

**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, 2012**

PRESENT

Members of the Board of Trustees:

Nancy M. Padberg, President
T.J. Prendergast, Vice President
David B. Lang, Member
Frank M. Meldau, Member
Jordan J. Larson, Student Member

Administrative Officers:

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

ABSENT

Thomas A. Fuentes, Member
William O. Jay, Member
Marcia Milchiker, Clerk

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. 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.
 - 4. Administrators and Managers: Unrepresented Employees
 - a. Agency Designated Negotiator: Gary Poertner
- B. Conference with Legal Counsel (GC Section 54956.9)
 - 1. Existing Litigation (GC Section 54956.9[b]) (1 case)
Avery Investment Group v. SOCCCD
 - 2. Anticipated Litigation/Significant Exposure to Litigation (1 case)
(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

2.2 Invocation

Led by Trustee Mike Meldau

2.3 Pledge of Allegiance

Led by Trustee Nancy Padberg

2.4 Resolutions / Presentations / Introductions

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 Request(s) for Report(s)
 - Request for Report on Colleges' Veterans Programs and Ideas for Expansion and Increased Services.

On a motion made by Trustee Lang and seconded by Trustee Prendergast the board unanimously approved the report.

- Request for Report on the Possibility of Purchasing an Olympic Trials Pool for Irvine Valley College.

On a motion made by Trustee Lang and seconded by Trustee Meldau the board unanimously approved the report.

4.0 **DISCUSSION ITEM**

4.1 **SOCCCD: Design/Build Construction Delivery Methods**

A Power Point presentation will be made by Director of Facilities Planning and Purchasing, Brandye D'Lena, on the Design/Build construction delivery methods.

District Director D'Lena presented a report on the proposed use of the Design/Build procurement method for future construction projects.

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 Lang requested to pull and vote separately on item 5.17.

On a motion made by Trustee Prendergast and seconded by Trustee Meldau the balance of the consent calendar was approved on a 4-0 vote with Trustees' Fuentes, Jay and Milchiker absent.

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

Approve minutes of a regular meeting held on February 26, 2012.

5.2 **SOCCCD: Revised 2013-2014 Academic Calendar**

Accept for review and study the proposed Academic Calendar for 2013-2014, which has been revised to include an 11-week rather than 12-week summer session.

- 5.3 **Irvine Valley College: Curriculum Revisions for the 2012-13 Academic Year**
Approve proposed curriculum changes for the 2012-13 academic year at Irvine Valley College.
- 5.4 **Irvine Valley College: Award of Bid: Building Reclaimed Water System in Life Science Building**
Approve the agreement with R.T. Contractor, Corp. in the amount of \$43,000.
- 5.5 **Saddleback College: James B. Utt Memorial Learning Resource Center Renovation: Use of Multiple Award Contract for Procurement of Audio Visual System Components and Services**
Approve the use of the CMAS contract with Digital Networks Group, Inc. at an estimated cost of \$104,636.21.
- 5.6 **Saddleback College: James B. Utt Memorial Learning Resource Center Renovation Project: Amendment No. 1 to Labor Compliance Agreement Scope of Work**
Approve amendment with PB Americas, Inc. increasing the contract amount by \$9,925.00. The total revised contract amount is \$53,375.00.
- 5.7 **Saddleback College: James B. Utt Memorial Learning Resource Center Renovation: Use of Multiple Award Contract for Cisco Data Network and Phone System Purchases**
Approve the use of the CMAS contract with Trace 3 at an estimated cost of \$131,583.44.
- 5.8 **Saddleback College: Adopt Resolution No. 12-10: Intention to Enter into Energy Service Agreements and Public Hearing on Agreement**
Adopt resolution declaring its intention to set a public hearing for April 30, 2012 and enter into energy service agreement.
- 5.9 **Saddleback College: East Bridge Replacement Project: Amendment No. 2 for Increased Architectural Services**
Approve amendment increasing the contract amount by \$5,145.00 with R2A Architecture. The total revised contract amount is \$122,386.00
- 5.10 **Saddleback College: Community Education, Summer 2012**
Approve the additional Saddleback College Community Education courses, presenters, and compensation.
- 5.11 **Saddleback College: Study Abroad Program to Peru**
Approve the Saddleback College study abroad program to Peru from May 21 to May 30, 2012 and direct the administration to execute the Educational Tour/Field Study Travel Contractor Agreement with the Travel and Education for coordinating all travel agreements.

- 5.12 **Saddleback College: Phi Theta Kappa 94th International Convention**
 Approve the out-of-state travel request for up to four students and one faculty advisor to attend the Phi Theta Kappa 94th International Convention in Memphis, Tennessee, at a cost not to exceed \$8,000. There is no impact to the general fund.
- 5.13 **Saddleback College: Grant Acceptance, Career Technical Education Teacher Preparation Pipeline (TPP) 5th Year Grant Renewal**
 Accept award of \$120,000 from the California Community College Chancellor's Office for CTE Grant 11-090-008.
- 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: Authorization of Payment to Trustee Absent from Board Meeting**
 Adopt resolution 12-09 (Exhibit A) authorizing payment to Trustee Fuentes who was absent from the February 27, 2012 Meeting of the Board of Trustees.
- 5.16 **SOCCCD: Trustees' Requests for Attending Conferences**
 Approve Trustees' requests for attending conferences.
- 5.17 **SOCCCD: GASB 43 & 45 Compliance Vendor Renewal Section**
 Approve the Keenan Financial Services (KFS) Futuris Plan renewal agreements.
- On a motion made by Trustee Prendergast and seconded by Trustee Meldau this item was approved on a 4-0 vote.
- 5.18 **SOCCCD: Purchase Order/Confirming Requisitions**
 Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P12-03195 through P12-03545 amounting to \$2,021,223.99. Approve confirming requisitions dated February 8, 2012 through March 7, 2012 totaling \$165,339.93.
- 5.19 **SOCCCD: Budget Amendment: Adopt Resolution No. 12-11 to Amend 2011-2012 Restricted General Fund**
 Adopt resolution to amend the 2011-2012 adopted budget.
- 5.20 **SOCCCD: Transfer of Budget Appropriations**
 Ratify the transfer of budget appropriations as detailed in the exhibit.

- 5.21 **SOCCCD: Payment of Bills**
Approve check no. 156199 through 156895 processed through the Orange County Department of Education, totaling \$4,633,180.02; and check no. 010342 through 010352, processed through Saddleback College Community Education, totaling \$16,562.41; and check no. 008970 through 008981, processed through Irvine Valley College Community Education, totaling \$73,763.79.
- 5.22 **SOCCCD: Gifts to the District and Foundations**
Approve the acceptance of donations.
- 5.23 **SOCCCD: February/March 2012 Contracts**
Ratify contracts as listed.

6.0 **GENERAL ACTION ITEMS**

- 6.1 **SOCCCD: Adopt Resolution No. 12-12 for Design Build Procurement**
Adopt resolution to authorize the use of Design Build procurement.
- On a motion made by Trustee Meldau and seconded by Trustee Prendergast this item was approved on a 4-0 vote.
- 6.2 **SOCCCD: Consultant Services for the Development of New Design Build Construction Delivery Method, Contracts and Documents**
Approve the agreement for Professional Services for the development of a Design Build construction delivery method with Alternative Delivery Solutions, LLC for a fee equal to \$185/hour not to exceed \$121,000.
- On a motion made by Trustee Prendergast and seconded by Trustee Meldau this item was approved on a 4-0 vote.
- 6.3 **SOCCCD: Five Year Construction Plan**
Approve the District Order of Priority for the Five Year Construction Plan.
- On a motion made by Trustee Prendergast and seconded by Trustee Padberg this item was approved on a 4-0 vote.
- 6.4 **SOCCCD: CCCT Board of Directors Election 2012**
Recommendation for SOCCCD Board members to nominate eight candidates to the CCCT Board of Directors.
- The board nominated Manny Ontiveros and Doug Otto to the CCCT Board of Directors Election 2012.

- 6.5 **SOCCCD: Approval of Agreement: Office Supplies Contract**
Approve agreement with Office Max Solutions beginning March 27, 2012 at an estimated cost, for three year period, of approximately \$890,000.
- On a motion made by Trustee Lang and seconded by Trustee Meldau this item was approved on a 4-0 vote.
- 6.6 **Saddleback College: Basic Aid Funding for Saddleback College Library Renovation**
Approve the return of \$13M of Basic Aid funds to the unallocated basic aid account and make them available for redistribution.
- On a motion made by Trustee Lang and seconded by Trustee Prendergast this item was approved on a 4-0 vote.
- 6.7 **SOCCCD: Board Policy Revision: BP-4076-Compensation, BP-4210-Enrollment Priorities, BP-4345-Catastrophic Leave, BP-5130-Financial Aid, BP-4018-Alcohol and Controlled Substances Testing, BP-4125-Retirement Incentive Plan for Educational Administrators**
Discussion/Approval.
- On a motion made by Trustee Lang and seconded by Trustee Meldau this item was approved on a 4-0 vote.
- 6.8 **SOCCCD: Board Policy Revision: BP-4011.6: Employment Procedures for Chancellor, BP-4210: Employee Outstanding Service Awards, BP-5616: Attendance, BP-4080: Personal Necessity Leave for Administrators and Classified Management Personnel**
Review & Study
- On a motion made by Trustee Lang and seconded by Trustee Prendergast this item was approved on a 4-0 vote.
- 6.9 **SOCCCD: Academic Personnel Actions – Regular Items**
Approve New Personnel Appointments, Voluntary Transfer Academic Full-Time Faculty, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reduced Workload Program with STRS Retirement, Resignation/Retirement/Conclusion of Employment.
- On a motion made by Trustee Lang and seconded by Trustee Meldau this item was approved on a 4-0 vote.

- 6.10 **SOCCCD: Classified Personnel Actions – Regular Items**
Approve New Personnel Appointments, Authorization to Eliminate Classified Position and/or Position Numbers, Authorization to Change Funding for a Classified Position, Relocation of Reporting Structure for a Classified Position, Change of Status, Out of Class Assignments, Leave of Absence, Resignation/ Retirement/Conclusion of Employment, Volunteers.

On a motion made by Trustee Lang and seconded by Trustee Prendergast this item was approved on a 4-0 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: 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: Monthly Financial Status Report**
The reports display the adopted budget, revised budget and transactions through February 29, 2012.
- 7.5 **SOCCCD: Retiree (OPEB) Trust Fund**
This report is for period ending February 29, 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 & 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 of SC
- N. Associated Student Government of IVC
- O. Police Officers' Association

9.0 ADDITIONAL ITEMS

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

The meeting was adjourned at 7:28 p.m. in memory of former Saddleback College professor and SOCCCD trustee, Dr. Lee Rhodes.



Gary L. Poertner, Secretary