



Board Agenda
Compton Community College District
1111 E. Artesia Blvd., Compton, CA 90221

ORDER OF BUSINESS SPECIAL MEETING
Wednesday, December 14, 2011

Closed Session: 4:30 p.m.

Public Session: 5:00 p.m.

District Board Room
1111 E. Artesia Boulevard
Compton, California 90221

Pursuant to Education Code Section 72129 and Government Code Section 54956, the Board of Trustees of the Compton Community College District will hold a Special Meeting on Wednesday, December 14, 2011, at 1111 East Artesia Blvd., Compton, California 90221, commencing at 4:30 p.m. in the District Board Room.

- I. Call to Order at 4:30 p.m.**
- II. Roll Call**
Thomas E. Henry, Special Trustee
Dr. Keith Curry, Interim CEO
- III. Approval of Closed Session Agenda**
- IV. Requests to Address the Board of Trustees – Closed Session Agenda Matters**
- V. Recess to Closed Session in accordance with the Ralph M. Brown Act (Government Code Sections 54950 and following) and Education Code Section 72122 to discuss or take action on the following items:**
 - A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**
 1. Conference with legal counsel--anticipated litigation (Subdivision (b) of Section 54956.9)
Potential Cases: 2

B. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION:

1. Conference with legal counsel--existing litigation (Subdivision (a) of Section 54956.9)

a Bernadette Bryant vs. Compton Community College District

VI. Reconvene to Open Session at 5:00 p.m.

VII. Call to Order

VIII. Roll Call

Thomas E. Henry, Special Trustee

Dr. Keith Curry, Interim CEO

IX. Pledge of Allegiance

X. Report of Actions Taken in Closed Session

XI. Requests to Address the Board – Agenda/Non-Agenda Matters

XII. Public Hearing

1. Office of the Interim CEO

A. Public Hearing Regarding the Compton Community College District Application for Exemption from the Fifty Percent Law

XIII. Consent Agenda - Recommendation of Interim CEO

1. Human Resources

A. Management Team Personnel Action

B. Academic Employment and Personnel Changes

C. Eligibility Lists

D. Classified Employees

XIV. Action Agenda

A. Office of the Interim CEO

1. Approval of Compton Community College District's Application for Exemption from the Fifty Percent Law.

2. Public Agency Retirement Services (PARS) Supplementary Retirement Plan

3. Administrative Services

A. Agreements/Contracts

B. Facilities Planning and Development

Consideration of Bids and District's Options – Infrastructure Project – Compton Community College District

4. Board of Trustees

A. Annual Organizational Meeting

XV. Reports from Representatives and Employee Organizations

A. Student Trustee – Anesa Nelson

- B. Faculty Representative Report – Jerome Evans
- C. Classified Representative Report – David Simmons
- D. Academic Senate President Report – Saul Panski
- E. CCCFE Certificated Employees Report – Toni Wasserberger
- F. CCCFE Classified Employees Report – Joseph Lewis
- G. Associated Student Body Report – Amelia M. Apple

XVI. Oral Reports

- A. Compton Center
- B. Interim CEO Report
- C. Board of Trustees
- D. Special Trustee

- XVII. Next Scheduled Regular Meeting Date:** Tuesday, January 17, 2012
Closed session begins at 5:00 p.m.
Open session begins at 6:00 p.m.

XVII. Adjournment

Please note: If you would like a copy of any of the support documents/attachments, please contact Paula VanBrown at (310) 900-1600, Ext. 2001. Thank you!

Agenda for the Compton Community College District Board of Trustees
from
Office of the Interim CEO
Keith Curry

XII. PUBLIC HEARING REGARDING THE APPLICATION FOR EXEMPTION FROM THE FIFTY PERCENT LAW

BACKGROUND:

In accordance with fiscal year 2010-2011, closing financials indicate that the district was not in compliance with the Fifty Percent Law. The current expense of education for 2010-2011 was \$13,212,360.39.

The amount required to expend for salaries of classroom instructors was \$14,448,363.54. The amount actually expended for salaries of classroom instructors in 2010-2011 fiscal years was \$13,212,360.39. The amount designated as the apparent deficiency and for which exemption is requested is \$1,236,003.15.

Agenda for the Compton Community College District Board of Trustees
from
Administrative Services
Dr. Keith Curry, Interim CEO

XIII. CONSENT AGENDA – RECOMMENDATION OF INTERIM CEO

1. Human Resources
 - A. Management Team Personnel Action
 - B. Academic Employment and Personnel Changes
 - C. Eligibility Lists
 - D. Classified Employees

**Agenda for the Compton Community College District Board of Trustees
from
Human Resources Division
Rachelle Sasser, Dean, Human Resources**

Consent Calendar

- A. Management Team Personnel Action**
- B. Academic Employment and Personnel Changes**
- C. Eligibility Lists**
- D. Classified Employees**

A. MANAGEMENT TEAM PERSONNEL ACTION -- None

B. ACADEMIC EMPLOYMENT AND PERSONNEL CHANGES -- None

C. ELIGIBILITY LISTS:

Pursuant to Personnel Commission Rule 50.100.1, the Special Trustee serving in capacity of the Personnel Commission hereby approves the following Eligibility Lists:

Financial Aid Supervisor

Established: 11/23/11

Expires: 11/23/12

Rank	Name
1	Binh Nguyen
2	Robbie Richards
3	Syrena Sokolis

Categorically Funded Program Technician

Established: 11/23/11

Expires: 11/23/12

Rank	Name
1	Lenora Levias
2	Syrena Sokolis
3	Alison Gordon
4	Marlene Gomez
5	Kristely San Miguel

D. CLASSIFIED EMPLOYEES:

It is recommended that the Special Trustee approve the employment and personnel changes for classified employees as shown below.

A. Employment

1. Resignation -- Lisa Davalos, Catalog/Schedule Specialist, Range 25, Step G, Academic Affairs, effective December 6, 2011.
2. Mr. Binh Nguyen, Financial Aid Supervisor, Range 33, Step D, Financial Aid, Student Affairs, effective January 3, 2012.

Agenda for the Compton Community College District Board of Trustees
from
Office of the Interim CEO
Keith Curry

XIV. ACTION AGENDA

1. Approval of Compton Community College District's Fifty Percent Law Application for Exemption.
2. Public Agency Retirement Services (PARS) Supplementary Retirement Plan
3. Administrative Services
 - A. Agreements/Contracts
 - B. Facilities Planning and Development
Consideration of Bids and District's Options – Infrastructure Project –
Compton Community College District
4. Board of Trustees
 - A. Annual Organizational Meeting

Agenda for the Compton Community College District Board of Trustees
from
Office of the Interim CEO
Keith Curry

**1. APPROVAL OF COMPTON COMMUNITY COLLEGE DISTRICT'S
APPLICATION FOR EXEMPTION FROM THE FIFTY PERCENT LAW**

It is recommended that the Special Trustee approve the Compton Community College District's Application for Exemption from the Fifty Percent Law Forms CCFS-350A, CCFS-350B, CCFS-350C.

California Community Colleges

Fiscal Year 2010-11

APPLICATION FOR EXEMPTION FROM THE FIFTY PERCENT LAW

CCFS-350A

(Due no later than **December 1, 2011**)

The Compton Community College District hereby applies for exemption from the requirement of *Education Code* Section 84362 for 2010-11.

CALCULATION OF APPARENT DEFICIENCY

- | | |
|---|-------------------------|
| 1. <i>Current Expense of Education</i> (2010-11 <i>CCFS-311</i> , Analysis of Compliance with the <i>Fifty Percent Law</i> , “Total for ECS 84362”, Col. 2) | \$ <u>13,212,360.39</u> |
| 2. Amount that district is required to expend for <i>Salaries of Classroom Instructors</i> (Item 1 above times 50%). | \$ <u>14,448,363.54</u> |
| 3. Amount actually expended for <i>Salaries of Classroom Instructors</i> (2010-11 <i>CCFS-311</i> , Analysis of Compliance with the <i>Fifty Percent Law</i> , “Total for ECS 84362”, Col. 1) | \$ <u>13,212,360.39</u> |
| 4. Amount designated as the apparent deficiency and for which exemption is requested. (Item 2 minus Item 3) | \$ <u>1,236,003.15</u> |
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CERTIFICATION BY THE COMMUNITY COLLEGE DISTRICT: I hereby certify that the information contained in this application is true and correct. A copy of this application has been provided to the exclusive representative of the district’s academic employees and the district or college academic senate.

Governing board of the Compton Community College District

By: Keith Curry Title: Interim Chief Executive Officer

Date: December 13, 2011

California Community Colleges

Fiscal Year 2010-11

APPLICATION FOR EXEMPTION FROM THE FIFTY PERCENT LAW

CCFS-350B (Due no later than December 1, 2011)

The Compton Community College District hereby applies for exemption from the requirement of *Education Code* Section 84362 for 2010-11. The following is submitted pursuant to the California Code of Regulations (CCR) title 5 section 59204 and 59208 as part of the application process.

A. CALCULATION OF APPARENT DEFICIENCY

1. *Current Expense of Education* (2010-11 *CCFS-311*, Analysis of Compliance with the *Fifty Percent Law*, "Total for ECS 84362", Col. 2) \$ 13,212,360.39
2. Amount required to be expended for *Salaries of Classroom Instructors* (Item A.1 above times 50%). \$ 14,448,363.54
3. Amount actually expended for *Salaries of Classroom Instructors* (2010-11 *CCFS-311*, Analysis of Compliance with the *Fifty Percent Law*, "Total for ECS 84362", Col. 1) \$ 13,212,360.39
4. Amount designated as the apparent current deficiency and for which this exemption application is filed. (Item A.2 minus Item A.3) \$ 1,236,003.15

B. Basis for Exemption Request: (Check the boxes that apply and attach supporting documentation.)

- X "Serious Hardship" is defined in CCR title 5 section 59204(c).
- Increasing expenditures for the *Salaries of Classroom Instructors* would result in the district being unable to discharge financial liabilities.
 - First year infusion of new moneys resulted in the inability to expend 50 percent for the *Salaries of Classroom Instructors*.
 - X Unanticipated, unbudgeted, and necessary expenditures resulted in the inability to expend 50 percent for the *Salaries of Classroom Instructors*.
 - The district has expended funds pursuant to CCR title 5 section 59213(f).
 - District pays *Salaries of Classroom Instructors* higher than cohort per CCR title 5 section 59204(e).
- X "Serious Hardship" as defined in CCR title 5 section 59204.1. Also complete CCFS-350C.

CERTIFICATION BY THE COMMUNITY COLLEGE DISTRICT: *I hereby certify that the information reported above is true and correct. The basis for the district's application for exemption has been subject to public hearing in accordance with CCR title 5 section 59208(a). I further certify that all interested parties were provided a reasonable opportunity to be heard in the public hearing. A list of the issues raised at that hearing is attached.*

Governing board of the Compton Community College District

By: Keith Curry

Title: Interim Chief Executive Officer

Date: December 13, 2011

California Community Colleges

Fiscal Year 2010-11

Supplemental Exemption for "Serious Hardship"

CCFS-350C (Due no later than December 1, 2011)

The Compton Community College District hereby further applies for exemption from the requirement of *Education Code* Section 84362 for 2010-11. The following is submitted pursuant to *California Code of Regulations (CCR)* title 5 section 59204.1 'Serious Hardship'.

A. Eligibility for the Supplemental Exemption for "Serious Hardship"

Absent the reduction of categorical funding, did your district expend in **2010-11** less than 50 percent of its *Current Expense of Education* on the *Salaries of Classroom Instructors*? (If **YES**, proceed; if **NO** your district does **not** qualify for this Serious Hardship exemption.)

YES

B. Designation of Apparent Deficiency

1. The level of categorical funding provided by the state for categorical programs in **2008-09** \$4,425,667
2. The level of categorical funding provided by the state for categorical programs in **2010-11** \$2,412,311
3. ***Difference (1 minus 2)*** **\$2,013,356**
4. The district's level of unrestricted general fund support (over & above required General Fund matching dollars) for categorical programs in **2010-11** \$539,809
5. Enter the amount from line **3** or **4** above, whichever is lower. \$539,809
(maximum amount eligible for exemption)

Certification by the Community College District: *I hereby certify that the information reported above is true and correct. The basis for the district's application for exemption has been subject to public hearing in accordance with CCR title 5 section 59208(a). I further certify that all interested parties were provided a reasonable opportunity to be heard in the public hearing. A list of the issues raised at that hearing is attached.*

Governing board of the Compton Community College District

By: Keith Curry Title: Interim CEO

District Chief Executive Officer or Officer of the Local Governing Board

Date: December 13, 2011

2. APPROVAL OF PUBLIC AGENCY RETIREMENT SERVICES (PARS) SUPPLEMENTARY RETIREMENT PLAN (SRP)

It is recommended that the Compton Community College District offer a Public Agency Retirement Services (PARS) Supplementary Retirement Plan (SRP) to eligible Academic Employees who resign effective June 30, 2012.

The nine academic employees (faculty members) who submitted their Letters of Resignation by Friday, December 9, 2011 will receive 70% of their base salary for 2011-2012.

Effective July 1, 2012 through June 30, 2014 Academic Employees who participate in the PARS Supplementary Retirement Plan will have right of first refusal to teach part-time assignments in their discipline up to six hours per term, after the full-time (regular instructors) have been given their teaching assignments.

Agenda for the Compton Community College District Board of Trustees
from
Administrative Services
Dr. Keith Curry, Interim CEO

3A. AGREEMENTS/CONTRACTS

- 1. CONSULTANT:** VAVRINEK, TRINE, DAY & CO., LLP
SERVICES: To provide an audit of the Title V – Federal Perkins & Nursing Loans Programs activities from inception and the residual balances in the loan program as of that date, for the purpose of determining compliance with the School Liquidation Program as required by the SFA Audit Guide as of January 2000. The District’s Federal Perkins Loan Program activities from inception through December 1, 2011
REQUESTING DEPT: BUSINESS AFFAIRS
FUNDING: GENERAL FUND UNRESTRICTED
DATES: 01/09/12 – 06/30/12
NTE: \$5,125.00
- 2. CONSULTANT:** VAVRINEK, TRINE, DAY & CO., LLP
SERVICES: To provide an annual financial audit of the proceeds from the sale of the bonds and the required performance audit to ensure that the funds have been expended only on the specific projects listed for the one-year period statements of the General Obligation Bond Fund for the Year Ended June 30, 2010 through June 30, 2011
REQUESTING DEPT: BUSINESS AFFAIRS
FUNDING: BOND FUND
DATES: 12/15/11 – 06/30/12
NTE: \$28,750.00

3B. FACILITIES PLANNING AND DEVELOPMENT

Consideration of Bids and District's Options – Infrastructure Project – Compton Community College District

It is recommended that Compton Community College District reject all bids on the Central Plant/Stadium & Utility Infrastructure Phase 1 Project, Project Number 08001.00.

Agenda for the Compton Community College District Board of Trustees
from
Board of Trustees
Dr. Keith Curry

4A. ANNUAL ORGANIZATIONAL MEETING

This meeting is called as prescribed in Education Code Section 72125 for the purpose of organizing the Board of Trustees by the (A) election of a president, vice president, and clerk, (B) select a Board Member as a representative to the Los Angeles County Committee on School District Organization, (C) select a Board Member as a representative to the Los Angeles County School Trustees Association (D) select a Board member to review nominations for membership on the California Community College Trustees Board and make a recommendation to the Board of Trustees, (E) appoint a Secretary to the Board.

- a. Election of Officers for period December 14, 2011 through the Annual Organizational Meeting in December, 2012.

It is recommended that the Board elect officers for the period December 14, 2011 through the Annual Organizational Meeting in December, 2012.

- b. Los Angeles County Committee on School District Organization

The Board is to appoint a representative to the Los Angeles County Committee on School District Organization

- c. Los Angeles County School Trustees Association

The Board is to appoint a representative to the Los Angeles County School Trustees Association for 2011-2012.

- d. California Community College Trustees Board Election

It is recommended that the Board appoint a member to review nominations for membership in the California Community College Trustees Board and make a recommendation to the Board of Trustees.

- e. Secretary to the Board for period December 14, 2011 through the Annual Organizational Meeting in December 2012.

It is recommended that Keith Curry be appointed Secretary to the Board for the period December 14, 2011, through the Annual Organizational Meeting in December, 2012.