

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
OCTOBER 25, 2010

PRESENT

Members of the Board of Trustees:

Donald P. Wagner, President
Nancy M. Padberg, Vice President
Marcia Milchiker, Clerk
John S. Williams, 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

ABSENT

Thomas A. Fuentes, Member

CALL TO ORDER: 5:30 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 Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957)

1. Public Employee Appointment, Employment (2)
 - a. Chancellor
 - b. Saddleback Classified Member Admissions and Records Specialist
2. Public Employee Discipline, Dismissal (2)

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 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 5 to 1 vote with Trustee Fuentes absent and Trustee Wagner casting a negative vote, a faculty member was placed on paid administrative leave pending further action.

On a 6 to 0 vote with Trustee Fuentes absent, the board has decided to offer Mr. Gary Poertner the position of District chancellor, subject to approval of a mutually satisfactory employment agreement which will be presented for approval at a subsequent public meeting of the Board.

2.2 Invocation Led by Trustee Bill Jay

2.3 Pledge of Allegiance Led by Trustee Dave Lang

2.4 Resolutions / Presentations / Introductions

Resolution: Saddleback College Nursing Program, First in Nation Licensure Exam Rates

Presentation: Commemoration of Irvine Valley College's 25th Anniversary.

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 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**

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 Lang and seconded by Trustee Jay the consent calendar was approved on a 6-0 vote.

- 5.1 SOCCCD: Board of Trustees Meeting Minutes
Approve minutes of a regular meeting held on September 27, 2010.
- 5.2 Irvine Valley College: Child Development Training Consortium
Approve the continued participation in the Child Development Training Consortium for the 2010-11 academic year. There is no impact to general funds.
- 5.3 Irvine Valley College: Life Science Architectural Services:
Amendment No. 2 for Increased Services Approve Amendment No. 2 to contract with Dougherty and Dougherty increasing the fee in the amount of \$6,000. The total revised amount is \$1,105,810.
- 5.4 Saddleback College: Grant Acceptance - MLT Program
Accept the award of \$334,025 from the California Community College Chancellor's Office that will enable continued development of the Medical Laboratory Technician program at Saddleback College using funding provided through the Governor's 15% Workforce Investment Act Funds for Allied Health Programs.

- 5.5 Saddleback College: Grant Acceptance, National Center For Rapid Prototyping and Additive Manufacturing Technologies (RapidTech)
Accept award of \$50,000 from the National Science Foundation for the National Center for Rapid Prototyping and Additive Manufacturing Technologies (RapidTech), Grant No. 0702912.
- 5.6 Saddleback College: Sub-Award Grant Acceptance from San Jose State University Research Foundation
Accept the award of \$48,576 from the San Jose State University Research Foundation that will enable continued development of the Medical Laboratory Technician program at Saddleback College using funding provided through the Governor's 15% Workforce Investment Act Funds for Allied Health Programs.
- 5.7 Saddleback College: Study Abroad Program to Oxford, England
Approve the Saddleback College study abroad program: Oxford Semester in Oxford, England, in the spring of 2011.
- 5.8 Irvine Valley College: California Early Childhood Mentor Program
Approve the continued participation in the California Early Childhood Mentor Program for the 2010-2011 academic year. There is no impact on general funds.
- 5.9 Saddleback College: Early Childhood Mentor Program
Approve the participation of Saddleback College in the Orange County Regional Early Childhood Mentor Program.
- 5.10 Irvine Valley College: ACCJC Substantive Change Proposal
Accept as information the Irvine Valley College ACCJC Substantive Change Proposal dated October 5, 2010.
- 5.11 Saddleback College: ACCJC Substantive Change Proposal
Accept as information the Saddleback College ACCJC Substantive Change Proposal dated October 4, 2010.
- 5.12 Saddleback College: Speaker
Approve honoraria for a speaker at Saddleback College.

- 5.13 SOCCCD: Amend Contract:
Jackson/DeMarco/Tidus/Peterson/Peckenpaugh
Approve amendment to engagement letter dated February 7, 2007.
- 5.14 SOCCCD: Claim Against the District: Vickie Stevens
Approve the rejection of claim Vickie Stevens dated October 5, 2010 and refer it to the District's insurance administrator for processing.
- 5.15 SOCCCD: Auction No. 56-Surplus Property
Approve the sale of surplus property and authorize the Director of Facilities Planning and Purchasing to hire a private auction firm to conduct the auction and to dispose of items not sold at the auction.
- 5.16 SOCCCD: Transfer of Budget Appropriations
Ratify transfer of budget appropriations as shown.
- 5.17 SOCCCD: Budget Amendment: Adopt Resolution No. 10-18 to Amend 2010/2011 Restricted General Fund
Adopt resolution to amend the adopted budget.
- 5.18 SOCCCD: Purchase Order/Confirming Requisitions
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P11-01621 through P11-02081 amounting to \$2,484,339.85 are submitted to the Board of Trustees for approval. Confirming requisitions dated September 8, 2010 through October 5, 2010 totaling \$51,447.28 are also submitted.
- 5.19 SOCCCD: Payment of Bills
Approve Checks No. 096158 through 096977, processed through the Orange County Department of Education, totaling \$4,937,746.79; and Checks No. 009960 through 009991, processed through Saddleback College Community Education, totaling \$118,851.92; and Checks No. 008768 through 008779, processed through Irvine Valley College Community Education, totaling \$116,477.86.
- 5.20 SOCCCD: September/October 2010 Contracts
Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

- 6.1 ATEP: Division of Responsibilities of Current and Future Development at the Advanced Technology & Education Park (ATEP) Site:
Resolution 10-19

Approve Resolution outlining responsibilities of Irvine Valley College Saddleback College and SOCCCD administration in the operation and development of the current ATEP site and the undeveloped acres at ATEP.

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

- 6.2 Saddleback College: Award of Bid: Pool Deck Replacement
Approve award of bid and agreement to Condor, Inc. in the amount of \$1,058,000.

On a motion made by Trustee Padberg and seconded by Trustee Williams this item passed on a 6-0 vote.

- 6.3 ATEP: Award of Bid: Site Utility Severance and Demolition, Bid No. 8
Approve award of bid and agreement for Phase A to US Demolition in the amount of \$1,275,166, and for Phase B to CST Environmental in the amount of \$600,000.

On a motion made by Trustee Padberg and seconded by Trustee Milchiker this item passed on a 6-0 vote.

- 6.4 Irvine Valley College: Administrative Reorganization
Approve the Irvine Valley College administrative structure.

On a motion made by Trustee Padberg and seconded by Trustee Milchiker this item was tabled on a 6-0 vote.

- 6.5 Saddleback College: Management Reorganization
Approve the Saddleback College management reorganization.

On a motion made by Trustee Padberg and seconded by Trustee Milchiker this item passed on a 6-0 vote.

- 6.6 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.

This item was pulled by administration.

- 6.7 SOCCCD: Board Policy Revision: BP 3700 Instructional and Course
Materials Fees
Accept for Discussion/Approval

On a motion made by Trustee Williams and seconded by Trustee Jay this
item passed on a 6-0 vote.

- 6.8 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 Leadership Personnel, BP 4316
Telephones, BP 5627 Student Participation in Governance and BP 6122
Challenge of Adopted Instructional Materials
Accept for Review/Study

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

- 6.9 SOCCCD: Academic Personnel Actions - Regular Items
Approve New Personnel Appointments, Additional Compensation: General
Fund, Additional Compensation: Categorical/Non-General Fund.

On a motion made by Trustee Milchiker and seconded by Trustee
Williams this item passed on a 6-0 vote.

- 6.10 SOCCCD: Classified Personnel Actions - Regular Items
Approve New Personnel Appointments, Authorization to Eliminate
Classified Position and/or Position Numbers, Authorization to Establish
and Announce a Classified Position, Authorization to Change a Classified
Position, Authorization to Reorganize a Classified Position, Transfer,
Change of Status, Classified Bilingual Stipend, Additional Compensation,

Out of Class Assignments, Leave of Absence,
Resignation/Retirement/Conclusion of Employment, Volunteers.

On a motion made by Trustee Jay and seconded by Trustee Williams this item passed on a 6-0 vote.

- 6.11 SOCCCD: Request to Rescind Spring 2011 Sabbatical Approve request from Jeffrey Clark to rescind approval of sabbatical leave for the Spring 2011 semester.

On a motion made by Trustee Lang and seconded by Trustee Williams this item passed 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 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: Monthly Financial Status Report Report displays the adopted budget, revised budget and transactions through September 30, 2010.
- 7.5 SOCCCD: Retiree (OPEB) Trust Fund This report is for the period ending September 30, 2010.

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

Saddleback College President Tod Burnett, IVC President Glenn Roquemore, IVC Classified Senate President Lisa Davis Allen, Saddleback College Senate President Carmen Dominguez, Faculty Association President Lewis Long, Associated Student Governments of Saddleback College President, Associated Students of IVC President, CSEA President Shanna Moorhouse, Saddleback College Classified Senate President Russell Hamilton, and IVC Classified Senate President, Angela Mahaney.

9.0 ADDITIONAL ITEMS

ADJOURNMENT (or continuation of closed session if required): 8:35 P.M.