

**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  
September 26, 2016**

**PRESENT**

Members of the Board of Trustees:

Timothy Jemal, President  
James R. Wright, Vice President  
David B. Lang, Clerk  
Barbara J. Jay, Member  
Marcia Milchiker, Member  
T.J. Prendergast, III, Member  
Terri Whitt, Member  
Johnathan Forde, Student Member

Administrative Officers:

Debra Fitzsimons, Interim Chancellor  
David Bugay, Vice Chancellor, Human Resources  
Glenn Roquemore, President Irvine Valley College

**ABSENT**

C.M. Brahmhatt, Acting Vice Chancellor, Business Services  
Robert Bramucci, Vice Chancellor, Technology and Learning Services  
Tod Burnett, President Saddleback College

**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, Discipline, Dismissal, Release (Government Code Section 54957(b).)
  - A. Public Employee Discipline, Dismissal, Release (Government Code Section 54957(b).)(2 matters)
- 1.4 Conference with Labor Negotiators (Government Code Section 54957.6)
  - A. Police Officers Association  
Agency Designated Negotiator: David P. Bugay, Ph.D.
  - B. SOCCCD Faculty Association  
Agency Designated Negotiator: David P. Bugay, Ph.D.
  - C. California School Employees Association (CSEA)  
Agency Designated Negotiator: David P. Bugay, Ph.D.
- 1.5 Conference with Legal Counsel (Government Code Section 54956.9)
  - A. Anticipated Litigation (Government Code Section 54956.9(d)(2), (e)(1)  
(1 potential case)

**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 voted to approve a Retirement Agreement with an academic administrator at Saddleback College.

**2.2 Invocation**

Led by Trustee Dave Lang

**2.3 Pledge of Allegiance**

Led by Trustee Marcia Milchiker

**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.***

**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

#### **4.0 DISCUSSION ITEMS**

##### **4.1 SOCCCD: Legislative and Advocacy Overview**

Tere Fluegeman, Executive Director of Public and Government Affairs, Mark MacDonald, State Legislative Advocate from McCallum Group Inc., and Dana DeBeaumont, Federal Legislative Advocate from Capitol Advocacy Partners, will present a brief overview of legislative and advocacy efforts on behalf of the district and 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.*

Trustee Tim Jemal requested to remove item 5.6 from the consent calendar for separate discussion and action.

On a motion made by Trustee Wright and seconded by Trustee Lang, the balance of the consent calendar was approved on a 7-0 vote.

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

Approve minutes of Regular Meeting held on August 22, 2016 and Special Meeting held on September 13, 2016.

##### **5.2 SOCCCD: Saddleback College, Wireless Access Points Installation Project, Award of Bid No. 2054, T and D Communications, Inc.**

Award Bid No. 2054, Wireless Access Points Installation project and approve the agreement with T and D Communications Inc., in the amount of \$107,457.

##### **5.3 SOCCCD: Saddleback College PE Sewer Ejector Project Bid No. 2046, Notice of Completion, MMC, Inc.**

Authorize filing of the Notice of Completion for Saddleback College PE Sewer Ejector project to MMC, Inc., for a final contract amount of \$247,012.36.

##### **5.4 SOCCCD: Irvine Valley College, Classroom B230 Renovation Project, Award of Bid No. 318, A2Z Construct, Inc.**

Award Bid No. 318, Irvine Valley College Classroom B230 Renovation project and approve the agreement with A2Z Construct, Inc. of Rancho Santa Margarita, CA, in the amount of \$121,500.

- 5.5 **SOCCCD: Irvine Valley College Liberal Arts Audio/Visual Material and Installation Project, Notice of Completion, ELB (US) Inc.**  
Authorize filing the Notice of Completion for the Irvine Valley College Liberal Arts Audio/ Visual Material and Installation project to ELB (US) Inc., for a final amount of \$100,727.
- 5.6 **SOCCCD: Irvine Valley College, Campus Safety Building - Backup Generator Project, Award of Bid No. 323, AMTEK Construction**  
Award Bid No. 323, Irvine Valley College Campus Safety Building - Backup Generator project and approve the agreement with AMTEK Construction of Whittier, CA, in the amount of \$372,730.
- On a motion made by Trustee Jemal and seconded by Trustee Wright, this item was approved on a 7-0 vote.
- 5.7 **SOCCCD: Irvine Valley College Health Center - Concessions Project, Design-Build Criteria Architectural Services, IBI Group**  
Approve the IBI Group agreement for Criteria Architectural Services for the Irvine Valley College Health Center - Concessions project in the amount of \$144,792.
- 5.8 **SOCCCD: Irvine Valley College Emergency Phone / Mass Notification System Project, Notice of Completion, The Amergroup Inc.**  
Authorize filing the Notice of Completion for the Irvine Valley College Emergency Phone/Mass Notification System project to The Amergroup Inc. for a final amount of \$287,000.
- 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: Student Out of State Travel**  
Approve the student out-of-state travel for the participants, dates, locations, courses and costs as listed in EXHIBIT A.
- 5.11 **SOCCCD: Trustees' Requests for Attending Conferences**  
Approve trustees' requests for attending conference(s).
- 5.12 **SOCCCD: Annual renewal of Microsoft Campus Agreements with ComputerLand of Silicon Valley for District-wide Microsoft Software Use**  
Approve the annual renewal of a software licensing agreement for the district-wide Microsoft Software Licensing for FY 2016-2017 with ComputerLand of Silicon Valley at a cost not to exceed \$218,836.
- 5.13 **SOCCCD: August 2016 Change Orders / Amendments**  
Ratify the change orders and amendments as listed.

- 5.14 **SOCCCD: Purchase Orders and Checks**  
Ratify the purchase orders and checks as listed.
- 5.15 **SOCCCD: July- August 2016 Contracts**  
Ratify contracts as listed.

## **6.0 GENERAL ACTION ITEMS**

- 6.1 **SOCCCD: Agreement for Chancellor Search Consultant Services with Professional Personnel Leasing, Inc. (PPL, Inc.)**  
Approve consultant agreement and authorize interim chancellor to negotiate and execute the agreement with PPL, Inc.  
  
On a motion made by Trustee Milchiker and seconded by Trustee Lang, this item was approved on a 7-0 vote.
- 6.2 **SOCCCD: Saddleback College Central Plant Phase 2, Upgrade Services Project, Notice of Completion, Southland Industries**  
Authorize the filing of the Notice of Completion for Saddleback College Central Plant Phase 2, Upgrade Services project to Southland Industries, for a final contract amount of \$1,340,000.  
  
On a motion made by Trustee Lang and seconded by Trustee Jay, this item was approved on a 7-0 vote.
- 6.3 **SOCCCD: Saddleback College Technology & Applied Sciences Building Swing Space Project, Architectural Services Agreement, Amendment No. 13, R2A Architecture**  
Approve Amendment No. 13 to extend architectural services to November 1, 2016 with R2A Architecture for the Saddleback College Technology & Applied Sciences Building Swing Space project for a no cost change.  
  
On a motion made by Trustee Lang and seconded by Trustee Whitt, this item was approved on a 7-0 vote.
- 6.4 **SOCCCD: Saddleback College Fine Arts HVAC Upgrades and Interior Renovation Project, Notice of Completion, Solpac Construction, Inc. dba Soltek Pacific Construction Company**  
Authorize the filing of the Notice of Completion for Saddleback College Fine Arts HVAC Upgrades and Interior Renovation project to Solpac Construction Inc. dba Soltek Pacific Construction Company, with a current contract amount of \$7,464,237 and outstanding change orders under negotiation.  
  
On a motion made by Trustee Lang and seconded by Trustee Milchiker, this item was approved on a 7-0 vote.

6.5 **SOCCCD: ATEP IVC First Building Project, Change Order No. 1, McCarthy Building Companies, Inc.**

Approve Board Change Order No. 1 for the ATEP IVC First Building project and authorize staff to execute the corresponding change order with the design-build contractor resulting in an increase of \$1,268,345 for a revised contract amount of \$17,553,345 and add 15 days for a revised contract completion date of November 24, 2017.

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

6.6 **SOCCCD: Irvine Valley College Liberal Arts Building Project, Notice of Completion, Swinerton Builders**

Authorize filing the Notice of Completion for the Irvine Valley College Liberal Arts Building project to Swinerton Builders for a final amount of \$9,339,041.

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

6.7 **SOCCCD: Conflict of Interest – Biennial Code Review and Amendment**

Approve the revised Conflict of Interest Code, subject to the review and approval by the Orange County Board of Supervisors.

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

6.8 **SOCCCD: Academic Personnel Actions – Regular Items**

Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Reorganization, Reclassification, Workload Banking, Reduced Workload Program with STRS Retirement, Resignation/Retirement/Conclusion of Employment.

A correction was made to Exhibit A, pg. 7, D.1., effective date was changed to October 3. Under Reclassification, pg. 8, item. E.a was removed along with the accompanying Exhibit B.

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

6.9 **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, Reclassification, Reorganization, Change of Status, Out of Class Assignments, General Leave of Absence, Resignation/Retirement/Conclusion of Employment, Volunteers.

A correction was made to Exhibit A, pg. 11, G.1. the word Valley was added to

read Irvine Valley College.

6.10 **SOCCCD: Employment Agreement – Dr. Debra L. Fitzsimons, Interim Chancellor**

Approve the contract of Dr. Debra L. Fitzsimons to serve as Interim Chancellor.

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

**7.0 REPORTS**

7.1 **SOCCCD: Irvine Valley College and Saddleback College Foundation Financial Reports**

Executive Directors of Irvine Valley and Saddleback College Foundations will provide summary information on the accomplishments FY 2015-2016, financial summary, and highlights of major initiatives planned FY 2015-2016.

This item was advanced under Discussion Items, following item 4.1.

7.2 **SOCCCD: 2017 Teacher of the Year Recognition Ceremony**

Information on OC Teachers of the Year program. The nominees being honored from SOCCCD are Claire Cesareo, Anthropology Professor from Saddleback College and Rebecca Beck, ESL Professor from Irvine Valley College.

7.3 **SOCCCD: Technology Plan**

Accept for review and study the proposed SOCCCD Technology Plan.

7.4 **Saddleback College and Irvine Valley College Responses to ITT Tech Closure**

Report to provide actions to support displaced students from ITT Tech.

At 8:52 p.m., Trustee Lang made a motion, seconded by Trustee Wright, to extend the meeting to 9:30 p.m. The motion passed on a 7-0 vote.

7.5 **Saddleback College and Irvine Valley College: Speakers**

A listing of speakers for events and/or classes at Saddleback College and Irvine Valley College.

7.6 **SOCCCD: Basic Aid Report**

Report on projected receipts and approved projects.

7.7 **SOCCCD: Facilities Plan Status Report**

Status of current construction projects.

7.8 **SOCCCD: Monthly Financial Status Report**

The reports display the adopted budget, revised budget and transactions through July 31, 2016 and August 31, 2016.

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

Report is for the period ending July 31, 2016

**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. 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 9:13 p.m. in memory of Saddleback College students Robert McCorkle and Lori Shepherd.

  
Debra L. Fitzsimons, Interim Chancellor