



**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT  
GOVERNING BOARD  
FEBRUARY 22, 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

Via Teleconferencing: Debra Pearson,  
Member

**ADMINISTRATION**

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

**CALL TO ORDER**      The regular meeting was called to order at 6:30 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 Doyle Burke.

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

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

**CITIZEN'S INTERIM**

Two citizens came forward.

Ms. Dianne Post, an attorney, representing self, who indicated that she had spoken at the January 25, 2011 board meeting regarding the Brian Johnson proposed hiring. She stated that as a result of this, five employees of the MCCCCD organization had contacted her regarding similar horrible experience or stories regarding their being hired at the Maricopa Community College District. They told her incredible stories about management hiring practices which included discrimination, nepotism, and favoritism, and these employees were so frightened that would not tell her their names. One concern was the top heavy administration and she used the example of the 25<sup>th</sup> Anniversary year of 1989-1990 at Mesa Community College when it had 20,000 students and an administration size of nine. Today the college has 26,000 students and 24 administrators, an increase of 63%. The positions, she stated, ranged from \$174,000 to \$250,000 which is a lot of money not justified by student enrollment. She stated that last month she made a suggestion about taking all these issues and investigating them and once again she asked that this be taken into serious consideration. She would be willing to assist.

Ryan Arneson, a private citizen, came forward to inform the Board that over the last four years he has gone to about five different colleges (SCC, SMC, MCC, PC, and CGCC) to speak to students about what they believe about God. He has been welcomed by the administrations at those campuses, however each semester there has been a change on the campuses on the tightening of their policies. This past week they indicated that from now on the solicitation policy would be across the board and if you want to come onto the campus, you will have to pay \$50 per visit. Mr. Arneson plead the Board for their influence in this situation and stated he really enjoyed being on the campuses and right to speak freely. Everyone has treated him very kindly and would like for the Board to consider not charging individuals for the ability to speak on what they are coming on campus for and if it doesn't fit within the solicitation policy which as he understands it is the only form of free speech on the campuses, that there might be some opening for free speech in a reasonable time, place, and manner.

**BOARD MEMBER  
REPORTS**

Governing Board Member Doyle Burke reported that since the last meeting he has been able to visit more of the campuses, including GCC, SMC and SCC. He enjoyed the tours and visiting with employees. He stated that he was also able to attend the opening of the Veterans' Center which is going to be a wonderful facility. He attended the public forums held at SMC for the presidential candidates.

Governing Board Member Dana Saar echoed Mr. Burke's comments

about visiting all the college and divisions and expressed his appreciation to everyone who had participated.

Governing Board Member Debra Pearson commented that she had been able to attend the ACCT National Legislative Summit in DC and that it had been an incredible experience meeting with the state's congressional representatives.

**CHANCELLOR'S  
REPORT**

Chancellor Glasper introduced the new Vice Chancellor of Human Resources Nikki Jackson to everyone in attendance. He. Also spoke about the trip to Washington D.C. where the tone of the issues was about education. He stated it was a positive visit in that they had the opportunity to interact with members of Congress from Arizona. He spoke about the elimination of summer Pell Grants, amidst the significant growth of Pell Grant need at the colleges. He indicated that 25-30% of student who qualify have to be turned away. He stated that there would be deeper cuts at the State level as of July 1. Maricopa has suffered at a higher rate than any other college in the state with a \$38.5 million cut as of July 1. Challenging times to be faced down the road. There has been an increase of students from 118,000 to 141,000 in a three year period. Moving forward this is a perfect time to discuss the Board's policies. Stewardship is the responsibility of everyone. It is necessary to step up and talk about the necessary reductions and incent students to come to us. He did not want to increase property taxes but the decisions being made are forcing the Governing Board to look into increasing property taxes and tuition. As we get down to 1% revenue from the state, it becomes necessary to ask what the relationship with the State should be. We are largest provider of Workforce Development Training in the state and we need support in this regard.

**SECRETARY'S  
REPORT**

There was no report.

**STUDENT LIFE  
REPORTS**

Patrick Thomas, President of EMC's Student Governing came forward to speak about this campus' clubs and organizations. Today date they have 30 clubs which is the largest in their history. Campus programs and activities have included:

- Hispanic Heritage Month
- Dia de los Muertos
- Open Mic Night
- M.O.C.A Achievement College Kickback
- Fashion Wars
- Hoop it Up 2
- Dr. Martin Luther King, Jr. Luncheon
- Student Forums

Upcoming Programs and activities include:

- M.O.C.A Men's Luncheon
- Vagina Monologues
- Women's Resource Fair

- Student Self Service Forum
- Student Appreciation Day
- Clubs & Organizations Olympics
- Clubs and Organizations Awards Banquet

Community Service Projects they have participated in have been:

- M.E.C.H.A. Blood Drive
- Asian Pacific Islander Pakistani Flood Relief
- Detergent Drive for Catholic Social Services
- High School Mentoring
- Angel Tree Program
- PTK Crohn's/Colitis Walk
- PTK Ronald McDonald House
- Phoenix Children's Hospital Fundraiser
- Phoenix MS Walk
- AIDS Walk
- Food Drive for the Agua Fria and All Faith Food Banks
- West Valley Hospital

Governing Board Member Doyle Burke commended the EMC Student Government for their service to the community, commenting that one of the goals of the community colleges is to invest in civic engagement.

**FACULTY REPORT**

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

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

*Tonight's message to the Board focuses on two issues that are of great importance to the faculty and, we believe, the students and the rest of the District. The impact of each of these topics has the potential to produce very different results*

*In the Strategic Conversation presented by the faculty last fall, the topic of Shared Governance was followed by an explanation of Interest-Based Negotiations or IBN as it is known. To his credit, last spring the Chancellor, with the support of all of the Vice Chancellors, made the decision to embrace this new process for Meet and Confer. Interest Based Negotiations are superior to the old methodology that focused on the demands of the two parties; it is designed to jointly identify the most pressing issues confronting the District, and then work collaboratively to solve those issues.*

*Ordinarily, a decision of such magnitude would only be made after long and laborious investigation. However, in this case, the Chancellor quickly embraced the idea and made a decision to move forward which allowed sufficient time to properly train all the participants and deploy the IBN method for the current academic year. While the process is far from over, as an outside observer, I would like to report the significant and positive results of the new Meet and Confer process. The time*

*demanded by the IBN methodology is significantly greater than the previous Meet and Confer process but, as the participants will attest, that time has well spent. Both the faculty and administrative teams have worked cooperatively to define the most significant issues we face, and to work toward mutually beneficial resolutions. Quite frankly, the view from the sidelines is remarkably different from that of previous years. More importantly, the IBN methodology serves as an example of how all of us, the District, the colleges, even departments could cooperatively and collaboratively address issues confronting them. I don't know if this could work at the Arizona State Legislature but, so far, it seems to be working very nicely for Maricopa.*

*And speaking of the Arizona State Legislature, there is growing concern among the faculty about a variety of bills addressing guns on campus. If the State of Arizona proceeds with any of the currently proposed gun legislation, many faculty will enter the classroom with serious trepidation. The current bills put the faculty at odds with the goal of student success. It is unrealistic to expect faculty to feel comfortable with a Socratic teaching style that challenges students' fundamental beliefs and assumptions in a classroom of armed students. It is equally unrealistic to expect students to feel safe to challenge each other and their professor with the specter of a militarized classroom. These bills would undermine the atmosphere necessary for effective teaching and learning to take place. We ask for your assistance in keeping the educational environment one that remains focused on the creation, acquisition, and evaluation of knowledge, an atmosphere of unfettered critical thinking, not one of fear and intimidation.*

*Thank you."*

**EMPLOYEE GROUP  
REPORTS**

Phillip Jalowiec, Treasurer of the Adjunct Faculty Association, provided the following report:

"I want to publicly thank Dr. Glasper, Dr. Harper-Marinick, and Dr. Randolph for the supportive and collaborative environment that they have fostered in seeking solutions to the issues raised since the presentation of the "When is an Adjunct Faculty An Employee?" Position Paper last April

[http://www.myafa.org/documents/WhenIsAnAdjunctFacultyAnEmployee\\_Position\\_20100404.pdf](http://www.myafa.org/documents/WhenIsAnAdjunctFacultyAnEmployee_Position_20100404.pdf)).

We look forward in having a similar relationship with our new Vice Chancellor for Human Resources, Nikki Jackson.

Our progress on solutions has yielded two items during the last month:

- A single Adjunct Faculty Employee Handbook for Adjunct Faculty across the District that is in process for legal review and review by College VPAs.

[http://www.myafa.org/handbooks/MCCCD\\_AdjunctFacultyEmployee](http://www.myafa.org/handbooks/MCCCD_AdjunctFacultyEmployee)

[eHandbook CoalescedDraft.pdf](#)

- A collaborative recommendation by the Adjunct Faculty and Residential Faculty Leadership to effectively Train Supervising Faculty to Increase Effectiveness with Adjunct Faculty and better utilize the yearly expenditure of over \$1.1 Million dollars in related compensation.

[http://www.myafa.org/documents/Faculty\\_Supervisors\\_Training\\_Proposal\\_20110211.pdf](http://www.myafa.org/documents/Faculty_Supervisors_Training_Proposal_20110211.pdf)

There are two important issues that I want to update the Governing Board on that we are working with District Leadership on:

- Email Communication Channel Ineffectiveness
- Lack of Indemnification for Adjunct Faculty

Every Faculty Member has two email addresses, their College Email Address and their Maricopa Enterprise ID or MEID address. For Adjunct Faculty working on certain campuses there may be 3 or 4.

While District Business is to be carried out through the College Email address, our students communicate with their instructors by default through the MEID email system.

In a pilot program to test email responsiveness carried out in cooperation with College Leadership at Paradise Valley College, only 50% of 560 Adjunct Faculty responded to at least one of their addresses and only 24% responded to both email addresses.

<http://www.myafa.org/surveycommunicationcheckPVCFall2010.html>

While this may be held as proof that Adjunct Faculty are just not responsive, 29% of those who did respond did not even know that they had an MEID address and that students were sending them emails there. We tend to believe that this measured performance is due to lack of education, training and the challenge of dealing with multiple, in some cases, antiquated email systems.

This issue represents a significant barrier to Adjunct Faculty effectiveness and detracts from Student Success efforts.

Regarding the Lack of Indemnification:

Adjunct Faculty in providing instruction to over 60% of the courses are often the primary ambassadors of the District to our students. Yet according to the current All Employee Groups Governing Board Policy Manual Section B, they are explicitly excluded from indemnification for actions taken on behalf of the District. This means every time an Adjunct Faculty enforces District policy, for example, dropping a student for not attending during the first week of the course, they are personally liable and totally exposed for acting on behalf of the District.

[http://www.myafa.org/handbooks/mccdall/MCCCD\\_AllEmployeeGroupsBoardPolicies\\_Page009.pdf](http://www.myafa.org/handbooks/mccdall/MCCCD_AllEmployeeGroupsBoardPolicies_Page009.pdf)

From our discussions with Executive Administration, this has not been an outcome that the District has historically allowed. However, it is another case where policy and practice need to be reconciled and we hope that

the Governing Board will rectify this policy in its upcoming review.

The AFA thanks the Governing Board and Executive Administration for their continued support of our active engagement in advocating for Adjunct Faculty to foster a more effective, professional and fluid workforce as a key component in driving Student Success in 21<sup>st</sup> Century Maricopa. “

**VICE CHANCELLOR  
REPORTS**

There were no reports.

**COLLEGE REPORTS**

PVC College President Dr. Paul Dale took pleasure in sharing a college accomplishment where student success has truly merged with athletic success. All MCCCDC colleges value an emphasis on the student part of our student athletic programs and indicated that PVCC was no exception. Presenting this evening was Carol Myers, Director of College Technology who planned to highlight their PAWS Program, the Puma Athletic Web Management System, a tool that assists athletes in managing their academic and personal goals, academic eligibility and progress towards their degree. Also presenting would be Greg Silcox, Athletics Director, who would share their 2010 NJCAA undefeated National Champions in Women’s Soccer. As part of this report, Ms. Myers provided information pertaining the PAWS Academic and Athletic Success which was chosen as a 2010 model of efficiency award winner by University Business Magazine along with nine other institutions of higher ed. She explained that PAWS was a web-based application used by student athletes, coaches, mentors, and faculty which help keep track of courses enrolled in, exam scores, grades, absences, concerns and comments. The program enables more student/faculty interaction and helps support the retention/completion agenda. With the reference to PVC’s Women’s Soccer Program, Greg Silcox introduced two players, Amy Evden and Taylor Ross, who provided short comments pertaining to their experience in being part of this team which had an undefeated season (24-0) and achieved the ACAC & Regional 1 Championship, as well as being part of the Academic All-American Team four of the last six years. In addition, their coach, Kacey Bingham, was named NJCAA Coach of the National Tournament and National Coach of the Year.

Rio Salado College President Dr. Chris Bustamante, provided information pertaining to a meeting co-hosted by Rio Salado College and the Bill and Melinda Gate Foundation on February 10 & 11 for twelve different universities and colleges from throughout the United States who were deemed to be highly performing online higher education institutions. Representatives from the Lumina Foundation, the Gates Foundation, League for Innovation in the Community College, Department of Labor, WCET, and Educause were also in attendance.

The purpose of the meeting was to share best practices, discuss policy barriers, identify opportunities for collaboration and partnership, and assist these online institutions in succeeding with the "Completion Agenda. Dr. Bustamante also reported that Rio Salado College had been selected for funding by AACC to create and establish one of ten regional virtual incubators in partnership with the district's SBDC network. The initiative will provide a great service and purpose to developing entrepreneurs in the region. He also thanked board members and CEC colleagues who were able to attend the grand opening of the East Valley Veterans Education Center in Tempe which will serve the needs of our veterans for years to come. Lastly, Dr. Bustamante presented Dr. Tom Lombardo with a certificate for Faculty Emeritus Distinction, in addition to highlighting his many accomplishments and service as a residential faculty member at Rio Salado College.

**AADGB REPORT**

Governing Board Member Doyle Burke reported that he had received word from AADGB that the ACCPC and lobbyists are recommending that presidents and AADGB trustees attend the AZ Small Business Development Centers 2011 Success Awards luncheon on Tuesday, March 22, 2011, from 11:30 am to 1:30 pm at the Arizona State Capitol Complex. This venue would provide the opportunity to talk to legislator. Arizona community colleges contributed significantly to the success of many of businesses and individuals being recognized by the Small Business Development Centers and this awards event provides the opportunity to showcase the value of colleges in career development and training/retraining Arizonans for jobs. This event would serve as the "Community College Day at the Legislature".

**ASBA REPORT**

Governing Board Member Dana Saar reported that the Executive Director for the Arizona School Boards Association is working on developing relationships and continues to work more closely on a smoother transition to higher education institutions on the part of students.

**LEGISLATIVE  
UPDATE**

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

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

*"Today is the 44<sup>th</sup> day of the session. The deadline for the introduction of all legislative proposals was February 7<sup>th</sup>. At last month's legislative update, 853 legislative proposals had been introduced. We are now up to 1,475 legislative proposals. We are tracking approximately 500 of these proposals. We are not actively working all of these bills, but are monitoring them since they could have implications for us, in terms of*

*administration, setting precedents or they could be bills that affect other political subdivision and we could be drawn into the issue. Last week was the final week that legislative committees could hear bills in the house of origin, that is, the House could hear House bills and the Senate could hear Senate bills. The Appropriations Committees are, however, not held to this limitation. They are meeting to hear bills this week on a variety of topics. Our Legislative Team continues to work with our staff, other community college staff and key stakeholders to assess the impacts of legislative proposals on our operations which include the community college baccalaureate and legislation that would allow guns on campuses. We also seek opportunities to enhance our participation in state job training and workforce development efforts and to identify opportunities to reduce administrative burdens to help to lessen our cost of operation. You have a summary of key legislation in your board packet. I would be happy to try to answer any questions that you may have.”*

**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. 9779**

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.

The following items were included on the Consent Agenda:

**A.1. APPROVAL OF MINUTES** - approve the minutes of the January 11, 2011 Special Board Meeting and Retreat, and the January 25, 2011 Regular Governing Board Meeting

**B.1. APPROVAL OF FACULTY EMERITUS DISTINCTION – RIO SALADO COLLEGE** - award Faculty Emeritus Distinction to: Dr. Tom Lombardo, Faculty – Psychology/Philosophy/Religion.

**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 PROPOSED CURRICULUM - CATALOG COMMON PAGES -** approve the recommended proposals as submitted.

**D.3. APPROVAL OF REVISED SUBJECT HIRING QUALIFICATIONS -** approve attached hiring qualifications that are above and beyond standard hiring qualifications for English as a Second Language subject.

**D.4. APPROVAL OF INTERGOVERNMENTAL AGREEMENT BETWEEN MESA COMMUNITY COLLEGE AND TEMPE UNION HIGH SCHOOL DISTRICT -** approve an IGA between Tempe Union High School District and Mesa Community College. This agreement is to place Noyce grant interns in TUHSD summer math and/or science academies. Up to \$10,000 per year beginning summer 2011 through summer 2015 (based on the availability of funds) may be allocated to interns placed in TUHSD summer math and/or science academies.

**D.5. APPROVAL OF PROPOSITION 301 WORKFORCE DEVELOPMENT AND JOB TRAINING PLAN FOR FY 2011-12 -** approve the Proposition 301 Workforce Development and Job Training Plan for Fiscal Year 2011-12 (FY12). The plan was completed in accordance with the amended Arizona Revised Statutes, section 15-1472, and will be submitted to the Governor's Council for Workforce Policy.

**E.1. APPROVAL OF ACCESS EASEMENT AND MULTI-USE TRAIL FOR THE CITY OF PHOENIX – SOUTH MOUNTAIN COMMUNITY COLLEGE -** grant an easement to the City of Phoenix to install and maintain a pedestrian trail link at South Mountain Community College.

**E.2. APPROVAL OF JOB ORDER CONTRACTING (JOC) AWARD FOR GYMNASIUM LOCKER ROOM AND CORRIDOR IMPROVEMENTS AT SOUTH MOUNTAIN COMMUNITY COLLEGE -** approve a contract award in the amount of Two Hundred Forty-Seven Thousand One Hundred Fifty-Nine and 80/100ths Dollars

(\$247,159.80) to Jokake Construction for improvements and renovations to the Gymnasium locker room and corridors at South Mountain Community College

**E.3. APPROVAL OF THE ARTIST FOR PUBLIC ART IN THE SOUTH MOUNTAIN COMMUNITY LIBRARY AT SOUTH MOUNTAIN COMMUNITY COLLEGE** - approve the selection of *Harries and Héder* as the artists who will design and create public art at the new South Mountain Community Library. The total budget for the college's share of the art work, including the design, fabrication and installation, is not to exceed One Hundred Fifteen Thousand Dollars (\$115,000.00).

**E.4. APPROVAL OF UTILITY EASEMENT FOR ELECTRICAL SERVICE TO SALT RIVER PROJECT – GLENDALE COMMUNITY COLLEGE** - grant an easement to Salt River Project to provide and maintain electrical service facilities at Glendale Community College.

**E.5. APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD FOR COMPLETION OF THE ELECTRICAL WORK FOR THE REMODELING OF LA, EF AND EO BUILDINGS AT MESA COMMUNITY COLLEGE** - approve a contract award in an amount not to exceed Two Hundred and Forty Thousand and 00/100ths Dollars (\$240,000.00) to SD Crane Builders, Inc. to complete the electrical work at the Remodel of LA, EF and EO Buildings at Mesa Community College.

**MOTION**

**MOTION No. 9780**

Board Member Dr. Don Campbell moved for approval of the Consent Agenda. Board Member Doyle Burke seconded. Motion approved 5-0.

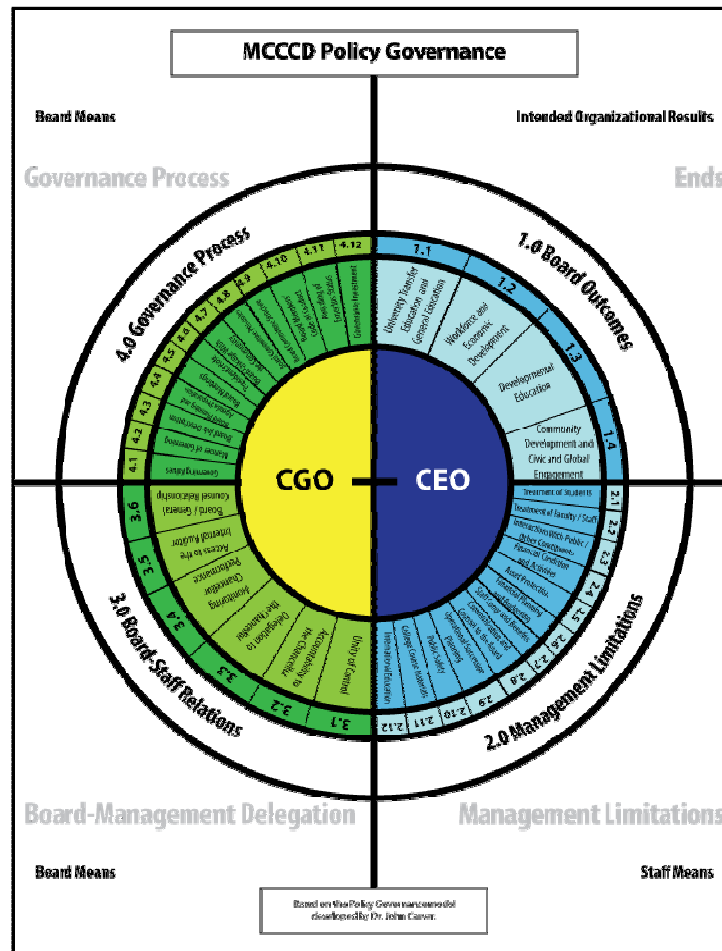
**VIA.1 ADOPTION OF PROPOSED GOVERNING BOARD POLICY CHANGES** - repeal existing Board Policies and adopt the corresponding policies that have been proposed (**Outcomes, Management Limitations, Board-Staff Relations, Governance Process**). The proposed changes are a result of discussions held at the August 2010 and January 2011 retreats. Discussions on the review and revision of Governing Board policies have focused on good governance principles. Proposed revisions were reviewed at the January 11<sup>th</sup> Board Retreat, again at the January 25<sup>th</sup> Board Meeting, and lastly at the February 8<sup>th</sup> Work Session. Upon adoption, the revised policy changes and format shall replace preceding Board Policy language (with the exception of the All Employee Policy Manual and the Employee Job Group Policies, which are not part of this amendment proposal).

**MOTION**

**MOTION No. 9781**

Prior to calling for a motion on this item, President Lumm asked if the Chancellor wished to comment on this. Chancellor Glasper explained that that this item was being presented to the Board for approval of Board Outcomes establishing the Ends that the Board would like the organization to achieve (and a pictorial would be provided) because we are trying to connect the efforts that we have had the last few months with the intended types of tasks that we are going to have achieve over the next few months. This is a total governance process that would include first and foremost the Board Outcomes and the activities that have been engaged in for the last few months have focused on reviewing and editing those outcomes and tonight he would have Teresa Toney go over these and afterwards he would have additional comments as they pertain to the due diligence that will occur in the next couple of months and then as they lead into the evaluation process.

Pictorial:



Teresa Toney explained that tonight's vote would actually adopt four quadrants which include (1) Board Outcomes, (2) Management Limitations, (3) Board Policies Pertaining to Board-Staff Relations, (4) Governance Process. Since the last meetings in January and February, the Board Outcomes Statements have been revised. There is work that will

continue after the adoption. In addition to Outcome Statements, there is a need to define the actual metrics that will be used to measure the Outcome Statements. The Outcomes relate to the results. Another significant step that will occur after the adoption of the Board's policies will be the Chancellor's interpretations of the Management Limitations action. As much as we would identify metrics for the Outcomes Policies we also have to identify the interpretations for the Management Limitations policies. The vote taken tonight would have the impact of adopting all four quadrants on the governance chart.

Board Member Debra Pearson moved to table this action because she felt the Board was not ready until further discussion of these policy changes. She felt there were some things that the Board needed to be concerned about, including civil discourse, entrepreneurship, and the matrix needs to be ready to measure all of these important issues.

Board Member Doyle Burke seconded. Board President Randolph Lumm moved for a roll call vote for the tabling of proposed Governing Board Policy Changes as proposed by Mrs. Pearson:

Dana Saar – nay

Doyle Burke – aye Don Campbell – nay

Randolph Lumm – nay

Debra Pearson - aye

Motion to table not approved 2-3. (Pearson and Burke – aye)

**MOTION**

**MOTION NO. 9782**

Board President Randolph Lumm requested a motion for the approval of this item. Governing Board Member Dr. Don Campbell moved for approval of the adoption of proposed Governing Board Policy Changes as indicated. Governing Board Member Dana Saar seconded the motion. Motion approved 4-1 (Pearson – nay).

Discussion: Governing Board Member Dana Saar commented that the steps that Ms. Toney had outlined will cover Mrs. Pearson's concerns. The next step is that the Chancellor and Administration will interpret what has been listed as the outcomes and the matrix will be put together and it will be part of the tools that we will use for the evaluation of the Chancellor and the District as a whole. Mrs. Pearson voiced her disagreement and that this will not have any substance for measurement. It has nothing in it about civil discourse. Ms. Toney explained that in the way of pertaining to civil discourse, there were a section on the Treatment of Student, Faculty, and Staff, in addition to Board Member Conduct Policy. These may be amended in the future if it is felt there are gaps as they pertain to what is meant by civil discourse so there is some language that already exists in the policies that can be expanded upon. President Lumm requested that the Chancellor and Ms. Toney work with Mrs. Pearson on inclusion felt necessary pertaining to civil discourse.

**VI.B.1 APPROVAL OF CONTRACT AMENDMENT FOR THE FINAL GUARANTEED MAXIMUM PRICE FOR THE NEW INTEGRATED EDUCATION BUILDING (IEB) AT GATEWAY COMMUNITY COLLEGE** - approve a contract amendment and a final Guaranteed Maximum Price (GMP) not to exceed Thirty Three Million, Six Hundred Ninety Five Thousand, Six Hundred Sixty Three and 00/100ths Dollars (\$33,695,663.00) to Core Construction for the construction of the new Integrated Education Building (IEB) at GateWay Community College. This is the second amendment to the contract, and it is the final Guaranteed Maximum Price (GMP) from CORE Construction for this project.

**MOTION**

**MOTION No. 9783**

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

**VI.B.2 APPROVAL OF CONCEPTUAL APPROVAL FOR PHASE II REMODELING IN THE BUSINESS ADMINISTRATION (BA) BUILDING AT MESA COMMUNITY COLLEGE** - provide Conceptual Approval for Phase II Remodeling of the Business Administration (BA) Building at Mesa Community College with a Total Project Budget of \$883,275

**MOTION**

**MOTION No. 9784**

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

**VI.B.3 APPROVAL OF JOB ORDER CONTRACTING CONSTRUCTION AWARD FOR PHASE II REMODELING AT 1715 WEST NORTHERN AVENUE FOR IO SALADO** - approve a contract award in the amount of Three Hundred Sixty-One Thousand, Eight Hundred One Dollars and 73/100ths Dollars (\$361,801.73) to Jokake Construction for the second phase of remodeling at the Rio Salado College Northern Avenue facility

**MOTION**

**MOTION No. 9785**

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

**FIRST READINGS/  
INFORMATION  
ITEMS**

**VII. FIRST READING/INFORMATION ITEMS**

**A. PROPOSED TUITION & FEES – FISCAL YEAR 2011-12 BUDGET** - After several months of review of potential resources and budget needs, recommendations on budget priorities and tuition and fees have been developed through the District's budget development process. Attached is the proposed Fiscal Year 2011-2012 Tuition and Fees schedule, submitted for Governing Board review. The schedule will be

submitted to the Governing Board for approval on March 22, 2011 County Resident Tuition & Fees:

- o \$5.00 (7.04%) increase to tuition rate per credit hour
- o The annual cost to full-time students taking 30 credit hours per year will be \$2,280.00
- o The proposed tuition & fee rate is \$76.00 per credit hour
- o Additional revenue is estimated at \$12.9 million
- Out of State Surcharge:
  - o No increase to the surcharge rate of \$241 per credit hour (paid in addition to tuition)
  - o Out of State Students taking 30 credit hours per year will pay tuition and surcharge totaling \$9,510.00
  - o Consolidate categories of non-resident tuition and fees so that nonresident students will pay the \$241 surcharge:
    - o Eliminate the surcharge for unclassified students taking fewer than 7 credits
    - o Eliminate the Out of State Non Resident Corporate Contract Rate approved as “Market Rate”
    - o Eliminate the Corporate Tuition Rate (Out-of-State) currently with a \$76.00 surcharge
    - o Eliminate Distance Learning fee approved now as “Actual Cost”
  - o No change to the rate for Courses offered out of Arizona including Distance Learning, to nonresident out-of-state students which is currently set at a total tuition per credit hour of \$215.0
  - o Out of State Students in Study Abroad programs:
    - o Assess a new surcharge of \$120.00 per credit hour (paid in addition to tuition)
    - o The Field Study fee for Study Abroad programs already supports program costs and justifies a lower surcharge rate.

**B. PROPOSED COURSE FEE CHANGES – FISCAL YEAR 2011-12 BUDGET** - approve the varied fee changes detailed on the attached. These changes relate to course fees at several colleges across the district, detailed by college.

Vice Chancellor Debra Thompson explained the process that will occur over the next four months in bringing forward the Tuition and Fees, Course Fees, Preliminary Budget, and the Adopted Budget initially as Information Items and then as Action Items for approval, culminating in final adoption of the 2011-12 Fiscal Year Budget on June 14 in compliance with the Arizona Revised Statutes. She explained that due to the \$38 million reduction in State Aid, a reduction of \$12 million in new property taxes which had been as high as \$19 million in previous years, it was being proposed that there be a \$5 increase in tuition per credit hour as well as a proposed 3% increase property tax levy.

Associate Vice Chancellor Gaye Murphy came forward to provide a briefing to the Board on the Proposed Budget. She stated that balancing the budget at the Maricopa Community Colleges District took a multi-year approach with a longer term perspective. Actions taken in 2012 will impact revenue in future years. She provided the following highlights:

With reference to adjusting to the recession, this has taken place:

- \$17 million in operational budget cuts
- Reserved stimulus funds to phase in permanent solutions to potentially very large permanent cuts
- Addressed loss of capital state aid by allowing General Fund transfers—short and immediate term solution
- No salary increase FY10; FY11 related to ASRS increase
- Reduced cost increases like operating costs
- Planning for additional operating budget cuts in FY12, and FY13

Fund 1 Revenue:

- **Tuition & Fees** are set by the Governing Board. Constitutional mandate to be “as nearly free as possible”. Maricopa’s Tuition is below public 2-yr colleges nationwide
- **Property Tax** revenue growth is Constitutionally limited to 2% annually plus new property
- **State Aid** is, by statute, formula funded based on actual enrollment growth

Property Tax Perspective:

- To maintain the existing FY2011 tax levy, the tax rate will rise
- This is because overall valuations are in decline; mathematically then, the rate needs to rise to maintain the same levy
- Even with no increase in the tax levy, the rate would increase

Potential Expenditure Increases:

	FY	FY	FY	FY
Potential Additional Expenses	12	13	14	15

**Mandatory**

1 ASRS Rate increase	2.74	2.10	0.93	0.93
2 Bond Operating - Construction	2.80	0.20		
3 Bond Operating - Technology	1.00	1.10	1.21	1.33
4 Compensated Absences		0.30		0.30
5 Policy Salary Adjustments	0.50	0.45	0.45	0.45
6 Tuition Waivers	0.35	0.39	0.42	0.47
7 Move Prop 301 Faculty to Fund 1		0.50	0.50	0.40
8 <u>Student Financial Aid</u>	<u>1.00</u>	<u>0.30</u>	<u>0.30</u>	<u>0.30</u>

Total Mandatory Expenses	8.39	5.34	3.81	4.18
--------------------------	------	------	------	------

**Discretionary**

9 FlexBen @26.7% /FY12, then 11%	5.04	3.26	3.26	3.26
1 Strategic Initiative (Student				
0 Success)	3.70	1.00	1.00	1.00

Total Mandatory & Discretionary	17.13	9.60	8.08	8.44
---------------------------------	-------	------	------	------

Potential Additional Resources	FY 12	FY 13	FY 14	FY 15
1 State Aid Cut (Governor)	(38.44)	(6.89)		
2 New Property & Miscellaneous	7.02	6.50	7.00	7.51
3 Budget Cut Reserve	8.56			
4 New Budget Cuts	1.50			
5 Rev Bond Debt Svc Reallocated	2.87	0.47	0.04	
6 Tuition Increase (\$5/credit hour)	12.88			
7 Tuition Increase (\$2/credit hour)		5.15	5.15	5.15
8 Tax Levy Increase - 2%	7.54	7.70	7.85	8.01
9 Tax Levy Increase - 1%	3.81	3.89	3.96	4.04
10 Stimulus Funds Allocated	11.37	9.33		
11 Stimulus Funds Spent		(11.37)	(9.33)	
Total Additional Resources	17.13	14.77	4.68	24.71
Available for Discretionary Uses Including Meet & Confer and Student Success	0	5.17	6.60	16.27

**Property Owner Impact:**

Impact on Property Owner	No increase for Existing Property	2% Levy Increase from FY 2012	Plus 1% Levy from Unused Capacity Totals 3%
Tax Rate	0.9828	1.0024	1.0123
Amount paid per \$100,000	\$ 98.28	\$ 100.24	\$ 101.23
Increase paid over FY 2011	\$ 0.0	\$ 1.96	\$ 2.95

The Course Fee proposal would begin, change or cancel fees for the

2011-12 fiscal year. In all, 236 new fees would be instituted, 205 increased and 121 reduced or eliminated. The net effect of the changes would be to increase fee revenue to the District by \$346,000.

A significant new feature of the fee schedule would be the consolidation of seven fee schedules for out-of-state students into four. Board President Randolph Lumm objected to a plan to charge out-of-state students who take six or fewer credits the same amount as is charged those who take more than seven credits. Currently, out-of-state students taking six or fewer credits pay \$96 per credit hour, while those taking more than six credits pay \$312 per credit hour. The new proposal would require that all out-of-state students pay the increased tuition rate of \$317 per credit hour.

Vice Chancellor Thompson explained that the change is needed to simplify the surcharge schedule, to ensure that proper rates are applied, and to ensure that charges cover costs, mindful of state law that requires the District to charge the out-of-state rate to students who cannot document their legal status pursuant to statutory requirements. The presumption is that the surcharge covers all costs and there is no taxpayer subsidy. President Lumm commented that the change seems targeted at undocumented immigrants. Board Member Debra Pearson strongly disagreed, praising the District for enforcing the law.

**MONITORING  
REPORTS**

**(VIII.A) MONITORING REPORTS**  
**BUDGET ANALYSIS REPORT SUMMARY**  
**FUND 1 – GENERAL UNRESTRICTED FUND**  
**FOR THE SEVEN MONTHS ENDED JANUARY 31, 2011**

Expenditure analysis indicates 48.5% of the budget has been expended this year as compared to 48.1% expended at this same point in time last year. 25.2% of the budget remains unexpended or unencumbered compared to 25.9% in the prior year. Revenue analysis indicates that 70.5% of the budget has been recognized as compared to 69.5% in the prior year. The projected fund balance will increase by ~\$2.1 million this fiscal year and the projected ending fund balance for June 2011 is \$150.0M.

**NEXT BOARD  
MEETINGS**

President Lumm announced the following future meetings:

March 8, 2011 – Work Session  
March 22 – Regular Board Meeting

**ADJOURNMENT**

The meeting adjourned at 8:10 p.m.