I. CALL TO ORDER 6:00 p.m.
Kent Child called the meeting to order at 6:00 p.m.

1. Roll Call
   Trustees: Tom Breen, Jonathan Brusco, Kent Child, Mark Dover, Walt Glines, Laura Perry, Tony Ruiz

2. Comments from the Public
   Colette Marie McLaughlin, faculty, expressed concern that her request for the Board of Trustees to file for a grand jury investigation was apparently denied, she expressed concern about losing courses in her program. She stated that after she complained about work issues, everything she did started to get undermined. She has been threatened not to ever getting a job in another community college if she complained, and to getting charged with harassment for writing emails. She filed a complaint about the threats she received with the Accreditation Board but was told she was too late and the complaint had no merit.
   Richard Willis, student, expressed concerns regarding the delay of his transcript evaluation and course substitution request, he may file a complaint with the Department of Education, CTE personnel don’t know when students check in for appointments, he didn't receive a response to his request for an appointment, there is plagiarism on a faculty webpage, he made a formal complaint in 2012 about Board use of private emails for the conduct of public business and has not received a response, he has a current public access inspection to public records which has 15 days and this time it will be reported to the Santa Clara County District Attorney, he would like to have his petition and complaints handled appropriately.

3. Recess to Closed Session
   The Board recessed to closed session at 6:10 p.m.

II. OPEN SESSION 7:00 p.m.
1. Call to Order
   Kent Child called the meeting to order at 7:00 p.m.

2. Roll Call
   Trustees: Tom Breen, Jonathan Brusco, Kent Child, Mark Dover, Walt Glines, Laura Perry, Tony Ruiz
   
   Dr. Steven M. Kinsella, Superintendent/President
   Dr. Kathleen Rose, Executive Vice President, Instructional Services
   Kathleen Moberg, Vice President, Student Services
   Frederick E. Harris, Vice President, Administrative Services
   Bea Lawn, Academic Senate
   Diana Seelie, Professional Staff
   Angie Oropez, Recorder
   Others in Attendance: Colette McLaughlin, Fran Lopez, Anne Ratto, Randy Brown, Ron Hannon, Terry Newman, Sherrean Carr, Susan Alonzo, Jeff Gopp, Jan Chargin, Fran Lozano, Joey Hayes, Edward Cervantes, Elizabeth Dirks, Shawn Mulcare, Timothy Holliday, Pilar Conaway
3. Pledge of Allegiance
   The Pledge of Allegiance was led by Mark Dover.

4. Report of any Action Taken in Closed Session
   Kent Child reported that in closed session, the Board authorized the disclosure of what occurred during the July 8, 2014 Governing Board closed session meeting with its attorney to discuss potential anticipated litigation. Other than the content of communications by or to the attorney the authorization includes disclosure of the fact that no action was taken by the Board with respect to that July 8 closed session discussion.
   Vote: 6 ayes (J.Brusco, W.Glines, L.Perry, M.Dover, T.Breen, K.Child), 1 abstention (T.Ruiz)

5. Approval of Agenda
   MSC (J.Brusco/L. Perry) 7 ayes, 0 nays to approve.

6. Consent Agenda
   (a) Regular Meeting of the Board of Trustees Minutes, August 12, 2014, Board Policy Subcommittee Meeting Minutes, August 12, 2014, Board Facilities Development and Utilization Committee Meeting Minutes, August 11, 2014, and Board Budget Committee Meeting Minutes, August 11, 2014
   (b) Personnel Actions
   (c) Warrants and Electronic Transfers Drawn on District Funds
   (d) Ratification of Agreements
   (e) Budget Adjustments
   MSC (L.Perry/M.Dover) 7 ayes, 0 nays to approve

7. Comments from the Public
   Ron Hannon, Athletics and Kinesiology, reported that the football team won their first game, and Armani Miller was recognized by Northern California Football as the Offensive Player of the Week. He also reported that former Gavilan athlete, Adrian Zamora, plays on the Mexican basketball team against the US team of NBA superstars in the World Cup Basketball Games currently taking place.
   Bea Lawn, stated that she is speaking as ESL faculty to give an update about the ESL program. The department is concerned about its future. The economy, immigration, and the non-credit ESL program has impacted enrollment in the ESL credit program. Non-Credit is in a consortium with adult education in which ESL credit has not participated. She asked for support and to be included in discussing the issues and asked what the plan is for having credit, non-credit, and adult education under separate managers.
   Jan Chargin, Public Information, asked Trustees to save April 24, 2015 for the second Gala.

8. Recognitions
   Colette McLaughlin, CGD faculty, introduced Emily Faz and Tim Holliday who earned State Fair honors for their achievements in Industrial technology including a certificate from State Assembly Member Luis Alejo for Emily Faz.

9. Officers’ Reports
   (a) Vice Presidents
   Fred Harris reported that Judy Breso is the Interim Director of Business Services, 112 parking lot lights have been replaced with LED lights, the water tank work is on schedule, and the tearing up on campus should be done by the end of the year. He received a citation from the Division of State Architects.
   Kathleen Moberg reported that financial aid had a record award year. Anecdotally, people have said that ASB looks more like traditional high school graduates vs. people who have been in college, and that they are better prepared. The add/drop period went well. We will be working on Phase 2 of the Student Support and Success Programs Initiative.
Dr. Kathleen Rose reported that enrollment head count is down 1.9% from last year and seat count is up 1% from last year at this time which indicates we have less students taking more units. The Learning Council has begun its work, a task group will assess college hour, we will begin a collaborative partnership as a result of AB86 Adult Education. We will look at potential pathways between adult education, non-credit, and credit.

(b) College President
Dr. Steven Kinsella reported that Fred Harris received the Board of Governors Sustainability Award.

(c) Academic Senate
Bea Lawn reported that she asked Dr. Kinsella to attend a Senate meeting to give an update on the status, development, and use of Measure E funds on the San Benito and Coyote Valley campuses as well as administrative reorganizations. The Senate agendized the draft Student Support and Success Plan and Student Equity Plan. There was Senate discussion and concern about class cancellations. Faculty asked what enrollment management strategies were used given the existing policy of 20 students per section, and pursuing growth by tapping into what other colleges might not be able to do. Comments included not using the 20 student minimum universally and taking different factors into account. Overall the idea of who we are serving and what our short and long term goals are and if there is coherence between what we state we are going to do and what we are doing. A concern of knowing about changes early enough to plan accordingly.

(d) Professional Support Staff
Diana Seelie reported that CSEA meets next week, they are eager to start the classification study.

(e) Student Representative
Joey Hayes reported that ASB has been recruiting, Club Day is September 25, they are working on filling committees, getting ready for upcoming conferences, planning an orientation, and assessing college hour. He encouraged everyone to attend athletic events. The student trustee may be sworn in at the October meeting.

(f) Board Member Comments
Trustees congratulated Fred Harris on his awards and Angie Oropeza on her retirement. Jonathan Brusco reported that he attended a meeting in Morgan Hill about community growth. An increase of approximately 30,000 people is anticipated between now and 2036. It is further confirmation that we need to increase facilities in that area. Walt Glines – in response to his question, Bea Lawn stated that the ESL enrollment issue can be discussed at Senate and is an issue to bring to administration and the Board first. Several programs are offering services to the same diminishing population; the situation needs to be managed. Walt Glines suggested taking issues through shared governance as the Board does not deal with day-to-day operations. The class cancellation policy has been long standing though some classes were allowed to go forward with less. Someone looks at the numbers and makes a judgment; it is a matter of efficiency. Laura Perry thanked the PE/Kinesiology department for the great welcome back BBQ. Her daughter started her second year in the nursing department. She has had great community feedback about Gavilan’s nursing program. Tony Ruiz suggested that different models be reviewed to see what works best for ESL. He anticipates something to be done on immigration in the future and we should anticipate that there will be a lot of need. ESL is an entry for students to become regular students. He stated that we need to go back to recruiting students.
Tom Breen announced that Elizabeth Dirks and Lois Locci, who are present tonight, are candidates for the Trustee seat in San Benito County, in addition to Kent Child.

(g) Board President
Kent Child stated that the completed parking lot enhances the southern entrance. He attended the great Athletics/Kinesiology welcome back BBQ. The men’s locker room needs rehabilitation. He stated that cancelling low enrollment classes hurts students who need the class but we have been living too long with too many low enrollment sections for altruistic reasons. We can work on a process that will be inclusive and at the same time balance the budget. The ESL need has changed and we need to work with all providers. We can rise to the challenge if we do it collaboratively, humanely, and efficiently to make it cost effective for the tax payers and the students. We know there is another wave of need coming. He attended a Teatro Campesino performance that they have been presenting in San Juan Bautista and Hollister parks. He also attended the opening of a bank in San Benito County where several people came up to him to tell him of the great experiences they or their children had at Gavilan.

10. Board Committee Reports
The Budget, Facilities, and Policy Committee minutes are available.

11. Information/Staff Reports
   (a) Recognition of the Employee of the Month
Jeff Gopp introduced Sylvia Hurtado, July employee of the month. Sylvia was transferred from a totally different assignment in kitchen services in the Child Development Center. She is doing a great job, has a great attitude, and takes a lot of pride in what she does.

(b) Community Education Fall 2014 Classes
Terry Newman highlighted the workforce training, water resources management, and pharmacy technician that provide credentials and certificates. Continuing popular classes include social media, cooking, cake decorating, and arts classes. In response to Walt Glines, she stated that since she started nine years ago, distance learning classes have gone from approximately 200 to 400.

(c) Gavilan College Community Spirit Awards
Jan Chargin reported the awards for 2014 as follows:

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<td>First Street Coffee</td>
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Nominations can be made at any time; the application is on the Gavilan webpage. The awards will be presented at breakfasts as follows: in Morgan Hill on October 2, 7:30 a.m. at the Morgan Hill Community Center, in Gilroy on October 15, 6:45 a.m. at the Hilton Garden Inn, in Hollister on October 22, 7:30 a.m. at the Running Rooster.
(d) Board of Trustees Self Evaluation
Kent Child stated that the process should be completed by October. It was agreed by consensus to use the same evaluation instrument and agreed to schedule a special meeting to review the evaluation on October 13, 6:00 p.m.

(e) 2014-2015 Student Success and Support Program (SSSP) Plan
Kathleen Moberg reported that the SSSP was an initiative passed by the legislature and Board of Governors and has a lot of changes including colleges being responsible for identifying new students and seeing that they go through pathways that lead to achievement. Those are a declared major, educational goal, assessment, orientation, and ed plan. The benefit for the student is enrollment priority. The former way we looked at this was matriculation now it is SSSP. Services are more stipulated by the state as to what we are to do and then being funded accordingly. The second part includes components separate from this report including how students are or are not prepared, and how we bridge the gap. In response to Walt Glines, she confirmed the data in the report. Evaluation will be done for effectiveness.

(f) Student Equity Plan
Kathleen Moberg reported that we were awarded $263,000 for equity enhancement. The equity plan talks about the disproportionate impact on certain student populations. In our case it is low income, Hispanic/Latino, and older/evening students. Part of our project is to determine how we will create services to benefit those students so the disproportionate impact is decreased. It is an opportunity to provide specific services to specific groups of students that are outside the categorical programs. In response to Tony Ruiz, she stated that in our district there are a large number of students who have barriers to education. It does not seem equitable across the state because our students are needier and we are smaller so we get less funding. Our challenge is even larger to address those issues in a way that can help students be successful. Bea Lawn stated that initial faculty input includes concern of how to oversee the influx of responsibilities in the SSSP and Student Equity Plans. Kathleen Moberg stated that a lot of what is being requested will be reevaluated by the state. Smaller colleges expressed concerns about being able to fulfill the mandates because of the need for technology and staffing. It will probably be revised over time when they see what the results are.

(g) Board Policy 2100 Board Elections
Dr. Steve Kinsella reported that the proposed change would shift the district from at large elections to by district elections. Laura Perry, Jonathan Brusco, and Mark Dover suggested that this come back for discussion and an informational presentation at a special meeting in January or February, when the new Board is seated. Bea Lawn stated that she was under the impression the Board had already endorsed this policy when it went to the Senate. She will delay the second Senate reading until the additional information is presented. Kent Child stated that there have been significant changes in school districts since this policy was instituted. Kent Child also stated that San Benito County may lose one seat and Gilroy may pick up one seat. We may need to set up a Board ad hoc committee to get it as right as we can.

III. ACTION ITEMS
1. New Business
** (a) Public Hearing and Approval of the Final Budget FY 2014/15
Kent Child opened a public hearing for comment on the FY 2014/15 budget. No comments
Kent Child closed the public hearing.
MSC (L.Perry/M.Dover)
Discussion: Fred Harris reviewed budget highlights including .85 COLA, 2.75% growth, a planned $161,000 deficit that will be balanced before the year ends, a 2% salary increase, new money for SSSP and scheduled maintenance, CALSTRS and PERS contributions are going up, a total of $29.6 million in unrestricted general fund revenues, total revenues of $58 million, $28 million in terms of expenditures with $61 million in terms of total expenditures, and a 9.26% reserve in the unrestricted general fund. Dr. Steve Kinsella stated that state funds are focused on SSSP, not in bringing more students in. Growth funds only allow us to pick up the enrollment lost in 2011/12. Class cancellations were done because there weren’t enough students. In the past we cancelled classes because we didn’t have funds. This time it wasn’t a money issue. We cancelled classes because we didn’t have students. AB86 is a god send. It is adult education for feeder districts to work with community colleges. We need a range of non-credit offerings to meet the needs of the students already in our district. The bulk of that demand is not accessible to us because we don’t have the curriculum. The higher demand happened in non-credit ESL. We need to go where students are and offer what they need, not what we want to offer them in the programs we want to teach. What we have to work with as we develop the budget is look at the areas we are putting additional funds in because they can’t support themselves like the parking fund, the student center fund, community education, and child development center. We went through a recession period with no layoffs, no furloughs, and no reductions in pay. We had more students than the state paid us for. Those students have gone back to work. We have to create the programs the students want. We have a different market we have to serve. We are now seeing more traditional students where before it was more re-entry students. We have to develop the programs our community needs and AB86 gives us an opportunity to tap into that. Kent Child reported that the Board Budget Committee reviewed the budget details and is satisfied as presented.
Vote: 6 ayes, 1 abstention (T.Ruiz)

(b) Measure E Bond Program Budget Alignment
Dr. Steve Kinsella reported that this is mostly an update. Open projects have balances. The major ones are Coyote Valley, San Martin Airport, and Physical Education. He recommends to bring the $7.5 million originally identified for PE down to $6.5 million to make sure we get the San Martin Airport. We are waiting for the habitat clearance for Coyote Valley, working with the county on the airport, and moving on PE. Others are miscellaneous updates.
MSC (L.Perry/J.Brusco)
Discussion: Mark Dover asked for clarification from the last Facility Committee meeting where it was indicated that there wasn’t going to be enough money to complete the PE project and now we are moving on it. Dr. Steve Kinsella stated that there isn’t enough money; it is a $14 million project, we are not going to get the state money, the match money we had was $7.5 million. We now have Coyote under way with $12 million allocated. That stays the same. When we get back to what’s left to be done, we have $7.5 million total and he recommends we drop it to $6.5 million to complete airport project. The PE project will be the last one and instead of over allocating on that and leaving us short, the recommendation is to plan for $6.5 million. We can’t do the whole project because we won’t get the money from the state. In response to Walt Glines, Dr. Steve Kinsella stated that the architect is working on the infrastructure items. The $6.5 million won’t be enough but we will do as much as we can and what we can’t get done we write it back up as a modernization project and add it to the list. Scheduled maintenance funds could be used for PE but we bypassed the library, the theatre and other things. Mark Dover stated that at the Board Facility Committee meeting, information was to be provided on what the $6.5 million was going to get us. Dr. Kinsella stated that the recommendation is to not spend what we don’t have. All contracts will be presented to the Board. Once we have plans and drawings that can be bid out we will know the actual costs.
Vote: 5 ayes, 2 nays (M.Dover, T.Ruiz)
(c) Citizens’ Oversight Committee Appointments
MSC (L.Perry/W.Glines) 7 ayes, 0 nays to approve.

(d) Unspent Apprenticeship Allocation Funds (Montoya Funds)
MSC (L.Perry/J.Brusco)
Discussion: In Response to Walt Glines Dr. Kinsella stated that the apprenticeship group did not earn the funds and flexibility provisions allowed us to move money. In order to use it we need Board approval
Vote: 7 ayes, 0 nays to approve.

(e) Expenditure Plan for FY 2014-2015 Proposition 30 Education Protection Act Funds
MSC (L.Perry/J.Brusco) 7 ayes, 0 nays to approve.

(f) Approval to Obtain a Santa Clara County Airports Right of Entry Permit
MSC (W.Glines/L.Perry) 7 ayes, 0 nays to approve.

(g) Consider and Accept Bid for the Pond Life Overlook Project
MSC (T.Breen/W.Glines) 7 ayes, 0 nays to approve.

(h) Capital Project Change Order
MSC (J.Brusco/T.Breen) 5 ayes, 1 nay (W.Glines), 1 abstention (T.Ruiz)

(i) Notice of Completion for Parking Lot C Extension Project
MSC (L.Perry/J.Brusco) 7 ayes, 0 nays to approve.

IV. CLOSING ITEMS
1. The next regularly scheduled Board meeting is October 14, 2014, Gavilan College, Student Center, North/South Lounges

2. Adjournment
The meeting was adjourned by consensus at 9:20 p.m.