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 administered 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 1,174,395.78
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:

<table>
<thead>
<tr>
<th>Date</th>
<th>General</th>
<th>Child</th>
<th>Bond</th>
<th>Warrant</th>
</tr>
</thead>
<tbody>
<tr>
<td>1/8/10</td>
<td>280,370.65</td>
<td></td>
<td></td>
<td>280,370.65</td>
</tr>
<tr>
<td>1/29/10</td>
<td>1,934,849.26</td>
<td>43,626.05</td>
<td>11,023.18</td>
<td>1,989,498.49</td>
</tr>
</tbody>
</table>

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:

<table>
<thead>
<tr>
<th>Date</th>
<th>General Fund 10</th>
<th>Financial Aid Fund 45</th>
<th>Building Fund 20</th>
<th>Child Dev. Fund 45</th>
<th>Bond Fund 80</th>
<th>Warrant</th>
</tr>
</thead>
<tbody>
<tr>
<td>1/7/10</td>
<td>668,858.22</td>
<td>130,828.48</td>
<td>600.00</td>
<td>589.91</td>
<td>100,400.94</td>
<td>472,744.69</td>
</tr>
<tr>
<td>1/14/10</td>
<td>708,726.25</td>
<td>442,703.42</td>
<td>574,721.81</td>
<td>472,744.69</td>
<td>52,432.75</td>
<td>153,094.21</td>
</tr>
<tr>
<td>1/21/10</td>
<td>196,143.04</td>
<td>589.91</td>
<td>635,405.14</td>
<td>1,909,286.96</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1/25/10</td>
<td>1,076,548.87</td>
<td>600.00</td>
<td>589.91</td>
<td></td>
<td>1,909,286.96</td>
<td></td>
</tr>
</tbody>
</table>
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.

<table>
<thead>
<tr>
<th>Equipment Description</th>
<th>IVC property number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Air Compressor</td>
<td>07366</td>
</tr>
<tr>
<td>APC Back up (44)</td>
<td>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</td>
</tr>
<tr>
<td>Arc welders (9)</td>
<td>000306, 000307, 000308, 000309, 000310, 000311, 000312, 000313, 000314</td>
</tr>
<tr>
<td>Copier (2)</td>
<td>001330, 13775</td>
</tr>
<tr>
<td>CPU (31)</td>
<td>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</td>
</tr>
<tr>
<td>Item</td>
<td>Serial Numbers</td>
</tr>
<tr>
<td>-----------------------------</td>
<td>-------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Forklift</td>
<td>SN #M4625640840</td>
</tr>
<tr>
<td>Laptops (2)</td>
<td>00124, 12188</td>
</tr>
<tr>
<td>Monitors (34)</td>
<td>10149, 10727, 10841, 11166, 11806, 13243, 13769, 13864, 13868, 13874, 13875, 13876, 13877, 13878, 13880, 13881, 13882, 13885, 13887, 13888, 13891, 13900, 13902, 13903, 13904, 13906, 13909, 13911, 14395, 14753, 15217, 15458, 15628, 19098</td>
</tr>
<tr>
<td>Printers (14)</td>
<td>002455, 08731, 10963, 13502, 2000334, 2000335, SN #S90741302J</td>
</tr>
<tr>
<td>Scanner</td>
<td>14968</td>
</tr>
<tr>
<td>Scantron Machine</td>
<td>000048</td>
</tr>
<tr>
<td>Washer/Dryer Combo</td>
<td>SN #RWJF</td>
</tr>
<tr>
<td>Washing Machine</td>
<td>SN #10131843EG</td>
</tr>
<tr>
<td>Science supplies - Hardware</td>
<td>1. Atomic absorption spectrometer Perkin Elmer DCR1</td>
</tr>
<tr>
<td></td>
<td>2. Infrared spectrometer Beckman Acculab 4</td>
</tr>
<tr>
<td></td>
<td>3. 10 Torr capable vacuum pump</td>
</tr>
<tr>
<td></td>
<td>4. Copper steam generators, 1 liter @ 15</td>
</tr>
<tr>
<td></td>
<td>5. Wooden test tube holders @55</td>
</tr>
<tr>
<td></td>
<td>6. Variac @ 21</td>
</tr>
<tr>
<td></td>
<td>7. Heating mantels 100 mL RB @21</td>
</tr>
<tr>
<td></td>
<td>8. Heating mantels 250 mL RB @21</td>
</tr>
<tr>
<td></td>
<td>9. Hot plates (not functional/NF) @3</td>
</tr>
<tr>
<td></td>
<td>10. Water filter without filter</td>
</tr>
<tr>
<td></td>
<td>11. Water filter (NF)</td>
</tr>
<tr>
<td></td>
<td>12. Burette ceramic stands @22</td>
</tr>
<tr>
<td></td>
<td>13. Mettler analytical scales @4</td>
</tr>
<tr>
<td></td>
<td>14. Spectech ST 350 counter</td>
</tr>
<tr>
<td></td>
<td>15. Charcoal, 5X3X1 @3 lbs</td>
</tr>
<tr>
<td></td>
<td>16. Culturets @ 1 case</td>
</tr>
<tr>
<td></td>
<td>17. Occilascope heath kit OCS</td>
</tr>
<tr>
<td></td>
<td>18. Ocean optics 200</td>
</tr>
<tr>
<td></td>
<td>19. Western Instruments DC Volt meter @ 12</td>
</tr>
<tr>
<td></td>
<td>20. Western Instruments AC Volt meter @ 12</td>
</tr>
<tr>
<td></td>
<td>21. Western Instruments Amp meter @ 12</td>
</tr>
<tr>
<td></td>
<td>22. Weights 500g to 1 gram @4</td>
</tr>
<tr>
<td></td>
<td>23. Magnetic field detector</td>
</tr>
<tr>
<td></td>
<td>24. Assorted wire lengths with alligator clips @12</td>
</tr>
<tr>
<td></td>
<td>25. Nalgene tubing 3/8 CPE 20’</td>
</tr>
<tr>
<td></td>
<td>26. Resonance chambers @3</td>
</tr>
<tr>
<td></td>
<td>27. Distillation, 208 V, 10 L @2</td>
</tr>
<tr>
<td></td>
<td>28. 500 mV load meter @14</td>
</tr>
<tr>
<td></td>
<td>29. Lab tech resisters varying resistance @ 500</td>
</tr>
<tr>
<td></td>
<td>30. Lab tech light bulbs @90</td>
</tr>
<tr>
<td></td>
<td>31. Lab tech hot neutral 120 V connectors @24</td>
</tr>
<tr>
<td></td>
<td>32. Buzzers @12</td>
</tr>
<tr>
<td></td>
<td>33. Torsion bar</td>
</tr>
<tr>
<td></td>
<td>34. Centripetal lever</td>
</tr>
<tr>
<td></td>
<td>35. Spring scales</td>
</tr>
<tr>
<td></td>
<td>36. Variable adjuster voltage tubes @6</td>
</tr>
</tbody>
</table>
### Science supplies - Glassware

| Item                                                                 | Quantity
|----------------------------------------------------------------------|----------
| 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. Soxalctic 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       |

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

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

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

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):

<table>
<thead>
<tr>
<th>Course</th>
<th>Date(s)</th>
<th>Time</th>
<th>Location</th>
<th>Max. Enrollment</th>
<th>Total Hours</th>
</tr>
</thead>
<tbody>
<tr>
<td>Customer Service Academy</td>
<td>Feb 9-24, 2010</td>
<td>6:00-9:00PM</td>
<td>One Stop El Centro</td>
<td>25</td>
<td>40 hrs</td>
</tr>
</tbody>
</table>

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:

<table>
<thead>
<tr>
<th>ENTITY</th>
<th>ADMINISTRATIVE and COST PRINCIPLES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universities</td>
<td>A-110*, A-133</td>
</tr>
<tr>
<td>State &amp; Local Government</td>
<td>13 CRF, Part 143; A-128 and A-87</td>
</tr>
<tr>
<td>Other Non-Profit Organization</td>
<td>A-110*, A-133</td>
</tr>
<tr>
<td>For Profit Organizations</td>
<td>A-110*</td>
</tr>
</tbody>
</table>

* 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 uncancelable 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.


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 (JV 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**

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>SBA</th>
<th>FEDERAL CASH MATCH</th>
<th>TOTAL</th>
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**B. FRINGE BENEFITS**

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- **Full-time staff** (16.7% rate)  
- **Part-time staff** (0.6% rate)

**Total Fringe Benefits**  
$1,000.00

**C. TRAVEL**

In-State: _____ miles @ $0.55 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**  
$-$

*Attach copy of fringe benefit schedule.*

*Provide purpose, destination, per diem rates, number of trips and number of travelers.*
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:

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<td>English</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>69</td>
<td>Davis</td>
<td>Donna</td>
<td>08-17-01</td>
<td>Nursing Education/Health Tech/EMS</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>70</td>
<td>Voldman</td>
<td>Aleksandr</td>
<td>08-17-01</td>
<td>Science/Math/Engineering</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>71</td>
<td>Pradis</td>
<td>Ricardo</td>
<td>08-23-01</td>
<td>Industrial Technology Disabled Student Programs &amp; Services</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>72</td>
<td>Lovitt</td>
<td>Paige</td>
<td>09-04-01</td>
<td></td>
<td></td>
<td>Tnr Trk</td>
<td>Non-teaching</td>
</tr>
<tr>
<td>73</td>
<td>Mazeroll</td>
<td>Lorrainne</td>
<td>01-07-02</td>
<td>Student Services</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Non-teaching</td>
</tr>
<tr>
<td>74</td>
<td>Rowley</td>
<td>Deirdre</td>
<td>01-09-02</td>
<td>English</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>75</td>
<td>Davis</td>
<td>Lincoln</td>
<td>01-09-02</td>
<td>English</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>76</td>
<td>Gretz</td>
<td>Suzanne</td>
<td>01-09-02</td>
<td>Behavioral Science &amp; Social Science</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>77</td>
<td>Riehle</td>
<td>Betsy</td>
<td>08-16-02</td>
<td>Science/Math/Engineering</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>78</td>
<td>Higgins</td>
<td>Sue</td>
<td>08-16-02</td>
<td>Nursing Education/Health Tech/EMS</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>79</td>
<td>Fisher</td>
<td>James</td>
<td>08-16-02</td>
<td>Science/Math/Engineering</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>80</td>
<td>Lehtonen</td>
<td>Eric</td>
<td>08-16-02</td>
<td>Science/Math/Engineering</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>81</td>
<td>Armenta</td>
<td>Celeste</td>
<td>08-16-02</td>
<td>Nursing Education/Health Tech/EMS</td>
<td>Y-1011</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>82</td>
<td>Zazueta</td>
<td>Cathy</td>
<td>01-01-03</td>
<td>Learning Services</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Non-teaching</td>
</tr>
<tr>
<td>83</td>
<td>Sheppard</td>
<td>David</td>
<td>01-15-03</td>
<td>Child, Family &amp; Consumer Science</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>84</td>
<td>Marty</td>
<td>Kevin</td>
<td>08-14-04</td>
<td>Science/Math/Engineering</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
<tr>
<td>85</td>
<td>Wainwright</td>
<td>Mary-Jo</td>
<td>08-14-04</td>
<td>Behavioral Science &amp; Social Science</td>
<td>Y</td>
<td>Tnr Trk</td>
<td>Teaching</td>
</tr>
</tbody>
</table>
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  John  01-12-05  English  Y-1011  Tnr Trk  Teaching  
102  Sanchez-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  Baukolt  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
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:

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

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

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:

<table>
<thead>
<tr>
<th>Present</th>
<th>New</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Classification</td>
</tr>
<tr>
<td>Sanchez, Human Resource Specialist Martha</td>
<td>Human Resource Specialist</td>
</tr>
<tr>
<td>Classification</td>
<td>Classification</td>
</tr>
<tr>
<td>Confidential Range 3-10</td>
<td>Confidential Range 4-10</td>
</tr>
<tr>
<td>District Funded</td>
<td>District Funded</td>
</tr>
</tbody>
</table>

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Department</th>
<th>Funding</th>
<th>Range</th>
<th>Effective</th>
</tr>
</thead>
<tbody>
<tr>
<td>Villagomez, Melinda</td>
<td>Assessment Center Technician</td>
<td>Assessment Center</td>
<td>Categorical</td>
<td>14-1</td>
<td>1/4/09-1/29/10</td>
</tr>
</tbody>
</table>

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Department</th>
<th>Funding</th>
<th>Range</th>
<th>Effective</th>
</tr>
</thead>
<tbody>
<tr>
<td>O'Campo, Anna</td>
<td>Financial Aid Tech</td>
<td>Financial Aid</td>
<td>Categorical</td>
<td>14-1</td>
<td>1/5/10-3/5/10</td>
</tr>
</tbody>
</table>

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.
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.
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
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
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 ahhing 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
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 CCCT Board, June 2008)

<table>
<thead>
<tr>
<th>Election</th>
<th>Group</th>
<th>Seat</th>
<th>First Elected/Appointed</th>
<th>Next Election</th>
<th>Terms Left for Incumbent</th>
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</thead>
<tbody>
<tr>
<td>I.</td>
<td>*Clark</td>
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<tr>
<td>I.</td>
<td>*Garcia</td>
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<td>2009</td>
<td>0</td>
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<tr>
<td>I.</td>
<td>*Hayden</td>
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<td>I.</td>
<td>Jones</td>
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<tr>
<td>I.</td>
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<td>2010</td>
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<td>II.</td>
<td>Barreras</td>
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<td>2006</td>
<td>2010</td>
<td>2</td>
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<tr>
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<td>*Beck</td>
<td></td>
<td>2001</td>
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<td>0</td>
</tr>
<tr>
<td>II.</td>
<td>*Grier</td>
<td></td>
<td>2001</td>
<td>2010</td>
<td>0</td>
</tr>
<tr>
<td>II.</td>
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<td>2010</td>
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<tr>
<td>II.</td>
<td>Quintero</td>
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<td>2006</td>
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<td>Figueroa</td>
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<tr>
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<td>III.</td>
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<td>*Villegas</td>
<td></td>
<td>2000</td>
<td>2011</td>
<td>0</td>
</tr>
</tbody>
</table>

* Board member is unable to seek reelection due to three-term limit.
CALIFORNIA COMMUNITY COLLEGE TRUSTEES
2008-09 BOARD ROSTER

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studenttrustee@4cd.net
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President/Chief Executive Officer  
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scottlay@ccleague.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.

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

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Purchase Orders</td>
<td>$1,826,509.63</td>
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<tr>
<td>Direct Payments</td>
<td>14,600.14</td>
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<tr>
<td><strong>Total</strong></td>
<td><strong>$1,841,109.77</strong></td>
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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.

<table>
<thead>
<tr>
<th>Payroll Warrant</th>
<th>Fund 10</th>
<th>Fund 45</th>
<th>Fund 80</th>
<th>Warrant Total</th>
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<tr>
<td>12/10/08 11</td>
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<td>12/19/08 12</td>
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<td>40,724.25</td>
<td>10,390.44</td>
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<td></td>
<td>2,847,969.17</td>
<td>40,724.25</td>
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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.

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<th>Commercial Warrant</th>
<th>Fund 10</th>
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<th>Fund 45</th>
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<th>Fund 80</th>
<th>Warrant Total</th>
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<td>12/18/08 24</td>
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<td>782,557.83</td>
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<td>1,754.28</td>
<td>1,486,333.06</td>
<td>4,976,620.22</td>
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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:

<table>
<thead>
<tr>
<th>Bid Package Title</th>
<th>Contract Awarded to</th>
<th>Contract Amount</th>
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<tbody>
<tr>
<td>Sewer Lift Station and Extension</td>
<td>Pyramid Construction</td>
<td>$412,000.00</td>
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<tr>
<td>Primary Electrical Service</td>
<td>Tom Watson Inc.</td>
<td>$269,483.00</td>
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</table>

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Membership category</th>
<th>Term</th>
<th>Replacing</th>
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</thead>
<tbody>
<tr>
<td>John Anderson</td>
<td>Member at-large (County Superintendent of Schools)</td>
<td>December 31, 2008 – December 31, 2010</td>
<td>Re-appointment</td>
</tr>
</tbody>
</table>

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 Superintendant/President to employ the following personnel.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Department</th>
<th>Funding</th>
<th>Range</th>
<th>Effective</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balint,</td>
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<td>Maintenance</td>
<td>District</td>
<td>8-1</td>
<td>01/12/2009</td>
</tr>
</tbody>
</table>
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.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Department</th>
<th>Funding</th>
<th>Range</th>
<th>Effective</th>
</tr>
</thead>
</table>

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Athletic Assignment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Palacio, Mike</td>
<td>Assistant Women’s Tennis</td>
</tr>
</tbody>
</table>

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