

M
I
N
U
T
E
S



SANTA MONICA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES

REGULAR MEETING
MONDAY, JULY 6, 2005

Santa Monica College
1900 Pico Boulevard
Santa Monica, California

Closed Session
Business Building Room 111

Public Meeting
Board Room
Business Building Room 117

*The minutes may be accessed on the
Santa Monica College website:*
<http://www.smc.edu/admin/trustees/meetings/>

M I N U T E S

A meeting of the Board of Trustees of the Santa Monica Community College District was held in the Santa Monica College Board Room (Business Building Room 117), 1900 Pico Boulevard, Santa Monica, California, on **Wednesday**, July 6, 2005.

The agenda included the following items: (Items for action - recommendations - are listed numerically; items for information are listed alphabetically).

I. ORGANIZATIONAL FUNCTIONS

- A Call to Order
- B Roll Call

II. CLOSED SESSION

- Collective Bargaining, *pursuant to Government Code Section 54957.6*
- Personnel: Related to Employment of Superintendent/President *pursuant to Government Code Section 54957*

III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS (Continued)

- C Pledge of Allegiance
- #1 Approval of Minutes: June 6, 2005
June 20, 2005

IV. SUPERINTENDENT'S REPORT

- Management Association Update/Classified Staff Recognition Award
- Enrollment Update
- Budget Update

V. ACADEMIC SENATE REPORT

VI. CLASSIFIED SENATE REPORT

VII. COMMUNICATIONS OR PUBLIC COMMENTS

VIII. CONSENT AGENDA (All items considered in one motion unless pulled for discussion or questions)

Annual Recommendations

- #2 Annual Contracts and Consultants
 - A Academic and Student Affairs
 - B Organizational Memberships, 2005-2006

Grants and Contracts

- #3 Contracts and Consultants
 - A Planetarium Lectures, Summer and Fall, 2005
 - B Work Study Agreement
 - C Consultants for Human Resources

Academic and Student Affairs

- #4 New Courses

Human Resources

- #5 Academic Personnel
- #6 Classified Personnel - Establish Positions
- #7 Classified Personnel - Regular
- #8 Classified Personnel - Limited Term
- #9 Classified Personnel - Non Merit

Facilities and Fiscal

- #10 Facilities
 - A Change Order No. 8 - Renovation of West Building, SM Airport Campus
 - B ~~Change Order No. 2 - Site Improvements at Bundy Campus, Phase 3~~
 - C Reduction in Retention Amount - Renovation of West Building, Bundy Campus
 - D Agreement for Civil Engineering Services - Bundy Campus Roadway
 - E Change Order No. 3 and No. 4 - New Music Complex & Performing Arts Center
 - F Amendment - CPI Increase on Annual Lease
 - G Quarterly Pool Payments Under Joint Use of Facilities Agreement
 - H Payment of Software License Fee for Facilities Utilization and Space Inventory Program
- #11 Budget Transfers
- #12 Budget Augmentation for Restricted General Fund
 - A Board Financial Assistance Program
 - B Parking Fees
 - C Disabled Student Program and Services
 - D Block Grant
 - E Even Start
- #13 Commercial Warrant Register
- #14 Payroll Warrant Register
- #15 Auxiliary Payment and Purchase Orders
- #16 Direct Payments
- #17 Purchasing
 - A Award of Purchase Orders
 - B Participation in Purchase Agreements
 - C Resolution Designation of Sole Source for Database/Internet Management System License Renewal and Maintenance/Support
 - D Award of Contract - Coin/Debit Card Copiers and Print Servers

IX. **CONSENT AGENDA - Pulled Items**

X. **MAJOR ITEMS OF BUSINESS**

- #18 2005-2006 Sabbaticals
- #19 Re-Appointments to Citizens' Bond Oversight Committee
- #20 Resolution Authorizing Issuance of Not to Exceed \$55,000,000 of SMCCD
General Obligation Bonds
- #21 Long Range Master Plan Process for the Bundy Campus
- #22 ~~Corsair Field Renovation~~ PULLED (No Action Taken)

XI. **BOARD POLICY**

- #23 Second Reading - Revision to Board Policy, Sections 1411 Student
Trustee,
Rights and Responsibilities
- #24 Second Reading - Revision to Board Policy, Sections 1412, Student
Trustee,
Authorized Privileges
- #25 Second Reading - Proposed Board Policy Section 2109 - Copyright

XII. **BOARD REPORTS AND COMMENTS**

- XIII. **ADJOURNMENT:** The next regular meeting of the Santa Monica Community College District Board of Trustees will be Monday, August 1, 2005 at 7 p.m. (5:30 p.m. if there is a closed session) Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.

BOARD OF TRUSTEES**REGULAR MEETING**

SANTA MONICA COMMUNITY COLLEGE DISTRICT

July 6, 2005

I. ORGANIZATIONAL FUNCTIONSA. CALL TO ORDER - 5:30 p.m.B. ROLL CALL

Carole Currey, Chair
Dr. Nancy Greenstein, Vice-Chair
Dr. Susan Aminoff
Dr. Dorothy Ehrhart-Morrison
Dr. Margaret Quiñones
Rob Rader
Herbert Roney
Belinda Phillips, Student Trustee

II. CLOSED SESSION

- Collective Bargaining
pursuant to Government Code Section 54957.6
- Personnel: Related to Employment of Superintendent/President
pursuant to Government Code Section 54957

III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONSC. PLEDGE OF ALLEGIANCE - Herbert Roney**RECOMMENDATION NO. 1 APPROVAL OF MINUTES**

It is recommended that the minutes from the following meetings of the Santa Monica Community College District Board of Trustees be approved:

June 6, 2005 (Regular Meeting) and June 20, 2005 (Special Meeting)

MOTION MADE BY: Margaret Quiñones
SECONDED BY: Herbert Roney
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

Organizational Functions

| | |
|---|------------------------|
| BOARD OF TRUSTEES | REGULAR MEETING |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

IV. SUPERINTENDENT'S REPORT

- Celebrate America: Thanks to all campus personnel who contributed to this popular and successful community event - in particular, grounds crew, custodians, campus police, parking security officers, events staff and the many volunteers.
- Accreditation: Santa Monica College received a letter from the Accrediting Commission stating that they reviewed and accepted the Santa Monica College's progress report by the visiting team. The college's next task will be the mid-term report in March, 2007, which follows the normal accreditation cycle.
- Management Association Update/Classified Staff Recognition Award: Marge Windish, Department Secretary I in the Music Department was presented the Classified Staff Recognition Award for July by SMC Management Association President Katharine Muller. The newly elected officers for 2005-06 are Katharine Muller, President; Teresita Rodriguez, Vice-President; Lin Caldwell, Treasurer; and Lisa Rose, Secretary.
- Enrollment Update: Enrollment is down 145 FTEs from summer 2004 and there is concern about the plan to borrow FTEs from summer to meet enrollment restoration. There is hope that opening the Bundy campus and dual enrollment will increase FTEs for summer. Strategies to increase enrollment include following up with applicants who have not enrolled and working with out-of-state students to apply and enroll on line.
- Budget Update: The budget includes \$30 million for equalization, the restoration of Partnership for Excellence funds, \$33 million backfill for 2003-04 property tax shortfall, \$10 million of one-time to pay back log of mandated costs. 4.3 percent cost of living; 3 percent growth; and the state will not shift the state STRS contribution to districts.

V. ACADEMIC SENATE REPORT

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA

It is recommended that the Board of Trustees take the action requested on Consent Agenda Recommendations #2-#17.

Recommendations pulled for questions/clarification and returned to Consent Agenda: #2-A, #2-B, #4, #6, #10-D

Recommendation pulled from Consent Agenda (no action taken) #10-B

Action on Consent Agenda

MOTION MADE BY: Dorothy Ehrhart-Morrison
 SECONDED BY: Susan Aminoff
 STUDENT ADVISORY: Aye
 AYES: 7
 NOES: 0
 ABSTAIN: Margaret Quiñones on #7 and #8

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: ANNUAL RECOMMENDATIONS

RECOMMENDATION NO. 2 ANNUAL CONTRACTS AND CONSULTANTS

2-A ACADEMIC AND STUDENT AFFAIRS

Requested Action: Approval

| | | | |
|--|--|--|--|
| Gregory F. Barattini, International Marketing Consultant | Advertising campaign to promote Santa Monica College for international student enrollment/recruitment | \$3,000 per month, plus expenses (replaces Board action of 6/6/05) | 2005-06 District Budget/International Students |
| Davidson and Choy Publicity | Public relations and arts media outreach services related to the Performing Arts Center project. Comment: Davidson and Choy Publicity has extensive experience in promoting arts entertainment including print, internet, radio and television media. | \$1,000 per month, plus reimbursement of actual and necessary expenses | 2005-2006 Budget/Madison Theater |

2-B ORGANIZATIONAL MEMBERSHIPS, 2005-06

District-Wide Organizations

American Association of Collegiate Registrars and Admissions Officers (AACRAO)
California Association of Institutional Research
California Community College Registrars and Admissions Officers (CACCRAO)
California Space Authority
International Society for the Performing Arts Foundation
National Orientation Director's Association (NODA)
Vernon Chamber of Commerce

Comment: These are additional organizational memberships for 2005-06.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 3 **CONTRACTS AND CONSULTANTS**

Requested Action: Approval/Ratification

3-A PLANETARIUM LECTURES - SUMMER AND FALL, 2005

| | | |
|---------------------------|--------------------|----------|
| Jose Borrero | July 29, 2005. | \$120.00 |
| The Great Tsunami and Us | | |
| Todd & Robin Mason | September 30, 2005 | \$120.00 |
| The Journey to Palomar | | |
| Sarah Gallagher | October 28, 2005 | \$120.00 |
| Galactic Train Wrecks | | |
| Richard Zurek | November 18, 2005 | \$120.00 |
| The Next Mission to Mars! | | |

Funding Source: Fees will be covered by tickets sales.

3-B WORK STUDY AGREEMENT

Provider: CSUN
UCLA

Service Fees: CSUN 45% of the students' salary paid by SMC
UCLA 50 percent + share of Workers Comp; Unemployment and Medicare; and 5 percent administrative fees paid by SMC

Term of Contract: July 1, 2005 through June 30, 2006

Funding Source: 2005-2006 Budget/Academic Affairs (District's share)

Service: The District pays the percentage of the students' wages as indicated. Tutors may work in English, Social Science, Math, Modern Language or Science fields.

Comments: This renewal agreement allows university work-study students to be placed at Santa Monica College.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 3 **CONTRACTS AND CONSULTANTS** *(continued)*

3-C CONSULTANTS FOR HUMAN RESOURCES

| | | | |
|---|--|--|---|
| Ken Cloke <i>dba Center for Dispute Resolution</i> | For facilitation services related to negotiations and other personnel matters Comment: This increase is necessary for additional meetings held during 2004-05. | Increase of \$9,000, for an amended amount not to exceed \$20,000. (\$2,000 per day plus expenses) | 2004-2005 District Budget/Human Resources |
| Robert Steinberg | For mediation services related to arbitration, mediation and hearings related to faculty grievances | \$850 per day for an amount not to exceed \$3,000 | 2004-2005 District Budget/Human Resources |
| Westfield Investigations | To conduct background investigations for Community College Police Officer candidates and prepare written evaluations for each candidate. Comment: This increase is needed to cover the costs of additional background investigations. | Increase of \$1,500 for an amended amount not to exceed \$4,500 (\$560 per candidate) | 2004-2005 District Budget/Human Resources |

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: ACADEMIC AND STUDENT AFFAIRS

RECOMMENDATION NO. 4 **NEW COURSES**

Requested Action: Approval

New Courses

- ASL 01: American Sign Language
- COSM 64: Salon Management
- CS 23: Expert Systems and Chatbots
- CS 41: Linux Workstation Administration
- ET 20: Visual Development
- ET24B: 3D Character Animation
- ET 31A: Digital Video Fundamentals
- ET 32: Digital Compositing
- ET 39: Web Design Project
- ET 47: Digital Audio for Games
- ET 59: Motion Graphics II
- ET 60: Post Production Project
- ET 63: Digital Tracking and Integration
- ET 65: Digital Effects II
- ET 80: Digital Effects Project
- GR DES 18: Introduction to Design Application
- GR DES 35: Drawing for Graphic Design

Certificate

Department Certificate of Completion: Salon Business Certificate

Comment: The courses above have been approved by the appropriate departments, appropriate administrators, the Academic Senate Joint Curriculum Committee and the Academic Senate, and were presented to the District Planning and Advisory Council.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 5 ACADEMIC PERSONNEL

Requested Action: Approval/Ratification

All personnel will be properly elected in accordance with district policies, salary schedules, and appropriate account numbers.

EFFECTIVE DATE

ELECTIONS

ADMINISTRATIVE

Furuyama, Ron Project Manager, Dual Enrollment 07/01/05 - 06/30/06
(renewal/categorical position/50%)

Hylar, Maral Project Manager, Dual Enrollment 07/01/05 - 06/30/06
(renewal/categorical position/50%)

CONTRACT

Shapiro, Elisha Instructor, English/Basic Skills 08/23/05
Thiercof, Holly Instructor, Nursing 08/23/05

TEMPORARY HOURLY FACULTY

(List on file in the Office of Humans Resources - Academic)

LEAVE OF ABSENCE WITH PAY

REDUCTION IN ASSIGNMENT

Bland, James Instructor, Life Sciences 08/23/05 - 06/13/06
Comment: Mr. Bland has requested a reduction of his assignment
to 60% for the
2005-06 academic year.

SEPARATIONS

RETIREMENT

Jones, Lillian Instructor, History 07/31/05

The Board hereby accepts immediately the retirement of the above listed personnel to be effective as indicated.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 6 CLASSIFIED PERSONNEL - ESTABLISH POSITIONS

Requested Action: Approval/Ratification

| Position | Department | FTE |
|---|---|---|
| Systems Administrator | Network Services | 1.0 FTE |
| Athletic Trainer II | Athletics | 0.5 FTE |
| Personnel Specialist I | Human Resources | 1.0 FTE |
| Accountant (2 positions) | Fiscal Services | 1.0 FTE (each) |
| Accounting Specialist II | Fiscal Services | 1.0 FTE |
| Pipe Fitter-Sprinkler Systems | Facilities | 1.0 FTE |
| Groundskeeper (2 positions) | Facilities | 1.0 FTE (each) |
| Lead Custodian (NS-II) | Facilities | 1.0 FTE |
| Custodian (6 positions, NS-II) | Facilities | 1.0 FTE (each) |
| Building Repair Worker | Facilities | 1.0 FTE |
| Painter | Facilities | 1.0 FTE |
| Administrative Assistant II | Facilities Planning | 1.0 FTE |
| Instructional Assistant-English (3 half-time positions) | English Department | 0.46 FTE (each) [11-month positions] |
| Instructional Assistant-Math | Math Department | 0.46 FTE [11-month position] |
| Cosmetology Assistant (half-time position) | Cosmetology Department | 0.46 FTE [11-month position] |
| Entertainment Technology Services Manager | Academy of Entertainment and Technology | 1.0 FTE |
| Admissions and Records Clerk I | Emeritus College | 0.5 FTE |
| Department Secretary I | Academic Senate | Increase from 15 to 20 hours per week (0.5 FTE) |

Comment: The recommended classified positions are the result of the District process which is initiated by department requests. The list of requested positions is reviewed and prioritized by senior administrative staff and submitted for Board approval. Upon approval, the Personnel Commission will continue the process to fill the positions. These are existing classifications and the positions are included in the 2005-06 tentative budget.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 7 CLASSIFIED PERSONNEL - REGULAR

Requested Action: Approval/Ratification

All personnel assigned into authorized positions will be elected to employment (Merit System) in accordance with District policies and salary schedules.

ELECTIONS

PROBATIONARY

| | | |
|---------------------|---|----------|
| Becerra, Cesar | Community College Police Officer Trainee, Coll Police | 07/05/05 |
| Carter, Jermaine | Custodian/NS-II, Operations | 06/20/05 |
| Echeverria, Alberto | Community College Police Officer Trainee, Coll Police | |
| Hearn, Steve | Community College Police Officer Trainee, Coll Police | 06/27/05 |
| Kinney, Janine | Personnel Specialist I, Human Resources | 06/20/05 |
| Ruetz, Russell | Community College Police Officer Trainee, Coll Police | 06/27/05 |

VOLUNTARY REDUCTION IN HOURS/TEMPORARY

| | |
|--|---------------------|
| Goodrich, Marilyn | 07/01/05 - 06/30/06 |
| Fr: Administrative Asst. I, Student Judicial Affairs, 12 mos, 40 hrs | |
| To: Administrative Asst. I, Student Judicial Affairs, 12 mos, 32 hrs | |

CHANGE IN WORKSHIFT/PERMANENT

| | |
|---|----------|
| Dhruv, Chandra | 07/01/05 |
| Fr: Cash Receipts Coordinator/NS-I, Station C, 12 mos, 40 hrs | |
| To: Cash Receipts Coordinator/Day, Station C, 12 mos, 40 hrs | |
| Martin, Samuel | 07/01/05 |
| Fr: Custodian/Day, Operations, 12 mos, 40 hrs | |
| To: Custodian/NS-I, Operations, 12 mos, 40 hrs | |
| Quinn, Alvin | 07/01/05 |
| Fr: Custodian/Day, Operations, 12 mos, 40 hrs | |
| To: Custodian/NS-I, Operations, 12 mos, 40 hrs | |

WORKING OUT OF CLASSIFICATION (Additional responsibilities)

| | | |
|---|-------|---------------------|
| Bowen, Michelle, Personnel Specialist I, Personnel Commission | +5% | 07/01/05 |
| Cole, Gina, Department Secretary I, Community Relations | +15% | 07/01/05 |
| Dammer, Robert, Technology Projects Mgr, Network Svcs | +7.5% | 07/01/05 |
| Graupman, Joyce, Personnel Specialist I, Personnel Commission | +5% | 07/01/05 |
| Looney, Brant, Systems Administrator, AET | +5% | 07/01/05 - 12/31/05 |
| Martin, Raymond, Telecom Tech II, Telecom | +10% | 07/01/05 - 12/31/05 |
| Moss, Lisa, Department Secretary II, Personnel Commission | +5% | 07/01/05 |
| Rojas, Anna, Administrative Assistant I, Library | +5% | 07/01/05 |
| Rojas, Dan, Network Computer Analyst, Network Services | +5% | 07/01/05 |
| Wu, Frank, Database Administrator, Info Mgmt | +7.5% | 07/01/05 |

ADVANCED STEP PLACEMENT

(The employee listed has met the standards for Advanced Step Placement. Salary advance payment is retroactive to initial hire date)

| | | |
|---|--------|----------|
| Franco, Sandra, Admiss & Rec Clk I, A & R | Step C | 05/09/05 |
| Garcia, Renay, Admiss & Rec Clk I, A & R | Step C | 05/09/05 |

LEAVE OF ABSENCE WITH DIFFERENCE INPAY

MILITARY

Carter, Thomas, Events Technician, Campus Events 07/01/05 - 06/30/06

SEPARATIONS

39 MONTH RE-EMPLOYMENT LIST

| | | |
|----------------|------------|----------|
| Tyson, Carmela | Accountant | 06/27/05 |
|----------------|------------|----------|

DISMISSAL

| | | |
|---------------|--------------------------------------|----------|
| Walter, Craig | Parking Security Officer, Col Police | 07/08/04 |
|---------------|--------------------------------------|----------|

RETIREMENT

| | | |
|--------------|-----------------------|----------|
| Oliver, Odis | Custodian, Operations | 07/16/05 |
|--------------|-----------------------|----------|

The Board hereby accepts immediately the retirement of the above listed personnel to be effective as indicated.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 8 **CLASSIFIED PERSONNEL - LIMITED TERM**

Requested Action: Approval/Ratification

All personnel assigned to limited term employment (Merit System) will be elected in accordance with District policies and salary schedules. No limited term assignment shall exceed 120 working days per fiscal year.

ELECTIONS

PROVISIONAL

| | |
|--|---------------------|
| Acquista, Andrew, Accompanist Percussion, KDR | 06/20/05 - 06/30/05 |
| Berens, Trevor, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Bofird, Pat, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Cooper, Joyce, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Emata, Myrna, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Gothold, Julia, Administrative Assistant II, Madison Theatre | 05/02/05 - 06/30/05 |
| Hedderich, Joe, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Parker, Khalif, Registration Clerk, Financial Aid | 06/08/05 - 06/30/05 |
| Semple, Katherine, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |
| Tanji, Mona, Sign Language Interpreter III, DSC | 01/03/05 - 06/30/05 |
| Toomy, Kathy, Instructional Assistant, ESL | 06/27/05 - 06/30/05 |
| Walker, Fred, Accompanist Percussion, KDR | 06/20/05 - 06/30/05 |
| Warnecke, Janet, Sign Language Interpreter I, DSC | 01/03/05 - 06/30/05 |
| Watkins, Deanna, Accompanist Dance, KDR | 06/20/05 - 06/30/05 |

LIMITED TERM

| | |
|---|---------------------|
| Ellison, Monti, Accompanist Percussion, KDR | 06/20/05 - 06/30/05 |
| Fusillo, Angela, Administrative Assistant I, Emeritus | 06/14/05 - 06/30/05 |
| Ostorga, Debbie, Counseling Aide, Student Life | 01/03/05 - 06/23/05 |
| Reed, Jeffery, Accompanist Percussion, KDR | 06/20/05 - 06/30/05 |
| Tseng, Roberta, Counseling Aide, Counseling | 05/23/05 - 06/30/05 |

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 9 CLASSIFIED PERSONNEL - NON MERIT

Requested Action: Approval/Ratification

All personnel assigned to non-merit employment will be elected on a limited term basis to be used as needed in accordance with District policies and salary schedules.

ELECTIONS

STUDENT EMPLOYEES

| | |
|--------------------------------------|----|
| CalWORKS | 1 |
| \$7.00/hr | |
| College Student Assistant | 19 |
| \$7.00/hr | |
| College Work-Study Student Assistant | 1 |
| \$7.00/hr | |

SPECIAL SERVICES

| | |
|----------------------------------|----|
| Art Model | 53 |
| \$14.00/hr | |
| Community Services Specialist I | 61 |
| \$27.40/hr | |
| Community Services Specialist II | 47 |
| \$38.00/hr | |
| Recreation Director I | 6 |
| \$8.12/hr | |
| Recreation Director II | 4 |
| \$10.59/hr | |
| Tutorial Aide | 2 |
| \$10.50/hr | |
| Volunteers | 1 |

List(s) available in the Human Resources Office and attached to permanent minutes.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES & FISCAL

RECOMMENDATION NO. 10 FACILITIES

Requested Action: Approval/Ratification

10-A CHANGE ORDER NO. 8 - RENOVATION OF WEST BUILDING, BUNDY CAMPUS

Change Order No. 8 BERNARDS BROTHERS CONSTRUCTION COMPANY. on the Renovation Of West Building, Bundy Campus project in the amount of \$88,344.

| | |
|--------------------------|---------------|
| Original Contract Amount | \$ 14,985,000 |
| Change Order No. 1 | 6,900 |
| Change Order No. 2 | 297,479 |
| Change Order No. 3 | 47,659 |
| Change Order No. 4 | 137,389 |
| Change Order No. 5 | 19,868 |
| Change Order No. 6 | 20,523 |
| Change Order No. 7 | 31,960 |
| Change Order No. 8 | <u>88,344</u> |
| Revised Contract Amount | \$15,635,122 |

| | |
|--------------------------------|----------------|
| Original Contract Time | 240 days |
| Time Extension Change Order #4 | <u>46 days</u> |
| Current Revised Contract Time | 286 days |

Funding Source: Measure U

Comment: Change Order No. 8 provides for seismic attachments, a new hydraulic elevator pump, and fire blocking material at the perimeter of the building between floors to comply with current code.

10-B CHANGE ORDER NO. 2 - SITE IMPROVEMENTS AT BUNDY CAMPUS - PHASE 3 PULLED (No action taken)

Change Order No. 2 BERNARDS BROTHERS CONSTRUCTION COMPANY. on the Site Improvements at Bundy Campus - Phase 3 project in the amount of \$157,222.

| | |
|--------------------------|----------------|
| Original Contract Amount | \$ 1,659,000 |
| Change Order No. 1 | 22,104 |
| Change Order No. 2 | <u>157,222</u> |
| Revised Contract Amount | \$1,838,326 |

| | |
|-------------------------------|---------|
| Original Contract Time | 90 days |
| Current Revised Contract Time | 90 days |

Funding Source: Measure U

Comment: Change Order No. 2 provides for remediation of saturated soil due to severe and heavy rain fall as recommended by the soils engineer.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 10 FACILITIES *(continued)*

10-C REDUCTION IN RETENTION AMOUNT - RENOVATION OF WEST BUILDING, BUNDY CAMPUS

Reduce the retention amount held from BERNARDS BROS. INC. for the Renovation of West Building, Bundy Campus project from 10% to 5% of the contract amount.

Funding Source: Measure U

Comment: The public contract code gives the District the option of reducing the retention amount held from the contractor when the project is substantially completed.

10-D AGREEMENT FOR CIVIL ENGINEERING SERVICES - BUNDY CAMPUS ROADWAY

Agreement with INCLEDON KIRK ENGINEERS for civil engineering services related to the design of an entry roadway to the Bundy Campus site for an amount not to exceed \$10,000 plus reimbursable expenses.

Funding Source: Measure U

Comment: This agreement provides engineering services and a topographic survey of the area of Donald Douglas Loop South and Airport Avenue at the Santa Monica Airport in preparation of a design for an access roadway from the Bundy site to Airport Avenue. The District is working cooperatively with the City of Santa Monica to plan this access route.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 10 FACILITIES (continued)

10-E CHANGE ORDER NO. 3 & NO. 4 - NEW MUSIC COMPLEX & PERFORMING ARTS CENTER

Change Order No. 3 - FTR INTERNATIONAL, Inc. on the New Music Complex & Performing Arts Center in the amount of \$3,492

Change Order No. 4 in the amount of \$17,654

| | |
|--------------------------|--------------|
| Original Contract Amount | \$30,780,000 |
| Change Order No. 1 | 15,360 |
| Change Order No. 2 | 4,174 |
| Change Order No. 3 | 3,492 |
| Change Order No. 4 | 17,654 |
| Revised Contract Amount | \$30,820,680 |

| | |
|-------------------------------|----------|
| Original Contract Time | 670 days |
| Current Revised Contract Time | 670 days |

Funding Source: Measure U, Measure S

Comment: Change Order No. 3 provides for demolition and removal of an existing unforeseen concrete corbel on the south wall of the Rehearsal Hall.

Change Order No. 4 provides for the extension of the new storm drain system to tie into existing roof drains, labor and materials to combine 3 spread footings into a single mat footing, and the removal of an unforeseen concrete obstruction adjacent to the existing building.

10-F AMENDMENT - CPI INCREASE ON ANNUAL LEASE

Increase the monthly lease with the CITY OF SANTA MONICA for the following facility to reflect the annual CPI increase of 4.8%:

| <u>Facility</u> | <u>Increase</u> | <u>New Amount</u> | <u>Effective</u> |
|-------------------------------|-----------------|-------------------|------------------|
| <u>Date</u> Airport Campus | \$878.60 | \$19,182.67 | July 1, |
| 2005 | | | |

Comment: The annual CPI increase is included in the agreement with the City. This facility is 26,549 square feet.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 10 FACILITIES (continued)

10-G QUARTERLY POOL PAYMENTS UNDER JOINT USE OF FACILITIES AGREEMENT

Quarterly payments to the CITY OF SANTA MONICA for the District's share of maintenance and operation costs of the pool under the terms of the Joint Use of Facilities Agreement:

| | |
|-------------------------------------|--------------------|
| October 1, 2004 - December 31, 2004 | \$56,393.60 |
| January 1, 2005 - March 31, 2005 | <u>\$66,244.71</u> |
| Total | \$122,638.31 |

Funding Source: 2004-2005 District General Fund

Comment: Under the terms of the Joint Use of Facilities Agreement with the City of Santa Monica, the District pays a pro rata share based on the number of hours the College uses the pool compared to the total hours of pool use by all parties.

10-H PAYMENT OF SOFTWARE LICENSE FEE FOR FACILITIES UTILIZATION & SPACE INVENTORY PROGRAM

Payment to FOUNDATION FOR CALIFORNIA COMMUNITY COLLEGES in the amount of \$4,709.93 for the annual Facilities Utilization & Space Inventory Options Net (FUSION) program license fee.

Funding Source: 2005-2006 Capital Outlay Fund

Comment: FUSION is used for the mandated submission of District space inventories, capital plans, project tracking and reporting and facility condition assessment information required by the Chancellor's Office. The fee is calculated as \$0.008 per assignable square foot and is based on each district's most recent (2004-05) space inventory.

| | |
|---|-------------------------------|
| BOARD OF TRUSTEES Santa Monica Community College District | Action July 6, 2005 |
|---|-------------------------------|

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 11 BUDGET TRANSFERS

Requested Action: Approval/Ratification

11-A FUND 01.0 - GENERAL FUND - UNRESTRICTED

Period of May 26, 2005-June 17, 2005

| Object Code | Description | Net Amount of Transfer |
|-------------|-----------------------------|------------------------|
| 1000 | Academic Salaries | 0 |
| 2000 | Classified/Student Salaries | 13,900 |
| 3000 | Benefits | 0 |
| 4000 | Supplies | 19,659 |
| 5000 | Contract Svcs/Operating Exp | -84,159 |
| 6000 | Sites/Bldgs/Equipment | 50,600 |
| 7000 | Student Payments | 0 |
| Net Total: | | 0 |

11-B FUND 01.3 - GENERAL FUND - RESTRICTED

Period of May 26, 2005-June 17, 2005

| Object Code | Description | Net Amount of Transfer |
|-------------|-----------------------------|------------------------|
| 1000 | Academic Salaries | -8,607 |
| 2000 | Classified/Student Salaries | -86,933 |
| 3000 | Benefits | -137,730 |
| 4000 | Supplies | 95,012 |
| 5000 | Contract Svcs/Operating Exp | 25,655 |
| 6000 | Sites/Bldgs/Equipment | 105,796 |
| 7000 | Student Payments | 6,807 |
| Net Total: | | 0 |

Comment: The Adopted Budget needs to be amended to reflect the totals of the departmental budgets. Only the net amount of the transfers in or out of the object codes is shown. In addition to the budget adjustments, transfers result from requests by managers to adjust budgets to meet changing needs during the course of the year.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 12 **BUDGET AUGMENTATION FOR RESTRICTED**
GENERAL FUND

Requested Action: Approval/Ratification

12-A BOARD FINANCIAL ASSISTANCE PROGRAM (BFAP)

Granting Agency: State of California
Appropriated Funding: \$579,556
Matching Funds: not applicable
Performance Period: July 1, 2003 - September 30, 2004
Summary: The District was allowed to spend funds in 2004-05 due to delay in 2003-04 funding and such was omitted when the budget was adopted.

Budget Augmentation: Income:
8000 State Income \$579,556
Expenditures:
1000 Academic Salaries \$54,008
2000 Non-Academic \$61,114
3000 Employee Benefits \$16,469
4000 Supplies \$5,085
5000 Contract Services \$290,292
6000 Equip/Capital Outlay \$152,588

12-B **PARKING FEES**

Granting Agency: Not applicable
Appropriated Funding: \$155,413
Matching Funds: not applicable
Performance Period: July 1, 2004 - June 30, 2005
Summary: An increase in the sale of parking permits resulted in additional parking income. Parking fees are used to make COP payments on the parking structures.

Budget Augmentation: Income:
8000 Parking \$155,413
Expenditures:
6000 Equip/Capital Outlay \$155,413

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 12 **BUDGET AUGMENTATION FOR RESTRICTED**
GENERAL FUND

12-C DISABLED STUDENT PROGRAM & SERVICES (DSP&S)

Granting Agency: State of California
Appropriated Funding: \$190,508
Matching Funds: not applicable
Performance Period: July 1, 2004 - June 30, 2005
Summary: The District received an additional DSP&S allocation from the Chancellor's Office

Budget Augmentation: Income:
8000 State Income \$190,508
Expenditures:
1000 Academic Salaries \$140,508
2000 Non-Academic \$50,000

12-D BLOCK GRANT

Granting Agency: State of California
Appropriated Funding: \$266
Matching Funds: not applicable
Performance Period: July 1, 2004 - June 30, 2005
Summary: The District received an additional Block Grant allocation from the Chancellor's Office

Budget Augmentation: Income:
8000 State Income \$266
Expenditures:
6000 Equip/Capital Outlay \$266

12-E EVEN START

Granting Agency: State of California
Appropriated Funding: \$4,500
Matching Funds: not applicable
Performance Period: July 1, 2004 - June 30, 2005
Summary: The District received an additional allocation from the California Department of Education for instruction and general supplies

Budget Augmentation: Income:
8000 State Income \$4,500
Expenditures:
4000 Supplies \$4,500

Comment: The new Los Angeles County Office of Education PeopleSoft system requires budget adjustments for the restricted fund income and expenses when it exceeds the amount in the Adopted Budget.

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 13 COMMERCIAL WARRANT REGISTER

Requested Action: Approval/Ratification

May 1 - May 31, 2005 1578 - 1618 \$8,267,590.13

Comment: The detailed commercial warrant documents are on file
in the Accounting Department.

RECOMMENDATION NO. 14 PAYROLL WARRANT REGISTER

Requested Action: Approval/Ratification

May 1 - May 31, 2005 C1J - C2K \$6,933,949.28

Comment: The detailed payroll register documents are on file
in the Accounting Department.

RECOMMENDATION NO. 15 AUXILIARY PAYMENTS & PURCHASE ORDERS

Requested Action: Approval/Ratification

Payments were authorized upon delivery and acceptance of the items ordered, or performance of the service. All purchases and payments were made in accordance with Education Code requirements and allocated to approved budgets in the Bookstore fund, Trust fund and other Auxiliary funds.

| | Payments | Purchase |
|----------------------|-----------|----------|
| Orders | | |
| May 1 - May 31, 2005 | \$698,352 | \$8,823 |

Comment: The detailed Auxiliary payment documents are on file
in the Auxiliary Operations Office.

RECOMMENDATION NO. 16 DIRECT PAYMENTS

Requested Action: Approval/Ratification

Payments were authorized upon delivery and acceptance of the items ordered, or performance of the service. All payments were made in accordance with Education Code requirements and allocated to approved budgets. List on file in Business Office.

May 1 - May 31, 2005 D001176 - D001344
\$1,925,657.79

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 17 PURCHASING

Requested Action: Approval/Ratification

17-A AWARD OF PURCHASE ORDERS

Payments are authorized upon delivery and acceptance of the items ordered, or performance of the service. All purchases and payments are made in accordance with Education Code requirements and allocated to approved budgets. Lists on file in the Purchasing Department

May 1 - May 31, 2005

\$730,370.95

17-B PARTICIPATION IN PURCHASE AGREEMENTS

Authorize the use of the following purchase agreements and the award of purchase orders:

1. State of California Department of General Services' California Multiple Awards Schedule (CMAS) contract #3-04-00-0248 6A with NEC United Solutions, Inc. for computer server maintenance service for MIS and the Library.

Authorize the award of a purchase order to NEC United Solutions, Inc. for the annual CISCO Smartnet server maintenance for MIS and Library servers in an amount not to exceed \$116,000.

Funding Source: 2005-2006 Network Services Budget

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 17 PURCHASING (continued)

17-C RESOLUTION DESIGNATION OF SOLE SOURCE FOR DATABASE/INTERNET MANAGEMENT SYSTEM LICENSE RENEWAL AND MAINTENANCE/SUPPORT

WHEREAS, the Governing Board recognizes that California Public Contract Code Section 20651 requires competitive bidding in designated circumstances before awarding a contract; and,

WHEREAS, the Governing Board finds that it needs a unique produce or services and only one source will meet the needs of the District; and,

WHEREAS, the Governing Board had cautiously exercised due diligence in determining that the product or services, same or equal, is not available from any other source; and,

WHEREAS, the Governing Board understands that awarding a contract without competitive bidding as otherwise required may result in legal and financial risk should there be a source, same or equal, for the product or services;

THEREFORE BE IT RESOLVED, that a contract is approved by unanimous action of the Governing Board as follows:

Supplier or Contractor Name: Oracle Corporation
Description of the Product or Services: Oracle
Maintenance & Support
Amount: Not to exceed \$160,000

Funding Source: 2005-2006 Information Management Budget

Comment: The District has a multi-year site license agreement with Oracle. No third party can provide the annual site license renewal and maintenance/support for the Oracle system.

17-D AWARD OF CONTRACT - COIN/DEBIT CARD COPIERS AND PRINT SERVERS

Award a contract to QUALITY COPY INC. for coin and/or debit card copier machines and computer Pay-for-Print service at the Bundy campus for the period of July 15, 2005 through July 14, 2008 with two additional one-year options. Quality Copy Inc. will pay a nominal commission to the District.

Comment: Proposals were solicited through a Request for Proposals process through advertisement and a general mailing. This contract provides on-site services requested by students.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 18 2005-2006 SABBATICALS

It is recommended that the Board of Trustees approve one-semester sabbaticals for the following full-time faculty for 2005-2006:

- Marilyn Adler, Health Science (Spring 2006): The scope of Professor Adler's leave includes professional development and formal study at the Clayton College of Natural Health. Professor Adler will pursue a Natural Wellness Certificate and develop a course that explores Alternative Health Modalities among Diverse Populations.
- Jan Austin, Earth Sciences (Spring 2006): Professor Austin proposes a program of research with the intent of developing a paper for possible publication in the Journal of Human Evolution or others. She will also convert several lab courses and develop a lecture series for Anthropology 9.
- Suzanne Borgehei, History (Spring 2006): Professor Borgehei proposes a program of independent research and field study. She will use material gathered during travel to the Midwest, Northeast and Lower South regions of the United States to revise several history classes and her class syllabi and create visual materials to illustrate lectures.
- Suellen Gauld, Earth Science (Fall 2005): Professor Gauld will engage in research and field study at a prehistoric site in Turkey called Domuztepe and use this research to prepare two research papers. She will also participate in a symposium on skull modifications and mortuary practices at the Annual Conference of the Association of European Archaeologists.
- Christine Holmgren, Philosophy (Spring 2006): Professor Holmgren will enroll in classes at several colleges and universities in Boulder, Colorado including the University of Colorado's Peace and Conflict Studies program and the Shambhala School of Buddhist Studies. She will use these studies to enhance the curriculum of the new Philosophy course, "Nonviolent Resistance: A Historical and Philosophical Examination."
- Anne Marie Karlsen, Art (Fall 2005): Professor Karlsen has been awarded an Artist in Residence Fellowship at the Salzburg Kunstlerhaus in Salzburg, Austria. During the Fellowship, she will establish connections with artists and art professionals affiliated with the Kunstlerhouse and other art institutions in Austria. She will also create 15 artworks while in residence.
- Lesley Kawaguchi, History (Spring 2006): Through professional development and field study, Professor Kawaguchi proposes to gather historical materials that document the existence of and changes in ethnic and racial communities in the Los Angeles Area. She will incorporate the materials she documents in several History courses.

- Peter Morse, Physical Sciences (Fall 2005): Professor Morse proposes to revamp the conceptual physics program through partnerships with SMC's Education Department and teacher training programs at local four-year institutions; change the pedagogy of the conceptual physics course to better meet the needs of students, especially those who are future teachers; and develop physical resources and mentoring services for part-time instructors teaching in the program.

Comment: The Joint Academic Senate Sabbaticals/Fellowships Committee is recommending that the Board of Trustees approve the sabbaticals listed above. The collective bargaining contract with the Faculty Association requires the District to fund the equivalent of eight semesters of sabbaticals each academic year.

MOTION MADE BY: Herbert Roney
SECONDED BY: Rob Rader
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 19 **RE-APPOINTMENTS TO CITIZENS' BOND**
OVERSIGHT COMMITTEE

It is recommended that the Board of Trustees approve the re-appointment of six members to the Citizen's Bond Oversight Committee.

Re-appointment of members for two-year terms, 2005-2007:

- Veronica Lopez, SMC student*
- Dr. Eleanore Meyer, Local Business Community
- Linda Sullivan, Local Business Community
- Irma Vargas, Local Business Community
- Joe Weichman, SMC Alum
- Dr. Allen Weiss, Senior Citizens' Organization/Malibu resident

**The student member may serve for up to six months following graduation*

Comment: This action calls for the re-appointment of six members of the Citizens' Bond Oversight Committee whose terms expire in July, 2005. The bylaws of the Citizens' Bond Oversight Committee in compliance with Education Code Section 15282 states that the committee shall consist of a minimum of seven members representing (1) local business community, (2) senior citizen's organization, (3) taxpayers' organization, (4) student, (5) college advisory board or foundation. Currently, there are 14 members on the Committee.

MOTION MADE BY: Margaret Quiñones
 SECONDED BY: Rob Rader
 STUDENT ADVISORY: Aye
 AYES: 7
 NOES: 0

| | |
|---|---------------|
| BOARD OF TRUSTEES | Action |
| Santa Monica Community College District | July 6, 2005 |

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 20

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED \$90,000,000 OF SANTA MONICA COMMUNITY COLLEGE DISTRICT GENERAL OBLIGATION BONDS, 2002 ELECTION, 2005 SERIES C AND ORDERING CERTAIN ACTIONS IN CONNECTION THEREWITH

AMENDED

WHEREAS, the issuance of not to exceed \$160,000,000 aggregate principal amount of general obligation bonds (the "Authorization") of the Santa Monica Community College District (the "District"), County of Los Angeles (the "County"), State of California, was authorized at an election (the "Election") held in said District on March 5, 2002, the proceeds of which are to be used for the financing and refinancing of construction, equipping, furnishing and improvement of certain specified capital facilities of the District; and

WHEREAS, the Registrar-Recorder of the County has certified to the effect that the official canvass of returns for the Election reflected that more than fifty-five percent (55%) of the votes cast on the District's bond measure submitted to the voters at the Election (the "Measure") were cast in favor of the Measure, and such result has been entered in the minutes of this Board of Trustees (the "District Board"); and

WHEREAS, Section 15140 of the Education Code of the State of California authorizes the Board of Supervisors of the County (the "County Board") to borrow funds through the issuance of bonds in the name and on behalf of the District, pursuant to a resolution adopted by the District; and

WHEREAS, \$46,999,971.25 aggregate principal amount of general obligation bonds under the Authorization have heretofore been issued in two prior series of bonds by the County Board on behalf of the District; and

WHEREAS, it now appears to this District Board that financial market conditions are favorable for the issuance and sale of not to exceed **\$90,000,000** in one or more series of bonds of the Authorization to be used for the financing of construction, equipping, furnishing and improvement of certain capital facilities and the refinancing of certain real property acquisition and improvements as permitted in the official Project List of the District approved at the Election; and

WHEREAS, this District Board hereby determines that such bonds should be offered at this time, in one or more series, and requests the County Board to offer such bonds for sale;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Santa Monica Community College District as follows:

Section 1. This District Board hereby determines that general obligation bonds of the District in the aggregate principal or issue amount of not to exceed **\$90,000,000** (the "Bonds") be offered for sale, in one or more series, the proceeds of which are to be used for financing the construction, equipping, furnishing and improvement of

certain capital facilities and the refinancing of certain real property acquisition and improvements of the District as permitted in the official Project List of the District approved at the Election.

Section 2. For the above purposes, this District Board hereby requests the County Board to issue the Bonds and to order such Bonds to be sold to RBC Dain Rauscher, Inc, as the Underwriter, at a negotiated sale in accordance with a Contract of Purchase to be prepared and entered into by and among the District, the County and the Underwriter in connection with the sale of the Bonds, substantially in the form submitted to and considered by this Board (the "Contract of Purchase"). The Bonds will be issued at a true interest cost not to exceed 8% per annum and shall not exceed 25 years in maturity from their date of issuance. The form of Contract of Purchase on file with the District Board is hereby approved and the Interim Superintendent/President of the District, its Vice President, Business & Administration or any designee of either thereof (each, an "Authorized Officer,"), and each of them is hereby authorized to execute the Contract of Purchase, with such changes therein, deletions therefrom and modifications thereto as such Authorized Officer may approve, such approval to be conclusively evidenced by the execution and delivery thereof. The District has instructed the Underwriter to establish the terms, series, interest structure and redemption provisions for the Bonds in order to take advantage of financial market conditions prevailing at the date of sale of the Bonds under the Contract of Purchase. Depending upon market conditions, the District may elect to purchase bond insurance to secure the payment of principal of and interest on or accreted value of the Bonds, or any portion thereof.

Section 3. The District Board hereby approves the use by the Underwriter of a Preliminary Official Statement relating to the Bonds, substantially in the form submitted to and considered by this District Board (the "Preliminary Official Statement") and following pricing, an Official Statement in connection with the sale of the Bonds (the "Official Statement"), in each case with such changes as may be approved by the Authorized Officer and such other officers of the District as may be authorized by the District Board are, and each of them acting alone hereby is, authorized to deliver copies of the Preliminary Official Statement and the Official Statement with such changes therein as such Authorized Officer shall approve, in his or her discretion, as being in the best interests of the District. Upon the approval of such changes by such Authorized Officer, the Preliminary Official Statement shall be "deemed final" as of its date except for the omission of certain information as provided in and pursuant to Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (the "Rule"). The Authorized Officer is hereby authorized and directed to execute such Official Statement with such changes therein, deletions therefrom and modifications thereto as such Authorized Officer may approve, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 4. The Bonds shall be issued in book-entry only form, to be lodged with The Depository Trust Company ("DTC") in New York, New York, which shall be the registered owner of the Bonds issued at the closing in the form of a single certificated Bond for each maturity within a series of the Bonds described in the Contract of Purchase. The Underwriter is directed to assist the District and the County in qualifying the Bonds for deposit with DTC.

Section 5. Unless the Treasurer and Tax Collector of the County (the "Treasurer") shall appoint a commercial bank as paying agent in connection with the closing of the Bonds, the Treasurer shall serve as Paying Agent for the Bonds, the first annual fees for which shall be paid from proceeds of the Bonds; subsequent annual fees shall be paid from ad valorem property tax levies within the District.

Section 6. The District Board hereby confirms the designation of RBC Dain Rauscher, Inc. as Underwriter and the law firm of

Fulbright & Jaworski L.L.P., Los Angeles, California, as Bond Counsel to the District in connection with the authorization and issuance of the Bonds.

Section 7. The District hereby covenants that it shall not, directly or indirectly, use or permit the use of any proceeds of any of the Bonds, or of any of the property financed or refinanced with the proceeds of the Bonds, or other funds of the District, or take or omit to take any action that would cause the Bonds to be deemed "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). To that end, the District shall comply with all requirements of Section 148 of the Code and all regulations of the United States Department of the Treasury promulgated thereunder to the extent that such requirements are in effect and applicable to the Bonds.

Section 8. The District Board determines that all acts and conditions necessary to be performed by the District Board or to have been met precedent to and in the issuing and sale of the Bonds in order to make them the legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and met, in regular and due form as required by law; and that no statutory or Constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

Section 9. The form of Continuing Disclosure Undertaking on file with the District Board prepared in connection with the Bonds and to be dated the date of sale of the Bonds, for the benefit of the registered owners from time to time of the Bonds (the "Owners") is hereby approved and the District Board hereby authorizes the Authorized Officer to execute such Continuing Disclosure Undertaking with such changes therein as may be approved by the Authorized Officer. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of such Continuing Disclosure Undertaking in order to assist the Underwriter to comply with the requirements of the Rule. Any Owner may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the District to comply with its obligations under this Section; however, noncompliance with this Section shall not constitute a default under or cause the acceleration of the Bonds.

Section 10. Should the Authorized Officer, upon consultation and advice of the Underwriter, determine it is in the best interests of the District to obtain credit enhancement for the Bonds, including municipal bond insurance, to improve their marketability, the Authorized Officer is hereby authorized and directed to sign documents to secure such credit enhancement on such terms and subject to such conditions as may be established by the Authorized Officer, in agreements relating to such credit enhancement.

Section 11. The County Board is hereby requested to assist the District in the issuance and sale of the Bonds; in order to meet the requirements of law and the procedures of the County with respect to such a request, the Clerk of the District Board is hereby directed to lodge a certified copy of this Resolution with the Clerk of the County Board and with the Superintendent of Schools of the County promptly following adoption hereof, and the District represents and warrants to the County that annual administrative expenses associated with the Bonds at the time outstanding shall be the sole responsibility of the District and the District shall reimburse the County's costs and expenses incurred in connection with the issuance and sale of the Bonds. The Bonds are the general obligations of the District secured by tax levies and do not constitute an obligation of the County except as set forth in the resolution to be adopted by the County Board authorizing the issuance of the Bonds. The County will bear no responsibility for the acquisition, construction or installation of the project, or any part thereof.

Section 12. Officers of the District Board and District officials and staff, their authorized deputies and designees, are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the issuance of the Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions as may have heretofore been taken by such officers, officials and staff are hereby ratified, confirmed and approved.

Section 13. This Resolution shall take effect immediately upon its adoption.

MOTION MADE BY: Margaret Quiñones
SECONDED BY: Herbert Roney

The makers of the motion agreed to an amendment authorizing issuance of not to exceed **\$90,000,000** of general obligations bonds (*the amended amount is reflected in the resolution*).

STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 21 LONG RANGE MASTER PLAN PROCESS FOR THE BUNDY CAMPUS

It is recommended that the Board of Trustees direct staff regarding site options for the continuation of the Long Range Master Plan process for the Bundy Campus at 3171 Bundy Drive. The process shall include campus workshops and input from the public.

Comment: The Board has previously approved the renovation of the existing four-story building on the Bundy campus into a community college facility and has also approved associated site improvements. The primary access to the site has historically been by means of a roadway east of the 3200 Airport Avenue Building that runs south from Airport Avenue. Both the City of Santa Monica and the College desire to move this roadway about 300 feet south (to the other side of the 3200 Building) to align with Donald Douglas Loop South.

The City may wish to impose limitations on the use of this new accessway, and has asked the College to provide information about the long-range plans for the campus in order to inform itself on the matter. A Board-initiated Long-Range Master Plan process for the Bundy campus is underway. Staff is recommending a preferred site option based on an assessment of educational need, community priorities, Airport Commission concerns related to traffic impacts on Airport operations, and Sunset Park and Mar Vista neighborhood concerns.

The recommended long-range site option provides for 689 parking spaces (current is 609 and the prior use was 550); the same building square footage as currently exists (approximately 96,000 square feet; the prior use included 200,000 square feet); a phased transition from a site that currently provides surplus parking for the College as a whole to a site that operates primarily as a stand-alone facility (similar to the Academy campus); a long-range monitoring program on the part of both the City and the College to provide for public comment and review; and limited restrictions on the accessway as determined from circulation studies.

As the immediate use of the site is critical to College programs and its financial stability, the site is opening this summer with pedestrian access only from Airport Avenue as approved by the City Council. Efforts are underway to provide interim arrangements for the Fall semester and to have permanent arrangements in place to coincide with the start of construction for Airport Park and the dislocation of the College Shuttle.

MOTION MADE BY: Dorothy Ehrhart-Morrison
SECONDED BY: Herbert Roney

PUBLIC COMMENTS

Bob Fitzpatrick
George Kametani
William Scheduling
Eric Gabster
Glen Howell
Lorraine Sanchez
Zina Josephs
George Chung
Ken Alpern

It was recommended that the Board of Trustees authorize staff to proceed with the Bundy Campus Master Plan process as presented and negotiate with the necessary parties an ongoing monitoring program, with the following stipulations:

- In addition to access alternatives 1, 2 and 3 as presented, include access alternative 1-A, which would be full access on Bundy drive, right turn only at the Airport Avenue/Douglas Loop exit
- Locate the Career Opportunities Center at the Bundy site or at another designated site.
- Present all future program development to the Board of Trustees for review.
- Conduct additional meetings with the Santa Monica and Mar Vista neighborhood groups as well as the Cities of Los Angeles and Santa Monica City on no less than a quarterly basis.

STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 22 CORSAIR FIELD RENOVATION
PULLED (No action taken)

It is recommended that the Board of Trustees approve the following agreements related to the renovation of Corsair Field.

- A. Amendment to Agreement for Architectural Services
 Amend the agreement with CALDWELL ARCHITECTS for architectural services associated with the Corsair Field Renovation project for an amount not to exceed 9% of the cost of construction plus reimbursable expenses.

Comment: This agreement provides for the planning, design and construction administration for the renovation of Corsair Field to include a new all purpose synthetic turf field for expanded college and community use. This amendment expands the scope of work for this project to include underground parking below the renovated field.

- B. Agreement for Environmental Consulting Services
 Agreement with CHRISTOPHER A. JOSEPH & ASSOCIATES to prepare an Environmental Impact Report on the Corsair Field Renovation project for an amount not to exceed \$107,510 plus reimbursable expenses.

Comment: This agreement provides all necessary environmental consulting services in the preparation of an environmental impact report for the renovation of Corsair Field and related underground parking. This firm has participated in other major projects with the District.

- C. Agreement for Traffic Consulting Services
 Agreement with KAKU ASSOCIATES for traffic consulting services related to the Corsair Field Renovation project for an amount not to exceed \$60,000 plus reimbursable expenses.

Comment: This agreement provides all necessary traffic consulting services in the preparation of a traffic study for the renovation of Corsair Field and related underground parking. This firm has participated in other major projects with the District.

Funding Source: Measure S, U

Comment: In January, the Board of Trustees approved a project to convert Corsair Field to an all-weather surface and to a configuration suitable for NCAA-regulation soccer play. Artificial surfaces provide significant increases in field availability; as a result, Corsair Field will provide field time for SMC women's soccer and about

another 35 hours a week availability for community sports programs. The need to fast-track the project no longer exists, as the Airport Park project will be completed in the near future rather than be delayed to accommodate a College-proposed underground parking structure.

The College continues to experience the loss of about 270 parking spaces on the main campus, primarily from the effects of the Northridge earthquake and also from minor losses due to replacement building projects. Also, the College will experience new parking demands from the community use of Corsair Field. Already, community parking for use of the Santa Monica Swim Complex is currently insufficient when the College is in session. Also, the future Physical Education building renovation is intended to provide new community use facilities as well as improvements to College instructional facilities. The community use parking demand is estimated at about 120 parking spaces.

Providing parking under Corsair Field would relieve the community of these parking shortages. The underground parking potential for Corsair Field is estimated at about 525 parking spaces, providing a net increase of 135 new spaces to partially offset recent expansions of preferential parking.

This underground parking is anticipated to be primarily for public, faculty, and staff use, in order to reduce trip congestion, and would connect to Parking Structure C and the 17th Street parking courtyard. The project will also include streetscape improvements on 16th Street and Pearl Street.

A traffic circulation study will be prepared in order to guide the planning of this project. Also, the project will include a full Environmental Impact Review (EIR).

The project would require the temporary relocation of men's football and other field activities related to College physical education classes. The District has met with Santa Monica-Malibu Unified School District Superintendent John Deasy to propose College-funded capital improvements to the John Adams Middle School playing fields and to the Lincoln Middle School playing field in order to increase capacity and thereby provide a temporary replacement for College activities. Mr. Deasy has encouraged the further exploration of this proposal in order to understand its timing and scheduling effects. If things work out, the College and the SMMUSD could then form a Joint Powers Authority for the purpose of constructing field improvements at one or both of the middle schools.

MOTION MADE BY: Margaret Quiñones
SECONDED BY: Herbert Roney

PUBLIC COMMENTS

Ed Moosbrugger
Zina Josephs

RECOMMENDATION WITHDRAWN

It was agreed by the makers of the motion to withdraw the recommendation and direct staff to proceed with further development of the proposal in consultation with appropriate and necessary parties.

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

BOARD POLICY

RECOMMENDATION NO. 23 SECOND READING AND APPROVAL - REVISION TO BOARD POLICY SECTION 1411 STUDENT TRUSTEE RIGHTS AND RESPONSIBILITIES

It is recommended that the Board of Trustees conduct a second reading and approve proposed revisions to Board Policy sections 1411, Student Trustee Rights and Responsibilities, and 1412, Authorized Privileges.

BP 1411 Rights and Responsibilities

1. The Student Trustee shall serve a one-year term, commencing June 1st of each year. A person serving as Student Trustee is eligible to serve a second consecutive term, if elected, for a maximum of two one-year terms. A person who serves for less than one term as Student Trustee shall not be barred from being elected to a full term as Student Trustee.
2. The Student Trustee shall have the right and responsibility to attend all public meetings of the Board of Trustees, including those held during summer and winter sessions. The Student Trustee shall not have the right to attend closed sessions unless specifically invited by action of the Board of Trustees to attend closed sessions, but the Student Trustee may not attend closed sessions on personnel or collective bargaining matters.
3. The Student Trustee shall be entitled to mileage allowance for travel within the District to the same extent as regular members of the Board of Trustees for attendance at Board meetings. The Student Trustee is not entitled to the District's health benefit package.
4. The Student Trustee shall serve as a liaison between the Board of Trustees and the Associated Students Board of Directors. He/she shall attend meetings of the Associated Students Board of Directors as a non-voting member no less than once a month and provide a report to the Board of Trustees. He/she shall also report to the Associated Students Board of Directors on activities and issues concerning the Board of Trustees.

MOTION MADE BY: Nancy Greenstein
 SECONDED BY: Rob Rader
 STUDENT ADVISORY: No
 AYES: 2 (Greenstein, Rader)
 NOES: 5 (Aminoff, Currey, Ehrhart-Morrison, Quiñones Roney)

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

BOARD POLICY

RECOMMENDATION NO. 24 **SECOND READING AND APPROVAL - REVISION TO BOARD POLICY SECTION 1412, STUDENT TRUSTEE AUTHORIZED PRIVILEGES**

It is recommended that the Board of Trustees conduct a second reading and approve a proposed revision to Board Policy Section 1412, Student Trustee, Authorized Privileges.

The Board of Trustees shall by May 15th of each year, as required by the Education Code, take action to authorize any of the following privileges for the Student Trustee for the coming year:

1. The Student Trustee may make and second motions.
2. The Student Trustee is entitled to an advisory vote which shall be cast before the rest of the Board of Trustees and be recorded as such in the official minutes.
3. The Student Trustee may receive compensation up to the amount prescribed by Education Code Section (see BP 1413). The term of compensation for the Student Trustee shall be from June through May.

MOTION MADE BY: Nancy Greenstein
 SECONDED BY: Rob Rader
 STUDENT ADVISORY: Aye
 AYES: 7
 NOES: 0

| | |
|---|---------------|
| BOARD OF TRUSTEES | ACTION |
| Santa Monica Community College District | July 6, 2005 |

BOARD POLICY

RECOMMENDATION NO. 25 **SECOND READING AND APPROVAL - PROPOSED**
BOARD POLICY SECTION 2190 - COPYRIGHT

It is recommended that the Board of Trustees conduct a second reading and approve a proposed Board Policy Section 2190, Copyright, The proposed Board Policy was developed by an ad hoc Academic Senate joint committee and approved by the Academic Senate. The policy is in compliance with state and federal laws.

BP 2190 Copyright

Santa Monica College requires that all college personnel and students adhere to the provisions of the United States Copyright Law (Title 17, United States Code) and amendments; the Technology, Education, and Copyright Harmonization (TEACH) Act of 2002; and the Digital Millennium Copyright Act of 1998. These laws apply to anyone at the College who wants to reproduce, alter, perform or post online works that are protected by copyright. Examples of these works include printed materials, sound recordings, video recordings, visual art, computer software, and multimedia.

The District shall inform and educate faculty and staff about their rights and responsibilities regarding the use of copyrighted materials.

MOTION MADE BY: Nancy Greenstein
 SECONDED BY: Susan Aminoff
 STUDENT ADVISORY: Aye
 AYES: 7
 NOES: 0

| | |
|---|--------------------|
| BOARD OF TRUSTEES | ADJOURNMENT |
| SANTA MONICA COMMUNITY COLLEGE DISTRICT | July 6, 2005 |

ADJOURNMENT: 11:54 p.m.

The meeting was adjourned in memory of **Ray Acevedo**, retired SMC counselor, and **Tom McGarvin**, retired SMC athletic director and basketball coach.

The next regular meeting of the Santa Monica Community College District Board of Trustees will be Monday, August 1, 2005 at 7 p.m. (5:30 p.m. if there is a closed session) in the Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.