

Arizona State Board for Charter Schools

RECEIVED

Arizona State Board of Education

1700 W. Washington St., Room 164, Phoenix, AZ 85007
(602) 364-3080 Fax (602) 364-3089
www.asbes.az.gov

APR 08 2011

CHARTER HOLDER STATUS AMENDMENT REQUEST

(Charter Holder Name) Maricopa County Community College District (CTDS) 078743000

(Charter Holder Mailing Address) 2411 West 14th Street

(City, State) Tempe (Zip) 85281-6942

(Charter Representative's Name) Margaret E. McConnell

(Phone Number) 480-731-8888 (Fax Number) 480-731-8890

Failure to submit all required documentation will result in the Amendment Request being returned without being processed. Faxed copies will not be accepted. Please send originals.

Check appropriate box(s)

- Change in legal status of the Charter Holder
Change in entity name of the Charter Holder
Change in ownership of the Charter Holder (for-profits only)
Other (please explain) Change in school site name.

Included are the following:

- Board minutes approving the change (If the body is subject to Open Meeting Law, minutes must comply with ARS §38-431.01)
Copy of amendment to Articles of Incorporation filed with the Arizona Corporation Commission
Provide information regarding any payment, benefit or consideration received or to be received by any party in the transition.
Additional materials may be requested as required by the type of request

The Arizona State Board for Charter Schools and Maricopa County Community College District (Charter Holder), herein agree to amend the terms of the charter contract as follows:

FROM: Maricopa County Community College District on behalf of Teacher Preparation Charter High School

TO: Maricopa County Community College District on behalf of Phoenix College Preparatory Academy

In witness whereof, Charter Holder has signed this contract amendment as of this 7 day of April 2011, and the State Board for Charter Schools has signed this contract amendment as of this \_\_\_ day of \_\_\_, 20\_\_\_, to take effect at such time as it is signed by both parties.

Margaret E. McConnell
Charter Representative Signature

Representative Signature for the Arizona State Board for Charter Schools



**MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT  
GOVERNING BOARD  
MARCH 22, 2011**

**MINUTES**

An executive session and regular meeting of the Maricopa County Community College District Governing Board was scheduled to be held at 5:30 p.m. at the District Support Services Center, 2411 West 14th Street, Tempe, Arizona, pursuant to A.R.S. §38-431.02, notice having been duly given.

**PRESENT**

**GOVERNING BOARD**

Randolph Lumm, President  
Doyle Burke, Secretary  
Don Campbell, Member  
Dana Saar, Member  
Debra Pearson, Member

**ADMINISTRATION**

Rufus Glasper  
Maria Harper-Marinick  
Debra Thompson  
George Kahkedjian  
Steve Helfgot  
Nikki Jackson  
Anna Solley  
Lee Combs  
Paul Dale  
Shouan Pan  
Joyce Elsner  
Ernie Lara  
Janet Langley for Gene Giovannini  
Chris Bustamante  
Jaci Askins for Linda Lujan  
Jan Gehler  
Alberto Sanchez for Velvie Green

**CALL TO ORDER**      The regular meeting was called to order at 6:30 p.m.

**EXECUTIVE  
SESSION**              The executive session was called to order at 5:30 p.m.

**PLEDGE OF  
ALLEGIANCE**        The assembly pledged their allegiance to the United States of America led by Governing Board Member Debra Pearson.

**CLASS  
ACKNOWLEDGEMENTS**      There were no classes present.

**SUBSTITUTIONS**      There was three substitutes this evening.

**CITIZEN'S INTERIM** The following citizens came forward.

Kelly Storie, residential faculty at Phoenix College, came forward to request that the non-renewal of her teaching contract being considered this evening be held up until the allegations could be investigated.

Ryne O'Reilly came forward on behalf of the Associated Students Organization at Mesa Community College who had supported a resolution in favor of the tuition increase being considered this evening. (Copy of resolution included with these minutes.)

Will Moore, speaking on behalf of the Valley Interfaith Project (representing 40 churches, synagogues, and other institutions here in Maricopa County), thanked the Community College District for partnering with them on the Arizona Career Pathways Project, an effort to identify and assist people who want to become trained workers in certain healthcare occupations. Secondly, he addressed the budget and revenue issues that the College District faces due to state funding cuts, as well as the economic recession. He went on to state that his organization supported the District's proposal to increase student tuition and increase the college property tax which are necessary in order to maintain the essential educational services that the College District provides to the community.

W. Douglas Thorpe, JD, came forward on behalf of Laona Burk, residential faculty at Glendale Community College, whose recommendation for non-renewal appeared on tonight's agenda. He requested that this be removed from the agenda to hear further evidence on this issue.

**BOARD MEMBER  
REPORTS**

Governing Board Member Doyle Burke reported on the luncheon held earlier in the day sponsored by the Arizona Small Business Development Center which had very encouraging and heartwarming for him. He stated he was very proud of what the small business centers were doing.

Governing Board Member Dana Saar thanked the Presidents of Mesa Community College and Scottsdale Community College for their efforts in putting together groups of students who engaged in conversation with him regarding their thoughts on class credit loads and tuition.

Governing Board Member Debra Pearson commented that she also had been fortunate to attend the luncheon earlier in the day and had the pleasure of sitting with a math teacher who one day will become another Bill Gates. She complimented the Marketing Department on the new Maricopa website which has incorporated students and is very well done.

Governing Board Member Dr. Don Campbell requested that Rio Salado College President Dr. Chris Bustamante elaborate more on the invitations extended to Luke Days this past weekend. Dr. Bustamante indicated that because of their presence at Luke Air Force Base, he had been afforded the opportunity to invite Board Members and Members of CEC to be in the Commander's Tent for which he was most appreciative.

Governing Board President Randolph Lumm stated he had visited with the Glendale Community College Faculty Senate and also had the opportunity to tour potential land being considered for purchase by GateWay Community College. He indicated he had also been able to attend the Luke Days on Saturday and was proud to be an American and see the air show.

**CHANCELLOR'S  
REPORT**

Chancellor Glasper congratulated SCC President Dr. Jan Gehler on being among one of twenty-five women being honored in March by the Arizona Business Journal for their professional accomplishments, leadership and community involvement. Dr. Glasper also indicated that on this evening's new employments was the recommendation of Dr. Shari Olson as President of South Mountain Community College which he hoped would receive favorable approval. Lastly, Dr. Glasper approached the podium and provided a report on Governing Board Policies and Next Steps. He indicated that now that the Governing Board had adopted its policies and Ends or Outcomes Statements, it would now be necessary for the Board to approve metrics for the Outcomes and Interpretations for the Chancellor Limitations. The metrics and interpretations would then be used by the Board to evaluate the Chancellor. (A copy of this report is included with these minutes.)

The Chancellor called upon Alberto Olivas, Director of the Center for Civic Participation, to come forward and present information pertaining to the 2011 Redistricting Process. He provided the following information:

- MCCCDC colleges will be the official sites for public hearings on the county redistricting process
- Every 10 years, county districts are redrawn similar to the state's leg and congressional districts. These include the County, Colleges & Special Health Care Dist (MIHS)
- Round 1 of the public hearings will be in April, Round 2 in Aug-Sep
- In October maps will be sent to USDOJ and should be finalized in December
- One key goal is to have districts of roughly the same population size
  - Total county population (3.8M) divided by 5
  - Goal for each district approx. 763K
  - District 1 about 35K over the target, expect it to be

- smaller
- District 2 **under** by about 97K fewer than target, will get bigger
- District 3 **significantly under** by about 118K fewer the goal pop, will definitely be larger
- District 4 **significantly over** the target by about 171K, expect to be noticeably smaller
- District 5 very close to target, over by just over 9K, not significant size change
- 9 public hearings have been scheduled in April, and we expect to have GCC, SCC and GWC scheduled tomorrow by the County's press conference
- Educational & Promotional efforts:
  - County media strategy
  - Chancellor Glasper will announce to district,
  - College presidents will promote to their community advisory groups,
  - Student clubs, employee policy groups and constituency groups, retirees
  - MIHS Board outreach
  - Developing K12 & college curriculum / course modules on the redistricting process

**SECRETARY'S  
REPORT**

There was no report.

**STUDENT LIFE  
REPORTS**

There were no reports.

**FACULTY REPORT**

Faculty Executive Council President Harold Cranswick came forward and provided the following remarks:

*"President Lumm, members of the Governing Board, Chancellor Glasper, members of CEC, and guests.*

*Let there be no doubt that faculty continue to express serious concerns about allowing firearms to seep into the arteries of our campuses. It is our hope that ever increasing numbers of faculty, administrators and concerned Maricopans will contact their legislators about this very important issue.*

*However, on a more positive note, tonight's message to the Board focuses on a topic of great importance to our students not just during the spring when scholarship opportunities abound but throughout the year. I am speaking of the charitable arm of the Faculty Association known as the Faculty Foundation. The Faculty Foundation was started three years ago as an independent organization to address the unmet needs of students.*

*To date, the Faculty Foundation efforts have been focused on responding to students who find themselves in emergency situations. Let me read a recent message from the Faculty Foundation that was sent to all faculty members:*

*“The Maricopa Colleges Faculty Foundation was created by the Faculty Association for one purpose: to help Maricopa students in need. Students like Kiley who was nearly forced to drop out of our Dental Hygiene program because she was \$640 short of required materials for the program; or Heather whose car was vandalized and just needed \$55 to purchase a bus pass so she could get to campus to finish the semester; or Ana who was abandoned by her husband in the middle of the semester and needed \$300 to cover basic living expenses while she finished her classes.*

*The truth is that many of our students, through no fault of their own, are in desperate situations. All too often there is no place for them to turn and they are forced to drop out of school. And when they drop out, they rarely return.*

*But we ARE MAKING A DIFFERENCE! The Maricopa Colleges Faculty Foundation, the charitable arm of the Faculty Association, is giving students like these a second chance. As an independent 501(c)3 charitable organization we can help when no one else can.”*

*So, while faculty continue to work on a number of important academic issues, we are also busy assisting students in a variety of other ways to help them achieve their goals. Our faculty have very graciously shared their time, energy and money through the Faculty Foundation and they have done so with a very low key approach. Perhaps it is time that every one knows about these efforts.*

*Thank you.”*

**EMPLOYEE GROUP  
REPORTS**

Michael Powell, President of the Adjunct Faculty Association, provided the following report:

*"President Lumm, Governing Board members, Chancellor and members of the CEC: The Adjunct faculty Association would like to invite you to its Spring 2011 Learning Conference. The theme of the Conference is "Multiple Engagement Strategies for the Classroom." We are hopeful for up to 150 attendees with the Conference taking place at Scottsdale Community College. The event takes place Saturday, April 2 with registration opening at 8 a.m. Executive Chancellor Harper-Marinick is serving as our opening speaker, with the Chancellor serving as our keynote luncheon speaker. Thank you for your support.*

*The issues that are important to Adjunct Faculty include:*

- *Defining Adjunct Faculty employment consistent with the actual practices in place across the District asked in the form of this question, "When are Adjunct Faculty an Employee?"*
- *Ensuring that certain employee/district protections, like indemnification, are in place.*
- *Developing training for Faculty Chairs and other Faculty responsible for supervising Adjunct Faculty at each of the Colleges is established and is consistent and meets employment law and standards.*
- *Effective and efficient communication channels, especially e-mail communications, are in place for all adjuncts.*

*We appreciate that Phil Randolph has been charged to work with us to develop incremental improvements to move us closer to these issues so that changes to other Adjunct Faculty policies and benefits, such as tuition waivers make sense. I am hopeful that real progress in these issues can be reported to you over the next three months when I complete my term as President June 30.*

*In this Maricopa Community Colleges era of One Maricopa, the AFA is striving to ensure that District and College practices and policies are aligned to generate effective teaching and learning strategies and objectives. Adjunct Faculty are keenly aware that we are employees of the District, as we have the options to work at any of the campuses that require our services. Being a model for One Maricopa principles is a major criterion that the AFA uses to guide its decision making processes with our conversation with District management. I am grateful that I and members of the AFA Board can contribute to the improvement of how learning is delivered and student success is enhanced by over 5,800 Adjunct Faculty employees that easily serve over 100,000 students. I am happy to take any questions."*

**VICE CHANCELLOR  
REPORTS**

Vice Chancellor of Resource Development and Community Affairs, Dr. Steve Helfgot, provided the following report:

*"Mr. Lumm and members of the Board. On behalf of the Maricopa*

*Community Colleges Foundation and our Board of Directors, it is my pleasure this evening to formally invite you to the 2011 Heroes of Education dinner. The event will be held on Wednesday, April 13<sup>th</sup> at the Arizona Biltmore. We will begin with a VIP reception at 5:30 p.m. followed by dinner at 7:00 and we sincerely hope that each and all of you will be able to join us. This is our sixth annual dinner and we are pleased this year to be honoring Ronnie Lopez as our 2011 Hero. Ronnie has been a leader in this community for many years and has made significant contribution in the worlds of politics and business and in social service and non-profit work, as well. He is a great friend to both our District and our Foundation. He worked tirelessly on behalf of our ACE campaign and is perhaps our ACE program's biggest fan, and he advocates for our colleges and the work that we do, every chance he gets. The Ronnie Lopez Leading with Heart Award was established by the Foundation several years ago to recognize those who like Ronnie, support our efforts without expectation of recognition or reward. And the Ronnie Lopez Leading with Heart Scholarship Endowment, provides scholarships to students who have completed one of our ACE programs and are continuing their studies at one of our colleges. In our first five years the Heroes of Education Dinners have raised nearly \$85,000 for student scholarships and we expect to add significantly to that total this year. So please complete and return the form at your places and plan to be with us, with dinner chairs Congressman Ed and Verma Pastor and with roughly 500 of our closest friends for our 2011 Heroes of Education Dinner. We look forward to seeing you on April 13. "*

**COLLEGE REPORTS**

GWC Acting College President Janet Langley introduced Dana Burns from the Maricopa Skill Center who provided an in-depth, upbeat report on the Black History Month Celebration held at their site. The activities and speakers were all very successful – so successful that it will be a “flame that will be hard to put out!” according to Ms. Burns.

Phoenix College President Dr. Anna Solley introduced Teacher Prep High School Principal David Singer who provided history on the charter high school and their intent to change the name to Teacher Prep Academy and also change the school’s mission statement.

**AADGB REPORT**

Governing Board Member Doyle Burke reported that the next meeting for this group will be in April.

**ASBA REPORT**

Governing Board Member Dana Saar reported that ASBA will be sponsoring summer workshops which he is looking forward to attending. More information on these will be provided when it becomes available.

LEGISLATIVE  
UPDATE

The following report was made by Patricia Hill, Director of State and Local Governing Relations.

*“President Lumm, Members of the Board, Chancellor Glasper, Members of CEC, and all others present:*

*“Today is the 72nd day of the session. The deadline for hearing legislative proposals in standing committees is this Friday. The exception is the Appropriations Committee which can meet following week. Appropriations is allowed to meet because bills that have a fiscal impact are additionally referred to Appropriations after they clear the standing committees. However, the Appropriations may also hear measures that do not necessarily have a fiscal impact. The Senate did pass a budget last week that calls for additional cuts to universities and K-12, beyond those included in the Governor’s budget. In terms of the community colleges, our budget is essentially the Governor’s budget, which as previously mentioned, cuts Maricopa by approximately 85 percent, reducing operating aid from about \$45.3M to \$6.9M. Our Legislative Team continues to work with our staff, other community college staff and key stakeholders to assess the impacts of legislative proposals on our operations. Also, we are working to enhance community colleges’ participation in state job training and workforce development efforts and to identify opportunities to reduce administrative burdens to help to lessen our cost of operation. You have a summary of key legislation in your board packet. I would be happy to try to answer any questions that you may have.”*

AWARDS AND  
RECOGNITIONS

There were no awards or recognitions.

APPROVAL OF THE  
ORDER OF THE  
AGENDA

President Lumm requested a motion to approve the order of the agenda.

MOTION

**MOTION No. 9786**

Board Member Dr. Don Campbell made a motion for approval of the order of the Agenda. Board Member Dana Saar seconded. Motion approved 5-0.

APPROVAL OF  
CONSENT AGENDA

President Lumm requested approval of the Consent Agenda.

The following items were included on the Consent Agenda:

**A.1. APPROVAL OF MINUTES** - approve the minutes of the February 8, 2011 Work Session, and the February 22, 2011 Regular Governing Board Meeting

**C.1. APPROVAL OF PROPOSED CURRICULUM** – approve the recommended proposals as submitted.

**C.2. APPROVAL OF 2011-2012 SABBATICAL DATE CHANGE FOR DR. ELIZABETH URSIC** - approval of a date change in the sabbatical awarded for Dr. Elizabeth Uric from Fall 2011 to Spring 2012.

**C.3. APPROVAL OF CHANGE OF NAME FOR TEACHER PREP HIGH SCHOOL AND NEW MISSION STATEMENT** - approve *Phoenix College Preparatory Academy* as the new name for Teacher Preparation Charter High School, and the school's new mission statement.

**C.4. APPROVAL OF U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, OFFICE OF THE NATIONAL COORDINATION (ONC) FOR HEALTH INFO. TECHNOLOGY, LOS TIOS HITECH COMMUNITY COLLEGE CONSORTIUM – GATEWAY COMMUNITY COLLEGE** - approve the Year 2 sub-award to GateWay Community College from the U.S. Department of Health and Human Services, Office of the Nat'l Coordination (ONC) for Health Information Technology grant, in the amount of \$375,224.00 for funding period April 2, 2011 to April 1, 2012, for the Health Information Technology (HIT) Program.

**C.5. APPROVAL OF CORPORATION FOR PUBLIC BROADCASTING COMMUNITY SERVICE GRANT (KJZZ)** - accept a grant from the Corporation for Public Broadcasting totaling \$472,468. Approval of the two-year allowable expenditure period is requested for October 1, 2010 through September 30, 2012.

**C.6. APPROVAL OF CORPORATION FOR PUBLIC BROADCASTING COMMUNITY SERVICE GRANT (KBAQ)** - accept a grant from the Corporation for Public Broadcasting totaling \$191,744. Approval of the two-year allowable expenditure period is requested for October 1, 2010 through September 30, 2012.

**D.1. APPROVAL OF CONTRACT AWARD FOR SW SKILL CENTER ROOF REPLACEMENT AT ESTRELLA MOUNTAIN COMMUNITY COLLEGE** - approve awarding a contract in the amount of One Hundred Four Thousand Four Hundred Ninety Nine and no/100ths Dollars (\$104,499.00) to Starkweather Roofing for roof repairs at the Southwest Skill Center at Estrella Mountain Community College.

**D.2. APPROVAL OF CONTRACT AWARD FOR KOMATKE HALL ROOF REPLACEMENT AT ESTRELLA MOUNTAIN COMMUNITY COLLEGE** - approve awarding a contract in the amount of One Hundred Thirty One Thousand Five Hundred Fifty and no/100ths Dollars (\$131,550.00) to Sprayfoam Southwest DBA Roofing Southwest for roof repairs at Komatke Hall at Estrella Mountain Community College Campus.

**D.3. APPROVAL OF JOB ORDER CONTRACT AWARD FOR DOME ROOM RENOVATIONS IN THE OSBORN SOUTH BUILDING AT PHOENIX COLLEGE** - award in the amount of Two Hundred Nineteen Thousand Eighty-three and 83/100ths Dollars (\$219,083.83) to Jokake Construction for renovations in the Dome Room in the Osborn South Building (OSS) at Phoenix College.

**D.4. APPROVAL OF JOB ORDER CONTRACT (JOC) AWARD FOR THE EARLY PURCHASE OF MECHANICAL AND ELECTRICAL COMPONENTS FOR THE TENANT IMPROVEMENTS TO THE BUSINESS ADMINISTRATION (BA) BUILDING AT MESA COMMUNITY COLLEGE** - award in the not to exceed amount of One Hundred Sixty Eight Thousand, Five Hundred Seventy and 0/100ths Dollars (\$168,570.00) to **SD Crane Builders, Inc.** for the early purchase of mechanical and electrical components needed to remodel the (BA) Building at Mesa Community College.

**D.5. APPROVAL OF JOB ORDER CONTRACT (JOC) AMENDMENT FOR REMODELING OF THE CENTENNIAL BUILDING AT THE DOWNTOWN MESA CAMPUS OF MESA COMMUNITY COLLEGE** - approve a contract amount in the not to exceed amount of Two Hundred Forty Thousand, Six Hundred Fifty Four and 00/100ths Dollars (\$240,654.00) to **SD Crane Builders, Inc.** to remodel a portion of the fourth floor of the Centennial Building for the Paramedic Program at the Downtown Mesa Campus of Mesa Community College.

**D.6. APPROVAL OF CONSULTANT SELECTIN FOR 2011 DISTRICT-WIDE PAVEMENT MAINTENANCE PROGRAM** - approve a contract award in the amount of One Hundred Twenty Four Thousand Nine Hundred Eighteen and no/100ths Dollars (\$124,918.00) to Terracon Consultants, Inc. to provide consulting engineering services for the 2011 District-Wide Pavement Maintenance Program.

**MOTION**

**MOTION No. 9787**

Board Member Dana Saar moved for approval of the Consent Agenda with the exception of the removal of Items V.B.1, V.B.2, V.B.3, and V.B.4 which were removed by Governing Board Member Debra Pearson. Board President Randolph Lumm seconded. Motion approved 5-0.

**B.1. CONSIDERATION OF EMPLOYMENTS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

**B.2. CONSIDERATION OF SPECIALLY FUNDED EMPLOYMENTS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

**B.3. CONSIDERATION OF SHORT TERM EMPLOYMENTS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

**B.4. CONSIDERATION OF SEPARATIONS** - approve the following personnel actions as proposed. Budget approvals have been granted and are on file for the recommended personnel actions in this item.

Discussion: Governing Board Member Debra Pearson explained that she had pulled these items because she was feeling hand-tied in the decision-making process with budget considerations. Although the students from MCC have submitted a very impressive resolution, she has received completely different comments from students and citizens. Mr. Lumm clarified that we were speaking about employment action items to which Mrs. Pearson responded that she felt the District had not explored how things could be rearranged to take full advantage of larger venues such as the performing arts centers to have larger classes. She felt that the tuition increases were the "low hanging fruit to grasp at to address budget issues" rather than exploring other strategic methods. She suggested considering combining a number of classes and using larger facilities to teach these in order to capture a greater number of students. She mentioned that she had requested that Item B.4 be pulled in order to ask General Counsel Lee Combs to speak about the two names that have been requested be removed and considered at a later date.

Governing Board Member Doyle Burke commented that larger classes in large lecture hall have been done for many years. If an instructor had three times that many students that would constitute a nine hour load and not a three hour load and that would not be good education. Not sure what would be gained by the use of using larger lecture halls and extending dollars. The other concern he had was getting into administration if we said there would be no hires at this time. If the Board evaluates the Chancellor at the end of the year, Administration has made suggestions and he is fearful that the Board would be interfering with the Chancellor to run the District. Felt these needed to be approved tonight and then discuss with Mrs. Pearson's the concerns about the budget on a long-term basis.

President Lumm asked if the Chancellor had any comments to make pertaining to these issues raised. The Chancellor responded that the

CEC had been meeting twice a month to address these issues. The District's budget had been cut by \$24 million to date and would cut the budget another \$10 million by July 1. They have identified a further \$15 million in reductions but he also gave the Presidents permission to hire additional faculty and staff as appropriate to address the 22,000 additional students we have now. The District has done a great job of managing resources and are asking the Board to approve these recommendations through this year and next fiscal year. At the point that additional cuts need to be made, these will be presented to the Board and will schedule a meeting with the Board to look at these recommendations. Managing the District on a daily basis and have made a proposal based on tuition because we are trying to have a multi-funded strategy for funding our system. We currently maintain a AAA Bond Rating from all three houses because we have had historically a three-legged stool based on state aid, local property taxes and tuition. One of those legs is about to fall off and if tuition is not approved, we are prepared to make additional cuts. We are not in an emergency situation and we do not need to over-react and start freezing positions and start micro-managing our colleges at this particular point in time. We have strategies for moving ahead and we are asking that the Board support policy governance and support our recommendations. I continue continuing to meet with employee groups for their input and in addition I have been instructed by the Board to implement 21<sup>st</sup> Century Maricopa recommendations that will have costs associated with them. They will have increased positions associated with them that will not be part of new hires or terminations that we are looking at. This is part of a bigger picture. We are going to have a reduction of \$38.5 million but there is still no need to over-react by stopping normal operating functions. He asked for the Board's support.

**MOTION**

**MOTION No. 9788**

Governing Board Member Dr. Don Campbell moved for approval of the Action Items B-1 through B-4 based upon the Chancellor's recommendations. Motion passed 4-1 (Pearson – nay)

Mrs. Pearson asked that Mr. Combs address the issue of the names that had been requested for removal. Mr. Combs explained that these names were non-renewals. The various categories of employees had defined job protections. These were employees who have been non-renewed and the policies exist for a reason and give managers a right to choose members of their teams. There is no process that will allow for investigations under these job categories. In the absence of these, the non-renewals should be supported.

**VIA.1 APPROVAL OF BOARD RESOLUTION SUPPORTING THE LONG-TERM STRATEGIC VISION AND PLAN OF ARIZONA'S COMMUNITY COLLEGES - adopt the attached**

resolution of support for the Long-Term Strategic Vision and Plan of Arizona's Community Colleges.

Chancellor Glasper explained that Arizona's ten community college districts, through the work of the Arizona Community College Presidents' Council, have completed a long-term strategic vision and plan for Arizona's Community Colleges. Ultimately, the purpose of the vision and plan is to provide a framework for improving the economic strength of our State and the quality of life for all Arizonans by accomplishing the following three goals:

Broad Access to Postsecondary Education and Training;  
Improved Student Retention;  
Greater Degree and Certificate Completion and Student Transfer.

Each of the three goals will be evaluated with metrics and baseline data and will help to measure overall productivity of the State's community college system. All measures are tied closely to the Voluntary Framework of Accountability (VFA) established by the American Association of Community Colleges (AACC). This work builds on the ongoing efforts to improve and coordinate secondary and postsecondary education and training in Arizona, and aligns closely with the current goals set out in the Arizona Board of Regents' long-term strategic plan. Each District Governing Board is being asked to consider adoption of this resolution of support. Adoption of the attached resolution will provide a formal commitment by our Governing Board members to these important goals.

Dr. Maria Harper-Marinick came forward to provide an explanation of the metrics associated with this initiative as well as the Board's Outcomes which have been adopted. She explained that metrics would be developed for each one of the Outcomes listed in the upper right portion of the graphic (shown below). She further provided an example associated with University Transfer and General Education -- a handout pertaining to her presentation is included with these minutes. Governing Board Member Dana Saar expressed a concern about knowing which has precedence over others. The Chancellor mentioned the document has broad goals of access, retention, and completion. There may additional metrics presented because the other districts have not adopted the same as ours. Dr. Glasper responded that what was being requested is for Board Members to adopt the resolution which adopts the broad goals and not the metrics. This will allow for the comparison of baseline data with other districts. The basis for the development of metrics is the AACC National Initiative.



- o Provide “employee premium only” levels of flex credits to short term employees who purchase any tier of medical coverage equivalent to the core plan;
- o Continue elimination of flex credits for short term employees who opt out of medical.

Governing Board Member Debra Pearson expressed that she would not be voting in favor of this because she felt very strongly that employees making \$10-15/hour were hurt much deeper than those making upper end salaries. This would cause a change in the quality of life for them. Governing Board Member Dana Saar asked for an explanation of the 26% increase and what the average had been in the last few years. Vice Chancellor Nikki Jackson explained that this is above where we have been in the past due to catastrophic charges this past year. In 2008-09 the 21% increase was full funded, however catastrophic claims have made this necessary this year. Mr. Saar commented that this will be a concern for many years to come. We need to look at ways to match the benefit to the need. Perhaps the Wellness Program needs to be part of the Health Program or the Health Program part of the Wellness Program. Since he is now a member of this program, he hopes that 20% increases will not be the norm.

**MOTION**

**MOTION No. 9790**

Board Member Doyle Burke moved for approval of Action Item VI.B.1. Board Member Don Campbell seconded. Motion approved 4-1 (Pearson (nay))

**VI.C.1 APPROVAL OF PROPOSED TUITION & FEES – FISCAL YEAR 2011-12 BUDGET** - After several months of review of potential resources and budget needs, recommendations on budget priorities and tuition and fees have been developed through the District’s budget development process. Attached is the proposed Fiscal Year 2011-2012 Tuition and Fees schedule, submitted for Governing Board review. The schedule will be submitted to the Governing Board for approval on March 22, 2011 County Resident Tuition & Fees. The table below summarizes key changes:

<b>Tuition / Fee</b>	<b>FY 2010-11</b>	<b>Change</b>	<b>FY 2011-12</b>
County Resident Tuition and Fees	\$71.00 / credit hour	\$5.00	\$76.00 / credit hour
Out of State Surcharge	\$241.00 / credit hour		\$241.00 / credit hour
Out of State Study Abroad		\$120.00	\$120.00 / credit hour
Skill Center Tuition Rates (Hourly)	\$4.60 / hour	\$.40	\$5.00 / hour

- o \$5.00 (7.04%) increase to tuition rate per credit hour
- o The annual cost to full-time students taking 30 credit hours per year will be \$2,280.00
- o The proposed tuition & fee rate is \$76.00 per credit hour
- o Additional revenue is estimated at \$12.9 million
- Out of State Surcharge:
  - o No increase to the surcharge rate of \$241 per credit hour (paid in addition to tuition)
  - o Out of State Students taking 30 credit hours per year will pay tuition and surcharge totaling \$9,510.00
  - o Consolidate categories of non-resident tuition and fees so that nonresident students will pay the \$241 surcharge:
    - o Eliminate the surcharge for unclassified students taking fewer than 7 credits
    - o Eliminate the Out of State Non Resident Corporate Contract Rate approved as "Market Rate"
    - o Eliminate the Corporate Tuition Rate (Out-of-State) currently with a \$76.00 surcharge
    - o Eliminate Distance Learning fee approved now as "Actual Cost"
  - o No change to the rate for Courses offered out of Arizona including Distance Learning, to nonresident out-of-state students which is currently set at a total tuition per credit hour of \$215.0
  - o Out of State Students in Study Abroad programs:
    - o Assess a new surcharge of \$120.00 per credit hour (paid in addition to tuition)
    - o The Field Study fee for Study Abroad programs already supports program costs and justifies a lower surcharge rate.

**MOTION**

**MOTION No. 9791 (FIRST OF THREE MOTIONS ON VLC.1)**

Board President Randolph moved for approval of the in-county rate increase of \$5/credit hour to \$76/credit hour. Board Member Don Campbell seconded. Motion approved 4-1 (Pearson – nay).

Discussion: Governing Board Member Dana Saar commented that the Board has made a commitment to improve completions rates by 2020 which is extremely difficult under current situations. We need to make some moves to make that more possible. Mr. Saar felt this was one of those opportunities to provide an incentive to those who could take 15 or more credit and capping tuition at that number. He would like the Board to consider this option, not necessarily today but between now and next year look at what would happen to our students if we were to do this. Need to look at students' GPAs to see if they qualify for that and wants to make sure that we are doing all we can to ensure that we can do that by 2020.

Governing Board Member Debra Pearson stated she understood the hardships that the District was facing, as well as everyone else. We provide an educational opportunity for retooling for the family that is on the verge of someone that may be losing their home. She knows of someone who is homeless and this will take her out of school as she is struggling to survive. To raise tuition is absurd. The District is going to have to change the ways things have been done. Governing Board Member Dr. Don Campbell commented on the report made by Mr. Cranswick pertaining to the students that were assisted by the FAC Foundation. He stated that we cannot guarantee to every student that we can take care of them. No guarantee of jobs even if they get a degree. Mr. Lumm commented that the state played our hand by taking funding away and said we had a source that they did not. Mr. Burke commented that there is a dilemma because of our policy of open access. If we do not approve tuition and the tax increase, we will be unable to provide access for enrollment growth. The tuition and tax increases provide a balance for the need to accommodate additional students. However, we need to utilize all of our scholarship programs to help needy students.

**MOTION**

**MOTION No. 9792 (SECOND OF THREE MOTIONS ON V.L.C.1)**

Board President Randolph requested a motion for approval of all other fees in the schedule—except for the in county rate just acted upon and all out of state and nonclassified surcharges. Governing Board Member Doyle Burke moved for approval after an explanation was provided for this motion. Board Member Don Campbell seconded. Motion approved 4-1 (Pearson – nay).

**MOTION**

**MOTION No. 9793 (THIRD OF THREE MOTIONS ON V.L.C.1)**

Board President Randolph moved for approval that out of state surcharges and non classified surcharges be kept at the current distribution of \$25/credit hour for non classified/out of state students taking fewer than 7 credits and \$241 for students taking 7 or more credits. Governing Board Member Debra Pearson offered a substitute motion that the out-of-state surcharge be approved at the rate of \$241/credit hour as presented in the action item. Board Member Dana Saar seconded. This will apply to all students and will cover the costs of education. They will be getting what they are paying for. Must have citizenship papers if they come as a student. Mr. Saar asked what the choices were. Mr. Combs responded that they would not under any circumstances be eligible for in-state tuition. Mr. Saar asked if the motion complied with the law and the response was affirmative. Board President Lumm explained that he would vote against the substitute motion because he felt the legislation was being mean-spirited and legislators were sworn to uphold the constitution but were challenging it. Substitute Motion approved 4-1 (Lumm – nay).

**VI.C.2 APPROVAL OF PROPOSED COURSE FEE CHANGES – FISCAL YEAR 2011-12 BUDGET** - approve the varied fee changes detailed on the attached. These changes relate to course fees at several colleges across the district, detailed by college.

Vice Chancellor Debra Thompson explained the process that will occur over the next four months in bringing forward the Tuition and Fees, Course Fees, Preliminary Budget, and the Adopted Budget initially as Information Items and then as Action Items for approval, culminating in final adoption of the 2011-12 Fiscal Year Budget on June 14 in compliance with the Arizona Revised Statutes. She explained that due to the \$38 million reduction in State Aid, a reduction of \$12 million in new property taxes which had been as high as \$19 million in previous years, it was being proposed that there be a \$5 increase in tuition per credit hour as well as a proposed 3% increase property tax levy.

Associate Vice Chancellor Gaye Murphy came forward to provide a briefing to the Board on the Proposed Budget. She stated that balancing the budget at the Maricopa Community Colleges District took a multi-year approach with a longer term perspective. Actions taken in 2012 will impact revenue in future years. She provided the following highlights:

With reference to adjusting to the recession, this has taken place:

- \$17 million in operational budget cuts
- Reserved stimulus funds to phase in permanent solutions to potentially very large permanent cuts
- Addressed loss of capital state aid by allowing General Fund transfers—short and immediate term solution
- No salary increase FY10; FY11 related to ASRS increase
- Reduced cost increases like operating costs
- Planning for additional operating budget cuts in FY12, and FY13

Fund 1 Revenue:

- **Tuition & Fees** are set by the Governing Board. Constitutional mandate to be “as nearly free as possible”. Maricopa’s Tuition is below public 2-yr colleges nationwide
- **Property Tax** revenue growth is Constitutionally limited to 2% annually plus new property
- **State Aid** is, by statute, formula funded based on actual enrollment growth

Property Tax Perspective:

- To maintain the existing FY2011 tax levy, the tax rate will rise
- This is because overall valuations are in decline; mathematically then, the rate needs to rise to maintain the same levy
- Even with no increase in the tax levy, the rate would increase

Potential Expenditure Increases:

Potential Additional Expenses	FY 12	FY 13	FY 14	FY 15
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**Mandatory**

1 ASRS Rate increase	2.74	2.10	0.93	0.93
2 Bond Operating - Construction	2.80	0.20		
3 Bond Operating - Technology	1.00	1.10	1.21	1.33
4 Compensated Absences		0.30		0.30
5 Policy Salary Adjustments	0.50	0.45	0.45	0.45
6 Tuition Waivers	0.35	0.39	0.42	0.47
7 Move Prop 301 Faculty to Fund 1		0.50	0.50	0.40
8 Student Financial Aid	1.00	0.30	0.30	0.30
<b>Total Mandatory Expenses</b>	<b>8.39</b>	<b>5.34</b>	<b>3.81</b>	<b>4.18</b>

**Discretionary**

9 FlexBen @26.7% /FY12, then 11%	5.04	3.26	3.26	3.26
1 Strategic Initiative (Student 0 Success)	3.70	1.00	1.00	1.00
<b>Total Mandatory &amp; Discretionary</b>	<b>17.13</b>	<b>9.60</b>	<b>8.08</b>	<b>8.44</b>

Potential Additional Resources	FY 12	FY 13	FY 14	FY 15
1 State Aid Cut (Governor)	(38.44)	(6.89)		
2 New Property & Miscellaneous	7.02	6.50	7.00	7.51
3 Budget Cut Reserve	8.56			
4 New Budget Cuts	1.50			
5 Rev Bond Debt Svc Reallocated	2.87	0.47	0.04	
6 Tuition Increase (\$5/credit hour)	12.88			
7 Tuition Increase (\$2/credit hour)		5.15	5.15	5.15
8 Tax Levy Increase - 2%	7.54	7.70	7.85	8.01
9 Tax Levy Increase - 1%	3.81	3.89	3.96	4.04
10 Stimulus Funds Allocated	11.37	9.33		
11 Stimulus Funds Spent		(11.37)	(9.33)	
<b>Total Additional</b>	<b>17.13</b>		<b>4.68</b>	<b>24.71</b>

	Resources		14.77		
	Available for Discretionary Uses Including Meet & Confer and Student Success	0	5.17	6.60	16.27

**Property Owner Impact:**

Impact on Property Owner	No increase for Existing Property	2% Levy Increase from FY 2012	Plus 1% Levy from Unused Capacity Totals: 3%
Tax Rate	0.9828	1.0024	1.0123
Amount paid per \$100,000	\$ 98.28	\$ 100.24	\$ 101.23
Increase paid over FY 2011	\$ 0.0	\$ 1.96	\$ 2.95

The Course Fee proposal would begin, change or cancel fees for the 2011-12 fiscal year. In all, 236 new fees would be instituted, 205 increased and 121 reduced or eliminated. The net effect of the changes would be to increase fee revenue to the District by \$346,000.

Comments: Board Member Dana Saar indicated that he appreciated that fees were being looked at to match actual costs and applauded administration for their efforts.

**MOTION**

**MOTION No. 9794**

Board Member Dana Saar moved for approval of Action Item VI.C.2. Board Member Doyle Burke seconded. Motion approved 5-0.

**VI.C.3 APPROVAL OF RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF \$150,000,000 AGGREGATE PRINCIPAL AMOUNT OF MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT OF MARICOPA COUNTY, ARIZONA, GENERAL OBLIGATIN BONDS, PROJECT OF 2004, SERIES D (2011) - approve and order the issuance and sale of \$150,000,000 aggregate principal of General Obligation Bonds, Project of 2004, Series D (2011).**

**MOTION**

**MOTION No. 9795**

Board Member Dr. Don Campell moved for approval of Action Item VI.C.3. Board Member Doyle Burke seconded. Motion approved 5-0.

**VI.C.4 APPROVAL OF BUDGETED EXPENDITURE AMENDMENT FOR FY 09-10 - approve the amendment to budgeted expenditures (shown below) to match what was actually expended in each fund, as per the audited financial statements.**

**MOTION**

**MOTION No. 9796**

Board Member Doyle Burke moved for approval of Action Item VI.C.4. Board Member Dr. Don Campbell seconded. Motion approved 5-0.

**VI.C.5 APPROVAL OF CONTRACT AWARD FOR ROOF REPAIRS AT THE FITNESS CENTER AND MONTEZUMA HALL AT ESTRELLA MOUNTAIN COMMUNITY COLLEGE** - approve awarding a contract in the amount of Three Hundred One Thousand Two Hundred Ten and no/100ths Dollars (\$301,210.00) to Progressive Roofing for roof repairs on two buildings at Estrella Mountain Community College Campus.

**MOTION**

**MOTION NO. 9797**

Board Member Dr. Don Campbell moved for approval of Action Item VI.C.5. Board Member Debra Pearson seconded. Motion approved 5-0.

**FIRST READINGS/  
INFORMATION  
ITEMS**

**VII. FIRST READING/INFORMATION ITEMS**

**A. PRELIMINARY PROPOSED FISCAL YEAR 2011-12 BUDGET** - Attached for review is the Preliminary Proposed FY 2011-12. The General Fund, Current Auxiliary Fund, Current Restricted Fund, and Plant Fund totals \$1.4 billion. Final adoption for the proposed budget and related Truth in Taxation proposal is scheduled for June 14<sup>th</sup>, 2011. The Proposed FY2011-12 Budget total of \$1.4 billion is summarized as follows:

	Adopted		Proposed		Increase/(Decrease)		
	FY2010-11		FY2011-12		Amount	Percent	
General Operating Fund 1	\$	616,953,855	\$	632,111,996	\$	15,158,141	2.46%
Re-appropriated Items		38,444,563		41,185,000		2,740,437	7.13%
<b>Total Fund 1</b>	<b>\$</b>	<b>655,398,418</b>	<b>\$</b>	<b>673,296,996</b>	<b>\$</b>	<b>17,898,578</b>	<b>2.73%</b>
Current Auxiliary Fund 2	\$	97,689,526	\$	103,625,318	\$	5,935,792	6.08%
Current Restricted Fund 3	\$	189,874,413	\$	223,429,437	\$	33,555,024	17.67%
Plant Fund 7							
Unexpended Plant	\$	77,782,994	\$	47,450,160	\$	(30,332,834)	-39.00%
G.O. Bonds		470,617,346		260,082,485		(210,534,861)	-44.74%
Revenue Bonds		28,802,648		7,471,404		(21,331,244)	-74.06%
Debt Service		94,880,246		81,638,499		(13,241,747)	-13.96%
<b>Total Plant Fund 7</b>	<b>\$</b>	<b>672,083,234</b>	<b>\$</b>	<b>396,642,548</b>	<b>\$</b>	<b>(275,440,686)</b>	<b>-40.98%</b>
<b>GRAND TOTAL</b>	<b>\$</b>	<b>1,615,045,591</b>	<b>\$</b>	<b>1,396,994,299</b>	<b>\$</b>	<b>(218,051,292)</b>	<b>-13.50%</b>

Associate Vice Chancellor Gaye Murphy provided a Powerpoint presentation highlighting the major factors/assumptions in the proposed budget.

**DISCUSSION ITEMS**

**VIII. DISCUSSION ITEMS**

**A. LEGISLATIVE BILLS OF INTEREST TO COMMUNITY**

## COLLEGES

Board President Randolph Lumm explained that he had requested this additional category to allow for the discussion of the weapons legislative bill at the state legislature, however, due to the watering down of the legislation, there was no need for discussion. No other items were brought up.

Chancellor Glasper asked Patricia Hill to come forward to explain the current status of the guns bill because he understood the bill to read that a person could walk outside on the sidewalks of the building and there was nothing we could do. He asked her to explain what the bill said about this. Ms. Hill explained that the legislation would have prohibited Governing Boards from enacting any kind of a policy that would have prohibited anyone from carrying weapons on campus. There was an amendment added in the House to prohibit carrying guns in what we think is the classroom and that we think it is legal to carry a gun in the right of way of an educational institution. She has been having conversations to determine what is meant by right of way but she thought it meant going from Point A to Point B. There is a question as to what the definition of right of way is, whether that means carrying weapons between classrooms or in a hallway and not in a classroom. The universities are looking at prohibiting guns in buildings. The bill as it stands is very confusing. Ms. Hill asked General Counsel Lee Combs to clarify if possible what right of way might mean. Mr. Combs indicated he could not speak for the Legislature and confirmed that it was not clear what was meant by right of way because a definition has not been provided. Mr. Lumm spoke up and indicated it was his understanding it was the right of way around campus and should be equal to current law. Mr. Combs indicated there were numerous definitions out there that did not lend clarity to the legislation right now. Mr. Burke asked whether the bill included a penalty for carrying a gun into a classroom, and Ms. Hill commented she did not believe so and that she would have to check on this. Mrs. Pearson commented that there was only a penalty if you hurt someone. Mr. Saar indicated we can make our own policies and Mr. Burke stated as he read the bill he understood we could not make our own policies about this. In the new bill we cannot prohibit students from carrying weapons on right of ways. Ms. Hill confirmed that it was true that we could not make policies prohibiting weapons between classrooms. Dr. Campbell asked if people could bring guns to board meetings facing board members. Can we avoid that? Ms. Hill indicated that depending on how you interpreted right of way, you could conceivably prohibit weapons within buildings. Mrs. Pearson commented that we can't prohibit someone from entering the room. This is a false premise. Dr. Campbell indicated we should post guards at the door to prohibit guns from being brought in. Mrs. Pearson responded he had a false sense of security. Mr. Saar asked

for clarification of the term being used, whether it should be guns or weapons. It was clarified that the term "firearms" was being used.

**MONITORING  
REPORTS**

**(IX.A) MONITORING REPORTS  
BUDGET ANALYSIS REPORT SUMMARY  
FUND 1 – GENERAL UNRESTRICTED FUND  
FOR THE EIGHT MONTHS ENDED FEBRUARY 28, 2011**

Expenditure analysis indicates 55.3% of the budget has been expended this year as compared to 54.5% expended at this same point in time last year. 22.9% of the budget remains unexpended or unencumbered compared to 23.8% in the prior year. Revenue analysis indicates that 73.3% of the budget has been recognized as compared to 72.4% in the prior year. The projected fund balance will increase by ~\$2.6 million this fiscal year and the projected ending fund balance for June 2011 is \$150.5M.

**NEXT BOARD  
MEETINGS**

President Lumm announced the following future meetings:

April 5, 2011 5:30 p.m. Rio Conference Center  
Work Session – Systemic Approach to Information Technology

April 26, 2011 6:30 p.m.  
Regular Board Meeting

**ADJOURNMENT** The meeting adjourned at 8:50 p.m.

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Doyle W. Burke  
Governing Board Secretary