

**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 30, 2017**

PRESENT

Members of the Board of Trustees:

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

Administrative Officers:

Debra Fitzsimons, Interim Chancellor
Jim Buysee, Acting Vice Chancellor, Business Services
Denise Whittaker, Acting Vice Chancellor, Human Resources
Gregory Anderson, President Saddleback College
Glenn Roquemore, President Irvine Valley College

ABSENT

Barbara J. Jay, Member
Robert Bramucci, Vice Chancellor, Technology and Learning Services

CALL TO ORDER: 4:00 P.M.

The closed session meeting will consist of two locations. Trustee Marcia Milchiker will participate by teleconference pursuant to Government Code Section 54953(b):

Primary Location: Saddleback College Health Sciences/District Offices Building, Ronald Reagan Board of Trustees Room, HS 145, 28000 Marguerite Parkway, Mission Viejo, CA 92692.

Teleconferencing Location: Pursuant to Government Code Section 54953(b) this meeting will also be conducted by teleconference at the following location: Rotary House International, 1600 Holcombe Boulevard, Houston, tX 77030, consultation room #107.

Both locations will be accessible to the public. Members of the public wishing to address the Board directly from either location, prior to the Board recessing to closed session, will be allowed to do so during the public comment portion of the meeting.

1.0 PRCEDURAL 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 (Government Code Section 54957(b).) (10 matters)

- A. Public Employee Discipline, Dismissal, Release (Government Code Section 54957(b).)(7 matters)
- B. Public Employee Employment and Performance Evaluation (Government Code Section 54957(b)(1))
 - 1. Chancellor
 - 2. Acting Chancellor
 - 3. Acting Vice President for Instruction, Saddleback College

1.4 Conference with Labor Negotiators (GC Section 54957.6)

- A. Faculty Association
Agency Designated Negotiator: Denise Whittaker, Acting Vice Chancellor Human Resources

1.5 Conference with Real Property Negotiators (GC Section 54956.8)

- A. Agency Designated Negotiator: Debra Fitzsimons
Property: Portion of Advanced Technology Park (ATEP) site at 15545 Lansdowne Road, Tustin. Lease of Property from District: ACS Development Group, Inc., Edwards Lifesciences Corporation, PMB LLC, KPC Healthcare, Inc., China First Capital Group Limited; regarding price and terms of payment.

1.6 Conference with Legal Counsel (Government Code Section 54956.9)

- A. Anticipated Litigation (Government Code Section 54956.9(d)(2), (e)(1) (2 potential cases)
- B. Anticipated Litigation (Government Code Section 54956.9(d)(2), (e)(2)
 - 1. Demand Letter from Academic Administrator

2. Complaint of Former Classified Administrator

Trustee Milchiker was present for the closed session and absent and excused from the open session of the board meeting.

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

On a 6-0 vote with Trustee Jay absent, the board approved a motion to appoint Dr. Thomas Fallo as the Acting Chancellor, subject to approval of a mutually agreeable employment agreement with an effective start date of November 14, 2017.

2.2 Invocation Led by Trustee Jim Wright

2.3 Pledge of Allegiance Led by Trustee Tim Jemal

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.

Three public comments were heard by the Board in regards to faculty negotiations.

3.0 REPORTS

3.1 Oral Reports: Speakers are limited to up to two minutes each.

A. Board Reports

B. Chancellor's Report

Written Report

C. College Presidents Reports

[Irvine Valley College](#)

[Saddleback College](#)

[D. Associated Student Government Reports](#)

[E. Board Request\(s\) for Reports](#)

4.0 DISCUSSION ITEMS

[4.1 Saddleback College and Irvine Valley College: Integrated Plan for SEP/SSSP/BSI](#)
[Representatives from the colleges will share information on their Integrated Plans for SEP/SSSP/BSI, which are submitted to the Board of Trustees for review and study.](#)

A joint presentation on the integrated plan for SEP/SSSP/BSI was presented by Jennifer Klein, Director, Research Planning and Accreditation, Saddleback College and Arleen Elseroad, Dean, Enrollment Services, Irvine Valley College.

[Item 4.1](#)

[Exhibits A-B](#)

[PowerPoint Presentation](#)

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 members requests separate action on a specific item, and states the compelling reason for separate action.](#)

Trustee Wright requested to remove item 5.2 and 5.5, and Trustee Jemal requested to remove item 5.18 from the consent calendar for separate discussion and action.

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

5.1 SOCCCD: Board of Trustees Meeting Minutes
Approve minutes of a Regular Meeting held on September 25, 2017.

[Item 5.1](#)
[Exhibit A](#)

[5.2 SOCCCD: Resolutions](#)

[Item 5.2](#)

[Resolution - Debra Fitzsimons](#)

[Resolution - Support for Codifying DACA into Federal Law](#)

On a motion made by Trustee Wright and seconded by Trustee Whitt, both resolutions were approved on a 5 - 0 vote.

- 5.3 Irvine Valley College: Community Education Revision, Fall 2017
Approve Fall 2017 Community Education course, presenter and compensation

[Item 5.3](#)

[Exhibit A](#)

- 5.4 SOCCCD: Irvine Valley College Life Sciences Building Casework Project, Award of Bid No. 334, Amtek Construction
Approve award of Bid No. 334, Irvine Valley College Life Sciences Building Casework project and approve the agreement with Amtek Construction, in the amount of \$218,251.

[Item 5.4](#)

[Exhibits A-B](#)

- 5.5 [Irvine Valley College: International Student Travel, 2018 International Choral Program Tour, Salzburg/Vienna, Austria and Prague, Czech Republic from June 26, 2018 to July 5, 2018](#)
[Approve the IVC 2018 International Choral Program Tour to Austria and the Czech Republic at a total budget of \\$4,735 per person, from June 26, 2018 to July 5, 2018.](#)

[Item 5.5](#)

[Exhibit A](#)

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

- 5.6 Saddleback College: Revised Curriculum for the 2017-2018 and 2018-2019 Academic Years
Approve the proposed curriculum changes for the 2017-2018 and 2018-2019 academic years at Saddleback College.

[Item 5.6](#)

[Exhibits A-B](#)

- 5.7 SOCCCD: Saddleback College PE 200 Gym Bleachers Project, Notice of Completion, Bid No. 2058, Marjani Builders, Inc.
Authorize filing the Notice of Completion for the Saddleback College PE 200 Gym Bleachers project to Marjani Builders, Inc. for a final contract

amount of \$665,225, and the Board authorize the release of retention 35 days after filing.

[Item 5.7](#)
[Exhibit A](#)

- 5.8 SOCCCD: Saddleback College, Grant Renewal, Enrollment Growth for Associate Degree Nursing Program
Accept this award renewal of \$268,000 from the Board of Governors California Community College Chancellor's Office for the Enrollment Growth for Associate Degree Nursing Program for the period of July 1, 2017 through June 30, 2018.

[Item 5.8](#)
[Exhibit A](#)

- 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.

[Item 5.9](#)
[Exhibit A](#)

- 5.10 SOCCCD: Student Out-of-State Travel
Approve the colleges' student out-of-state travel for the participants, dates, locations, courses and costs as listed.

[Item 5.10](#)
[Exhibit A](#)

- 5.11 SOCCCD: Trustees' Requests for Attending Conferences
Approve trustees' requests for attending conference(s).

[Item 5.11](#)
[Exhibits A-B](#)

- 5.12 SOCCCD: Update of Authorized Signature List of Board of Trustees' Designees to Approve Documents and Contracts
Approve authorizing individuals occupying the positions listed.

[Item 5.12](#)
[Exhibits A-B](#)

- 5.13 SOCCCD: Agreement for Specialized Investigative Services - Nicole Miller & Associates
Approve the agreement for specialized investigative services by Nicole Miller & Associates on a time and materials basis effective November 1, 2017 through October 31, 2019.

[Item 5.13](#)
[Exhibit A](#)

- 5.14 SOCCCD: Transfer of Budget Appropriations

Ratify the transfer of budget appropriations as listed.

[Item 5.14](#)
[Exhibit A](#)

- 5.15 SOCCCD: Budget Amendment: Adopt Resolution No. 17-31 to Amend FY 2017-2018 Adopted Budget
Adopt Resolution No. 17-31 to amend the FY 2017-2018 adopted budget as listed.

[Item 5.15](#)
[Exhibit A](#)

- 5.16 SOCCCD: September - October 2017 Change Orders/Amendments
Ratify the change orders and amendments as listed.

[Item 5.16](#)
[Exhibits A-D](#)

- 5.17 SOCCCD: Purchase Orders and Checks
Ratify the purchase orders and checks as listed.

[Item 5.17](#)
[Exhibits A-C](#)

- [5.18](#) [SOCCCD: September 2017 Contracts](#)
[Ratify contracts as listed.](#)

[Item 5.18](#)
[Exhibits A-B](#)

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

6.0 GENERAL ACTION ITEMS

- [6.1](#) [SOCCCD: ATEP Site Utilities and Infrastructure Phase I Project, Adopt Resolution No. 17-32, Intention to Enter into a Grant of Easement to Cox Communications California, LLC for ATEP and to Conduct a Public Hearing](#)
[Adopt Resolution No. 17-32, declaring its intent to enter into an easement to Cox Communications California, LLC for ATEP Site Utilities and Infrastructure Phase I project and to conduct a public hearing set for November 13, 2017.](#)

[Item 6.1](#)
[Exhibits A-B](#)

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

- 6.2 [SOCCCD: ATEP Site Utilities and Infrastructure Phase I Project, Approve the Names of ATEP Private Streets](#)
[Approve the ATEP private street names as shown.](#)

[Item 6.2](#)
[Exhibit A](#)

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

- 6.3 [SOCCCD: Saddleback College Advanced Technology and Applied Science \(ATAS\) Building Project, Geotechnical Investigation & Material Testing and Special Inspection Services, C.E.M. Lab Corp.](#)
[Approve the C.E.M. Lab Corp. agreement for Geotechnical Investigation & Material Testing and Special Inspection Services for the Saddleback College Advanced Technology and Applied Science \(ATAS\) Building project in the amount of \\$400,000.](#)

[Item 6.3](#)
[Exhibits A-B](#)

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

- 6.4 [SOCCCD: South Orange County Regional Consortium \(SOCRC\) AB 104 Adult Education Block Grant \(AEBG\), Irvine Unified School District Grant Subcontract Agreement FY 2017-2019](#)
[Approve Adult Education Block Grant \(AEBG\) subcontract agreement with the Irvine Unified School District to allocate the sum of \\$800,000 for the SOCRC AB104 AEBG funding during the FY 2017-2019.](#)

[Item 6.4](#)
[Exhibit A](#)

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

- 6.5 [SOCCCD: South Orange County Regional Consortium \(SOCRC\) AB 104 Adult Education Block Grant \(AEBG\), Tustin Unified School District Grant Subcontract Agreement FY 2017-2019](#)
[Approve Adult Education Block Grant subcontractor agreement with the Tustin Unified School District to allocate the sum of \\$1,645,446 for the South Orange County Regional Consortium AB104 Adult Education Block Grant funding during the FY 2017-2019.](#)

[Item 6.5](#)
[Exhibit A](#)

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

- [6.6](#) [SOCCCD: South Orange County Regional Consortium \(SOCRC\) AB 104 Adult Education Block Grant \(AEBG\), Laguna Beach Unified School District Grant Subcontract Agreement FY 2017-2019](#)
[Approve Adult Education Block Grant subcontractor agreement with the Laguna Beach Unified School District to allocate the sum of \\$183,470 for the South Orange County Regional Consortium AB104 Adult Education Block Grant funding during the FY 2017-2019.](#)

[Item 6.6](#)
[Exhibit A](#)

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

- [6.7](#) [SOCCCD: Board Policy Revision: BP-4011.6 Hiring of the Chancellor](#)
[Accept for review and study.](#)

[Item 6.7](#)
[Exhibits A-A.1](#)

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

- [6.8](#) [SOCCCD: Board Policy Revision: BP-5613 Transcripts, BP-5626 Independent Study](#)
[Approve the board policies as shown.](#)

[Item 6.8](#)
[Exhibits A-B](#)

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

- [6.9](#) [SOCCCD: Agreement for Quality Assurance and User Experience Services, eNamix](#)
[Approve the agreements for quality assurance and user experience services with eNamix, for a total amount not to exceed \\$424,872.00 from December 1, 2017 to August 31, 2018.](#)

[Item 6.9](#)
[Exhibits A-C](#)

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

- [6.10](#) [SOCCCD: Academic Personnel Actions - Regular Items](#)
[Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Resignation/](#)

Retirement/Conclusion of Employment.

Item 6.10
Exhibit A

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

- 6.11 SOCCCD: Classified Personnel Actions - Regular Items
Approve New Personnel Appointments, Authorization to Establish and Announce a Classified Position, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.

Item 6.11
Exhibit A

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

- 6.12 SOCCCD: Employment Agreement - Dr. Cindy Vyskocil, Vice Chancellor of Human Resources
Ratify the appointment of Dr. Cindy Vyskocil to the position of Vice Chancellor of Human Resources for SOCCCD.

Item 6.12
Exhibit A

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

- 6.13 SOCCCD: SOCCCD Faculty Association Initial Proposal to District
Accept for review and study the SOCCCD Faculty Association's initial proposal to the District for the purpose of negotiations.

Item 6.13
Exhibit A

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

- 6.14 SOCCCD: District Initial Proposal to SOCCCD Faculty Association
Accept for review and study the District's initial proposal to the SOCCCD Faculty Association for the purpose of negotiations.

Item 6.14
Exhibit A

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

- 6.15 SOCCCD: Basic Aid Allocation for Conversion to Canvas Learning

[Management System, Faculty Conversion to Canvas One-Time Stipends](#)

[Approve Basic Aid Allocation of \\$3,679,421 for the Canvas LMS conversion faculty stipends costs.](#)

[Item 6.15](#)

This item was pulled by administration.

7.0 REPORTS

[7.1 SOCCCD: Staff Response to Public Comments from Previous Board Meeting](#)
[None](#)

[Item 7.1](#)

[7.2 Saddleback College and Irvine Valley College: Speakers](#)
[A listing of speakers for events and/or classes at Saddleback College and Irvine Valley College.](#)

[Item 7.2](#)
[Exhibit A](#)

[7.3 SOCCCD: Facilities Plan Status Report](#)
[Status of current construction projects.](#)

[Item 7.3](#)
[Exhibit A](#)

[7.4 SOCCCD: Monthly Financial Status Report](#)
[The reports display the adopted budget, revised budget and transactions through September 30, 2017.](#)

[Item 7.4](#)
[Exhibit A](#)

[7.5 SOCCCD: Quarterly Financial Status Report](#)
[Report for the quarter ending September 30, 2017.](#)

[Item 7.5](#)
[Exhibit A](#)

[7.6 SOCCCD: Basic Aid Report](#)
[Report for the quarter ending September 30, 2017.](#)

[Item 7.6](#)
[Exhibit A](#)

[7.7 SOCCCD: Retiree \(OPEB\) Trust Fund](#)
[Report for the periods ending July 31, 2017 and August 31, 2017.](#)

[Item 7.7](#)

Exhibit A


8.0 REPORTS FROM ADMINISTRATION AND GOVERNANCE GROUPS
Report by the following individuals and groups may be written and submitted through the docket process prior to distribution of the Board agenda packet.

- A. Saddleback College Academic Senate
- B. Faculty Association
- C. Irvine Valley College Academic Senate
- D. Vice Chancellor, Technology and Learning Services
- E. Vice Chancellor, Human Resources
- F. Vice Chancellor, Business Services
- G. Irvine Valley College Classified Senate
- H. California School Employees Association
- I. Saddleback College Classified Senate
- J. Police Officers Association

9.0 ADDITIONAL ITEMS

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

The meeting was adjourned at 8:23 p.m.


Debra Fitzsimons
Secretary, Board of Trustees