

# MEETING OF THE BOARD OF TRUSTEES

JULY 29, 2002

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: 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 Appointment
    - a. Acting Vice President, IVC
    - b. Acting Dean, Business Sci., Voc. Ed., and Econ. Dev., SC
    - c. Acting Dean, Health Sci., Human Svcs., and Emeritus Inst., SC
  - 2. Public Employee Discipline/Dismissal/Release (6)
- B. Conference with Labor Negotiators (GC 54957.6):
  - 1. Negotiators - Gary Poertner; California School Employees Association (CSEA), Chapter 586
  - 2. Negotiators - Gary Poertner; SOCCCD Faculty Association
  - 3. Negotiators - President of the Board or President's Designee; Administrators (Deputy Chancellor, Vice Chancellor, Presidents, Vice Presidents, Deans, Directors, Asst. Deans/Directors)
- C. Conference with Real Property Negotiators (GC 54956.8):
  - 1. Portion of Tustin MCAS -
    - Negotiators - Gary Poertner; City of Tustin
    - Under Negotiation - Price and Payment Terms

D. Conference with Legal Counsel (GC 54956.9)

1. Pending Litigation (GC 54956.9[a]) -
  - a. Pourya Khademi, et al. v. SOCCCD
  - b. CSEA, et al., v. SOCCCD Board of Trustees
2. Initiation of Litigation (GC 54956.9[c]) - One New Case
3. Significant Exposure to Litigation (GC 54956.9[b][1] and [3][A] - Three Potential Cases
4. Significant Exposure to Litigation (GC 54956.9[b][1] and [3][B] and [C]
  - a. Claim by Suzie Franzoni
  - b. Brown Act Demand for Cure and Correction from Wendy Phillips re: IVC Performing Arts Complex/Hotel and Entertainment Complex

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

**ACTIONS TAKEN IN CLOSED SESSION**

**INVOCATION**

Led by Trustee Wagner

**PLEDGE OF ALLEGIANCE**

Led by Trustee Padberg

**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 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 REPORTS/REQUESTS FOR REPORTS



- a. BOARD REPORTS
- b. BOARD REQUESTS FOR STAFF REPORTS

## **PRESENTATIONS/RESOLUTIONS/INTRODUCTIONS**

Resolution: IVC Women's Badminton Team

## **APPROVAL OF CONSENT CALENDAR ITEMS (Items 2 through 22)**

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. IRVINE VALLEY COLLEGE: CALIFORNIA CONCERT ARTISTS (CCA)  
Operation of the CCA as an In-Residence Professional Ensemble during 2002-03.
- 3. IRVINE VALLEY COLLEGE: COMMUNITY EDUCATION  
Courses, presenter, and compensation for the Fall 2002 Semester.
- 4. SADDLEBACK COLLEGE: COMMUNITY EDUCATION  
Courses, presenter, and compensation for the Fall 2002 Semester.
- 5. SADDLEBACK COLLEGE: HUMANITIES HOUR PRESENTATION  
Presentation of background information on John Steinbeck on September 17 in SSC212 in honor of the author's 100<sup>th</sup> birthday.
- 6. SADDLEBACK COLLEGE: GUEST ARTIST FOR HUMANITIES HOUR  
Payment of honorarium to Gayle Blankenburg in the amount of \$500 for her piano accompaniment during presentation on October 11 in Fine Arts 101.
- 7. SADDLEBACK COLLEGE: HORTICULTURE FIELD COURSE  
Field course to Zion National Park, Utah, September 12-15 to complement instruction in the Horticulture Program.

8. SADDLEBACK COLLEGE: LEGAL SERVICES  
AGREEMENT - KSBR  
Ratification of agreement with attorney Kathryn Schmeltzer to file an application to increase KSBR's power.
9. SADDLEBACK COLLEGE: CONSULTANT  
AGREEMENT  
Agreement with Jennifer Mason, M.D., to serve as Medical Director of the Paramedic Program for the 2002-03 year for a fee not to exceed \$17,500 plus travel expenses.
10. SADDLEBACK COLLEGE: NOTICE OF COMPLETION  
Acceptance of the Emergency Repair of 12KV Electrical Distribution System project for \$258,537 as complete and authorization to file Notice of Completion .
11. SADDLEBACK COLLEGE: NOTICE OF COMPLETION  
Acceptance of the Emergency Repair of 12KV Electrical Distribution System project for \$104,322.16 as complete and authorization to file Notice of Completion.
12. SOCCCD: AGREEMENT WITH TMP INTERACTIVE  
INC. D/B/A MONSTER  
Agreement with TMP Interactive Inc. d/b/a Monster in an amount not to exceed \$8,200 for job postings, and other tools.
13. SOCCCD: SEXUAL HARASSMENT PREVENTION AND  
DIVERSITY TRAINING  
Agreement with Litigation Management and Training Services, Inc., in an amount not to exceed \$8,325 for training and course materials.
14. SADDLEBACK COLLEGE: AWARD OF BID  
Award of Bid 1018 for reroofing of the Science/Math/Engineering Building to Commercial Roofing Systems, Inc., in the amount of \$297,432.
15. SADDLEBACK COLLEGE: NOTICE OF INTENT TO  
ADOPT NEGATIVE DECLARATION  
Adoption of Resolution 02-39 and authorization for publication of the Notice of Intention to Adopt Negative Declaration for the Health Science/District Offices building and the Greenhouse and Parking Lot 14 project.



16. SADDLEBACK COLLEGE: DONATION OF EQUIPMENT  
Declaration of surplus property for the items listed and approval of donation of the items to the Orange County Sheriff Correctional Programs Unit.
17. SADDLEBACK COLLEGE: EXTENSION OF AGREEMENT FOR DEBIT CARD OPERATED COPIER/PRINTER SYSTEM  
Extension of agreement with APS Affiliates to provide debit card operated copier/printer systems until June 30, 2003, and amendment to incorporate the new equipment at the BGS computer lab.
18. IRVINE VALLEY COLLEGE: REJECTION OF BIDS FOR CONSTRUCTION OF BASEBALL DUGOUTS  
Rejection of all bids submitted in connection with Bid 249.
19. CLAIM AGAINST THE DISTRICT: SUZIE FRANZONI  
Rejection of the claim dated May 22, 2002, and referral to the district's insurance administrator for processing.
20. PURCHASE ORDERS/CONFIRMING REQUISITIONS  
Purchase orders 00047 through 00512 totaling \$19,408,685.46, and confirming requisitions dated 6/8/02 through 7/12/02 totaling \$575,764.62.
21. PAYMENT OF BILLS  
Checks 11112 through 012249 totaling \$4,948,668.67; Saddleback College Community Education checks 5755 through 5798 totaling \$402,583.53; and Irvine Valley College Community Education checks totaling \$21,390.16.
22. TRUSTEES' REQUEST FOR TRAVEL AND/OR LOCAL MILEAGE REIMBURSEMENT  
Requests to attend upcoming conferences/events, and/or local mileage reimbursement.

## INFORMATION ITEMS

### *ITEMS FOR INFORMATION ONLY*

23. BASIC AID REPORT  
Information on projected basic aid receipts and the possible impact of the "Pool Case."
24. MONTHLY FINANCIAL STATUS REPORT  
Information on the adopted budget, revised budget, and transactions through the end of the prior month.
25. CONTRACTS UNDER \$5,000  
Summary of contracts for June/July 2002.
26. QUARTERLY INVESTMENT FINANCIAL REPORT  
Information on the quarter ending June 30, 2002.
27. SOCCCD: HEALTH SCIENCES/DISTRICT OFFICES  
BUILDING PROGRESS REPORT  
Report on project status.

#### **DEPUTY CHANCELLOR'S ITEMS (Items 28 through 37)**

##### ***ACCEPTANCE FOR NEGOTIATION PURPOSES/PUBLIC RECORD***

28. INITIAL PROPOSAL: FACULTY ASSOCIATION  
Receipt of the initial proposal from the SOCCCD Faculty Association to modify, amend, or terminate the Master Agreement and begin negotiations, and set a public hearing at the next board meeting for public comments.

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

29. ACADEMIC PERSONNEL ACTIONS  
Administrative Employment (IVC President; Director, CACT); Academic Employment; Additional Compensation; Academic Temporary Part-Time/Substitute Staff; Change to Administrative Salary Placement; Administrative Reassignment; Rescission of Reduced Contract; Accumulated Vacation Leave Carry Over; Resignation/Retirement/End of Assignment.
30. CLASSIFIED PERSONNEL ACTIONS  
New Personnel Appointments; Extension of Categorical Funded Position; Additional Compensation; Change of Status; Out of Class Assignment; Volunteers; Accumulated



Vacation Leave Carry Over; Resignation/Retirement/Conclusion of Employment; Revision to the Non-Bargaining Unit Salary Schedule.

31. CLASSIFIED LAYOFF  
Elimination of two grant-funded classified positions and layoff of the individuals in the positions.
32. ADMINISTRATIVE SALARY SCHEDULE  
Schedule adopted June 24 brought back for additional review and study/action as appropriate.
33. PART-TIME FACULTY COMPENSATION AGREEMENT  
Agreement negotiated by the SOCCCD and SOCCCD Faculty Association regarding part-time faculty compensation.
34. AUTHORIZATION FOR DISTRICT INSTITUTIONAL MEMBERSHIPS 2002-03  
Memberships and estimated dues for various organizations.
35. SOCCCD: GEOTECHNICAL CONSULTANT  
Hiring of American Geotechnical to perform geotechnical studies and provide recommendations for the repair of the Technology and Applied Science, Science/Math/Engineering, and Library buildings at Saddleback College.
36. SOCCCD: BUSINESS PROCESS REVIEW CONSULTANT-PROCUREMENT  
Consulting agreement with Strata Information Group for the purpose of providing business process review consulting services at a cost not to exceed \$25,000.
37. SOCCCD: UTILITY DATABASE AGREEMENT  
Agreement for a utility database with CCLC which will be used by the State Chancellor's Office to lobby for energy projects and for energy cost funding.

## VICE CHANCELLORS' ITEMS (Items 38 and 39 )

### EDUCATIONAL SERVICES

#### *ITEM RECOMMENDED FOR REVIEW AND STUDY*

38. NEW BOARD POLICY: BP-4075  
Acceptance of Board Policy 4075, Health and Welfare  
Benefits for Former Board of Trustees for review.

**ITEM RECOMMENDED FOR APPROVAL**

39. BOARD POLICY REVISION: BP-104  
Amendments to Board Policy 104, Student Member of the  
Board of Trustees.

**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.**

40. CHANCELLOR/PRESIDENTS' /GOVERNANCE  
GROUPS' REPORTS
- a. Chancellor
  - b. Presidents
  - 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

### 41. 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.**

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**ADDITIONAL ITEM FOR THE 7/29/02 REGULAR BOARD  
MEETING AGENDA**

***ITEM RECOMMENDED FOR APPROVAL***

42. RESOLUTION PURSUANT TO GOVERNMENT CODE  
SECTION 54960.1  
Adoption of Resolution 02-42 in response to Wendy G.  
Phillips' July 19, 2002, Demand for Cure and Correction  
pursuant to GC 54960.1 and to avoid potential litigation  
relating to the Irvine Valley College Performing Arts  
Complex/Hotel and Entertainment Complex, and giving  
direction to the Chancellor concerning further negotiations  
with respect to said property.