

**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 31, 2014**

PRESENT

Members of the Board of Trustees:

T.J. Prendergast, President
Nancy M. Padberg, Vice President
Bill Jay, Member
Timothy Jemal, Member
David B. Lang, Member
Marcia Milchiker, Clerk
James R. Wright, Member
David Robinson, Student 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
Debra Fitzsimons, Vice Chancellor, Business Services
Glenn Roquemore, President Irvine Valley College
Randy Peebles, Associate Vice Chancellor, Economic Development

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.***

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

- 1.3 Public Employee Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957) (1)
 - A. Public Employee Employment (1)
- 1.4 Conference with Labor Negotiators (GC Section 54957.6)
 - A. SOCCCD Faculty Association
Agency Designated Negotiator: David Bugay, Ph.D.
- 1.5 Conference with Real Property Negotiators (GC Section 54956.8)(1)
 - A. Sale or Exchange of Property by District: Portion of ATEP Site, Parcel 3: City of Tustin, 300 Centennial Way, Tustin, regarding exchange of land and terms of payment.
Agency Designated Negotiator: Debra Fitzsimmons, Ph.D.
- 1.6 Conference with Legal Counsel (GC Section 54956.9)(1)
 - A. Anticipated Litigation (GC Section 54956.9[b][1] and [b][3][C][1] (1 case)

RECONVENE OPEN SESSION: 6:00 P.M.

It is the Board's intent to reconvene in public session at the time specified herein. If closed session business has not been completed by the time public session is scheduled to be reconvened, the Board may either remain in closed session longer, or reconvene in public and again recess to a closed session after completion of the public agenda. After the completion of any subsequent closed session, the Board shall again reconvene in public, and make any necessary reports of action taken before adjourning the meeting.

2.0 PROCEDURAL MATTERS**2.1 Actions Taken in Closed Session**

On a 7-0 vote, the board approved a three-month unpaid leave of absence with benefits to June 30, 2014 for a faculty member at Saddleback College.

2.2 Invocation

Led by Trustee Nancy Padberg

2.3 Pledge of Allegiance

Led by Trustee T.J. Prendergast

2.4 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.

2.5 Recognitions: Speakers are limited to two minutes each.

A. Resolutions:

1. Denice Inciong, District Services Manager of the Year

B. Commendations:

1. President Glenn Roquemore commended Professor Tom Pestolesi for being named Alumni of the Year for the men's volleyball team by the University of Hawaii.
2. President Tod Burnett commended Professor Gina Shaffer and her spring 2013 students in ENG 160 for producing the latest award-winning edition of *the Wall*.
3. President Tod Burnett commended Professor Diane Pestolesi for being recognized by the University of Hawaii as a new inductee into the UH Sports Circle of Honor for her contributions to the growth, history and tradition of UH Athletics.

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
 1. Request for report on the management of the OPEB Trust Fund.

On a motion made by Trustee Padberg and seconded by Trustee Jay, the Board Request for Report submitted by Trustee Lang was approved on a 7-0 vote.

4.0 DISCUSSION ITEMS

4.1 Irvine Valley College: Data-validated Approaches to Fostering a Culture of Student Success at Irvine Valley College

Representatives from Irvine Valley College will present what the college is doing to encourage innovation and flexibility in the delivery of basic skills instruction to demonstrate how IVC has implemented measures to address Recommendation 8.3.

Faculty representatives from Irvine Valley College presented an overview of what IVC is doing to encourage innovation and flexibility in the delivery of basic skills instruction and implement measures to

address item 8.3 of the state's student success recommendations.

4.2 Saddleback College and Irvine Valley College: Board Report on Financial Aid Services

Board report requested by Trustee Milchiker. Representatives from Irvine Valley College and Saddleback College will share the presentation and be available to answer questions regarding the financial aid services available to students at the colleges.

IVC Vice President Linda Fontanilla, IVC Acting Financial Aid Director Ruth Higgins, and SC Financial Aid Director Christian Alvarado provided an overview of financial aid services available to students at the colleges.

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.

Item 5.1, 5.10 and 5.14 were pulled from the consent calendar for discussion/action.

On a motion made by Trustee Jay and seconded by Trustee Padberg, the balance of the consent calendar was unanimously approved.

5.1 SOCCCD: Board of Trustees Meeting Minutes

Approve minutes of a Regular Meeting held on February 24 ~~January 27, 2014~~ and ~~approve minutes of a Special Meeting held on February 1, 2014.~~

A correction was made to the description above. The minutes of the Regular Meeting held on February 24, 2014 were approved.

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

5.2 Saddleback College: Curriculum Revisions 2014-15 Academic Year
Accept the proposed changes in curriculum.

5.3 Saddleback College: Program Revisions for the 2014-15 Academic Year
Approve the proposed program changes for the 2014-15 academic year at Saddleback College.

5.4 Saddleback College: National Student Nurses' Association National Convention

Approve the out-of-state travel request for up to eleven students and two faculty advisors to attend the 62nd Annual National Student Nurses' Association Convention in Nashville, Tennessee at a cost not to exceed

\$11,000.

- 5.5 **Saddleback College: Community Education, Summer 2014 – Additional Class Offerings**
Approve the Community Education courses, presenters, and compensation.
- 5.6 **Saddleback College: Revised 2014-15 Instructional Material/Laboratory Fees**
Approve additional instructional material and laboratory fees for 2014-15 that were not included in the February shared board agenda item.
- 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 **Irvine Valley College: Honors Psychology Out of State Travel – Portland, Oregon**
Approve the out-of-state travel request for the Psychology Department to attend and participate in the Western Psychological Association conference from April 24-27, 2014, in Portland, Oregon. The impact to the general fund consists of faculty development funds for instructors' expenses in an amount not to exceed \$3,500.
- 5.9 **Irvine Valley College: Geography 102 Out of State Travel – Arizona and Utah**
Approve the out-of-state travel request for the School of Social Sciences field study course from Aug. 8-15, 2014 in the vicinity of Zion and Bryce in Southwest Utah and Grand Canyon National Park in northern Arizona. The impact to general funds consists of the use of a college van and fuel costs.
- 5.10 **Irvine Valley College: Curriculum Revisions for the 2014-15 Academic Year**
Approve curriculum revisions for the 2014-15 academic year pursuant to Title 5, Section 53200 et seq.
- A correction was made to Exhibit A, pg. 14, row 42; to correct the name of the school to Life Sciences.
- On a motion made by Trustee Wright and seconded by Trustee Padberg, this item was approved on a 7-0 vote.
- 5.11 **SOCCCD: Irvine Valley College - Barranca Entrance, Assignment of Easement Agreement, The Irvine Company LLC**
Approve the Assignment of Easement Agreement.
- 5.12 **SOCCCD: Irvine Valley College - A400 Design-Build Project, Testing & Special Inspection Agreement, C.E.M. Lab Corp.**
Approve consultant agreement for \$140,000.

- 5.13 **SOCCCD: Irvine Valley College - A400 Design-Build Project, DSA Inspection Agreement, TYR, Inc.**
Approve consultant agreement for \$183,000.
- 5.14 **SOCCCD: Saddleback and Irvine Valley College - Bid 297D Removal of Hazardous Waste Amendment No. 2, North State Environmental**
Approve an increase to the annual allowable expenditures for the five year consultant for removal of hazardous waste; not to exceed \$90,000 for Saddleback College and not to exceed \$36,000 for Irvine Valley College.
- On a motion made by Trustee Padberg and seconded by Trustee Lang, this item was approved on a 7-0 vote.
- 5.15 **SOCCCD: Membership Composition of District Resources Allocation Council**
Approve additions to the committee membership composition of DRAC. In addition, to ensure that DRAC operates like all other district-wide councils and committees, approve DRAC to be folded into the normal process for district-wide councils and committees and any future changes to DRAC follow that process.
- 5.16 **SOCCCD: Retiree OPEB Trust Funding**
Accept Nyhart Epler's updated actuarial report.
- 5.17 **SOCCCD: Budget Amendment: Adopt Resolution No. 14-09 to Amend FY 2013-2014 Adopted Budget**
Adopt resolution to amend the adopted budget.
- 5.18 **SOCCCD: Payment of Bills**
Approve Checks No. 177607 through 178765 processed through the Orange County Department of Education, totaling \$7,036,891.34; and Checks No. 010959 through 010974, processed through Saddleback College Community Education, totaling \$39,130.70; and Checks No. 009220 through 009229, processed through Irvine Valley College Community Education, totaling \$5,508.43.
- 5.19 **SOCCCD: Purchase Order/Confirming Requisitions**
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P14-03185 through P14-03543 amounting to \$5,884,417.31 and P15-00001 through P15-00010 amounting to \$49,782.00 are submitted to the Board of Trustees for approval. Confirming requisitions dated February 6, 2014 through March 11, 2014 totaling \$801,114.19 are also submitted.
- 5.20 **SOCCCD: Transfer of Budget Appropriations**
Ratify the transfer of budget appropriations for the period ending February 28,, 2014.

- 5.21 **SOCCCD: February and March 2014 Contracts**
Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

- 6.1 **SOCCCD: Public Hearing for the Irvine Valley College Lighting Retrofit for Roadways, Walkways, and Parking Lots Project, Energy Service Contract**

A public hearing will be conducted to invite members of the public to present their comments with regard to the Irvine Valley College Energy Service Contract for the Retrofit Lighting for Roadways, Walkways And Parking Lots.

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: Irvine Valley College - Lighting Retrofit for Roadways, Walkways, and Parking Lots Project, Adopt Resolution No. 14-10 Authorizing Entering into an Energy Service Contract**

Adopt Resolution No. 14-10 to authorize entering into an Energy Service Contract.

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

- 6.3 **SOCCCD: Irvine Valley College- Lighting Retrofit for Roadways, Walkways & Parking Lots Project, Award of Energy Service Contract, Anderson & Howard Electric, Inc.**

Approve the Energy Service Agreement in the amount of \$1,300,000.

A correction was made to Exhibit C, page 1 of 15, fourth paragraph. The word District and the \$300,000 dollar amount were corrected.

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

- 6.4 **SOCCCD: CCCT Board Election 2014**

Recommendation for SOCCCD Board members to nominate eight candidates to the CCCT Board of Directors Election.

The board nominated eight candidates for the CCCT Board of Directors Election. The names of the candidates are Paul Gomez of Chaffey CCD, Adrienne Grey of West Valley-Mission CCD, Jeffrey Lease of San Jose-Evergreen CCD, Nathan Miller of Riverside CCD, Jim Moreno of Coast CCD, Stephen Blum of Ventura CCD, Stephan Castellanos of San Joaquin Delta CCD and Nancy Chadwick of Palomar CCD.

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

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

Authorize payment to Trustee Milchiker who was absent from the February 24, 2014 board meeting.

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

6.6 SOCCCD: Irvine Valley College - Life Sciences Building Project, Change Order No. 14, Liberty Mutual Insurance and S.J. Amoroso Construction Co., Inc.

Approve closeout of the project and authorize staff to execute the corresponding change order with the contractor which will result in a decrease of \$84,874.75 in the total project cost. The revised contract amount is \$11,570,468.36.

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

6.7 SOCCCD: Irvine Valley College - Life Sciences Building Project, Unilateral Change Order No. 15, Liberty Mutual Insurance and S.J. Amoroso Construction Co., Inc.

Approve change order and authorize staff to execute the corresponding change order with the contractor which will result in an increase of \$54,051.56 in the total project cost. The revised contract amount is \$11,624,519.92

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

6.8 SOCCCD: Saddleback College Storage Area Networks (SAN) Technology Equipment, NetApp, Inc. – NASPO Contract, ePlus, Inc.
Approve contracting with consultant for contract not exceed \$500,000.

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

6.9 SOCCCD: Computer Equipment and Related Devices, Hewlett Packard Co.

Approve agreement for the purchase of computer equipment and related devices. Annual expenditures will not exceed \$2,500,000.

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

- 6.10 **SOCCCD: District Server and Storage Replacement, Nutanix – Carahsoft Technology, Corp. CMAS Contract**
Approve agreement at an annual cost not exceed \$500,000.

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

- 6.11 **SOCCCD: Irvine Valley College - Life Sciences Building Project, Notice of Completion, Liberty Mutual Insurance and S.J. Amoroso Construction Co., Inc.**
Authorize the filing of the Notice of Completion for a final contract amount of \$11,624,519.92.

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

- 6.12 **SOCCCD: Board Policy Revision: BP-180 Respectful Interactions and Collaboration, BP-3007 Cash Handling, BP – 5410 Student Equity, BP-4014 Smoke Free District**
Accept for review and study.

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

- 6.13 **Saddleback College: Division of Community Education, Emeritus Institute, and K-12 Partnerships**
Approve the proposed Saddleback College instructional management reorganization.

On a motion made by Trustee Padberg and seconded by Trustee Jemal, this item was approved on a 6-1 vote with Trustee Wright casting a negative vote.

- 6.14 **SOCCCD: Initial Proposal: South Orange County Community College District Faculty Association**
Accept the SOCCCD Faculty Association proposal for review and study.

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

- 6.15 **SOCCCD: Academic Personnel Actions – Regular Items**
Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reorganization, Amendment to Start Date of Academic Administrator, Resignation/Retirement/Conclusion of Employment.

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

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

Approve New Personnel Appointments, Authorization to Establish and Announce a Classified Position, Authorization to Change Classified Positions, Authorization to Eliminate and Create Classified Positions, Change of Status, Authorization to Reorganize a Classified Position, Out of Class Assignments, Leave of Absence, Resignation/Retirement/Conclusion of Employment, Volunteers.

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

6.17 **SOCCCD: Request to Rescind Spring 2015 Sabbatical**

Approve request from faculty member to rescind approval of Spring 2015 sabbatical leave.

On a motion made by Trustee Padberg and seconded by Trustee Jay, this item was approved by a 7-0 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**

This report displays the adopted budget, revised budget and transactions through February 28, 2014.

7.5 **SOCCCD: Retiree (OPEB) Trust Fund**

The report is for period ending February 28, 2014.

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.**

The meeting was adjourned at 8:28 p.m. in memory of Saddleback College faculty member Bill O'Connor.



Gary L. Poertner, Secretary