

**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
August 24, 2015**

PRESENT

Members of the Board of Trustees:

T.J. Prendergast, III, President
James R. Wright, Clerk
Barbara J. Jay, Member
David B. Lang, Member
Marcia Milchiker, Member
Terri Whitt, Member
Lemar Momand, Student Member

Administrative Officers:

Gary Poertner, Chancellor
David Bugay, Vice Chancellor, Human Resources
Tod Burnett, President Saddleback College
Robert Bramucci, Vice Chancellor, Technology and Learning Services
Debra Fitzsimons, Vice Chancellor, Business Services
Glenn Roquemore, President Irvine Valley College

ABSENT

Timothy Jemal, Vice President

CALL TO ORDER: 5:00 P.M.

1.0 PROCEDURAL MATTERS

1.1 Call to Order

1.2 Swearing In: Board Member Terri Whitt

1.3 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.***

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

- 1.3 Student Discipline (EC 72122) (1 matter)
- 1.4 Public Employee Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957(b).)
 - A. Public Employee Discipline, Dismissal, Release (GC Section 54957(b).) (1 matter)
- 1.5 Conference with Labor Negotiators (GC Section 54957.6)
 - A. SOCCCD Faculty Association
Agency Designated Negotiator: David P. Bugay, Ph.D.
 - B. California School Employees Association (CSEA)
Agency Designated Negotiator: David P. Bugay, Ph.D.
 - C. Police Officers Association (POA)
Agency Designated Negotiator: David P. Bugay, Ph.D.
- 1.6 Conference with Real Property Negotiators (GC Section 54956.8) (2 matters)
 - A. Price and terms of payment for the purchase of *Property by District: Portion of Saddleback College* gross acre land parcel at the southeast corner of Marguerite Parkway and College Drive (the "Parcel").
Regarding Price and terms of payment for the purchase of Property by District.
Agency Designated Negotiator: Debra Fitzsimons, Ph. D.
- 1.7 Conference with Legal Counsel (GC Section 54956.9) (3 cases)
 - A. Pending Litigation (GC Section 54956.9(d)(1)) (1 case)
Successor Agency to the Tustin Community Redevelopment Agency etc., et. al. v. Michael Cohen, an individual sued as the Director of Finance of the State of California, etc. et. al.; and real party in interest, the South Orange County Community College District etc. et. al. (GC Section 54956.9(d)(1))
 - B. Anticipated Litigation (GC Section 54956.9(d)(2) and (e)(1).) (2 cases)

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

- 2.1 **Actions Taken in Closed Session**
- 2.2 **Invocation**
Trustee Jim Wright led the invocation in Trustee Jemal's absence.
- 2.3 **Pledge of Allegiance**
Led by Trustee David Lang
- 2.4 **Recognitions: Speakers are limited to two minutes each.**

- A. Resolutions:
 - 1. None
- B. Commendations:
 - 1. None

2.5 **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.***

Three public comments regarding faculty negotiations and one public comment reminding public about a special event at IVC.

3.0 **REPORTS**

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

- A. Board Reports
- B. Chancellor's Report
- C. College Presidents' Reports (*Written Reports included in Section 8.0*)
- D. Associated Student Government Reports
- 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 Wright requested to pull items 5.7, 5.10 and 5.12.

On a motion by Trustee Lang and seconded by Trustee Wright, the balance of the consent calendar was approved on a 6-0 vote with Trustee Jemal absent.

- 5.1 **SOCCCD: Board of Trustees Meeting Minutes**
Approve minutes of a Regular Meeting held on July 20, 2015.
- 5.2 **Saddleback College: New and Revised Programs for the 2015-16 Academic Year**

Approve the new and revised programs.

- 5.3 **Saddleback College: Oxford Semester Abroad in Oxford, England – Spring Semester 2016, Agreement with American Institute of Foreign Study**
Approve the Spring 2016 Saddleback College study abroad program: Oxford Semester Abroad in Oxford, England, and authorizes execution of the Educational Tour/Field Study Travel Contractor Agreement with the American Institute for Foreign Study for coordinating all travel agreements.
- 5.4 **SOCCCD: Saddleback College, Irvine Valley College and Advanced Technology and Education Park, Extension of Charter Bussing Services Agreement, Amendment No. 1, Pacific Coachways Charter Services, Inc.**
Approve Amendment No. 1 with Pacific Coachways Charter Services, Inc. for the first of two one-year extensions, beginning August 25, 2015 and ending June 30, 2016, and approve a 4% increase in annual fees.
- 5.5 **SOCCCD: Saddleback College Fine Arts HVAC Upgrades and Interior Renovation Project, Commissioning Services Agreement, Amendment No. 1, Facility Dynamics Engineering**
Approve Amendment No. 1 with Facility Dynamics Engineering to extend the term of service by 6 months with a new duration of 28 months, for commissioning services for the Saddleback College Fine Arts HVAC Upgrades and Interior Renovation project, for no additional fees and a contract total remaining at \$70,624.
- 5.6 **Irvine Valley College: Model United Nations, Student Out-of-State Conference Travel, Washington, DC from October 29, 2015 – November 1, 2015**
Approve the IVC Model United Nations program for student out-of-state conference travel to the National Model United Nations – Washington, DC Conference from October 29 to November 1, 2015.
- 5.7 **SOCCCD: Irvine Valley College A400 Design-Build (Liberal Arts Building) Project, DSA Inspection Services Agreement, Amendment No. 1, TYR, Inc.**
Approve Amendment No. with TYR, Inc., for additional DSA Inspection services, for the Irvine Valley College A400 Design-build (Liberal Arts Building) project, in the amount of \$60,000, for a revised total contract amount of \$243,000 and a new completion date of December 31, 2015.
- On a motion made by Trustee Lang and seconded by Trustee Wright, this item was approved on a 6-0 vote.
- 5.8 **Irvine Valley College: Community Education Programs, Fall 2015 Addition**
Approve the Community Education courses, presenters and compensation for Fall 2015.

- 5.9 **Irvine Valley College: 2016 International Debate Tour, People's Republic of China (PRC) from May 25 – June 11, 2016**
Approve the 2016 International Debate Tour to the People's Republic of China from May 25 to June 11, 2016 at a total estimated maximum budget not to exceed \$81,324.00 with \$16,600.00 from the general fund.

- 5.10 **SOCCCD: ATEP IVC First Building Project, Commissioning Services Agreement, 3QC, Inc.**
Approve the commissioning services agreement with 3QC, Inc. for the ATEP IVC First Building project for a not to exceed amount of \$116,600.

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

- 5.11 **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.

- 5.12 **SOCCCD: Trustees' Requests for Attending Conferences**
Approve/Ratify Trustees' requests for attending conference(s)

On a motion made by Trustee Lang and seconded by Trustee Whitt, this item was approved on a 5-0 vote with Trustee Wright abstaining.

- 5.13 **SOCCCD: Prequalification Questionnaire for the Design-Bid-Build Delivery Method and the Design-Bid Delivery Method for Capital Improvement Projects**

Approve the Prequalification Questionnaire for the design-bid-build delivery method and the design-build delivery method as the basis for developing Prequalification Questionnaires and delegates the authority to the Vice Chancellor of Business Services or designee to make project specific changes.

- 5.14 **SOCCCD: District-wide Workday Implementation Training Space, Chawanakee Unified School District (CUSD) Cooperative Purchase Agreement, Class Leasing, Inc.**

Approve the use of Class Leasing, Inc., Bid No. 2011-01, for the lease/purchase of relocatable buildings. This approval applies to use within the term of the contract and is contingent upon verification of the availability of funds for each purchase. Total cost for this use will not exceed \$275,000.

- 5.15 **SOCCCD: District-wide Air Blown Fiber, Board Change Order No. 4, T and D Communications, Inc.**

Approve Board Change Order No. 4 for the District-wide Air Blown Fiber project and authorize staff to execute the corresponding change order with the contractor resulting in a \$7,933 increase in the total project cost and add an additional 120 days to the project schedule, for a revised

contract completion date of October 28, 2015 and a revised contract amount of \$709,159.

- 5.16 **SOCCCD: Budget Amendment: Adopt Resolution No. 15-36 to Amend FY 2014-2015 Adopted Budget**
Adopt Resolution No. 15-36 to amend the FY 2014-2015 Adopted Budget.
- 5.17 **SOCCCD: Contract for Quality Assurance Services, eNamix**
Approve the agreement with eNamix, for an amount not to exceed \$171,360, for the term of September 1, 2015 to August 31, 2016.
- 5.18 **SOCCCD: Contract for Software Development, Neudesic LLC**
Approve the work order with Neudesic LLC for an amount not to exceed \$267,000 for the term of September 1, 2015 through December 30, 2015.
- 5.19 **SOCCCD: Contract for Project Management and Database Design Services, Nimble Consulting**
Approve the agreement with Nimble Consulting for an amount not to exceed \$270,144.
- 5.20 **SOCCCD: Contract for Software Development Services, Redisq Technologies**
Approve the agreement with Redisq Technologies for a total amount not to exceed \$124,992.
- 5.21 **SOCCCD: Contract for Software Development Services, Synergy Software Solutions**
Approve the agreement with Synergy Software Solutions for a total amount not to exceed \$211,680.
- 5.22 **SOCCCD: Contract for BPA Facilitation Services, Strata Information Group**
Approve the agreement with Strata Information Group for an amount not to exceed \$146,800.
- 5.23 **SOCCCD: Purchase Orders and Checks**
Ratify the purchase orders and checks as listed.
- 5.24 **SOCCCD: Transfer of Budget Appropriations**
Ratify the Transfer of Budget Appropriations.
- 5.25 **SOCCCD: Gifts to the District and Foundations**
Accept donations.
- 5.26 **SOCCCD: July 2015 Contracts**
Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

6.1 **SOCCCD: Adopted Budget for Fiscal Year 2015-2016**

Approve the FY 2015-2016 Adopted Budget.

A correction to the narrative on page 5 of the PowerPoint presentation was noted.

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

6.2 **Saddleback College and Irvine Valley College: FY 2015-2016 Adopted Student Government Budgets**

Approve the FY 2015-2016 adopted student government budgets.

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

6.3 **SOCCCD: Saddleback College Technology and Applied Science Swing Space, Enter into Agreement with San Diego Gas and Electric (SDG&E) for Easement on Lower Campus Drive, Public Hearing**

Open a public hearing.

A Public Hearing was held to allow the District to enter into a contract with SDG&E for easement on lower campus drive pursuant to the requirements of California Government Code 4217.

6.4 **SOCCCD: Saddleback College Advanced Technology and Applied Science (ATAS) Swing Space, Adopt Resolution 15-35 and Enter into Agreement for Easement on Lower Campus Drive, San Diego Gas and Electric (SDG&E)**

Adopt Resolution No. 15-35 to authorize entering into an agreement with San Diego Gas and Electric to dedicate an easement on Saddleback College property for utility purposes.

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

6.5 **SOCCCD: Board Policy Revision: BP-4011.1 Full-time Faculty Hiring, AR-4011.1 Recruitment: Full-time Faculty, BP-4309 Duties and Responsibilities of the Faculty**

Accept for review and study.

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

6.6 **SOCCCD: Academic Personnel Actions – Regular Items**

Approve New Personnel Appointments, Additional Compensation: General

Fund, Additional Compensation: Categorical/Non-General Fund,
Resignation/Retirement/Conclusion of Employment.

Correction to Exhibit A, D.1, page 12 – from 18 to 15 banked LHE.

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

6.7 SOCCCD: Classified Personnel Actions – Regular Items

Approve New Personnel Appointments, Authorization to Establish and
Announce a Classified Position, Reclassification, Authorization to Change
Classified Positions, Change of Status, Out of Class Assignments, Out of
Class Assignment End/Return to Permanent Assignment, Leave of Absence,
Resignation/Retirement/Conclusion of Employment, Volunteers.

Correction to Exhibit A, A.1.b, page 1 – change in location from IVC to SC.

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

6.8 SOCCCD: Initial Proposal from SOCCCD Police Officer Association

Acceptance of SOCCCD Police Officer Association for review and study,
and set a public hearing on the proposal for the September 2015 Board
meeting.

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

7.0 REPORTS

7.1 SOCCCD: Pilot Program BP-4011.3 Hiring Policy for Classified Staff

Information will be presented on exceptions to BP-4011.3 to establish a
pilot program to streamline and expedite the classified staff hiring policy.

7.2 SOCCCD: Basic Aid Report

Report on projected receipts and approved projects.

7.3 SOCCCD: Monthly Financial Status Report

The reports display the adopted budget, revised budget and transactions
through June 30, 2015.

7.4 SOCCCD: Quarterly Financial Status Report

Report as of June 30, 2015 for FY 2014-2015.

7.5 SOCCCD: Quarterly Investment Report

Report for quarter ending on June 30, 2015.

7.6 SOCCCD: Facilities Plan Status Report

Status of current construction projects.

- 7.7 **SOCCCD: Retiree (OPEB) Trust Fund**
Report for the periods ending June and July 2015.

8.0 REPORTS FROM ADMINISTRATION AND GOVERNANCE GROUPS

*Reports by the following individuals and groups may be written and submitted through the docket process prior to distribution of the Board agenda packet. **Speakers are limited to two minutes each.***

- 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.**

Meeting adjourned at 8:06 p.m.



Gary L. Poertner, Secretary