

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
NOVEMBER 17, 2010

PRESENT

Members of the Board of Trustees:

Donald P. Wagner, President
Nancy M. Padberg, Vice President
Marcia Milchiker, Clerk
John S. Williams, Member
Thomas A. Fuentes, Member
William O. Jay, Member
David B. Lang, Member
Eve Shieh, Student Member

Administrative Officers:

Dixie Bullock, Acting 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.

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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 Appointment, Employment (2)

a. Chancellor

2. Public Employee Discipline, Dismissal (6)

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.

4. Unrepresented Employee - Chancellor

a. Agency Designated Representative: Donald Wagner, Board President

C. Conference with Real Property Negotiators (GC Section 54956.8)

1. ATEP: Property located at 15101 Redhill Avenue, Tustin, CA; Agency Designated Negotiator: Hudson Pacific Properties and CB Richard Ellis with \$9.2 million on Price and Conditions.

D. 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: 6:30 P.M.

2.0 PROCEDURAL MATTERS

- 2.1 Actions Taken in Closed Session
On a 7-0 vote the board regrettably approved notice of release for Acting Chancellor Dixie Bullock.
On a 7-0 vote the board rejected the Government Tort Claim of Michelle Anstadt.
- 2.2 Invocation Led by Trustee Dave Lang
- 2.2 Pledge of Allegiance Led by Trustee Marcia Milchiker
- 2.3 Resolutions / Presentations / Introductions
- 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. Speakers are limited to two minutes each.

3.0 REPORTS

- 3.1 Oral Reports: Speakers are limited to two minutes each.
 - A. Board Reports
 - B. Chancellor's Report
 - C. Board Request(s) for Report(s)

4.0 DISCUSSION ITEM

- 4.1 Saddleback College and Irvine Valley College: Accountability Reporting for the Community Colleges A presentation on performance indicators for Saddleback College and Irvine Valley College.

Dr. Nicole Ortega, SC Research and Planning Analyst, and Christopher Tarman, IVC Research and Planning Analyst, led a discussion on the colleges' performance indicators in the Accountability Reporting for the Community Colleges (ARCC). AB1417 requires that the ARCC performance indicators be discussed with the Board of Trustees.

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 Wagner requested Item 5.8 on the Consent Calendar be pulled for separate action. On a motion duly made by Trustee Lang and seconded by Trustee Williams the remaining items were approved on a 7-0 vote.

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

Approve minutes of a regular meeting held on October 25, 2010.

5.2 **Saddleback College: Forensics Team Out of State Travel**

Approve the participation of the Saddleback College Forensics Team and their coaches in the Phi Rho Pi National Tournament in Greenwich, Connecticut, at a cost not to exceed \$24,050.

5.3 **Saddleback College: Letter of Agreement**

Approve the agreement between Yosemite Community College District, the Child Development Training Consortium, and Saddleback College.

5.4 **Saddleback College: Substitution of Subcontractor:
James B. Utt Memorial Learning Resource Center Renovation:
K&Z Cabinets**

Approve removal of Pars Industries, Inc. and approve its substitution by K&Z Cabinets.

5.5 **Saddleback College: Change Order No. 1 and Notice of Completion: Fine Arts Repairs and Exterior Finishes**

Approve change order request decreasing the contract amount by \$17,358.00. Total revised contract amount is \$376,567.00. Authorize the filing of the Notice of Completion and recommend the release of retention.

5.6 **Irvine Valley College: Out-Of-State Travel - Student Dance Festival**

Approve the Associated Students of Irvine Valley College (ASIVC) out-of-state travel request for a Co-Curricular Dance conference. There is no impact to general funds.

5.7 **Irvine Valley College: Curriculum Revisions for the 2011- 12 Academic Year**

Approve proposed changes in curriculum for the 2011-12 academic year.

5.8 **Saddleback College and Irvine Valley College: Spring 201 1 Community Education Programs**

Approve Community Education courses, presenters, and compensation for Spring 2011.

On a motion made by Trustee Lang and seconded by Trustee Williams this item passed on a 6-0 vote with Trustee Wagner abstaining.

5.9 **Saddleback College: Speakers**

Approve honoraria for speakers at Saddleback College.

5.10 **SOCCCD: Award of Bid: Janitorial Supplies**

Award bid for janitorial supplies in the amount of \$112,882.00 to vendors as listed.

5.11 **SOCCCD: Transfer of Budget Appropriations**

Ratify transfer of budget appropriations as shown.

5.12 **SOCCCD: Budget Amendment: Adopt Resolution No. 10-20 to Amend 2010/2011 Restricted General Fund**

Adopt resolution to amend the adopted budget.

5.13 **SOCCCD: Purchase Order/Confirming Requisitions**

Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P11-02082 through P11-02409 amounting to \$3,340,137.22. Approve Confirming requisitions dated October 6, 2010 through October 26, 2010 totaling \$55,114.27.

5.14 **SOCCCD: Payment of Bills**

Approve check no. 096978 through 097658, processed through the Orange County Department of Education, totaling \$3,827,981.31; and check no. 009992 through 010007, processed through Saddleback College Community Education, totaling \$35,518.63; and check no. 008780 through 008783, processed through Irvine Valley College Community Education, totaling \$1,224.00.

5.15 **SOCCCD: October/November 2010 Contracts**

Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

6.1 **Irvine Valley College: Sub-Award Grant from U.S. Department of Labor Employment & Training Administration (DOLETA)**

Approve the U.S. Department of Labor Employment & Training Administration (DOLETA) funded sub-award grant for \$530,000.00 that will permit IVC to perform and deliver valuable training to unemployed, dislocated, and incumbent workers in Orange County. This Community Based Job Training Grant (CFDA 17.269) is to be initiated on November 18, 2010 and scheduled to conclude on June 30, 2013.

On a motion made by Trustee Williams and seconded by Trustee Jay, this item passed on a 7-0 vote.

6.2 **Irvine Valley College: Reorganization in Two College Areas**

Approve the reorganization in the areas of the Performing Arts Center and the Facilities and Maintenance Operations. Funding has been identified and is available in the college general budget.

On a motion made by Trustee Milchiker and seconded by Trustee Williams, this item passed on a 7-0 vote.

6.3 **Saddleback College and Irvine Valley College: 2011-12 Faculty Hiring**

Approve the announcement and recruitment of new full-time faculty for the 2011-2012 academic year.

On a motion made by Trustee Williams and seconded by Trustee Padberg, this item passed on a 7-0 vote.

6.4 **SOCCCD: Board Policy Revision: BP-1400 Code of Ethics for Members of the Board of Trustees, BP-3450 Traffic and Parking Regulations, BP-4009 Drivers for College-Sponsored Activities, BP-4201.3 Re-Employment of Classified Personnel, BP-4203 Sick Leave for Educational Administrators and Classified Management Personnel, BP-5627 Student Participation in Governance and BP-6122 Challenge of Adopted Instructional Materials Discussion/Approval.**

On a motion made by Trustee Jay and seconded by Trustee Milchiker, the Board Policies were approved on a 7-0 vote.

6.5 **SOCCCD: Board Policy Revision: BP-3700 Instructional and Course Material Fees**

Approve board policy as presented.

On a motion made by Trustee Williams and seconded by Trustee Jay, this item passed on a 7-0 vote.

6.6 **SOCCCD: Academic Personnel Actions - Regular Items**

Approve New Personnel Appointments, Authorization to Establish and Announce Academic Administrative Position, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Leave of Absence.

Administration pulled items A.1.a and B.1. On a motion made by Trustee Padberg and seconded by Trustee Milchiker, the remaining items passed on a 7-0 vote.

6.7 **SOCCCD: Classified Personnel Actions - Regular Items**

Approve New Personnel Appointments, Authorization to Eliminate Classified Position and/or Position Numbers, Authorization to Establish and Announce a Classified Position, Authorization to Change a Classified Position, Change of Status, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.

Administration pulled items B.1. , C.2., and E.1.b. On a motion made by Trustee Williams and seconded by Trustee Milchiker, the remaining items passed on a 7-0 vote.

6.8 **SOCCCD: Employment Agreement - Gary L. Poertner, Chancellor**

Consider and approve contract of Gary L Poertner as Chancellor, South Orange County Community College District.

On a motion made by Trustee Williams and seconded by Trustee Padberg this item passed on 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 IVC.

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: Quarterly Investment Report**

This report is for the quarter ending on September 30, 2010.

7.5 **SOCCCD: Quarterly Financial Status Report**

Report for information and review.

7.6 **SOCCCD: Academic Year 2011-2012 Non-Resident Tuition Fees for Foreign & Out-of-State Students**

Information provided as advanced notice and based on current information. A recommendation will be submitted to the Board of Trustees in January 2011.

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. President, Saddleback College
- B. President, Irvine Valley College
- C. Provost, ATEP
- D. Associated Student Governments of SC
- E. Associated Students of IVC
- F. Saddleback College Academic Senate
- G. Irvine Valley College Academic Senate
- H. Faculty Association
- I. California School Employees Association
- J. Saddleback College Classified Senate
- K. Irvine Valley College Classified Senate
- L. District Services Classified Senate
- M. Police Officers' Association

9.0 ADDITIONAL ITEMS

ADJOURNMENT (or continuation of closed session if required): **8:55 P.M.**

Dixie Bullock, Secretary