

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
AUDITORIUM, ROOM 145, HEALTH SCIENCES/DISTRICT OFFICES BLDG., SADDLEBACK
COLLEGE

MINUTES OF THE BOARD OF TRUSTEES' MEETING
March 24, 2008

CALL TO ORDER: 5:00 P.M.

PRESENT

Members of the Board of Trustees:

Donald P. Wagner, President

John S. Williams, Vice President

Thomas A. Fuentes, Clerk

William O. Jay, Member

David B. Lang, Member

Marcia Milchiker, Member

Nancy M. Padberg, Member

Matthew Reynard, Student Member

Administrative Officers:

Raghu P. Mathur, Chancellor

Gary Poertner, Deputy Chancellor

Andreea Serban, Vice Chancellor, Technology and Learning Services

Robert King, Vice Chancellor, Human Resources

Richard D. McCullough, President, Saddleback College

Glenn Roquemore, President, Irvine Valley College

1.0 PROCEDURAL MATTERS

1.1 Call To Order

1.2 Public Comments Members of the public may address the Board on items listed 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 (3)

B. Conference with Labor Negotiators (GC 54957.6)

1. Negotiator - Dr. Raghu Mathur; SOCCCD Faculty Association
2. Negotiator - Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 586
3. Negotiator - Dr. Raghu Mathur; SOCCCD Police Officers Association

C. Conference with Real Property Negotiators (GC 54956.8)

1. Property - Lease of Portion of Advanced Technology and Education Park (ATEP) Property at 15445 Lansdowne Road, Tustin, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Parties (1) Camelot Entertainment; (2) CSU-Fullerton; (3) Young Americans; and (4) Chapman University/University College. Under Negotiation - Price and Terms of Payment

2. Property - Use of Portion of Saddleback College at 28000 Marguerite Parkway, Mission Viejo, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Party: Avery Investment Trust Under Negotiation - Price and Terms of Payment

D. Conference with Legal Counsel (GC 54956.9)

1. Existing Litigation (GC 54956.9[a])

a. Crosby v. SOCCCD

2. Anticipated Litigation/Significant Exposure to Litigation (GC54956.9[b][1] and [3][A]) (3)

3. Initiation of Litigation (GC 54956.9[c]) (2)

RECONVENE OPEN SESSION: 7:00 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation Led by Trustee John Williams

2.3 Pledge of Allegiance Led by Trustee David Lang

2.4 Resolutions / Presentations / Introductions Resolution: John Polikaitis, Dedicated Saddleback College Employee.

2.5 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.

3.0 REPORTS

3.1 Oral Reports: Speakers are limited to two minutes each.

A. Board Reports

Trustees Padberg, Fuentes, Williams, Wagner, Milchiker, Lang and Student Trustee Reynard gave reports.

B. Chancellor's Report

Chancellor Mathur gave a report.

C. Board Requests for Report(s):

4.0 DISCUSSION ITEMS

4.1 Saddleback College and Irvine Valley College: Curriculum Report Reports from Saddleback College and Irvine Valley College on curriculum development and the status of the implementation of the new curriculum management system.

This item will be brought back next month for a presentation.

5.0 CONSENT CALENDAR ITEMS

All matters on the consent calendar are routine items and are to be approved in one motion unless a Board member requests separate action on a specific item, and states the compelling reason for separate action.

Trustee Wagner requested Item 5.12 be pulled, Trustee Padberg requested Item 5.13 be pulled and Trustee Milchiker requested Item 5.19 be pulled.

On a motion made by Trustee Williams and seconded by Trustee Lang the balance of items on the consent calendar were approved on a 7-0 vote.

5.1 SOCCCD: Board of Trustees Meeting Minutes Approve minutes of a regular meeting on February 20, 2008.

5.2 Irvine Valley College: Curriculum Revisions for the 2008-09 Academic Year Approve proposed changes in curriculum for the 2008-09 academic year at Irvine Valley College.

5.3 Irvine Valley College: Change Order Requests: Business Sciences and Technology Innovation Center Approve change order requests increasing the project cost by \$49,901.00. Total revised contract amount is \$14,989,532.00.

5.4 Saddleback College: Career Technical Education: Equipment for Nursing and Allied Health Program Approve acceptance of the California Community Colleges Chancellor's Office allocated funds to Saddleback College in the amount of \$108,399.00

5.5 Saddleback College: Out-of-State Field Studies Course Approve out-of-state travel request for up to twenty-two students at Yellowstone National Park, Wyoming, June 19 - June 29, 2008.

5.6 Saddleback College: Out-of-State Travel Architecture Special Topics Course Approve out of state travel request for Architecture 289 Special Topics Boston Architecture, in Boston, Massachusetts, June 28 - July 5, 2008

5.7 Saddleback College: BGS Building: Purchase Furniture Approve contracting with McMahan Business Interiors to purchase furniture per Public Contract Code Sections 20118 and 20652. Purchase contingent upon availability of funds.

5.8 Saddleback College: Notice of Completion: Roofing Replacement of the P.E. Complex Approve filing of the Notice of Completion.

5.9 Saddleback College: Hire DSA Certified Inspector: Fine Arts (McKinney Theatre) Restroom Expansion Approve agreement with Joyce Inspections and Testing, Inc. in the amount of \$108,928.00.

5.10 Saddleback College: Sale of Library Surplus Under \$5,000 Per Year Approve the private sale of library surplus.

5.11 Saddleback College: Speakers Approval of honorarium and travel expenses for speakers at Saddleback College.

5.12 Saddleback College and Irvine Valley College: Community Education, Summer 2008 Approve Saddleback College Community Education Summer 2008 courses, presenters, and compensation and Irvine Valley College Summer 2008 additional or revised courses, presenters, and/or fees.

On a motion made by Trustee Lang and seconded by Trustee Fuentes, this item passed on a 5-0 vote with Trustees Wagner and Fuentes abstaining.

5.13 SOCCCD: Trustees' Requests for Attending Conferences Approve Trustees' requests for attending conferences.

On a motion made by Trustee Wagner and seconded by Trustee Williams, this item passed on a 7-0 vote.

5.14 SOCCCD: Purchase Orders/Confirming Requisitions Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P08-03203 through P08-03755 amounting to \$2,605,451.25 and P09-00001 through P09-00002 amounting to \$3,790.81. Approve confirming requisitions dated January 29, 2008 through March 5, 2008 totaling \$230,657.72.

5.15 SOCCCD: Payment of Bills Approve Check Nos. 067908 through 068801 processed through the Orange County Department of Education, totaling \$6,348,825.98; Check Nos. 009136 through 009150, processed through Saddleback College Community Education, totaling \$93,548.04.

5.16 SOCCCD: Budget Amendment: Adopt Resolution No. 08-05 to Amend 2007-2008 Restricted Child Development Fund Adopt resolution.

5.17 SOCCCD: Gifts to the District and Foundation Approve acceptance of various donated items.

5.18 SOCCCD: Transfer of Budget Appropriations Approve transfers as detailed.

5.19 SOCCCD: February/March 2008 Contracts
Ratify contracts as listed.

On a motion made by Trustee Williams and seconded by Trustee Padberg this item passed on a 6-1 vote with Trustee Milchiker opposing.

6.0 GENERAL ACTION ITEMS

6.1 SOCCCD: Resolution No. 08-06: Adopt CEQA Guidelines
Approve Resolution adopting the guidelines of the Secretary of the Resources Agency.

On a motion made by Trustee Williams and seconded by Trustee Jay, this item passed on a 7-0 vote.

6.2 ATEP: Recess to Public Hearing: Short Range Plan and Notice of Exemption
Conduct a public hearing to provide an opportunity for the public to comment on the subject of Short Range Plan and Notice of Exemption for ATEP.

The Board meeting was recessed at 8:43 p.m. to a public hearing. The public hearing was closed at 8:43 p.m. and the regular Board meeting resumed.

6.3 ATEP: Resolution No. 08-07; Adopt Short Range Plan and Notice of Exemption
Approve resolution and short range plan including notice of exemption.

On a motion made by Trustee Lang and seconded by Trustee Williams the Board approved Resolution No. 08-07 as amended on a 7-0 vote.

6.4 SOCCCD: Exclusive Right to Negotiate Agreement: Amendment No. 4.
Approve Amendment No. 4 between the District and Camelot Entertainment Group.

On a motion made by Trustee Wagner and seconded by Trustee Padberg, this motion passed on a 7-0 vote.

6.5 SOCCCD: Reimbursement Agreement: Camelot Development Tustin, LLC Approve agreement in the estimated amount of \$786,100.00.

On a motion made by Trustee Padberg and seconded by Trustee Williams, this item passed on a 5-2 vote with Trustees Fuentes and Milchiker opposing.

**6.6 SOCCCD: Amend Contract: Jackson/DeMarco/Tidus/
Peterson/Peckenpaugh
Approve Engagement Letter to increase hourly rates.**

On a motion made by Trustee Padberg and seconded by Trustee Williams, this item passed on a 7-0 vote.

6.7 SOCCCD: Special Services Agreement: Liebert Cassidy Whitmore Approve Agreement for Special Services no hourly rate increase.

On a motion made by Trustee Lang and seconded by Trustee Williams, this item passed on a 7-0 vote.

**6.8 SOCCCD: Allocation of 2007-08 District Basic Aid Funds for Priority Projects
Approve allocation of district basic aid funds as listed.**

On a motion made by Trustee Fuentes and seconded by Trustee Williams, this item passed on a 7-0 vote.

6.9 SOCCCD: CCCT Board of Directors Election - 2008 Nomination of ten individuals to the CCCT Board of Directors.

On a motion made by Trustee Fuentes and seconded by Trustee Padberg, this item was tabled on a 6-1 vote with Trustee Milchiker opposing.

**6.10 SOCCCD: Board Policy Revision: BP 3100-Budget Preparation, BP 3101-Budget Management, BP 3101.5-Fiscal Management, BP 3105-Audits, BP 3200-Purchasing, BP 3200.1-Contracts, BP 3520-Refreshments and Meals at District Functions, BP 3600-Disposition of District Property, BP 4001-Personnel Use of Public Resources, BP 4000.5-Prohibition of Harassment and Discrimination, BP 4010-Commitment to Diversity, BP 4012-Academic Administrators and Classified Managers Personnel Files, BP 4021-Classified Managers, BP 4072-Domestic Partners, BP 4101.2-Number of Pay Installments for Academic Personnel, BP 4113-Parental Leave for Administrators and Classified Management Personnel, BP 5301-Course Repetition, BP 5405-Student Complaint Policy, BP 5600-Associate Degree Requirements, BP 5601-Certificate Programs, BP 5606-International Student Admissions
Accept for discussion/approval.**

BP 4072 was pulled by administration. On a motion made by Trustee Lang and seconded by Trustee Padberg, the Board approved this item be tabled until next month on a 6-0 vote with Trustee Fuentes absent.

6.11 SOCCCD: Board Policy Revision: BP 5300 - Grading Policy, BP 6100 - Curriculum, and BP 6115 - Community Education Programs Accept for review and study.

On a motion made by Trustee Lang and seconded by Trustee Padberg, this item passed on a 6-0 vote, with Trustee Fuentes absent.

6.12 Irvine Valley College: Honorary Associate Degree Awards Approve awarding of Honorary Associate Degrees to Julie Davis and William Woollett, Jr.

On a motion made by Trustee Lang and seconded by Trustee Wagner this item passed on a 5-1 vote, with Trustee Padberg opposing, and Trustee Fuentes was absent.

6.13 SOCCCD: Neudesic Contract Addendum 2007-08 Approve addendum to the 2007-08 contract between SOCCCD and Neudesic Inc.

On a motion made by Trustee Williams and seconded by Trustee Jay, this item passed on a 7-0 vote.

On a motion made by Trustee Williams and seconded by Trustee Milchiker it was unanimously approved that the meeting be extended to 9:15 p.m.

6.14 Saddleback College: Award of Bid: Fine Arts (McKinney Theatre) Restroom Expansion, Bid No. 1071 Approve agreement with JRH Construction in the amount of \$1,860,975.00.

On a motion made by Trustee Williams and seconded by Trustee Padberg, this item was tabled on a 5-2 vote with Trustees Lang and Wagner opposing.

6.15 Academic Personnel Actions Approve Academic Temporary Part-time/Substitute Staff; Additional Compensation: General Fund; Additional Compensation: Categorical/Non-General Fund; Resignation/Retirement/Conclusion of Employment.

On a motion made by Trustee Williams and seconded by Trustee Lang this item passed on a 7-0 vote.

6.16 Classified Personnel Actions Approve New Personnel Appointments; Authorization to Eliminate Classified Position and/or Position Numbers; Authorization to Establish and Announce A Classified Position; Authorization to Revise the Salary Schedule for the Classified Bargaining Unit; Out of Class Assignments; Change of Status; Classified

**Bilingual Stipend, Additional Compensation Resignation/Retirement/
Conclusion of Employment; Volunteers.**

On a motion made by Trustee Williams and seconded by Trustee Jay, this item passed on a 7-0 vote.

**6.17 Irvine Valley College: Network Equipment: Business Sciences and Technology Innovation Center
Approve purchase of Cisco network equipment from Nexus IS for \$168,090.00.**

On a motion made by Trustee Padberg and seconded by Trustee Williams, this item passed on a 7-0 vote.

**6.18 Saddleback College: Rescind Award of Bid: Stereo Lithography Equipment Rescind approval of Bid
No. 1073 and accept donation of Stereolithography Equipment from Sony Manufacturing Systems America,
Inc.**

On a motion made by Trustee Lang and seconded by Trustee Jay, this item passed on a 7-0 vote.

7.0 REPORTS

**7.1 SOCCCD: GASB 43 & 45 Compliance Vendor Selection Selection process for GASB 43 and 45 compliant
vendor.**

**7.2 Irvine Valley College: Updating Current IVC Seal
The updated college seal is presented for information.**

**7.3 Saddleback College: NSF Grant - Train the Trainer Rapid Prototyping Workshop Saddleback College
will be sponsoring a workshop on "Solid Modeling" Technology.**

**7.4 Saddleback College and Irvine Valley College: Professor of the Year Saddleback College and Irvine
Valley College will announce the 2009 Full-Time, Part-Time, and Emeritus Professors of the Year.**

7.5 SOCCCD: Basic Aid Report Projected receipts and approved projects.

7.6 SOCCCD: Facilities Plan Status Report Status of current construction projects.

On a motion made by Trustee Lang and Seconded by Trustee Williams the meeting was adjourned on a 4-3 vote with Trustees Milchiker, Padberg and Wagner opposing.

7.7 SOCCCD: Monthly Financial Status Report This report displays the adopted budget, revised budget and transactions through February 29, 2008.

7.8 SOCCCD: List of Board Requested Reports Information as requested.

8.0 WRITTEN REPORTS Reports by the following individuals and groups should be written and submitted through the docket process prior to distribution of the Board agenda packet.

A. President, Saddleback College

B. President, Irvine Valley College

C. Provost, ATEP

D. Associated Student Governments of SC

E. Associated Students of IVC

F. Saddleback College Academic Senate

G. Irvine Valley College Academic Senate

H. Faculty Association

I. California School Employees Association

J. Saddleback College Classified Senate

K. Irvine Valley College Classified Senate

L. District Services Classified Senate

M. Police Officers' Association

ADJOURNMENT (or continuation of closed session if required): 9:00 P.M.

The meeting was adjourned at 9:17 p.m.

Raghu P. Mathur, Secretary