



MARICOPA
COMMUNITY
COLLEGES®

**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD
AUGUST 28, 2012**

MINUTES

An executive session and regular meeting of the Maricopa County Community College District Governing Board were 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

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

ADMINISTRATION

Rufus Glasper
Maria Harper-Marinick
Debra Thompson
Steve Creswell for George Kahkedjian
Steve Helfgot
Nikki Jackson
Anna Solley
Lee Combs
Paul Dale
Shouan Pan
Shari Olson
Ernie Lara
Gene Giovannini
Chris Bustamante
Linda Lujan
Jan Gehler
Irene Kovala

CALL TO ORDER The regular meeting was called to order at 6:32 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 Randolph Lumm.

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

SUBSTITUTIONS There was one substitute this evening.

CITIZENS' INTERIM No citizens came forward this evening.

BOARD MEMBER REPORTS Mr. Lumm commented that he had been able to attend the memorial service for Phoenix College Coach Jacobsen. He indicated that the organizers did an excellent job. He congratulated the Chancellor and Vice Chancellor on the recent meeting held for District employees and helping set the tone for the year. He also commented on the groundbreaking ceremonies for the Performing Arts Center at MCC and stated he looks forward to seeing the finished facility. Lastly, he reported he had been able to attend a program at the St. Francis Xavier School held for the purpose of helping undocumented people apply for deferred action.

Mr. Saar reported he had visited GateWay Community College in order to tour the Integrated Education Building which will be a good way to help promote educational action.

Mrs. Pearson commented on the recent capital planning retreat and that it was good to meet with all members of CEC and see where we are on the project. She stated that it was very well planned. It was a lot of information and would recommend having another session with not quite as much information.

Mr. Burke reported that he and Mr. Saar were able to attend the recent convocation at Mesa Community College and that it was fun to be part of that experience.

CHANCELLOR'S REPORT Chancellor Glasper reported that he had been named by Dr. Walter Bumphus, President and CEO of the American Association of Community Colleges, to be co-chair of the Policy and Advocacy Committee of the AACC's 21st Century Initiative. The initiative's various committees are charged with developing strategies allowing community colleges to integrate the recommendations that were featured in an AACC report entitled, "Reclaiming the American Dream: Community Colleges and the Nation's Future."

Dr. Glasper said that Dr. Chris Bustamante, President of Rio Salado College, Dr. Shouan Pan, President of Mesa Community College and Dr. Rene Diaz-Lefebvre, a psychology professor at Glendale Community College, representing the faculty perspective, are among those named to implementation teams.

SECRETARY'S REPORT There was no report.

STUDENT LIFE REPORTS There were no student groups present.

FACULTY REPORT Harold Cranswick, President of the Faculty Executive Council, provided the following remarks:

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

First, before I begin my message, the members of the Faculty Executive Council would like to send a public Get Well wish to Vice Chancellor George Kahkedjian and our Faculty Association legal counsel, Mike Napier. Our thoughts and best wishes go out to both men as they recover.

One of the best parts of working in academia is the work calendar. With each semester, we are afforded the opportunity to complete ongoing initiatives and to set new goals and pursue new initiatives. For the Faculty Association, the excitement of a new year began this summer.

The Faculty Association spent the summer working on a number of issues of interest to the faculty. The energy put into each of these issues, in one way or another, was designed to help the faculty work collaboratively and cooperatively to deliver the best education possible to our students. In particular, the Faculty Association:

- held a Retreat on Saturday, August 11th that focused on a review of the accomplishments of the past year as well as strategic planning for the next few years,
- has been working throughout the summer to transition our membership over to a new program that will allow for greater communication among members as well as a more stable financial outlook,
- has reached out to the faculty to enlist the involvement of interested faculty in the SSE, Prioritization Planning, Compensation Survey and several other District initiatives,
- has already started work on this year's Meet and Confer process,
- has worked closely with the Chancellor, Executive Vice-Chancellor and Provost and the Vice Chancellors on initiatives involving faculty, and
- has been active in civic engagement activities during this election process.

Last but not least, the Faculty Foundation continues to raise much needed funds to assist those students throughout the District who find themselves in emergency situations. Even before classes began, the Foundation was receiving requests for emergency funds. As of today, so many requests have been honored that only one-third of the Fall 2012 funds are left. So

far, the Foundation has helped students in emergency situations who have needed funds to pay for books, bus passes, shelter, electricity, and basic day to day necessities like food and personal hygiene products.

The work of the Faculty Foundation symbolizes the attitude and heart of the faculty as a whole. Faculty are concerned about students both in and out of the classroom. And whether it is faculty serving on committees, sharing their expertise in the teaching and learning environment, expanding knowledge through research or the countless number of ways they contribute to the enterprise, we, the faculty, genuinely care about our students, our colleges and our community.

We look forward to a positive and productive year.

Thank you.

**EMPLOYEE GROUP
REPORTS**

Phil Jalowiec provided a report for the Adjunct Faculty Association. His remarks were as follows:

We continue to pursue our initiatives to facilitate opportunities for Adjunct Faculty to improve their effectiveness and support Student Success.

One new service we are offering to our fellow Adjunct Faculty is peer-to-peer Adjunct Faculty Mentoring. Adjunct Faculty who have been with the District for less than three years may request an Adjunct Faculty Mentor as part of their free registration with the association. Mentor requests are posted to our pool of experienced AFA members who have volunteered to serve as Adjunct Faculty Mentors. They review each request and connect with those new Adjunct Faculty they can best serve. We are excited about the potential for this service to help contribute to the acclimation of new Adjunct Faculty and effectively directing them to resources to help meet the challenges they might face.

The Adjunct Faculty Association also continues to look for opportunities through which the 6,000 Adjunct Faculty can contribute to the pursuit of improved Student Success. One of our long time Adjunct Faculty, Indu Mishra, suggested that in addition to our service to the community as educators in the classroom many of our large group of constituents would be interested in working together to serve the community more directly.

In response, we have begun our Community Engagement Initiative through which groups of Adjunct Faculty provide assistance in charitable activities throughout the valley. Not only is this another way for Adjunct Faculty to make a difference but it is also a great way to talk about the value of our profession and the impact of the Maricopa Colleges in the community.

Kerry Mitchell, President of the MAT Executive Council, and Cecilia Quiroz, District-Wide PSA President, came forward to present the

following message:

To the members of the Board, District Administration, and distinguished guests, good evening.

As leadership of the MAT and PSA employee groups, we have been contacted by several employees in the Information Technology Services division with complaints of maltreatment, intimidation, retaliation, and outright abuse at the hands of management, particularly in regard to the ITS reorganization.

While we respect the rights of departmental management to administer and allocate resources as they see fit to the benefit of students, the District, and ultimately, the taxpayers, this reorganization is unprecedented in its degree of negative impact on employees (that is, demotions) and, apparently, the lack of substantiation offered for its justification. In the seeming haste to implement the reorganization, employees have been placed into positions for which there were no job descriptions or performance expectations. People were involuntarily reassigned without proper notification (mistakes which may have since been corrected). And, there have been widespread reports of politically-motivated promotions and punitive demotions. Statements to employee-group leadership and to District Administration recount a dramatic decline in morale and skyrocketing attrition, at a time, and in a division, that are critical to the ability of Maricopa to effectively serve our students.

We notice that a contractor has been retained to serve as interim Chief Information Officer and are hopeful that he will be able to effectively manage ITS in this difficult period. However, we caution that high-impact changes must be done in keeping with District and employee-group policies, and should respect long-standing practice. For example, whenever possible, open positions should be competitively placed and internal employees encouraged, rather than discouraged, from applying. Each position needs to have a clear job description associated with it, and employees should not be left to wonder what their job is, or to whom they report.

Previously, employees and private citizens have called for an evaluation of ITS. We support that call and respectfully request that an independent external evaluator be brought in to objectively assess the situation in ITS, determine the legitimacy of employee allegations, and recommend steps for improvement. We also request that further personnel and organizational actions, both specific to ITS and those in other areas, be implemented in accordance with fairness, openness, and integrity, out of respect to our students, employees and to the taxpayers of Maricopa County.

On behalf our constituents in ITS and throughout Maricopa, thank you for your time and consideration.

VICE CHANCELLOR REPORTS Dr. Steve Helfgot, Vice Chancellor of Resource Development and Community Relations, announced that the Annual Kick-off Reception for the Heroes of Education Dinner was scheduled to be held September 27 at 5:30 p.m. at the Sheraton Phoenix Downtown which was also the location for the dinner to be held in 2013. Formal invitations would be forthcoming to Board Members and CEC.

COLLEGE REPORTS SMC President Dr. Shari Olson requested that Dr. Joyce Elsner approach the podium for her Vice President Emeritus Distinction Award. Dr. Olson highlighted Dr. Elsner's career during her 33-years of service to the student and employees of the Maricopa County Community College District.

Rio Salado President, Dr. Chris Bustamante, reported that recently the U.S. Department of Education, office of Inspector General's Office, informed Rio Salado College of a 35-count federal indictment of three individuals in Arizona who were accused of various charges that included financial aid fraud perpetrated against Rio Salado College and Mesa Community College. He praised the fact that the District and its colleges are committed to institutional integrity as well as the integrity of federal Title IV financial aid programs that allow thousands of students to fund their studies.

AADGB REPORT President Burke reported that this group will meet on September 13.

ASBA REPORT Governing Board Member Dana Saar reported that the Annual ASBA Law Conference was scheduled to be held September 6-8 here in Phoenix and encouraged other board members to attend.

LEGISLATIVE UPDATE There was no report.

AWARDS AND RECOGNITIONS There were no awards or recognitions.

APPROVAL OF THE ORDER OF THE AGENDA President Burke requested a motion to approve the order of the agenda.

MOTION **MOTION NO. 9978**
Board Member Randolph Lumm made a motion for approval of the order of the Agenda. Board Member Dana Saar seconded. Motion approved 5-0.

**APPROVAL OF
CONSENT AGENDA**

President Burke asked if any Board Member wished to remove any action items.

The following items were included on the Consent Agenda:

**A.1. APPROVAL OF MINUTES OF THE JULY 24, 2012
REGULAR BOARD MEETING**

**B.1. APPROVAL OF VICE PRESIDENT EMERITUS
DISTINCTION – SOUTH MOUNTAIN COMMUNITY
COLLEGE** - award Vice President Emeritus Distinction to Dr. Joyce Elsner.

B.2. APPROVAL OF SETTLEMENT OF WOODS V. MCCCC – approve the proposed settlement of the lawsuit entitled Sean Woods, et al, v. Maricopa County Community College District, et al, case No. CV2011-000443, for the aggregate amount of \$45,000.00 of which \$30,000.00 will be paid by the District.

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.

**D.1. APPROVAL OF ADDITIONAL FUNDS FOR ARIZONA
SMALL BUSINESS DEVELOPMENT CENTER NETWORK** - approve acceptance of a negotiated contract in the amount of \$191,440 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, 2012 – December 31, 2012. This contract is amended to include Fiscal year 2011 supplemental funds for use in budget year 2012.

D.2. APPROVAL OF FIRST THINGS FIRST EARLY CHILDHOOD ORAL HEALTH PROGRAM: GRANTEE AGREEMENT BETWEEN FIRST THINGS FIRST SOUTH PHOENIX REGIONAL PARTNERSHIP COUNCIL & MCCCD/PHOENIX COLLEGE – accept an award from the First Things First South Phoenix Regional Partnership Council in the amount of \$112,000 to MCCCD/Phoenix College to manage the First Things First Early Childhood Oral Health Program. This project will commence on July 1, 2012 and conclude on June 30, 2013.

D.3. APPROVAL OF AGREEMENT FOR DUAL ENROLLMENT WITH CHARTER SCHOOLS - authorize entry into an Agreement on behalf of its colleges with the charter schools listed below for their dual enrollment programs.

RSD Charter School, Inc
Sonoran Schools Inc.

D.4. APPROVAL OF PERFORMANCE BASED FUNDING GRANT AWARD – MARICOPA COMMUNITY COLLEGES - accept a grant award from the Lumina Foundation for Education in the amount of \$195,400 to the Maricopa Community College District for the development of a district-level performance based funding model. This project will commence on November 1, 2012 and conclude on October 31, 2013.

D.5. APPROVAL OF CARL D. PERKINS IV BASIC GRANT FOR FY 12-13 FEDERAL CAREER & TECHNICAL EDUCATION FUNDING - accept the Carl D. Perkins IV grant for FY 12-13 in the amount of \$1,201,972.97 from the Arizona Department of Education. The grant funds will be used to support programs and services for occupational students.

D.6. APPROVAL OF INTERGOVERNMENTAL AGREEMENT WITH PHOENIX UNION HIGH SCHOOL DISTRICT NO. 210 FOR UPWARD BOUND - authorize entry into an Intergovernmental Agreement (IGA) on behalf of GateWay Community College and South Mountain Community College to implement the U.S. Department of Education Upward Bound grant program within the Phoenix Union High School District No. 210, specifically within the following high schools:

Phoenix Union High Schools	Maricopa Community Colleges
North High School	GateWay Community College
Camelback High School	
Central High School	South Mountain Community College

E.1. APPROVAL OF LICENSE, LEASE AND EDUCATIONAL

SERVICES AGREEMENT BETWEEN JOHNSON CONTROLS, INC., AND GATEWAY COMMUNITY COLLEGE - approve the License, Lease and Educational Services Agreement between Johnson Controls, Inc., and GateWay Community College, the term of the contract to run from July 1, 2012 through June 30, 2015.

E.2. APPROVAL OF LEASE AGREEMENT WITH THE ARIZONA BOARD OF REGENTS FOR AND ON BEHALF OF UNIVERSITY OF ARIZONA – PARADISE VALLEY COMMUNITY COLLEGE - approve a Lease Agreement between the Arizona Board of Regents on behalf of University of Arizona and Paradise Valley Community College.

E.3. APPROVAL OF TELECOMMUNICATINS SITE LICENSE AGREEMENT BETWEEN MESA COMMUNITY COLLEGE AND THE CITY OF MESA - approve a site license agreement (“Agreement”) between Mesa Community College (MCC) and the City of Mesa (City) for the City to operate an emergency communications facility on the MCC main campus.

E.4. APPROVAL OF LEASE OF OFFICE SPACE WITHIN THE CENTER FOR ENTREPRENEURIAL INNOVATION TO ARIZONA BIOINDUSTRY ASSOCIATION, INC. - approve the lease of 220 square feet of office space within the Center for Entrepreneurial Innovation (CEI) at GateWay Community College (College) to the Arizona Bioindustry Association, Inc. (ABA) under which the ABA will provide services in lieu of rent for the lease term, which is from August 29, 2012 through June 30, 2014.

E.5. APPROVAL OF LEASE AGREEMENT WITH THE ARIZONA BOARD OF REGENTS FOR AN ON BEHALF OF NORTHERN ARIZONA UNIVERSITY – GLENDALE COMMUNITY COLLEGE - approve a three-year renewable \$6,900.00 annual office space lease with Northern Arizona University (NAU) for 220 square feet, plus a rate of \$155 per credit hour, per course, for classroom space. The contract period will be from July 1, 2012 through June 30, 2013, with one-year renewable leases depending on office and classroom space.

E.6. APPROVAL OF CONSTRUCTIN MANAGER AT RISK SELECTION FOR THE NEW STUDENT PORTAL COMPLEX AT MESA COMMUNITY COLLEGE - approve the selection of SD CRANE/CORE, a Joint Venture to provide Construction Manager at Risk (CMAR) construction services for the New Student Portal Complex at Mesa Community College. The pre-construction phase services fee is \$85,750.00 including reimbursable expenses.

E.7. APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD TO REPLACE THE UNDERGROUND ELECTRICAL SERVICE AT THE FITNESS CENTER BUILDING – SCOTTSDALE COMMUNITY COLLEGE - approve a contract award in the amount of One Hundred and Seventeen Thousand, Eight Hundred and Eighty-Nine Dollars and thirty-five cents. (\$117,889.35) to SDB Contracting Services to replace the primary electrical power service to the Fitness Center at Scottsdale Community College.

MOTION

MOTION No. 9979

Governing Board Member Dana Saar moved for approval of the Consent Agenda. Board Member Randolph Lumm seconded. Motion approved 5-0.

VI.A.1. APPROVAL OF ADDITIONAL SERVICES AMENDMENT TO CONSULTANT AGREEMENT FOR THE COYOTE CENTER AT CHANDLER-GILBERT COMMUNITY COLLEGE - approve an additional services amendment to a current architectural/engineering agreement in the amount of \$816,612.87, including reimbursable expenses, to Dick & Fritsche Design Group (DFDG) to provide additional architectural and engineering consulting services for the Coyote Center at Chandler-Gilbert Community College.

MOTION

MOTION No. 9980

Governing Board Member Dr. Don Campbell moved for approval of Items VI.A.1. Board Member Dana Saar seconded. Motion approved 5-0.

VI.A.2 APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD FOR PHASE III REMODELING AT RIO SALADO COLLEGE, NORTHERN - approve a contract award in an amount not to exceed Three Hundred Ninety Thousand Dollars (\$390,000.00) to **SD Crane Builders, Inc.** to complete interior construction of 7 classrooms, 2 ADA rest rooms, and a small study room at the Rio Salado College, Northern, located at 1715 West Northern Ave., Phoenix AZ.

MOTION

MOTION No. 9981

Governing Board Member Randolph Lumm moved for approval of Action Item VI.A.2 Board Member Debra Pearson seconded. Motion approved 5-0.

VI.A.3 APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD FOR INTERIOR IMPROVEMENTS FOR RIO SALADO COLLEGE, DENTAL HYGIENE PROGRAM - approve a contract award in an amount not to exceed Eight Hundred Fifteen Thousand Five Hundred Dollars (\$815,500.00) to **SD Crane Builders, Inc.** to complete the interior construction for the Rio Salado College

Dental Hygiene Program at 2250 West 14th Street, Tempe, AZ.

MOTION

MOTION NO. 9982

Governing Board Member Debra Pearson moved for approval of Action Item VI.A.3 as recommended. Board Member Dana Saar seconded. Motion approved 5-0.

VI.B.1 APPROVAL OF DISTRICT-WIDE CALL CENTER

SERVICES - approve the award and expenditure of \$1,297,500.00 for a District-wide Call Center Service contract with PerceptIS, Inc. under Maricopa County Community College District RFP #3096-10. The District-wide Call Center contract will provide student and faculty support for the Student Information System, Learning Management Systems (Blackboard, Canvas, RioLearn), My.Maricopa and Financial Aid for Rio Salado College.

MOTION

MOTION NO. 9983

Governing Board Member Randolph Lumm moved for approval of Action Item VI.B.1 as recommended. Board Member Dana Saar seconded. Motion approved 4-1 (Mrs. Pearson – nay).

VI.B.2 APPROVAL OF ENTERPRISE FACILITIES

SCHEDULING AND EVENT MANAGEMENT SYSTEM

UPGRADE - approve the expenditure of \$335,500.00 for the Enterprise Facilities Scheduling and Event Management system upgrade. The Series 25 Application upgrade project will include consulting, training, hardware and software. The Information and Instructional Technology Governance Council reviewed and approved this project during the summer 2012.

MOTION

MOTION NO. 9984

Governing Board Member Dr. Don Campbell moved for approval of Action Item VI.B.2 as recommended. Board Member Debra Pearson seconded. Motion approved 5-0.

**MONITORING
REPORTS**

VIII. MONITORING REPORTS

A. BUDGET ANALYSIS REPORT SUMMARY

**FUND 1 – GENERAL UNRESTRICTED FUND
FOR THE ONE MONTH ENDED JULY 31, 2012**

Expenditure analysis indicates 5.8% of the budget has been expended this year as compared to 5.2% expended at this same point in time last year. 49.7% of the budget remains unexpended or unencumbered compared to 50.2% in the prior year. Revenue analysis indicates that 17.3% of the budget has been recognized as compared to 19.4% in the prior year. The projected fund balance will increase by ~\$2.3 million this fiscal year and the projected ending fund balance for June 2013 is \$157.2M.

NEXT BOARD MEETINGS

President Burke announced the following future meetings:

September 11, 2012 5:30 p.m.
Governing Work Session – Job Skill Programs – GateWay
Community College

September 25, 2012 6:30 p.m.
Regular Board Meeting

ADJOURNMENT The meeting adjourned at 7:10 p.m.

Dana G. Saar
Governing Board Secretary