

**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 29, 2014**

**PRESENT**

Members of the Board of Trustees:

T.J. Prendergast, President  
Nancy M. Padberg, Vice President  
Marcia Milchiker, Clerk  
Timothy Jemal, Member  
David B. Lang, Member  
James R. Wright, Member  
Keefe Carrillo, 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**

Bill Jay, 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**. 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 Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957(b) (2 matters)
  - A. Public Employee Discipline, Dismissal, Release (GC Section 54957(b).) (2 matters)
- 1.4 Conference with Labor Negotiators (GC Section 54957.6)
  - A. SOCCCD Faculty Association  
Agency Designated Negotiator: David Bugay, Ph.D.
- 1.5 Conference with Legal Counsel (GC Section 54956.9)
  - A. Anticipated Litigation (GC Section 54956.9(d)(2) and (e)(1)(1 case)

**RECONVENE OPEN SESSION: 5:30 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 6-0 vote with Trustee Jay absent, the board voted to accept a faculty member's decision to change his termination to a resignation.

**2.2 Invocation**

Led by Trustee James Wright

**2.3 Pledge of Allegiance**

Led by Trustee Bill Jay

In Trustee Jay's absence, Trustee Prendergast led the pledge of allegiance.

**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.***

There were seven public comments. One public comment was regarding an invitation to a public reading, five public comments related to CSEA contract issues and one public comment was about part-time faculty compensation.

**2.5 Recognitions: Speakers are limited to two minutes each.**

**A. Resolutions:**

1. None

**B. Commendations:**

1. Saddleback College President Tod Burnett honored student Iman Moujtahed for receiving a national award for her artwork on the WALL cover of Saddleback's Literary Journal.
2. Chancellor Gary Poertner introduced the Irvine Valley College Life Sciences Building designed by Dougherty & Dougherty, LLP as a Grand Design winner for Best Education Project in its annual competition which honors architectural design and planning excellence.

**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 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.*

Trustee Prendergast requested to pull item 5.9 from the consent calendar for discussion/action.

The board was provided with a replacement page for item 5.18.

On a motion made by Trustee Wright and seconded by Trustee Jemal, the balance of 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 August 25, 2014.
- 5.2 **Saddleback College: 2014-2015 Additional Faculty Hiring Request**  
Approve the announcement of the position and recruitment of a full-time Journalism faculty replacement position contingent upon funding, at Saddleback College for the 2014-2015 academic year.
- 5.3 **Saddleback College: Student Out of State Travel, Forensic Team, Cleveland, Ohio and Chicago, IL**  
Approve the participation of the Saddleback College Forensics Team and their coaches in the Phi Rho Pi National Tournament in Cleveland, OH and the Hell Froze Over Tournament in Chicago, IL at a cost not to exceed \$40,844.
- 5.4 **Saddleback College: Student Out of State Travel – Seattle, WA**  
Approve the out-of-state travel request for up to six students and a Saddleback College staff member to attend the October 23-25, 2014, National Student Electronic Media Convention in Seattle, WA at a cost not to exceed \$10,541.
- 5.5 **SOCCCD: Saddleback College, Photo/Radio/Television Renovation Project, Architectural Agreement, Amendment No. 2, gkkworks**  
Approve Amendment for additional architectural services in the amount of \$29,505 for a total contract value of \$119,005.
- 5.6 **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.
- 5.7 **SOCCCD: Irvine Valley College, A400 Design-Build Project, Criteria and Programming Architectural Services Agreement, Amendment No. 1, Lionakis**  
Approve Amendment No. 1 to reassign \$46,700 of the contract balance for use on the A400 Design-build project and decrease the total contract amount by \$30,688 for a revised total contract amount of \$342,172.
- 5.8 **SOCCCD: Trustees' Requests for Attending Conferences**  
Approve/Ratify Trustees' requests for attending conferences.

For the record, President Prendergast requested a re-vote of item 5.8 in order to abstain from the vote.

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

**5.9 SOCCCD: Conflict of Interest**

Approve the amended 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 Wright, this item was approved on a 6-0 vote.

**5.10 SOCCCD: Budget Amendment: Adopt Resolution No. 14-31 to Amend FY 2014-2015 Adopted Budget**

Adopt resolution to amend the FY 2014-2015 Adopted Budget.

**5.11 SOCCCD: Gifts to the District and Foundations**

Accept donations.

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

Approve the purchase orders/confirming requisitions numbered P15-01297 through P15-01807 amounting to \$3,887,349.30.

**5.13 SOCCCD: Transfer of Budget Appropriations**

Ratify transfer of budget appropriations as listed.

**5.14 SOCCCD: Payment of Bills**

Approve the payment of bills as listed.

**5.15 SOCCCD: August and September 2014 Contracts**

Ratify contracts as listed.

**5.16 SOCCCD: Approve Network Access Control Hardware, Software, Installation, and Support Purchase, Altaware**

Approve the use of the listed CMAS contract for equipment and services purchases with Altaware. Total costs for the project will not exceed \$320,000.

**5.17 SOCCCD: Agreement for Information Technology Services, JB Technology Consulting, LLC**

Approve the agreement for an amount not to exceed \$117,844, for the term of October 1, 2014 through June 30, 2015.

**5.18 SOCCCD: Annual Renewal of Microsoft Campus Agreements for District-wide Microsoft Software Use**

Approve staff executing an agreement with the vendor that provides the lowest costs for FY 2014-15 Microsoft software licensing. The total purchase price will not to exceed \$171,715.00.

A replacement page of item 5.18 was provided to the board members.

## 6.0 **GENERAL ACTION ITEMS**

- 6.1 **SOCCCD: Irvine Valley College, ATEP IVC First Building Project, Design-Build Criteria and Programming Architectural Services, LPA, Inc.**

Approve the agreement for the criteria architect in the amount of \$644,300.

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

- 6.2 **SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting**

Authorize payment to Trustee Padberg who was absent from the August 25, 2014 board meeting.

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

- 6.3 **SOCCCD: Computer Equipment and Related Devices, Extension of Term, Hewlett Packard Co.**

Approve extended use of the Master Price Agreement No. B27164 through the extended date of December 31, 2014. Annual expenditures for the term under this agreement will not exceed \$2,500,000.

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

- 6.4 **SOCCCD: ATEP Land Exchange Demolition, Award of Bid No. 16, AMPCO Contracting, Inc.**

Award Bid No. 16, and approve the Agreement with AMPCO Contracting, Inc. of Anaheim, CA the amount of \$2,425,000.

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

- 6.5 **SOCCCD: Academic Personnel Actions – Regular Items**

Approve New Personnel Appointments, Reorganization, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund.

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

- 6.6 **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, Reorganization, Authorization to Change Classified Positions, Change of Status, Classified Bilingual Stipend, Additional Compensation, Out of Class Assignments, Temporary Increase in Hours, General Leave, Resignation/Retirement/Conclusion of Employment, Volunteers.

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

- 6.7 **SOCCCD: Adopt Resolution 14-32 Classified Employee Layoffs**  
Adopt Resolution No.14-32 to approve the reductions and/or discontinuance of classified service, two positions.

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

## 7.0 **REPORTS**

- 7.1 **Saddleback College and Irvine Valley College: Annual Accreditation Reports**

Annual Accreditation Reports for the ACCJC prepared by Saddleback College and Irvine Valley College.

- 7.2 **Irvine Valley College: Staff response to public comments from June 23, 2014 board meeting**

Review the background and status of the 2014-2015 ASIVC student elections held on April 20, 2014 and follow up to Ms. Amira Brown's statements to the Board of Trustees on June 23, 2014.

- 7.3 **Irvine Valley College and Saddleback College: Student Equity Plan Report**

Vice Presidents for Student Services, Dr. Linda Fontanilla and Dr. Juan Avalos provided a brief overview of the requirements for the Student Equity Plan.

A re-vote of an item previously voted on was taken. See Item 5.8

- 7.4 **Saddleback College and Irvine Valley College: Speakers**

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

- 7.5 **SOCCCD: Basic Aid Report**

Report on projected receipts and approved projects.

- 7.6 **SOCCCD: Facilities Plan Status Report**

Status of current construction projects.

- 7.7 **SOCCCD: Monthly Financial Status Report**

Review of current revenues and expenditures for FY 2014-2015.

- 7.8 **SOCCCD: Retiree (OPEB) Trust Fund**  
Report is for period ending August 31, 2014.

**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. Police Officers Association

**9.0 ADDITIONAL ITEMS**

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

Meeting adjourned at 7:34 p.m.

  
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Gary L. Poertner, Secretary