

MINUTES OF THE BOARD OF TRUSTEES  
SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT  
June 25, 2001  
ROOM 105, LIBRARY BUILDING, SADDLEBACK COLLEGE

The open session of the regular meeting of the Board of Trustees was called to order by President Padberg at 3:08 p.m. CALLED  
TO ORDER

Two individuals addressed the board concerning a recent administrative hiring process, and two individuals addressed the board regarding classified disciplinary actions. PUBLIC  
COMMENTS

The open session was recessed to closed session. The Board of Trustees met in closed session from 3:20p.m. to 6:30 p.m. All trustees were present. CLOSED  
SESSION

The open session of the regular meeting of the Board of Trustees was reconvened by President Padberg at 6:30 p.m. RECONVENED

Members of the Board of Trustees

Nancy Padberg, President PRESENT  
Dorothy Fortune, Vice President  
John Williams, Clerk  
Thomas Fuentes, Member  
Dave Lang, Member  
Marcia Milchiker, Member  
Donald Wagner, Member  
Steven McCarty, Student Member

Administrative Officers

Richard A. Jones, Acting Chancellor  
Gary Poertner, Executive Vice Chancellor, Administrative and  
Business Services  
Don Goodwin, Vice Chancellor, Advanced Tech. & Education Park  
Dixie Bullock, President, Saddleback College  
Raghu Mathur, President, Irvine Valley College

Faculty Association

Lee Haggerty

Academic Senate  
Alannah Rosenberg  
Lewis Long

California School Employees Association  
Mary Williams

Classified Senates  
Berit Austin

Associated Student Government  
No representation

Trustee Williams, Clerk of the board, read out the following actions from closed session:

**CLOSED SESSION**

On a 7 to 0 vote, the board approved an extension to the contract of Executive Vice Chancellor Poertner to June 30, 2003, subject to final contract language approval by the board and Mr. Poertner at a later date. On a 7 to 0 vote, the board approved the termination of a classified employee effective June 26, 2001.

President Padberg led the pledge of allegiance and Trustee Fortune read words of inspiration.

**PLEDGE/  
INVOCATION**

President Padberg indicated that there would be a total of thirty minutes for public comments. Ten individuals addressed the board concerning a recent administrative hiring process. One individual addressed the board to express concern over AB1603, common course numbering, and one urged the board to support construction of a new baseball field at IVC

**PUBLIC  
COMMENTS**

Patricia Flanigan, Dean of Saddleback College Social and Behavioral Sciences Division, presented a report on division activities for the board.

**PRESENTATIONS**

<p>Vice Chancellor Goodwin pulled item 40 from the agenda. Item 13 was removed from the consent calendar for separate discussion. Motion by Trustee Williams, seconded by Trustee Wagner, to approve the consent calendar as amended. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.</p>	<p><b>CONSENT CALENDAR</b></p>
<p>The board approved Minutes of the Special Board Meeting of April 12, Regular Board Meeting of April 30, and Special Board Meeting of May 18, 2001.</p>	<p><b>MINUTES</b></p>
<p>The board approved Saddleback College's application for funding from the State Chancellor's Office, FII, for the project "Collaborative Nursing Education Project."</p>	<p><b>GRANT APPLICATION</b></p>
<p>The board approved a consultant agreement with Laura Franklin for an amount not to exceed \$60,000 to serve as Project Director and Activity II Director for the Title III grant project.</p>	<p><b>CONSULTANT AGREEMENT</b></p>
<p>The board approved the Saddleback College Horticulture 189 Special Topics course to the Grand Canyon and adjacent areas.</p>	<p><b>OUT-OF-STATE FIELD TRIP</b></p>
<p>The board approved the IVC Foundation Bylaws that were revised and approved by the IVC Foundation Board of Governors.</p>	<p><b>IVC FOUNDATION BYLAWS</b></p>
<p>The board approved a consultant agreement for IVC with Chris Pitches in the amount of \$7,500 for her assistance in meeting the requirements of the Statewide Discipline/Industry Collaborative for Business Education Grant.</p>	<p><b>GRANT CONSULTANT AGREEMENTS</b></p>
<p>The board approved a consultant agreement for IVC with Tony Salas in the amount of \$7,200 for his assistance in meeting the requirements of the Statewide Discipline/Industry Collaborative for Business Education Grant.</p>	
<p>The board approved IVC's new and revised course material fees for Fall 2001.</p>	<p><b>NEW AND REVISED FEES</b></p>
<p>The board approved a contract with Amity Institute in the amount of \$1,600 for intern Laurence Delfosse to serve as Tutor Assistant/Tutor at IVC.</p>	<p><b>CONTRACT</b></p>

<p>The board approved the award of Bid 244 to seven vendors for a total amount of \$74,796.14 for science equipment requested by IVC.</p>	<p><b>AWARD OF BID</b></p>
<p>The board approved the use of CMAS contract 3-98-70-0527C for a one-year agreement with Kent Datacomm for the maintenance of the district's network electronics.</p>	<p><b>AWARD OF CONTRACT</b></p>
<p>The board approved the renewal of agreement for telephone systems maintenance with Williams Communication for one year until June 30, 2002.</p>	<p><b>RENEWAL OF CONTRACT</b></p>
<p>Trustee Lang asked why the district continues to contract with Kristen Bush rather than hire a person to permanently fill the position. IT Director Allan MacDougall responded that the department does not feel there is enough work for the person in the position to justify a permanent hire. Motion by Trustee Wagner, seconded by Trustee Fortune, to approve an agreement with Kristen Bush for specialized Web technology services at a cost not to exceed \$23,000 for the period July 1, 2001, through June 30, 2002. CSEA President Mary Williams asked the board to consider designating the position as a half-time employee. Motion carried unanimously. Student Trustee McCarty cast an affirmative advisory vote.</p>	<p><b>CONTRACT FOR SPECIALIZED WEB TECHNOLOGY SERVICES</b></p>
<p>The board adopted Resolution 01-32 to establish the appropriations limit for fiscal year 2001-02 (Gann Limit).</p>	<p><b>GANN LIMIT</b></p>
<p>The board adopted Resolution 01-33, Restricted General Fund, to amend the budget by \$8,000.</p>	<p><b>BUDGET AMENDMENT</b></p>
<p>The board rejected the claim against the district dated May 28, 2001, by Laurie Williams-Horton and directed referral to the district's insurance administrator.</p>	<p><b>CLAIM AGAINST THE DISTRICT</b></p>
<p>The board approved purchase orders 04448 through 04907 totaling \$2,169,186.36; and confirming requisitions dated 5/16/01 through 6/12/01 totaling \$433,235.12.</p>	<p><b>PURCHASE ORDERS</b></p>
<p>The board approved checks 145041 through 146250 totaling \$2,688,000.86; Saddleback College Community Education checks 5270 through 5304 totaling \$269,897.11; and IVC Community Education checks 6247 through 6277 totaling \$227,151.32.</p>	<p><b>PAYMENT OF BILLS</b></p>



<p>The board approved acceptance of various items donated to the district.</p>	<p><b>GIFTS TO DISTRICT</b></p>
<p>The board approved the Trustees' requests to attend upcoming conferences/events, and/or requests for local mileage reimbursement.</p>	<p><b>BOARD TRAVEL/ MILEAGE</b></p>
<p>Information on the summary of contracts under \$5,000 for May and June was provided for the board's review.</p>	<p><b>CONTRACTS UNDER \$5,000</b></p>
<p>The IVC 2000-01 Annual Report for submission to the Accreditation Commission was provided for the board's review.</p>	<p><b>ACCREDITATION REPORT</b></p>
<p>Following considerable discussion and comments in support of and opposed to continuation of the district's participation in the Orange County Legislative Task Force, the board agreed that it should continue to monitor the effectiveness of the OCLTF.</p>	<p><b>BOARD REQUESTED REPORT</b></p>
<p>Presidents Bullock and Mathur reported on energy costs and impact on the colleges, and current and future attempts to reduce the costs.</p>	<p><b>ENERGY UPDATE</b></p>
<p>Motion by Trustee Williams, seconded by Trustee Fuentes, to approve/ratify the academic personnel actions. Executive Vice Chancellor Poertner made the following corrections: item D1, change to <i>Class IV</i>; top of page 4 of 5, fourth line, change to state <i>for 2001 summer classes only</i>; second name in item I, change to state <i>resignation effective July 31, 2001</i>. Motion by Trustee Lang, seconded by Trustee Milchiker, to remove items A2 and B1 to vote on separately. Motion carried with Trustees Fortune and Williams casting a negative vote. Main motion without items A2 and B1 carried unanimously. Motion to approve item A2 carried with Trustees Milchiker and Lang casting negative votes. Motion to approve item B1 carried with Trustee Lang casting a negative vote. Student Trustee McCarty cast affirmative advisory votes.</p>	<p><b>PERSONNEL ACTIONS</b></p>
<p>Motion by Trustee Williams, seconded by Trustee Lang, to approve/ratify the classified personnel actions. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.</p>	

Motion by Trustee Fuentes, seconded by Trustee Lang, to approve the amendment to the Contract of Employment of Dr. Cedric A. Sampson, and authorize the Board President to execute same on behalf of the Board of Trustees. President Padberg moved to amend the motion to include after Dr. Sampson's name, *upon retirement from the district and STRS*. Motion as amended carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**AMENDMENT TO  
EMPLOYMENT  
AGREEMENT**

Motion by Trustee Lang, seconded by Trustee Williams, to approve the 2001-02 Tentative Budget. Executive Vice Chancellor Poertner reviewed the summary, distributed corrected pages, and stated that it is particularly important to review the charts on page 1. Trustee Lang indicated that he would like to see an 8% rather than a 6% reserve. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**FY 2001-02  
TENTATIVE  
BUDGET**

President Padberg called for a break at 9:05 p.m.

**BREAK**

Motion by Trustee Williams, seconded by Trustee Fortune, to authorize the purchase of network infrastructure and services from Network Catalyst using CMAS Contract #3-98-70-0516A for a total amount not to exceed \$173,022.73, with the contract awarded to Dell Computer reduced by \$39,740.36. Executive Vice Chancellor Poertner stated that the amount expended for the infrastructure is being increased while the amount expended on projectors is being decreased. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**PURCHASE  
OF CISCO NET-  
WORK INFRA-  
STRUCTURE**

Motion by Trustee Williams, seconded by Trustee Wagner, to approve the proposed allocation of \$316,000 to complete construction of Phase I of the IVC baseball field project. Motion by Trustee Lang, seconded by Trustee Padberg, to amend the motion to state that this be part of basic aid funds from the 2001-02 allocation in the budget. Amendment carried with Trustees Williams, Fortune, and Milchiker casting negative votes. Main motion carried unanimously. Student Trustee McCarty cast affirmative advisory votes.

**CONSTRUCTION  
OF BASEBALL  
FIELD**

Motion by Trustee Wagner, seconded by Trustee Lang, to approve the award of Bid 240D to SensAble Technologies for the purchase of up to 30 systems at a cost of \$10,785.83 each. Vice Chancellor Goodwin indicated that eight units will be purchased. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

AWARD  
OF BID

Trustee Lang stated that he would like more specificity in the Acting Chancellor's goals. Following discussion, motion by Trustee Lang, seconded by Trustee Williams to table the item. Motion carried with Trustees Fortune, Milchiker, Wagner and Student Trustee McCarty casting negative votes.

ACTING  
CHANCELLOR'S  
GOALS

President Padberg asked the board to consider appointing Acting Chancellor Jones for a short-term period as interim Chancellor. Trustee Fortune stated that she would like the district to go forward with advertising and moved to begin the Chancellor search by the Human Resources Department by the end of July with ads to go out then, seconded by Trustee Williams. The trustees discussed holding a retreat to further consider the item, followed by a motion by President Padberg to amend Trustee Fortune's motion to include that the process be discussed at a board retreat before the next regular board meeting. Trustee Fortune restated her motion that the district will begin recruitment and ads to fill the Chancellor position by July 30. Motion carried with Trustee Milchiker casting a negative vote. President Padberg proposed an additional amendment that if, in fact, a retreat is held before the next regularly scheduled July meeting, the board will discuss this process and the hiring of a Chancellor and the job description at that retreat. Amendment seconded by Trustee Williams. Trustee Fuentes suggested an additional amendment to state that if the retreat does not occur, that the board leadership get together and bring something concrete to the board as an outline by the July meeting as to how the board will move forward. Addition to amendment accepted by President Padberg. Amendment and addition carried with Trustee Lang casting a negative vote. Student Trustee McCarty cast affirmative advisory votes.

EMPLOYMENT  
PROCESS FOR  
HIRING  
PERMANENT  
CHANCELLOR

Motion by Trustee Milchiker to extend the meeting to 10:30 p.m., seconded by Trustee Wagner. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

SUSPENSION  
OF RULES



Motion by Trustee Fuentes, seconded by Trustee Lang to approve Board Policy 4000.4, Affirmative Action and Diversity. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**BP 4000.4**

Motion by Trustee Lang, seconded by Trustee Wagner, to extend the meeting to 11:00 p.m. Motion carried with Trustees Fuentes and Williams casting negative votes. Student Trustee McCarty cast an affirmative advisory vote.

**SUSPENSION  
OF RULES**

Motion by Trustee Fuentes, seconded by Trustee Lang, to approve Board Policy 5600, Associate Degree Requirements. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**BP 5600**

Motion by Trustee Fuentes, seconded by Trustee Lang, to approve the proposed \$1 increase to the student health fee for each semester and summer session, effective Fall 2001. Motion carried with Trustees Padberg, Fortune, and Wagner casting negative votes, Student Trustee McCarty cast an affirmative advisory vote.

**HEALTH FEE  
INCREASE**

Motion by Trustee Lang, seconded by Trustee Fuentes, to approve the DICAST consulting agreement with Ginger Braun in the amount of \$6,000. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**ATEP  
CONSULTING  
AGREEMENTS**

Motion by Trustee Lang, seconded by Trustee Fuentes, to approve the DICAST consulting agreement with Gayla Smith in the amount of \$6,000. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

Motion by Trustee Lang, seconded by Trustee Fuentes, to approve the DICAST consulting agreement with San Mateo CCD in the amount of \$35,000. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

Motion by Trustee Lang, seconded by Trustee Fuentes, to approve the DICAST consulting agreement with Robert Daniel in the amount of \$5,200. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.



President Padberg indicated that the ATEP operating guidelines and proposed vision/mission statement will be discussed at the upcoming board retreat.

**ATEP  
OPERATING  
GUIDELINES**

Trustee Lang moved that all board, administrator, and governance group reports be submitted in writing, seconded by Trustee Williams. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**REPORTS**

Trustee Wagner moved to allow governance group representatives to give their reports, seconded by Trustee Milchiker. Motion failed with Trustees Wagner, Milchiker, Fuentes, and Student Trustee McCarty casting affirmative votes.

Motion by Trustee Williams, seconded by Trustee Lang, to approve a salary increase for fiscal year 2001-02 for executive and administrative employee groups equal to the COLA percentage in the state budget, currently 3.87%, effective July 1, 2001. Following discussion, Motion by Trustee Fortune, seconded by Trustee Fuentes to table the item and bring it back. Motion carried with Trustee Williams casting a negative vote and Student Trustee McCarty casting an affirmative advisory vote.

**INCREASE IN  
COLA AND  
BENEFITS**

Motion by Trustee Williams, seconded by Trustee Lang, to approve a salary increase for fiscal year 2001-02 for classified leadership employees equal to the COLA percentage in the state budget, currently 3.87%, effective July 1, 2001. Motion by Trustee Fuentes to postpone taking action and to bring the item back in one month, seconded by Trustee Williams. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

Motion by Trustee Fuentes, seconded by Trustee Lang, to approve the transfer of budget appropriations as delineated. Motion carried unanimously with Student Trustee McCarty casting an affirmative advisory vote.

**BUDGET  
TRANSFERS**

Motion by Trustee Williams, seconded by Trustee Padberg, for the board to give favorable consideration to engaging a qualified public relations firm to assist the district. Acting Chancellor Jones indicated that he is not recommending a particular firm in this agenda item, but, since all of the other parties involved in the process of the Tustin Base property conveyance are utilizing public relations firms, he supports the district seeking the same services. President Padberg distributed a list of hourly charges for the firm Goddard, Claussen, Porter, & Novelli, and noted that there may be a conflict in that they are currently assisting the City of Tustin. Trustee Lang asked administration to bring back a list of qualified public relations firms, and Acting Chancellor Jones suggested placing the matter on the board retreat agenda as an action item. Trustee Fortune moved to amend the recommendation to state "It is recommended that the Board of Trustees *permit the board president and the Chancellor to contract with . . .*" but there was no second. Motion to consider engaging a public relations firm from a list of qualified candidates to be brought to the board retreat carried with Trustees Fuentes, Milchiker, and Wagner casting negative votes, and Student Trustee McCarty casting an affirmative advisory vote.

**PUBLIC  
RELATIONS  
FIRM**

The meeting was adjourned at 11:00 p.m.

**ADJOURNMENT**



Richard A. Jones, Secretary