

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

## MEETING OF THE BOARD OF TRUSTEES

MONDAY, JANUARY 31, 2005

AUDITORIUM, ROOM 145, HEALTH SCIENCES/DISTRICT OFFICES BLDG.  
SADDLEBACK COLLEGE, 28000 MARGUERITE PARKWAY, MISSION VIEJO, CA 92692

**CALL TO ORDER (FOLLOWED BY PUBLIC COMMENTS/CLOSED SESSION): 5:00 P.M.**  
**RECONVENE OPEN SESSION: 7:00 P.M.**

### AGENDA

**CALL TO ORDER: 5:00 P.M.**

#### **PUBLIC COMMENTS**

Members of the public may address the board on items listed below 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 54957):
  - 1. Public Employee Discipline/Dismissal/Release (5)
- B. Conference with Labor Negotiators (GC 54957.6):
  - 1. Negotiators - Dr. Raghu Mathur; SOCCCD Faculty Association
  - 2. Negotiators - Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 586
  - 3. Negotiators - Dr. Raghu Mathur; SOCCCD Police Officers Association
  - 4. Negotiators - President of the Board or President's Designee;  
Unrepresented Employees - Chancellor and All Academic Administrators
- C. Conference with Legal Counsel (GC 54956.9)
  - 1. Pending Litigation (GC 54956.9[a]) -
    - a. Mora v. Mathur
    - b. CSEA, et al., v. SOCCCD Board of Trustees
    - c. IVC Academic Senate, etc., et al., v. SOCCCD Board of Trustees
    - d. Faculty Association v. SOCCCD, Unfair Practice Charge No. LA-CE-4514-E
    - e. Carl v. SOCCCD

- f. Merryman v. SOCCCD
- g. Gensler v. SOCCCD
- 2. Significant Exposure to Litigation (GC 54956.9[b][1] and [3][A]) and [C] -  
Four Potential Cases
  - a. Claim of J. Harris v. SOCCCD
- 3. Initiation of Litigation (GC 54956.9[c]) - Three New Cases

D. Closed Sessions (Ed. Code 72122)

- 1. Consideration of Gift
- 2. Confidential Student Matter

**RECONVENE OPEN SESSION: 7:00 P.M.**

**ACTIONS TAKEN IN CLOSED SESSION**

**INVOCATION**

Led by Trustee Jay

**PLEDGE OF ALLEGIANCE**

Led by Trustee Padberg

**RESOLUTIONS/PRESENTATIONS/INTRODUCTIONS**

Resolution: District Information Technology Department

Resolution: SC Gaucho Football Team

**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.**

**BOARD AND CHANCELLOR'S REPORTS/BOARD REQUESTS FOR REPORTS**

Section 54954.2(a) of the Ralph M. Brown Act states that "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public, a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda."

**Speakers are limited to two minutes each.**

1. BOARD/CHANCELLOR'S REPORTS/REQUESTS FOR REPORTS
  - a. BOARD REPORTS
  - b. CHANCELLOR'S REPORT
  - c. BOARD REQUESTS FOR STAFF REPORTS

**APPROVAL OF CONSENT CALENDAR ITEMS (Items 2 through 31)**

All matters on the consent calendar are to be approved in one motion unless a board member requests separate action on a specific item.

2. SADDLEBACK COLLEGE FOUNDATION: EXTENSION OF CONSULTANT AGREEMENT  
Twelve- month extension of agreement with Dr. Richard French to serve as director of the capital campaign for the Health Sciences Building in the amount of \$45,000.
3. SADDLEBACK COLLEGE: 2005 SCLO EQUITY CONTRACTS  
Contract with NPI Production Services, Inc., to hire up to four Equity Trust Artists for SCLO at a cost not to exceed \$20,020.10.
4. SADDLEBACK COLLEGE: GUEST SPEAKERS  
Honoraria for Humanities Hour guest speakers John Clayton, Minerva Canto and Yvette Cabrera, Dr. Pat Griffin, and Dr. Carlos Gutierrez from February through May 2005 for a total amount of \$2,000.
5. SADDLEBACK COLLEGE: CONTRACT FOR MAGIC SOFTWARE  
Contract with Materialise for the college to become a Certified Training Center for Magics software products.
6. SADDLEBACK COLLEGE: CONTRACTOR AGREEMENT  
Agreement with Materialise to provide a "train-the-trainer" workshop for an amount not to exceed \$14,000.



7. SADDLEBACK COLLEGE: CONTRACT AGREEMENT  
Agreement with the Hilton Hotel, Costa Mesa, for a  
RHORC Creative Teaching Strategies workshop to be held  
for instructors from various hospitals and colleges April  
25-29 for \$14,000.
8. SADDLEBACK COLLEGE: STUDY ABROAD PROGRAM  
Study abroad in Vietnam and Cambodia for Summer 2005.
9. SADDLEBACK COLLEGE: STUDY ABROAD PROGRAM  
Study abroad in Santander, Spain, for Summer 2005.
10. SADDLEBACK COLLEGE: STUDY ABROAD PROGRAM  
Study abroad in Florence, Italy, for Summer 2005.
11. SADDLEBACK COLLEGE: STUDY ABROAD PROGRAM  
Study abroad in New Zealand for Summer 2005.
12. IRVINE VALLEY COLLEGE: GRANT ACCEPTANCE  
Award of \$31,335 from the Foundation for California  
Community Colleges for the Temporary Assistance for  
Needy Families-Child Development Careers Program.
13. IRVINE VALLEY COLLEGE: GRANT AWARD  
Award of \$4,980.46 from SBC-Pacific Bell for the Closed  
Captioning Project.
14. SOCCCD: SUBCONTRACTOR AGREEMENT  
Agreement with North Orange County CCD for a  
reimbursable amount of up to \$15,000 for continuation of  
an Orange County Multimedia Center.
15. SOCCCD: DISTRICT INITIAL PROPOSAL TO CSEA  
CHAPTER 586  
Approval of proposal and set a public hearing on February  
28, 2005.
16. SOCCCD: NOTICE OF COMPLETION  
Filing of the Notices for Packages F, Q, U, and Y for the  
Health Sciences Building.

17. SOCCCD: CHANGE ORDER REQUESTS  
COR's 85, 86, and 88 for the Health Sciences Building increasing the total project cost by \$10,841.
18. SOCCCD: CHANGE ORDER REQUESTS  
COR's to Purchase Order P05-01311 for the Health Sciences Building telephone infrastructure remediation by WP Electric & Communications in the amount of \$34,819.28.
19. SOCCCD: REVISION TO RETAINER AGREEMENT  
Revision of contract with Liebert Cassidy Whitmore increasing their rates for services effective February 1, 2005.
20. SOCCCD: 2005-06 NONRESIDENT TUITION FEES  
Nonresident tuition fee of \$151 and capital outlay fee of \$22 per semester unit, and application fee of \$48.
21. SOCCCD: DISTRICT INSTITUTIONAL MEMBERSHIPS  
Revised 2004-05 memberships and estimated dues for various organizations.
22. ATEP: CONSULTANT AGREEMENTS  
Amendments to the total payment amounts to Stratus, M.E. Nollkamper, and Hall & Forman, Inc.
23. ATEP: AGREEMENT  
Agreement with UCMI for inspection of record services for the launching program in the amount of \$55,000.
24. ATEP: AGREEMENT  
Agreement with TurnKey, Inc., to provide architectural and engineering services for various changes in the amount of \$13,363 plus expenses.
25. CLAIM AGAINST THE DISTRICT  
Rejection of claim by Teresa Romero dated January 10, 2005, and referral to insurance administrator.
26. TRANSFER OF BUDGET APPROPRIATIONS  
Budget transfers as delineated.

27. BUDGET AMENDMENT: 2004-05 RESTRICTED  
GENERAL FUND  
Adoption of Resolution 05-02 to amend the 2004-05  
Adopted Budget.
28. PURCHASE ORDERS/CONFIRMING REQUISITIONS  
Purchase orders 02058 through 02440 totaling  
\$1,400,756.67, and confirming requisitions dated 11/25/04  
through 1/13/05 totaling \$178,027.30.
29. PAYMENT OF BILLS  
Checks 034805 through 037420 totaling \$8,731,978.26;  
Saddleback College Community Education checks 008074  
through 008096 totaling \$42,069.36; and IVC Community  
Education checks 008070 through 008089 totaling \$9,012.08.
30. GIFTS TO THE DISTRICT AND FOUNDATIONS  
Acceptance of various donated items.
31. TRUSTEES' REQUESTS FOR TRAVEL AND/OR LOCAL  
MILEAGE REIMBURSEMENT  
Requests to attend upcoming conferences and events  
and/or local mileage reimbursement.

### **CHANCELLOR'S ITEMS (Items 32 through 35)**

#### ***ITEMS RECOMMENDED FOR DISCUSSION/APPROVAL***

32. TRUSTEE REGALIA FOR COMMENCEMENT  
CEREMONIES  
Purchase of trustee regalia in IVC and Saddleback College  
colors for an amount not to exceed \$10,000.

#### ***ITEMS RECOMMENDED FOR APPROVAL***

33. CCCT BOARD OF DIRECTORS NOMINATION 2005  
Nominations for membership on the CCCT Board of  
Directors for transmittal to CCCT by the deadline.
34. PROPOSED BOARD MEETING DISCUSSION TOPICS  
Addition/deletion of items from topics list and  
prioritization for placement on future agendas.



35. AUTHORIZATION OF OCLTF SPEAKER  
Approval to reimburse CCC Assistant Vice Chancellor Frederick Harris for expenditures to speak at the OC Legislative Task Force meeting on December 10, 2004, in an amount not to exceed \$200.

**DEPUTY CHANCELLOR'S ITEMS (Items 36 through 42)**

**RECESS TO PUBLIC HEARING**

36. CSEA CHAPTER 586 PROPOSAL  
Public Hearing to allow the public to comment on the initial proposal to reopen contract negotiations.

**RECONVENE REGULAR BOARD MEETING**

**ITEMS RECOMMENDED FOR APPROVAL**

37. ACADEMIC PERSONNEL ACTIONS  
Administrative Employment; Academic Temporary Part-Time/Substitute Staff; and Additional Compensation.
38. CLASSIFIED PERSONNEL ACTIONS  
New Personnel Appointments; Change of Status; Out of Class Compensation; Volunteers; Authorization to Establish and Announce Classified Position; Resignation/Retirement/Conclusion of Employment;
39. SADDLEBACK COLLEGE: AWARD OF BID  
Purchase/installation of Video Projection Systems by Troxell Communication for \$194,657.80
40. ATEP: INTENTION TO DEDICATE EASEMENT  
Adoption of Resolution 05-01, Exhibits A-1 and A-2, Intention to Dedicate an Easement to Southern California Edison and set public hearing for February 28, 2005.
41. ATEP: INTENTION TO DEDICATE EASEMENTS  
Adoption of Resolution 05-03, Exhibits A-1, A-2, A-3, and A-4, Intention to Dedicate Three Easements to the City of Tustin and set public hearing for February 28, 2005.

42. ATEP: AGREEMENT  
Agreement with the City of Tustin regarding installation of temporary utilities for the launch of the ATEP program.

### VICE CHANCELLOR'S ITEMS (Item 43 through 47)

#### EDUCATIONAL SERVICES

##### *ITEMS RECOMMENDED FOR APPROVAL*

43. SADDLEBACK COLLEGE: GRANT APPLICATION  
Application for funding in the amount of \$55,590 from California Integrated Waste Management Board.
44. MISCELLANEOUS BOARD POLICIES: 4000 SERIES  
Revision to miscellaneous policies in the Personnel Section.
45. MISCELLANEOUS BOARD POLICIES: 4000 AND 5000 SERIES  
Revision to miscellaneous policies in the Personnel Section and the Students Section.
46. BOARD POLICIES: SECOND SEGMENT OF 4000 SERIES  
Revision to second segment of Personnel Section.
47. SABBATICAL RECOMMENDATIONS 2005-06  
Recommended faculty members for 2005-06 academic year sabbaticals.

### PRESIDENT'S ITEM (Items 48 and 49)

#### IRVINE VALLEY COLLEGE

##### *ITEM RECOMMENDED FOR APPROVAL*

48. IRVINE VALLEY COLLEGE: REVISED FACULTY  
HIRING FOR 2005-06  
Addition of item #18, Psychology Instructor.

#### SADDLEBACK COLLEGE

##### *ITEM RECOMMENDED FOR APPROVAL*



49. SADDLEBACK COLLEGE FOUNDATION: ROOM SIGNAGE TO HONOR DONORS  
Commemorative room naming signage to honor donors for their contributions to the capital campaign for the Health Sciences Building.

### **INFORMATION ITEMS (Items 50 through 58)**

#### ***ITEMS FOR INFORMATION ONLY***

50. SOCCCD: LOCALLY FUNDED PROJECTS PROGRESS REPORT  
Status of locally funded construction projects.
51. SOCCCD: MONTHLY FINANCIAL STATUS REPORT  
Adopted budget, revised budget, and transactions through the end of the prior month.
52. SOCCCD: QUARTERLY FINANCIAL STATUS REPORT  
Report as of December 31, 2004, for the 2004-05 fiscal year.
53. SOCCCD: QUARTERLY INVESTMENT REPORT  
Report for quarter ending December 31, 2004.
54. SOCCCD: CONTRACTS UNDER \$5,000  
Summary of contracts for December/January 2004.
55. IRVINE VALLEY COLLEGE: PRELIMINARY DESIGN  
Presentation by LPA on preliminary plans for the Business Technology and Innovation Center.
56. BOARD REQUESTED REPORT: IVC/SC FOUNDATIONS YEAR IN REVIEW - 2004  
Information as requested.

#### ***REPORTS***

Per unanimous board approval, the reports by the following individuals should be written and submitted to the board prior to board meetings. The reports may be given verbally, however, if enough time remains prior to the board approved meeting adjournment time of 10:00 p.m.

**Speakers are limited to two minutes each.**

57. PRESIDENTS'/PROVOST'S/GOVERNANCE GROUPS' REPORTS

- a. Presidents
- b. Provost
- c. Student Government Reports
  - Associated Student Government of Saddleback College
  - Associated Students of Irvine Valley College
- d. Academic Senates' Reports
  - Saddleback College Academic Senate
  - Irvine Valley College Academic Senate
- e. Faculty Association Report
- f. California School Employees Association Report
- g. Classified Senates' Reports
  - Saddleback College Classified Senate
  - Irvine Valley College Classified Senate
  - District Classified Senate
- h. Police Officers' Association Report

#### **CORRESPONDENCE**

#### **58. CORRESPONDENCE**

Items of correspondence submitted by the district and colleges for the board's information.

**ADJOURNMENT (OR RECESS TO CONTINUE CLOSED SESSION IF REQUIRED): 10:00 P.M.**

### **ADDITIONAL ITEM FOR THE 1/31/05 REGULAR BOARD MEETING AGENDA**

#### **ITEM RECOMMENDED FOR APPROVAL**

- 59. OCSBA MARIAN BERGESON AWARD NOMINATION  
Determination of whether the board wants to nominate a trustee and, if so, approval for transmittal to OCDE.