



GOVERNING BOARD AGENDA

FOR THE REGULAR MEETING OF THE IMPERIAL COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES

**Wednesday, February 17, 2010
6:00 P.M.**

**Location:
Board Room – Administration Building 10
380 East Aten Road
Imperial, CA 92251**

The Board of Trustees welcomes you to its meeting.

The District Office is located at 380 East Aten Road, Imperial, CA 92251.

In compliance with the Americans with Disabilities Act, the Imperial Community College District will make every effort to honor requests for reasonable accommodations made by individuals with disabilities. [ADA TITLE II, SEC. 202. 42 USC 12132]

Please contact the Office of the Superintendent/President at (760) 355-6219 or (760) 355-6547 if you need assistance in order to participate in a public meeting or if you need the agenda and public documents modified as required by Section 202 of the American with Disabilities Act.

The Office of the Superintendent/President, Building 10, is the location where documents that are public records relating to any item under discussion on a Board agenda (including documents distributed with the agenda and those distributed to all or a majority of the members of the Board within 72 hours prior to a Board meeting) are available for public inspection.

Board agendas and supporting documents are also posted on the college website at <http://www.imperial.edu/index.php?pid=658>.

2009-2010 Board Officers

Board President: Jerry Hart

Clerk of the Board: Rebecca Ramirez

Secretary to the Board: Ed Gould, Ed.D.

Student Trustee: Steven Sciaky

I. CALL TO ORDER

1. Roll Call by Secretary:

Carlos R. Acuña	Romualdo J. Medina
Rudy Cardenas, Jr.	Rebecca L. Ramirez
Norma Sierra Galindo	Louis Wong
Jerry D. Hart	

Student Representative – Steven Sciaky
Academic Senate Representative – Kevin White
College Council Representative – Dr. Michael Heumann

2. Pledge of Allegiance

II. PRESENTATIONS

1. Resolution No. 14581: In Memoriam: A Resolution of Respect and Appreciation for Former Financial Aid Officer Betty Evans

WHEREAS, the Board of Trustees, Superintendent/President, and the employees of Imperial Valley College wish to express their deepest respect and sympathy on the loss of a dear friend and former employee, Betty Evans; and

WHEREAS, Betty Evans spent 24 years awarding financial aid to thousands of students pursuing a college degree; and

WHEREAS, Betty Evans served in various capacities in CSEA as a leader and classified employee advocate while employed at Imperial Valley College; and

WHEREAS, Betty Evans was one of the founders of the Friendship Club at Imperial Valley College with the goal of fostering goodwill and friendship within the IVC family; and

WHEREAS, Imperial Valley College and countless students have benefited from her commitment to higher education and strong work values that best serve students;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees, does hereby extend its deepest sympathy to her children, Gail Parish, Becky Green, Paula Evans and their families and acknowledges to them their gratitude and deepest admiration for her years of faithful and devoted service to Imperial Valley College.

2. Resolution No. 14582: In Memoriam: A Resolution of Respect and Appreciation for Former Foundation Executive Director Ron Schoors

WHEREAS, the Board of Trustees, Superintendent/President, and the employees of Imperial Valley College wish to express their deepest respect and sympathy on the loss of a dear friend and former IVC Foundation Executive Director Ron Schoors; and

WHEREAS, Ron Schoors was an adept businessman who spent more than two decades in management positions of local companies, and in his post retirement years served the IVC Foundation; and

WHEREAS, Ron Schoors had a deep commitment to the Valley and was also a leader in community activities that promoted both education and economic development; and

WHEREAS, Ron Schoors was an officer and member in the Brawley and Imperial Rotary Clubs, Brawley Chamber of Commerce, Brawley Cattle Call Committee, Imperial County Mid-Winter Fair and Fiesta; and

WHEREAS, Ron Schoors, during his time at the Foundation, developed significant contributions to IVC scholarship programs and rejuvenated the Foundation's involvement on campus; and

WHEREAS Ron Schoors was known for his business ability, his devotion to family and for his engaging sense of humor, and the Imperial Valley College Foundation and students of IVC greatly benefitted from his leadership.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees, does hereby extend its deepest sympathy to his wife Shirley; his son Ron; daughter Aimee; grandson David and rest of the Schoors family and acknowledges to them their gratitude and deepest admiration for his years of faithful service to the Valley community and to Imperial Valley College.

III. PUBLIC COMMENT

At this time persons may speak to the Board either on an agenda item or on other matters of interest to the public that are within the subject matter jurisdiction of the Board. Board Policy 2350 states:

Each speaker will be allowed a maximum of five minutes per topic. Thirty minutes shall be the maximum time allotment for public speakers on any one subject regardless of the number of speakers at any one Board meeting. At the discretion of a majority of the Board, these time limits may be extended.

If you wish to be heard, please stand and identify yourself to the Board President.

IV. PUBLIC HEARING

1. IVC CCA/CTA/NEA and District 2010-2011 Contract Negotiations
2. CSEA Chapter 472 and District 2010-2011 Contract Negotiations

V. INFORMATION REPORTS

1. Employee of the Month (January 2010) – Dr. Robin Ying
2. Bond Audit Report – John Lau
3. High School Articulation Agreements – Carol Lee
4. Board Member Reports
5. Associated Student Government Senate Update – Steven Sciaky
6. Academic Senate Update – Kevin White
7. College Council Update – Dr. Michael Heumann
8. President's Update – Dr. Ed Gould

VI. CONSENT AGENDA – BUSINESS

1. Approval of Minutes dated January 20, 2010, Regular Board Meeting
2. Resolution No. 14583: Purchase Orders
3. Resolution No. 14584: Payroll Warrant Orders
4. Resolution No. 14585: Commercial Warrant Orders
5. Resolution No. 14586: Bond Audit
6. Resolution No. 14587: Change of Board Meeting Date for March 2010
7. Resolution No. 14588: Surplus Property
8. Resolution No. 14589: Notices of Completion (2700 Building)
9. Resolution No. 14590: Acceptance of Donation
10. Resolution No. 14591: In the Matter of the State Budget Crisis and Local Education Impact

VII. CONSENT AGENDA – EDUCATIONAL SERVICES

1. Resolution No. 14592: Major, Certificate, Course Additions, and Deletions
2. Resolution No. 14593: Major, Certificate, Course Additions, and Deletions
3. Resolution No. 14594: Local Agreement, Contract Numbers CIMS-9128, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education
4. Resolution No. 14595: Amendment 02 Local Agreement General Child Care and Development Programs, Numbers CCTR-9057, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education
5. Resolution No. 14596: Amendment 02 Local Agreement California State Preschool Program, Numbers CSPP-9111, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education
6. Resolution No. 14597: Memorandum of Understanding between Imperial Valley Regional Occupational Program (IVROP) and Imperial Valley College (IVC) to establish an agreement for services under the workforce development programs funded by the Workforce Development Board to be administrated by IVC
7. Resolution No. 14598: Agreement between WIA Youth Education/Occupational/Leadership Skills Program Project TOY Work Agreement, Imperial Valley Regional Occupational Program (Grant Recipient), and Imperial Valley College (Partnering Agency)
8. Resolution No. 14599: Agreement between Imperial Valley Regional Occupational Program (IVROP) and Imperial Valley College (IVC) for an Education and Training Service Contract
9. Resolution No. 14600: Agreement for San Diego and Imperial Counties Southwestern College Small Business Development Center (SBDC) Network Subrecipient Agreement No. NC201003 for Contract Period 2010 with Imperial Community College District

VIII. CLOSED SESSION

1. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT
Conference with District Negotiators: John Lau and Travis Gregory
Employee Organization: CSEA Chapter 472
RE: Negotiations
2. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT
Conference with District Negotiators: John Lau and Travis Gregory
Employee Organization: IVC Chapter of CCA/CTA/NEA
RE: Negotiations
3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

IX. OPEN SESSION

1. Announcement of final action taken

X. CONSENT AGENDA – HUMAN RESOURCES

1. Resolution No. 14601: Administrative Title Change
2. Resolution No. 14602: Order of Employment of all Tenure Track Contract and Regular Faculty
3. Resolution No. 14603: Order of Employment of Non Tenure Track Contract Faculty for the Academic Year 2009-2010
4. Resolution No. 14604: Classified Management Reorganization - Director of Evening College
5. Resolution No. 14605: Classified Confidential Service Position Reclassification
6. Resolution No. 14606: Classified Substitute Employment
7. Resolution No. 14607: Classified Short-Term Employment
8. Resolution No. 14608: Reduction of Classified Service
9. Resolution No. 14609: Volunteer Service Agreement
10. Resolution No. 14610: Volunteer Service Agreement
11. Resolution No. 14611: Volunteer Service Agreement
12. Resolution No. 14612: Volunteer Service Agreement

XI. ADJOURNMENT

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for **WEDNESDAY, MARCH 10, 2010, AT 6:00 P.M.** in the Administration Board Room located in Building 10 and **WEDNESDAY, MARCH 17, 2010, AT 6:00 P.M.** in the Administration Board Room located in Building 10.

****If Resolution No. 14587 passes, the following meetings will take place in March:***

Monday, March 8, 2010, at 6:00 p.m. in the Administration Board Room located in Building 10.

Wednesday, March 17, 2010, at 6:00 p.m. in the Administration Board Room located in Building 10.

VI. CONSENT AGENDA – BUSINESS

VI.1. Approval of Minutes dated January 20, 2010, Regular Board Meeting

VI.2. Resolution No. 14583: Purchase Orders

BE IT RESOLVED that the Board approves the issuance of purchase orders and direct payments for the month of January 2010 in the amount of \$1,245,161.72.

January 2010

Direct Payments	70,765.94
Purchase Orders	<u>1,174,395.78</u>
	1,245,161.72

VI.3. Resolution No. 14584: Payroll Warrant Orders

BE IT RESOLVED that the Board approves the issuance of the following Payroll Warrants for the month of January 2010:

Date Paid	#	Fund 10 General Fund	Fund 45 Child Dev.	Fund 80 Bond Fund	Warrant Total
1/8/10	12	280,370.65			280,370.65
1/29/10	13	1,934,849.26	43,626.05	11,023.18	1,989,498.49
		2,215,219.91	43,626.05	11,023.18	2,269,869.14

VI.4. Resolution No. 14585: Commercial Warrant Orders

BE IT RESOLVED that the Board approves the issuance of the following commercial warrant orders for the month of January 2010:

Date Paid	#	Fund 10 General Fund	Financial Aid	Fund 20 Building Fund	Fund 45 Child Dev.	Fund 80 Bond Fund	Warrant Total
1/7/10	26	668,858.22				39,868.03	708,726.25
1/14/10	27	130,828.48		600.00	589.91	442,703.42	574,721.81
1/21/10	28	176,200.71	196,143.04			100,400.94	472,744.69
1/25/10	29	100,661.46				52,432.75	153,094.21
		1,076,548.87	196,143.04	600.00	589.91	635,405.14	1,909,286.96

VI.5. Resolution No. 14586: Bond Audit

BE IT RESOLVED that the Board accepts the audit and performance report of the General Obligation Bond Fund for the year ended June 30, 2009, as submitted by Wilkinson Hadley King & Co., LLP, Certified Public Accountants.

VI.6. Resolution No. 14587: Change in Board Meeting Date for March 2010

WHEREAS the Board President and Superintendent/President were scheduled to attend the ACCT National Legislative Conference in Washington D.C. on February 8-10, 2010, and due to severe weather the conference was canceled;

WHEREAS the Community College League of California has rescheduled the conference to March 10-12, 2010, and a regular Board meeting is scheduled for March 10, 2010;

NOW, THEREFORE, BE IT RESOLVED that the Board approves changing its March 2010 meetings to March 8, 2010 and March 17, 2010, to accommodate Board travel.

VI.7. Resolution No. 14588: Surplus Property

BE IT RESOLVED that the Board approves declaring the following outdated non-functional property which is no longer being used for educational purposes, as surplus property;

BE IT FURTHER RESOLVED that the Superintendent/President and/or the Vice President for Business Services, and/or the Purchasing/Receiving Coordinator are hereby authorized and instructed to dispose of said surplus property in the best interest of the College.

Equipment Description	IVC property number
Air Compressor	07366
APC Back up (44)	15103, 15104, 15105, 15106, 15107, 15108, 15109, 15110, 15111, 15112, 15113, 15114, 15115, 15116, 15117, 15118, 15119, 15120, 15121, 15122, 15123, 15124, 15125, 15126, 15127, 15128, 15129, 15130, 15131, 15132, 15133, 15134, 15135, 15136, 15137, 15138, 15139, 15140, 15141, 15142, 15143, 15144, 15145, 15146
Arc welders (9)	000306, 000307, 000308, 000309, 000310, 000311, 000312, 000313, 000314
Copier (2)	001330, 13775
CPU (31)	001133, 11164, 11806, 11855, 12312, 12357, 12503, 13043, 13371, 13815, 13819, 13820, 13821, 13822, 13829, 13831, 13840, 13844, 13848, 13850, 13851, 13856, 13858, 13859, 13861, 13892, 14754, 15779, 16426, 16758, 16789

Forklift	SN #M4625640840
Laptops (2)	00124, 12188
Monitors (34)	10149, 10727, 10841, 11166, 11806, 13243, 13769, 13864, 13868, 13874, 13875, 13875, 13877, 13878, 13880, 13881, 13882, 13885, 13887, 13888, 13891, 13900, 13902, 13903, 13904, 13906, 13909, 13911, 14395, 14753, 15217, 15458, 15628, 19098,
Printers (14)	002455, 08731, 10963, 13502, 2000334, 2000335, SN #S90741302J
Scanner	14968
Scantron Machine	000048
Washer/Dryer Combo	SN #RWJF
Washing Machine	SN #10131843EG
Science supplies - Hardware	<ol style="list-style-type: none"> 1. Atomic absorption spectrometer Perkin Elmer DCR1 2. Infrared spectrometer Beckman Acculab 4 3. 10 Torr capable vacuum pump 4. Copper steam generators, 1 liter @ 15 5. Wooden test tube holders @55 6. Variac @ 21 7. Heating mantels 100 mL RB @21 8. Heating mantels 250 mL RB @21 9. Hot plates (not functional/NF) @3 10. Water filter without filter 11. Water filter (NF) 12. Burette ceramic stands @22 13. Mettler analytical scales @4 14. Spectech ST 350 counter 15. Charcoal, 5X3X1 @3 lbs 16. Culturets @ 1 case 17. Occilascope heath kit OCS 18. Ocean optics 200 19. Western Instruments DC Volt meter @ 12 20. Western Instruments AC Volt meter @ 12 21. Western Instruments Amp meter @ 12 22. Weights 500g to 1 gram @4 23. Magnetic field detector 24. Assorted wire lengths with alligator clips @12 25. Nalgene tubing 3/8 CPE 20' 26. Resonance chambers @3 27. Distillation, 208 V, 10 L @2 28. 500 mV load meter @14 29. Lab tech resistors varying resistance @ 500 30. Lab tech light bulbs @90 31. Lab tech hot neutral 120 V connectors @24 32. Buzzers @12 33. Torsion bar 34. Centripetal lever 35. Spring scales 36. Variable adjuster voltage tubes @6

	<p>37. 1 gal gas can @2 38. Nalgene pipet washer 39. Small dropper wood carrier @ 12 40. Soldering iron</p>
<p>Science supplies - Glassware</p>	<p>1. Ground glass joint blanks 24/40 female @8 2. Ground glass joint blanks 24/40 male @8 3. Condensers, water jacket, 18" @3 4. Condensers, water jacket, 24" @2 5. 3 neck round bottom 1000 mL 6. 3 neck round bottom 500 mL 7. Reagent bottle, 300 mL, ground glass neck, @150 8. 24/40 2L round bottom 9. U-tube drying tubes 19/22 @8 10. Adaptors 34/45-24/40, male and female 11. Adaptor 24/40 female to 19/22 male 12. Buckener Funnel 5 liter 13. Gas monometer 250 mL 14. 50 mL Ampiles @ 50 15. Distillation head with side-arm 24/40 16. Soxhlet extractors (intact) @2 17. Thisel tubes, glass, 1 meter @12 18. Drying bulbs with hose connector 250 mL @ 16 19. Two foot manifold, 4 port 20. Sample vials, 25 mL, ground glass joints with lids @ 14 21. Density vials 25 mL @ 8</p>

VI.8. Resolution No. 14589: Notices of Completion (2700 Building)

WHEREAS the following contracts were awarded for construction of the 2700 (Science) Building:

Bid Pkg#	Bid package	Contract Awarded to:	Contract Amount	Completion Date
1A	Site Earthwork	Masters Construction	554,350	1/31/2010
3	Building Concrete	DEZ Construction	1,590,000	1/31/2010
5	Masonry	Haxton Masonry	2,388,000	1/31/2010
11	Storefronts & Glazing	Whitehead, Roy	450,000	1/31/2010
15	Ceramic & Stone Tile	Continental Marble & Tile	532,125	1/31/2010
16	Painting	Simmons & Wood, Inc.	133,547	1/31/2010

WHEREAS the work has been completed;

NOW, THEREFORE, BE IT RESOLVED that the Board directs the Vice President for Business Services to file Notices of Completion with the County Recorder's Office.

VI.9. Resolution No. 14590: Acceptance of Donation

BE IT RESOLVED that the Board accepts the donation of a Club Car model XRT1550 four wheel drive ATV (serial number: RY0729782062, approximate value: \$10,580) donated to the IVC Parking Control Department by Sunbelt Rental of El Centro; and

BE IT FURTHER RESOLVED that thanks be hereby extended to Sunbelt Rental for its generous contribution to the Imperial Community College District.

VI.10. Resolution No. 14591: In the Matter of the State Budget Crisis and Local Education Impact

WHEREAS, the State of California continues to address a massive budget crisis without sufficient revenue to support necessary expenditures and hampered in decision-making by the two-thirds majority required to approve a budget and new taxes; and

WHEREAS, billions of dollars have been slashed from all sectors of education; the University of California, the California State University, the California Community Colleges, and K-12; and

WHEREAS, the Imperial Community College District has seen its revenue reduced by approximately \$1.4 million due to a "workload" adjustment in instructional apportionment revenue, and without COLA or other sources to mitigate annual inflationary costs, for a total negative economic impact of \$2.3 million; and

WHEREAS, the revenue impact has been exacerbated by the State's deferrals of payment to the local districts; and

WHEREAS, the Imperial Community College District has made it a priority to use layoffs of permanent staff as a last resort, but has had to lay off four (4) positions due to lack of funds or reductions in services (e.g. closure of the El Centro Center), and has eliminated fourteen (14) vacant positions from the classified service, which can affect programs and services; and

WHEREAS, the Imperial Community College District has been forced to cut over 432 class sections at a time when enrollment demand is at its highest level due to unemployment and other economic factors; and

WHEREAS, the Imperial Community College District plays a vital role in the economy and welfare of the region;

NOW BE IT RESOLVED, that the Board of Trustees of the Imperial Community College District, its Superintendent/President, and its staff will work with interested parties in the community and in the State to advocate for a balanced approach, including progressive tax policies, to resolve State budgetary problems that affect the delivery of high-quality education in our District; and

BE IT FURTHER RESOLVED, that the Board of Trustees will work with interested parties to advocate for a simple legislative majority to replace the two-thirds supermajority in the California Legislature for purposes of passing a State budget and taxes.

VII. CONSENT AGENDA – EDUCATIONAL SERVICES

VII.1. Resolution No. 14592: Major, Certificate, Course Additions, and Deletions

WHEREAS, new programs, deleted programs, and new courses within the programs have been approved by the Curriculum and Instruction Committee and instructional administration, and satisfy all applicable requirements of Title 5 regulations. All factors, taken as a whole, support the establishment and maintenance of the proposed instructional programs and courses.

BE IT RESOLVED that the Board approves the recommendation of the Curriculum and Instruction Committee (10/15/09, 11/5/09) and the Academic Senate (02/17/10), with the consent of the Superintendent/President, as follows:

OCTOBER 15, 2009 C & I COMMITTEE MEETING

New Credit Courses

APHY 105 – Hydro Operator V (4.0)
APHY 106 – Hydro Operator VI (4.0)
APHY 107 – Hydro Operator VII (4.0)
APHY 108 – Hydro Operator VIII (4.0)
APIN 105 – Instrument Technician V (4.0)
APIN 106 – Instrument Technician VI (4.0)
APIN 107 – Instrument Technician VII (4.0)
APIN 108 – Instrument Technician VIII (4.0)
APPL 105 – Power Plant Operator V (4.0)
APPL 106 – Power Plant Operator VI (4.0)
APPL 107 – Power Plant Operator VII (4.0)
APPL 108 – Power Plant Operator VIII (4.0)
APTL 105 – Telecommunications Technician V (4.0)
APTL 106 – Telecommunications Technician VI (4.0)
APTL 107 – Telecommunications Technician VII (4.0)
APTL 108 – Telecommunications Technician VIII (4.0)

New Certificates and Majors

Apprenticeship – Hydro Operator Certificate and Major
Apprenticeship – Instrument Technician Certificate and Major
Apprenticeship – Power Plant Operator Certificate and Major
Apprenticeship – Telecommunications Technician Certificate and Major

NOVEMBER 5, 2009 C & I COMMITTEE MEETING

New Credit Courses

BLDC 101 – Safety Standards (OSHA) 30-Hour Card (3.0)

VII.2. Resolution No. 14593: Major, Certificate, Course Additions, and Deletions

WHEREAS, new programs, deleted programs, and new courses within the programs have been approved by the Curriculum and Instruction Committee and instructional administration, and satisfy all applicable requirements of Title 5 regulations. All factors, taken as a whole, support the establishment and maintenance of the proposed instructional programs and courses.

BE IT RESOLVED that the Board approves the recommendation of the Curriculum and Instruction Committee (11/19/09) and the Academic Senate (2/17/10), with the consent of the Superintendent/President, as follows:

New Certificates and Majors

Building Construction Technology Certificate and Major
Carpentry Specialization Certificate
Concrete Masonry Specialization Certificate
Project Management Specialization Certificate

VII.3. Resolution No. 14594: Local Agreement, Contract Numbers CIMS-9128, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education

BE IT RESOLVED that the Governing Board of Imperial Community College District authorizes entering into local agreement Contract numbers CIMS-9128 project number 13-6315-00-9, for the fiscal year 2009-2010, with the California State Department of Education, and that Ed Gould, Ed. D., Superintendent/President and Kathy Berry, Vice President for Academic Services are authorized to sign the transaction for the Governing Board.

VII.4. Resolution No. 14595: Amendment 02 Local Agreement General Child Care and Development Programs, Numbers CCTR-9057, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education

BE IT RESOLVED that the Governing Board of Imperial Community College District authorizes entering into Amendment 02 local agreement General Child Care and Development Programs numbers CCTR-9057 project number 13-6315-00-9, for the fiscal year 2009-2010, with the California State Department of Education, and that Ed Gould, Ed. D., Superintendent/President and Kathy Berry, Vice President for Academic Services are authorized to sign the transaction for the Governing Board.

VII.5. Resolution No. 14596: Amendment 02 Local Agreement California State Preschool Program, Numbers CSPP-9111, Project Number 13-6315-00-9, for Fiscal Year 2009-2010 with the California State Department of Education

BE IT RESOLVED that the Governing Board of Imperial Community College District authorizes entering into Amendment 02 for local agreement California State Preschool Program numbers CSPP-9111 project number 13-6315-00-9, for the fiscal year 2009-2010, with the California State Department of Education, and that Ed Gould, Ed. D., Superintendent/President and Kathy Berry, Vice President for Academic Services are authorized to sign the transaction for the Governing Board.

VII.6. Resolution No. 14597: Memorandum of Understanding between Imperial Valley Regional Occupational Program (IVROP) and Imperial Valley College (IVC) to establish an agreement for services under the workforce development programs funded by the Workforce Development Board to be administrated by IVC

BE IT RESOLVED that the Board approves and authorizes the Superintendent/President to enter into and sign the following Memorandum of Understanding:

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) is between Imperial Valley Regional Occupational Program (IVROP) and Imperial Valley College (IVC) to establish an agreement for services under the workforce development programs funded by the Workforce Development Board to be administrated by IVC.

PURPOSE: The program is designed to provide case management services.

TERM: This agreement is in effect on January 20, 2010, to June 30, 2011.

IVC agrees to:

- < Provide program and staff supervision.
- < Provide office facilities and all related operating cost.
- < Reimburse IVROP for staff salaries, fringe benefits, recruitment costs, pre-employment and 10% administrative costs for an amount not to exceed \$144,744.
- < Keep IVROP informed of program changes.

The Imperial Valley Regional Occupational Program agrees to:

- < Recruit and hire three Adult Development Specialists to provide services for IVC under a variety of WDB programs and B-GREEN. The length and terms of employment within each program shall be based on funding availability.
- < Follow IVROP hiring practices, procedures, pre-employment requirements, salary schedules, benefits and payroll procedures for these positions.
- < Submit a monthly invoice to Efrain Silva, Dean of Economic Development to request reimbursement for program expenditures to include salaries, fringe benefits, recruitment costs, pre-employment cost and 10% administration costs for total expenditures.

Both parties will jointly be involved in the advertising, prescreening, scheduling interviews, and the hiring process for the listed staff. This MOU may be modified as necessary subject to funding availability and program operation and with the approval of both parties.

This agreement may be terminated by either party upon breach of any provisions of this Memorandum of Understanding (MOU) upon giving the other party a thirty (30) day notice.

The undersigned hereby agree to the conditions of the Memorandum of Understanding. Dated and signed this February 17, 2010 in Imperial County, California.

VII.7. Resolution No. 14598: Agreement between WIA Youth Education/Occupational/Leadership Skills Program Project TOY Work Agreement, Imperial Valley Regional Occupational Program (Grant Recipient), and Imperial Valley College (Partnering Agency)

BE IT RESOLVED that the Board approves and authorizes the Superintendent/President to enter into and sign the following Agreement:

**WIA Youth Educational/Occupational/Leadership Skills Program
PROJECT TOY
WORK AGREEMENT
PROGRAM YEAR (PY) OCTOBER 2009-JUNE 2010**

Imperial Valley Regional Occupational Program
(Grant Recipient)
and
Imperial Valley College
(Partnering Agency)

1. **Parties to this Work Agreement**
 - a. Imperial Valley Regional Occupational Program (IVROP)
 - b. Imperial Valley College (IVC)
2. **Term**
 - a. This agreement is in effect October 1, 2009 to June 30, 2010
3. **Purpose of this agreement**
 - a. IVROP has been contracted by The Workforce Development Board Office to provide Training Opportunities for Youth services.
 - b. IVC will enhance participant's customer service skills through a Customer Service Academy (CSA).
 - c. IVC will provide customer service skills training for up to 200 WIA eligible youth between the ages of 14-21.

Imperial Valley Regional Occupational Program agrees to:

- Schedule the CSA and give IVC ample notification of the dates, times and the city in which the CSA will need to be provided.
- Contact eligible youth and refer them to the CSA.
- Provide an orientation to the participants.
- Comply with WIA regulations.
- Oversee program services provided under this agreement.
- Reimburse IVC for the cost of the CSA on a monthly basis.

Imperial Valley College agrees to:

- Hire certified instructors to provide the Customer Service Academies.
- Offer CSA for up to 200 youth throughout Imperial County.
- Monitor the success of the academies through surveys and management oversight.
- Notify IVROP staff of any issues that may come up (i.e., lack of attendance).

- Track participant's attendance on a daily basis and provide copies of these sign in sheets to IVROP staff.
 - Prepare and submit a cost reimbursement claim on a monthly basis to IVROP.
 - Adhere to approved budget.
 - Provide the participants with a certificate upon successful completion of the academy.
 - Report accrued expenditures to IVROP by the 9th of every month.
4. **Amendments**
- a. Amendment to this agreement may take place at any time provided the amendment is in writing, is agreed upon by all parties and is attached to the original agreement.
5. **Budget**
- a. IVROP will reimburse IVC on a cost reimbursement basis for an amount not to exceed \$20,000. IVC must send monthly copies with backup documentation.

By signing this agreement, all parties agree that the provisions contained herein are subject to all applicable federal, state, and local laws, regulations, and/or guidelines relating to nondiscrimination, equal opportunity, displacement, privacy rights of clients, and maintenance of records and other confidential information relating to WIA/One Stop customers.

VII.8. Resolution No. 14599: Agreement between Imperial Valley Regional Occupational Program (IVROP) and Imperial Valley College (IVC) for an Education and Training Service Contract

BE IT RESOLVED that the Board approves and authorizes the Superintendent/President to enter into and sign the following Agreement:

EDUCATION AND TRAINING
SERVICE CONTRACT

By and Between
Imperial Valley College
P.O. Box 158
Imperial, CA 92251
and
Imperial Valley Regional Occupational Program
IVROP
697 State Street
El Centro, CA 92243

UPON EXECUTION, this PROPOSAL shall constitute an AGREEMENT, entered into by and between Imperial Valley College (IVC), and the Imperial Valley Regional Occupational Program for educational and training services to be delivered through the IVC Contract Education Program.

WITNESSETH

WHEREAS, Imperial Valley College has been a long standing provider of contract educational services in the Imperial Valley.

WHEREAS Imperial Valley Regional Occupational Program has requested training and educational services consisting of Customer Service Academy.

NOW THEREFORE the following PROPOSAL FOR EDUCATION and TRAINING SERVICES is submitted to Imperial Valley Regional Occupational Program for consideration:

SCOPE OF SERVICES

Imperial Valley College will contract with Imperial Valley Regional Occupational Program to provide the following training course(s):

Course	Date(s)	Time	Location	Max. Enrollment	Total Hours
Customer Service Academy	Feb 9-24, 2010	6:00-9:00PM	One Stop EI Centro	25	40 hrs

This course will be offered as not-for-credit for individuals referred by Imperial Valley Regional Occupational Program up to identified class maximum.

IVC will oversee all services for instruction, workshop development and delivery.

IVC shall provide required class material.

Imperial Valley Regional Occupational Program agrees to submit a participant roster(s), (first name, last name) no later than five (5) working days prior to the onset of training.

CANCELLATION AND NOTICES

In the event that the instructor is unavailable to meet with a group as scheduled, IVC may substitute a similarly qualified instructor. If a substitute cannot be provided, the training session will be rescheduled.

Either party, with or without cause, may terminate this agreement by the tendering of written thirty (30) day notice of intent to terminate services. Notices shall be mailed to the addresses earlier noted.

Upon cancellation, all contract services and fees shall be pro-rated for actual delivery through termination date, and may include training development activities conducted prior to the commencement of the program. Such fees will be due and payable upon termination.

IVC expressly prohibits client videotaping or reproduction of instruction in any other media or format.

TERM OF AGREEMENT

All terms specified in this agreement are valid up to 30 days from the date of issuance, Once executed, this agreement shall remain in effect from the date of execution below through the completion of all agreements as specified by both parties, and may be modified at any time by the mutual written consent of both parties.

CONSIDERATION

The program fee proposed shall be one hundred and twenty-five dollars (\$125.00) per hour of instruction. Total fee owed at the completion of the training program is \$5,000.00

Certificates of Completion will be issued upon receipt of payment.

EQUAL OPPORTUNITY

Neither Imperial Valley College, nor Imperial Valley Regional Occupational Program shall discriminate against any trainee referred by Imperial Valley Regional Occupational Program or any trainee requesting participation in this program on the basis of age, race, color, religion, national origin, sex or mental/physical disability.

INSURANCE AND INDEMNITY

Imperial Valley Regional Occupational Program shall carry comprehensive general liability and Worker's Compensation Insurance (\$1,000,000 aggregate) sufficient to indemnify the trainees for the duration of this agreement.

Imperial Valley College shall carry public liability and its usual Worker's Compensation coverage for employees and all other representatives of IVC who are performing services under this contract to be in effect for the duration of this agreement.

Imperial Valley Regional Occupational Program agrees to indemnify and hold harmless Imperial Valley College, its representatives, officers, directors, and employees from and against all liability, loss or claim of injury to persons or damage to property (including reasonable attorney's fees) arising out of the performance of this agreement, providing the injury to persons or damage to property is due to the negligence of Imperial Valley Regional Occupational Program or its respective associates or agents.

ENTIRE AGREEMENT

This PROPOSAL FOR EDUCATION and TRAINING SERVICES, when executed below shall constitute the entire agreement between the parties. Both parties must agree to changes to any of the terms or conditions noted in above sections in writing.

This agreement and subsequent agreements shall be governed and construed pursuant to the Laws of the State of California.

IN WITNESS WHEREOF, Imperial Valley College and Imperial Valley Regional Occupational Program have caused this PROPOSAL for Professional Services to become an AGREEMENT for Professional Services.

VII.9. Resolution No. 14600: Agreement for San Diego and Imperial Counties Southwestern College Small Business Development Center (SBDC) Network Subrecipient Agreement No. NC201003 for Contract Period 2010 with Imperial Community College District

**SAN DIEGO AND IMPERIAL COUNTIES
SOUTHWESTERN COLLEGE
SMALL BUSINESS DEVELOPMENT CENTER (SBDC) NETWORK
SUBRECIPIENT AGREEMENT NO: NC201003
For Contract Period 2010**

In consideration of the covenants, promises and agreements contained herein, Southwestern Community College Small Business Development Center Network (hereinafter "the DISTRICT"), and Imperial Valley College (hereinafter "SUBRECIPIENT") hereby covenant, promise and agree as follows:

In consideration of the mutual premises hereinafter contained the parties agree that this SUBRECIPIENT will be performed in accordance with the following conditions:

GENERAL CONDITIONS

SCOPE OF WORK

Facility and administrative support of the Small Business Development Center (SBDC Field Center) during the transition of the program operations from Imperial Valley Community College to the DISTRICT. Administrative oversight of the SBDC Field Center remains with the DISTRICT. Facility costs to include rent, rent-related insurance, telephone, electricity, telephone, internet, water and/or other agreed-to facility-use costs required. Administrative support is to include use of contract consultants through the contract period and reimbursement of a maximum one month's salary of Administrative Assistant support.

PERFORMANCE PERIOD

The performance period of the SUBRECIPIENT will be from **January 1- March 11, 2010** unless amended by written mutual agreement. No expenses will be reimbursed which are incurred prior to the effective date or subsequent to the termination date.

ESTIMATED COST AND EXPENDITURE LIMITATION

The DISTRICT will reimburse the SUBRECIPIENT for actual expenses incurred under the SUBRECIPIENT but not to exceed **\$10,000** allocated by the DISTRICT and as documented in the SUBRECIPIENT approved SBA budget. These expenses are associated with facility rental, utilities, telecommunications, and administrative support salary.

ALLOWABLE COST AND PAYMENT

A. The DISTRICT will reimburse the SUBRECIPIENT for costs incurred in the performance of the SUBRECIPIENT, provided that:

- (1) The Total of such costs does not exceed the cost as provided in Article III herein.
- (2) Such costs were allowable by terms of the **2010** approved **budget attachment** and any revisions thereto as provided by SBA guidelines.
- (3) Such costs are incurred in accordance with SUBRECIPIENT's established policy and procedures.

- (4) The accounting for funds awarded under this agreement shall be in accordance with generally accepted accounting principles consistently applied. SUBRECIPIENT shall maintain records to support identifiable charges to the project. Obligations, commitments, encumbrances and expenditures should be made within the budget period.
- (5) The SUBRECIPIENT is the fiduciary under this Agreement and therefore is responsible for the facility oversight of the SBDC Field Center.
- (6) Allowable Costs
 - a) For the purpose of determining the amounts payable to SUBRECIPIENT under this agreement, the allowableness of costs shall be determined in accordance with (i) the appropriate OMB circulars as follows:

<u>ENTITY</u>	<u>ADMINISTRATIVE</u> and <u>COST PRINCIPLES</u>
Universities	A-110*, A-133 A-21
State & Local Government	13 CRF, Part 143; A-128 and A-87
Other Non-Profit Organization	A-110*, A-133 A-122 & Supplement 4/27/84
For Profit Organizations	A-110* FAR SECTIONS 31.0

* Or any regulation promulgated to supplement or replace it.
(ii) SBA regulations and (iii) the terms of this agreement.

- b) Any budget revision, including transfers between cost categories, cumulatively shall not exceed ten percent of the total budget. If such transfers are expected to exceed this ten- percent limit, notify SBDC NETWORK SD/IV in writing for prior approval per specifications listed under **Exhibit B (SBDC Field Center Budget)**. If there are any new line items added to the budget, SBDC NETWORK SD/IV must also alert SBA. To do this, SUBRECIPIENT must submit a letter of justification to SBDC NETWORK SD/IV. This letter shall be sent or faxed to SBDC Network SD/IV, 900 Otay Lakes Road, Chula Vista, CA 91910. The Regional Director or designee shall, within ten (10) working days from the date of receipt of the SUBRECIPIENT's written request, provide the SUBRECIPIENT with a written approval or disapproval of the request.
- (7) Payment:
- a) The SUBRECIPIENT will submit detailed Cash Summary reports outlining federal, cash, and in-kind expenses to the DISTRICT for reimbursement **the contract period** to the following address: **SBDC Network SD/IV Region Office, 900 Otay Lakes Road, Chula Vista, CA 91910.**

In order for the SUBRECIPIENT to receive payment, these reports must be in sufficient detail to indicate clearly the nature of all expenses in the format of the **attached budget forms**. These vouchers must include reference to the DISTRICT SUBRECIPIENT number.
 - b) In addition to the financial reports mentioned in (a) above, SUBRECIPIENT shall provide such special fiscal reports as may be requested by SBDC NETWORK SD/IV to permit evaluation of the progress of the project.

- c) Payments for performance under this agreement shall be made by DISTRICT to SUBRECIPIENT on a cost-reimbursable basis when billed. Any payment so made shall be made in accordance with the approved budget referred to above and attached as Exhibit B. SUBRECIPIENT agrees that DISTRICT may withhold payment of any expenditure that appears unallowable, or for which additional information or support is required. SUBRECIPIENT further agrees to furnish DISTRICT such information as may be required to satisfy questions about the expenditures in question.
- d) Funds budgeted for direct costs may not be transferred to the indirect cost line and vice versa.

BUDGET CONTINGENCY CLAUSE

- A. It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Agreement does not appropriate sufficient funds for this Agreement, this Agreement shall be of no further force and effect. In this event, the DISTRICT shall have no liability to pay any funds whatsoever to the SUBRECIPIENT or to furnish any other considerations under this Agreement and the SUBRECIPIENT shall not be obligated to perform any provisions of this Agreement.
- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this Agreement, the DISTRICT shall have the option to either cancel this Agreement with no liability occurring to the DISTRICT, or offer an amendment to this Agreement to the SUBRECIPIENT to reflect the reduced amount.

FINANCIAL AND PERFORMANCE REPORTS

Financial and Performance reports are due at the completion of the contract period.

CAPITAL EQUIPMENT

- A. Title to all equipment purchased on this agreement shall vest in SUBRECIPIENT upon acquisition, subject to the provisions of 20 U.S.C. 3474 and OMB Circular A-110.
- B. SUBRECIPIENT must maintain an inventory of all equipment costing \$500.00 or more. The \$500.00 threshold may be less subject to SUBRECIPIENT institutional policy and procedures on inventory requirements.
- C. Capital equipment is defined as any item having an acquisition cost of \$5,000.00 or more and a useful life of at least two years. Prior approval from the SBA for the purchase of equipment of any amount not listed in the approved budget is required. To request approval to purchase capital equipment, SUBRECIPIENT must submit a letter of request to the SBDC Network SD/IV, which will in turn make the request to SBA, if required. This letter should be sent to 900 Otay Lakes Road, Chula Vista, CA 91910.

TRAVEL

- 1 No funds provided under this agreement shall be used for travel.

AUDIT

- A. SUBRECIPIENT will provide the SBDC NETWORK SD/IV a copy of the annual audit each year, as needed.
- B. SUBRECIPIENT agrees to maintain all financial records, supporting documents and other records pertaining to this agreement for a period of five (5) years from submission of the final

- invoice or final expenditure report to SBDC NETWORK SD/IV at DISTRICT, except that records pertaining to audits, appeals, litigation or settlement of claims arising out of the performance of this agreement shall be retained until such audits, appeals, litigations, or claims have been disposed of.
- C. In the event that SBA, the Comptroller General of the United States, or DISTRICT determines through audit or some other appropriate means, that expenditures from funds allocated to SUBRECIPIENT were not made in compliance with the regulations of SBA or the provisions of this agreement and are therefore unallowable, SUBRECIPIENT shall promptly refund the unallowable amount to SBDC NETWORK SD/IV at DISTRICT upon demand. Or, if final payment has not been yet made, DISTRICT may reduce future payments by the unallowable amount in consultation and approval of the SBDC NETWORK SD/IV.
- D. SUBRECIPIENT further certifies that, in instances of noncompliance with Federal laws and regulations, appropriate corrective action will be taken. SUBRECIPIENT agrees to notify SBDC NETWORK SD/IV at DISTRICT of the corrective action within six months of furnishing the audit report to SBDC NETWORK SD/IV at DISTRICT.

COMPLIANCE WITH LAWS

- A. The SUBRECIPIENT shall be responsible for compliance with all requirements and obligations relating to the services required under local, state or federal law. Such requirements or obligations include, but are not necessarily limited to, minimum wage, overtime compensation, social security, unemployment insurance, income tax and worker's compensation.
- B. SUBRECIPIENT will not discriminate any employee or applicant for employment because of race, color, religion, sex or national origin and in all respects shall comply with Executive Order 11246, entitled "Equal Executive Opportunity," as amended by Executive Order 11375, and as supplemented in Department of Labor regulations (41 CFR, Part 60).
- C. SUBRECIPIENT will not discriminate against any employee or applicant for employment because he/she is a disabled veteran or veteran of the Vietnam era, nor will he discriminate against any employee or applicant for employment because of physical or mental handicap in regard to any position for which he/ she is qualified as defined by the American With Disability Act.
- D. SUBRECIPIENT will not discriminate against any employee or applicant for employment on the basis of age.
- E. SUBRECIPIENT agrees to comply with all the requirements of Section 114 of the Clean Air Act as amended (42 U.S.C. 1857, et seq., as amended by P.L. 91-604) and Section 308 of the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq, as amended by 92-500), respectively, relating to inspection, monitoring, entry, reports, and information as well as other requirements specified in Section 114 and Section 308 of the Clean Air and Water Act, respectively, and all regulations and guidelines issued there under before the execution of this agreement. SUBRECIPIENT will use its best efforts to comply with clean air standards and clean water standards at the facilities and locations where the work of this agreement is performed.

DEBARMENT, SUSPENSION, REPAYMENT OF FEDERAL DEBT

- A. SUBRECIPIENT certifies, by signing this document, that neither it or its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded

from participation in this transaction by any federal department or agency. SUBRECIPIENT is required to include this provision in any sub award resulting from this award.

- B. SUBRECIPIENT certifies, by signing this document, that neither it nor its principals is delinquent on the repayment of any federal debt. SUBRECIPIENT is required to include this provision in any sub award resulting from this award.

DISCLOSURE OF FEDERAL FUNDING IN PUBLIC ANNOUNCEMENTS

When issuing statements, press releases, request for proposals, bid solicitations, and other documents describing this project, the SUBRECIPIENT shall state clearly: 1) the dollar amount of the Federal funds for the project, 2) the percentage of the total costs of the project that will be financed with Federal funds, and 3) the percentage and dollar amount of the total cost of the project that will be financed by non governmental sources.

FRANCHISE TAX CERTIFICATION

SUBRECIPIENT certifies that, upon the effective date of this agreement, either 1) it is not delinquent in payment of State of California corporate franchise taxes or 2) it is not subject to the payment of such taxes. SUBRECIPIENT agrees that any false statement with respect to franchise tax status shall be material breach hereof, and DISTRICT shall be entitled to terminate this agreement upon written notice thereof to SUBRECIPIENT.

LIABILITY

SUBRECIPIENT and DISTRICT mutually agree that each party to this agreement is and will be acting as an independent contractor in the performance of this work, and that each shall be solely responsible for the official acts of its employees or its agents in connection with the performance of this work and will not hold the other party responsible for personal injury, death, property damage or other losses arising out of the official actions of those employees or agents.

DISCLAIMER OF WARRANTIES AND LIMITATIONS OF LIABILITY

Neither party makes any representation or warranties of any kind, either express or implied, as to any matter not set forth in this agreement including but not limited to implied warranties or merchantability or fitness for any particular purpose with respect to confidential information, inventions, technology, mask works, software, technical data, or that use of any of the foregoing will not infringe any patent, copyright, mask work or other proprietary right. Neither party shall be held to any liability with respect to any claim arising from or on account of any use of the foregoing regardless of the form of action, whether in contract or tort, including negligence. To the extent that a party grants a sublicense or otherwise transfers any invention, technology, software, mask works, or technical data, the party hereby indemnifies and holds harmless the other party with respect to any claim arising out of the sublicense or transfer. In no event will either party be liable to the other for consequential or incidental damages of any nature whatsoever.

TERMINATION

This agreement may be terminated prior to the expiration of the period of performance by mutual written agreement of SBDC NETWORK SD/IV at DISTRICT and SUBRECIPIENT. Upon recipient of such notice, SUBRECIPIENT shall cease incurring cost under this agreement and take action to cancel all outstanding obligations, which can be reasonably canceled. Within forty-five days of the effective date of the termination, SUBRECIPIENT shall submit a final report to SBDC NETWORK SD/IV covering costs incurred to the date of termination. SUBRECIPIENT shall be entitled to reimbursement for all costs incurred to the date of termination and for all uncancellable obligations up to the maximum amount set forth in Paragraph A of Article IV.

LAW AND VENUE

This SUBRECIPIENT shall be governed by and construed in accordance with the laws of the State of California and exclusive venue will be 301 N. Imperial Ave., Suite B, El Centro, CA 92243.

SPECIAL CONDITIONS

The Conditions of the Notice of Award, the Cooperative Agreement, the Program Announcement, the Policies and Procedures of the SBDC, along with the plan of operation as submitted by your college and approved by the Small Business Administration (SBA), shall be measures of performance of the SUBRECIPIENT under this Agreement.

In rendering services under this Agreement:

- A. Southwestern Community College District (DISTRICT) and SUBRECIPIENT do not change the independent status of the contractor;
- B. SUBRECIPIENT is performing services of the type performed prior to this Agreement;
- C. Employees of the SUBRECIPIENT are not employees of the DISTRICT. The SUBRECIPIENT is solely responsible for employee payrolls and claims arising there from.
- D. Alterations or amendments must be approved by written mutual agreement the parties herein. Any federal statutes and/or regulations governing these activities hereto bind the parties.

INDEMNIFICATION

The SUBRECIPIENT shall defend, indemnify and hold the DISTRICT harmless from and against any and all liability, loss, expense, attorneys' fees, or claims for injury or damages arising out of the performance of this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of the SUBRECIPIENT, its officers, agents or employees. The DISTRICT shall defend, indemnify and hold the SUBRECIPIENT harmless from and against any and all liability, loss, expense, attorneys' fees, or claims for injury or damages arising out of the performance of this agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of the DISTRICT, its officers, agents or employees.

INSURANCE

SUBRECIPIENT shall carry comprehensive general liability insurance and Workers' Compensation for the duration of the agreement, covering the District's referred employees or students.

Exhibit A
Scope of Work DEFINED

1. DEFINITION OF TERMS

Capitalized terms as used in this Agreement have the following definitions:

- A. "8(a) Program" means the SBA 8(a) Business Development Program - An SBA Program that offers a broad scope of assistance to socially and economically

disadvantaged firms.

B. "Agreement" refers to this Agreement, number NC200903.

C. "Budget Line Item" means any specific budget item designated within each Budget Category in Exhibit B.

D. "Budget Category" means the major budget subject headings designated in Exhibit B. They are: Personnel, Fringe Benefits, Travel, Equipment, Supplies, Contractual, Consultants, Other and Indirect Costs."Budget Line Item" means any specific budget item designated within each Budget Category in Exhibit B.

E. "Business counseling services" means one-on-one or small group meetings with current and/or prospective small business owners in person, by telephone, video conferencing, or computer, to coach, mentor or provide information to help the small business owner move towards intended results.

F. "Cash Match" means that term as defined in 13 CFR Parts 130, 143, 145 and 146 and OMB Circulars A-21, A-87, A-102, A-110, A-122 and A-133, as applicable and as amended or superceded.

G. "CATS" means the SoftShare WinCATS OR WebCATS 2000-2009 Client Activity Tracking System used by the SBDC NETWORK SD/IV Program.

H. "CDBG" means the United States Department of Housing and Urban Development, Community Development Block Grant.

I. "CFR" means the Code of Federal Regulations.

J. "COCCC" means the Chancellor's Office of the California Community Colleges.

K. "SUBRECIPIENT" means the Imperial Valley College.

L. "Cooperative Partners" means those partners identified in the annual Notice of Award (Cooperative Agreement) issued by SBA. The 2009 Notice of Award specifies the Cooperative Partners as SBDC NETWORK SD/IV, COCCC, and SBA.

M. "Small Business Development Center Network for San Diego and Imperial Counties" means the SBDC NETWORK SD/IV, the SBA California District Directors and Project Officers, the COCCC, and California SBDCs.

N. "Empowerment Zones" means a community designated by the federal Department of Housing and Urban Development (HUD) as an area that suffered significant economic distress and may receive targeted funding from federal agencies.

O. "Funds" means any Funds listed in any column of Exhibit B with the exception of the COCCC Column. COCCC fund are paid directly to the SUBRECIPIENT by COCCC.

P. "Expiration" means the expiration, termination or cancellation of this Agreement.

Q. "In-Kind Match" means that term as defined in 13 CFR Parts 130, 143, 145 and 146 and OMB Circulars A-21, A-87, A-102, A-110, A-122 and A-133, as applicable and as amended or superceded.

R. "HUBZone" means a Historically Under-utilized Business Zone designated by SBA as an area located within one or more qualified census tracts, qualified non-metropolitan counties or lands within the external boundaries of an Indian Reservation.

S. "Lead Center" means the Small Business Development Center Network for San Diego and Imperial Counties.

T. "Lead Center Director" refers to the Regional Director and the individual, or designee, on behalf of the SBDC NETWORK SD/IV who has the overall responsibility to administer and evaluate the work of the SUBRECIPIENT during the term of this Agreement.

U. "Notice" means a notice of probation.

V. "OMB" means the federal Office of Management and Budget.

W. "Program Income" means all monies earned or received from SBDC Field Center clients and others in payment for SBDC NETWORK SD/IV Program activities and/or products other than counseling services.

X. "PQL" means the SBA Prequalification Loan Program.

Y. "SBA" means the United States Small Business Administration.

Z. "SBDC" means Small Business Development Center.

AA. "SCORE" means the Service Corps of Retired Executives.

BB. "SBDC Field Center" means the Imperial Valley Small Business Development Center (IV SBDC).

CC. "Special Emphasis Groups" refer to underrepresented populations of business owners compared to their representation in the overall population. Depending upon the service territory demographics of the SBDC Field Center, Special Emphasis Groups may include: disabled individuals, Native Americans or Alaska Natives, Black or African Americans, Asian Americans, Native Hawaiians or other Pacific Islanders, Hispanics, women, veterans, service-connected disabled veterans, individuals in rural areas and HUB Zones and those in low to moderate income urban areas as determined by Census Bureau information.

EXHIBIT B
San Diego and Imperial Regional SBDC Network
BUDGET JUSTIFICATION
(ESTIMATED COSTS)

SBDC Service Center: Imperial Valley SBDC 2010

DESCRIPTION		SBA	FEDERAL CASH MATCH	TOTAL
A. PERSONNEL	FTE			
		\$ -	\$ -	\$ -
Administrative Assistant	1 month	\$ 3,000.00	\$ 100.00	\$ 3,100.00
				\$ -
				\$ -
Total Salaries and Wages		\$ 3,000.00	\$ 100.00	\$ 3,100.00
<i>Attach copy of fringe benefit schedule</i>				
B. FRINGE BENEFITS		\$ -	\$ -	\$ -
Staff Health		\$ 1,000.00	\$ 100.00	\$ 1,100.00
				\$ -
Full-time staff	<u>16.7% rate</u>			\$ -
Part-time staff	<u>9.5% rate</u>			\$ -
				\$ -
Total Fringe Benefits		\$ 1,000.00	\$ 100.00	\$ 1,100.00
<i>Provide purpose, destination, per diem rates, number of trips and number of travelers.</i>				
C. TRAVEL			\$ -	\$ -
In-State:	_____ miles @ \$.55 per mile			\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
Total Travel		\$ -	\$ -	\$ -
D. EQUIPMENT				
Office Equipment				\$ -
Office Furniture				\$ -
(For items \$5,000 or more)				\$ -
				\$ -
Total Equipment		\$ -	\$ -	\$ -
E. SUPPLIES				
General Office			\$ -	\$ -
Operational				\$ -
Computer Supplies				\$ -
				\$ -
Total Supplies		\$ -	\$ -	\$ -

VIII. CLOSED SESSION

1. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT
Conference with District Negotiators: John Lau and Travis Gregory
Employee Organization: CSEA Chapter 472
RE: Negotiations
2. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT
Conference with District Negotiators: John Lau and Travis Gregory
Employee Organization: IVC Chapter of CCA/CTA/NEA
RE: Negotiations
3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

IX. OPEN SESSION

1. Announcement of final action taken

X. CONSENT AGENDA – HUMAN RESOURCES

X.1. Resolution No. 14601: Administrative Title Change

BE IT RESOLVED that the Board, with the recommendation of the Superintendent/President, approves changing the title of Dean of Extended Campus to Dean of Instruction for Economic and Workforce Development.

X.2. Resolution No. 14602: Order of Employment of all Tenure Track Contract and Regular Faculty

BE IT RESOLVED that the Board approves granting tenure to the academic personnel listed, and that they be reemployed, as credentialed, for the 2009-2010 academic year as tenured faculty.

BE IT FURTHER RESOLVED that the Board, with the recommendation of the Superintendent/President, accepts the following order of employment:

Seniority	Last Name	First Name	Hire Date	Division	Tenure		
1	Guzman	Cesar	09-02-75	Student Services	Y	Tnr Trk	Non-teaching
2	Beope	Frances	09-02-75	Student Services	Y	Tnr Trk	Non-teaching
3	Meek	Alfred	09-05-76	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
4	Artechi	Olga	09-07-76	Student Services	Y	Tnr Trk	Non-teaching
5	Lopez	Jose	12-01-79	Industrial Technology	Y	Tnr Trk	Teaching
6	Lopez	Sergio	08-26-80	Administration	Y	Tnr Trk	Admin.
7	Deyo	Jeff	08-26-80	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching

8	Stroud	V. Jean	08-26-80	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
9	Rodgers	Gary	09-01-81	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
10	Jaime	Victor	09-28-81	Administration	Y	Tnr Trk	Admin.
11	Pollock-Blevins	Diedre	09-03-85	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
12	Luoma	Craig	09-03-85	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
13	Nava	Norma	09-03-85	Student Services	Y	Tnr Trk	Non-teaching
14	Magno	Jan	09-05-85	Administration	Y	Tnr Trk	Admin.
15	McNeece	Brian	09-02-86	English	Y	Tnr Trk	Teaching
16	Rapp	Frank	09-02-86	English	Y	Tnr Trk	Teaching
17	Kalin	Janeen	02-01-88	Student Services	Y	Tnr Trk	Non-teaching
18	Rodgers	Valerie	02-01-88	Business	Y	Tnr Trk	Teaching
19	Nunez	Norma	03-14-88	Student Services	Y	Tnr Trk	Non-teaching
20	Kelly	Nannette	09-06-88	Humanities	Y	Tnr Trk	Teaching
21	Ponce	Josefina	09-05-89	English	Y	Tnr Trk	Teaching
22	Drury	Dave	09-05-89	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
23	Marquez	Ralph	10-09-89	Student Services	Y	Tnr Trk	Non-teaching
24	Esqueda	Jesus	02-14-90	Student Services	Y	Tnr Trk	Non-teaching
25	Marcuson	Bruce	08-27-90	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
26	Biley	Patti	08-27-90	English	Y	Tnr Trk	Teaching
27	Orfanos-Woo	Stella	08-27-90	Student Services	Y	Tnr Trk	Non-teaching
28	Zielinski	David	01-14-91	English	Y	Tnr Trk	Teaching
29	Fitzsimmons	Richard	08-23-91	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
30	Cañez-Savala	Said	09-03-91	Student Services	Y	Tnr Trk	Non-teaching
31	Hansink	Todd	08-21-92	Business	Y	Tnr Trk	Teaching
32	Jacobson	Eric	08-21-92	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
33	Horton	Sidne	08-17-93	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
34	Bemis	Roberta	08-15-94	English	Y	Tnr Trk	Teaching
35	Lofgren	Mary	09-01-95	Student Services	Y	Tnr Trk	Non-teaching
36	Mecate	James	08-12-96	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
37	Lee	Carol	09-23-96	Student Services	Y	Tnr Trk	Non-teaching
38	Patterson	James	08-18-97	English	Y	Tnr Trk	Teaching
39	Zhao	Lianna	08-18-97	Science/Math/Engineering	Y	Tnr Trk	Teaching
40	Scheuerell	Edward	08-18-97	English	Y	Tnr Trk	Teaching
41	Nilson	Barbara	08-18-97	Science/Math/Engineering	Y	Tnr Trk	Teaching
42	Staton	Robin	08-25-97	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
43	Berry	Kathy	09-14-94	Administration	Y	Tnr Trk	Admin.
44	Paine	Thomas	08-17-98	Business	Y	Tnr Trk	Teaching
45	Campos	Gilbert	07-01-99	Student Services	Y	Tnr Trk	Non-teaching
46	Mercado	Lourdes	07-01-99	Student Services	Y	Tnr Trk	Non-teaching

47	Tucker	Jill	08-16-99	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
48	Ruiz	Angelica	08-16-99	Business	Y	Tnr Trk	Teaching
49	Ghanim	Walid	08-16-99	Business	Y	Tnr Trk	Teaching
50	Miller	Fonda	08-16-99	Child, Family & Consumer Science	Y	Tnr Trk	Teaching
51	Blek	Craig	08-16-99	Business	Y	Tnr Trk	Teaching
52	Shokoufi	Mardjan	08-16-99	Science/Math/Engineering	Y	Tnr Trk	Teaching
53	Santistevan	Judy	08-16-99	Business	Y	Tnr Trk	Teaching
54	Garcia	Raquel	10-01-99	Disabled Student Programs & Services	Y	Tnr Trk	Non-teaching
55	Avila	Beatriz	01-10-00	Student Services	Y	Tnr Trk	Non-teaching
56	Beckley	Jeffrey	01-12-00	Business	Y	Tnr Trk	Teaching
57	Gage-Mosher	Ronald	01-12-00	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
58	Harris	Diane	01-12-00	English	Y	Tnr Trk	Teaching
59	Gilbertson	Thomas	01-12-00	Humanities	Y	Tnr Trk	Teaching
60	Plascencia	Jose	07-10-00	Student Services	Y	Tnr Trk	Non-teaching
61	Dorantes	Kathleen	08-14-00	English	Y	Tnr Trk	Teaching
62	Martini	Donald	08-14-00	English	Y	Tnr Trk	Teaching
63	Decker	Van	08-14-00	Humanities	Y	Tnr Trk	Teaching
64	Craven	Julie	08-14-00	English	Y	Tnr Trk	Teaching
67	Arguelles	Trinidad	01-08-01	Student Services	Y	Tnr Trk	Non-teaching
65	Byrd	Krista	01-10-01	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
68	David	Samuel	08-17-01	Science/Math/Engineering	Y	Tnr Trk	Teaching
69	Simpson	Scott	08-17-01	English	Y	Tnr Trk	Teaching
70	Davis	Donna	08-17-01	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
71	Voldman	Aleksandr	08-17-01	Science/Math/Engineering	Y	Tnr Trk	Teaching
72	Pradis	Ricardo	08-23-01	Industrial Technology	Y	Tnr Trk	Teaching
73	Lovitt	Paige	09-04-01	Disabled Student Programs & Services	Y	Tnr Trk	Non-teaching
74	Mazeroll	Lorraine	01-07-02	Student Services	Y	Tnr Trk	Non-teaching
75	Rowley	Deirdre	01-09-02	English	Y	Tnr Trk	Teaching
76	Davis	Lincoln	01-09-02	English	Y	Tnr Trk	Teaching
77	Gretz	Suzanne	01-09-02	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
78	Riehle	Betsy	08-16-02	Science/Math/Engineering	Y	Tnr Trk	Teaching
79	Higgins	Sue	08-16-02	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
80	Fisher	James	08-16-02	Science/Math/Engineering	Y	Tnr Trk	Teaching
81	Lehtonen	Eric	08-16-02	Science/Math/Engineering	Y	Tnr Trk	Teaching
82	Armenta	Celeste	08-16-02	Nursing Education/Health Tech/EMS	Y-1011	Tnr Trk	Teaching
66	Zazueta	Cathy	01-01-03	Learning Services	Y	TnrTrk	Non-teaching
83	Sheppard	David	01-15-03	Child, Family & Consumer Science	Y	Tnr Trk	Teaching
84	Marty	Kevin	08-14-04	Science/Math/Engineering	Y	Tnr Trk	Teaching
85	Wainwright	Mary-Jo	08-14-04	Behavioral Science & Social Science	Y	Tnr Trk	Teaching

86	Seivertson	Bruce	08-14-04	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
87	Finnell	Gaylla	08-14-04	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
88	Lavery	Russell	08-14-04	Science/Math/Engineering	Y	Tnr Trk	Teaching
89	Chien	Andrew	08-14-04	Science/Math/Engineering	Y	Tnr Trk	Teaching
90	Guinn	Melani	08-14-04	Humanities	Y	Tnr Trk	Teaching
91	Page	Bruce	08-14-04	Humanities	Y	Tnr Trk	Teaching
92	Ruiz	Jose	08-14-04	Humanities	Y	Tnr Trk	Teaching
93	Williams	Jack	08-14-04	Nursing Education/Health Tech/EMS	Y	Tnr Trk	Teaching
94	Pfister	Toni	08-14-04	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
95	Knaak	Manfred	08-14-04	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
96	Miranda	Frank	08-14-04	Industrial Technology	Y	TnrTrk	Teaching
97	Hegarty	Carol	01-12-05	Humanities	Y	Tnr Trk	Teaching
98	Mason	Charles	01-12-05	Humanities	Y	Tnr Trk	Teaching
99	Heumann	Michael	01-12-05	English	Y	Tnr Trk	Teaching
100	Leon	Allyn	01-12-05	Science/Math/Engineering	Y	Tnr Trk	Teaching
101	McClain Sanchez-	John	01-12-05	English	Y-1011	Tnr Trk	Teaching
102	Dominguez	Romano	08-19-05	Humanities	Y	Tnr Trk	Teaching
103	White	Kevin	08-19-05	Behavioral Science & Social Science	Y	Tnr Trk	Teaching
104	Kareva	Kseniya	08-19-05	English	Y	Tnr Trk	Teaching
105	Gilison	Daniel	08-19-05	Science/Math/Engineering	Y	Tnr Trk	Teaching
106	Cormier	Judy	08-19-05	English	Y	Tnr Trk	Teaching
107	Lay	Nancy	08-19-05	English	Y	Tnr Trk	Teaching
108	Morrell	Thomas	08-19-05	Science/Math/Engineering	Y	Tnr Trk	Teaching
109	Mosier	Laura	08-19-05	Humanities	Y	Tnr Trk	Teaching
110	Aye	Tyson	08-19-05	Exercise Science/Wellness/Sport	Y	Tnr Trk	Teaching
111	Martinez	Andres	07-03-06	ACCESO/Business	Y-1011	Tnr Trk	Teaching
112	Davis	Hope	08-18-06	Humanities	Y-1011	Tnr Trk	Teaching
113	Norris	Terry	08-18-06	Learning Services	Y-1011	Tnr Trk	Non-teaching
114	Castrapel	Rick	08-18-06	Science/Math/Engineering	Y-1011	Tnr Trk	Teaching
115	Agee	John	08-18-06	Behavioral Science & Social Science	Y-1011	Tnr Trk	Teaching
116	Shaner	Christina	08-18-06	English	Y-1011	Tnr Trk	Teaching
117	Morales	Marco	08-18-06	Industrial Technology	Y-1011	Tnr Trk	Teaching
118	Velasquez	Jose	08-18-06	Industrial Technology	Y-1011	Tnr Trk	Teaching
119	Dorsey	Tanya	10-23-06	Student Services	Y-1112	Tnr Trk	Non-teaching
120	Pitones	Rosa	02-01-07	Learning Services	Y-1112	Tnr Trk	Non-teaching
121	Baukholt	Robert	02-12-07	English	Y-1112	Tnr Trk	Teaching
122	Pastrana	Leticia	02-12-07	English	Y-1112	Tnr Trk	Teaching
123	Higginson	Jane	08-17-07	Science/Math/Engineering	Y-1112	Tnr Trk	Teaching
124	Paine	Yvonne	08-17-07	English	Y-1011	Tnr Trk	Teaching

125	Garza	Alejandro	08-17-07	English	Y-1112	Tnr Trk	Teaching
126	Abrams	Robert	08-17-07	English	Y-1112	Tnr Trk	Teaching
127	Pauley	Patrick	08-17-07	Science/Math/Engineering	Y-1112	Tnr Trk	Teaching
128	Solomon	Lisa	08-17-07	Behavioral Science & Social Science	Y-1112	Tnr Trk	Teaching
129	Holt	Steve	10-18-07	Nursing Education/Health Tech/EMS	Y-1213	Tnr Trk	Teaching
130	Hernandez	Oscar	08-22-08	Science/Math/Engineering	Y-1213	Tnr Trk	Teaching
131	Moss	Susan	08-22-08	Science/Math/Engineering	Y-1213	Tnr Trk	Teaching
132	Rangel	Javier	08-22-08	Humanities	Y-1213	Tnr Trk	Teaching
133	Rice	Sydney	08-22-08	English	Y-1213	Tnr Trk	Teaching
134	Wright	Bradford	08-22-08	Behavioral Science & Social Science	Y-1213	Tnr Trk	Teaching
135	Edwards	Aaron	08-22-08	Humanities	Y-1213	Tnr Trk	Teaching
136	Swiaddon	Glenn	08-22-08	Humanities	Y-1213	Tnr Trk	Teaching
137	Cozzani	Alejandro	08-22-08	Science/Math/Engineering	Y-1213	Tnr Trk	Teaching
138	Jepson	Rosabla	08-22-08	Nursing Education/Health Tech/EMS	Y-1213	Tnr Trk	Teaching
139	Goldsberry	Rick	09-15-08	Nursing Education/Health Tech/EMS	Y-1213	Tnr Trk	Teaching
140	Wells	Edward	08-17-09	Behavioral Science & Social Science	Y-1314	Tnr Trk	Teaching
141	Kitzmilller	Jill	08-21-09	Science/Math/Engineering	Y-1314	Tnr Trk	Teaching
142	Chang	Eddie	08-21-09	Science/Math/Engineering	Y-1314	Tnr Trk	Teaching
143	Nelipovich	Jill	08-21-09	Science/Math/Engineering	Y-1314	Tnr Trk	Teaching

X.3. Resolution No. 14603: Order of Employment of Non Tenure Track Contract Faculty for the Academic Year 2009-2010

WHEREAS Education Code 87415 stipulates that *“The governing board of every community college district shall establish the order of employment of all contract or regular employees of the district in the manner prescribed by Sections 87400 to 87424, inclusive, and shall keep a roster of same as a public record.”*

NOW BE IT RESOLVED that the Board approves the following seniority list of non tenure track contract faculty:

Seniority	Last Name	First Name	Hire Date	Division	Tenure	
1	Lopez	Rosalie	12-01-79	Student Services	N	Non-teaching
2	Romero	Yolanda	10-03-88	Student Services	N	Non-teaching
3	Diaz	Dolores	09-05-89	Student Services	N	Non-teaching
4	Sandoval	Lilia	02-16-99	Student Services	N	Non-teaching
5	Alvarado	Beatriz	07-01-99	Student Services	N	Non-teaching
6	Felix	Mireya	01-18-00	Student Services	N	Non-teaching
7	Garcia	Martha	01-08-01	Student Services	N	Non-teaching
8	Esquer	Maria	03-05-01	Student Services	N	Non-teaching
9	Fletes	Myriam	03-20-02	Student Services	N	Non-teaching

10	Frstrup	Carey	01-12-04	Student Services	N	Non-teaching
11	Sigala	Isabel	07-01-07	Student Services	N	Non-teaching
12	Howell	Kevin	08-21-09	English	N	Teaching

X.4. Resolution No. 14604: Classified Management Reorganization - Director of Evening College

WHEREAS, it was the recommendation of the Ad Hoc “Thaw Committee” to place a hiring priority on the position of Director of Campus Safety and Security; and

WHEREAS, this is an approved position referred to in the educational master plan (goal three), cited in the 2008-2011 staffing plan, aligns with the reorganization plan, and was planned for in the 2009-2010 budget; and

WHEREAS, the District’s need to ensure a safe and secure campus is vital to achieving its mission;

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President for the Director of Evening College to be reclassified to the position of Director of Campus Safety and Security, effective April 1, 2010, as follows:

<u>Name</u>	<u>Present Classification</u>	<u>New Classification</u>
Nakamura, Tim	Director of Evening College Classified Manager Range 3-2 Part-time (.65) District Funded	Director of Campus Safety and Security Classified Manager Range 3-2 Full time District Funded

Fiscal Impact: The District will pay for the change through parking funds.

X.5. Resolution No. 14605: Classified Confidential Service Position Reclassification

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/ President to reclassify the following confidential position, finalizing the Business Office reorganization and transferring benefits coordination responsibilities to the Human Resources office, effective January 3, 2010 as follows:

<u>Name</u>	<u>Present Classification</u>	<u>New Classification</u>
Sanchez, Martha	Human Resource Specialist Confidential Range 3-10 District Funded	Human Resource Specialist Confidential Range 4-10 District Funded

Fiscal Impact: Approximately \$3,000 per year, with an overall cost savings to the District of approximately \$41,684 per year (realignment of positions following retirement).

X.6. Resolution No. 14606: Classified Substitute Employment

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to extend the substitute employment contract for the following employee:

<u>Name</u>	<u>Position</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>	<u>Effective</u>
Villagomez, Melinda	Assessment Center Technician	Assessment Center	Categorical	14-1	1/4/09-1/29/10

X.7. Resolution No. 14607: Classified Short-Term Employment

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to extend the short-term employment contract for the following employee:

<u>Name</u>	<u>Position</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>	<u>Effective</u>
O'Campo, Anna	Financial Aid Tech	Financial Aid	Categorical	14-1	1/5/10-3/5/10

X.8. Resolution No. 14608: Reduction of Classified Service

WHEREAS, the Governing Board of the Imperial Community College District finds it necessary and in the best interest of the District to eliminate and reduce the classified service as specified below:

Adult Development Specialist (Vacant position)

NOW THEREFORE, BE IT RESOLVED that this classified position of the District shall be discontinued and reduced.

X.9. Resolution No. 14609: Volunteer Service Agreement

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to employ Gonzalo Huerta as a volunteer Educational & Technical Advisor who shall be covered by Workers' Compensation Insurance effective February 15, 2010 through June 30, 2010.

BE IT FURTHER RESOLVED that thanks be hereby extended to Gonzalo Huerta for volunteering in the Industrial Technology Division and for his contribution to Imperial Valley College.

X.10. Resolution No. 14610: Volunteer Service Agreement

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to employ Tony Salas as a volunteer teacher's aide and clerical assistant who shall be covered by Workers' Compensation Insurance effective January 15, 2010 through June 15, 2010.

BE IT FURTHER RESOLVED that thanks be hereby extended to Tony Salas for volunteering in the Science/Math/Engineering Department and for his contribution to Imperial Valley College.

X.11. Resolution No. 14611: Volunteer Service Agreement

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to employ Emir Mojica as a volunteer student library aide who shall be covered by Workers' Compensation Insurance effective February 17, 2010 through June 30, 2010.

BE IT FURTHER RESOLVED that thanks be hereby extended to Emir Mojica for volunteering in the Learning Services Department and for his contribution to Imperial Valley College.

X.12. Resolution No. 14612: Volunteer Service Agreement

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to employ Aldolfo Rico as a Student Assistant – Financial Aid who shall be covered by Workers' Compensation Insurance effective January 28, 2010 through March 28, 2010.

BE IT FURTHER RESOLVED that thanks be hereby extended to Aldolfo Rico for volunteering in the Financial Aid Department and for his contribution to Imperial Valley College.

XI. ADJOURNMENT

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for **WEDNESDAY, MARCH 10, 2010, AT 6:00 P.M.** in the Administration Board Room located in Building 10 and **WEDNESDAY, MARCH 17, 2010, AT 6:00 P.M.** in the Administration Board Room located in Building 10.

****If Resolution No. 14587 passes, the following meetings will take place in March:***

Monday, March 8, 2010, at 6:00 p.m. in the Administration Board Room located in Building 10.

Wednesday, March 17, 2010, at 6:00 p.m. in the Administration Board Room located in Building 10.



ADOPTED MINUTES

FOR THE REGULAR MEETING OF THE IMPERIAL COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES

Wednesday, January 21, 2009

Location
Administration Building – Board Room
380 East Aten Road
Imperial, CA 92251

CALL TO ORDER/ROLL CALL

On Wednesday, January 21, 2009, at 6:00 p.m., Board President Acuña called the regular meeting of the Imperial Community College District Board of Trustees to order in the Administration Building Board Room.

BOARD MEMBERS PRESENT:

Carlos R. Acuña
Rudy Cardenas, Jr.
Norma Sierra Galindo
Jerry D. Hart
Louis Wong
Rebecca L. Ramirez

BOARD MEMBERS ABSENT:

Romualdo Medina

REPRESENTATIVES PRESENT:

Dr. Bruce Seivertson, Academic Senate Representative
Chantilee Mendenhall, Student Representative
Suzanne Gretz, CTA Representative [6:25 p.m.]

CONSULTANTS PRESENT:

Dr. Ed Gould, Superintendent/President
Kathy Berry, Vice President for Academic Services
Dr. Victor Jaime, Vice President for Student Services
John Lau, Vice President for Business Services
Travis Gregory, Associate Dean of Human Resources

PLEDGE OF ALLEGIANCE

Public Relations Officer Bill Gay led the Pledge of Allegiance to the Flag.

PUBLIC COMMENT

There was no public comment.

WRITTEN COMMUNICATION

Board President Acuña announced that the Board received four written communications.



IMPERIAL VALLEY COLLEGE

P.O. Box 158, Imperial, California 92251
(760) 352-8320 • FAX (760) 355-2663

DATE: January 14, 2009

TO: Imperial Valley College Board of Trustees
Dr. Ed Gould, Superintendent/President

FROM: Dennis Carnes

RE: Retirement

By intent of this communication, I hereby submit my request for retirement from my position as Professor from Imperial Valley College. For the past 13.5 academic years it has been my professional pleasure to be a member of the faculty within the division of Science, Mathematics and Engineering. I have reached the age of 66 years and feel that I should spend a few blissful and relaxing years away from the pleasurable toil of leading young minds into the appreciation of the science of microbiology and the wonders of the human body.

I would like to finish up at the end of the Spring semester of 2009, on June 13, 2009, at which time I will have completed the necessary 14 academic years of service here at IVC to qualify for the 2 + 2 incentive program. I do ask the Board to consider favorably my request to be included in that program.

I wish to communicate to the entire Imperial Valley College community my appreciation for the very gratifying experience of participating in the educational process here, which has helped to enrich my life and hopefully the lives of my students. I have been enlightened by the brilliant minds of many of this student population and hopefully I have returned in kind and contributed to their professional development.

Dennis W. Carnes, PhD
Professor of Science
Imperial Valley College

c: kberry
lzhao
jlau



IMPERIAL VALLEY COLLEGE

P.O. Box 158, Imperial, California 92251
(760) 352-8320 • FAX (760) 355-2663

14 January 2009

Mr. John Lau, Vice President for Business Services

RE: LETTER OF INTENT TO RETIRE, pursuant to Board Resolution No.13168, authorizing the 2+2 Retirement Incentive Program for the years 2005-2009

After a meaningful and satisfying fulltime teaching career at Imperial Valley College for the last 27 years, I intend to retire at the end of the spring semester 2009, contingent upon the District's granting the 2+2 retirement incentive.

During the stipulated time period (May 10-August 31), I will submit my formal Letter of Retirement to the Board of Trustees, indicating my deep appreciation for the precious opportunity to touch the lives of so many deserving students in my life's work at Imperial Valley College.

Sincerely,

Fred H. Fischer, Ed.D.
Professor of English

✓ CC: Dr. Ed Gould, Superintendent/President
Ms. Kathy Berry, Vice President for Academic Services
Mr. David Zielinski, English Division Chair

WILSON JUNIOR HIGH SCHOOL

El Centro Elementary School District

600 South Wilson Street
El Centro, California 92243
Phone: 760-352-5341
FAX: 760-337-3800

Governing Board: Ryan Childers Jack Dunnam Eddie Madueño George McFaddin Frances Terrazas

School Administration:

Matt Phillips, Principal
Maria Ambriz, Assistant Principal
Richard Hill, Assistant Principal
Fatima Lozano, Counselor

District Administration:

Dr. Robert Pletka, Superintendent
Ruth Montenegro Esq, Assistant Superintendent
Renato Montañó, Assistant Superintendent
Arnold Preciado, Assistant Superintendent

Dear Dr. Ed Gould:

I am the 7th grade AVID teacher at Wilson Junior High School. AVID stands for advancement via individual determination, and it is designed to help underrepresented students get into college. Frances Beope recently arranged an IVC tour for my AVID class. I have been on numerous middle school field trips to various colleges, but IVC was by far the best.

The tour included stops at the library, nursing department, and a chemistry classroom. Each presenter did a wonderful job. I was impressed that the tour was actually designed for the middle school student. Not only did the students learn what IVC has to offer, but they were also entertained. The students had a great time saving the "dummy" patient in the nursing department and oohing and ahing at the explosions in the chemistry room.

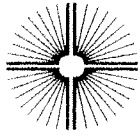
College is a long way off for my students, and it is easy for them to not understand its importance. By catering your tour to the middle school student, you have sparked interest and made college seem like a fun exciting place to be. Thank you for a wonderful experience.

Sincerely,



Jeff Williams

2008 DEC 17 PM 1 24
IVC
PRESIDENT'S OFFICE



COMMUNITY COLLEGE LEAGUE
OF CALIFORNIA

2008 DEC 15 PM 1 46

IVC
PRESIDENT'S OFFICE

Date: December 11, 2008
To: California Community College Trustees
California Community College Chancellors/Superintendents
From: Scott Lay
Subject: CCCT Board Election - 2009

The California Community College Trustees (CCCT) board serves a major role within the Community College League of California. Meeting five times a year, the twenty-one member board provides leadership and direction to ensure a strong voice for locally elected governing board members.

From January 1 through February 15, nominations for membership on the CCCT board will be accepted in the League office. Nominations are to be made by a member district board of trustees; and each district may nominate only members of its board.

Each nominee must be a local community college district trustee, other than the student trustee, and must have consented to be nominated. Only one trustee per district may serve on the board.

An official Biographical Sketch Form and Statement of Candidacy **must** accompany the Nominating Ballot mailed to the League office, and please use only these forms. Nomination materials should be sent by certified mail – return receipt requested. Faxed materials will **not** be accepted due to the quality of transmission.

The election of members of the CCCT board will take place between March 10 and April 25. Each member district board of trustees will have one vote for each vacancy on the CCCT board. Seven persons will be elected to the board this year. Three incumbents (elected and appointed) are eligible to run for re-election. In accordance with the CCCT Board Governing Policies, as adopted by the board at its June 2008 meeting, “CCCT Board members shall be elected by the institutional member governing boards for alternate three-year terms. No CCCT Board member shall serve more than three (3) terms consecutively.”

Election results will be announced at the CCCT annual conference. The newly elected members of the board will assume their responsibilities at the conclusion of the annual conference, May 3, 2009.

If you have any questions about the CCCT board election process, please call the League office.

Attachments: (mailed only to CCC Chancellors/Superintendents)
Official Nominating Form
Official Biographical Sketch Form
Official Statement of Candidacy
CCCT Board Terms of Office (adopted by the board, November 2008)
CCCT Board Roster



CCCT BOARD NOMINATION FORM

Must be returned to the League office **postmarked no later than February 15**, along with the statement of candidacy and biographic sketch form. **Faxed material will not be accepted.**

Community College League of California
2017 "O" Street
Sacramento, CA 95811

The governing board of the _____ Community
College District nominates _____ to be a
candidate for the CCCT Board.

This nominee is a member of the _____ Community
College District governing board, which is a member in good standing of the Community College League of
California. The nominee has been contacted and has given permission to be placed into nomination.
Enclosed are the Statement of Candidacy and the CCCT Biographical Sketch Form for our nominee.

Signature of Clerk or Secretary of Governing Board

CCCT BOARD BIOGRAPHIC SKETCH FORM

Must be returned to the League office **postmarked no later than February 15**, along with the nominating ballot and statement of candidacy. **Faxed material will not be accepted.**

PERSONAL

Name: _____ Date: _____

Address: _____

City: _____ Zip: _____

Phone: _____ (home) _____ (office)

E-Mail: _____

EDUCATION

Certificates/Degrees: _____

PROFESSIONAL EXPERIENCE

Present Occupation: _____

Other: _____

COMMUNITY COLLEGE ACTIVITIES

College District Where Board Member: _____

Years of Service on Local Board: _____

Offices and Committee Memberships Held on Local Board: _____

State Activities (*CCCT and other organizations boards, committees, workshop presenter; Chancellor's Committees, etc.*) _____

National Activities (*ACCT and other organizations, boards, committees, etc.*): _____

CIVIC AND COMMUNITY ACTIVITIES

OTHER



CCCT BOARD
STATEMENT OF CANDIDACY

Must be returned to the League office **postmarked no later than February 15**, along with the nominating ballot and biographic sketch form. **Faxed material will not be accepted.**

CANDIDATE'S NAME: _____ DATE: _____

What do you see as the major issues and activities that should be considered by CCCT and the League in the next two years? **(50 words or less; any portion of the statement beyond this limit will not be included.)**

What do you feel you can contribute in these areas? **(50 words or less; any portion of the statement beyond this limit will not be included.)**

California Community College Trustees Terms of Office and Election Schedule

(adopted by the CCCCT Board, June 2008)

<u>Election</u>	<u>Group</u>	<u>Seat</u>	<u>First Elected/Appointed</u>	<u>Next Election</u>	<u>Terms Left for Incumbent</u>
2009	I.	*Clark	1999	2009	0
	I.	*Garcia	1999	2009	0
	I.	*Hayden	1999	2009	0
	I.	Jones	2008	2009	2
	I.	Mann	2005	2009	2
	I.	Ontiveros	2008	2009	2
	I.	*Vacancy		2009	2
2010	II.	Bader	2006	2010	2
	II.	Barreras	2006	2010	2
	II.	*Beck	2001	2010	0
	II.	*Grier	2001	2010	0
	II.	Howald	2004	2010	1
	II.	Quintero	2006	2010	2
	II.	Singer	2004	2010	1
2011	III.	*Albani	2000	2011	0
	III.	Figueroa	2007	2011	2
	III.	McMillin	2008	2011	2
	III.	Meng	2004	2011	1
	III.	*Mercer	2002	2011	0
	III.	Ortell	2004	2011	1
III.	*Villegas	2000	2011	0	

* Board member is unable to seek reelection due to three-term limit.

**CALIFORNIA COMMUNITY COLLEGE TRUSTEES
2008-09 BOARD ROSTER**

KAY ALBIANI

Los Rios CCD
10221 Sheldon Road
Elk Grove, CA 95624
916.682-2445 (res)
916.682-2336 (fax)
kalbiani@cwnet.com

ROSANNE BADER

Mt. San Antonio CCD
1050 Hillcrest Drive
Pomona, CA 91768
909.623-7874 (res/bus)
909.598-2303 (CCD fax)
trusteebader@mtsac.edu

ISABEL BARRERAS

State Center CCD
1525 E. Weldon Avenue
Fresno, CA 93704
559.675-4450 x 1339 (bus)
559.226-3757 (CCD fax)
trusteebarreras@comcast.net

JUDI BECK

Shasta-Tehama-Trinity Joint CCD
P.O. Box 992417
Redding, CA 96099
530.222-5671 (res & fax)
530.941-6377 (cell)
judibeck@charter.net

THOMAS J. CLARK

Long Beach CCD
2267 Albury Avenue
Long Beach, CA 90815
562.596-6722 (res)
562.938-4098 (CCD fax)
tclark2267@charter.net

MARY FIGUEROA

Riverside CCD
1258 Shakespeare Drive
Riverside, California 92506
951.780-4962 (res)
951.317-2648 (cell)
951.222-8035 (CCD fax)
Maryfig50@sbcglobal.net

REBECCA J. GARCIA, Imm. Past President

Cabrillo CCD
43 Rosewood Drive
Watsonville, CA 95076
831.728-0387 (res)
831.429-3410 X 260 (bus)
831.479-6425 (CCD fax)
garciabecca@aol.com

ANITA GRIER

San Francisco CCD
106 Byxbee Street
San Francisco, CA 94132
415.254-9282 (cell)
dralgrier@aol.com

CHARLES H. HAYDEN, JR.

Desert CCD
66938 San Felipe Road
Desert Hot Springs, CA 92240
760.329-2244 (res)
760.329-2288 (fax)
760.341-9732 (CCD fax)
chaydendccd@aol.com

WALT HOWALD

Coast CCD
P.O. Box 622
Corona del Mar, CA 92625
949.244-6094
714.438-4882 (CCD fax)
whowald@ccd.edu

BERNARD JONES

Allan Hancock Joint CCD
800 S College Dr
Santa Maria, CA 93454
805.922-6966 x3245 (phone)
805.347-9896 (fax)
bernard.jones@verizon.net

BUNDIT KERTBUNDIT

Contra Costa CCD
Diablo Valley College
Student Life Office
321 Golf Club Rd
Pleasant Hill, CA 94523
925.325-6884 (cell)
925.370-2019 (fax)
studenttrustee@4cd.net

JEANETTE MANN

Pasadena Area CCD
2195 E. Orange Grove Blvd.
Pasadena, CA 91104
626.797-0307 (res)
626.585-7202(bus)
626.797-0182 (fax)
jxmann@pasadena.edu

BILL MCMILLIN

Ohlone CCD
35321 Cheviot Ct
Newark, CA 94560
510.792-9367 (res)
510.792-9367 (bus)
510.797-0182 (fax)
bill-mcmillin@pacbell.net

CHARLES MENG

Napa Valley CCD
1205 Olive Hill Lane
Napa, CA 94558
707.255-5480 (res)
707.253-3362 (CCD fax)
chasmeng@napanet.net

GEORGIA L. MERCER, 2nd Vice President

Los Angeles CCD
132 South Maple Drive, #104
Beverly Hills, CA 90212
310.859-7242 (bus)
310.859-7349 (fax)
georgia@gmercernet

MANNY ONTIVEROS

North Orange County CCD
1830 Romney Dr
Anaheim, CA 92801
714.229-1956 (phone)
714.808-4791 (fax)
bot@nocccd.edu

ED ORTELL

Citrus CCD
301 Mountain Crest Road
Duarte, CA 91010
626.303-5051 (phone & fax)
eortell@citruscollege.edu

ANDRE QUINTERO

Rio Hondo CCD
P.O. Box 4787
El Monte CA 91734
626.478-2195 (phone)
626.602-9967 (fax)
andre_quintero@sbcglobal.net

DON SINGER

San Bernardino CCD
1519 Lynne Court
Redlands, CA 92373
909.798-2754 (res & fax)
909-889-5555 (bus)
dlsinger@verizon.net

LUIS VILLEGAS, President

Santa Barbara CCD
4742 Andrita Street
Santa Barbara, CA 93110
805.967-2527 (res)
805.284-3301 (cell)
805.692-0954 (bus)
villegas52@aol.com

STAFF**SCOTT LAY**

President/Chief Executive Officer
2017 "O" Street
Sacramento, CA 95811
916.444-8641 (bus) 916.444-2954 (fax)
scottlay@cclleague.org

POINT OF PERSONAL PRIVILEGE

President Gould asked for a point of personal privilege in recognizing Dr. Dennis Carnes for his years of service he has given IVC. He stated Dr. Carnes is an outstanding faculty member who would be missed by students and peers.

INFORMATION REPORTS

District Audit Presentation – Mike Mears of Wilkinson & Hadley

Mike Mears reviewed the District Audit report. He stated there were no findings for the report. He stated the schedule of audit findings on financial statements, including federal awards, and state awards have clean opinions from his company.

Bond Audit Presentation – Mike Mears of Wilkinson & Hadley

Mike Mears went over the District Bond report. He stated this audit is required yearly. He stated this fund is a governmental fund where the proceeds from the obligation funds are deposited into and used for construction facilities according to ballot measure.

He stated the information indicated that the proceeds of the bond were only used for the purposes set for in the ballot and not for any other purpose. He stated they test 85-90% of Bond expenditures that are spent from the bond and take a threshold and examine any invoice of \$500 or more to make sure that those expenses are justified. He stated the audit is a detailed review of expenditures.

Board Member Reports

Trustee Hart reported the following:

- Attended the SDICCCA meeting on January 12th and had a discussion about openings on the CCCT Board. He stated he is interested in being considered on that Board. He had spoken with people in the San Diego area. He stated it was proposed at SDICCCA that the group try to elect or promote one person from the SDICCCA colleges, and since there are two or three interested there would not be a recommendation from SDICCCA. He asked for the Board's support in his nomination.
- He stated the focus of the discussion will be on the state budget crisis at the Legislative Conference.

Associated Student Government Senate Update – Chantilee Mendenhall

ASG President Mendenhall reported the following:

- ASG held an Inauguration Day Breakfast. She stated KYMA covered the event.
- ASG is planning for upcoming semester events.

Academic Senate Update – Dr. Bruce Seivertson

Academic Senate Secretary Dr. Bruce Seivertson reported the following:

- Excited about the change with the smoking policy. He stated he is hearing positive comments about the change.

College Council – John Abarca

College Council Chair Abarca was not present at the meeting.

Monthly Financial Report – John Lau

Vice President for Business Service Lau reported the following:

- Announced no movement on the State budget.
- Reported on the construction of the science building and stated that a Board tour could take place in about two months.
- Reported that the state budget is a concern and it is on his radar. He stated he would be checking into whether or not the District would prepare for another TRANS. He stated the District is okay with cash flow.
- Reported that the audit is for the District and stated that it also a report card on the Business Office. He commended the Business Services staff for their work.

Board President Carlos Acuña asked that commendations be extended to the Business Services staff.

President's Update – Dr. Ed Gould

President Gould presented a PowerPoint presentation and reported the following:

- Thanked the Business Office for their work and in their assistance with the audit.
- Announced that everyone should take time to reflect on the transformation to our country with President Barack Obama. He stated he gives credit to the American people for the transformation to our country.
- Attended the WASC Board Meeting on January 8th and presented a couple of things: thanked them for making IVC a better institution and asked for clarification of expectations of IVC for the next review meeting in October 2009. He stated we would know the results of the progress visit in about a month.
- Enrollment is growing and reported that the District grew 4.22% in the fall semester and would be reimbursed, if the current rate holds, for about half of that. He stated that enrollment is up all over the state and for IVC, there is an 11% higher census than in the past year. He reported the spring semester numbers are up by 11% in Full Time Equivalent (FTE) students, yet 5% unduplicated headcount growth at this time.
- Budget stalemate continues and discussed where community colleges are with the state budget stating that COLA is the only proposed cut this year. He reported that categorical programs are intact. He stated there is a threat to the BOG grants which would affect students at a lower income. He stated that for the 2009-10 the Governor stated he recognized the surge in community college enrollment due to UC and CSU enrollment reductions. He discussed some of the governor's proposed budget for 2009-10.
- There was an administrative tour of the science building and stated the building is impressive. He stated the lobby would be able to host a couple hundred people for public events.
- The District is working with two solar companies to look at making the campus energy efficient. He stated the project would launch in March and stated there would be energy presentations at the Board Retreat. He stated the discussion will revolve around having solar panels on carports in the parking lots and other areas.
- Thanked Dean of Applied Sciences Gonzalo Huerta for the Renewable Energy Summit to be held on campus on Friday, February 6th. He stated the sponsorship alone shows the work that has been done statewide.

- He reported that there would be discussion at the retreat regarding the art gallery which should be started in late spring and there would be discussion on the draft of the first 10 years of the District's next 50 years with a 2009-2020 Plan to include the career-tech building, technology, theatre, new administrative facilities, improvements, student services, and modernization of all remaining buildings.
- Noted that if the state does not pass a budget in the next two weeks, IOUs are likely and the District would be looking at another TRANS agreement.
- Over 75 faculty participated in the SLO workshop on January 7th.
- Inauguration event sponsored by ASG drew a crowd and was covered by KYMA News. He stated there was lots of praise received from faculty for the event.
- Imperial Chamber of Commerce had 25 people for breakfast on January 20th and heard from President Gould on the budget and future plans.
- Anti-smoking makes the front page of the newspaper and was covered by KYMA News.
- Trustees Hart, Cardenas, and Medina are to attend the CCLC Legislative Conference along with Superintendent/President and PR Director Gay on January 25th.
- Announced the CCLC 2009 Trustee Handbook is available online free of charge.
- 2009-2010 is IVC's 50th Anniversary. He stated the District was approved by the voters in October 1959. He stated Public Relations Officer Bill Gay would be working with a committee. He stated the 40th anniversary that was celebrated a few years ago was for the campus anniversary not the District.

DISCUSSION

Annual Board Retreat Date – Dr. Ed Gould

President Gould stated that the Board Retreat is scheduled for Saturday, February 7, 2009.

CONSENT AGENDA – BUSINESS

President Gould pulled Resolution Nos. 14283 Award of Bids and 14285 California Community College Trustees (CCCT) Board Nomination – 2009.

Approval of Minutes dated December 17, 2008, Regular Board Meeting M/S/C Hart/Cardenas and the Board approved the minutes as presented.

M/S/C Hart/Cardenas

Resolution No. 14277: Purchase Orders

BE IT RESOLVED that upon the recommendation of the Superintendent/President the following Purchase Orders and Direct payments are hereby approved:

December 2008

Purchase Orders	\$1,826,509.63
Direct Payments	<u>14,600.14</u>
	<u>\$1,841,109.77</u>

M/S/C Hart/Cardenas
Resolution No. 14278: Payroll Warrant Orders

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the issuance of the following Payroll Warrants for the month of December 2008.

2008-09 Payroll Warrant	#	Fund 10 General Fund	Fund 45 Child Dev.	Fund 80 Bond Fund	Warrant Total
12/10/08	11	266,776.39			266,776.39
12/19/08	12	2,581,192.78	40,724.25	10,390.44	2,632,307.47
		2,847,969.17	40,724.25	10,390.44	2,899,083.86

M/S/C Hart/Cardenas
Resolution No. 14279: Commercial Warrant Orders

BE IT RESOLVED that the Board approves the recommendation of the Superintendent/President to approve the issuance of the following commercial warrant orders for the month of December 2008.

2008-09 Commercial Warrant	#	Fund 10 General Fund	Financial Aid	Fund 45 Child Dev.	Fund 50 Cert. of Part.	Fund 80 Bond Fund	Warrant Total
12/4/08	22	49,029.28		25.84		16,546.40	65,601.52
12/11/08	23	515,909.23	2,705,780.60	1,529.80	194.45	1,447,526.66	4,670,940.74
12/18/08	24	217,619.32		198.64		22,260.00	240,077.96
		782,557.83	2,705,780.60	1,754.28	194.45	1,486,333.06	4,976,620.22

M/S/C Hart/Cardenas
Resolution No. 14280: District Audit

BE IT RESOLVED that the Board accepts the audit report for the year ending June 30, 2008, as submitted by Wilkinson Hadley King & Co., LLP, Certified Public Accountants.

M/S/C Hart/Cardenas
Resolution No. 14281: General Obligation Bond Fund Audit

BE IT RESOLVED that the Board accepts the audit report of the General Obligation Bond Fund for the year ended June 30, 2008 as presented by Wilkinson Hadley King & Co., LLP, Certified Public Accountants.

M/S/C Hart/Cardenas
Resolution No. 14282: Non Resident Tuition Fee

WHEREAS, Education Code section 76140 requires each district's governing board to establish the non-resident tuition fee no later than February 1st for the succeeding fiscal year on the basis of its current cost of education or based on the statewide average of the current cost of education.

NOW, THEREFORE, BE IT RESOLVED that based on the statewide average of the current cost of education, the Board of Trustees establishes a non-resident tuition fee of \$190.00 per unit for fiscal year 2009-10.

M/S/C Cardenas/Wong
Resolution No. 14283: Award of Bids

Discussion

President Gould stated there was a cancellation of a final clean-up bid and asked VP for Business Services Lau to give an explanation. VP Lau stated that there was one bid for the final clean-up and felt in the interest of the District that the bid was high and could go out to rebid and would hopefully receive more than one bid.

Resolution

WHEREAS, the District has advertised for bids and a bid opening was held on January 15, 2009 for the following projects:

- Sewer Lift Station and Extension
- Primary Electrical Service

WHEREAS, in accordance with the provisions of California Business and Professions Code Section 7028.15 and Public Contract Code Section 3300, the District requires that the bidder possess applicable classification(s) of contractor's license(s) at the time the bid is submitted. Any bidder not so licensed at the time of the bid opening will be rejected as non-responsive; and

WHEREAS, there will be one base bid on each bid package and all work in the base bid must be completed within the time specified on the Notice to Proceed issued by the District. Failure to complete the work within the time specified will result in the imposition of liquidated damages for each day of delay, in the amount set forth in the bid documents.

WHEREAS, the District reserves the right to reject any or all bids or to waive any irregularities or informalities in any bids or in the bidding process.

NOW, THEREFORE, BE IT RESOLVED, that the following contracts be awarded, per the plans and specifications:

<u>Bid Package Title:</u>	<u>Contract Awarded to:</u>	<u>Contract Amount:</u>
Sewer Lift Station and Extension	Pyramid Construction	\$412,000.00
Primary Electrical Service	Tom Watson Inc.	\$269,483.00

BE IT FURTHER RESOLVED, that the Superintendent/President and/or the Vice President for Business Services be authorized to sign all notices, contracts, change-orders, and other necessary documents related to these contracts on behalf of the District.

Fiscal Impact: All contracts to be paid from Measure L Bond Funds.

M/S/C Hart/Cardenas

Resolution No. 14284: Citizens Oversight Committee for Measure L

BE IT RESOLVED that upon the recommendation of the Superintendent/President, the Board re-appoints the following member to the Citizens Oversight Committee for Measure L:

Name:	Membership category:	Term:	Replacing:
John Anderson	<i>Member at-large (County Superintendent of Schools)</i>	December 31, 2008 – December 31, 2010	Re-appointment

M/S/C Cardenas/Wong

Resolution No. 14285: California Community College Trustees (CCCT) Board Nomination – 2009

Discussion

President Gould stated that Trustee Hart has asked to be considered for nomination. Trustee Cardenas made a motion to nominate Jerry Hart to be a candidate. Trustee Wong seconded the motion.

Resolution

BE IT RESOLVED that the Governing Board of the Imperial Community College District nominates Jerry Hart to be a candidate for the CCCT Board.

BE IT FURTHER RESOLVED that this nominee is a member of the Imperial Community College District Governing Board, which is a member in good standing of the Community College League of California. The nominee has been contacted and has given permission to be placed into nomination.

CONSENT AGENDA – EDUCATIONAL SERVICES

M/S/C Cardenas/Wong

Resolution No. 14286: Child Development Services Agreement for Instructional Materials

BE IT RESOLVED that the Governing Board of Imperial Community College District authorizes entering into local agreement number CIMS-8126, project number 13-6315-00-8, for the fiscal year 2008-2009, with the California State Department of Education, and that Dr. Ed Gould, Superintendent/President and Kathy Berry, Vice President for Academic Services are authorized to sign the transaction for the Governing Board.

CLOSED SESSION

M/S/C Cardenas/Wong to go into CLOSED SESSION at 6:50 p.m.

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (One potential case)
2. PUBLIC EMPLOYEE(S) DISCIPLINE/DISMISSAL/RELEASE

OPEN SESSION

M/S/C Ramirez/Wong to go into OPEN SESSION at 7:06 p.m.

1. Information given no action taken.
2. Information given no action taken.

CONSENT AGENDA – HUMAN RESOURCES

M/S/C Hart/Galindo

Resolution No. 14287: Faculty Retirement

BE IT RESOLVED that the Board accepts, with sincere regret, the retirement of Dr. Dennis Carnes, Professor of Science, effective June 13, 2009.

BE IT RESOLVED that sincere appreciation be expressed for his 14 years of devoted service to Imperial Valley College.

M/S/C Hart/Galindo

Resolution No. 14288: Faculty Retirement

BE IT RESOLVED that the Board accepts, with sincere regret, the retirement of Dr. Fred H. Fischer, Professor of English, effective June 13, 2009.

BE IT RESOLVED that sincere appreciation be expressed for his 27 years of devoted service to Imperial Valley College.

M/S/C Hart/Galindo

Resolution No. 14289: Classified Service Employment

BE IT RESOLVED that the Board approved the recommendation of the Superintendent/President to employ the following personnel.

<u>Name</u>	<u>Position</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>	<u>Effective</u>
Balint, Jonathan	Custodian – P/T	Maintenance	District	8-1	01/12/2009

M/S/C Hart/Galindo

Resolution No. 14290: Classified Short-Term Employment

BE IT RESOLVED that the Board approve the recommendation of the Superintendent/President to employ the following personnel.

<u>Name</u>	<u>Position</u>	<u>Department</u>	<u>Funding</u>	<u>Range</u>	<u>Effective</u>
O'Campo, Anna	Financial Aid Technician	Financial Aid	State	14-1	1/12/2009 - 3/31/2009

M/S/C Hart/Galindo

Resolution No. 14291: Athletic Assignment

WHEREAS the following individual has been designated to the following athletic assignment for the 2008-2009 academic year:

<u>Name</u>	<u>Athletic Assignment</u>
Palacio, Mike	Assistant Women's Tennis

BE IT FURTHER RESOLVED that thanks are extended for his contribution to the athletic program at Imperial Valley College.

ADJOURNMENT

M/S/C Cardenas/Wong to ADJOURN the meeting at 7:09 p.m.

A Board Retreat of the Imperial Community College District Board of Trustees is scheduled for **SATURDAY, FEBRUARY 7, 2009, AT 8:00 A.M.**

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for the **THIRD WEDNESDAY, FEBRUARY 18, 2009, AT 6 P.M.** in the Administration Building Board Room.

Adopted this 18th day of February 2009.

ICCD Board President

ICCD Board Secretary