

DISTRICT CONSULTATION COUNCIL
February 26, 2024

SUMMARY

MEMBERS PRESENT: Byron D. Clift Breland, Jennifer Carey, Treisa Cassens, Damon de la Cruz, Christie Diep, Geoff Hurst, Naveen Kanal, Cherry Li-Bugg, Elaine Loayza, Kathleen McAlister, Flavio Medina-Martin Cynthia Olivo, Jennifer Oo, Jeremy Peters, Valentina Purtell, Jeanette Rodriguez, Pamela Spence, Kai Stearns, Scott Thayer, and Fred Williams.

VISITORS: Danielle Davy.

Chancellor Byron D. Clift Breland called the meeting to order at 2:05 p.m.

MEETING SUMMARY

Summary: The summary of the January 26, 2024 meeting was approved as submitted.

STRATEGIC GOALS & PLANNING

Budget Update: Fred Williams, Vice Chancellor of Finance & Facilities, provided a budget update from the State Chancellor's Office, including a new report from the Legislative Analyst's Office (LAO), a summary provided by School Services of California, and the budget assumptions for the Tentative Budget. In his high-level summary, Mr. Williams noted that the LAO has significant issues with the Governor's budget proposal based on tax receipts and noted the use of budget gimmicks to make K-12 and community colleges whole. He stated that the Schools Services document recommended funding zero COLA for next year and the sweeping unspent funds which Vice Chancellor Williams felt would occur due to recent state inquiries about COVID funds. The most troubling aspect of this approach would be the taking back of apportionment and not funding athletics, physical education courses, and noncredit which has occurred in the past, and he urged legislative advocacy to oppose it.

During a quick overview of the District budget assumptions, Vice Chancellor Williams noted that 40% of the State budget is in Prop 98 funding, with community colleges accounting for 10% and the District accounting for about 3% of that or \$36 million. He shared his belief that the District is still in decent shape for next year, and possibly the year after that, but would face some challenges beyond that. When reviewing the resource allocation model budget summary, he stated that the District has a \$4 million structural deficit, but with the \$9 million emergency conditions funding there is about \$5 million left with an additional \$12 million in hold harmless funding, but emphasized that the District would not receive COLA for some time without enrollment increases. He also provided several scenarios with different simulations; noted that the OPEB trust 5 million was not included in the expenditures; shared that he would make a recommendation to the Council on Budget & Facilities (CBF) to increase the interest earning income from the \$1 million to \$3 million; his expectation that the extended day budget would increase by \$3 million to account for the lecture lab parity increase; increases to employee rate changes; and positive trends in FTES. He cautioned that there would be a two percent decline in FTES based on how enrollment is calculated due to proposed state changes to the attendance accounting formula which would impact the lab unit to hour ratio (of one unit of lab equaling four hours in the District). He reported that the May revision would be the next big budget date and lead to budget committee activity.

During the discussion, members asked if the District could expect to have additional dollars from interest earnings in the following years and whether the current budget deficit was based on the current FTES being generated. Chancellor Clift Breland asked if Vice Chancellor Williams had any recommendations, as the chief financial officer for the District, in light of the changes that with the new state attendance accounting formula, and when the next substantive budget update would take place. Mr. Williams responded with his concerns regarding use of four-hour labs because the fourth hour would not be funded, and the compressed calendar. He also stated that CBF would make modifications to the budget with the upcoming release of the P-1 figures.

POLICY

Revised BP 5020, Nonresident Tuition; Revised AP 5020, Nonresident Tuition; and Revised AP 5030, Fees: AP 5020 and AP 5030 were revised by the Drop for Nonpayment Workgroup, while BP 5020 was revised to add legally required language.

AP 5030, Fees: This procedure was updated to specify the conditions under which the District would drop nonresident students and international students for nonpayment of tuitions and fees. The updates include the addition of new sections 4.1.3, 4.1.4 and 4.2.1, and clarifying language in sections 4.2 and 4.3.

BP 5020, Nonresident Tuition: This policy was updated to include legally required language.

AP 5020, Nonresident Tuition: This procedure was updated to include legally required language and to incorporate new payment language in section 10 which mirrors the new, proposed language in AP 5030.

During the discussion, Vice Chancellor Cherry Li-Bugg shared that the revisions to the APs were prompted due to the nonpayment of tuition and fees by students which has resulted in the accumulation of a significant amount of uncollected fees (close to \$10 million after writing off millions with COVID relief funds). The District is attempting to address the issue primarily with nonresident and international students because taxpayer dollars should not be used to pay for their tuition or fees. She noted that the District developed a payment plan where nonresident students must pay within 72 hours or sign up for a payment plan or they will be dropped; international must pay within 72 hours or be dropped.

There was consensus to approve AP 5020 and AP 5030 and post them on the District website and to approve BP 5020 and forward it to the Board for their consideration.

Revised Chapter 7 Board Policies & Administrative Procedures – Continuous Review Cycle: The following Chapter 7 policies were reviewed and revised to reflect content revisions recommended by CCLC as part of the 6-year review cycle.

BP 7100, Commitment to Equal Employment Opportunity and Diversity: Revised to add optional language to highlight diversity, equity, and inclusion issues recommended by CCLC and grammar corrections. During the discussion, members added “anti-racism” and “accessibility” to the DEI language listing to reflect the District’s practice.

BP 7110, Authority to Hire: Revised to make grammar corrections and cite the corresponding board policies.

BP 7130, Compensation: Revised to make one grammar correction.

AP 7130-1, Payroll: Revised to add a “Reference” section citation and make a grammar correction.

AP 7130-3, Retirement Systems: Revised to make grammar corrections.

BP 7160, Professional Development: Revised to make one grammar correction and to cite the corresponding board policy.

BP 7310, Nepotism: Revised to add legally required language and to make one grammar correction.

BP 7330, Certification of Freedom From Communicable Disease: Revised to add legally required language and update the corresponding administrative procedure citation.

AP 7330, Certification of Freedom From Communicable Disease: Revised to make a grammar correction and to cite the corresponding board policy.

BP 7350, Resignation: Revised to make grammar corrections.

AP 7350, Resignation: Revised to add a “Reference” section citation and to cite the corresponding board policy.

BP 7370, Political Activity: Revised to update the “Reference” section and make a grammar correction.

BP 7770, Whistleblower Protection: Revised to update pronoun usage and to update the corresponding administrative procedure.

AP 7770, Whistleblower Protection: Revised to update pronoun usage, remove mentions of “Provost,” update contact information, and to cite the corresponding board policy.

There was consensus to approve AP 2745 and post it on the District website and to approve BP 2015, BP 2740, and BP 2745 and forward them to the Board for their consideration.

Program Discontinuance Workgroup: Chancellor Clift Breland led overview of the previous DCC discussions regarding the initial request by Kathleen McAlister and Jennifer Combs to suspend the District program discontinuance policy and revise BP/AP 4021, Program Discontinuance. Kathleen McAlister indicated that there was some confusion about next steps, and Dr. Clift Breland requested input on who should serve on the workgroup and whether a broader call out for participants was necessary. Ultimately it was suggested that representatives from each site location representing multiple constituency groups (about four or five from each of the campuses) should be sought with Kathleen McAlister to send the call out.

ADJOURNMENT: The meeting adjourned at 3:05 p.m.