



Board of Trustees

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“REVISED”

Alamo Community Colleges
San Antonio, Texas

REGULAR BOARD MEETING OF THE BOARD OF TRUSTEES

TUESDAY, DECEMBER 9, 2008
6:00 P.M.

GEORGE E. KILLEN COMMUNITY EDUCATION & SERVICE CENTER
ROOM 101 COMMUNITY MEETING ROOM
201 W. SHERIDAN
SAN ANTONIO, TEXAS

NOTICE IS HEREBY GIVEN THAT THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE ALAMO COMMUNITY COLLEGE DISTRICT WILL BE HELD ON THE 9TH DAY OF DECEMBER 2008. THE MEETING OF THE BOARD WILL CONVENE IN OPEN SESSION AT 6:00 P.M.

This regular meeting of the Board of Trustees, being held for the reasons listed below, is authorized in accordance with the Texas Government Code, §§ 551.001 - 551.146. Verification of Notice of Meeting and Agenda are on file in the Office of the Chancellor. Executive Session, if required, is authorized by Chapter 551 and will be conducted prior to the conclusion of the meeting. If it is decided during the course of the meeting that discussion of any item listed on the agenda should be held in Executive Session, the Board will convene in Executive Session in accordance with Tex. Govt. Code §§ 551.071 - 551.084. In order to vote on items discussed in Executive Session, the Board of Trustees must take action in the open portion of the meeting on items discussed in the Executive Session. The Board will consider, discuss, and take appropriate action regarding the following items:

AGENDA

CALL TO ORDER

ROLL CALL

CERTIFICATION AND POSTING OF NOTICE

INVOCATION - George Johnson, Vice Chairman of the Faculty Senate, St. Philip's College

PLEDGE OF ALLEGIANCE

CITIZENS TO BE HEARD**MEMORIALS**

Gaylord E. Cudney, DPS Corporal, District

Paul K. Pesthy, Professor, Physical Education/Kinesiology, San Antonio College

Betsey H. Walker, Learning Resources Specialist I, Learning Resources, San Antonio

Fredric A. Weiss, Professor, Radio, Television and Film, San Antonio College, College

CEREMONIALS**RECOGNITION OF SPECIAL GUESTS, FACULTY, AND STAFF**

Armando Ortiz Rocha, Cónsul General de México

Student of the Month (November 2008) *Scholarship Courtesy by La Prensa Foundation, Tino & Amelia Duran*
Sara K. Pena, Nursing Major, Palo Alto College

District-Wide Employee of the Month (November 2008)
Sylvia Cottle, Employment Coordinator, Employee Services, District

District-Wide Employee of the Year
Patricia Davila, Retired, Public Relations Department, St. Philip's College

Globe Awards, San Antonio College, Theatre Department

Silver Medallion Award, Northwest Vista College, Public Relations

Winner of the 2008 ACC E-Holiday Card Contest

2005 Capital Improvement Program (CIP) Bond Citizen Oversight Committee 2008 Membership
Appreciation and Recognition

Palo Alto College Veterinary Technology Building Construction Award presented to Spaw Glass,
Parsons, RVK, and Palo Alto College

Customer Service Appreciation Advanced Technology Center (ACT)

EXECUTIVE SESSION

Pursuant § 551.071, Tex. Govt. Code (2), the Board will consult with the College District's attorneys to seek their advice about a matter in which the duty of the attorneys to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

Pursuant to § 551.072, Tex. Govt. Code, the Board will deliberate the purchase, exchange, lease or value of real property.

Under § 551.071, Tex. Govt. Code, the Board will consult with the College District’s attorneys about pending or threatened litigation, including *Alfredo Alexander vs. ACCD*; *Lennine Bashiri vs. ACCD*; *Gregg Fraga vs. ACCD*; *Yolanda Gonzales, and Maria Leyva vs. U. S. Department of Labor, Elaine Chao, et al.*; *Martin Hope vs. ACCD*; *William Miller vs. ACCD*; *Frank Moncada vs. ACCD*; *Rayford Richardson vs. ACCD*; and *ACCD vs. Carlos Bonaparte*.

Under § 551.071, Tex. Govt. Code, the Board will consult with the College District’s attorneys about pending Charges of Discrimination lodged with the U.S. Equal Employment Opportunity Commission by Ralph Ramirez, Rayford Richardson (2), Gwendolyn Diggs, Stephen William Babb and Rebecca DeLeon.

Pursuant to §551.071 (1) (B), Tex Govt. Code, the Board will consult with the College District’s attorneys to seek their advice about one or more settlement offer(s).

Pursuant to §551.074, Tex Govt. Code, the Board will deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of certain District employees including the Chancellor, administrators and other District employees.

Pursuant § 551.087 (1) and (2), Tex. Govt. Code, the Board will (1) discuss or deliberate regarding commercial or financial information that the ACCD has received from a business prospect that the ACCD seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

Any action on these matters will be taken in Open Session.

RECONVENE OPEN MEETING

Discussion and Possible Action on the purchase, exchange, lease or value of real property.

Discussion and Possible Action on charges filed by Ralph Ramirez, Rayford Richardson (2), Gwendolyn Diggs, Stephen William Babb and Rebecca DeLeon.

Discussion and Possible Action on pending or threatened litigation and administrative proceedings including, *Alfredo Alexander vs. ACCD*; *Lennine Bashiri vs. ACCD*; *Gregg Fraga vs. ACCD*; *Yolanda Gonzales and Maria Leyva vs. U. S. Department of Labor, Elaine Chao, et al.*; *Martin Hope vs. ACCD*; *William Miller vs. ACCD*; *Frank Moncada vs. ACCD*; *Rayford Richardson vs. ACCD* and *ACCD vs. Carlos Bonaparte*.

Discussion and Possible Action on one or more settlement offer(s) discussed in Executive Session.

CORRECTION AND APPROVAL OF MINUTES

Discussion and Possible Action on Regular Board Meeting on October 21, 2008 1
[Approved/Passed](#)

CHAIRMAN'S REPORT

Report by Denver McClendon, Chairman of the Board	2
<ul style="list-style-type: none"> • Association of Community College Trustees (ACCT) 39th Annual Leadership Congress, October 29 – November 1, 2008, New York, NY • Community Colleges Association of Texas Trustees (CCATT) Roberto Zárate, State Chairman • Development on Playland Park • Fire Academy First Responders, North Central Campus 	
Presentation/No Action Required	

CHANCELLOR'S REPORTS

ACCD Police Department Monthly Clergy Activity Report, Administrative Plan to Respond to the Audits, Internal Audit Department Monthly Activity Report for October 2008, Quarterly Hotline Summary Activity Report	3
Presentation/No Action Required	

PROGRAM HIGHLIGHTS

St. Philip's College Advisors in Residence Program	4
Presentation/No Action Required	

NEW BUSINESS

Discussion and Possible Action on Resolution Advisory Board of Kerrville for Trustee Roberto Zárate to serve as Board Member	5
Approved/Passed	
Discussion and Possible Action on <u>Adopting the 403(b) written plan document in response to recently released IRS regulations establishing a requirement for written documentation and granting the Vice Chancellor of Finance and Administration, James McLaughlin, the authority to sign documents relating to and/or amending the plan with further approval from the Board</u>	6
Tabled	

ACADEMIC ACCOUNTABILITY AND STUDENT SUCCESS COMMITTEE

Discussion and Possible Action on Honorary Associate of Arts Degree Recipient (Amelia Duran) at San Antonio College	7
Approved/Passed	
Achieving the Dream Update	8
Pulled	
Presentation on Center for Excellence in Science & Center for Excellence in Math at St. Philip's College	9
Pulled	

Rackspace Program Overview	10
Pulled	
Discussion and Possible on Sealed Proposals for the <u>Annual Contract for Truck Driving Instruction Program</u> (RFP No. No. O08A-163)	11
Approved/Passed	

AUDIT, BUDGET AND FINANCE

Discussion, Recommendation and Possible Action on Sealed Proposals for <u>Consulting Services for Implementation of Baldrige Model</u> (RFP No. 09A-004)	12
Pulled	

Discussion and Possible Action on <u>Acceptance of External Auditor Reports: FY 2007-08</u>	13
Approved/Passed	

Discussion and Presentation of the <u>Capital Improvement Program Project Audits Report and the related ACC Management Responses Issued in November 2008</u>	14
Pulled	

Discussion and Presentation of the <u>Payroll and Related Business Processes Audit Report and the related ACC Management Responses Issued in November 2008</u>	15
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[Pulled](#)

Discussion, Recommendation and Possible Action on Sealed Proposals for <u>Qualification Statements for Banner Implementation Partner</u> (RFQ No. 09A-007)	16
Approved/Passed	

Discussion, Recommendation and Possible Action on Sealed Proposals for <u>Consulting Services for the Study of Employee Salaries, Benefits, and Other Terms and Conditions</u> (RFP No. 09A-030)	17
Approved/Passed	

Discussion and Possible Action on Bids for <u>Packing and Relocation of Chemistry/Geology Department at San Antonio College</u> (Bid No. 09A-051)	18
Pulled	

Discussion and Possible Action on Bids for <u>Packing and Relocation of Chemical Inventory at San Antonio College</u> (Bid No. 09A-052)	19
Pulled	

Discussion and Possible Action on Monthly Report on <u>Cooperative Purchases in Excess of \$50,000.00</u>	20
Pulled	

Discussion and Possible on <u>Approval of Prosperity Sublease Agreement with University of the Incarnate Word for use by Northwest Vista College</u>	21
Pulled	

Discussion and Possible Action on Amendment to Biennial Contract to Provide <u>Custodial Services for Selected Buildings at Northeast Lakeview College and Northwest Vista College</u> , (RFP No. 08M-113).....	22
Approved/Passed	

Discussion and Possible Action on <u>Approval and Ratification of FY2008-09 Budget: Budget Amendment No. 3</u>	23
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>2008 Tax Assessment Roll</u>	24
<u>Approved/Passed</u>	

FACILITIES

Discussion and Possible Action on <u>2005 General Obligation Capital Improvement Program (CIP) Citizens' Oversight Committee Annual Report -2008</u>	25
<u>Approved/Passed</u>	
Discussion and Possible Action on the St. Philip's College <u>Southwest Campus Renewable Energy Center of Excellence</u>	26
<u>Pulled</u>	
Discussion and Possible Action on <u>Funding Construction Projects, Including Deferred Maintenance Projects and Deferred 2005 Capital Improvement Program (CIP) Projects, Including Earned Interest and Arbitrage Effects</u>	27
<u>Pulled</u>	
Discussion and Possible Action on <u>Northeast Lakeview College Capital Improvement Program Construction Manager-at-Risk Austin Commercial L.P. (RFP No. 06C-121) Cost Savings for GMPs 1-4</u>	28
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>Guaranteed Maximum Price Northeast Lakeview College Capital Improvement Program Construction Manager-at-Risk Austin Commercial, L.P.. (RFP No. 06C-121) Plaza Renovation Package 7</u>	29
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>Northwest Vista College Parking Garage Schematic Design (RFP No. 06C-029) Alamo Architects, Inc.</u>	30
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>Bids Received for the Renovation of Huisache Hall and New Gymnasium Addition, Northwest Vista College (CSP No. 09C-045)</u>	31
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>Schematic Design of Gymnasium Addition and Renovation for Palo Alto College Capital Improvement Program Architecture/Engineering Services (RFP No. 06C-029) RVK Architects</u>	32
<u>Approved/Passed</u>	
Discussion and Possible Action on <u>Guaranteed Maximum Price Palo Alto College Capital Improvement Program Construction Manager-at-Risk Spaw Glass (FRP No. 06C-121) Telecommunications Wiring, Restroom, Modular Buildings and Renovation of Bldgs E and F</u>	33
<u>Approved/Passed</u>	
Discussion and Possible Action on the <u>2005 Capital Improvement Program (CIP) List of Approved Bond Projects for San Antonio College, Including the Fire Science/First Responder Academy</u>	34
<u>Pulled</u>	

Discussion and Possible Action on Bids Received for the <u>Renovation of the Chemistry/Geology Building, San Antonio College (CSP No. 09C-054)</u>	35
Approved/Passed	
Discussion and Possible Action on <u>Guaranteed Maximum Price San Antonio College Capital Improvement Program Construction Manager-at-Risk Vaughn Construction (FRP No. 06C-121) Nail Technical Center Renovations/Student Success Center</u>	36
Approved/Passed	
Discussion and Possible Action on <u>San Antonio College Chemistry and Geology Building Renovation Architecture/Engineering Services (RFP No. 08C-088) Durand Hollis Rupe</u>	37
Approved/Passed	
Discussion and Possible Action on Bids for the <u>Renovation & HVAC Upgrade for IDF Rooms, St. Philip's College (Bid No. 09C-029)</u>	38
Approved/Passed	
Discussion and Possible Action on <u>Guaranteed Maximum Price St. Philip's College Capital Improvement Program Construction Manager-at-Risk Skanska USA Building, Inc. (RFP No. 06C-121) Welcome Center</u>	39
Approved/Passed	
Discussion and Possible Action on <u>Diesel Lab Classroom/Restroom Addition at Southwest Campus Architecture/Engineering Services (RFP No. 08C-088) Pfluger Associates Architects</u>	40
Approved/Passed	
Discussion and Possible Action on <u>Maintenance Building Renovation at Southwest Campus Architecture/Engineering Services (RFP No. 08C-088) WestEast Design Group, LLC</u>	41
Approved/Passed	
Discussion and Possible Action on <u>Bids for the Demolition/Site Clearance Services at 1405 N. Main – Park Place Office Building at San Antonio College (Bid No. 09M-047)</u>	42
Approved/Passed	
 PERSONNEL	
Discussion and Possible Action on <u>Employment of Administrators</u>	43
Approved/Passed	
Discussion and Possible Action on <u>Adjunct & Continuing Education Faculty</u>	44
Approved/Passed	
 POLICY	
Discussion and Possible Action on revision of local policy BBH - Board Members: Conventions, Conferences, and Workshops.....	45
Pulled	
Review and Possible Action of revision of local policy AD - Educational Role and Mission, Purpose, and Responsibility; and deletion of local policy AE - College District Goals and Objectives	46
Pulled	

Discussion and Possible Action on revision of local policy CC - Annual Operating Budget.....47

Pulled

Review of TASB Update 2348

- Presented by William Armstrong, Legal Counsel

Pulled

CONSENT AGENDA

The following items comprise the Consent Agenda and are considered by the Board of Trustees in One Motion.....49

Approved/Passed

DISTRICT GRANTS AND CONTRACT DEPARTMENT

Grants and Contract Department Report.....50

Approved/Passed

FISCAL AFFAIRS

Discussion and Possible Action on Approval of Financial Reports Through October 31, 200851

Approved/Passed

Discussion and Possible Action on Approval of Construction Reports Through October 31, 200852

Approved/Passed

Discussion and Possible Action on Approval and Ratification of Budget Transfer Report Through October 31, 200853

Approved/Passed

INSTITUTIONAL ADVANCEMENT

Gift Receipt Report.....54

Approved/Passed

SETTING OF NEXT MEETING DATE

A **Regular Meeting of the Board of Trustees** is scheduled for **Tuesday, JANUARY 20, 2009**, at the George E. Killen Community and Education Service Center, 101 Community Meeting Room, 201 West Sheridan, San Antonio, Texas.

ADJOURNMENT

POSTED AT THE ACCD GEORGE KILLEN COMMUNITY EDUCATION & SERVICE CENTER, 101 COMMUNITY MEETING ROOM, (201 WEST SHERIDAN) AT 4:00 P.M. ON THIS 5TH DAY OF DECEMBER, 2008.

This meeting site is wheelchair accessible. The accessible entrance is located at the front entrance to Building E (entrance faces S. Flores Street). Accessible parking spaces are located in front of Building E, located in the parking lot that faces South Flores Street. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four hours prior to the meeting) by calling 210-485-0030.

Denver McClendon, Chairman
Board of Trustees

Dr. Bruce H. Leslie
Chancellor

Revised: 7:25 pm, Friday, December 05, 2008