

**SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
RONALD REAGAN BOARD OF TRUSTEES ROOM-RM 145
HEALTH SCIENCES/DISTRICT OFFICES BLDG., SADDLEBACK COLLEGE**

**MINUTES OF THE BOARD OF TRUSTEES' MEETING
March 26, 2018**

PRESENT

Members of the Board of Trustees:

Timothy Jemal, President
T.J. Prendergast, III, Clerk
Barbara J. Jay, Member
David B. Lang, Member
Terri Whitt, Member
James R. Wright, Member

ABSENT

Marcia Milchiker, Vice President
Jordan J. Larson, Student Member

Administrative Officers:

Thomas M. Fallo, Acting Chancellor
Robert Bramucci, Vice Chancellor, Technology and Learning Services
Ann-Marie Gabel, Vice Chancellor, Business Services
Cindy Vyskocil, Vice Chancellor, Human Resources
Gregory Anderson, President Saddleback College
Glenn Roquemore, President Irvine Valley College

CALL TO ORDER: 4:30 P.M.

1.0 PROCEDURAL MATTERS

1.1 Call to Order

1.2 Public Comments

Members of the public may address the Board on items listed to be discussed in closed session. If you wish to address the board on a closed session item, please complete a yellow form entitled, "Request to Speak" and submit it to the board's Executive Assistant. These forms are available outside the board room. Speakers are limited to two minutes each.

One public comment was made regarding agenda item 5.11 – Award of Wireless Access Points Installation Project.

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

1.3 Public Employee Employment, Evaluation of Performance, Discipline, Dismissal, Release (Government Code Section 54957(b).) (6 matters)

- A. Public Employee Discipline, Dismissal, Release (Government Code Section 54957(b).) (3 matters)
- B. Public Employee Employment (Government Code Section 54957(b).) (2 matter)
 - 1. Chancellor Recruitment Update
 - 2. Unrepresented Employee: Chancellor
- C. Public Employee Performance Evaluation (Government Code Section 54957(b).) (1 matter)
 - 1. Acting Chancellor

1.4 Conference with Labor Negotiators (GC Section 54957.6)

- A. Faculty Association
Agency Designated Negotiator: Dr. Cindy Vyskocil, Vice Chancellor of Human Resources
- B. Classified School Employees Association (CSEA)
Agency Designated Negotiator: Dr. Cindy Vyskocil, Vice Chancellor of Human Resources
- C. Police Officer's Association (POA)
Agency Designated Negotiator: Dr. Cindy Vyskocil, Vice Chancellor of Human Resources

1.5 Conference with Legal Counsel (Government Code Section 54956.9)

- A. Anticipated Litigation (Government Code Section 54956.9(d)(2), (e)(1) (2 potential cases)
- B. Pending Litigation (54956.9 (a), (d)(2), and (e)(3) (1 case)

[RECONVENE OPEN SESSION: 6:30 P.M.](#)

2.0 PROCEDURAL MATTERS

[2.1 Actions Taken in Closed Session](#)

[2.2 Invocation](#)
[Led by Trustee T.J. Prendergast](#)

[2.3 Pledge of Allegiance](#)
[Led by Trustee Terri Whitt](#)

[2.4 Public Comments](#)
[Members of the public may address the Board on any item on the agenda at this time or during consideration of the item. Items not on the agenda that are within the subject matter jurisdiction of the Board may also be addressed at this time. If you wish to address the board, please complete a yellow form entitled, "Request to Speak" and submit it to the board's Executive Assistant. These forms are available outside the board room. Speakers are limited to up to two minutes each.](#)

One public comment on student rights and viewpoint discrimination and one public comment on rehire rights for part-time faculty was heard by the board.

3.0 REPORTS

3.1 Oral Reports: Speakers are limited to up to two minutes each.

[A. Board Reports](#)

[B. Chancellor's Report](#)

[Written Report](#)

[C. College Presidents' Reports \(Written Reports included in Section 8.0\)](#)

[Irvine Valley College](#)

[Saddleback College](#)

D. Associated Student Government Reports

[ASIVC Written Report](#)

E. Board Request(s) for Reports

4.0 **DISCUSSION ITEMS**

4.1 None

5.0 **CONSENT CALENDAR ITEMS**

All matters on the consent calendar are routine items and are to be approved in one motion unless a Board member requests separate action on a specific item, and states the compelling reason for separate action.

Trustee Whitt requested to pull items 5.3 and 5.10 for separate discussion and action.

On a motion made by Trustee Jay and seconded by Trustee Lang, the balance of the consent items was approved on a 6 - 0 vote with Trustee Milchiker absent.

5.1 SOCCCD: Board of Trustees Meeting Minutes
Approve minutes of Regular Meeting held on February 26, 2018.

[Item 5.1](#)
[Exhibit A](#)

5.2 Saddleback College: Additional Summer 2018 Community Education Programs
Approve the Community Education courses, presenters, and compensation as presented.

[Item 5.2](#)
[Exhibit A](#)

5.3 [Saddleback College: New and Revised Curriculum for the 2018-19 Academic Year](#)
[Approve the proposed curriculum changes for the 2018-19 academic year at Saddleback College.](#)

[Item 5.3](#)
[Exhibit A](#)

On a motion made by Trustee Lang and seconded by Trustee Wright, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

5.4 Irvine Valley College: Curriculum Revisions for the 2018-2019 Academic Year
Approve curriculum revisions as recommended by the Curriculum Committee in consultation with the Academic Senate for the 2018-2019 academic year, pursuant to Title 5, Section 53200 et seq.

[Item 5.4](#)
[Exhibit A](#)

5.5 SOCCCD: Irvine Valley College Site Work for DSPS Portable Project, Award of Bid No. 329, AMTEK Construction

Award Bid No. 329, Site Work for DSPS Portable project and approve the agreement with AMTEK Construction in the amount of \$85,333.

[Item 5.5](#)
[Exhibit A](#)

- 5.6 Saddleback College and Irvine Valley College: Grant Award: Mental Health Services Grant Program
Approve the Saddleback College and Irvine Valley College Mental Health Services Grant Award in the amount of \$350,000.

[Item 5.6](#)
[Exhibit A-B](#)

- 5.7 Saddleback College and Irvine Valley College: Speakers
Approve general fund honoraria for speakers for events and/or classes at Saddleback College and Irvine Valley College.

[Item 5.7](#)
[Exhibit A](#)

- 5.8 SOCCCD: 2019-2020 Academic Calendar
Accept for review and study the proposed Academic Calendar for 2019-2020.

[Item 5.8](#)
[Exhibit A-B](#)

- 5.9 SOCCCD: Update of Authorized Signature List of Board of Trustees' Designees to Approve Documents and Contracts
Approve authorizing individuals occupying the positions listed to be approved to execute contracts and documents as listed.

[Item 5.9](#)
[Exhibit A](#)

- 5.10 [SOCCCD: District-wide ADA Self-Evaluation Consultant Services, Cordoba Corporation](#)
[Approve the District-wide ADA Self-Evaluation Consultant Services agreement with Cordoba Corporation, in the amount of \\$289,000 for the term of March 26, 2018 to December 25, 2018.](#)

[Item 5.10](#)
[Exhibit A](#)

- 5.11 SOCCCD: District-wide Wireless Access Points Installation Project, Award of Bid No. 359D, T and D Communications, Inc.
Award Bid No. 359D, District-wide Wireless Access Points Installation project and approve the agreement with T and D Communications, Inc., in the amount of \$348,249.10.

[Item 5.11](#)
[Exhibit A](#)

- 5.12 SOCCCD: Transfer of Budget Appropriations.
Ratify the transfer of budget appropriations as listed.

[Item 5.12](#)
[Exhibit A](#)

- 5.13 SOCCCD: Budget Amendment: Adopt Resolution No. 18-04 to Amend FY 2017-2018 Adopted Budget.
Adopt Resolution No. 18-04 to amend the FY 2017-2018 Adopted Budget as listed.

[Item 5.13](#)
[Exhibit A](#)

- 5.14 SOCCCD: February 2018 Change Orders/ Amendments.
Ratify the change orders and amendments as listed.

[Item 5.14](#)
[Exhibit A](#)

- 5.15 SOCCCD: Purchase Orders and Checks.
Ratify the purchase orders and checks as listed.

[Item 5.15](#)
[Exhibit A](#)

- 5.16 SOCCCD: February – 2018 Contracts.
Ratify contracts as listed.

[Item 5.16](#)
[Exhibit A](#)

6.0 GENERAL ACTION ITEMS

- [6.1](#) [SOCCCD: CCCT Board of Directors Election 2018 Recommendation for SOCCCD board members to nominate five candidates to the CCCT Board of Directors.](#)

[Item 6.1](#)
[Exhibit A](#)

On a motion made by Trustee Wright and seconded by Trustee Prendergast, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

- [6.2](#) [SOCCCD: OCSBA Maureen DiMarco Award Nomination Recommendation for SOCCCD board members to make a nomination for the Maureen DiMarco Award.](#)

[Item 6.2](#)
[Exhibit A](#)

6.3 [SOCCCD: Adjourn April 23, 2018 Regular Meeting of the Board of Trustees](#)

[Approve adjournment of the April 23, 2018 Regular Board Meeting to April 30, 2018, in accordance with California Government Code Section 54955.](#)

Item 6.3

On a motion made by Trustee Lang and seconded by Trustee Jay, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

6.4 [SOCCCD: Board Policy Revision: BP-5618 Credit by Examination, BP-5402 Associated Students' Finance, BP-5640 Service Animals, BP-3401 Animals or Pets on Campus, BP-4003 Nepotism](#)

[Accept for review and study policies as listed.](#)

Item 6.4

Exhibit A

On a motion made by Trustee Wright and seconded by Trustee Whitt, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

6.5 [SOCCCD: Board Policy Revision: BP-3002 Audits, BP-3206 Security for District Property, BP-4081 Payroll Deductions, BP-5150 Extended Opportunity Program and Services, BP-5240 Associated Students Organization, BP-5401 Student Conduct](#)

[Accept for discussion and approval policies as listed.](#)

Item 6.5

Exhibit A

On a motion made by Trustee Lang and seconded by Trustee Whitt, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

6.6 [SOCCCD: Retiree OPEB Trust Actuarial Report and Recommended Funding.](#)

[Accept Nyhart Company's 2018 actuarial report and allocate \\$4.9 million to fund the normal cost for FY 2018-2019.](#)

Item 6.6

Exhibit A

On a motion made by Trustee Jay and seconded by Trustee Wright, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

6.7 [SOCCCD: Budget Calendar FY 2018-2019](#)

[Approve the budget calendar for FY 2018-2019.](#)

Item 6.7

Exhibit A

On a motion made by Trustee Wright and seconded by Trustee Lang, this item was approved on a 6 - 0 vote with Trustee Milchiker absent.

- 6.8 [SOCCCD: Academic Employees and Classified Administrators Personnel Actions – Regular Items](#)
[Ratify New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Resignation/Retirement, Approval of Updated Contract and New Job Description, Change of Status, Reporting Structure Change.](#)

[Item 6.8](#)
[Exhibit A-B](#)

Trustee Lang suggested to divide item 6.8 and vote on section B.1 separately. On a motion made by Trustee Wright and seconded by Trustee Lang, this item was approved on a 5 - 1 vote with Trustee Prendergast casting a negative vote and Trustee Milchiker absent.

On a motion made by Trustee Whitt and seconded by Trustee Jay, the balance of item 6.8, excluding B.1, was approved on a 6 - 0 vote with Trustee Milchiker absent.

On a motion made by Trustee Prendergast and seconded by Trustee Whitt, Item 6.8, B. 1 was approved on a 5 - 1 vote with Trustee Lang casting a negative vote and Trustee Milchiker absent.

- 6.9 [SOCCCD: Classified Personnel Actions – Regular Items](#)
[Ratify New Personnel Appointments, Authorization to Eliminate Classified Position and/or Position Numbers, Authorization to Establish and Announce a Classified Position, Reorganization, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.](#)

[Item 6.9](#)
[Exhibit A](#)

On a motion made by Trustee Jay and seconded by Trustee Lang, this item was approved on a 6 - 0 vote.

- 6.10 [SOCCCD: Recess to Public Hearing – SOCCCD California School Employees Association \(CSEA\) Chapter 586 Initial Proposal to District](#)
[The Board will conduct a public hearing to provide an opportunity for the public to comment on the SOCCCD California School Employees Association's initial proposal to the District for the purpose of negotiations, pursuant to Government Code Section 3547\(c\).](#)

[Item 6.10](#)
[Exhibit A](#)

The board president recessed the regular meeting of the Board to a Public Hearing in order to provide the public an opportunity to comment on the subject of California School Employees Association (CSEA) initial proposal to the South Orange County Community College District for the purpose of negotiations. Hearing no public comments, the Public Hearing was closed and the regular Board of Trustees meeting was reconvened.

- [6.11 SOCCCD: Recess to Public Hearing – SOCCCD District Initial Proposal to California School Employees Association \(CSEA\) Chapter 586](#)
[The Board will conduct a public hearing to provide an opportunity for the public to comment on the District's initial proposal to SOCCCD California School Employees Association's for the purpose of negotiations, pursuant to Government Code Section 3547\(c\).](#)

[Item 6.11](#)
[Exhibit A](#)

The board president recessed the regular meeting of the Board to a Public Hearing in order to provide the public an opportunity to comment on the subject of the South Orange County Community College District's initial proposal to the California School Employees Association (CSEA) for the purpose of negotiations. Hearing no public comments, the Public Hearing was closed and the regular Board of Trustees meeting was reconvened.

- [6.12 SOCCCD: Recess to Public Hearing – SOCCCD Police Officers Association \(POA\) Initial Proposal to District](#)
[The Board will conduct a public hearing to provide an opportunity for the public to comment on the SOCCCD Police Officers Association's initial proposal to the District for the purpose of negotiations, pursuant to Government Code Section 3547 \(c\).](#)

[Item 6.12](#)
[Exhibit A](#)

The board president recessed the regular meeting of the Board to a Public Hearing in order to provide the public an opportunity to comment on the subject of Police Officers Association (POA) initial proposal to the South Orange County Community College District for the purpose of negotiations. Hearing no public comments, the Public Hearing was closed and the regular Board of Trustees meeting was reconvened.

7.0 REPORTS

- [7.1 Saddleback College and Irvine Valley College: Speakers](#)
[A listing of speakers for events and/or classes at Saddleback College and Irvine Valley College.](#)

[Item 7.1](#)
[Exhibit A](#)

- [7.2](#) [SOCCCD: Staff Response to Public Comments from Previous Board Meeting](#)
[None](#)
- [Item 7.2](#)
- [7.3](#) [SOCCCD: Facilities Plan Status Report. Status of current construction projects.](#)
- [Item 7.3](#)
[Exhibit A](#)
- [7.4](#) [SOCCCD: Monthly Financial Status Report. The reports display the adopted budget, revised budget and transactions through February 28, 2018.](#)
- [Item 7.4](#)
[Exhibit A](#)
- [7.5](#) [Retiree \(OPEB\) Trust Fund. Report for period ending January 31, 2018.](#)
- [Item 7.5](#)
[Exhibit A](#)

8.0 REPORTS FROM ADMINISTRATION AND GOVERNANCE GROUPS

[Item 8.0](#)

- [A.](#) [Saddleback College Academic Senate](#)
- [B.](#) [Faculty Association](#)
- [C.](#) [Irvine Valley College Academic Senate](#)
- [D.](#) [Vice Chancellor, Technology and Learning Services](#)
- [E.](#) [Vice Chancellor, Human Resources](#)
- [F.](#) [Vice Chancellor, Business Services](#)
- [G.](#) [Irvine Valley College Classified Senate](#)
- [H.](#) [California School Employees Association](#)
- [I.](#) [Saddleback College Classified Senate](#)

J. Police Officers Association

9.0 ADDITIONAL ITEMS

ADJOURNMENT (or continuation of closed session if required): 9:00 P.M.

The meeting was adjourned at 7:31 p.m.

A handwritten signature in blue ink, appearing to read "Fallo", written over a horizontal line.

Thomas M. Fallo
Secretary, Board of Trustees