

**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
July 20, 2015**

PRESENT

Members of the Board of Trustees:

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

Administrative Officers:

Tod Burnett, President Saddleback College
Gary Poertner, Chancellor
David Bugay, Vice Chancellor, Human Resources

ABSENT

Robert Bramucci, Vice Chancellor, Technology and Learning Services
Debra Fitzsimons, Vice Chancellor, Business Services
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**. 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.***

An Irvine Valley College student made a public comment pertaining to an instructor.

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.
- 1.6 Conference with Legal Counsel (GC Section 54956.9) (2 cases)
 - A. Anticipated Litigation (GC Section 54956.9(d)(2) and (e)(1).) (1 case)

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

The board, in open session, voted on a 6-0 vote on the expulsion of a student, ID# 737876, pursuant to Education Code 72122.

2.2 Invocation

Led by Trustee Jim Wright

2.3 Pledge of Allegiance

Led by Trustee Barbara Jay

2.4 Recognitions: Speakers are limited to two minutes each.

A. Resolutions:

1. Board Member Nancy Padberg
2. Irvine Valley College Speech and Debate Team 2015 National Champions

B. Commendations:

1. Saddleback College President Tod Burnett commended Phi Theta Kappa Chapter for having received Five Star status, the highest recognition offered by this prestigious International Honor Society for two-year colleges.

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.

One public comment was made pertaining to former board member Nancy Padberg and former Saddleback College Foundation President Jim Leach.

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 **Saddleback College and Irvine Valley College: Student Success for Scorecard for Community Colleges**

A presentation on performance indicators for Saddleback College and Irvine Valley College.

Research Directors Denice Inciong (District Services), Craig Hayward (Irvine Valley College) and Nicole Ortega (Saddleback College), along with Saddleback College President Tod Burnett and Irvine Valley College Vice President Linda Fontanilla, presented an annual overview of the Student Success Scorecard.

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.

Trustees Wright and Jemal requested to pull item 5.3; Trustee Wright requested to pull item 5.8.

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

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

Approve minutes of a Regular Meeting held on June 22, 2015.

5.2 Irvine Valley College: Curriculum Revisions for the 2015-2016 Academic Year

Approve curriculum revisions as recommended by the Curriculum Committee in consultation with the Academic Senate for the 2015-2016 academic year, pursuant to Title 5, Section 53200 et seq.

5.3 SOCCCD: Irvine Valley College A400 Design-Build Project, Building Envelope Consultant Services Agreement, Amendment No. 1, Allana Buick & Bers, Inc.

Approve Amendment No. 1 with Allana Buick & Bers, Inc. for additional building envelope consulting services for the Irvine Valley College A400 Design-build project, in the amount of \$60,000, for a revised total contract amount of \$120,104.

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

5.4 Saddleback College: Grant Acceptance Career Technical Education Teacher Preparation Pipeline (TPP)

Accept award of \$120,000 from the California Community College Chancellor's Office for CTE Grant Agreement Number 14-090-007.

5.5 Saddleback College: 2015-16 Revision of Laboratory/Material Fees

Approve the 2015-16 Saddleback College revision of Laboratory/Material Fees.

5.6 Saddleback College: New Transfer Degree for the 2015/16 Academic Year

Approve the proposed new Associate in Arts in Music for Transfer Degree.

5.7 Saddleback College: Curriculum Revisions and New Courses for the 2015-16 Academic Year

Approve the proposed curriculum changes for the 2015-16 academic year at Saddleback College.

5.8 SOCCCD: Saddleback College Fine Arts Parking Lots 9 & 10 Landscape Project, Change Order No. 1, Clean Cut Landscape

Approve Board Change Order No. 1 for the Saddleback College Fine Arts Parking Lots 9 & 10 Landscape project and authorize staff to execute Board Change Order No. 1 with Clean Cut Landscaping which will result in a no cost change and the addition of 43 days to the approved schedule, with the total project cost remaining \$119,610.

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

5.9 SOCCCD: Saddleback College Fine Arts HVAC Upgrades and Interior

Renovation Project, Architectural Services Agreement Amendment No. 5, gkkworks

Approve Amendment No. 5 with gkkworks, for additional architectural services in the amount of \$12,000, for the Saddleback College Fine Arts HVAC Upgrades and Interior Renovation project, for a total fee of \$316,390.

- 5.10 **SOCCCD: Saddleback College, Radio Transmitter Building Project, Change Order No. 1, Pacific Winds Building, Inc.**
Approve Board Change Order No. 1 for the Radio Transmitter Building project and authorize staff to execute the corresponding change order with Pacific Winds Building, Inc. resulting in a \$4,103.71 increase, with the total contract value of \$154,103.71.
- 5.11 **SOCCCD: Saddleback College Photo/Radio/Television Renovation Project, Architectural Services Agreement, Amendment No. 3, gkkworks**
Approve Amendment No. 3 with gkkworks for the Saddleback College Photo/Radio/Television Renovation project for additional architectural services in the amount of \$11,806 for a total contract value of \$130,811 and a contract extension of 90 days to a new date of March 17, 2015.
- 5.12 **SOCCCD: Saddleback College Central Plant Phase 2 Upgrade Energy Services Agreement, Amendment No. 2, Southland Industries**
Approve Amendment No. 2, a no cost, 84 day contract extension, for the Saddleback College Central Plant Phase 2 Upgrade, Energy Services project with Southland Industries, with a new completion date of September 30, 2015.
- 5.13 **SOCCCD: Saddleback College and Irvine Valley College, Janitorial Supplies, Second Year Bid Renewal, Bid No. 305D**
Approve the second of the two, one-year renewal periods for Bid No. 305D, Janitorial Supplies, for the FY 2015-2016, for a total amount not to exceed \$129,658.05 to the listed vendors.
- 5.14 **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.
- 5.15 **SOCCCD: ATEP, Land Exchange Demolition, Project Management Services Agreement Amendment No. 2, H2 Environmental Consulting Services, Inc.**
Approve Amendment No. 2 with H2 Environmental Consulting Services, Inc., for additional project management services in the amount of \$6,180 for the ATEP Land Exchange Demolition project for a total fee of \$102,220.
- 5.16 **SOCCCD: Land Surveyor Services Pool**
Approve the six firms listed above for a pool from which to draw Land Surveyor services for no greater than a five year period.
- 5.17 **SOCCCD: Authorization for District-wide Institutional Memberships FY**

2015-2016

Approve the District-wide institutional memberships FY 2015-2016 and estimated dues for organizations.

- 5.18 **SOCCCD: District-wide Cisco Smartnet Support Agreement Renewal, Resilient Communications, Inc.**
Approve the use of the Resilient Communications, Inc. CMAS contract No. 3-11-70-2492 for support, services, and equipment for the district's Cisco infrastructure purchases. This approval applies to purchases made within the term of each contract and is contingent upon verification of the availability of funds for each purchase.
- 5.19 **SOCCCD: Adopt Resolution No. 15-29: Appropriations Limit for 2015-2016 (Gann Limit)**
Adopt Resolution 15-29 establishing the required State constitutional appropriations limit for fiscal year 2015-2016 for the South Orange County Community College District.
- 5.20 **SOCCCD: Gifts to the District and Foundations**
Accept donations.
- 5.21 **SOCCCD: Payment of Bills**
Ratify the payment of bills as listed.
- 5.22 **SOCCCD: Purchase Order/Confirming Requisitions**
Ratify the purchase orders/confirming requisitions as listed.
- 5.23 **SOCCCD: June 2015 Contracts**
Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

- 6.1 **SOCCCD: Vacancy in Trustee Area 4**
Recommendation for SOCCCD board members to adopt either Resolution No. 15-31 (Exhibit A) ordering a special election or adopt Resolution No. 15-32 (Exhibit B) calling for the appointment of a provisional board member. If the decision is to appoint a provisional board member, the Chancellor further recommends that the Board adopt Resolution No. 15-33 (Exhibit C) establishing the procedure for the appointment of a provisional board member.

On a 5-0 vote with Trustee Lang abstaining, the board adopted Resolution No. 15-32 calling for the appointment of a provisional board member for the vacancy in Trustee Area 4 and Resolution No. 15-33 establishing the procedure for the appointment.
- 6.2 **SOCCCD: ATEP, Development Master Planning Services Agreement**

Amendment No. 1, HMC Architects

Approve Amendment No. 1 to the ATEP Development Master Planning Services agreement with HMC Architects extending the contract to June 22, 2015 and increasing the amount by \$147,967 for a total fee of \$352,967.

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

6.3 SOCCCD: Saddleback College, Sciences Building Project, Change Order No. 2, C.W. Driver

Approve Board Change Order No. 2 for the Saddleback College Sciences Building project and authorize staff to execute the corresponding change order with the contractor resulting in an increase of \$1,254,849 in the total project cost. The revised contract amount is \$54,880,121.

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

6.4 SOCCCD: Board Policy Revision: BP-4077.2 Personal Leave Without Pay

Accept for approval.

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

6.5 SOCCCD: Contract with Tableau Software, Inc.

Approve the end-user license agreement (EULA) with Tableau Software, Inc., for the amount of \$202,690 for year one, and an estimated amount of \$33,600 for years two through five for on-going maintenance.

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

6.6 SOCCCD: Saddleback College Gymnasium and Baseball Stadium Bleacher Replacement Project, Architectural Services Agreement, Amendment No. 1, R2A Architecture

Approve Amendment No. 1 with R2A Architecture for additional architectural services in the amount of \$51,315 for the Saddleback College Gymnasium and Baseball Stadium Bleacher Replacement project for a total fee of \$221,637.

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

6.7 SOCCCD: Saddleback College Adopt Resolution 15-34, Intention to Enter into Agreement and set a Public Hearing for San Diego Gas and Electric Easement

Adopt Resolution No. 15-34 declaring its intention to enter into an

agreement and to set a public hearing for August 24, 2015 regarding the San Diego Gas and Electric easement.

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

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

Authorize payment to Trustee Padberg who was absent from the board meeting on June 22, 2015.

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

6.9 Saddleback College: Office of Instruction Reorganization

Approve the proposed Saddleback College management reorganization.

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

6.10 SOCCCD: Academic Personnel Actions – Regular Items

Approve New Personnel Appointments, Authorization to Establish and Announce an Academic Administrative Position, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Temporary Reassignment of Full-Time Faculty.

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

6.11 SOCCCD: Classified Personnel Actions – Regular Items

Approve New Personnel Appointments, Authorization to Establish and Announce a Classified Position, Reclassification, Change of Status, Leave of Absence, Resignation/Retirement/Conclusion of Employment, Volunteers.

Corrections were made to Exhibit A, page 11 and 12. Remove item C.2.b. (page 11) and item C.i.b.i. (page 12).

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

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.

7.2 SOCCCD: CCCT Student Trustee Member Election - 2015
CCCT Student Trustee Member Election Information.

- 7.3 **SOCCCD: Basic Aid Report**
Report on projected receipts and approved projects.
- 7.4 **SOCCCD: Facilities Plan Status Report**
Status of current construction projects.

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 8:26 p.m.



Gary L. Poertner, Secretary