

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

MEETING OF THE BOARD OF TRUSTEES

TUESDAY, JUNE 22, 2004

ROOM 105, LIBRARY BUILDING, SADDLEBACK COLLEGE
28000 MARGUERITE PARKWAY, MISSION VIEJO, CALIFORNIA 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: 7:00 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 Appointment
 - a. Vice President, Instruction, SC
 - b. Interim Vice President, Student Services, IVC
 - 2. Public Employee Evaluation of Performance
 - a. Chancellor
 - 3. Public Employee Discipline/Dismissal/Release (6)
- B. Conference with Labor Negotiators (GC 54957.6):
 - 1. Negotiators - Dr. Raghu Mathur; SOCCCD Faculty Association
 - 2. Negotiators - Dr. Raghu Mathur; SOCCCD Police Officers Association
 - 3. Negotiators - Dr. Raghu Mathur; Unrepresented Employees - All Classified Leadership Positions
 - 4. Negotiators - Board President or President's Designee; Unrepresented Employees - All Academic Administrators
- C. Conference with Real Property Negotiators (GC 54956.8):
 - 1. Portion of Tustin MCAS -
Negotiators - Dr. Raghu Mathur; City of Tustin
Under Negotiation - Price and Payment Terms

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D. Conference with Legal Counsel (GC 54956.9)

1. Pending Litigation (GC 54956.9[a]) -
 - a. Mora v. Mathur
 - b. Franzoni v. SOCCCD
 - c. CSEA, et al., v. SOCCCD Board of Trustees
 - d. IVC Academic Senate, etc., et al., v. SOCCCD Board of Trustees
 - e. Faculty Association v. SOCCCD, Unfair Practice Charge No. LA-CE-4514-E
 - f. Carl v. SOCCCD
 - g. Casey v. SOCCCD
 - h. Merryman v. SOCCCD
2. Significant Exposure to Litigation (GC 54956.9[b][1] and [3][A]) - Three Potential Cases
3. Initiation of Litigation (GC 54956.9[c]) - Three New Cases

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: Sumudu Weerasuriya

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
 - b. BOARD REQUESTS FOR STAFF REPORTS

APPROVAL OF CONSENT CALENDAR ITEMS (Items 2 through 19)

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: RHORC CONSULTANT AGREEMENT
Agreement with Joanne Gray for an amount not to exceed \$150,000 plus expenses to serve as Project Coordinator.
3. SADDLEBACK COLLEGE: CONSULTANT AGREEMENT
Agreement with Michael Wilson for an amount not to exceed \$87,000 for construction management services.
4. SADDLEBACK COLLEGE: CONSULTANT AGREEMENT
Agreement with Dayle McIntosh Center for the Disabled for an amount not to exceed \$8,000 to act as a referral source for interpreter services on an as-needed basis.
5. SADDLEBACK COLLEGE: LICENSE AND SOFTWARE MAINTENANCE AGREEMENTS
Agreements with ATI, Inc., for an amount not to exceed \$34,800 from the Board Financial Assistance Program.
6. SADDLEBACK COLLEGE: EQUIPMENT PURCHASE
Approval of the purchase of 33 Apple computers for a cost not to exceed \$90,000 from VTEA funds.

7. SOCCCD: RESOLUTION FOR YEAR END BUDGET TRANSFERS
Adoption of Resolution 04-19 for transfer of appropriations at close of fiscal year 2003-04.
8. SOCCCD: DESTRUCTION OF DOCUMENTS
Destruction of Class 3 disposable documents as allowed by law.
9. SOCCCD: SOFTWARE ENGINEERING SERVICES
Contract with STAR Solutions for an amount not to exceed \$137,904 to provide IT project software engineering services.
10. SOCCCD: FIVE-YEAR LEASE OF MAILING SYSTEM
Lease with Pitney Bowes for a total amount of \$47,800 over the entire lease period for the mailing system.
11. SOCCCD: RESOLUTION FOR APPROPRIATIONS LIMIT
Adoption of Resolution 04-20 establishing the required limit for fiscal year 2004-05 for the district (Gann Limit).
12. SOCCCD: IVC/SC FOUNDATION BYLAWS
Amended Foundation bylaws for both colleges for compliance with federal and state regulations.
13. SOCCCD: CONTRACT FOR MANDATED COSTS CLAIMING SERVICES
Contract with MAXIMUS, Inc., in the amount of \$20,700 for mandated costs claiming services.
14. TRANSFER OF BUDGET APPROPRIATIONS
Budget transfers as delineated.
15. BUDGET AMENDMENT: 2003-04 RESTRICTED GENERAL AND CHILD DEVELOPMENT FUNDS
Adoption of Resolution 04-21 to amend the 2003-04 Adopted Budget.

16. PURCHASE ORDERS/CONFIRMING REQUISITIONS
Purchase orders 03408 through 03643 totaling \$2,395,711.11, and 00029 through 00045 totaling \$199,750.57; and confirming requisitions dated 5/8/04 through 6/4/04 totaling \$540,864.93.
17. PAYMENT OF BILLS
Checks 029209 through 029972 totaling \$4,042,452.82; and Saddleback College Community Education checks 7801 through 7830 totaling \$70,114.27; and IVC Community Education checks 8001 through 8009 totaling \$4,344.05.
18. GIFTS TO THE DISTRICT AND FOUNDATIONS
Acceptance of various donated items.
19. TRUSTEES' REQUESTS FOR TRAVEL AND/OR LOCAL MILEAGE REIMBURSEMENT
Requests to attend upcoming conferences and events and/or local mileage reimbursement.

INFORMATION ITEMS

ITEMS FOR INFORMATION ONLY

20. BASIC AID REPORT
Information on projected basic aid receipts and the possible impact of the "Pool Case."
21. MONTHLY FINANCIAL STATUS REPORT
Adopted budget, revised budget, and transactions through the end of the prior month.
22. CONTRACTS UNDER \$5,000
Summary of contracts for May/June 2004.
23. BOARD REQUESTED REPORT: COMPUTER TECHNOLOGY NEEDS FOR DISTRICT, IVC, SC
Information as requested.
24. BOARD REQUESTED REPORT: STATUS OF TREE DISEASE AT SADDLEBACK COLLEGE
Information as requested.

CHANCELLOR'S ITEMS (Items 25 and 26)

ITEMS RECOMMENDED FOR APPROVAL

25. 2004-05 PROPOSED DISTRICT GOALS
Proposed goals.
26. FALL 2004 CHANCELLOR'S OPENING SESSION
SPEAKER
Approval of Mr. Richard Stephens to speak during Fall In-Service at no cost to the district.

DEPUTY CHANCELLOR'S ITEMS (Items 27 through 38)

ITEM FOR REVIEW/APPROVAL

27. SPECIAL ELECTION COSTS FOR BOARD VACANCY
Acceptance of report and approval of payment from basic aid funds to the County in the amount of \$453,866.51 for the Special Election costs.

ITEMS RECOMMENDED FOR APPROVAL

28. ACADEMIC PERSONNEL ACTIONS
Administrative Employment (President, SC);
Administrator Contract Extension; Academic Employment;
Additional Compensation; Academic Temporary Part-Time Staff; OSH Banking Leave Provision; Resignation/Retirement/Conclusion of Employment; Academic Reassignment; Rescind Reduced Contract; Rescind Sabbatical Leave.
29. CLASSIFIED PERSONNEL ACTIONS
New Personnel Appointments; Volunteers; Out-of-Class Assignment; Change of Status; Leave of Absence; Authorization to Establish and Announce Classified Position; Authorization to Abolish Classified Position; Resignation/Retirement/Conclusion of Employment.
30. PROCESS FOR ALLOCATION OF DISTRICT BASIC AID FUNDS FOR PRIORITY PROJECTS
Identification and prioritization process.

31. SOCCCD: ORDER OF PRIORITY AND SCHEDULE OF FUNDS - FIVE YEAR CONSTRUCTION PLAN
2006-07 - 2010/11 Plan for submission to the State Chancellor's Office and approval of 10% matching funds from basic aid totaling \$1,113,000 for the IVC Life Sciences Bldg.
32. SOCCCD: TENTATIVE BUDGET 2004-05
Approval of the fiscal year 2004-05 Tentative Budget.
33. SOCCCD: INDEPENDENT CONTRACTOR AGREEMENT
Agreement with Johnson & Associates for classification and compensation plan for all positions in the classified bargaining unit at a cost not to exceed \$98,500.
34. SOCCCD: CHANGE ORDER REQUESTS
Approval of COR 31, 33, 34, 36, 37, and 38 for the Health Science/ District Ofcs. Bldg. increasing the total project cost by \$82,788.
35. SOCCCD: CONSULTANT AGREEMENT
Agreement with PlanNet Consulting, Inc., in an amount not to exceed \$175,000 to provide telecommunications network replacement and management consulting services.
36. SADDLEBACK COLLEGE: AWARD OF BID
Bid 1031, Packages B and D to MAB Services, Inc., for Food Vending Machine Services and to Satellite Coffee Cart Services with The Drip Coffee.
37. SADDLEBACK COLLEGE: TEMPORARY AGREEMENT
Agreement with S&B Foods to provide cafeteria services from July 6, 2004, to September 6, 2004.
38. SOCCCD: AWARD OF BID
Bid 1034 for Audio Visual and TV Broadcast Equipment for the Health Sciences building to the vendors listed for a total amount of \$725,264.29.

VICE CHANCELLORS' ITEMS (Items 39 and 40)

EDUCATIONAL SERVICES

ACCEPTANCE FOR REVIEW AND STUDY

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39. BOARD POLICY REVISION: BP 2100.1, DELEGATION OF AUTHORITY TO THE ACADEMIC SENATE
Proposed amendment.
40. BOARD POLICY REVISIONS: MISC. POLICIES - 4000 AND 5000 SECTIONS
Proposed amendment to BP 4010, 4016, 4051, 4052, 4054, 5601, 5604, 5605, 5608, 5610, 5611, 5613, 5614, 5615, 5618, and 5626.

PRESIDENTS' ITEMS (Items 41 through 43)

SADDLEBACK COLLEGE

ITEMS RECOMMENDED FOR APPROVAL

41. SADDLEBACK COLLEGE: GUEST ARTIST CONTRACTS
Guest Artist Series contracts for an amount not to exceed \$64,500.

IRVINE VALLEY COLLEGE

ITEMS RECOMMENDED FOR APPROVAL

42. IRVINE VALLEY COLLEGE: CHILD CARE FEE SCHEDULE INCREASE
Proposed increase to the Monthly Fee Schedule for 2004-2005.
43. IRVINE VALLEY COLLEGE: HEALTH FEE INCREASE
Proposed increase of \$1 each semester and summer session effective Fall 2004.

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.

44. PRESIDENTS' /GOVERNANCE GROUPS' REPORTS
 - a. Presidents
 - b. Student Government Reports
Associated Student Government of

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

CORRESPONDENCE

45. 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 ITEMS FOR THE 6/22/04 REGULAR BOARD
MEETING AGENDA**

ITEMS RECOMMENDED FOR DISCUSSION/APPROVAL

46. SOCCCD: ATEP ADMINISTRATION
Consideration of upgrading the Provost position to President and direction to administration.
47. SOCCCD: AUTHORIZATION TO PAY TRAVEL
EXPENSES TO SADDLEBACK COLLEGE
Payment of travel expenses not to exceed \$700 for a site visit on June 28, 2004, by two State Chancellor's Office staff members to certain buildings on campus in need of repair and/or renovation.