



Board of Trustees - Regular Meeting - Board of Trustees Governance Committee, Teaching and Learning Committee, Planning and Operations Committee, Facilities Committee and Resources Committee
August 2, 2011 - 6:00 p.m. - Center for Student Success, Room 217 Norco College,
2001 Third Street, Norco California

Order of Business

Pledge of Allegiance

Anyone who wishes to make a presentation to the Board on a agenda item is requested to please fill out a "Request to Address the Board of Trustees" card, available from the Public Affairs Officer. However, the Board Chairperson will invite comments on specific agenda items during the meeting before final votes are taken. Please make sure that the Secretary of the Board has the correct spelling of your name and assess to maintain proper records. Comments should be limited to five (5) minutes or less.

Anyone who requires a disability-related modification or accommodation in order to participate in any meeting should contact the Chancellor's Office at (951) 222-8801 as far in advance of the meeting as possible

Any public records relating to an open session agenda item that is distributed within 72 hours prior to the meeting in available for public inspection at the Riverside Community College District Chancellor's Office, Suite 210, 1533 Spruce Street, Riverside, California, 92507.

I. Public Hearing (None)

II. Chancellor's Report

- A **Bid Awards and Budget Augmentation for Citrus Belt Savings and Loan Gallery Project**
-It is recommended that the Board of Trustees award the construction trade bids for categories 2, 4, 5, 6, 8 and 10 for the project in the total amount of \$1,220,544; and approve budget augmentation in the amount of \$200,000.
- B **Resolution No. 01-11/12 Recognizing Jerry Tarkanian**
-it is recommended that the Board of Trustees adopt Resolution No. 01-11/12 recognizing Jerry Tarkanian at his 81st birthday
- C **Chancellor's Communications**
-Information Only

III. Comments From The Public

IV. Board Committee Reports

- A Governance
 - 1 **Presentation on Redistricting and the California Voting Rights Act**
-Information Only
 - 2 **Information on Electronic Voting Board Systems**
-Information Only
- B Teaching and Learning
 - 1 **Award of Mental Health Fellowship Program**
-Recommend ratification of award of Mental Health Fellowship program in the amount of \$167,022 from Office of Statewide Planning and Development
 - 2 **Presentation Update on Early and Middle College High School Programs**
-Information Only
- C Planning and Operations
 - 1 **Review and Design Selection for Culinary Arts Academy and District Office Building**
-It is recommended that the Board of Trustees select and approve the facade design for the Culinary Arts Academy and District Office Building; and authorize the project to proceed with building design.
- D Facilities (None)
- E Resources
 - 1 **FY 2011-12 Budget Update**
-Information Only

V. Other Business (None)

VI. Closed Session

- A **Pursuant to Government Code Section 54957, public employee discipline/dismissal/release**
-The Board of Trustees will consider in closed session unless open session is requested by the employee a public employee discipline, dismissal or release pursuant to the authority of Government Code section 54957.
- B **Pursuant to Government Code Section 54957, public employee discipline/dismissal/release**
-The Board of Trustees will consider in closed session unless open session is requested by the employee a public employee discipline, dismissal or release pursuant to the authority of Government Code Section 54957.
- C **Pursuant to Government Code Section 54956.8, conference with real property negotiator; properties known as APN 486-300-011, APN 486-320-007, and APN 486-310-032. Agency Negotiator: Chancellor Gray**
-Recommended action to be determined

VII. Adjournment

Agenda Item (II-A)

Meeting	8/2/2011 - Committee/Regular Board
Agenda Item	Chancellor's Report (II-A)
Subject	Bid Awards and Budget Augmentation for Citrus Belt Savings and Loan Gallery Project
College/District	District
Funding	Redevelopment Pass-Through funds (Riverside)
Recommended Action	It is recommended that the Board of Trustees award the construction trade bids for categories 2, 4, 5, 6, 8 and 10 for the project in the total amount of \$1,220,544; and approve budget augmentation in the amount of \$200,000.

Background Narrative:

On March 16, 2010, the Board of Trustees approved the Citrus Belt Savings and Loan Gallery project located within the Market Street Properties. A tentative project budget in the amount of \$4 million using Redevelopment Pass-Through funds was also approved. On September 1, 2010, the Board of Trustees approved the project be delivered using Construction Management Multiple Prime contracting and approved an agreement with Tilden-Coil Constructors, Inc. for construction management of the project.

Bids for the Citrus Belt Savings and Loan Gallery project were received on June 13, 2011 for the following categories:

Category 2 – Concrete	Category 6 – Flooring
Category 4 – Steel	Category 8 – Plumbing
Category 5 – Glazing	Category 10 – Drywall

Staff now presents a review of the bids and the bid results summary is identified on Exhibit A, attached. Staff requests the Board of Trustees consider the approval of bids for the Citrus Belt Savings and Loan Gallery project to the lowest responsive/responsible bidders, as indicated on the bid results summary (Exhibit A).

Due to the total sum of the project bids being over the tentative project budget estimate of \$4 million, staff requests the Board's approval of a budget augmentation in the amount of \$200,000 to fund the bid overage and replenish the project contingency. If approved, the augmented total project budget for the Citrus Belt Savings and Loan Gallery project would be \$4,200,000.

Prepared By: Orin Williams Associate Vice Chancellor, Facilities Planning & Development

Attachments:

[Citrus Belt Savings and Loan Gallery - Exhibit A](#)

Bid Category #02 Concrete							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
Dalke & Sons	Riverside	\$ 414,480					\$ 414,480
Plyco Corp	Murrieta	\$ 537,000	\$ (5,700)	\$7.00 per sq. ft.			\$ 531,300
JBH Structural	Mira Loma	\$ 697,000		\$4.00 per sq. ft.			\$ 697,000
Bid Category #04 Steel							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
Columbia Steel	Rialto	\$ 207,448					\$ 207,448
KCB Towers	Highland	\$ 470,990					\$ 470,990
Bid Category #05 Glazing							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
E & R Glass	Murrieta	\$ 66,205		\$ (1,000)			\$ 65,205
Glazcon	Bermuda Dunes	\$ 165,000		\$ (3,000)			\$ 162,000
Queen City Glass	Palm Springs	\$ 211,951		\$ -			\$ 211,951
Bid Category #06 Flooring							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
Continental Flooring	Rancho Cucamonga	\$ 66,126				\$ (4,500)	\$ 61,626
Bid Category #08 Plumbing							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
JM Farnan	La Verne	\$ 280,000					\$ 280,000
Pro Craft	Redlands	\$ 299,054					\$ 299,054
Continental Plumbing	Mira Loma	\$ 340,264					\$ 340,264
Fischer, Inc.	San Bernardino	\$ 377,000					\$ 377,000
Verne's Plumbing	Buena Park	\$ 455,000					\$ 455,000
Bid Category #10 Drywall							
Prime Contractor	City	Base Bid	Alternate 1	Alternate 2	Alternate 3	Alternate 4	Total Bid Amount
Caston	San Bernardino	\$ 189,985		\$ 1,800			\$ 191,785
Serra Lathing	Rialto	\$ 192,000		\$ 2,600			\$ 194,600
AJ Fistes	Long Beach	\$ 242,989		\$ -			\$ 242,989
Spectra Wall Systems	Azusa	\$ 310,000		\$ -			\$ 310,000
						Bid Award Total:	\$ 1,220,544

Agenda Item (II-B)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Chancellor's Report (II-B)
Subject Resolution No. 01-11/12 Recognizing Jerry Tarkanian
College/District District
Funding n/a

Recommended Action It is recommended that the Board of Trustees adopt Resolution Number 01-11/12 Recognizing Jerry Tarkanian at his 81st birthday

Background Narrative:

Jerry Tarkanian served as RCC's Men's Head Basketball coach from 1961 until 1966. An excellent coach and recruiter Coach Tarkanian built a solid men's basketball program during his time at RCC. Jerry "Tark the Shark" Tarkanian continued his success in college/ university basketball after RCC, and is well known and respected in his field. Coach Tarkanian was inducted into RCCD's Athletic Hall of Fame, and on August 8th will be celebrating his 81st birthday. A resolution recognizing Coach Tarkanian has been prepared for the board's consideration.

Prepared By: Chris Carlson Chief of Staff

Attachments:

[Coach Tarkanian Resolution](#)

RESOLUTION NUMBER 01-11/12

RESOLUTION OF THE BOARD OF TRUSTEES OF THE
RIVERSIDE COMMUNITY COLLEGE DISTRICT
IN RECOGNITION OF THE 81ST BIRTHDAY OF JERRY TARKANIAN

WHEREAS, Jerry Tarkanian was born of August 8, 1930 in Euclid, Ohio; and

WHEREAS, Tarkanian loved the sport of basketball, both as a player and a coach; and

WHEREAS, in 1961 Tarkanian was hired as head basketball coach at Riverside City College in Riverside California, a position he held until 1966; and

WHEREAS, while at Riverside City College he excelled as a recruiter, coach and mentor of student athletes; and

WHEREAS, his 1962-63 Riverside City College team posted a record of 31-3 and won the College's first men's state basketball championship; and

WHEREAS, his 1963-64 team became the first men's team in California City College basketball history to go undefeated, repeating the state championship; and

WHEREAS , his 1964-65 team won 31 games, achieving a third consecutive state championship; and

WHEREAS Tarkanian closed his career at Riverside City College with four 30-win seasons, leaving the college with an overall record of 145-22, ranking fourth all-time for wins and second all-time for his .694 winning percentage; and

WHEREAS Tarkanian continued his successful coaching career at several California colleges and universities including Pasadena City College, Long Beach State, and Fresno State, as well as UNLV; and

WHEREAS, Tarkanian is known as one of the most successful coaches in college basketball history; and

WHEREAS, in 2007, Tarkanian was inducted into the Riverside Community College District Athletic Hall of Fame in recognition of his outstanding contributions to RCC basketball and his work with student athletes; and

WHEREAS on August 8th, Tarkanian will celebrate his 81st birthday;

NOW, THEREFORE THE BOARD OF TRUSTEES OF RIVERSIDE COMMUNITY COLLEGE DISTRICT DOES HEREBY RESOLVE TO RECOGNIZE AND CELEBRATE FORMER COACH JERRY 'TARK THE SHARK' TARKANIAN UPON THE OCCASION OF HIS 81ST BIRTHDAY.

PASSED AND ADOPTED this 2nd day of August by Riverside Community College District Board of Trustees.

Agenda Item (II-C)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Chancellor's Report (II-C)
Subject Chancellor's Communications
College/District District
Information Only Report for information only

Background Narrative:

Chancellor will share general information to the Board of Trustees, including federal, state and local interests and District information.

Prepared By: Greg Gray Chancellor

Agenda Item (IV-A-1)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Governance (IV-A-1)
Subject Presentation on Redistricting and the California Voting Rights Act
College/District District
Information Only Report for information only

Background Narrative:

With the recent release of the 2010 Decennial Census, there is much talk about redistricting. Only districts that have elections that are by district/ward, must realign (redistrict) their wards/districts to be within 10% of population, to reflect the most update decennial census by March 1, 2012. Riverside Community College District trustees are elected at-large, and not by district; therefore the March 1, 2012 date is not a deadline that needs to be addressed by the district. However, there is also discussion being relayed to community college districts about need to redistrict for issues related to California Voting Rights Act.

The California Voting Rights Act of 2001 was approved on July 9, 2002 by Governor Gray Davis, which is now included in California Elections Code Section 14025-14032. The Act further expanded upon the voting rights granted under the federal Voting Rights Act by, among other things, granting standing to groups who are too geographically dispersed to elect their candidate of choice from a single member district. This eases the path for proportional voting systems to be used as remedies for minority vote dilution.

Pertinent elements of the California Elections Code include:

- Section 14026(d) "Protected class" means a class of voters who are members of a race, color or language minority group, as this class is referenced and defined in the federal Voting Rights Act.
- Section 14027 "An at-large method of election may not be imposed or applied in a manner that impairs the ability of a protected class to elect candidates of its choice or its ability to influence the outcome of an election, as a result of the dilution or the abridgment of the rights of voters who are members of a protected class, as defined pursuant to Section 14026.

Recently the Chancellor and President Green met with legal experts on the California Voting Rights Act and compliance requirements. As noted by the experts, the California Voting Rights Act is about whether or not the district has a polarized voting group that is unrepresented through the at-large voting process. Given the great population changes and growth of the district during the 2000-2010 census period, it is advisable for the district to conduct a demographic analysis to study the districts population and voters to see if there is any potential exposure relative to protected class representation under the California Voting Rights Act

Should an analysis be undertaken by the district, the findings would provide valuable information and clarity as to whether or not there is a need for the district to change from at-large elections to district/ward based elections to be in compliance with the intent of the California Voting Rights Act. Should an analysis advise moving to a district/ward based election, the district could take the next step towards changing to a district/ward based election. Unlike districts that are already by ward/district, there is no timeline to undertake such action.

Prepared By: Chris Carlson Chief of Staff

Attachments:

[PowerPoint Presentation on Redistricting](#)

The California Voting Rights Act, Redistricting And Trustee Areas



Presented By:

David A. Soldani, Atkinson, Andelson, Loya, Ruud and Romo

June 7, 2011

Riverside Community College District

aalrr
Atkinson, Andelson
Loya, Ruud & Romo
A Professional Law Corporation

The California Voting Rights Act of 2001

- Signed into law by Governor Gray Davis on July 9, 2002

- Provides that:

An **at-large method of election** may not be imposed or applied in a manner that **impairs the ability of a protected class to elect candidates of its choice** or its ability to influence the outcome of an election, as a result of the dilution or the abridgment of the rights of voters who are members of a protected class

At-Large Elections



Candidates must reside within the District's boundaries and are elected by all the voters who reside in the District's boundaries. (Education Code Section 5030(a).) *This is the District's current method of election.

From-Trustee Area Elections



Candidates must reside in specific geographic areas within the District's boundaries called "Trustee Areas", but are elected by all the voters who reside in the District's boundaries. (Education Code Section 503(c).)

By-Trustee Area Elections



Candidates must reside in specific Trustee Areas within the District's boundaries and are elected only by the voters who reside in the same Trustee Areas. (Education Code Section 5030(b).)

Litigation Risk

- The California Voting Rights Act provides that prevailing parties (other than the public entity) are entitled to an award of their attorneys fees and costs.



Sanchez v. City of Modesto Case



- City paid plaintiffs \$3 million dollars (in addition to spending \$1.7 million dollars on its own attorneys)
- Plaintiffs in *Rey v. Madera* demanded \$1.8 million dollars from the District

Madera Unified Attorney Fee Ruling

- Plaintiffs' Claim of \$1.8 million was reduced by the Court to \$162,500.
- The Court dismissed County Office of Education from lawsuit finding that the County Office's failure to monitor the District's changing demographics and failure to take affirmative steps to change the District's election process did not amount to an "imposition" or "application" of an unlawful election method under the CVRA.
- The decision has been appealed.

Plaintiffs Continue To Sue Under CVRA

- In October of 2010, the same Plaintiffs' attorneys filed a similar suit against the City of Tulare (on the eve of that City's election for City Council Members scheduled for November of 2010).
- The pattern of lawsuits continues to be one of filing a lawsuit and injunction just prior to an election (when it would be physically impossible for an entity to change its election process prior to the election).

Recent Attempts To Amend The CVRA Have *Failed*

- AB 2330 (Arambula) May 4, 2010.
- AB 2330 would have required potential plaintiffs to *first* file a formal claim with a school district prior to initiating a lawsuit under the CVRA.
- Also provided that attorneys fees would *not* be recoverable by plaintiffs whose claims were *accepted* by school districts.
- AB 2330 was summarily rejected.

Assessing Liability Under the CVRA

- What needs to be analyzed?

California Elections code 14026(3)(e) . . . The methodologies for estimating group voting behavior as approved in applicable federal cases to enforce the federal Voting Rights Act (42 U.S.C. Sec. 1973 et seq.) to establish racially polarized voting may be used for purposes of this section to prove that elections are characterized by racially polarized voting.

14028. (a) A violation of Section 14027 is established if it is shown that racially polarized voting occurs in **elections for members of the governing body of the political subdivision** or in **elections incorporating other electoral choices by the voters of the political subdivision**.

14028. (b) The occurrence of racially polarized voting shall be determined from examining results of elections in which at least one candidate is a member of a protected class or elections involving ballot measures, or other electoral choices that affect the rights and privileges of members of a protected class.

14028. (d) Proof of an intent on the part of the voters or elected officials to discriminate against a protected class is not required.



Ecological Statistics



- *Gingles v Thornburg* established Ecological Regression as the standard racial bloc voting analysis methodology.
 - Other methods are also used in some recent cases.
- Requires detailed statistical comparison of precinct by precinct demographics to precinct by precinct election results.
- Multi-candidate elections further complicate the analysis.
- Two-stage Regression, Ecological Inference (EI), Seemingly Unrelated Regression (SUR), Logarithmic analysis also used in some cases.

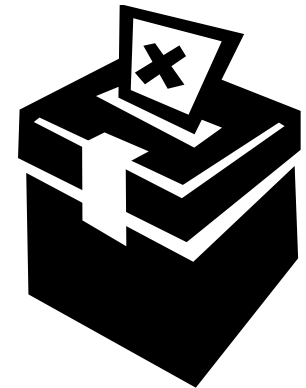
Demographic Data



- Census data
(Decennial and American Community Survey)
- Ethnic-Surname analysis of voter registration lists.
- Analyze a variety of population basis:
 - Total population; voting age population; citizen voting age population; registration by surname; voter turnout by surname;
 - Data from Census Blocks, Block Groups, and Precincts must be standardized to allow apples-to-apples analysis.

Precinct Data

- Precincts change from election to election
- Precinct consolidations change from election to election
- Some data is available electronically, some only on paper



Elections to analyze

- Elections for the jurisdiction involving a “protected class” candidate
- Other elections for the jurisdiction where one candidate is preferred by “protected class” voters
- Overlapping elections (i.e. County Supervisor; Legislature; Congress)
- Statewide, potentially including:
 - 1994 Proposition 187 (benefits for illegal immigrants)
 - 1996 Proposition 209 (eliminates affirmative action programs)
 - 1998 Proposition 227 (replaces bilingual education with immersion)
 - 2003 Proposition 54 (restricted government collection of ethnicity data)
 - 2003 Gubernatorial Special Election (Bustamante vs. Schwarzenegger)
 - 2006 Insurance Commissioner (Bustamante vs. Poizner)

Transition From At-Large to By-Trustee Area Election Process

The Process

- Three processes can be utilized to change from an at-large trustee area system to either of the other two options:
 - Initiated by petition of the electorate;
 - Initiated by the county committee; and
 - Initiated by resolution of the district (“District-initiated”).

(Education Code Section 5019(c)(1).)

Transition From At-Large to By-Trustee Area Election Process

The Process

- District-Initiated Process:
 - Begins with the District adopting a resolution requesting that the County Committee on School District Organization approve the transition from an at-large election process to by-trustee area election process.

Transition From At-Large to By-Trustee Area Election Process

The Process

- The County Committee must hold at least one public hearing within the District's boundaries. (Education Code Section 5019 (c)(2).)
- Following the public hearing, the County Committee must by resolution either approve or reject the proposal and set a date for the election.

Transition From At-Large to By-Trustee Area Election Process

- If approved, the proposal must be submitted to the District's voters not later than the next succeeding election for members of the Governing Board. (Education Code Section 5020(a).)

Waiver Process -- Community College Districts

- No specific waiver legislation enabling CCD's to obtain waivers from the State Board of Education and no equivalent provision enabling CCD's to obtain a waiver of the election requirement from the State Board of Governors
- *But*, see Education Code section 33050(a) language:
“ . . . a county board of education . . . on a countywide basis or on behalf of one or more of its schools or programs”

The Waiver Process

In order to avoid the expense and uncertain outcome of an election on whether to change its election process, a District, through its local County Office of Education may file with the State Board of Education (“SBE”) a request to waive the election requirement.

- In order to obtain a waiver, a proper application must be completed and submitted to the SBE
- The application needs to reflect whether the exclusive representatives of the District’s employees have been involved in the preparation of the waiver request, and their position thereon.

The Waiver Process

- The County Board must hold a public hearing on the waiver request prior to submitting the request to the SBE. (Education Code Section 33050(a),(d)(1) and (2).)
- Following the public hearing, the County Board may adopt the waiver request.

AB 684 – Community College District Trustee Elections

- **AB 684 would add Section 72036 to the Education Code**
- Under AB 684, Community College Districts could transition to a by-trustee area election system with the approval of the Board of Governors of the California Community Colleges
- Eliminates necessity of approval by County Committee on School District Organization
- Eliminates the election requirement and the need for a waiver
- Allows Districts to establish a top-two primary system and increase trustee membership to nine (9) members

Timeline

The timeline for completing the process before the County Committee and the SBE (or Board of Governors) may range from four to six months and involve at a minimum two school board meetings, at least one County Committee meeting, and one State Board of Education (or Board of Governors) meeting.

Creation of a Trustee Area Plan

A demographer can assist the District with dividing the District into Trustee Areas based upon a number of factors:

1. Constitutional “one person, one vote” factor
2. Communities of Interest
3. Natural and man-made boundaries
4. Federal Voting Rights Act Compliance
 - » Citizen Voting Age Population
 - » “Packing” and “Cracking”
5. Respecting Incumbency
6. Other Factors

Costs

Demographer Expenses

Demographer expenses vary widely. If a demographer is required to prepare new trustee areas the services may cost up to \$40,000. For a liability analysis, the expense is typically slightly less

Legal Services

Legal services may be in the range of \$5,000 to \$15,000, depending on the level of service required.

Staff and Administrator Time

Considerable amounts of staff and administrator time are involved.

Implementing By-Trustee Area Election Method

Regardless of the method utilized to implement the transition, there is no immediate impact on the term of any current member of the District's Governing Board. (Education Code Section 5021).

Instead, all future elections would occur in the trustee areas in which the Board members whose terms are expiring currently reside.

Implementing By-Trustee Area Election Method

Timing is a Factor

- By Law, Trustee Areas must be updated following every decennial census. (Education Code Section 5019.5)
- The 2010 census results were released in April of 2011.
- The earliest a by-trustee area election process with trustee areas based upon 2010 census data can practically occur is 2012 and 2013, respectively.

Updating Trustee Areas

- Districts that *already* utilize a By Trustee Area Election Method must update their trustee areas every ten (10) years following the decennial census.
- Each district is required, by March 1, 2012, to adjust the boundaries of its trustee areas utilizing the census population figures validated by the Population Research Unit of the California Department of Finance. Validated data will be available from the Department of Finance on April 1, 2011
- Should any district fail to make such adjustments on or before March 1, 2012, the County Committee on School District Organization is required to make the adjustments for the district by April 30, 2012 and can charge the district for the costs of the adjustments. (Education Code § 5019.5)

Related Election Trends – *Changing Election Cycles*

- Elections Code Section 1302(a) and Education Code section 5000 establish school board elections to be held in odd-numbered years.
- Under Elections Code Section 1302(b), a District may change its election cycle for school board elections so that it occurs in even-numbered years (to align with the statewide general election cycle).
- This re-alignment may result in increased voter participation, fewer election costs and may buy additional time to transition to by-trustee area election method.

Question & Answer

Thank You

For questions or comments, please contact:

{ David A. Soldani
(559) 225-6700
dsoldani@aalrr.com }

aalrr

Atkinson, Andelson
Loya, Ruud & Romo

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Agenda Item (IV-A-2)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Governance (IV-A-2)
Subject Information on Electronic Voting Board Systems
College/District District
Information Only Report for information only

Background Narrative:

Interest has been expressed in having an electronic voting board for board meetings. An electronic voting board would permit voting members of the board of trustees to cast their vote, using an electronic ballot system upon a motion; whereby the result of the vote (i.e. aye, nay, abstain) would not be revealed until all votes were cast. The result of the vote would then be revealed and clearly seen as to the vote registered for each voting member.

In looking at the voting systems, technology has moved in new directions. The "old school" voting boards that used a lighted system with typically a three button press pad, are no longer being produced and essentially been phased out. Most entities have regular board rooms that have been outfitted with the latest technologies for presentation, display, audio/media and voting systems. These types of integrated audio/media voting systems run from \$60,000 on up, depending on the features and are permanent installation to the facility.

Another direction technology is taking is the e-board book environment system the district is now deploying for board agendas and meetings. SharePoint, the system being used for the e-board book, has features that will allow the program to be expanded to provide an electronic voting display. Since the e-board book is just now being rolled out, it is a feature that can be incorporated, upon adjustment of board books and meetings to the new electronic environment.

Given the rotation schedule of the board meeting locations, SharePoint may be the most practical method to deploy in the near future; and with the new facility being developed downtown, a permanent media/presentation will be researched to outfit the new boardroom being planned for the facility.

Prepared By: Chris Carlson Chief of Staff

Agenda Item (IV-B-1)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Teaching and Learning (IV-B-1)
Subject Award of Mental Health Fellowship Program
College/District Moreno Valley
Funding Grant from Office of Statewide Planning and Development
Recommended Action It is recommended that the Board of Trustees ratify the award of Mental Health Fellowship Program in the amount of \$167,022.00.

Background Narrative:

A Mental Health Fellowship Program has been established between Riverside Community College District, Riverside County Regional Medical Center, and Riverside County Department of County Mental Health. The award from the Office of Statewide Planning and Development in the amount of \$167,022.00 will increase the enrollment in the fellowship program from three to four students and will fund the stipends for the students and faculty member. The six-month program provides practical experience with mental health care patients. The term of this agreement is July 1, 2011 through 6/30/2013.

Prepared By: Tom Harris Acting President, Moreno Valley College

Attachments:

[Mental Health Fellowship Program Award](#)

STATE OF CALIFORNIA
STANDARD AGREEMENT
 STD 213 (Rev 06/03)

AGREEMENT NUMBER 11-2040
REGISTRATION NUMBER

- This Agreement is entered into between the State Agency and the Contractor named below:
 STATE AGENCY'S NAME
 Office of Statewide Health Planning and Development (OSHPD)
 CONTRACTOR'S NAME
 Riverside Community College District
- The term of this Agreement is: 07/01/2011 through 06/30/2013
 or upon DGS approval
- The maximum amount of this Agreement is: \$ 167,022.00
 One hundred sixty-seven thousand, twenty-two dollars and zero cents
- The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement.

Exhibit A – Scope of Work	02 page(s)
Exhibit B – Budget Detail and Payment Provisions	03 page(s)
Exhibit C* – General Terms and Conditions	GTC610
Check mark one item below as Exhibit D:	
<input checked="" type="checkbox"/> Exhibit - D Special Terms and Conditions (Attached hereto as part of this agreement)	01 page(s)
<input type="checkbox"/> Exhibit - D* Special Terms and Conditions	
Exhibit E – Additional Provisions	04 page(s)

Items shown with an Asterisk (*), are hereby incorporated by reference and made part of this agreement as if attached hereto.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR	<i>California Department of General Services Use Only</i>	
CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.) Riverside Community College District		
BY (Authorized Signature) 		DATE SIGNED (Do not type)
PRINTED NAME AND TITLE OF PERSON SIGNING James Buysse, Vice Chancellor of Administration & Finance		
ADDRESS 1850 Research Park Drive #300 Davis, CA 95618		
STATE OF CALIFORNIA		
AGENCY NAME OSHPD		
BY (Authorized Signature) 		DATE SIGNED (Do not type)
PRINTED NAME AND TITLE OF PERSON SIGNING Patty Nelson, SSM I Procurement and Contract Services		
ADDRESS 400 R Street, Suite 359, Sacramento, Ca 95811		

Exempt per:

EXHIBIT A

SCOPE OF WORK

1. Contractor agrees to the following:

A. Under the direction of the Director of the Riverside County Regional Medical Center/Moreno Valley Physician Assistant Program use award funds to support the increased enrollment in the Mental Health Fellowship Program. Funding will allow an increase of enrollment from three graduate Physician Assistants to four. Mental Health Physician Assistant Fellows are to receive a stipend during their six-month fellowship for services rendered.

B. Budgeted personnel with anticipated duties:

1. Faculty Member – Responsible for curriculum evaluation and revision when indicated; coordinating and monitoring student activities; completion of documentation for the accreditation process; developing evaluation tools and assessing program effectiveness; and data collection and data analysis on program effectiveness and student outcomes.
2. Graduate Physician Assistant Fellow #1 – Provide day-to-day culturally competent/family centered mental health care to patients with diverse ethnic and racial backgrounds in medically underserved areas; under physician's order, write drug orders or transmit a physician's drug order to manage patients; establish client-centered and family-centered partnerships to individualize patient care that is effective and improves the quality of life of the patient; carry out approved psychological treatment to mental health patients; and participate in clinical and academic activities required in the program's curriculum.
3. Graduate Physician Assistant Fellow #2 – Provide day-to-day culturally competent/family centered mental health care to patients with diverse ethnic and racial backgrounds in medically underserved areas; under physician's order, write drug orders or transmit a physician's drug order to manage patients; establish client-centered and family-centered partnerships to individualize patient care that is effective and improves the quality of life of the patient; carry out approved psychological treatment to mental health patients; and participate in clinical and academic activities required in the program's curriculum.
4. Graduate Physician Assistant Fellow #3 – Provide day-to-day culturally competent/family centered mental health care to patients with diverse ethnic and racial backgrounds in medically underserved areas; under physician's order, write drug orders or transmit a physician's drug order to manage patients; establish client-centered and family-centered partnerships to individualize patient care that is effective and improves the quality of life of the patient; carry out approved psychological treatment to mental health patients; and participate in clinical and academic activities required in the program's curriculum.

EXHIBIT A

5. Graduate Physician Assistant Fellow #4 – Provide day-to-day culturally competent/family centered mental health care to patients with diverse ethnic and racial backgrounds in medically underserved areas; under physician's order, write drug orders or transmit a physician's drug order to manage patients; establish client-centered and family-centered partnerships to individualize patient care that is effective and improves the quality of life of the patient; carry out approved psychological treatment to mental health patients; and participate in clinical and academic activities required in the program's curriculum.
2. Submission of a complete final report including data outcomes for the program at the end of the Contract period.
3. OSHPD agrees to provide:
 - A. The Program Director of the Physician Assistant Program, the current fiscal year's (07-01-2011 to 06-30-2012) master certification form and instructions by September 30th of the fiscal year.
4. Direct all contract inquiries to:

Requesting Agency: OSHPD	Contracting Agency: Riverside Community College District
Name: Manuela Lachica, Program Director	Name: James Buysse, Vice Chancellor of Administration and Finance
Phone: (916) 326-3752	Phone: (951) 222-8047
Fax: (916) 322-2588	Fax: N/A
E-mail: manuela.lachica@oshpd.ca.gov	E-mail: jim.buysse@rcc.edu

The project representatives during the term of this Agreement will be:

Requesting Agency: OSHPD	Training Program: RCRMC/Moreno Valley College
Section/Unit: Healthcare Workforce Development Division (HWDD)	Section/Unit: Physician Assistant Program
Attention: Melissa Omand, Program Analyst	Attention: Delores Middleton, Ed.D.
Address: 400 R Street, Room 330 Sacramento, CA 95811	Address: 16130 Laselle Street Moreno Valley, CA 92551
Phone: (916) 326-3753	Phone: (951) 571-6166
Fax: (916) 322-2588	Fax: (951) 571-6221
E-mail: melissa.omand@oshpd.ca.gov	E-mail: delores.middleton@rcc.edu

Riverside Community College District
11-2040
Page 1 of 3

EXHIBIT B

The OSHPD shall reimburse the Contractor for the expenses incurred in providing the services outlined in Exhibit A in accordance with the following schedule:

CONTRACT YEAR: 07-01-2011 to 06-30-2012

PERSONNEL SERVICES:

**Total Reimbursement
Not to Exceed:**

Faculty Member
Salary & Benefits

\$7,130

Graduate Physician Assistant Fellow #1
Six month stipend and fixed charges

\$36,255

Graduate Physician Assistant Fellow #2
Six month stipend and fixed charges

\$36,255

Graduate Physician Assistant Fellow #3
Six month stipend and fixed charges

\$36,255

Graduate Physician Assistant Fellow #4
Six month stipend and fixed charges

\$36,255

OPERATING EXPENSES:

ARC-PA accreditation fees

\$2,500

Indirect Costs (8% maximum)

\$12,372

Sub-total for Contract Year: 07-01-2011 to 06-30-2012

\$167,022.00

Riverside Community College District
11-2040
Page 2 of 3

EXHIBIT B

CONTRACT YEAR: 07-01-2012 to 06-30-2013

PERSONNEL SERVICES:

**Total Reimbursement
Not to Exceed:**

Faculty Member Salary & Benefits	\$0
Graduate Physician Assistant Fellow #1 Six month stipend and fixed charges	\$0
Graduate Physician Assistant Fellow #2 Six month stipend and fixed charges	\$0
Graduate Physician Assistant Fellow #3 Six month stipend and fixed charges	\$0
Graduate Physician Assistant Fellow #4 Six month stipend and fixed charges	\$0

OPERATING EXPENSES:

ARC-PA accreditation fees	\$0
Indirect Costs (8% maximum)	\$0

Sub-total for Contract Year: 07-01-2012 to 06-30-2013 **\$0**

Contract Total **\$167,022.00**

EXHIBIT B

BUDGET DETAIL AND PAYMENT PROVISIONS

Payment

- A. For services satisfactorily rendered in accordance with the Scope of Work, Exhibit A and upon receipt and approval of the quarterly certifications as specified in this Article, Item C., OSHPD agrees to compensate Riverside Community College District for actual expenditures incurred in accordance with the rates specified in Exhibit B, page 1 and 2 of 3.
- B. Budget modifications consist of a change within the approved budget that does not amend the amount or the term of the contract. Contractors may only request one (1) budget modification per fiscal year. Revised budget pages are required and must reflect the proposed budget modification. With the exception of the personnel services category, a transfer of funds up to 15% of the contract is permissible across each budget category (i.e., operating expenses, major equipment, and other costs) with notification to the OSHPD. Transfers of funds between the personnel services category and any other budget category will require a budget modification and contract amendment.
- C. Quarterly certifications shall include the Contract Number, expenditures for the quarter and a certification by the Director of the Physician Assistant Program (original signature) that each expenditure is true and correct under the terms of this Agreement. These documents shall be submitted on a quarterly basis in arrears to:

Melissa Omand, Program Analyst
Song-Brown Training Program
Office of Statewide Health Planning and Development
400 R Street, Room 330
Sacramento, CA 95811

- D. All certifications must be submitted within 120 days after the Contract has ended (i.e., Contract ends June 30th, final certification is due by October 30th). If contractor fails to submit all certifications within 120 days after the Agreement has ended, the monies revert back to OSHPD.

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 Contract does not appropriate sufficient funds for the program, this Contract shall be of no further force and effect. In this event, OSHPD shall have no liability to pay any funds whatsoever to Contractor or to furnish any other considerations under this Contract and Contractor shall not be obligated to perform any provisions of this Contract.
- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, OSHPD shall have the option to either cancel this Contract with no liability occurring to OSHPD, or offer a Contract amendment to Contractor to reflect the reduced amount

EXHIBIT D

SPECIAL TERMS AND CONDITIONS

1. RESOLUTION OF CONTRACT DISPUTES:

Any dispute arising under this agreement, which cannot be resolved at the State Program Administrator level nor at the Director's level of the Department (OSHPD) signing this contract may be submitted to non-binding arbitration after the following process, has been completed:

- (A) The Contractor first discusses a problem informally with the Family Physician Training Act Administrator. If unresolved, the problem shall be presented as a grievance to the Deputy Director, Healthcare Workforce Development Division, in writing, stating the issues in dispute, the legal authority or other basis for the Contractor's position and the remedy sought.
- (B) The Deputy Director shall make a determination on the problem within ten (10) working days after receipt of the written communication from the Contractor and shall respond in writing to the Contractor indicating the decision and reasons for it.
- (C) Should the Contractor find the Deputy Director's decision an unacceptable one, a letter shall be sent to the Director within ten (10) working days of receipt of the Deputy Director's decision. The Director or designee shall meet with the Contractor within twenty (20) working days of receipt of the Contractor's letter. Should the Contractor disagree with the Director's decision, the Contractor and Director may agree to submit the matter to non-binding arbitration.

2. POTENTIAL SUBCONTRACTORS

Nothing contained in this Agreement or otherwise, shall create any contractual relation between the State and any subcontractors, and no subcontract shall relieve the Contractor of his responsibilities and obligations hereunder. The Contractor agrees to be as fully responsible to the State for the act and omissions of its subcontractors and of persons either directly or indirectly employed by the Contractor. The Contractor's obligation to pay its subcontractors is an independent obligation from the State's obligation to make payments to the Contractor. As a result, the State shall have no obligation to pay or to enforce the payment of any moneys to any contractor.

3. TRAVEL

All travel and per diem expenses will be reimbursed in accordance with Department of Personnel Administration rules and regulations governing excluded employees. These rules may be viewed at <http://www.dpa.ca.gov/personnel-policies/travel/rules-for-excluded-employees.htm>

EXHIBIT E

ADDITIONAL PROVISIONS

1. Primary Care Physician Assistant Standards Adopted by the California Healthcare Workforce Policy Commission on May 13, 1998.

- I. Each Primary Care Physician Assistant Training Program approved for funding under the Song-Brown Health Care Workforce Training Act (hereinafter "the Act") shall, prior to the initiation of training and the transfer of State funds:
 - A. Meet the standards set forth by the Medical Board of California for the training of Assistants to the Primary Care Physician pursuant to Section 3500, Chapter 7.7, Division 2 of the Business and Professions Code and to Section 1399.500, Article 1-7, Division 13.8, Physician Assistant Examining Committee of the Medical Board of California, Title 16 of the California Code of Regulations.
- II. Each Primary Care Physician Assistant Training Program approved for funding under the Act shall include a component of training in medically underserved multi-cultural communities, lower socioeconomic neighborhoods, or rural communities, and shall be organized to prepare Primary Care Physician Assistants for service in such neighborhoods or communities.
- III. Appropriate strategies shall be developed by each training institution receiving funds under the Act to encourage Primary Care Physician Assistants who are trained in the training program funded by the Act to enter into practice in areas of unmet priority need for primary care family physicians within California as defined by the California Healthcare Workforce Policy Commission (hereinafter referred to as "areas of need"). Such strategies shall incorporate the following elements:
 - A. An established procedure to identify, recruit, and admit primary care physician assistant trainees who possess characteristics which would suggest a predisposition to practice in areas of need, and who express a commitment to serve in areas of need.
 - B. An established counseling and placement program designed to encourage training program graduates to enter practice in areas of need.
 - C. A program component such as a preceptorship experience in an area of need, which will enhance the potential of training program graduates to practice in such an area.

EXHIBIT E

2. Contract Criteria Adopted by the California Healthcare Workforce Policy Commission on February 16, 2000.

I. Contract Awards

- A. Each contract entered into, pursuant to the Song-Brown Health Care Workforce Training Act, Health and Safety Code, Sections 128200, et., (hereinafter "the Act"), shall be based on the recommendation of the California Healthcare Workforce Policy Commission to the Director of the Office of Statewide Health Planning and Development recorded in the Healthcare Workforce Policy Commission official minutes.
- B. Each contract shall be for a purpose authorized by the California Healthcare Workforce Policy Commission Standards for Primary Care Physician Assistant Programs.
- C. No contracts shall provide for indirect costs in excess of 8% of the amount of total expenditures under the contract.
- D. Each contract shall be between the Office of Statewide Health Planning and Development and a Contractor authorized to apply for funds by the California Healthcare Workforce Policy Commission Standards for Primary Care Physician Assistant Training Programs.

E. Purpose for Which Contract Funds May be Expended

- 1. Contract funds may be expended for any purpose which the training institution judges will most effectively advance the education of Primary Care Physician Assistant students, but may not be expended for any purpose specifically prohibited by State law, by these contract criteria, or by the contract with the training institution.
- 2. Contract funds may be used for expenses incurred for the provision of training, including faculty and staff salaries, necessary alterations and renovations, and supplies and travel directly related to the training program.
- 3. Contract funds may be used for new construction only when such construction is specifically provided for in the contract

II. Contract Terms

- A. Funds must be expended during such months and in accordance with such provisions as are provided in the contract, which shall be in accordance with recommendations of the California Healthcare Workforce Policy Commission.
- B. Payment shall be made in arrears on the basis of amounts set forth by the Contractor with final certification submitted within 120 days of contract's end to the Healthcare Workforce Development Division. The certification shall include the name of the person employed under this contract, certification by the Program Director that the person was engaged in activities authorized by this Contract, and costs to the Contractor for the services for which reimbursement is sought. The required certification format shall be provided to the Contractor prior to the effective date of the Contract.

EXHIBIT E

- C. Each Contract shall specify the total amount allowable under the Contract and allowable in each budget category authorized under the Contract, and shall be in accordance with recommendations of the California Healthcare Workforce Policy Commission.

III. Accounting Records and Audits

A. Accounting

Accounting for contract funds will be in accordance with the education institution's accounting practices based on generally accepted accounting principles consistently applied regardless of the source of funds. Supporting records must be in sufficient detail to show the exact amount and nature of expenditures.

Training institutions may elect to commingle capitation funds received under the Act with any other income available for operation of the primary care nurse practitioner training program provided that the institution maintains such written fiscal control and accounting procedures as are necessary to assure proper disbursement of, and accounted for, such commingled funds, including provisions for:

1. The accurate and timely separate identification of funds received under the Act.
2. The separate identification of expenditures prohibited by the contract criteria.
3. An adequate record of proceeds from the sale of any equipment purchased by funds received under the Act.

B. Record Retention and Audit

1. The education institution shall permit the Director of the Office of Statewide Health Planning and Development, or the Auditor General, or the State Controller, or their authorized representatives, access to records maintained on source of income and expenditures of its nursing education program for the purpose of audit and examination.
2. The education institution shall maintain books, records, documents, and other evidence pertaining to the costs and expenses of this contract (hereinafter collectively called the "records") to the extent and in such detail as will properly reflect all net costs, direct and indirect, of labor, materials, equipment, supplies and services, and other costs and expenses of whatever nature for which reimbursement is claimed under the provisions of this contract.

EXHIBIT E

3. The education institution agrees to make available at the office of the education institution at all reasonable times during the period set forth in subparagraph 4 below any of the records for inspection, audit or reproduction by an authorized representative of the State.
4. The education institution shall preserve and make available its records (a) for a period of three (3) years from the date of final payment under this contract, and (b) for such longer period, if any, as is required by applicable statute, by any other clause or this subcontract, or by subparagraph a or b below:
 - a. If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of three (3) years from the date of any resulting final settlement.
 - b. Records which relate to (1) litigation of the settlement of claims arising out of the performance of this contract, or (2) costs and expenses of this contract as to which exception has been taken by the State or any of its duly authorized representatives, shall be retained by the education institution until disposition of such appeals, litigation, claims, or exceptions.
5. Except for the records described in subparagraph 4 above, the education institution may in fulfillment of its obligation to retain the records as required by this clause substitute photographs, microphotographs, or other authentic reproductions of such records, after the expiration of the two (2) years following the last day of the month or reimbursement to the education institution of the invoice or voucher to which such records relate, unless a charter person is authorized by the State or its duly authorized representatives

CCC-307

CERTIFICATION

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY that I am duly authorized to legally bind the prospective Contractor to the clause(s) listed below. This certification is made under the laws of the State of California.

<i>Contractor/Bidder Firm Name (Printed)</i> Riverside Community College District		<i>Federal ID Number</i> 11-2040 33-0831357
<i>By (Authorized Signature)</i>		
<i>Printed Name and Title of Person Signing</i> James Buysse, Vice Chancellor of Administration and Finance		
<i>Date Executed</i>	<i>Executed in the County of</i> Riverside	

CONTRACTOR CERTIFICATION CLAUSES

1. **STATEMENT OF COMPLIANCE:** Contractor has, unless exempted, complied with the nondiscrimination program requirements. (Gov. Code §12990 (a-f) and CCR, Title 2, Section 8103) (Not applicable to public entities.)

2. **DRUG-FREE WORKPLACE REQUIREMENTS:** Contractor will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:

- a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.
- b. Establish a Drug-Free Awareness Program to inform employees about:
 - 1) the dangers of drug abuse in the workplace;
 - 2) the person's or organization's policy of maintaining a drug-free workplace;
 - 3) any available counseling, rehabilitation and employee assistance programs; and,
 - 4) penalties that may be imposed upon employees for drug abuse violations.
- c. Every employee who works on the proposed Agreement will:
 - 1) receive a copy of the company's drug-free workplace policy statement; and,
 - 2) agree to abide by the terms of the company's statement as a condition of employment on the Agreement.

Failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both and Contractor may be ineligible for award of any future State agreements if the department determines that any of the following has occurred: the Contractor has made false certification, or violated the

certification by failing to carry out the requirements as noted above. (Gov. Code §8350 et seq.)

3. NATIONAL LABOR RELATIONS BOARD CERTIFICATION: Contractor certifies that no more than one (1) final unappealable finding of contempt of court by a Federal court has been issued against Contractor within the immediately preceding two-year period because of Contractor's failure to comply with an order of a Federal court, which orders Contractor to comply with an order of the National Labor Relations Board. (Pub. Contract Code §10296) (Not applicable to public entities.)

4. CONTRACTS FOR LEGAL SERVICES \$50,000 OR MORE- PRO BONO REQUIREMENT: Contractor hereby certifies that contractor will comply with the requirements of Section 6072 of the Business and Professions Code, effective January 1, 2003.

Contractor agrees to make a good faith effort to provide a minimum number of hours of pro bono legal services during each year of the contract equal to the lessor of 30 multiplied by the number of full time attorneys in the firm's offices in the State, with the number of hours prorated on an actual day basis for any contract period of less than a full

Failure to make a good faith effort may be cause for non-renewal of a state contract for legal services, and may be taken into account when determining the award of future contracts with the State for legal services.

5. EXPATRIATE CORPORATIONS: Contractor hereby declares that it is not an expatriate corporation or subsidiary of an expatriate corporation within the meaning of Public Contract Code Section 10286 and 10286.1, and is eligible to contract with the State of California.

6. SWEATFREE CODE OF CONDUCT:

a. All Contractors contracting for the procurement or laundering of apparel, garments or corresponding accessories, or the procurement of equipment, materials, or supplies, other than procurement related to a public works contract, declare under penalty of perjury that no apparel, garments or corresponding accessories, equipment, materials, or supplies furnished to the state pursuant to the contract have been laundered or produced in whole or in part by sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor, or with the benefit of sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor. The contractor further declares under penalty of perjury that they adhere to the Sweatfree Code of Conduct as set forth on the California Department of Industrial Relations website located at www.dir.ca.gov, and Public Contract Code Section 6108.

b. The contractor agrees to cooperate fully in providing reasonable access to the contractor's records, documents, agents or employees, or premises if reasonably required by authorized officials of the contracting agency, the Department of Industrial Relations,

or the Department of Justice to determine the contractor's compliance with the requirements under paragraph (a).

7. DOMESTIC PARTNERS: For contracts over \$100,000 executed or amended after January 1, 2007, the contractor certifies that contractor is in compliance with Public Contract Code section 10295.3.

DOING BUSINESS WITH THE STATE OF CALIFORNIA

The following laws apply to persons or entities doing business with the State of California.

1. CONFLICT OF INTEREST: Contractor needs to be aware of the following provisions regarding current or former state employees. If Contractor has any questions on the status of any person rendering services or involved with the Agreement, the awarding agency must be contacted immediately for clarification.

Current State Employees (Pub. Contract Code §10410):

- 1). No officer or employee shall engage in any employment, activity or enterprise from which the officer or employee receives compensation or has a financial interest and which is sponsored or funded by any state agency, unless the employment, activity or enterprise is required as a condition of regular state employment.
- 2). No officer or employee shall contract on his or her own behalf as an independent contractor with any state agency to provide goods or services.

Former State Employees (Pub. Contract Code §10411):

- 1). For the two-year period from the date he or she left state employment, no former state officer or employee may enter into a contract in which he or she engaged in any of the negotiations, transactions, planning, arrangements or any part of the decision-making process relevant to the contract while employed in any capacity by any state agency.
- 2). For the twelve-month period from the date he or she left state employment, no former state officer or employee may enter into a contract with any state agency if he or she was employed by that state agency in a policy-making position in the same general subject area as the proposed contract within the 12-month period prior to his or her leaving state service.

If Contractor violates any provisions of above paragraphs, such action by Contractor shall render this Agreement void. (Pub. Contract Code §10420)

Members of boards and commissions are exempt from this section if they do not receive payment other than payment of each meeting of the board or commission, payment for preparatory time and payment for per diem. (Pub. Contract Code §10430 (e))

2. LABOR CODE/WORKERS' COMPENSATION: Contractor needs to be aware of the provisions which require every employer to be insured against liability for Worker's Compensation or to undertake self-insurance in accordance with the provisions, and Contractor affirms to comply with such provisions before commencing the performance of the work of this Agreement. (Labor Code Section 3700)

3. AMERICANS WITH DISABILITIES ACT: Contractor assures the State that it complies with the Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA. (42 U.S.C. 12101 et seq.)

4. CONTRACTOR NAME CHANGE: An amendment is required to change the Contractor's name as listed on this Agreement. Upon receipt of legal documentation of the name change the State will process the amendment. Payment of invoices presented with a new name cannot be paid prior to approval of said amendment.

5. CORPORATE QUALIFICATIONS TO DO BUSINESS IN CALIFORNIA:

a. When agreements are to be performed in the state by corporations, the contracting

~~Contractor must first to certify that all corporations are to the state as follows:~~

b. "Doing business" is defined in R&TC Section 23101 as actively engaging in any transaction for the purpose of financial or pecuniary gain or profit. Although there are some statutory exceptions to taxation, rarely will a corporate contractor performing within the state not be subject to the franchise tax.

c. Both domestic and foreign corporations (those incorporated outside of California) must be in good standing in order to be qualified to do business in California. Agencies will determine whether a corporation is in good standing by calling the Office of the Secretary of State.

6. RESOLUTION: A county, city, district, or other local public body must provide the State with a copy of a resolution, order, motion, or ordinance of the local governing body which by law has authority to enter into an agreement, authorizing execution of the agreement.

7. AIR OR WATER POLLUTION VIOLATION: Under the State laws, the Contractor shall not be: (1) in violation of any order or resolution not subject to review promulgated by the State Air Resources Board or an air pollution control district; (2) subject to cease and desist order not subject to review issued pursuant to Section 13301 of the Water Code for violation of waste discharge requirements or discharge prohibitions; or (3) finally determined to be in violation of provisions of federal law relating to air or water pollution.

8. PAYEE DATA RECORD FORM STD. 204: This form must be completed by all contractors that are not another state agency or other governmental entity.

Agenda Item (IV-B-2)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Teaching and Learning (IV-B-2)
Subject Presentation Update on Early and Middle College High School Programs
College/District District
Information Only Report for information only

Background Narrative:

The middle college was founded in 1973 at La Guardia Community College in New York City as an alternative approach to the education of adolescents who were not experiencing satisfaction or success in large comprehensive high schools. The American Comprehensive High School had grown rapidly in popularity after World War I, and by the 1950s, was well established as the dominate institution of American secondary education.

Even today, following half a century of national criticism, it remains comparatively popular and still closely resembles high schools of half a century earlier. Middle college high schools have become one program alternative to large comprehensive high schools.

Riverside Community College District began its first middle college program in 1999 at Moreno Valley Campus. Since then, the District has operated a number of early and middle college programs. Currently, the District has two such programs at Moreno Valley College, one program at Norco College, and one at Riverside City College. The attached table provides a summary of these programs as of summer 2011.

Prepared By: Greg Gray Chancellor

Attachments:

[Early and Middle College High School Programs](#)
[Middle College Program PowerPoint](#)

**MIDDLE AND EARLY HIGH SCHOOL COLLEGE PROGRAMS
RIVERSIDE COMMUNITY COLLEGE DISTRICT**

PROGRAM NAME	MORENO VALLEY COLLEGE Middle College High School	MORENO VALLEY COLLEGE Nuview Bridge	NORCO COLLEGE Kennedy Middle College Program	RIVERSIDE CITY COLLEGE Rubidoux Early College H.S.
PARTICIPATING SCHOOL DISTRICT	Moreno Valley Unified Val Verde Unified	Nuview Charter High School	Corona/Norco Unified School District	Jurupa Unified School District
YEAR PROGRAM STARTED	1999	2005	2006	2005
# STUDENTS IN THE PROGRAM	125 students per year maximum	250	549	80 students per term (maximum) Fall 2010: 60 students Spring 2011: 53 students
# UNITS TAKEN BY EACH STUDENT	approximately 10 units per term	3-10 units per term	6 units per primary term/3 units per summer/winter 12 - 18 units per year	6 units per term 12 units per year
ACADEMIC GOAL	High school completion; 40-50 units of college credits	High school graduation readiness and college credits	High school graduation plus additional college units/degree	High school completion approximately 24 college units
FUNDING SOURCE	California Community College Grant and General Fund	General Fund	General Fund	General Fund
ACADEMIC FOCUS	College transfer education	Health science, early childhood studies, arts, computer technology	UC-CSU transfer ready/ vocational education certificate	UC-CSU Transfer & General Education Health care related professions

**RIVERSIDE CITY COLLEGE
EARLY COLLEGE HIGH SCHOOL PROGRAM**

PROGRAM NAME	Rubidoux Early College High School
PARTICIPATING SCHOOL DISTRICT	Jurupa Unified School District
YEAR PROGRAM STARTED	2005
NO. STUDENTS IN THE PROGRAM	Fall 2010: 60; Spring 2011: 53
NO. UNITS TAKEN BY EACH STUDENT	6 units per term; 12 units per year
ACADEMIC GOAL	High school completion approximately 24 college units
FUNDING SOURCE	General Fund
ACADEMIC FOCUS	Health care related professions

**MORENO VALLEY COLLEGE
MIDDLE & EARLY COLLEGE HIGH SCHOOL PROGRAMS**

PROGRAM NAME	Middle College High School Program	Nuview Bridge
PARTICIPATING SCHOOL DISTRICT	Moreno Valley Unified Val Verde Unified	Nuview Charter High School
YEAR PROGRAM STARTED	1999	2005
NO. STUDENTS IN THE PROGRAM	125 students per year maximum	250
NO. UNITS TAKEN BY EACH STUDENT	approximately 10 units per term	3-10 units per term
ACADEMIC GOAL	HS completion 40-50 units of college	High school completion and college credits
FUNDING SOURCE	California Community College Grant and general fund	General Fund
ACADEMIC FOCUS	College transfer education	Health science, early childhood studies, art, computer technology

**NORCO COLLEGE
MIDDLE COLLEGE HIGH SCHOOL PROGRAM**

PROGRAM NAME	Kennedy Middle College Program
PARTICIPATING SCHOOL DISTRICT	Corona/Norco Unified School Districts
YEAR PROGRAM STARTED	2005
NO. STUDENTS IN THE PROGRAM	549
NO. UNITS TAKEN BY EACH STUDENT	6 units per primary term; 3 units per summer/winter 12 - 18 units per year
ACADEMIC GOAL	High school plus additional RCC units/degree
FUNDING SOURCE	General Fund
ACADEMIC FOCUS	UC-CSU transfer ready; vocational education certificate

Riverside Community College District



**EARLY AND MIDDLE COLLEGE PROGRAMS
AUGUST 2011**

Introduction



- **Middle/Early College:** A small size high school on the campus of a community college.
- **Origins:** La Guardia Community College, 1971.
- **Middle vs. Early:** Early College entails more intensive college level work and involvement.
- **Purpose:** To provide an alternative to big urban high schools.
- **Philosophy:** Originally, to serve at risk students; but now philosophy is more diffused.
- **Funding Issue:** High Schools collect full apportionment for courses taught by college faculty.

Introduction (Continued)



- **Early and Middle College Programs link academic programs to career education.**
- **Counseling and student support services are essential to Early and Middle College Programs.**

A Wide Range of Programs



Moreno Valley College
Middle College High School Program
&
Nuvview Bridge Program

Norco College
Kennedy Middle College Program

Riverside City College
Rubidoux High School Middle College Program
&
Gateway to College Program

**MORENO VALLEY COLLEGE
MIDDLE & EARLY COLLEGE HIGH SCHOOL PROGRAMS**

PROGRAM NAME	Middle College High School Program	Nuview Bridge
PARTICIPATING SCHOOL DISTRICT	Moreno Valley Unified Val Verde Unified	Nuview Charter High School
YEAR PROGRAM STARTED	1999	2005
NO. STUDENTS IN THE PROGRAM	125 students per year maximum	250
NO. UNITS TAKEN BY EACH STUDENT	approximately 10 units per term	3-10 units per term
ACADEMIC GOAL	HS completion 40-50 units of college	High school completion and college credits
FUNDING SOURCE	California Community College Grant and general fund	General Fund
ACADEMIC FOCUS	College transfer education	Health science, early childhood studies, art, computer technology

**NORCO COLLEGE
MIDDLE COLLEGE HIGH SCHOOL PROGRAM**

PROGRAM NAME	Kennedy Middle College Program
PARTICIPATING SCHOOL DISTRICT	Corona/Norco Unified School Districts
YEAR PROGRAM STARTED	2005
NO. STUDENTS IN THE PROGRAM	549
NO. UNITS TAKEN BY EACH STUDENT	6 units per primary term; 3 units per summer/winter 12 - 18 units per year
ACADEMIC GOAL	High school plus additional RCC units/degree
FUNDING SOURCE	General Fund
ACADEMIC FOCUS	UC-CSU transfer ready; vocational education certificate

**RIVERSIDE CITY COLLEGE
EARLY COLLEGE HIGH SCHOOL PROGRAM**

PROGRAM NAME	Rubidoux Early College High School
PARTICIPATING SCHOOL DISTRICT	Jurupa Unified School District
YEAR PROGRAM STARTED	2005
NO. STUDENTS IN THE PROGRAM	Fall 2010: 60; Spring 2011: 53
NO. UNITS TAKEN BY EACH STUDENT	6 units per term; 12 units per year
ACADEMIC GOAL	High school completion approximately 24 college units
FUNDING SOURCE	General Fund
ACADEMIC FOCUS	Health care related professions

**MIDDLE AND EARLY HIGH SCHOOL COLLEGE PROGRAMS
RIVERSIDE COMMUNITY COLLEGE DISTRICT**

	MORENO VALLEY COLLEGE	MORENO VALLEY COLLEGE	NORCO COLLEGE	RIVERSIDE CITY COLLEGE
PROGRAM NAME	Middle College High School	Nuview Bridge	Kennedy Middle College Program	Rubidoux Early College H.S.
PARTICIPATING SCHOOL DISTRICT	Moreno Valley Unified Val Verde Unified	Nuview Charter High School	Corona/Norco Unified School District	Jurupa Unified School District
YEAR PROGRAM STARTED	1999	2005	2006	2005
# STUDENTS IN THE PROGRAM	125 students per year maximum	250	549	80 students per term (maximum) Fall 2010: 60 students Spring 2011: 53 students
# UNITS TAKEN BY EACH STUDENT	approximately 10 units per term	3-10 units per term	6 units per primary term/3 units per summer/winter 12 - 18 units per year	6 units per term 12 units per year
ACADEMIC GOAL	High school completion; 40-50 units of college credits	High school graduation readiness and college credits	High school graduation plus additional college units/degree	High school completion approximately 24 college units
FUNDING SOURCE	California Community College Grant and General Fund	General Fund	General Fund	General Fund
ACADEMIC FOCUS	College transfer education	Health science, early childhood studies, arts, computer technology	UC-CSU transfer ready/ vocational education certificate	UC-CSU Transfer & General Education Health care related professions

Agenda Item (IV-C-1)

Meeting	8/2/2011 - Committee/Regular Board
Agenda Item	Planning and Operations (IV-C-1)
Subject	Review and Design Selection for Culinary Arts Academy and District Office Building
College/District	District
Funding	n/a
Recommended Action	It is recommended that the Board of Trustees select and approve the facade design for the Culinary Arts Academy and District Office Building; and authorize the project to proceed with building design.

Background Narrative:

On April 22, 2010, the Board of Trustees was presented with a conceptual design and plans for the Market Street Properties located in downtown Riverside. The Board of Trustees directed staff to proceed with plans for constructing a new building, combining the Culinary Academy and District Office at the corner of Market Street and University Avenue. On June 15, 2010, the Board of Trustees approved a tentative project budget for the Culinary Arts Academy and District Office Building project in the amount of \$23,043,996 using District/Riverside City College Measure C funds. Also approved was an architectural agreement with LPA in the amount of \$1,853,192 for design of the project.

Staff and LPA architects now provide a design presentation (Exhibit A) focused on the new façade of the Culinary Arts Academy and District Office Building project for the Board's review and selection.

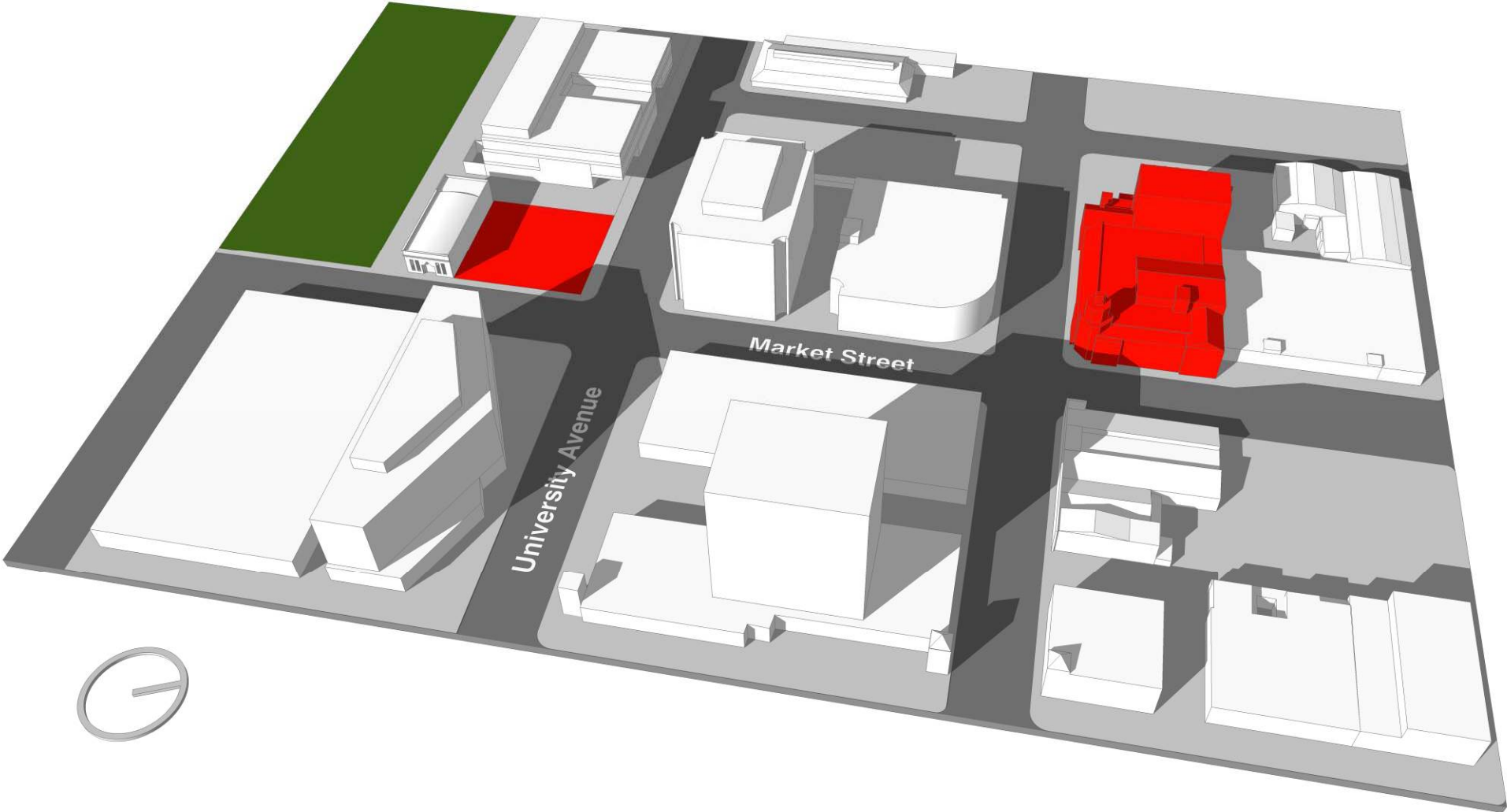
Prepared By: Orin Williams Associate Vice Chancellor, Facilities Planning & Development

Attachments:

[Culinary Academy/District Office Building - Exhibit A](#)

introduction

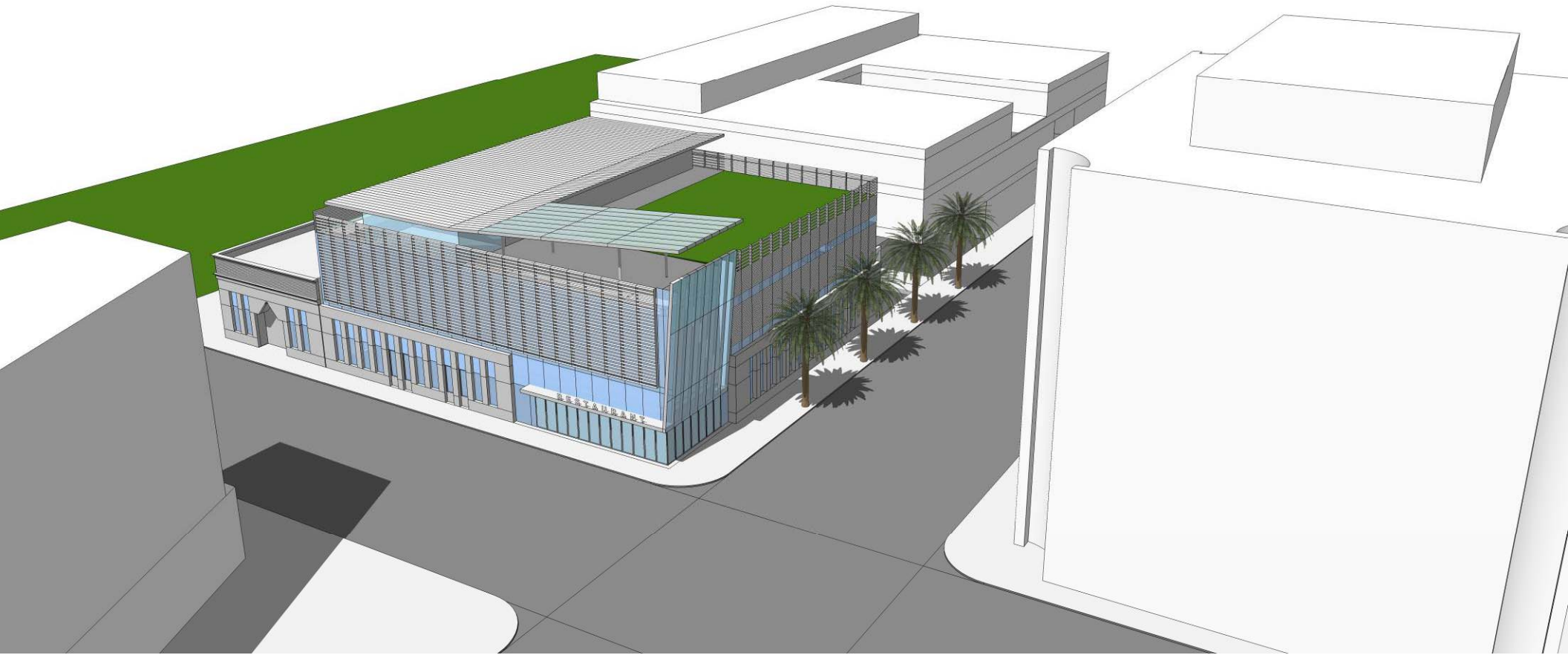
3 options



option 1



full cover canopy



retracted canopy



retracted canopy



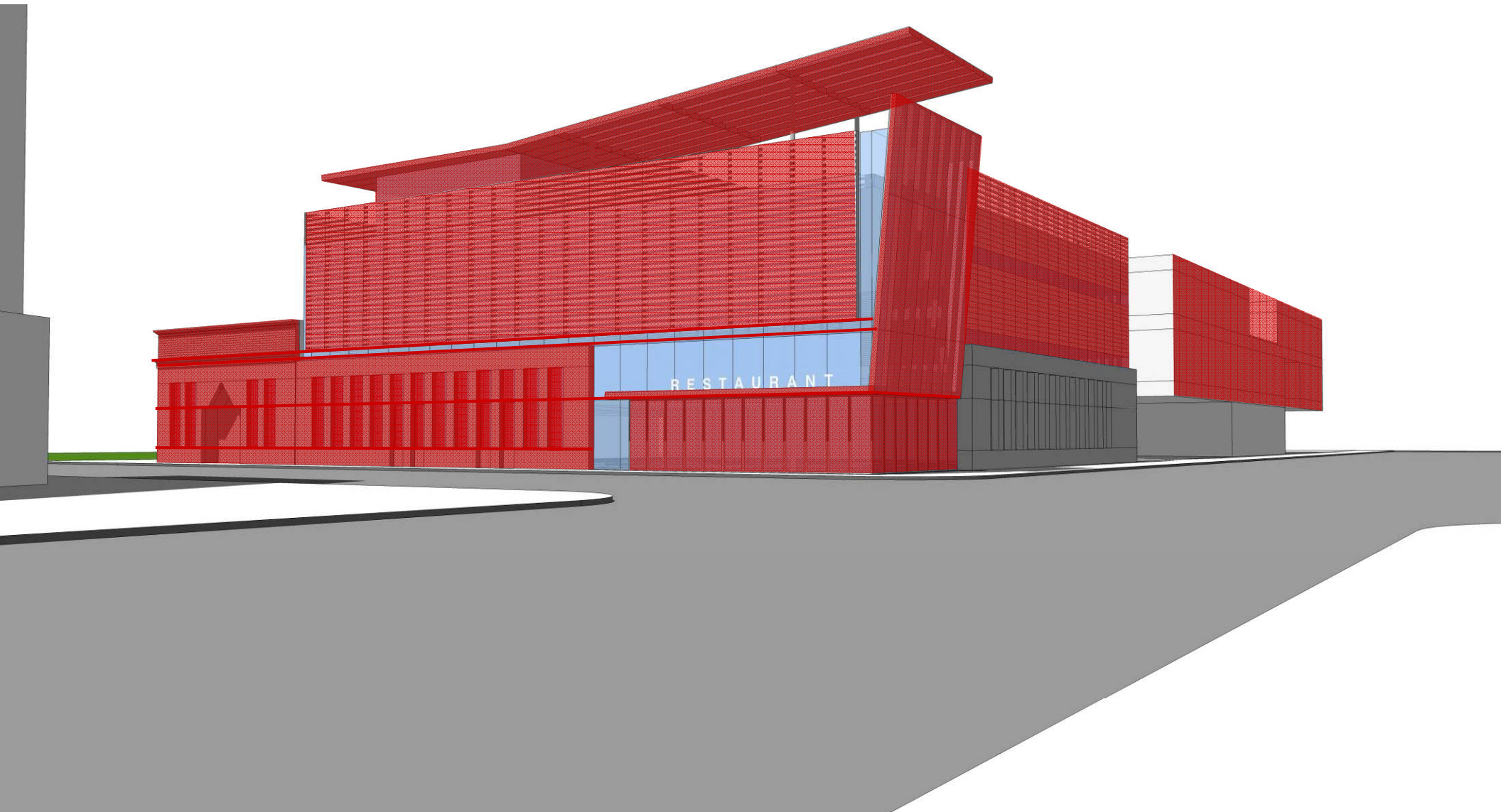
corner view



corner view



corner view



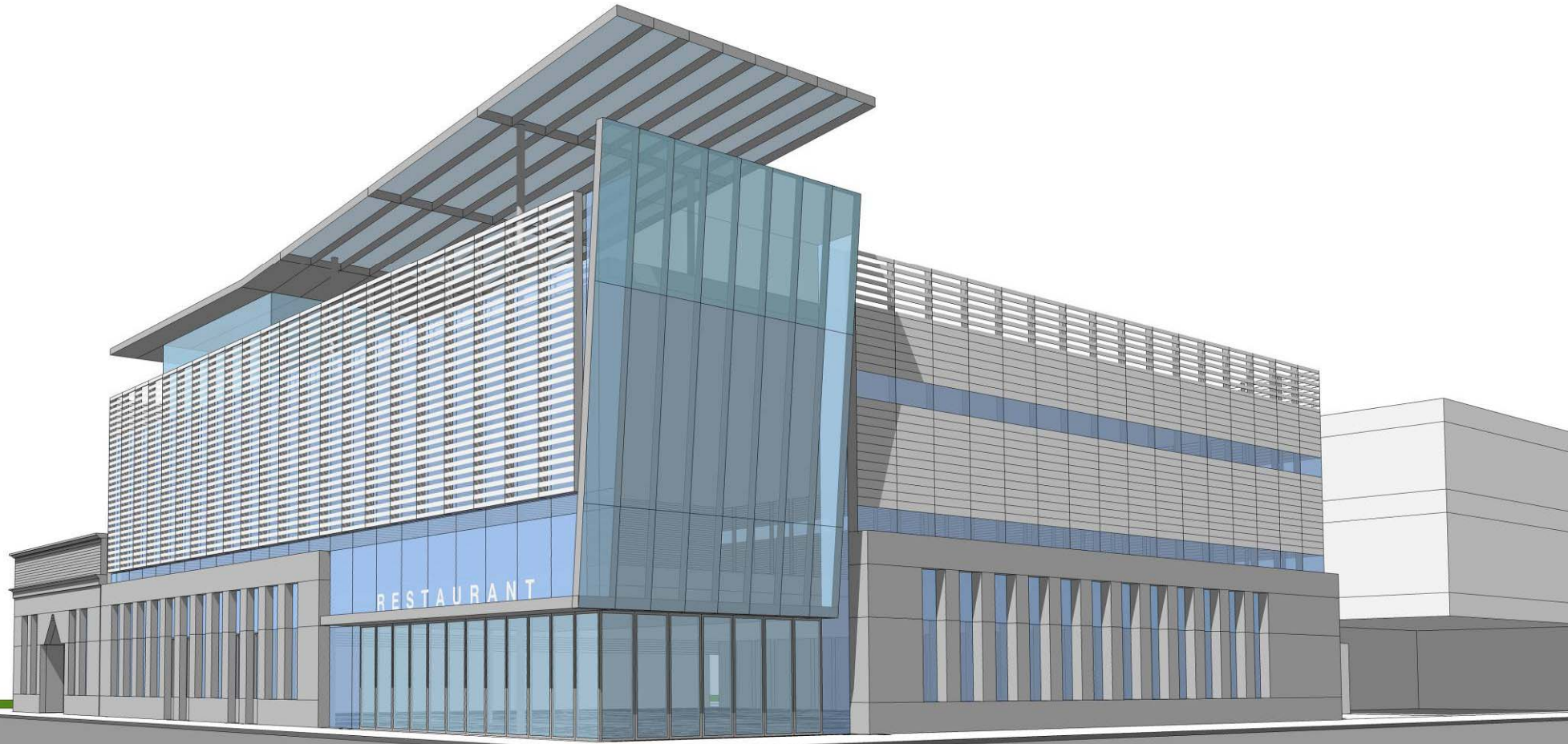
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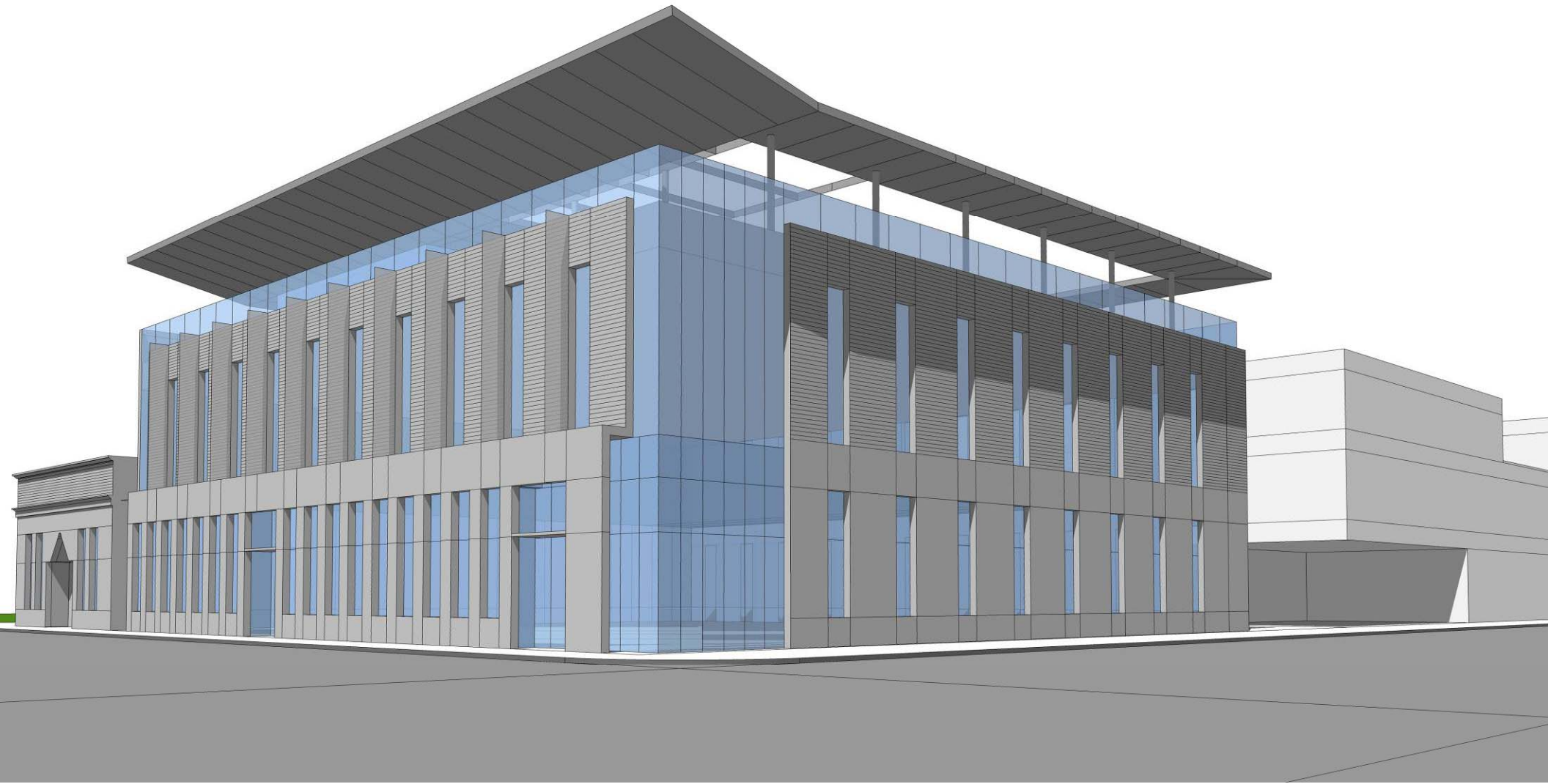
Market Street



Market Street

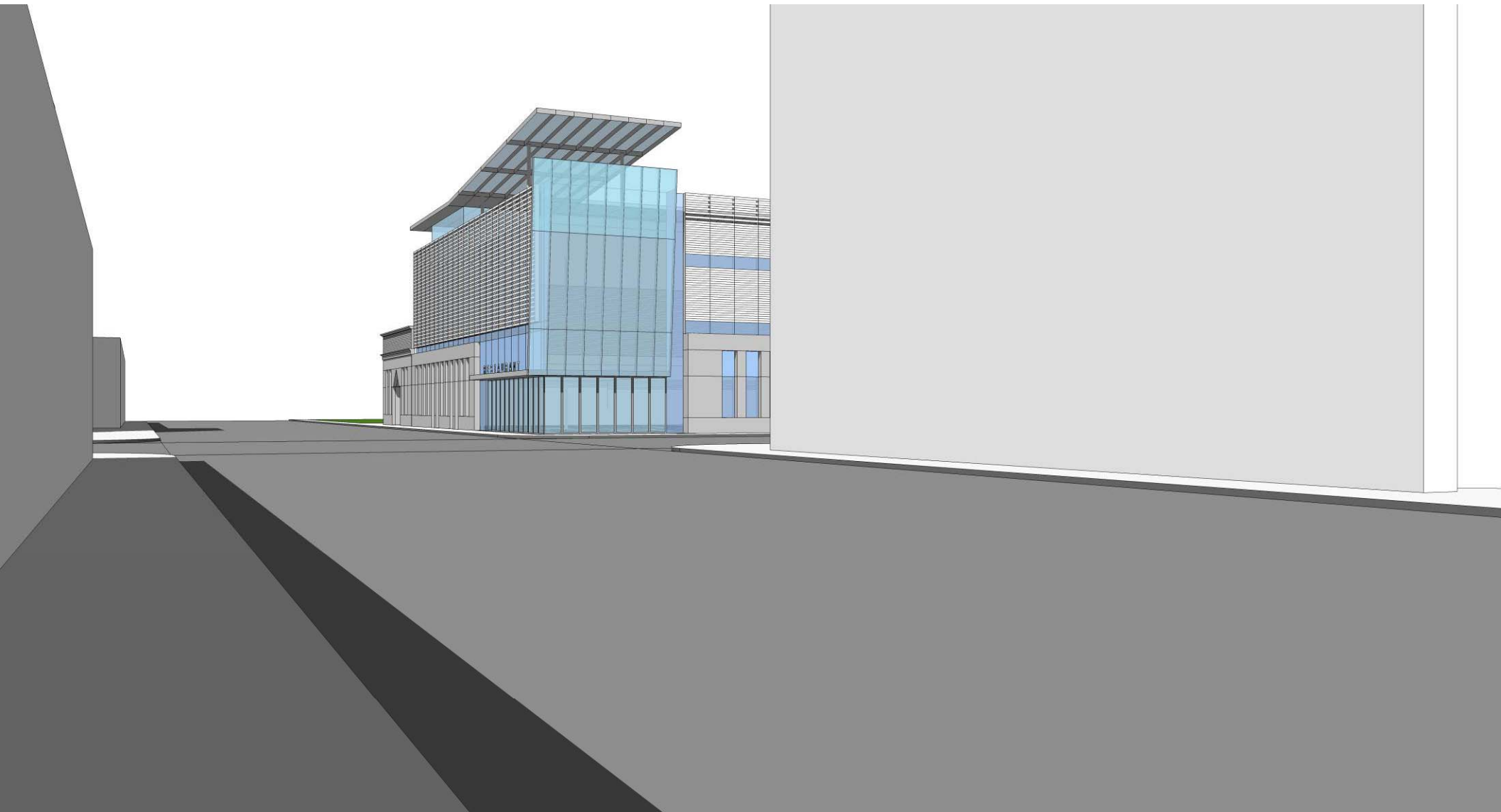


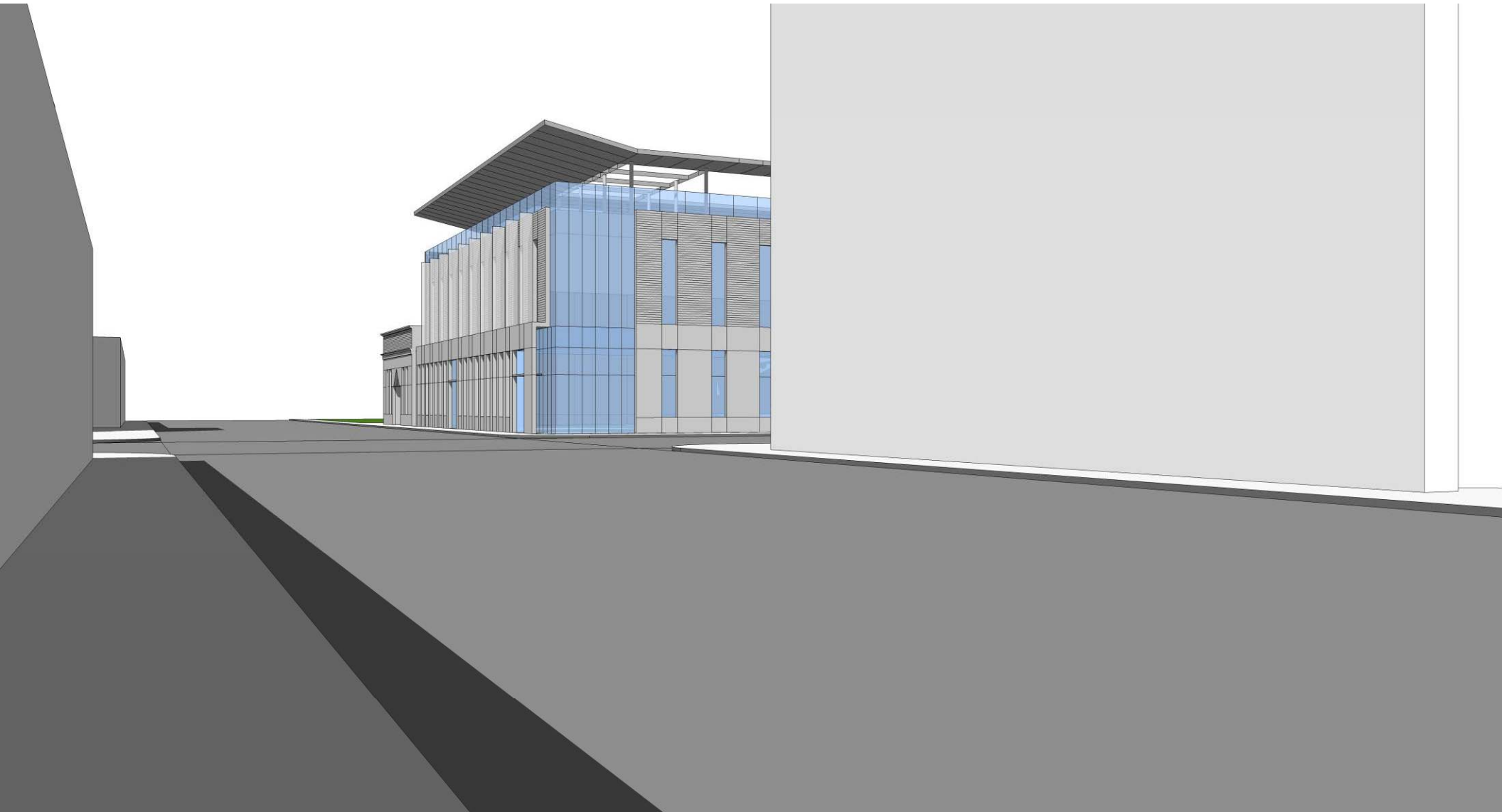
Market Street



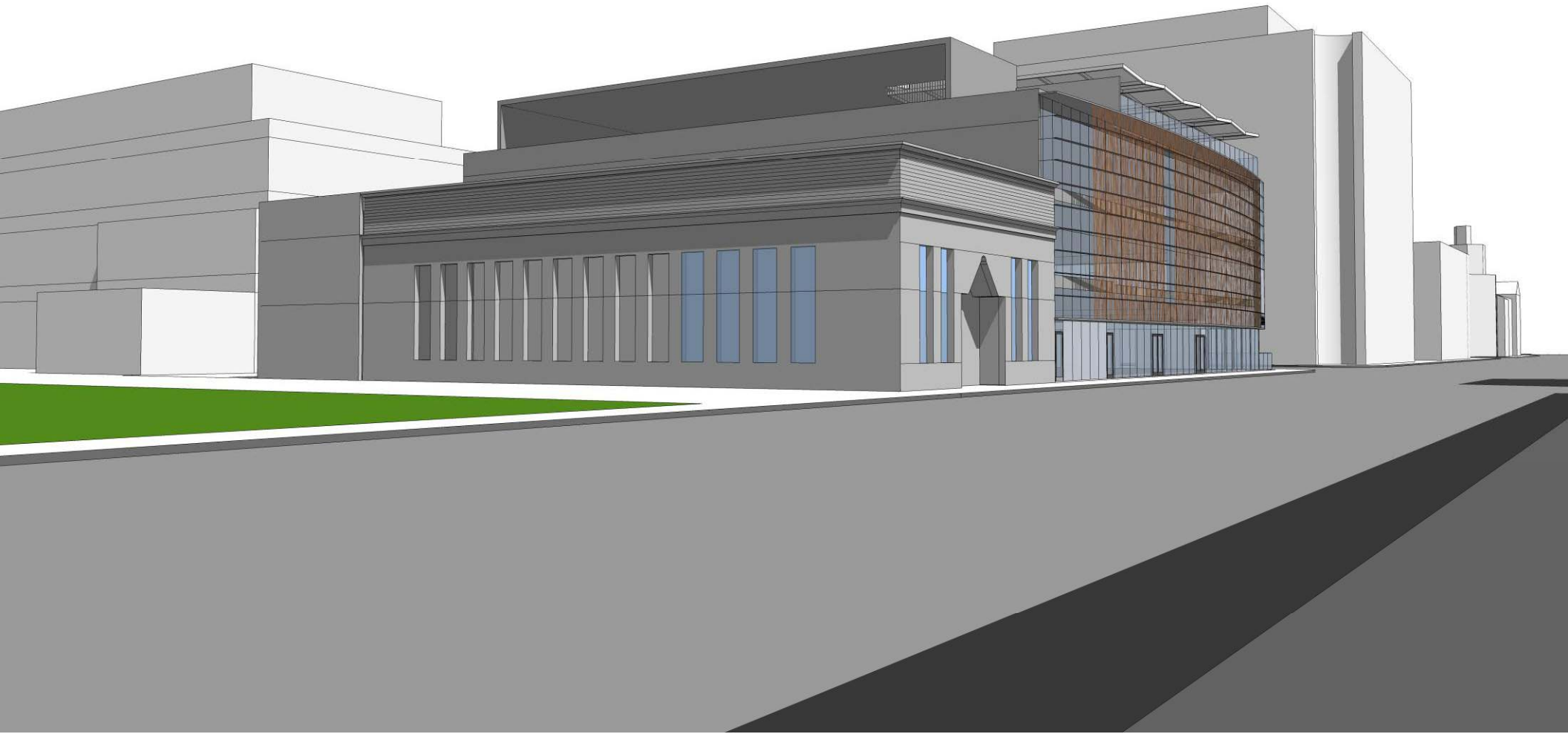


Market Street





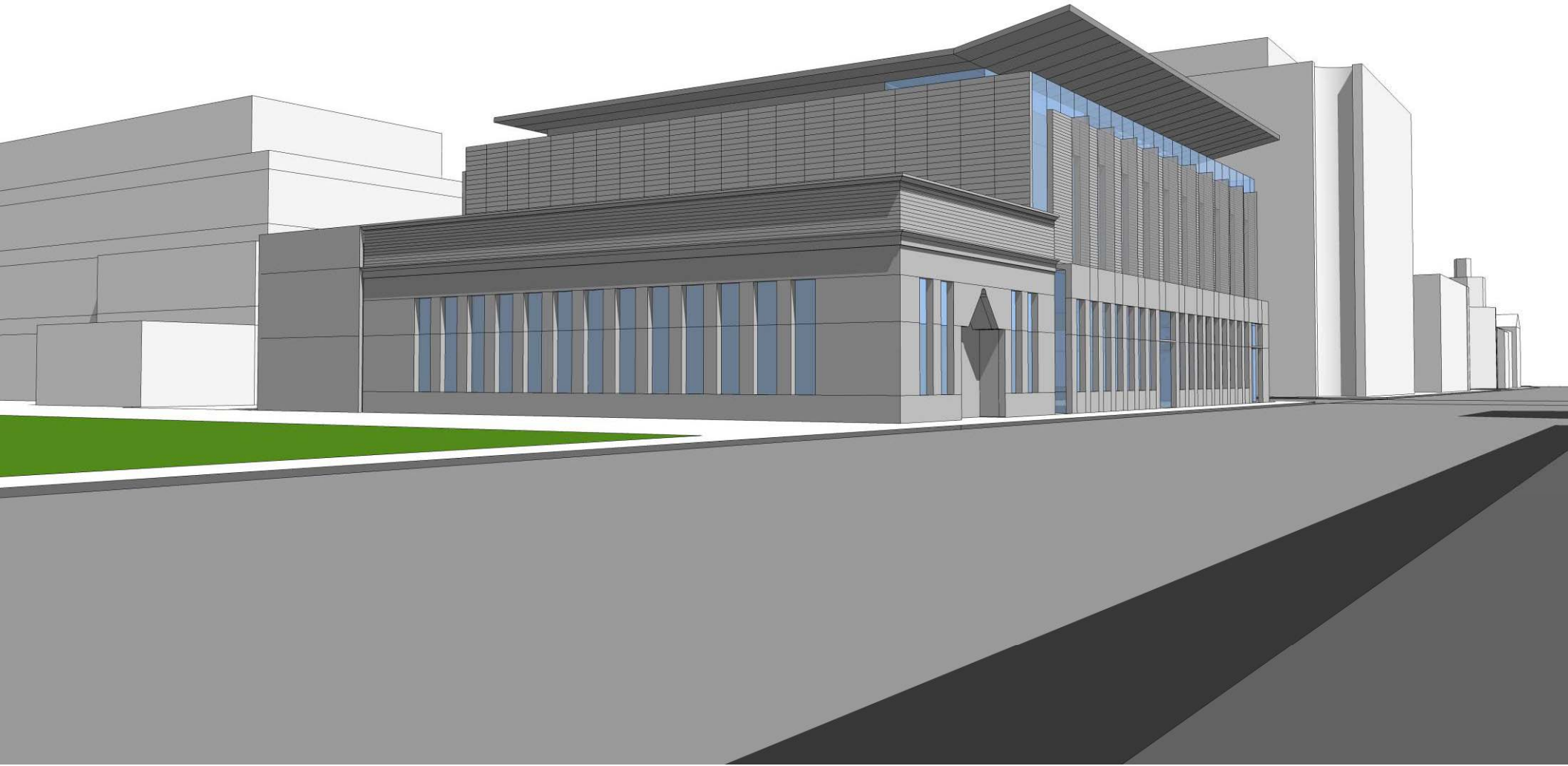
Market Street



Market Street



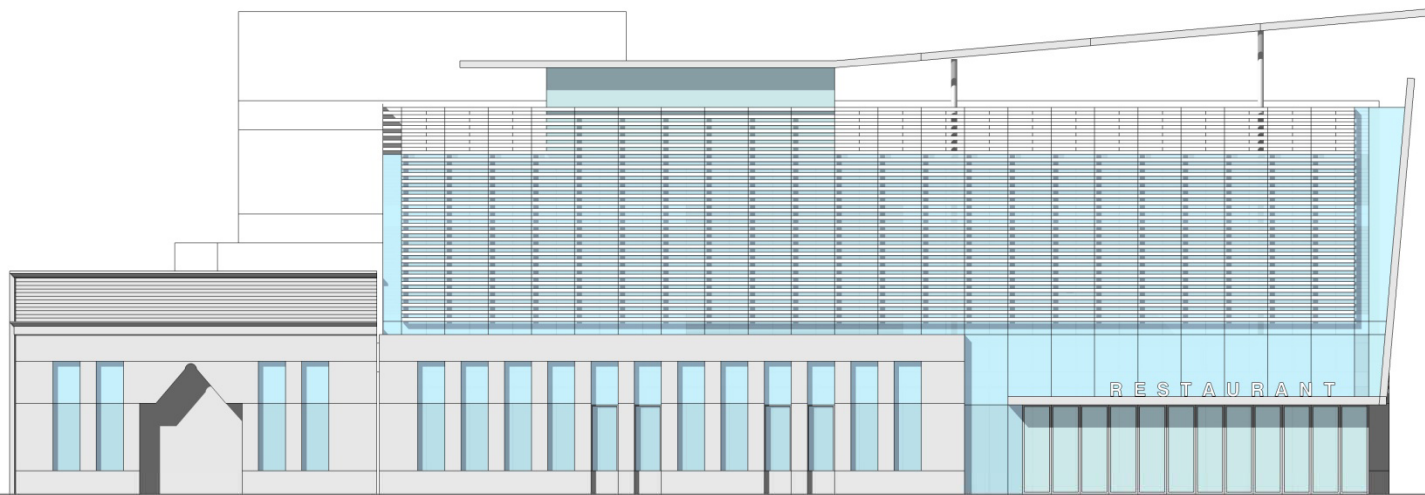
Market Street



Market Street elevation



Market Street elevation



Market Street elevation



University Avenue elevation



University Avenue elevation



University Avenue elevation



Agenda Item (IV-E-1)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Resources (IV-E-1)
Subject FY 2011-12 Budget Update
College/District District
Information Only Report for information only

Background Narrative:

At the August 2, 2011, Resources Committee meeting, staff will lead a discussion of the FY 2011-12 State Budget for the California Community Colleges and the implications thereof for RCCD. To facilitate this discussion, attached are two documents for the Committee's review:

1. "July 2011 Update: Enacted Budget" prepared by Dan Troy, Vice Chancellor for Fiscal Policy in the State Chancellor's Office; and
2. "The FY 2011-12 State Budget for the CCC" prepared by District staff

Additionally, in accordance with Title 5, Section 58300, we must indicate the date, time and location at which the Board will hold a public hearing concerning the Final Budget proposal. This date was originally set for September 20th when the Board approved the Tentative Budget, as at that point in time, it appeared the State might again have a late budget. Also, and pursuant to Title 5, Section 58301, the Final Budget proposal must be made available for inspection three (3) days prior to the public hearing, which thus was also set in June for September 15th. We planned to use the Office of the Vice Chancellor, Administration and Finance, for this purpose, and this location would not be changed. However, now that we have a State budget, we must determine new dates for the public hearing and public inspection, as per Title 5 said public hearing must occur on or before September 15th. Finally, we will, as is customary, publish this information in [The Press Enterprise](#).

Prepared By: Jim Buysse Vice Chancellor, Administration & Finance

Attachments:

[20110802_Budget Update_backup1](#)

July 2011 Update: Enacted Budget

The budget process began with a call for compromise and hope for an expedited agreement to allow the public to vote on tax extensions and other major reforms. It ended with a majority-vote budget featuring deep program cuts, deferred payments, assumptions of higher revenues, and the threat of mid-year trigger cuts.

Using the authority provided by the voters through Proposition 25 (November, 2010), the Legislature passed the 2011-12 Budget Act (SB 87) with a simple majority rather than the 2/3rds vote that had been required for the past several decades. The plan solves what was identified in January as a \$26.6 billion gap through major program reductions, borrowing and transfers, and an assumption of major revenue gains beyond what had been estimated in January. The following represents the Legislative Analyst's summary of the major solution categories:

- \$11.1 billion in expenditure reductions
- \$11.8 billion in baseline revenue adjustments
- \$2.9 billion in borrowing, shifts, and fund transfers
- \$1 billion in new revenue changes (e.g., new and extended fees, revenue collections)
- \$0.5 billion in local realignment revenue impacts

The final budget assumes General Fund expenditures of \$85.9 billion, a decrease of \$5.5 billion from the 2010-11 fiscal year. Even with all of these actions, the Department of Finance preliminarily anticipates a 2012-13 deficit of \$3.1 billion, though there are many moving pieces to account for in this estimate.

Higher Revenues and Trigger Cuts

On top of \$6.6 billion in new revenue estimated by the Department of Finance at the May Revise, the final budget assumes an additional \$4 billion in revenue to help close the gap. This optimism is based in part on the fact that tax receipts for May and June were running about \$1 billion higher than estimates, giving rise to hopes of an economy improving faster than anticipated, though primarily through gains made by high income earners.

To allay concerns that the revenues will not match assumptions, the budget includes a control section giving the Director of Finance authority to reduce appropriations as specified below upon a finding by December 15th that revenues are not keeping pace with budget assumptions.

- Tier 0 – There will be no midyear cuts if at least \$3 billion of the \$4 billion of the higher revenues materialize.
- Tier 1 – If only \$2 billion to \$3 billion of the revenues materialize, up to \$601 million in midyear cuts could be enacted. These actions would include an additional \$100 million reduction to each of UC and CSU and a \$30 million General Fund reduction to the California Community Colleges offset by an increase in fees to \$46 per unit.
- Tier 2 – If less than \$2 billion of the revenues, over \$1.8 billion in cuts could be meted out to K-14. Specifically, K-12 could see the elimination of transportation funding (\$248 million) and a

reduction of funding equivalent of 7 school days (\$1.5 billion). The California Community Colleges could receive a reduction to apportionments of up to \$72 million beyond the Tier 1 cuts. These reductions would be proportionate to revenue estimates.

Education Highlights

Proposition 98 - The budget funds Proposition 98 at \$48.6 billion. Total funding for programs generally included within Proposition 98 remained relatively flat year-over-year (\$49.7 billion was provided in the 2010-11 fiscal year), but over a billion in funding for child care programs is provided outside of Proposition 98 in the 2011 Budget Act. The budget also reflects other major changes to the Proposition 98 minimum guarantee, including a \$222 million increase to reflect the shift of mental health services to school districts, a \$578 million increase to ensure the minimum guarantee is not impacted by the shift in motor vehicle fuel revenues, and a decrease of \$1.7 billion to reflect Redevelopment Agency remittances.

K-12 - The major funding adjustment for K-12 was a new deferral of \$2.1 billion and the shift in funding for mental health services from counties to local education agencies, as referenced above. The budget also eliminated the Office of the Secretary of Education and funding (federal) for the CALTIDES data system.

Trailer legislation extended recent flexibility related to categorical program spending, class size reduction penalties, deferred maintenance, and sale of surplus property, and some other areas. Provisions adopted as part of the final budget agreement created controversy by requiring districts to project the same level of revenue in 2011-12 as in 2010-11 and to maintain staffing and program levels commensurate with the 2010-11 fiscal year.

Higher Education - Higher education did not fare well in the budget. A total of \$1.7 billion was cut from higher education, including \$650 million each from UC and CSU, as well as \$400 million from the California Community Colleges (more detail on the CCCs below). The budget reflects savings of \$100 million related to annual CSAC verification that Cal Grant renewal recipients do not exceed income and asset ceilings, and an additional \$10.7 million is eliminated to reflect the prohibition of Cal Grant participation by institutions that fail to meet specified student loan default rates. Additionally, the Governor eliminated General Fund support for the California Postsecondary Education Commission.

California Community Colleges

The major changes to the CCC budget are as follows:

- \$400 million cut to base apportionments.
- \$110 million in increased fee revenue owing to an increase in fees from \$26 to \$36 per unit. This revenue mitigates the base cut for a net apportionment reduction of \$290 million (about 4.9%).
- \$129 million in new deferrals, bringing the total deferrals for CCCs to \$961 million (about 17% of the budget).

- The new suspension of two mandates: 1) Sexual Assault Response Procedures and 2) Student Records.
- An extension of categorical funding flexibility through the 2014-15 fiscal year.
- No funding was provided for either growth or COLA.
- No restoration of the categorical program reductions that were enacted in the 2009 Budget Act.

Similar to language included in the Budget Act of 2009, the \$290 million net reduction will be allocated as a workload reduction and with the Legislature expressing intent that community college districts will prioritize courses relating to transfer, career technical education, and basic skills.

Risks

The Budget contains several risks for the California Community Colleges:

Midyear Triggers – The largest risk is the threat of midyear trigger actions if revenues do not materialize at the levels assumed in the budget. While midyear cuts cause hardship under any circumstances, the Chancellor’s Office is especially concerned about the possibility of a fee increase that would occur just prior to the spring term. This would impose a last minute unexpected cost for students and would be extremely difficult for districts to administer. We are working with the Legislature on alternatives to this potential trigger action.

Fee shortage – Based on preliminary figures for the 2010-11 fiscal year, we believe there has been an increase in the percentage of waivers granted to students. The fee collections estimated by the Department of Finance do not appear to adequately account for this growth as they rely upon actual figures from the 2009-10 fiscal year. We believe a conservative estimate of the shortage is approximately \$25 million. This would represent a deficit in the apportionments unless mitigated by other factors (e.g., higher than estimated property tax).

Recovery? – The budget assumed a whopping \$11.8 billion in revenues in excess of what was estimated in January. While a large chunk of this is based on actual current year tax receipts, it is difficult to square these figures with other troubling economic indicators, such as slow job growth. We can hope the worst is over, but we can’t assume that is the case.

Conclusion

The Governor and the Legislature were faced with few good choices to close a \$26.6 billion fiscal gap. While Proposition 25 gave the majority Democrats the opportunity to pass a budget without Republican support, it did not give them the same authority to raise revenues. Given that, they saw few better options other than to cut and to employ some smoke and mirrors. While it may be easy to deride some of the choices made in the budget, it should be noted that the changes implemented in budget have reduced the estimated 2012-13 shortfall from \$19 billion to about \$3 billion. We may not like all of the choices made, but it’s certainly the case that progress was made toward putting the budget back into balance. Hopefully, the revenue growth seen during the first part of this year will carry forward into the future, so we can begin to reinvest in higher education.

THE FY 2011-12 STATE BUDGET
FOR
THE CCC

Note: Please be advised that the numbers herein as they pertain to RCCD are estimates, as we have not yet received anything from the State relative to district-by-district allocations. It is possible that we will not receive this information until as late as August 17 when a budget workshop is scheduled.

Overview of the State Budget:

- \$11.1 billion in expenditure reductions
- \$11.8 billion in baseline revenue adjustments (remember, this is without tax extensions, so pray that the stock market remains in good order, because without capital gains taxes, the State budget is toast)
- \$2.9 billion in borrowing, shifts and fund transfers
- \$1.0 billion in new revenue changes (e.g., new and extended fees, revenue collections)
- \$0.5 billion in local realignment revenue impacts
- Note: \$1.7 billion in solutions is associated with redevelopment, and this “solution” may be tested in court.
- If all this works, the State still has a \$3.0 billion shortfall looking into FY 2012-13.

The CCC Budget:

- The “new” revenues are a plus for Prop 98, though there is concern as to whether they will in fact be realized (see note above)
- If not, we have a set of ticking time bombs, aka Tiers 0, 1 and 2
- Tier 0...no midyear cuts if at least \$3 billion of the \$4 billion of new revenues materialize (Why \$4 billion and not \$11.8 you might ask? Because the \$4 billion is what they needed to add to get a balanced budget when they ran out of time. So, about 15% of the overall State budget problem was solved by adding this sum to revenues at the proverbial 11th hour. It would seem they didn't even believe it themselves or they wouldn't have created tiers.
- Tier 1...If only \$2.0-3.0 billion is realized, there will be a \$30 million hit to the CCC, but this will supposedly be offset by a mid-year 28% increase in the enrollment fee. If past experience is any guide, this will be end up being a deficit factor (i.e. budget cut). For RCCD, it would amount to some \$600-750K. (Note: There will be an attempt by the CCC to mitigate the implementation of this fee, but success here is problematic.)
- Tier 2...If there is less than \$2.0 billion realized, then the CCC would take a hit of up to \$72 million. Our share would be in the range of \$1.44-1.80 million, on top of the Tier 1 hit.

- Overall, the CCC takes a hit of \$400 million, exclusive of Tiers, in base apportionments.
- \$110 million of this reduction is offset by \$110 million in increased enrollment fee revenue derived from the \$10 per unit fee increase.
- The net impact of these two items is a \$290 million reduction for the CCC, a drop of about 4.9% which would yield a workload reduction (i.e. funded FTES) of the same percentage.
- However, there is also an apparent \$25 million overestimation of enrollment fee RCCD, this would be another hit of \$500-625K. Our hope here is that property tax revenues come in above projection to offset some or all of this shortfall.
- There is no funding for growth or COLA.
- Categorical funding flexibility is extended through the 2014-15 fiscal year. (Isn't it interesting that they jump out four years on this one. Is that some kind of subliminal message?)

RCCD

- The word on P2 for FY 2010-11 is that our growth allocation is reduced by about \$300K. If so, there's a \$600K impact on our projections, the '10-11 impact plus the fact that it carries forward in our base.
- State apportionment is about \$900K less than projected.
- Tiers 1 and 2 and the above-referenced enrollment fee shortfall loom heavily on the horizon.
- The bottom line is that it would appear that the golden handshake, which was implemented as a strategy to mitigate our projected \$10-15 million budget problem in FY 2012-13, may in fact be exhausted by the State's 2011-12 budget. Further, if all this transpires, the '12-13 problem will have deepened beyond projections.

Agenda Item (VI-A)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Closed Session (VI-A)
Subject Pursuant to Government Code Section 54957, public employee discipline/dismissal/release
College/District District
Funding n/a
Recommended Action To be determined

Background Narrative:

The Board of Trustees will consider in closed session unless open session is requested by the employee a public employee discipline, dismissal or release pursuant to the authority of Government Code Section 54957.

Prepared By: Greg Gray Chancellor

Agenda Item (VI-B)

Meeting 8/2/2011 - Committee/Regular Board
Agenda Item Closed Session (VI-B)
Subject Pursuant to Government Code Section 54957, public employee discipline/dismissal/release
College/District District
Funding n/a
Recommended Action To be determined

Background Narrative:

The Board of Trustees will consider in closed session unless open session is requested by the employee a public employee discipline, dismissal or release pursuant to the authority of Government Code Section 54957.

Prepared By: Greg Gray Chancellor

Agenda Item (VI-C)

Meeting	8/2/2011 - Committee/Regular Board
Agenda Item	Closed Session (VI-C)
Subject	Pursuant to Government Code Section 54956.8, conference with real property negotiator; properties known as APN 486-300-011, APN 486-320-007, and APN 486-310-032. Agency Negotiator: Chancellor Gray
College/District	District
Funding	n/a
Recommended Action	To be determined

Background Narrative:

None

Prepared By: Greg Gray Chancellor