

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

MEETING OF THE BOARD OF TRUSTEES

WEDNESDAY, NOVEMBER 19, 2003

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: 6:30 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 Evaluation and Appointment
Chancellor
 - 2. Public Employee Evaluation
Dean, Liberal Arts and Learning Resources, SC
 - 3. Public Employee Discipline/Dismissal/Release (3)
- B. Conference with Labor Negotiators (GC 54957.6):
 - 1. Negotiators - Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 586
 - 2. Negotiators - Dr. Raghu Mathur; SOCCCD Faculty Association
 - 3. Negotiators - Dr. Raghu Mathur; SOCCCD Police Officers Association
 - 4. Negotiators - Dr. Raghu Mathur; Unrepresented Employees - All Classified Leadership Positions
- 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
- 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. CSEA v. SOCCCD, Unfair Practice Charge No. LA-CE-4475-E
 - g. Carl v. SOCCCD
 - h. Casey v. SOCCCD
2. Initiation of Litigation (GC 54956.9[c]) – One New Case

RECONVENE OPEN SESSION: 6:30 P.M.

ACTIONS TAKEN IN CLOSED SESSION INVOCATION

Led by Trustee Fuentes

PLEDGE OF ALLEGIANCE

Led by Trustee Norby

RESOLUTIONS/PRESENTATIONS/INTRODUCTIONS

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

APPROVAL OF CONSENT CALENDAR ITEMS (Items 2 through 27)

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: CENTER FOR APPLIED COMPETITIVE TECHNOLOGIES GRANT RENEWAL
Renewal of CACT grant from July 1, 2003, to June 30, 2004, totaling \$169,930.
- 3. IRVINE VALLEY COLLEGE: COMMUNITY EDUCATION
Courses, presenters, and compensation for Spring 2004.
- 4. SADDLEBACK COLLEGE: COMMUNITY EDUCATION
Courses, presenters, and compensation for Spring 2004.
- 5. SADDLEBACK COLLEGE FOUNDATION: CONSULTANT AGREEMENT
Agreement with Dr. Richard French to manage the Capital Campaign for the Health Sciences Building for a total not to exceed \$45,000.
- 6. SADDLEBACK COLLEGE: RHORC CONSULTANT AGREEMENT
Agreement with Kelly Evans to serve as Testing Coordinator and/or Skills Evaluator for an amount not to exceed \$5,000.
- 7. SADDLEBACK COLLEGE: CONSULTANT AGREEMENT
Agreement with Elizabeth McPeak to serve as Testing Coordinator and/or Skills Evaluator for an amount not to exceed \$5,000.
- 8. SADDLEBACK COLLEGE: SCLO 2004 PRODUCTION EXPENDITURES
Personnel/production costs totaling \$278,499 for the 2004 Summer Season.

9. SADDLEBACK COLLEGE: GUEST SPEAKERS
Payment of honoraria in the amount of \$1,000 to Dr. Arturo Arias and \$700 to Theresa Ford and her theatre group for their presentations during Humanities Hour.
10. SADDLEBACK COLLEGE: GUEST SPEAKER
Payment of honoraria in the amounts in the exhibit for the guest speakers listed for Spring 2004 Semester Distinguished Guest Lecture Series.
11. SADDLEBACK COLLEGE: ARCHITECTURE SPECIAL TOPICS COURSE
Architecture 289 field course on Design in Northern California during Spring 2004 Semester.
12. SADDLEBACK COLLEGE: WOMEN'S CONFERENCE HONORARIA
Honoraria in the amount of \$1,500 for Woody Winfree and \$300 for Joshua Wolfsohn for the presentations during the Women's Conference on March 5, 2004.
13. SADDLEBACK COLLEGE: WOMEN'S CENTER GROUPS
Approval of guest speaker Barbara Hubert for workshops organized by the Re-Entry & Women's Resource Center for no compensation.
14. SOCCCD: AWARD OF BID, HEALTH SCI./DISTRICT OFCS. BUILDING PROJECT
Bid 1029, Package J, interior Architectural Woodwork, to Arrowwoods Works, Inc., for \$410,310.
15. SOCCCD: CHANGE ORDERS, HEALTH SCI./DISTRICT OFCS. BUILDING PROJECT
Approval of Change Order Requests 3, 4, and 5 increasing the contract by \$21,310.
16. SOCCCD: PEOPLEADMIN, INC., SERVICE AGREEMENT RENEWAL
One year renewal amendment for an amount not to exceed \$23,000.

17. SOCCCD: EXCHANGE OF PROPERTY VALUES
Adoption of Resolution 03-50 to release property tax factors attributable to the 15 acres removed from SOCCCD and included in the boundaries of RSCCD.
18. SOCCCD: NETWORK ENGINEERING SERVICES
Contract with STAR Solutions to provide IT project software engineering services at a cost not to exceed \$25,000.
19. SOCCCD: TERMINATION OF CONTRACT WITH ENVOY PLAN SERVICES LLP
Termination of the contract with Envoy for Tax Sheltered Annuity (TSA) and Deferred Compensation Plan (DCP) Administration and Compliance Services effective December 31, 2003.
20. SOCCCD: CONTRACT WITH ORANGE COUNTY TEACHERS FEDERAL CREDIT UNION
Adoption of Resolutions 03-54 for TSA Plan and 03-55 for 457(b) DCP Plan, and Adoption Agreements with the OCTFCU, and a service agreement with National Benefits Life.
21. SADDLEBACK COLLEGE: NOTICE OF COMPLETION
Filing of Notice of Completion for the Building A Demolition and Replacement project.
22. TRANSFER OF BUDGET APPROPRIATIONS
Budget transfers as delineated.
23. BUDGET AMENDMENT: RESTRICTED GENERAL AND CAPITAL OUTLAY FUNDS
Adoption of Resolution 03-56 to amend the 2003-04 Adopted Budget.
24. PURCHASE ORDERS/CONFIRMING REQUISITIONS
Purchase orders 01490 through 01674 totaling \$1,166,628.15; and confirming requisitions dated 10/11/03 through 11/03/03 totaling \$132,786.68.

25. PAYMENT OF BILLS
Checks 0234175 through 0224649 totaling \$1,160,528.57;
and Saddleback College Community Education checks
7105 through 7139 totaling \$35,879.98; and IVC Community
Education checks 7056 through 7085 totaling \$13,020.91.
26. GIFTS TO THE DISTRICT AND FOUNDATIONS
Acceptance of various donated items.
27. TRUSTEES' REQUESTS FOR TRAVEL AND/OR LOCAL
MILEAGE REIMBURSEMENT
Requests to attend upcoming conferences/events, and/or
local mileage reimbursement.

INFORMATION ITEMS

ITEMS FOR INFORMATION ONLY

28. SOCCCD: BASIC AID REPORT
Information on projected basic aid receipts and the
possible impact of the "Pool Case."
29. MONTHLY FINANCIAL STATUS REPORT
Adopted budget, revised budget, and transactions through
the end of the prior month.
30. CONTRACTS UNDER \$5,000
Summary of contracts for October/November 2003.
31. ACADEMIC YEAR 2004-05 NONRESIDENT TUITION
FEES FOR FOREIGN AND OUT-OF-STATE STUDENTS
Estimated fees of \$148 per unit nonresident tuition; \$21 per
unit Capital Outlay fee; and \$46 application fee per
semester.
32. BOARD REQUESTED REPORT: COST TO DISTRICT FOR
SPECIAL ELECTION
Information as requested.

DEPUTY CHANCELLOR'S ITEMS (Items 33 through 40)

ACCEPTANCE FOR REVIEW AND STUDY

33. DISTRICT ANNUAL AUDIT REPORT 2002-03
Acceptance of 2002-03 audit report.

PUBLIC HEARING

34. IRVINE VALLEY COLLEGE: ENERGY SERVICE
AGREEMENT AND RELEASE CONSENT AGREEMENT
Opportunity for public comments concerning the proposed
energy agreement for energy services as well as the
consent and release agreement allowing the CMS Viron
Corp. agreement to be assigned to Chevron Energy
Solutions Company.

ITEMS RECOMMENDED FOR APPROVAL

35. IRVINE VALLEY COLLEGE: ENERGY CONSERVATION
MEASURES/ AGREEMENT FOR IMPLEMENTATION
Adoption of Resolution 03-51 approving certain energy
conservation measures, approval of Performance Based
Energy Savings Agreement with CMS Viron, and approval
of Consent and Release Agreement authoring assignment
to Chevron Energy Solutions Company.
36. IRVINE VALLEY COLLEGE: FINANCING OF ENERGY
CONSERVATION MEASURES/FINANCING
AGREEMENT
Adoption of Resolution 03-52 authorizing application for a
loan from the Calif. Energy Commission, and adoption of
Resolution 03-53 to allow entering into a lease/purchase
agreement with Municipal Finance Corp, and approval of
agreement.
37. SADDLEBACK COLLEGE: MCKINNEY THEATER
LIGHTING AND SOUND SYSTEMS UPGRADE
Approval of allocating \$1,335,000 from basic aid with
possible recommended revisions by the Chancellor
following further analysis of the project budget.
38. ACADEMIC PERSONNEL ACTIONS
Additional Compensation; Academic Temporary Part-
Time/Substitute Staff; Authorization to Establish and
Announce New Academic Administration Position.

39. CLASSIFIED PERSONNEL ACTIONS
New Personnel Appointments; Volunteers; Out-of-Class Assignment; Change of Status; Authorization to Establish and Announce Classified Positions; Resignation/Retirement/Conclusion of Employment;
40. CSEA CHAPTER 586 TENTATIVE AGREEMENT
Approval of the collective bargaining agreement with CSEA, Chapter 586, for the term July 1, 2002, to June 30, 2005.

VICE CHANCELLORS' ITEMS (Items 41 through 44)

EDUCATIONAL SERVICES

ACCEPTANCE FOR REVIEW AND STUDY

41. 2005-06 SOCCCD ACADEMIC CALENDAR
Acceptance of the 2005-06 Academic Calendar.

ITEMS RECOMMENDED FOR DISCUSSION/APPROVAL

42. BOARD POLICY REVISIONS: SERIES 10, INTRODUCTION SECTION, AND NEW MISSION STATEMENT
Deletion of BP 12 and 14; discussion/approval of new SOCCCD Mission Statement.
43. ADDITIONAL REVISIONS TO 100 SERIES, BYLAWS
Amendments to BP 104 and 106.
44. BOARD POLICY REVISIONS: SERIES 4000, PERSONNEL SECTION
Amendments to BP 4000 - 4052 including deletions of BP 4001, 4005, 4010, and 4012.

PRESIDENT'S ITEMS (Items 45 through 47)

SADDLEBACK COLLEGE

ITEM RECOMMENDED FOR APPROVAL

45. SADDLEBACK COLLEGE: FACULTY HIRING 2004-05
Approval of announcement of and recruitment for full-time faculty positions contingent upon funding.

IRVINE VALLEY COLLEGE

ITEMS RECOMMENDED FOR APPROVAL

46. IRVINE VALLEY COLLEGE: FACULTY HIRING 2004-05
Approval of announcement of and recruitment for full-time faculty positions contingent upon funding.
47. IRVINE VALLEY COLLEGE: ASSOCIATED STUDENT OF IVC 2003-04 BUDGET
Approval of budget as presented.

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.

48. 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

49. 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.

dm

**ADDITIONAL ITEMS FOR THE 11/19/03 REGULAR BOARD
MEETING AGENDA**

ITEMS RECOMMENDED FOR APPROVAL

50. SADDLEBACK COLLEGE: STUDENT OUT-OF-STATE TRAVEL - MODEL UNITED NATIONS
Travel by up to eighteen students and advisor to the American West Model United Nations and Symposium in Las Vegas, Nevada, November 22-25 at a cost not to exceed \$2,500.

INFORMATION ITEMS

51. PROPOSITION 56, BUDGET ACCOUNTABILITY ACT
Information on the ballot initiative for the board's review.

ITEM ADDED TO THE
NOVEMBER 19, 2003, BOARD MEETING AGENDA

By unanimous roll call vote, the board approved the addition of the following item to the November 19, 2003, agenda:

The SOCCCD Board of Trustees authorizes the Chancellor to incur and pay any additional reasonable expenses necessary to expedite the determination of the legal sufficiency of the petition submitted to the Orange County Superintendent of Schools pursuant to Education Code Section 5091 on November 17, 2003.

The item was moved, seconded, and unanimously approved at the November 19, 2003, board meeting.

dm