BOARD OF TRUSTEES
KERN COMMUNITY COLLEGE DISTRICT

FINAL AGENDA

REGULAR MEETING

SEPTEMBER 8, 2011

WEILL INSTITUTE
2100 CHESTER AVENUE
BAKERSFIELD, CA 93301

12:30 P.M. – PACIFIC CONFERENCE ROOM  CLOSED SESSION
2:00 P.M. – FORUMS  REGULAR BOARD MEETING

I. OPEN SESSION

1. Call to order at ______ p.m., Pacific Conference Room, Weill Institute, 2100 Chester Avenue, Bakersfield.

   Board of Trustees
   Mrs. Rose Marie Bans, President    Mrs. Pauline F. Larwood
   Mr. John S. Corkins, Vice President    Mr. John A. Rodgers
   Mrs. Kay S. Meek, Clerk    Mr. Stuart O. Witt
   Mr. Dennis L. Beebe

   District Administration
   Ms. Sandra Serrano, Chancellor
   Mr. Thomas Burke, Chief Financial Officer
   Mr. Frank Ronich, General Counsel
   Mr. Abe Ali, Vice Chancellor, Human Resources

2. Adoption of Agenda – (*Revisions to Agenda)

   Moved_________________Seconded__________________Action_________________

* * * * * *

Notice: For the convenience of the public, regular meetings of the Board of Trustees are transmitted live via "video stream" from the District's website, www.kccd.edu. This is a non-interactive format allowing viewers to hear the discussion and view the Board of Trustees during the meeting. Archived video of some prior meetings is also available. The minutes of the meetings of the Board of Trustees are the official record of the actions of the Board.

An individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact Kellie Van Westen at (661) 336-5104. (Government Code Section 54954.2)

Any materials required by law to be made available to the public prior to a meeting of the Board of Trustees of the District can be inspected at the following address during normal business hours: Kern Community College District, 2100 Chester Avenue, Bakersfield, CA 93301.
PUBLIC COMMENTS

At this time, the public may address the Board of Trustees on any matter within the subject matter jurisdiction of the Board, including any matters to be considered in closed session. Each speaker will be allowed a maximum of five (5) minutes per topic. Twenty (20) minutes shall be the maximum time allotment for public speakers on any one (1) subject regardless of the number of speakers at any one (1) Board meeting. At the discretion of a majority of the Board, these times may be extended. Each person who addresses the Board must first be recognized by the presiding officer. Comments must be addressed to the Board as a whole and not to individual members or District employees. The Board and staff are not obligated to comment on, or respond to, or address comments by the public.

ADJOURNMENT TO CLOSED SESSION

1. Adjournment to Closed Session at _____ p.m., in the Pacific Conference Room, Weill Institute, Bakersfield.
   A. Public Employee Discipline/Dismissal/Release/Reassignment—[Government Code Section 54957(b)(1)]
   B. Employee Matters—Anticipated Litigation [Government Code Section 54956.9(b)]
   C. Employee Matters—Discussion of Negotiations with CCA, Exclusive Representative for Academic Employees [Government Code Section 54957.6]
   D. Employee Matters—Discussion of Negotiations with CSEA, Exclusive Representative for Classified Employees [Government Code Section 54957.6]
   E. Student Discipline [Education Code Section 72122]
   F. Campus Safety and Security—Meet with security or law enforcement personnel [Government Code Section 54954.5]
   G. Management Association – Meet and Confer Issues [Government Code Section 54957.6]
   H. Business Matters—Anticipated Litigation [Government Code Section 54956.9(b)]
   I. Public Employee Performance Evaluation—Position: Chancellor
   J. Board of Trustees – Evaluation

ADJOURNMENT

2. Adjournment at _____ p.m.
   (To reconvene in Regular Session at 2:00 p.m., in the Forums, Weill Institute, 2100 Chester Avenue, Bakersfield)
I. RETURN TO OPEN SESSION

PRELIMINARY ITEMS

3. Call to order of Open Session at _____ p.m., in Forums, Weill Institute, 2100 Chester Avenue, Bakersfield, and roll call.

Board of Trustees
Mrs. Rose Marie Bans, President    Mrs. Pauline F. Larwood
Mr. John S. Corkins, Vice President    Mr. John A. Rodgers
Mrs. Kay S. Meek, Clerk    Mr. Stuart O. Witt
Mr. Dennis L. Beebe    Mr. Xenos O. Lopez, Student Trustee

District Administration
Ms. Sandra Serrano, Chancellor
Mr. Thomas Burke, Chief Financial Officer
Dr. Jane Harmon, Interim Vice Chancellor, Educational Services
Mr. Frank Ronich, General Counsel
Mr. Abe Ali, Vice Chancellor, Human Resources
Mr. Sean James, Vice Chancellor, Operations Management
Ms. Kellie Van Westen, Executive Assistant, Chancellor’s Office

Presidents
Dr. Greg Chamberlain, Bakersfield College
Mrs. Jill Board, Cerro Coso Community College
Dr. Rosa Carlson, Porterville College

4. Pledge to the Flag

5. Report of Actions Taken in Closed Session, if any.

6. Approval of Consent Items

- Business Services Items – Numbers 4 - 6
- Educational Services Items – Numbers 1 - 2
- Human Resources Item – Number 1 – 2

Moved_________________Seconded__________________Action_________________

7. Approval of the minutes of the Regular Meeting of August 11, 2011, as submitted.

Moved_________________Seconded__________________Action_________________

8. Correspondence to the Board of Trustees and/or Communications
II. WORK STUDY SESSION

1. Presentation of the Kern Community College District Adopted Budget, 2011-12 – Mr. Thomas Burke, Chief Financial Officer, District Office

III. PUBLIC COMMENTS – OPEN SESSION

At this time, the public may address the Board of Trustees on any matter within the subject matter jurisdiction of the Board that is not on the agenda. The public may address the Board of Trustees on each of the agenda items as those items are considered. Each speaker will be allowed a maximum of five (5) minutes per topic. Twenty (20) minutes shall be the maximum time allotment for public speakers on any one (1) subject regardless of the number of speakers at any one (1) Board meeting. At the discretion of a majority of the Board, these times may be extended. Each person who addresses the Board must first be recognized by the presiding officer. Comments must be addressed to the Board as a whole and not to individual members or District employees. The Board and staff are not obligated to comment on, or respond to, or address comments by the public.

PUBLIC HEARINGS

1. Kern Community College District, Conduct Hearing and Consider Adoption of a Resolution Reconveying Real Property to Chevron Oil, Inc.
   a. The District acquired from Chevron Oil, Inc., (Getty Oil) in June 1981, property known as “Sharktooth Hill”. The District no longer wishes to make use of this property and, by terms of the original grant, may reconvey the property to Chevron Oil, Inc. The property poses potential health and premises liability hazards and has fallen into disuse.
   b. OPEN HEARING, RECEIVE PUBLIC COMMENT, CLOSE HEARING. PER CHIEF FINANCIAL OFFICER’S RECOMMENDATION; ADOPT RESOLUTION, ADOPT INTENT TO RECONVEY PROPERTY, AUTHORIZE CHANCELLOR TO EXECUTE AND RECORD DOCUMENTS.
   c. Public Hearing Closed at _____ p.m.

Moved_________________Seconded__________________Action________________

2. Kern Community College District, Governing Board Consideration of Boundary Adjustments
   a. Receipt of options for the Trustee Area Adjustments from Redistricting Partners. Options provided to comply with Education Code Section 5019.5 which calls for boundary adjustments following each decennial federal census.
b. Open Public Hearing at _______ p.m.
   - Receive Redistricting Options _______
   - Invite Public Comment _______
   - Direction to Counsel _______

c. Public Hearing closed at ________ p.m.

Moved_________________Seconded_________________Action_________________

IV. BUSINESS SERVICES

1. Information Item: Presentation of Investment Reports of the Kern Community College District Certificates of Participation Quarterly Portfolio Reports, April 1, 2011, through June 30, 2011, as shown in the Business Services Report.

The following items are recommended for approval:

2. Adoption of the Kern Community College District Adopted Budget for 2011-12, as recommended in the Business Services Report.

Moved_________________Seconded_________________Action_________________

3A. Approval to reject a Governmental Claim filed on behalf of Shirley Reeder by the Law Firm of Chain, Cohn and Stiles, as recommended in the Business Services Report. The claim alleges damages in excess of $10,000.

Moved_________________Seconded_________________Action_________________

3B. Adoption of a Resolution of Intention to Dedicate an Easement to Southern California Edison, as recommended in the Business Services Report. The Kern Community College District owns property described in Exhibit “A”. Southern California Edison requires a right of way (easement) for the purpose of electrical and communication systems.

Moved_________________Seconded_________________Action_________________

V. BUSINESS SERVICES -- CONSENT

4. The Business Services items listed below require approval to authorize the Chief Financial Officer to execute agreements to procure construction services above $30,000 or to procure goods and services other than construction services above $50,000, in accordance with Board Policy 3A9A. Only one motion is required to provide action on all.
Construction Items

a) Authorization for the Chief Financial Officer to execute a Work Authorization for the Architectural/Engineering services for the Bakersfield College Family and Consumer Education Building Heating, Ventilation, and Air Conditioning Replacement to SC Architects, Inc., in the amount of $33,400, as recommended in the Business Services Report.

b) Approval of Change Order Number Three to the contract with Colombo Construction for the Science Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This Change Order increases the contract amount by $96,234.38 which is 1.74% of the original contract amount.


e) Authorization for the Chief Financial Officer to execute a Work Authorization for the Architectural/Engineering services for the Student Center Roof Repairs Project at Porterville College to SC Architect, Inc., in the amount of $32,000, as recommended in the Business Services Report.

Items other than Construction

f) Authorization for the Chief Financial Officer to execute a Software Sublicensing Participation Agreement between the Kern Community College District and the Foundation for California Community Colleges (FCCC) pursuant to existing Agreement between the FCCC and Microsoft Licensing GP, Microsoft Ireland Operations Limited or Microsoft Operations Pte Ltd that provides for the District’s participation to run Microsoft software on PCs used by District faculty, staff and in open labs, resulting in a 20% savings compared to retail pricing. The term of the agreement is October 1, 2011 through September 30, 2014. The total cost to the District is $217,503.

g) Authorization for the Chief Financial Officer to accept renewal of grant funding between the Kern Community College District and the California Community Colleges Chancellor’s Office, Economic Workforce Development Program, Business and Entrepreneurship Center that provides and encourages local and regional economic development among leading regional energy, agriculture, health services, manufacturing, logistics and transportation industry sectors in support of youth involvement in the business community. The term of the agreement is July 1, 2011 through June 30, 2012. The total amount payable to the District is $205,000.
h) Authorization for the Chief Financial Officer to execute a Contract Services Agreement between the Kern Community College District Workplace Learning Resource Center and El Camino Community College District for the coordination and facilitation of the delivery of training on leadership skills, computer skills, and alternative fuels for Employment Training Panel participants. The term of the agreement is July 19, 2011 through June 30, 2012. The total amount payable to the District is $75,000.

i) Authorization for the Chief Financial Officer to execute Amendment Number One to the Contract (CSPP-1123) between the Kern Community College District and the California State Preschool Programs that provides for an increase of $72,951 in the maximum reimbursable amount payable from $2,470,341 to $2,543,292, and modifies the standard definition under the terms and conditions to include services for children up to age 13, as well as an increase in the minimum child days of enrollment by 2,135 days from 72,317 to 74,452. The term of the agreement is from July 1, 2011 through June 30, 2012. The total amount payable to the District is $72,951.

j) Authorization for the Chief Financial Officer to execute an Amendment to the Network Support Agreement between the Kern Community College District and Kern County Superintendent of Schools (KCSOS) that reflects the District’s decrease in the amount of network bandwidth it utilizes from KCSOS from the installation of lower cost services from AT&T, resulting in lower annual expense for Microwave Network Support services provided by KCSOS to the District from $129,796 to $11,718. The term of the agreement is September 1, 2011 through August 31, 2014. The total cost to the District is $35,154.

k) Authorization for the Chief Financial Officer to execute the renewal of a Security Services Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and TOSS, Inc., that maintains the ongoing private patrol security services to the Cerro Coso Community College, Indian Wells Valley campus. The term of the agreement is July 1, 2011 through June 30, 2012. The total cost to the District is $70,000.

5. The Business Services items listed below require ratification in accordance with Board Policy 3A9A, which authorizes the Chief Financial Officer to execute agreements for goods and services up to $30,000 for construction services or up to $50,000 for goods and services other than construction services, as recommended in the Business Services Report. Only one motion is required to provide action on all.

Construction Items


b) Authorization for the Chief Financial Officer to execute a Service Work Authorization for the Constructability/Interdisciplinary Coordination Review services for the Performing Arts Building Modernization Project at Bakersfield College to Gafcon, Inc., in the amount of $26,000, as recommended in the Business Services Report.
c) Authorization for the Chief Financial Officer to execute a Work Authorization for the Architectural/Engineering services for the Americans with Disabilities Act (ADA) Door Hardware Project, Main Building, Cerro Coso Community College to Ordiz-Melby Architects, Inc., in the amount of $14,570, as recommended in the Business Services Report.

d) Approval of Change Order Number One to the contract with JM Builders, Inc. for the Student Center Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This change order increases the contract amount by $0.00 which is 0% of the original contract amount.

e) Approval of Change Order Number Two to the contract with Tiffany Group, Inc. for the Fine Arts Building Modernization Project at Cerro Coso Community College, as recommended in the Business Services Report. This change order increases the contract amount by $14,981.41 which is 0.69% of the original contract amount.

Items Other than Construction

f) Amendment to a Contract for Services between the Kern Community College District Clean Energy Center and the Farmworker Institute for Education and Leadership (FIELD) that provides for a non-party clause to be added on behalf of California Employment Training Panel and California Energy Commission to the contract between the District and FIELD dated March 20, 2010, March 1, 2010 through June 30, 2010, and there is no cost to the District.

g) Modified Contract for Services between the Kern Community College District Clean Energy Center and Everblue Energy Inc. that will provide the District’s Clean Energy Center with training for Energy Auditors / Building Analysts, and provide workers with the knowledge they need to become certified by the Building Performance Institute as Building Analysts, which will replace the previously board approved and executed contract dated July 14, 2011 that will be mutually rescinded, April 1, 2011 through March 31, 2012, and the total cost to the District is $38,240.

h) Modified Contract for Services between the Kern Community College District Clean Energy Center and Everblue Energy Inc. that will provide the District’s Clean Energy Center with curriculum for Energy Auditors / Building Analysts, and provide workers with the knowledge they need to become certified by the Building Performance Institute as Building Analysts, which will replace the previously board approved and executed contract dated July 14, 2011 that will be mutually rescinded, April 1, 2011 through March 31, 2012, and the total cost to the District is $11,220.

i) Renewal of the Kern Community College District’s annual membership in The Advisory Board Company, a global research, consulting, and technology firm that helps higher education executives to better serve students, September 30, 2011 through September 29, 2012, and the total cost to the District is $15,300.

j) Authorization of the Kern Community College District’s annual membership in the American Council on Education (ACE), an organization that provides leadership on key higher education issues institutions and influences public policy through advocacy, research, and program initiatives, October 1, 2011 through September 30, 2012, and the total costs to the District is $1,146.
k) Donation of merchandise valued at $2,000 from Colby and Jenny Lewis for the benefit of students in acquiring work boots from the New Balance On-Line retailer portal, August 15, 2011 through August 15, 2012, and there is no cost to the District.

l) Engagement Agreement between the Kern Community College District and Extreme Entrepreneurship Education, LLC., to bring a one half-day conference to various sites, including Bakersfield College, Fresno City College and Columbia College that encourages students to pursue entrepreneurship as a valid career path, networking local entrepreneurs and key business owners, September 1, 2011 through September 30, 2011, and the total cost to the District is $27,690.

m) Service Agreement between the Kern Community College District, on behalf of Bakersfield College, and the OnHold Experience to maintain the on-hold message recordings used when phones are placed on hold that includes two productions of unique scripts for the college’s on-hold system, September 1, 2011 through August 31, 2012, and the total cost to the District is $699.

n) CBORD Card Systems Master Agreement between the Kern Community College District, on behalf of Bakersfield College, and CBORD, that provides for licensing, maintenance, upgrades and support for CBORD products consisting of a pay-for-print system at the campus in the computer labs to manage printing costs, July 1, 2011 through June 30, 2012, and the total cost to the District is $10,426.

o) Agreement for Services between the Kern Community College District, on behalf of the Bakersfield College Department of Public Safety, and Pacific Parking Systems, Inc. that provides extended warranty and preventative maintenance services for parking dispensers on the campus and for the parking dispenser on the Delano campus, July 1, 2011 through June 30, 2012, and total cost to the District is $4,800.

p) Amendment Number Two to Agreement Number 1109-2008 between the Kern Community College District, on behalf of Bakersfield College, and the County of Kern, Department of Public Health that provides for the County’s use of the campus facilities for Point of Dispensing sites, Casualty Staging Area sites, Alternate Care sites and mass temporary shelter locations for emergency response and support purposes, effective upon execution on an ongoing basis, and there is no cost to the District.

q) Authorization for the Chief Financial Officer to declare the items listed from Bakersfield College Maintenance and Operations Department, identified in the Business Services Report, no longer required for school purposes as surplus property, per Education Code Section 81450, and to dispose of said property through public auction, private sale, or donation, per Education Code Section 81452.

r) Contract between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College and Porterville College, and Economic Modeling, LLC (“EMSI”), that provides for the use of software links to current job openings with identification of skills needed to programs and classes at each of the District’s campuses, in compliance with the new Federal Gainful Employment regulations, August 29, 2011 through September 19, 2012, and the total cost to the District is $23,000.
s) Allied Health Education Program Agreement between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College, and Porterville College, and Alzheimer’s Disease Association of Kern County for the use of clinical facilities suitable for the educational needs of the Allied Health Programs, July 1, 2011 through June 30, 2014, and there is no cost to the District.

t) Allied Health Education Program Agreement between the Kern Community College District, on behalf of Bakersfield College, Cerro Coso Community College, and Porterville College, and CARE Ambulance, Inc. for the use of clinical facilities suitable for the educational needs of the Allied Health Programs, July 1, 2011 through June 30, 2014, and there is no cost to the District.

u) Memorandum of Agreement between the Kern Community College District, on behalf of Cerro Coso Community College, and California State University, Long Beach (CSULB) under which CSULB’s Continuing and Professional Education and the College of Engineering will provide innovative engineering education to the Greater Antelope Valley region, July 1, 2011 through December 31, 2013, and there is no cost to the District.

v) Authorization for the Chief Financial Officer to transfer management of the Southern California Edison Grant (which was accepted by the Board in March 2010) to the Cerro Coso Community College Foundation for scholarship endowment management toward the Green Jobs Education Program, and there is no cost to the District.

w) Agency/User Site License Contract Amendment between the Kern Community College District, on behalf of Cerro Coso Community College and EUREKA, a California Career Information System used by the Counseling Office for student assessment, that extends the term of the contract from July 1, 2011 through June 30, 2012, and the total cost to the District is $2,051.34.

x) Renewal of the Memorandum of Understanding between the Kern Community College District, on behalf of Porterville College, and California Mini-Corps, a component of the California Master Plan for Migrant Education, August 1, 2011 through August 31, 2012, and there is no cost to the District.

y) Agreements with Independent Contractors for FY 2011-12, for Kern Community College District, Bakersfield College, Cerro Coso Community College, and Porterville College, to provide various services, as recommended in the Business Services Report, and the total cost to the District is approximately $320,867.

6. Ratification of the following District Order Reports, as listed and recommended in the Business Services Report:

   General Fund: Numbers: A-2: 9 - 12
   General Fund: Numbers: 3201095 - 3202357
   Student Financial Aid Direct Deposit: Numbers: !3200269 - !3206877
   Measure G Building Fund: Numbers: 3201094 – 3201930
VII. EDUCATIONAL SERVICES – CONSENT

Consent Items: The Educational Services items listed below require approval by law and/or approval by State Law, State Regulations, or approval in accordance with the Board Policy Manual of the Kern Community College District. Only one motion is required to provide action on all.

1. Approval for six (6) Bakersfield College student government officers and one advisor, Joyce Coleman, Dean of Students, to attend the National Leadership Conference on Student Government in St. Louis, Missouri, October 5-9, 2011. The conference is designed to help student governments reduce student apathy, improve student input while assisting students in forming a “plan of action” for resolving their campus concerns, and providing the necessary skills and ideas enabling student leaders to advocate for their constituents and “make a difference” on their campus. All expenses for the trip will be covered by student activities accounts.

2. Approval for approximately four (4) Porterville College students to attend the 2011 Collegiate Entrepreneurs’ Organization (CEO) Conference, October 27-29, 2011, in Dallas, Texas. Porterville College faculty member Kailani Knutson will accompany the students. The conference provides students and faculty the opportunity to exchange ideas and best practices in the area of entrepreneurship. All faculty member expenses will be covered by Carl D. Perkins funds and the students’ expenses will be covered by fundraising activities.

IX. HUMAN RESOURCES – CONSENT

Consent Items: The Human Resources items listed below require approval by law and/or approval by State Law, State Regulations, or approval in accordance with the Board Policy Manual of the Kern Community College District. Only one motion is required to provide action on all.

1. Adoption of Resolutions authorizing payment to Trustees who were absent from the Board meeting of August 11, 2011, as recommended in the Human Resources Report.

2. Ratification of employee transactions for academic, classified, and management staff, as recommended in the Human Resources Report.

X. REPORTS

1. Faculty Reports

2. Classified Staff Reports

3. Management Association Reports

4. College Reports

5. Chancellor’s Report
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6. Board of Trustees, Reports, and Inquiries

   • Committee/Ad-Hoc Committee Reports
     Legislation Committee
     Finance and Audit Committee
     Evaluation/Accreditation Committee

   • Report of Foundation Activities by Trustee Liaisons

CLOSED SESSION

1. Adjournment to Closed Session at ______ p.m.

   A. Public Employee Discipline/Dismissal/Release/Reassignment—[Government Code Section 54957(b)(1)]

   B. Employee Matters—Anticipated Litigation [Government Code Section 54956.9(b)]

   C. Employee Matters—Discussion of Negotiations with CCA, Exclusive Representative for Academic Employees [Government Code Section 54957.6]

   D. Employee Matters—Discussion of Negotiations with CSEA, Exclusive Representative for Classified Employees [Government Code Section 54957.6]

   E. Student Discipline [Education Code Section 72122]

   F. Campus Safety and Security—Meet with security or law enforcement personnel [Government Code Section 54954.5]

   G. Management Association – Meet and Confer Issues [Government Code Section 54957.6]

   H. Business Matters—Anticipated Litigation [Government Code Section 54956.9(b)]

   I. Public Employee Performance Evaluation—Position: Chancellor

   J. Board of Trustees – Evaluation

ADJOURNMENT

1. Adjournment at ______ p.m.