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. 80  
Deer Valley Unified School District No.  
97  
Dysart Unified School District No. 89  
East Valley Institute of Technology Dist  
No. 401  
Fountain Hills Unified School District  
No. 98  
Gilbert Unified School District No. 41  
Glendale Union High School District No.  
205  
Higley Unified School District No. 60  
Mesa Unified School District No. 4

Northern Arizona Vocational Institute of  
Technology District No. 090835  
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  
Wickenburg Unified School District No. 9

**D.3. APPROVAL OF INTERGOVERNMENTAL AGREEMENT WITH NAVAJO COUNTY COMMUNITY COLLEGE DISTRICT** - authorize entry into an Intergovernmental Agreement (IGA) for the academic year 2010-2011 on behalf of Scottsdale Community College with Navajo County Community College District (Northland Pioneer College) to permit MCCCCD to provide certain dual enrollment courses to students attending high school within the Northern Arizona Vocational Institute of Technology District No. 090835 (NAVIT).

**D.4. APPROVAL OF 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**

Alhambra Education Partnerships, Inc. an  
entity of the Alhambra School District  
The American Charter School Foundation (dba  
Desert Hills High School)  
Arizona Virtual Academy  
Educational Options Foundation  
Estrella High School  
Foothills Academy College Preparatory  
Horizon Honors High School  
James Sandoval Preparatory High School  
New School for the Arts and Academics  
Paragon Management / Paradise Honors High  
School  
Primavera Technical Learning  
RSD Charter School, Inc.  
Westwind Community Schools

**Private Schools**

Arizona Cultural Academy  
Arizona Lutheran Academy  
Bourgade Catholic High School  
Brophy College Preparatory  
Gilbert Christian Schools  
Heritage Academy  
Joy Christian School  
North Pointe Preparatory  
Northwest Christian High School  
Notre Dame Preparatory High School  
Phoenix Christian High School  
Scottsdale Christian Academy  
St. Mary's High School  
Valley Christian High School  
Xavier College Preparatory

**D.5. APPROVAL OF ARIZONA SMALL BUSINESS**

**DEVELOPMENT CENTER NETWORK – CORE GRANT -**

approve acceptance of a negotiated contract in the amount of \$1,825,954 from the U.S. Small Business Administration to the Maricopa Community Colleges for the Arizona Small Business Development Center Network for the period January 1, 2011 – December 31, 2011.

**D.6. APPROVAL OF ARIZONA SMALL BUSINESS DEVELOPMENT CENTER NETWORK ENERGY EFFICIENT CLEAN TECHNOLOGY PROJECT -**

approve acceptance of an Energy Efficient Clean Technology grant in the amount of \$142,857 from the U.S. Small Business Administration to the Maricopa Community Colleges for the Arizona Small Business Development Center Network for the period April 1, 2011 – March 31, 2012.

**D.7. APPROVAL OF ARIZONA SMALL BUSINESS DEVELOPMENT CENTER NETWORK – JOBS INITIATIVE -**

approve acceptance of a negotiated contract in the amount of \$ 837,632 from the U.S. Small Business Administration to the Maricopa Community Colleges for the Arizona Small Business Development Center Network for the period January 1, 2011 through December 31, 2012.

**E.1. APPROVAL OF AMENDMENT NO.1 TO INTERGOVERNMENTAL AGREEMENT WITH WESTERN MARICOPA EDUCATION CENTER FOR THE MARICOPA SKILL CENTER -**

approve Amendment No. 1 to an intergovernmental agreement between Western Maricopa Education Center (West-MEC) and the Maricopa Community Colleges on behalf of the Maricopa Skill Center.

**E.2. APPROVAL OF INTERGOVERNMENTAL AGREEMENT WITH LAVEEN ELEMENTARY SCHOOL DISTRICT FOR LONG-TERM AGREEMENT WITH SOUTH MOUNTAIN COMMUNITY COLLEGE -**

approve entry into Intergovernmental Agreement (IGA) on behalf of SMCC with Laveen Elementary School District No. 59 for the lease of four classroom buildings.

**E.3. APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD FOR REMODELING IN THE ART AND COMMUNICATIONS BUILDING AT MESA COMMUNITY COLLEGE -**

approve a contract award in the amount not to exceed One Hundred and twenty Five Thousand Dollars (\$125,000) to **Caliente Construction** to remodel five classrooms in the Art and Communications (AC) Building at Mesa Community College.

**E.4. APPROVAL OF STRATEGIC POLICY CONSULTANT CONTRACT TO THE MAGUIRE COMPANY -**

award a contract for Strategic Policy Consulting Services to The Maguire Company in the amount of \$162,000 annually. The contract term is 1 year, with 4 additional potential annual renewals increasing by 2% per year.

**F.1. APPROVAL OF FIRST AMENDED INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF MESA, MESA PUBLIC SCHOOL DISTRICT NO. 4, AND MESA COMMUNITY COLLEGE FOR INFORMATION AND TECHNOLOGY AND RELATED SERVICES** - approve a First Amended Intergovernmental Agreement between the City of Mesa, Mesa Public School District No.4, and Mesa Community College to support collaboration among them regarding use of information technology resources.

**MOTION**

**MOTION No. 9801**

Board President Randolph Lumm moved for approval of the Consent Agenda with the exception of Item V.B.1 which was removed by Chancellor Glasper. Board Member Doyle Burke seconded. Motion approved 5-0.

**VI.A.1 APPROVAL OF PENDING CLAIM SETTLEMENT UNITED STATES V. MCCC** - approve the payment of \$67,883.00, as consideration for settlement of a pending administrative proceeding (OCAHO Case No.10B-00099) against the district.

**MOTION**

**MOTION No. 9802**

Board Member Doyle Burke moved for approval of Action Item VI.A.1. Board Member Dr. Don Campbell seconded. Motion approved 5-0.

**VI.B.1 APPROVAL OF PRELIMINARY PROPOSED FISCAL YEAR 2011-12 BUDGET** - Attached is for Preliminary Adoption of the Proposed FY 2011-12 Budgets. The General Fund, Current Auxiliary Fund, Current Restricted Fund, and Plant Fund totals \$1.4 billion. Final adoption for the proposed budget and related Truth in Taxation proposal is scheduled for June 14<sup>th</sup>, 2011. The Proposed FY2011-12 Budget total of \$1.4 billion is summarized as follows:

	Adopted		Proposed		Increase/(Decrease)	
	FY2010-11	FY2011-12	FY2010-11	FY2011-12	Amount	Percent
General Operating Fund 1	\$ 616,953,855	\$ 632,112,196	\$ 616,953,855	\$ 632,112,196	\$ 15,158,341	2.46%
Re-appropriated Items	38,444,563	51,866,108	38,444,563	51,866,108	13,421,545	34.91%
Total Fund 1	\$ 655,398,418	\$ 683,978,304	\$ 655,398,418	\$ 683,978,304	\$ 28,579,886	4.36%
Current Auxiliary Fund 2	\$ 97,689,526	\$ 105,489,494	\$ 97,689,526	\$ 105,489,494	\$ 7,799,968	7.98%
Current Restricted Fund 3	\$ 189,874,413	\$ 223,429,437	\$ 189,874,413	\$ 223,429,437	\$ 33,555,024	17.67%
Plant Fund 7						
Unexpended Plant	\$ 77,782,994	\$ 47,450,160	\$ 77,782,994	\$ 47,450,160	\$ (30,332,834)	-39.00%
G.O. Bonds	470,617,346	260,082,485	470,617,346	260,082,485	(210,534,861)	-44.74%
Revenue Bonds	28,802,648	7,471,404	28,802,648	7,471,404	(21,331,244)	-74.06%
Debt Service	94,880,246	81,638,499	94,880,246	81,638,499	(13,241,747)	-13.96%
Total Plant Fund 7	\$ 672,083,234	\$ 396,642,548	\$ 672,083,234	\$ 396,642,548	\$ (275,440,686)	-40.98%
GRAND TOTAL	\$ 1,615,045,591	\$ 1,409,539,783	\$ 1,615,045,591	\$ 1,409,539,783	\$ (205,505,808)	-12.72%

MOTION

**MOTION No. 9803**

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

**VI.B.2 APPROVAL OF JOB ORDER CONTRACT (JOC) AWARD FOR THE TENANT IMPROVEMENTS OF THE MESQUITE AND DESERT WILLOW BUILDINGS AT THE RED MOUNTAIN CAMPUS OF MESA COMMUNITY COLLEGE** - approve a contract award in the not to exceed amount of Three Hundred Forty Thousand and 0/100ths Dollars (\$340,000.00) to **Caliente Construction Inc.** for the Tenant Improvements of the Mesquite and Desert Willow Buildings at the Red Mountain Campus of Mesa Community College.

MOTION

**MOTION No. 9804**

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

**VI.B.3 APPROVAL OF JOB ORDER CONTRACT AWARD FOR THE COMPLETION OF PHASE II REMODELING IN THE BUSINESS ADMINISTRATION BUILDING AT MESA COMMUNITY COLLEGE** - approve a contract award not to exceed Eight Hundred Twenty Five Thousand, Nine Hundred Ninety and 0/100ths Dollars (\$825,990.00) to **SD Crane Builders, Inc.** for the completion of remodeling in the Business Administration (BA) Building at Mesa Community College.

MOTION

**MOTION No. 9805**

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

**VI.B.4 APPROVAL OF RESOLUTION AUTHORIZING SALE AND ISSUANCE OF \$150,000,000 AGGREGATE PRINCIPAL AMOUNT OF MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT OF MARICOPA COUNTY, ARIZONA, GENERAL OBLIGATION BONDS, PROJECT OF 2004, SERIES D (2011)** - approve the attached Resolution authorizing the sale and issuance of General Obligation Bonds, Project of 2004, Series D (2011) in the amount not to exceed \$150,000,000 and at an overall borrowing yield that does not exceed 6%; delegating the authority to approve certain terms, covenants and conditions regarding the issuance of the Bonds; providing for the annual levy of a tax for the payment of the Bonds; authorizing the appointment of a registrar, transfer agent and paying agent and a depository trustee; authorizing the execution of the bond purchase agreement; approving the form of certain documents and authorizing completion, execution and delivery thereof; delegating the authority to approve and deem final a form of official statement; and ratifying all actions taken or to be taken to further the Resolution. As identified in the attached Resolution, the bonds will be sold by negotiated sale to a

syndicate of underwriting firms with parameters specified for the call features and other details of the sale. Depending on market conditions, the marketing and sale of the Bonds will occur in mid-May and the issue will close and the District will receive the Bond proceeds in late May.

MOTION

**MOTION NO. 9806**

Board Member Dr. Don Campell moved for approval of Action Item VI.B.4. Board Member Doyle Burke seconded. Motion approved 5-0.

**VI.B.5 APPROVAL OF ADDITIONAL FEE CHANGES  
FISCAL YEAR 2011-12 BUDGET**

- Approve three additional fee changes for Fiscal Year 1011-12 are recommended. The Skill Centers are proposing a 40 cent increase to clock hour rates for Nursing Assistant and Practical Nursing Programs effective July 1, 2011. The clock hour rate will increase from \$5.60 to \$6.00. In addition the GED Test Administration Fee will be changed from \$15.00 to "Based on State DOE" to conform to the two other GED Test fees. Finally, there is a correction to the Phoenix College course fee for SOC212 which was identified as \$500.00 and should be \$5.00.

MOTION

**MOTION NO. 9807**

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

**VI.B.6 APPROVAL OF TEACHER PREPARATION HIGH SCHOOL, SUBMISSION OF 2010-2011 PRELIMINARY BUDGET REVISION TO THE ARIZONA DEPARTMENT OF EDUCATION** - approve the 2010-2011 Teacher Prep Charter High School adopted budget revision for submission to the Arizona Department of Education. The revised budget reflects updated information determined by the 100<sup>th</sup> day Average Daily Membership (ADM) report.

MOTION

**MOTION NO. 9808**

Board Member Dr. Don Campbell moved for approval of Action Item VI.B.6. Board Member Dana Saar seconded. Motion approved 5-0.

**VI.B.7 APPROVAL OF GATEWAY EARLY COLLEGE HIGH SCHOOL, SUBMISSION OF 2010-2011 PRELIMINARY BUDGET REVISION TO THE ARIZONA DEPARTMENT OF EDUCATION** - approve the 2010-2011 Gateway Early College High School adopted budget revision for submission to the Arizona Department of Education. The revised budget reflects updated information determined by the 100<sup>th</sup> day Average Daily Membership (ADM) report.

MOTION

**MOTION NO. 9809**

Board Member Dr. Don Campbell moved for approval of Action Item VI.B.7. Board Member Doyle Burke seconded. Motion approved 5-0.

FIRST READINGS/  
INFORMATION  
ITEMS

**VII. FIRST READING/INFORMATION ITEMS**

**A. OUTCOME METRICS AND CHANCELLOR**

**INTERPRETATIONS** - adopt the proposed metrics for the Outcomes Policies and the Interpretations of the Chancellor Limitations Policies. There are two key components of the Maricopa Governance Model that serve as the basis for annual monitoring: **Governing Board Outcomes** and **Chancellor Limitations**. The metrics and interpretations serve as the foundation for future monitoring of the **Governing Board Outcomes** (intended organizational results) Policies and the **Chancellor's Limitations** (management limitations). Both are key components for the Maricopa Community Colleges to conduct institutional monitoring of stakeholder deliverables. Submission of the proposed outcomes and interpretations represent the final stage in the review of the Maricopa Governance Model and these items will serve to supplement the revised Governance Policies adopted by the Board in February.

**B. 2011-2012 TEMPORARY PAY RATES –TEMPORARY EMPLOYEE GUIDELINES** - The attached 2011/2012 Temporary Pay Rates and Temporary Employee Guidelines are respectfully submitted to the Governing Board for their information.

DISCUSSION ITEMS

**VIII. DISCUSSION ITEMS**

**A. LEGISLATIVE BILLS OF INTEREST TO COMMUNITY COLLEGES**

There were no items discussed.

MONITORING  
REPORTS

**(IX.A) MONITORING REPORTS  
BUDGET ANALYSIS REPORT SUMMARY  
FUND 1 – GENERAL UNRESTRICTED FUND  
FOR THE NINE MONTHS ENDED MARCH 31, 2011**

Expenditure analysis indicates 62.1% of the budget has been expended this year as compared to 61.0% expended at this same point in time last year. 20.9% of the budget remains unexpended or unencumbered compared to 22.1% in the prior year. Revenue analysis indicates that 77.7% of the budget has been recognized as compared to 75.9% in the prior year. The projected fund balance will increase by ~\$3.6 million this fiscal year and the projected ending fund balance for June 2011 is \$151.5M.

**(IX.B) 2004 GENERAL OBLIGATION BONDS  
SERIES A (2004), SERIES B (2007), AND SERIES C (2009)  
2004 CAPITAL DEVELOPMENT PLAN SUMMARY  
AS OF MARCH 31, 2011**

As of March 31, 2011, \$592.6 million, representing approximately 91% 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 March 31, 2011 the net uncommitted balances on outstanding GO Bonds are categorized as follows:

<u>2004 GO Bond</u>	<u>Remaining Balance</u>
Bond Proceeds	\$57.7 million
Interest	\$22.4 million

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

**NEXT BOARD  
MEETINGS**

President Lumm announced the following future meetings:

May 24, 2011 6:30 p.m.  
Regular Board Meeting

June 14, 2011 6:00 p.m.  
Public Hearing , Truth in Taxation Hearing

**ADJOURNMENT** The meeting adjourned at 9:20 p.m.

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Doyle W. Burke  
Governing Board Secretary