

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

## MEETING OF THE BOARD OF TRUSTEES

MONDAY, AUGUST 29, 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 Employment
    - a. Chancellor
  - 2. Public Employee Employment/Evaluation of Performance
    - a. Vice Chancellor, Educational Services, District
    - b. Lead Electrician, SC
    - c. Library Technician, SC
  - 3. Public Employee Discipline/Dismissal/Release (5)
- B. Conference with Labor Negotiators (GC 54957.6):
  - 1. Negotiators – President of the Board or President's Designee;  
Unrepresented Employee – Chancellor
  - 2. Negotiators – Dr. Raghu Mathur; SOCCCD Faculty Association
  - 3. Negotiators – Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 586

C. Conference with Real Property Negotiators (GC 54956.8):

1. Property - Use of Portion of Advanced Technology and Education Park (ATEP) Property at 15442 Red Hill Ave., Tustin, CA  
Agency Designated Representatives - Dr. Raghu Mathur, ATEP;  
Negotiating Parties for 1) California State University, Fullerton;  
2) Pacific Coast High School (PCHS); 3) United Veteran Organization of Orange County (UVO) and American Museum of Military History (AMMH); 4) Gear Monkey  
Under Negotiation - Price and Terms of Payment

D. Conference with Legal Counsel (GC 54956.9):

1. Pending Litigation (GC 54956.9[a]) -
  - a. CSEA, et al., v. SOCCCD Board of Trustees
  - b. IVC Academic Senate, etc., et al., v. SOCCCD Board of Trustees
  - c. Faculty Association v. SOCCCD, Unfair Practice Charge No. LA-CE-451
  - d. Carl v. SOCCCD
  - e. Gensler v. SOCCCD
  - f. Ortiz-Reynolds v. Saddleback College, EEOC Charge No. 345-2005-00901
  - g. Mora v. Mathur
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]) - Five New Cases

E. Closed Sessions (Ed. Code 72122)

1. Confidential Student Matters (2)

**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: Alan Gallup

Presentation: Certificate of Appreciation to SC Student Nicole Leever

Presentation: Check in the Amount of \$8,000 from SBC to IVC

## **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  
(The board president may ask for the purpose of the requested report as well as an estimate of staff time required to prepare the report prior to the board's vote on the request.)

## **APPROVAL OF CONSENT CALENDAR ITEMS (Items 2 through 12)**

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: GRANT APPLICATION  
Application for funding from the United States Dept. of Labor for the "Orange County Regional Skills Alliance for the Bioscience Industry" grant project.



3. SADDLEBACK COLLEGE: GRANT ACCEPTANCE  
Acceptance of award of \$675,000 from the State Workforce Investment Act Governor's Discretionary Fund.
4. IRVINE VALLEY COLLEGE: NOTICE OF COMPLETION FOR PARKING LOT PAVING AND SIDEWALK REPAIRS  
Authorization to file Notice.
5. IRVINE VALLEY COLLEGE: NOTICE OF COMPLETION FOR REPLACEMENT AND MAINTENANCE OF ROOFS  
Authorization to file Notice.
6. SOCCCD: APPROPRIATIONS LIMIT FOR 2005-06 (GANN LIMIT)  
Adoption of Resolution 05-33.
7. SOCCCD: DECLARATION OF APPLE COMPUTER, INC., AS SOLE SOURCE PROVIDER FOR NON-WINDOWS BASED COMPUTERS, SOFTWARE AND SERVICES  
Authorization for Purchasing Dept. to purchase said products and services without requesting bids.
8. SADDLEBACK COLLEGE: REJECT ALL BIDS FOR GOLF DRIVING RANGE NET REPLACEMENT  
Rejection of bid submitted in relation to Bid 1041.
9. GIFTS TO THE DISTRICT AND FOUNDATIONS  
Acceptance of various donations.
10. SOCCCD: PURCHASE ORDERS/CONFIRMING REQUISITIONS  
Purchase orders P05-04187 through P05-04192 totaling \$161,735.69; P06-00351 through P06-01108 totaling \$5,004,436.94; and confirming requisitions dated 7/1/05 through 8/10/05 totaling \$102,913.74.
11. SOCCCD: PAYMENT OF BILLS  
Checks 042083 through 043186 totaling \$6,455,375.29; Saddleback College Community Education checks 008261 through 008325 totaling \$340,850.88; and IVC Community Education check 008143 totaling \$116.

12. TRUSTEES' REQUESTS FOR TRAVEL AND/OR LOCAL MILEAGE REIMBURSEMENT  
Requests to attend upcoming conferences and events and/or local mileage reimbursement.

**DEPUTY CHANCELLOR'S ITEMS (Items 13 through 21)**

***ITEMS RECOMMENDED FOR APPROVAL***

13. ACADEMIC PERSONNEL ACTIONS  
Administrative Employment; Academic Employment; Academic Temporary Part-Time/Substitute Staff; Additional Compensation; Academic Administrator Temporary Change in Assignment; Workload Banking.
14. CLASSIFIED PERSONNEL ACTIONS  
New Personnel Appointments; Authorization to Establish and Announce a Classified Leadership Position; Authorization to Change and Announce a Classified Position; Authorization to Establish and Announce Classified Positions; Authorization to Abolish a Classified Bargaining Unit Position and/or Number; Authorization to Establish a New Position and Revise Salary Schedule for Non-Bargaining Unit Professional Experts; Authorization to Revise the Salary Schedule for Non-Bargaining Unit, Temporary Short-Term Hourly; Authorization to Change Organization Reporting Structure; Change of Status; Out of Class Assignments; Leave of Absence; Resignation/ Retirement/ Conclusion of Employment; Volunteers.
15. SOCCCD: ADOPTION OF THE FINAL BUDGET 2005-06  
Adoption of SOCCCD budget.
16. SOCCCD: PROCESS FOR THE ALLOCATION OF DISTRICT BASIC AID FUNDS FOR PRIORITY PROJECTS  
Proposed process for identification and prioritization.
17. IRVINE VALLEY COLLEGE: USE OF BASIC AID FUNDS FOR UTILITIES SERVICES FOR NEW FACILITIES  
Approval of setting aside \$416,000.

18. IRVINE VALLEY COLLEGE: CHANGE ORDER FOR CARPET AND VINYL FLOORING PROJECT  
Approval of Change Order 3 in the amount of \$5,420.63.
19. SADDLEBACK COLLEGE: AMENDMENT TO AGREEMENT FOR MOLD ABATEMENT AND AIR QUALITY IMPROVEMENTS AT BGS BUILDING  
Approval of amendment to the agreement with the Bainbridge Group, Inc., to increase the funds for their services by \$30,000 from basic aid.
20. SADDLEBACK COLLEGE: BUDGET INCREASE FOR MOLD ABATEMENT AND AIR QUALITY IMPROVEMENTS AT BGS BUILDING  
Approval of an additional \$220,000 from basic aid.
21. SOCCCD: AUTHORIZATION TO APPLY FOR CORPORATE CARD PROGRAM  
Adoption of Resolution 05-34 to apply for and enter into a Corporate Card agreement with Wells Fargo.

## **VICE CHANCELLOR'S ITEMS (Items 22 and 23)**

### **EDUCATIONAL SERVICES**

#### ***ACCEPTANCE FOR REVIEW AND STUDY***

22. MISCELLANEOUS BOARD POLICY REVISIONS: BP 4000, 4000.5, 4001, 4007, 5604, 5610, AND 6125  
Acceptance of BP 4000, Employment; BP 4000.5, Prohibition of Harassment; BP 4001, Recruitment and Selection of Academic Personnel; BP-4007, Health Exams; BP 5604, Eligibility for Admission; BP 5610, Enrollment in Courses; and BP 6125, Student Travel.

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

23. NEW/REVISED BOARD POLICIES: BP 4000.3, 4005, AND 4201.5  
Approval of BP 4000.3, Workplace Violence; BP 4005, HIPAA/CMIA Privacy Policy; and BP 4201.5, Longevity Pay for Classified leadership and Confidential Personnel.



## PRESIDENTS' ITEMS (Items 24 through 31)

### SADDLEBACK COLLEGE

#### *ACCEPTANCE FOR REVIEW AND STUDY*

24. SADDLEBACK COLLEGE: ACCREDITATION  
PROGRESS REPORT  
2005 Progress Report as presented.

#### *ITEMS RECOMMENDED FOR APPROVAL*

25. SADDLEBACK COLLEGE: OXFORD SEMESTER  
ABROAD - SPRING 2006  
Study abroad to Oxford, England.
26. SADDLEBACK COLLEGE: AGREEMENT WITH SAN  
BERNARDINO CCD AS PART OF GRANT PROJECT  
Acceptance of agreement to provide leadership in Rapid  
Prototyping and Additive Manufacturing for \$24,000 from  
Department of Labor Grant awarded to SBCCD.
27. SADDLEBACK COLLEGE: STUDENT OUT-OF-STATE  
TRAVEL  
Request for up to 8 students and a faculty member to  
attend the October 26-30, 2005, Collegiate Broadcasters/  
Press/Media Advisors Conference in New Orleans for a  
cost not to exceed \$9,000.

### IRVINE VALLEY COLLEGE

#### *ACCEPTANCE FOR REVIEW AND STUDY*

28. IRVINE VALLEY COLLEGE: ACCREDITATION  
PROGRESS REPORT  
2005 Progress Report as presented.

#### *ITEMS RECOMMENDED FOR APPROVAL*

29. IRVINE VALLEY COLLEGE: CONTRACT WITH U.S.  
FINGERPRINTING, INC.  
Approval of contract for fingerprinting services and receipt  
of payments as indicated.

30. IRVINE VALLEY COLLEGE: 2005-06 OUT-OF-STATE STUDENT TRAVEL  
Approval of participation of students and advisors for the years at a cost not to exceed \$61,881.
31. IRVINE VALLEY COLLEGE: LEASE AGREEMENT WITH JOHNSON BROTHERS VENTURES, INC.  
Approval of temporary lease of parcel of land for a period of four months for \$5,000.

### **INFORMATION ITEMS (Items 32 through 52)**

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

32. SOCCCD: BASIC AID REPORT  
Projected receipts and approved projects.
33. SOCCCD: FACILITIES PLAN STATUS REPORT  
Status of current construction projects.
34. SOCCCD: MONTHLY FINANCIAL STATUS REPORT  
Adopted budget, revised budget, and transactions through June 30, 2005.
35. SOCCCD: QUARTERLY FINANCIAL STATUS REPORT  
Report as of June 30, 2005, for the 2004-05 fiscal year.
36. SOCCCD: QUARTERLY INVESTMENT  
Report for quarter ending June 30, 2005.
37. SOCCCD: CONTRACTS UNDER \$5,000  
Summary of contracts for July/ August 2005.
38. IRVINE VALLEY COLLEGE: LPA ARCHITECT'S REPORT  
Presentation on status of Business Technology and Innovation Center and Maintenance and Police Facility projects.
39. SADDLEBACK COLLEGE: MOLD ABATEMENT AND AIR QUALITY IMPROVEMENT STATUS REPORT  
Summary of work done and action plan for completing the project.



40. SOCCCD: FIRE EVACUATION PLAN  
Report detailing action taken to train staff in evacuation of Health Sciences Bldg.
41. STANDING BOARD REPORT: LISTING OF BOARD REQUESTED REPORTS  
Requested information.
42. BOARD REQUESTED REPORT: COMPARISON OF IVC AND SC SUMMER 2005 ENROLLMENT STATISTICS  
Information as requested.
43. BOARD REQUESTED REPORT: INSTALLATION OF VIDEO SURVEILLANCE CAMERAS AT IVC AND SC  
Information as requested.
44. BOARD REQUESTED REPORT: HEALTH SCIENCES BLDG. LIGHTING SURVEY REPORT  
Information as requested.
45. BOARD REQUESTED REPORT: FULL RELOCATION OF BGS OCCUPANTS AND ONE-PHASE REMODEL  
Information as requested.
46. SADDLEBACK COLLEGE: ACADEMIC STIPENDS  
Summer 2005.
47. SADDLEBACK COLLEGE: ACADEMIC STIPENDS  
Fall 2005.
48. IRVINE VALLEY COLLEGE: ACADEMIC STIPENDS  
Summer 2005.
49. IRVINE VALLEY COLLEGE: ACADEMIC STIPENDS  
Fall 2005.
50. ATEP: SITE LICENSING AGREEMENTS FOR USE OF DISTRICT PROPERTY FOR FILM/TV/PHOTO SHOOTS  
For the period March 24, 2005, through July 18, 2005.

## **REPORTS**

Per unanimous board approval, the reports by the following individuals should be written and submitted to the board prior to board meetings. The

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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.**

**51. 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***

**52. 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 8/29/05 REGULAR BOARD MEETING AGENDA**

***ITEM RECOMMENDED FOR APPROVAL***

**53. REQUEST FOR ASSISTANCE FROM CCLC AND STATE ACADEMIC SENATE**

Request to assist Chancellor and Academic Senates in meeting requirements of recommendation from Accrediting Commission.