

**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 30, 2015**

**PRESENT**

Members of the Board of Trustees:

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

Administrative Officers:

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

**ABSENT**

Nancy M. Padberg, Member  
Debra Fitzsimons, Vice Chancellor, Business Services  
Keefe Carrillo, Student Member

**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.***

- One public comment on contract negotiations.

**RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:**

- 1.3 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)
  - B. Public Employee Employment (GC Section 54957(b).)
    1. Director International Student Program
- 1.4 Conference with Labor Negotiators (GC Section 54957.6)
  - A. SOCCCD Faculty Association
 

Agency Designated Negotiator: David P. Bugay, Ph.D.
- 1.5 Conference with Legal Counsel (GC Section 54956.9) (1 case)
  - A. Anticipated Litigation (GC Section 54956.9(d)(2) and (e)(1).) (1 case)

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

**2.0 PROCEDURAL MATTERS**

**2.1 Actions Taken in Closed Session**

On a 5 to 0 vote with Trustee Padberg absent, the board approved an intermittent personal unpaid leave with benefits effective March 10 to August 28, 2015 for a classified manager at Irvine Valley College.

**2.2 Invocation**

Led by Trustee James R. Wright

**2.3 Pledge of Allegiance**

Led by Trustee Tim Jemal

**2.4 Recognitions: Speakers are limited to two minutes each.**

**A. Resolutions:**

1. Dr. William O. Jay, Member of the Board of Trustees
2. Beverly Johnson, 2014 District Services Manager of the Year
3. Michael James, 2014 Saddleback College President's Manager Award for Leadership and Innovation
4. Louis Sessler, 2014 Saddleback College President's Manager Award for Leadership and Innovation
5. Dr. Linda Fontanilla, 2014 Irvine Valley College Outstanding Administrator
6. Dr. Craig Hayward, 2014 Irvine Valley College Outstanding Manager

B. Commendations:

1. The scheduled commendation for the students of ENG 160 was not presented.

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 on AB 86, one public comment on source of funds for projects and nineteen public comments on faculty contract negotiations.

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: Career Technical Education Certificate Programs**

At the request of Trustee Jemal, representatives from Saddleback College and Irvine Valley College will share information on the career technical education certificate programs offered at the colleges.

4.2 **SOCCCD, Saddleback College and Irvine Valley College: Regulations and Policy for Hiring Administrators and Managers**

A presentation on selection, hiring and employment process for administrators and managers will be provided by the Vice Chancellor Human Resources & Employer/ Employee Relations and the College Presidents.

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 5.4, 5.6 and 5.18 from the consent calendar for separate discussion/action.

On a motion made by Trustee Lang and seconded by Trustee Jay, the balance of the consent calendar was approved on a 5-0 vote.

- 5.1 **SOCCCD: Board of Trustees Meeting Minutes**  
Approve minutes of a Regular Meeting held on February 23, 2015.
  - 5.2 **Irvine Valley College: Geology 170 Out of State Travel – Southern Utah**  
Approve the out-of-state travel request for the School of Physical Sciences and Technologies field study course from June 11-14, 2015, in the vicinity of Zion and Bryce National Parks in Southwest Utah. This is funded through course fees.
  - 5.3 **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.
  - 5.4 **Irvine Valley College: Student Out-of-State Travel, Administration of Justice (AOJ) for the 2015 National Conference of the American Criminal Justice Association (ACJA) – Lambda Alpha Epsilon in Nashville, TN from March 22-28, 2015.**  
Approve the IVC AOJ Chi Tau Epsilon (XTE) student out-of-state conference travel to the 78th National Conference of the American Criminal Justice Association (ACJA) – Lambda Alpha Epsilon in Nashville, Tennessee on March 22, 2015 through March 28, 2015 for 7 students and 1 advisor at a cost not to exceed \$15,241.00.
- On a motion made by Trustee Wright and seconded by Trustee Lang, this item was approved on a 5-0 vote.
- 5.5 **SOCCCD: Irvine Valley College, Audio Visual Equipment and Installation Bid 311, Audio Video Design-Build Group**  
Approve award of the Audio Visual Equipment, Bid No. 311 for Irvine Valley College to Audio Video Design-Build Group in the amount of \$118,801.97.
  - 5.6 **Irvine Valley College: Student Out-of-State Travel for the National Grassroots Legislative Convention and National Student Lobby Day (LegCon) 2015 to Washington, D.C. from March 26-30, 2015.**  
Approve ASIVC student out-of-state travel for the National Grassroots Legislative Convention and National Student Lobby Day (LegCon) 2015 to Washington, D.C. for 5 student and 1 advisor at a cost not to exceed \$11,700.00 from March 26-30, 2015.

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



- 5.7 **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.
- 5.8 **Saddleback College: Curriculum Revisions for the 2015-16 Academic Year**  
Approve the proposed curriculum changes for the 2015-16 academic year at Saddleback College.
- 5.9 **Saddleback College: Program Revision for the 2014-15 Academic Year**  
Approve the proposed program change for the 2014-15 academic year at Saddleback College.
- 5.10 **Saddleback College: Community Education, Additional Summer 2015**  
Approve the Community Education courses, presenters, and compensation.
- 5.11 **Saddleback College: 2015-16 Revision of Field Study Fees**  
Approve the 2015-16 Saddleback College revised Field Study Fees.
- 5.12 **SOCCCD: SOCCCD: Saddleback College Central Plant Phase 2 Upgrade Services Project, Amendment No. 1, Southland Industries**  
Approve Amendment No. 1 (EXHIBIT A), a no cost, 75 day contract extension, for the Saddleback College Central Plant Phase 2 Upgrade Services project with Southland Industries, with a new completion date of July 8, 2015.
- 5.13 **SOCCCD: Saddleback College and Irvine Valley College Bookstore Operations Services Agreements, Amendment No. 2, Follett Higher Education**  
Approve Amendment No. 2 to the Saddleback College and Irvine Valley College Bookstore Operations Services Agreements with Follett Higher Education Group for the second of three one-year extensions beginning July 1, 2015 and ending June 30, 2016.
- 5.14 **Saddleback College: Student Out-of-State Travel in the California Student Nurses' Association (CSNA) to attend the 2015 National Student Nurses' Association (NSNA) Annual Convention, in Phoenix, AZ from April 7-12, 2015.**  
Approve student out-of-state travel in the California Student Nurses' Association (CSNA) to attend the 2015 National Student Nurses' Association (NSNA) Annual Convention for 17 student and 3 advisors, in Phoenix, AZ from April 7-12, 2015 in the amount not to exceed \$11,011.75.
- 5.15 **SOCCCD: Saddleback College, Fine Arts HVAC Upgrades and Interior Renovation Project, Architectural Agreement Amendment No. 3, gkkworks**  
Approve Amendment No. 3 with gkkworks for additional architectural services in the amount of \$8,880 for the Saddleback College Fine Arts HVAC

Upgrades and Interior Renovation project for a total fee of \$274,390.

- 5.16 **SOCCCD: Saddleback College, Sciences Building Project, LEED Commissioning Agreement Amendment No. 1, TestMarcx Solutions, LLC**  
Approve Amendment No. 1 with TestMarcx Solutions, LLC for additional commissioning services in the amount of \$34,400, for the Saddleback College Sciences Building project, for a total fee of \$91,200 with a 26 month extension to the agreement.
- 5.17 **SOCCCD: Saddleback College, Sciences Building Project, Hire Division of the State Architect (DSA) Class 1 Inspection Services, BPI Inspection Service**  
Approve the DSA Class 1 Inspection Services agreement (Exhibit B) with BPI Inspection Service for the Saddleback College Sciences Building project for a not to exceed amount of \$149,760.
- 5.18 **SOCCCD: 2016-2017 Academic Calendar**  
Accept for review and study the proposed Academic Calendar for 2016-2017.
- On a motion made by Trustee Lang and seconded by Trustee Jemal, this item was approved on a 5-0 vote.
- 5.19 **SOCCCD: Computer Equipment and Related Devices, Extension of Term, Dell Marketing LP**  
Approve use of the Master Price Agreement No. B27160 through the extended date of September 15, 2015. This approval applies to purchases made within the term of the agreement and is contingent upon verification of the availability of funds for each purchase.
- 5.20 **SOCCCD: Advanced Technology and Education Park (ATEP), Land Exchange Demolition, Architectural Services Agreement Amendment No. 3, gkkworks**  
Approve Amendment No. 3 (EXHIBIT A) with gkkworks for additional architectural services in the amount of \$8,936 for the Advanced Technology and Education Park Land Exchange Demolition project for a total fee of \$110,255.
- 5.21 **SOCCCD: Budget Amendment Adopt Resolution No. 15-11 to Amend FY 2014-2015 Adopted Budget**  
Adopt resolution to amend the FY 2014-2015 Adopted Budget.
- 5.22 **SOCCCD: Trustees' Requests for Attending Conferences**  
Approve trustees' requests for attending conference(s).
- 5.23 **SOCCCD: Gifts to the District and Foundations**  
Accept donations.
- 5.24 **SOCCCD: Payment of Bills**

Ratify the payment of bills as listed.

- 5.25 **SOCCCD: Purchase Order/Confirming Requisitions**  
Ratify the purchase orders/confirming requisitions as listed.
- 5.26 **SOCCCD: Transfer of Budget Appropriations**  
Ratify transfer of budget appropriations as listed.
- 5.27 **SOCCCD: February 2015 Contracts**  
Ratify contracts as listed.

## **6.0 GENERAL ACTION ITEMS**

- 6.1 **SOCCCD: Saddleback College Exterior Lighting and Controls Retrofit, Phase I, Energy Services Public Hearing**  
Open a public hearing and invite members of the public to present their comments with regard to the Saddleback College Energy Services Contract for the Saddleback College Exterior Lighting and Controls Retrofit, Phase I.

A Public Hearing was held to allow the District to enter into a contract for an energy service contract pursuant to the requirements of California Government Code 4217.

- 6.2 **SOCCCD: Saddleback College Exterior Lighting and Controls Retrofit Project, Phase I, Adopt Resolution No. 15-12 Authorizing Entering into an Energy Service Contract**  
Adopt Resolution No. 15-12 to authorize entering into an Energy Service Contract for the Saddleback College Exterior Lighting and Controls Retrofit project, Phase I.

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

- 6.3 **SOCCCD: Saddleback College Exterior Lighting and Controls Retrofit Project, Phase 1, Award of Energy Services Contract, Anderson & Howard Electric, Inc.**  
Approve the Energy Services Agreement for the Saddleback College Exterior Lighting and Controls Retrofit project, Phase 1, with Anderson & Howard Electric, Inc., in the amount of \$780,000.

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

- 6.4 **SOCCCD: CCCT Board of Directors Election – 2015**  
Recommendation for SOCCCD board members to nominate seven candidates to the CCCT Board of Directors.

The SOCCCD Board of Trustees nominated six candidates for the CCCT

Board of Directors Election. The names of the candidates are: Ann H. Ransford of Glendale CCD, Janet Chaniot of Mendocino-Lake CCD, Bernard Jones of Allan Hancock CCD, Janet Green of Riverside CCD, Doug Otto of Long Beach CCD and M. Tony Ontiveros of North Orange County CCD.

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

**6.5 SOCCCD: Vacancy in Trustee Area 3**

Recommendation for SOCCCD board members to adopt either Resolution No. 15-14 (Exhibit A) ordering a special election or adopt Resolution No. 15-15 (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. 15-16 (Exhibit C) establishing the procedure for the appointment of a provisional board member.

The board unanimously adopted Resolution No. 15-15 calling for the appointment of a provisional board member for the vacancy in Trustee Area 3 and Resolution No. 15-16 establishing the procedure for the appointment.

**6.6 SOCCCD: Resolution in Support of College and Career Access Pathways Act Assembly Bill 288**

Resolution calling upon members of the California Senate and California Assembly to approve college & career access pathways (CCAP) which rely on concurrent enrollment partnerships between school districts and community college districts, to improve and expand college opportunities for all students.

On a motion made by Trustee Wright and seconded by Trustee Milchiker, Resolution No. 15-10 in support of Assembly Bill 288 was adopted on a 5-0 vote.

**6.7 SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting**

Authorize payment to Trustee Padberg who was absent from the February 23, 2015 meeting.

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

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

Authorize payment to Trustee Jay who was absent from the February 23, 2015 meeting.

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

**6.9 SOCCCD: Retiree OPEB Trust Actuary Report and Recommended Funding**

Accept Nyhart Epler's 2015 actuarial report and allocate \$3.6 million to fund the normal cost for FY 2015-2016.

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

On a motion made by Trustee Milchiker and seconded by Trustee Jemal, the meeting was extended to 9:30 p.m. on a 5-0 vote.

**6.10 SOCCCD: Procure Furniture and Fixtures using Piggyback Agreement between the Foundation for California Community Colleges and Steelcase**

Approve the use of Agreement No. CB-13-015 between the Foundation for California Community Colleges and Steelcase for the purchase of furniture and fixtures pursuant to Agreement No. CB-13-015. Annual expenditures for the term under this agreement will not exceed \$1,000,000.

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

**6.11 Saddleback College: Adopt Resolution No. 15-13 Declaration of Emergency Electrical Switch Gear Transformer at Saddleback College Fine Arts complex.**

Adopt resolution Declaration of Emergency Electrical Switch Gear Transformer at Saddleback College Fine Arts complex.

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

**6.12 SOCCCD: Saddleback College BGS Fire Repairs Project, Award of Bid No. 2031, Optima RPM, Inc.**

Award Bid No. 2031, Saddleback College BGS Fire Repairs project and approve the agreement with Optima RPM, Inc. of Irvine, CA in the amount of \$570,000.

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

**6.13 SOCCCD: Saddleback College Sciences Building, Testing and Special Inspection Services Agreement Amendment No. 1, C.E.M. Lab Corp.**

Approve Amendment No. 1 with C.E.M. Lab Corp. for additional testing and special inspection services in the amount of \$550,000, for the Saddleback College Sciences Building project, for a total fee of \$880,000.

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

**6.14 SOCCCD: Sabbatical Revision and Rescind**

Approve revision to a previously approved sabbatical project and rescind sabbatical leave previously approved by the Board.

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

**6.15 SOCCCD: Adopt Resolution No. 15-17 Classified Employee Layoff**

Approve the reduction and/or discontinuance of a categorical classified service position.

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

**6.16 SOCCCD: Initial Proposal: California State Employees Association (CSEA) Chapter 586**

Accept the California State Employees Association (CSEA) Chapter 586 proposal for review and study for the purpose of negotiations; and set a public hearing on the proposal for the regularly scheduled April Board meeting.

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

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

Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reorganization of Academic Administrator Position, Title Change Only of Academic Administrator Position, Authorization to Eliminate Academic Positions and/or Position Numbers, Change of Status, Interim Assignment, Resignation/Retirement/Conclusion of Employment.

A revision was made to Exhibit A, F.1. – the effective date was changed to July 27.

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

**6.18 SOCCCD: Classified Personnel Actions – Regular Items**

Approve New Personnel Appointments, Authorization to Establish and Announce a Classified Position, Authorization to Change a Categorical Funded Position, Reclassification, Reorganization, Change of Status, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.

On a motion made by Trustee Jemal and seconded by Trustee Wright, this item was approved on a 5-0 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**  
A review of current revenues and expenditures for FY 2014-2015 through February 28, 2015.
- 7.5 **SOCCCD: Retiree (OPEB) Trust Fund**  
The report is for period ending February 28, 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. Associate Vice Chancellor, Economic Development
- E. Vice Chancellor, Technology and Learning Services
- F. Vice Chancellor, Human Resources
- G. Vice Chancellor, Business Services
- H. Irvine Valley College Classified Senate
- I. California School Employees Association
- J. Saddleback College Classified Senate
- K. Police Officers Association

## **9.0 ADDITIONAL ITEMS**

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

Meeting adjourned at 9:10 p.m. in memory of SOCCCD Board Member Bill Jay.

A handwritten signature in blue ink, appearing to read "G. Poertner", written in a cursive style.

Gary L. Poertner, Secretary