

**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 27, 2012**

PRESENT

Members of the Board of Trustees:

Nancy M. Padberg, President
T.J. Prendergast, Vice President
Marcia Milchiker, Clerk
Bill Jay, Member
David B. Lang, Member
Frank M. Meldau, Member
James R. Wright, Member
Heather Park, Student Member

Administrative Officers:

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

CALL TO ORDER: 5:00 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**. **Speakers are limited to two minutes each.***

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

- A. Public Employee Evaluation/Discipline/Dismissal/Release/Employment (GC Section 54957)(3)
 - 1. Public Employee Discipline (1)
 - 2. Public Employee Employment (1)
 - 3. Public Employee Evaluation: Chancellor (1)

- B. Conference with Labor Negotiators (GC Section 54957.6)
 - 1. Unrepresented Employee: Chancellor
 - a. Agency Designated Negotiator: Nancy Padberg, Esq., Board President, and Warren Kinsler, Esq. – General Counsel

- C. Conference with Real Property Negotiators (GC Section 54956.8)(1)
 - 1. Lease of Property by District: Portion of Saddleback College site: MG Promenade Apartments LLC, 28032 Marguerite Parkway, Mission Viejo
 - a. Agency Designated Negotiator: Debra Fitzsimons, Ph. D., regarding price and terms and terms of payment.

- D. Conference with Legal Counsel (GC Section 54956.9)
 - 1. Anticipated Litigation/Significant Exposure to Litigation (GC Section 54956.9[b][1] and [3][C] – *Claim of Tracy Daly*

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation

Led by Trustee Bill Jay

2.3 Pledge of Allegiance

Led by Trustee T.J. Prendergast

2.4 Resolutions/Commendations

A. Resolutions – none

B. Commendations - none

2.6 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. **Speakers are limited to up to two minutes each.***

3.0 REPORTS

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

- A. Board Reports
- B. Chancellor's Report
- C. Board Request(s) for Reports

4.0 DISCUSSION ITEMS

4.1 **Irvine Valley College and Saddleback College: Role of the Academic Senate in Education Program Development**

Irvine Valley College and Saddleback College Academic Senates will present to the Board the role of the academic senate.

Academic Senate Presidents Dr. Bob Cosgrove, Saddleback College and Dr. Kathy Schmeidler, Irvine Valley College presented a PowerPoint on the role of the academic senate in program development.

Trustee Padberg requested to advance information item 7.4. Cary Allison, a consultant from Morgan Stanley Smith Barney, presented a summary of the item.

Trustee Padberg requested to advance item 9.1 to the consent calendar.

Trustee Lang requested to pull item 5.2. Trustee Milchiker requested to pull item 5.4.

On a motion made by Trustee Lang and seconded by Trustee Jay, the balance of the consent calendar was unanimously approved on a 7-0 vote.

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.

5.1 **SOCCCD: Board of Trustees Meeting Minutes**

Approve minutes of a Special and Regular Meeting held on July 30, 2012.

5.2 **Saddleback College: Golf Driving Range Services Amendment No. 2 to the Agreement**

Approve amendment with Donovan Bros. Golf, Inc. for a one year extension and a modification to the terms reducing the return on monthly gross sales of the operation.

On a motion made by Trustee Lang and seconded by Trustee Prendergast, this item was approved on a 7-0 vote.

- 5.3 **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.
- 5.4 **Irvine Valley College: Life Science Architectural Services: Amendment No. 3 for Increased Services**
Approve amendment with Dougherty and Dougherty increasing the agreement amount by \$3,450. The total revised agreement amount is \$1,225,010.

On a motion made by Trustee Milchiker and seconded by Trustee Lang, this item was approved on a 7-0 vote.

- 5.5 **Irvine Valley College: Life Sciences: Geotechnical Consultant Agreement, Amendment No. 3**
Approve amendment with C.E.M. Lab Corp increasing the agreement amount by \$65,850. The total revised agreement amount is \$300,402.
- 5.6 **Irvine Valley College: Irvine Soccer Club (DBA: Strikers FC) License Agreement**
Approve agreement with Irvine Soccer Club(DBA: Strikers FC) in the amount of \$116,150.
- 5.7 **SOCCCD: Award of Bid: Janitorial Supplies**
Approve award of bid for janitorial supplies for the FY 2012-2013 in the amount of \$146,770.39.
- 5.8 **SOCCCD: Contract with Crescent Solutions for Software Development Services**
Approve agreement with Crescent Solutions in the amount not to exceed \$108,864.
- 5.9 **SOCCCD: Contract with eNamix for Quality Assurance Services**
Approve agreement with eNamix in the amount not to exceed \$147,168.
- 5.10 **SOCCCD: Purchase Order/Confirming Requisitions**
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P12-04607 through P12-04608 amounting to \$35,771.82 and P13-00580 through P13-01136 amounting to \$4,859,000.28. Approve confirming requisitions dated July 11, 2012 through August 7, 2012 totaling \$41,301.92.
- 5.11 **SOCCCD: Payment of Bills**
Approve check no. 160890 through 161589 processed through the Orange County Department of Education, totaling \$4,563,980.12; and check no. 010443 through 010475, processed through Saddleback College Community Education, totaling \$38,111.41; and check no. 009014 through

009026, processed through Irvine Valley College Community Education, totaling \$90,693.62.

- 5.12 **SOCCCD: July/August 2012 Contracts**
Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

- 6.1 **Saddleback College and Irvine Valley College: Final FY 2012-2013 Student Government Budgets**
Approve budgets as presented.

On a motion made by Trustee Lang and seconded by Trustee Milchiker, the Irvine Valley College ASG final budget was approved on a 7-0 vote.

On a motion made by Trustee Trustee Lang and seconded by Trustee Jay, the Saddleback College ASG final budget was approved on a 7-0 vote.

- 6.2 **SOCCCD: Adoption of the Final Budget for FY 2012-2013**
Approve as presented.

Vice Chancellor Fitzsimons announced a correction on the agenda item cover sheet under "STATUS." The correction should read, "...Saddleback College ASG budget has increased from \$20,000 to \$243,866."

On a motion made by Trustee Jay and seconded by Trustee Milchiker, this item was approved on a 7-0 vote.

- 6.3 **SOCCCD: Board Policy Revision: BP-4056: Classified Employees Participation in Decision Making, BP-5200: Student Health Services, BP-5500: Student News Media, BP-6160: Final Examinations**
Discussion/Approval

On a motion made by Trustee Lang and seconded by Trustee Prendergast, this item was approved on a 7-0 vote.

- 6.4 **SOCCCD: Board Policy Revision: BP-4000.5: Harassment and Discrimination Prevention and Complaints, BP-4001: Personal Use of Public Resources, BP-4010: Commitment to Diversity, BP-4021: Classified managers, BP-4072: Domestic Partners, BP-4209: Classified Management Personnel Reduction in Force Notification**
Accept for review and study

On a motion made by Trustee Lang and seconded by Trustee Jay, this item was approved on a 7-0 vote.

- 6.5 **SOCCCD: Academic Personnel Actions – Regular Items**
Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reorganization of Academic Administrator - Title Correction.

On a motion made by Trustee Jay and seconded by Trustee Milchiker, this item was approved on a 7-0 vote.

- 6.6 **SOCCCD: Classified Personnel Actions – Regular Items**
Approve New Personnel Appointments, Authorization to Establish and Announce a Classified Position, Reorganization of Classified Categorical Grant Funded Positions, Reclassification of Classified Categorical Grant Funded Positions, Change of Status, Out of Class Assignments, Additional Compensation, Resignation/Retirement/Conclusion of Employment, Volunteers.

Vice Chancellor Bugay announced a correction to Exhibit A, page 1 of 7, item A.1. The first “Phillips, Linus” entry should be stricken from the record.

On a motion made by Trustee Lang and seconded by Trustee Wright, this item was approved on a 7-0 vote.

7.0 **REPORTS**

- 7.1 **Saddleback College & Irvine Valley College: Speakers**
A listing of speakers for events and/or classes at Saddleback College and Irvine Valley College.
- 7.2 **SOCCCD: Basic Aid Report**
Report on projected receipts and approved projects.
- 7.3 **SOCCCD: Facilities Plan Status Report**
Status of current construction projects.
- 7.4 **SOCCCD: Retiree (OPEB) Trust Fund**
This report is for period ending May 31, 2012.
- 7.5 **SOCCCD: Quarterly Investment Report**
This report is for the quarter ending on June 30, 2012.
- 7.6 **SOCCCD: Quarterly Financial Status Report**
This report is as of June 30, 2012 for the FY 2011-2012

8.0 WRITTEN REPORTS

Reports by the following individuals and groups should be written and submitted through the docket process prior to distribution of the Board agenda packet.

- A. Saddleback College Academic Senate
- B. Faculty Association
- C. Irvine Valley College Academic Senate
- D. Associate Vice Chancellor, Economic Development
- E. President, Irvine Valley College
- F. President, Saddleback College
- G. Vice Chancellor, Technology and Learning Services
- H. Vice Chancellor, Human Resources
- I. Vice Chancellor, Business Services
- J. Irvine Valley College Classified Senate
- K. California School Employees Association
- L. Saddleback College Classified Senate
- M. Associated Student Government, Saddleback College
- N. Associated Student Government, Irvine Valley College
- O. Police Officers Association

9.0 ADDITIONAL ITEMS

9.1 SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting

Adopt resolution 12-30 (Exhibit A) authorizing payment to Trustee Prendergast who was absent from the July 30, 2012 Meeting of the Board of Trustees.

This item was advanced to the consent calendar. On a motion made by Trustee Lang and seconded by Trustee Wright, this item was approved on a 6-0 vote with Trustee Prendergast abstaining.

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

The meeting was adjourned at 8:32 p.m.



Gary L. Poertner, Secretary