

**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 25, 2013**

PRESENT

Members of the Board of Trustees:

Nancy M. Padberg, President
T.J. Prendergast, Vice President
Marcia Milchiker, Clerk
Bill Jay, Member
David B. Lang, Member
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
Randy Peebles, Associate Vice Chancellor, Economic Development
Glenn Roquemore, President Irvine Valley College

ABSENT

Timothy Jemal, 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**. **Speakers are limited to two minutes each.***

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

- A. Public Employee Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957) (2)
 - 1. Public Employee Employment (1)
 - a. Classified Employee
 - 2. Public Employee Employment, Evaluation of Performance, Discipline, Dismissal, Release (1)
 - a. Dean, Fine Arts and Business Services (IVC)

- B. Conference with Labor Negotiators (GC Section 54957.6)
 - 1. SOCCCD Faculty Association
 - a. Agency Designated Negotiator: David Bugay, Ph.D.

- C. Conference with Real Property Negotiators (GC Section 54956.8) (1)
 - 1. Lease of Property by District: Portion of Saddleback College site: MG Promenade Apartments LLC, 28032 Marguerite Parkway, Mission Viejo.
 - a. Agency Designated Negotiator: Debra Fitzsimons, Ph.D. Regarding price and terms and terms of payment
 - 2. Sale or Exchange of Property by District: Portion of ATEP Site, Parcel 3: City of Tustin, 300 Centennial Way, Tustin
 - a. Agency Designated Negotiator: Debra Fitzsimons, Ph.D. Regarding exchange of land and terms of payment

- D. Conference with Legal Counsel (GC Section 54956.9) (1)
 - 1. Existing Litigation (GC Section 54956.9[b]) (1 case)
 - a. Bayley v. South Orange County Community College District

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 6 to 0 vote with Trustee Jemal absent, the board adopted an amended resolution to not renew an educational administrator at Irvine Valley College, unless the employee accepts a one year contract.

On a 6-0 vote with Trustee Jemal absent, the board approved a three-month general leave, with benefits to a classified employee at Saddleback College.

2.2 Invocation

Led by Trustee Bill Jay

2.3 Pledge of Allegiance

Led by Trustee David Lang

2.4 Resolutions/Commendations

A. Resolutions

None

B. Commendations

1. Irvine Valley College – President Glenn Roquemore will be commending the Model United Nations Team for receiving top honors for Outstanding Delegation at the National Model United Nations Conference.
2. Saddleback College – President Tod Burnett will be commending five architecture students for winning a student design award at the Orange County American Institute of Architects Competition.

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. College Presidents' Reports (*Written Reports included in Section 8.0*)
- D. Board Request(s) for Reports
 - Request for Report on Security Cameras at Saddleback College
 - Request for cost/benefit of using Higher One to distribute financial aid funds to our students and colleges.

On a motion made by Trustee Prendergast and seconded by Trustee Lang, the Request for Report on Security Cameras submitted by Trustee Jemal as well as the Request for Report on Higher One

submitted by Trustee Milchiker, were approved on a 6-0 vote with Trustee Jemal absent.

4.0 DISCUSSION ITEMS

4.1 None

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. .

On a motion made by Trustee Prendergast and seconded by Trustee Wright, the consent calendar was approved on a 6-0 vote with Trustee Jemal absent.

- 5.1 **SOCCCD: Board of Trustees Meeting Minutes**
Approve minutes of a Regular Meeting held on October 28, 2013.
- 5.2 **Saddleback College: Student Out of State Travel – Missoula, MT**
Approve the out-of-state travel request for four students and a Saddleback College faculty advisor to attend the April 1 through April 6, 2014, American College Dance Festival in Missoula, Montana at a cost not to exceed \$4,925.
- 5.3 **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 on April 5-13, 2014, in Denver, CO, and the Hell Froze Over Tournament on January 10-13, 2014 in Austin, TX at a cost not to exceed \$33,586.
- 5.4 **Saddleback College: Transfer Degrees for the 2013/14 Academic Year**
Approve the proposed changes in curriculum to new Transfer degree.
- 5.5 **Saddleback College: Sciences Building – Hire DSA Inspector of Record**
Approve agreement with LCC3 Construction Services, Inc. at a cost of \$315,360.
- 5.6 **Saddleback College: Sciences Building – Hire Labor Compliance Consultant**
Approve agreement with Parsons Brinckerhoff, Inc. in the amount of \$127,000.
- 5.7 **Irvine Valley College: Copier Maintenance and Supply Services**

Approve the use of CMAS contract for the IVC copier maintenance and supplies services and for analytical support for an annual amount of \$52,000 with a total estimated amount of \$156,000.

- 5.8 **Saddleback College and Irvine Valley College: Spring 2014 Community Education Programs**
Approve Community Education courses, presenters, and compensation for Spring 2014.
- 5.9 **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.
- 5.10 **SOCCCD: Budget Amendment: Adopt Resolution No. 13-40 to Amend FY 2013-2014 Adopted Budget**
Adopt resolution to amend the adopted budget.
- 5.11 **SOCCCD: Building Envelope Consultant Services Pool**
Approve three firms for a pool from which to draw Building Envelope Consulting services for no greater than a five year period.
- 5.12 **SOCCCD: Geotechnical, Testing and Inspection Services Pool**
Approve eight firms for a pool from which to draw Geotechnical, Testing & Inspection services for no greater than a five year period.
- 5.13 **SOCCCD: Contract with I3 Solutions for Business Analysis and Project Management Services**
Approve agreement with I3 Solutions for an amount not to exceed \$54,000.
- 5.14 **SOCCCD: Agreement for Professional Services for ATEP Planning Services, Entitlement Support and CEQA Compliance – EP D Solutions, Inc.**
Approve the agreement with Environment | Planning | Development Solutions, Inc. in an amount not to exceed \$451,000.
- 5.15 **SOCCCD: Agreement for Investigative Services: Richard D. Roth, Esq.**
Approve agreement with Richard D. Roth on a time and material basis.
- 5.16 **SOCCCD: Purchase Order/Confirming Requisitions**
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P14-01967 through P14-02351 amounting to \$1,769,777.01. Approve confirming requisitions dated October 9, 2013 through November 5, 2013 totaling \$3,346,433.89.
- 5.17 **SOCCCD: Payment of Bills**
Approve check no. 174042 through 174946 processed through the Orange

County Department of Education, totaling \$8,719,295.80; and check no. 010825 through 010855, processed through Saddleback College Community Education, totaling \$38,407.33; and check no. 009181 through 009187, processed through Irvine Valley College Community Education, totaling \$12,588.18.

5.18 **SOCCCD: Gifts to the District and Foundations**
Accept donations.

5.19 **SOCCCD: Transfer of Budget Appropriations**
Approve the transfer of budget appropriations for the period ending October 31, 2013.

5.20 **SOCCCD: October/November 2013 Contracts**
Ratify contracts as listed.

6.0 **GENERAL ACTION ITEMS**

6.1 **SOCCCD: Acceptance of District Annual Audit Report: 2012-2013**
Review and accept

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

6.2 **SOCCCD: Acceptance of the Saddleback College Foundation, Irvine Valley College Foundation, ATEP Foundation, and SOCCCD Foundation Annual Audit Reports: 2012-2013**
Review and accept

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

6.3 **SOCCCD: Acceptance of Retiree OPEB Trust Annual Audit Report: 2012-2013**
Review and accept

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

6.4 **SOCCCD: Contract with Neudesic LLC for Software Development**
Approve the contract with Neudesic, LLC in the amount of \$615,000.

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

- 6.5 **SOCCCD: Board Policy Revision: BP-4101.1-Faculty Salary Classification Changes and Initial Classification Placement, BP-4306: Calendar**

Accept for review and study.

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

- 6.6 **SOCCCD: Board Policy Revision: BP-136: Minutes of the Board of Trustee Meetings, BP-158: Political Activity, BP-4085: Holidays, BP-5230: Athletics**

Accept for discussion/approval

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

- 6.7 **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, Academic Administrator Title/Position Change, Resignation/Retirement/Conclusion of Employment.

Replacement page provided for Exhibit A, C.1.

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

- 6.8 **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, Out of Class Assignments, Authorization to Revise the Classified Temporary Non-Bargaining Unit Salary Schedules, Resignation/Retirement/Conclusion of Employment, Volunteers.

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

- 6.9 **SOCCCD: Request to Rescind Spring 2014 Sabbatical**

Approve request from faculty member to rescind Spring 2014 sabbatical leave.

On a motion made by Trustee Milchiker and seconded by Trustee Lang, 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: 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: Retiree (OPEB) Trust Fund**
The report is for period ending October 31, 2013.
- 7.5 **SOCCCD: Monthly Financial Status Report**
This report displays the adopted budget, revised budget and transactions through October 31, 2013.
- 7.6 **SOCCCD: Quarterly Investment Report**
The report is for the quarter ending September 30, 2013.
- 7.7 **SOCCCD: Academic Year 2014-2015 Non-Resident Tuition Fees for Foreign & Out-of-State Students**
An estimate of the District non-resident related fees based on current information.

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. Associated Student Government of SC
- L. Associated Student Government of IVC

M. Police Officers Association

9.0 ADDITIONAL ITEMS

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

The meeting was adjourned at 7:16 p.m.



Gary L. Poertner, Secretary