MINUTES
SPECIAL MEETING OF THE GOVERNING BOARD
SOUTHWESTERN COMMUNITY COLLEGE DISTRICT

NORMA L. HERNANDEZ, GOVERNING BOARD PRESIDENT
HUMBERTO PERAZA, JR., GOVERNING BOARD VICE PRESIDENT
TIM NADER, GOVERNING BOARD MEMBER
JEAN ROESCH, ED.D., GOVERNING BOARD MEMBER
TERRI VALLADOLID, GOVERNING BOARD MEMBER
MELINDA NISH, ED.D., SECRETARY TO THE GOVERNING BOARD AND
SUPERINTENDENT/PRESIDENT

Written notice is hereby given in accordance with Government Code Section 54956 that a special meeting of the Governing Board of the Southwestern Community College District will be held as noted below:

DATE: Wednesday, May 23, 2012
TIME: 6:30 p.m.
LOCATION: Southwestern College
Learning Resource Center (LRC), Room L238 N&S
900 Otay Lakes Road
Chula Vista, CA 91910

Compliance with Americans With Disabilities Act

Southwestern Community College District, in compliance with the American Disabilities Act (ADA), requests individuals who may need special accommodation to access, attend, and/or participate in Board meetings to contact Mary Gario at (619) 482-6301 in advance of the meeting for information on such accommodation.

<table>
<thead>
<tr>
<th>ITEM</th>
<th>CALL TO ORDER</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>(Hernandez)</td>
</tr>
<tr>
<td></td>
<td>6:30 p.m., L238 N&amp;S</td>
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Attendance at this special meeting (Board members arriving after meeting commences will be noted as “present” at point in this suggested order of business at which they arrive).

Present: Hernandez, Peraza, Nader, Roesch, Valladolid

<table>
<thead>
<tr>
<th>ITEM</th>
<th>ANNOUNCEMENT OF CLOSED SESSION AGENDA</th>
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<tbody>
<tr>
<td></td>
<td>(Hernandez)</td>
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</table>

Members of the public may be present to hear the closed session announcements and will be given an opportunity to speak on any closed session items at this time. Persons wishing to address the Governing Board under this item should fill out a yellow request card (available at the reception table).

No speakers. President Hernandez announced that the Board would reconvene in open session at approximately 7:15 p.m.

<table>
<thead>
<tr>
<th>ITEM</th>
<th>AGENDA</th>
</tr>
</thead>
<tbody>
<tr>
<td>2A.</td>
<td>CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION</td>
</tr>
<tr>
<td></td>
<td>Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 5 potential cases</td>
</tr>
<tr>
<td>2B.</td>
<td>CONFERENCE WITH LABOR NEGOTIATOR</td>
</tr>
<tr>
<td></td>
<td>Negotiator: Joseph N. Quarles, Ed.D.</td>
</tr>
<tr>
<td></td>
<td>Employee Organizations: CSEA, SCEA, SCCDAA, Confidentials</td>
</tr>
<tr>
<td></td>
<td>Unrepresented Employees: Vice Presidents</td>
</tr>
<tr>
<td>2C.</td>
<td>PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE</td>
</tr>
<tr>
<td></td>
<td>Government Code Section 54957</td>
</tr>
<tr>
<td>2D.</td>
<td>CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION</td>
</tr>
<tr>
<td></td>
<td>Government Code Section 54956.9</td>
</tr>
<tr>
<td></td>
<td>Superior Court Case Number: 37-2011-00099248-CU-WM-CTL</td>
</tr>
</tbody>
</table>
3. ADJOURN TO CLOSED SESSION
(Hernandez)
6:31 p.m., Room L246

4. RECONVENE IN OPEN SESSION
(Hernandez)
7:30 p.m., L238 N&S

Present: Hernandez, Peraza, Nader, Roesch, Valladolid

5. CLOSED SESSION REPORT OF ACTION(S) (If Applicable)
(Hernandez)
President Hernandez announced that the Board considered and rejected by a unanimous vote the following tort claims:


6. PLEDGE OF ALLEGIANCE
(Hernandez)

7. ORAL COMMUNICATION
(Hernandez)
Persons wishing to address the Governing Board under this item should fill out a yellow request card (available at the reception table) and indicate on the card if they wish to be called under Oral Communication, or when a specific agenda item is considered. Pursuant to the Brown Act (Government Code Section 54954.3) members of the public shall be afforded the opportunity to directly address the Governing Board concerning any agenda item that has been described in the notice for the special meeting.

An oral presentation to the Board does not constitute an open discussion on the presentation topic, unless that topic is on the posted agenda. Pursuant to the Brown Act (Government Code Section 54954.2(a)): "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3."

No Speakers.
8. EMPLOYMENT OF ACADEMIC ADMINISTRATORS (ENCLOSURE)

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Department</th>
<th>Mos/</th>
<th>Class/</th>
<th>Monthly Salary</th>
<th>Annual Salary</th>
<th>Effective Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Steven Cow</td>
<td>Vice President for Business &amp; Financial Affairs</td>
<td>Financial</td>
<td>12 months/ 1.0 FTE</td>
<td>AD-5</td>
<td>$13,395.00</td>
<td>$160,740.00</td>
<td>07/01/12</td>
</tr>
</tbody>
</table>

Hernandez announced that there was an addendum for employment of Kathy Tyner as Vice President for Academic Affairs.

Recommend approval of employment as indicated below:

<table>
<thead>
<tr>
<th>Employee</th>
<th>Position</th>
<th>Department</th>
<th>Mos/</th>
<th>Class/</th>
<th>Monthly Salary</th>
<th>Annual Salary</th>
<th>Effective Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kathy Tyner</td>
<td>Vice President for Academic Affairs</td>
<td>Academic</td>
<td>12 months/ 1.0 FTE</td>
<td>AD/4</td>
<td>$13,004.00</td>
<td>$156,048.00</td>
<td>05/24/12</td>
</tr>
</tbody>
</table>

9. EMPLOYMENT OF CONSULTANT

<table>
<thead>
<tr>
<th>Name</th>
<th>Consultant</th>
<th>Purpose</th>
<th>Date</th>
<th>Fee</th>
<th>Department</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hernandez</td>
<td>Dr. Cindra Smith</td>
<td>Facilitate Board Retreat on June 9, 2012 (includes preparation and follow-up)</td>
<td>Agreement No. A3544.12</td>
<td>Not to exceed $2,500</td>
<td></td>
</tr>
</tbody>
</table>

Recommend approval of employment of consultant listed below:

10. GOVERNING BOARD MEMBER COMPENSATION REDUCTION FOR FY 2012-13

Recommend approval of five percent (5%) reduction in Governing Board compensation for fiscal year 2012-13.

11. BUDGET WORKSHOP

C.M. Brahmbhatt, consultant, will facilitate a workshop on the 2012-13 budget.

Brahmbhatt gave an overview of the 2012-13 Tentative Budget Assumptions:

- Step and column increase of $771,000 including benefits for unrestricted fund
- Five percent pay reduction for all employees for 2012-13 fiscal year only
- SERP payment of $598,000
- Additional employee health insurances above the bargained amount $5,200 + $800,000 for 2012-13
- No increase for health insurance budgeted for 2012-13
- $1 million retiree benefits reimbursement from OPEB trust
- Workload reduction of $5.5 million equal to 1212 FTES for 2011-12 year
ITEM

✓ FTES target for 2012-13 is 13,743 FTES based on possible workload reduction of 5.6% for 2012-13 due to possible failure of tax initiative
✓ First attempt to develop PTOL budget by connecting FTES target, number of sections offered and available funds within General Fund
✓ Budget includes following vacancies:
  ___ faculty positions totaling ___ including benefits
  ___ classified positions totaling ___ including benefits
  ___ management positions totaling ___ including benefits
✓ Budget includes: $_____ for cafeteria operation
  $_____ for Child Development Center
✓ Recommend to reduce reserve for contingency from 7% to 5%
✓ If tax initiative fails, District is to lose $4.2 million ongoing dollars and workload measures will be reduced by 800+ FTES
✓ District has $_____ unallocated dollars from ending balance towards possible mid-year budget cut

Brahmbhatt also shared information provided by the Chancellor's Office at the ACBO conference he attended. The information included Scenario A and Scenario B worst case related to RDA/property taxes local revenue shortfall. Brahmbhatt indicated that districts were not prepared for the worst case scenario for 2012-13. Information regarding Budget Risks was also shared.

He concluded his presentation with the District's challenges for its 2013-14 Budget:

2013-14 Budget

✓ Possible mid-year budget cut of $4.2 million may impact 2012-13 ending balance and permanent reduction of income for 2013-14
✓ 2012-13 budget solution is for one year only. District was facing $5.6 million budget cuts. On-going budget reduction $1.5 million ($1.0 PTOL & $0.5 million for supplies). This leaves $4.1 million cuts to be addressed in 2013-14
✓ Possible step & column increase of $700,000+ in 2013-14 based on 2012-13
✓ Possible increase in PERS and/or STRS rate for 2013-14
✓ Possible increase in health benefits cost for 2012-13 and 2013-14
✓ Possible changes in funding formula due to less resources at state level
✓ Continuous monitoring of FON (Faculty Obligation Number) for 2013-14
✓ Continuous monitoring of 50% law for 2013-14 due to sudden decrease of revenue

Board questions and discussion included the following topics: Cafeteria; Child Development Center; FTES and scheduling of classes; Part-Time Overload (PTOL); Faculty Obligation Number (FON); revenue generating ideas.

Closed Session/Report of Action(s)

12. CLOSED SESSION / REPORT OF ACTION(S) (If Applicable)

The Board adjourned to closed session at 8:35 p.m.

The Board reconvened in open session at 10:09 p.m. There was no reportable action.

Adjournment

13. ADJOURNMENT 10:10 p.m.
(Hernandez)

Melinda Nish, Ed.D.
Governing Board Secretary

Norma L. Hernandez
Governing Board President