

**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  
JANUARY 20, 2011**

**PRESENT**

Members of the Board of Trustees:

Nancy M. Padberg, President  
T.J. Prendergast, Vice President  
Marcia Milchiker, Clerk  
Thomas A. Fuentes, Member  
William O. Jay, Member  
David B. Lang, Member  
Frank M. Meldau, Member  
Eve Shieh, Student Member

**ABSENT**

Administrative Officers:

Gary Poertner, Chancellor  
Robert Bramucci, Vice Chancellor, Technology and Learning Services  
David Bugay, Vice Chancellor, Human Resources  
Tod Burnett, President Saddleback College  
Glenn Roquemore, President Irvine Valley College  
Randy Peebles, Provost, ATEP

**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 Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957)
  - 1. Public Employee Employment (1)
  - 2. Public Employee Discipline, Dismissal (2)
  
- B. Conference with Labor Negotiators (GC Section 54957.6)
  - 1. SOCCCD Faculty Association
    - a. Agency Designated Negotiator: David Bugay, Ph. D.
  
  - 2. California School Employees Association (CSEA)
    - a. Agency Designated Negotiator: David Bugay, Ph. D.
  
  - 3. Police Officers Association (POA)
    - a. Agency Designated Negotiator: David Bugay, Ph. D.
  
- C. Conference with Legal Counsel (GC Section 54956.9)
  - 1. Existing Litigation (GC Section 54956.9[b]) (1 case)  
Westphal v. Wagner
  
  - 2. Anticipated Litigation/Significant Exposure to Litigation (2 cases)  
(GC Section 54956.9[b][1] and [b][3][A])

**RECONVENE OPEN SESSION: 6:00 P.M.**

**2.0 PROCEDURAL MATTERS**

2.1 Actions Taken in Closed Session

On a 7-0 vote, the board approved an unpaid leave of absence without benefits to a classified employee.

2.2 Invocation  
Led by Trustee Nancy Padberg

2.3 Pledge of Allegiance  
Led by Trustee T.J. Prendergast

2.4 Resolutions/Presentations/Introductions

Resolution: Irvine Valley College Lasers Women's Golf Team

Resolution: Tere Fluegeman, 2010 Outstanding Manager of the Year District

Resolution: Jerilyn Chuman, 2010 Outstanding Administrator of the Year Saddleback College

- 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. 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 Requests for Report(s)

### **4.0 DISCUSSION ITEMS**

- 4.1 SOCCCD: Project Planning at Saddleback College, Irvine Valley College and Advanced Technology and Education Park (ATEP)  
Discuss information on projects and their relationship to current planning efforts.

Director Brandye D'Lena presented a report to the Board.

### **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.*

On a motion made by Trustee Jay and seconded by Trustee Milchiker the Consent Calendar Items were approved on a 7-0 vote.

- 5.1 SOCCCD: Board of Trustees Meeting Minutes  
Approve minutes of a Regular Meeting held on December 6, 2010.
- 5.2 Saddleback College: Digital Piano Sale  
Approve the sale of surplus property and authorize the Music Department to hold a surplus sale and to send items not sold to the District warehouse for auction.
- 5.3 Saddleback College: Speakers  
Approve general fund honorarium for a speaker at Saddleback College.
- 5.4 Saddleback College: HDTV Studio Cameras for Cinema/TV/Radio Department  
Approve award of bid for HDTV Studio Cameras to Snader and Associates, Inc. for a total amount of \$81,030.59.

- 5.5 SOCCCD: December 2010/January 2011 Contracts  
Ratify contracts as listed.
- 5.6 SOCCCD: Gifts to the District and Foundations  
Approve acceptance of gifts.
- 5.7 SOCCCD: Transfer of Budget Appropriations  
Ratify transfer of budget appropriations as shown.
- 5.8 SOCCCD: Budget Amendment: Adopt Resolution No. 11-02 to Amend 2010/2011 Restricted General Fund  
Adopt resolution to amend the adopted budget.
- 5.9 SOCCCD: Purchase Order/Confirming Requisitions  
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P11-02613 through P11-02976 amounting to \$1,783,223.82 and confirming requisitions dated November 13, 2010 through December 14, 2010 totaling \$124,962.38.
- 5.10 SOCCCD: Payment of Bills  
Approve check no. 098184 through 099015, processed through the Orange County Department of Education, totaling \$6,834,438.53; and check no. 010017 through 010029, processed through Saddleback College Community Education, totaling \$32,334.93; and check no. 008789 through 008792, processed through Irvine Valley College Community Education, totaling \$32,676.27.
- 5.11 SOCCCD: Renewal of Bid: Office Supplies 2011  
Approve the renewal of contract with Office Max in the anticipated amount of \$326,500.00 for office supplies for the 2011 calendar year.
- 5.12 SOCCCD: Authorization for Institutional Memberships 2010-2011  
Approve memberships and estimated dues for organizations.
- 5.13 SOCCCD: Trustees' Requests for Attending Conferences  
Approve/ratify the Trustees' requests for attending conferences
- 5.14 SOCCCD: Resolution No. 11-01: Conflict of Interest – Biennial Review  
Adopt resolution and approve the revised Conflict of Interest Code.
- 5.15 SOCCCD: Contract with Datalink for Software Development Services  
Approve an agreement with Datalink for a total amount not to exceed \$54,080.
- 5.16 Saddleback College: Cosmetology and Cosmetician Instruction Agreements  
Approve a two year agreement, with options to renew for three additional one year terms with Hair California Beauty Academy for the Cosmetology and Cosmetician instruction at Saddleback College.

On a motion made by Trustee Fuentes and seconded by Trustee Milchiker the Board unanimously approved continuing the meeting until 9:30 p.m.

## **6.0 GENERAL ACTION ITEMS**

- 6.1 Irvine Valley College: WIA ITA Training Provider Agreement with the County of Orange  
Approve the WIA ITA Training Provider Agreement X7, CFDA: 17.258 & 17.260 between IVC and the County of Orange that will establish IVC's eligibility to receive WIA funding and authorize OC WIB to disburse vouchers to IVC to pay for the tuition, fees and books related to approved certificates and/or degrees.

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

- 6.2 Irvine Valley College: Parking Bail Increase to Offset New State Legislative Surcharge Pursuant to SB 857  
Approve the increase of \$3.00 to the bail schedule for IVC parking violations to offset the additional assessment pursuant to SB 857 assessed on December 7, 2010.

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

- 6.3 SOCCCD: CCCT Board of Directors Nominations  
Approve nomination(s) for membership on the California Community College Trustees (CCCT) Board of Directors.

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

- 6.4 SOCCCD: Renewal Agreement for Firewall Services and Support  
Approve the renewal of the Palo Alto firewall support and security service subscription using the CMAS reseller Accuvant at a cost not to exceed \$85,000 for the 2011 calendar year.

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

- 6.5 SOCCCD: Board Policy Revision: BP-4420-Enrollment Fee Reimbursement for Employees, BP-5618-Credit by Examination-Specific Course Credit, BP-5800-Prevention of Identity Theft in Student Financial Transactions, BP-5620-College Level Examination Program (CLEP), BP-6170-Counseling, BP-6180-Career and Technical Educational Program Advisory Committees, BP-5621-English Equivalency Examination Discussion/Approval.

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

- 6.6 SOCCCD: Board Policy Revision: BP-3530-Compliance with Payment Card Industry Data Security Standards (PCI-DSS), BP-5619-Advanced Placement Examination Program, BP-3401-Animals or Pets on Campus, BP-4075-Health and Welfare Benefits for Former Board of Trustees, BP-166-Health Benefits, BP-2001-Administrative Organization, BP-5607-Nonresident Student Tuition, BP-5506-Accommodations for Students with Disabilities, BP-6132-Selection of Library Materials, BP-6135-Library-Use Fee  
Accept for Review and Study

On a motion made by Trustee Lang and seconded by Trustee Fuentes this item was accepted for review and study on a 7-0 vote.

- 6.7 SOCCCD: Academic Year 2011/12 Non-Resident Tuition Fees for Foreign & Out-Of-State Students  
Adopt non-resident tuition fee of \$179 per semester unit based on the "District average cost" option.

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

- 6.8 SOCCCD: 2011-2012 Sabbatical Recommendations  
Approval of faculty sabbaticals for the 2011-2012 academic year as recommended by the SOCCCD Sabbatical Committee.

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

- 6.9 SOCCCD: Academic Personnel Actions – Regular Items  
Approve New Personnel Appointments, Authorization to Eliminate Academic Positions and/or Position Numbers, Authorization to Establish an Academic Faculty Position, Change Academic Faculty Assignment and Transfer, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reduced Workload Program with STRS Retirement Revision.

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

- 6.10 SOCCCD: Classified Personnel Actions – Regular Items  
Approve New Personnel Appointments, Authorization to Eliminate Classified Position and/or Position Numbers, Authorization to Extend a Temporary Classified Position, Authorization to Establish and Announce a Classified Position, Reclassification, Change of Status, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.

Item B.4 and Item D.6 were pulled by administration. On a motion made by Trustee Lang and seconded by Trustee Jay this item passed on a 7-0 vote.

## **7.0 INFORMATION ITEMS**

- 7.1 Saddleback College and Irvine Valley College: Speakers  
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: List of Board Requested Reports  
Listing of reports requested by the Board of Trustees.
- 7.5 SOCCCD: Monthly Financial Status Report  
Report displays the adopted budget, revised budget and transactions through November 30, 2010.
- 7.6 SOCCCD: Report on Employees with Earnings over \$100,000 for Fiscal Year 2009/2010  
Report of employees who had earnings in excess of \$100,000.
- 7.7 SOCCCD: New Market Tax Credit Report  
Participation in a pilot program for NMTC at ATEP utilizing the services of Public Economics, Inc. as the consultant on this project.

Vice Chancellor David Bugay presented a report to the Board.

On a motion made by Trustee Padberg and seconded by Trustee Prendergast the Board unanimously approved continuing the meeting past 9:30 p.m. until its conclusion.

## **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.

President, Saddleback College  
President, Irvine Valley College  
Provost, ATEP  
Associated Student Government of SC  
Associated Students of IVC  
Saddleback College Academic Senate  
Irvine Valley College Academic Senate  
Faculty Association

California School Employees Association  
Saddleback College Classified Senate  
Irvine Valley College Classified Senate  
District Services Classified Senate  
Police Officers' Association

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

The meeting was adjourned at 9:37 p.m. in memory of Saddleback College students, Dylan Carson and Robert Sickles.

---

Gary L. Poertner, Secretary