

MINUTES OF THE BOARD OF TRUSTEES  
SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT  
February 22, 2000  
SSC 240, IRVINE VALLEY COLLEGE

The open session of the regular meeting of the Board of Trustees was called to order by President Padberg at 4:07 p.m. **CALLED TO ORDER**

President Padberg announced that due to the large number of individuals wishing to address the board on the same topic, a limit of thirty minutes will be allocated for that topic. Eighteen individuals addressed the board to support granting tenure to a probationary faculty member. **PUBLIC COMMENTS**

The open session was adjourned to closed session. The Board of Trustees met in closed session from 4:40 p.m. to 6:55 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 7:00 p.m. **RECONVENED**

Members of the Board of Trustees

Nancy Padberg, President **PRESENT**  
Donald Wagner, Vice President  
Steve Frogue, Clerk  
Dorothy Fortune, Member  
Dave Lang, Member  
Marcia Milchiker, Member  
John Williams, Member  
Jennifer Kalena, Student Member

Administrative Officers

Cedric Sampson, Chancellor  
Gary Poertner, Executive Vice Chancellor, Administrative and Business Services  
Kathleen O'C. Hodge, Vice Chancellor, Educational Services  
Don Goodwin, Vice Chancellor, Tustin Learning Center  
Dixie Bullock, President, Saddleback College  
Raghu Mathur, President, Irvine Valley College

Faculty Association  
Sharon MacMillan

Academic Senate  
Peter Morrison

California School Employees Association  
Mary Williams

Classified Senates/Council  
Tamara Carnine

Associated Student Government  
No representation

Trustee Frogue, Clerk of the Board, read out the following actions taken in closed session:

**CLOSED SESSION**

On a 7 to 0 vote the board approved appointed Patricia Flanigan to the position of Dean, Social and Behavioral Sciences, Saddleback College. Approval was given to legal counsel in the case titled Bauer v. Sampson: on 5 to 2 vote with Trustees Lang and Milchiker casting negative votes, the board voted to appeal the award of attorneys' fees. On a 6 to 1 vote with Trustee Frogue casting a negative vote, the board approved continuing one item regarding dismissal/release to March 9, 2000. On a 5 to 2 vote with Trustees Milchiker and Lang casting negative votes, the board took action to terminate the contract of the Vice Chancellor, Educational Services, and reassign the individual to a classroom assignment.

Trustee Frogue led the pledge of allegiance and Trustee Williams read words of inspiration.

**PLEDGE/  
INVOCATION**

One individual addressed the board concerning shared governance input into various issues.

**PUBLIC  
COMMENTS**

President Padberg announced that the resolutions were moved forward to accommodate the recipients. The board unanimously approved the adoption of resolutions commending Dr. Donald Rickner, Director of Foundations, Irvine Valley College faculty and Foundation Board of Governors; Ms. Erin Watts; Dr. Dorothy Termin; Conexant Systems, Inc.; and Lincoln Mercury for their participation in the thirteenth annual Astounding Inventions of the Future. The board unanimously adopted a resolution supporting the approval of ballot Measure F, the Safe and Healthy Communities Initiative, for the March 7, 2000, Primary Election.

**RESOLUTIONS**

Trustees Lang, Milchiker, Frogue, Wagner, Padberg, Fortune Williams, Student Trustee Kalena, Chancellor Sampson, and Presidents Bullock and Mathur gave reports. Trustee Fortune requested that staff prepare a report addressing the parking facilities on both campuses with involvement and input from student government.

**BOARD, CHANCELLOR, PRESIDENTS' REPORTS**

President Padberg announced that the following items were pulled from the agenda: 38a, items D-1, D-2, and a list of individuals attached to the minutes who should be removed from A-14; 39a, item B - Julie Berman, and E-1; 39b, items B-1, B-2, and B-3; and 40, item A-2. President Bullock asked that Saddleback College items 11 and 15 be pulled.

**CHANGES TO AGENDA**

Items 20F, 21, 23, 25, and 28 were removed from the consent calendar for separate discussion. Motion by Trustee Lang, seconded by Trustee Frogue, to approve the consent calendar as amended. Motion carried unanimously, with Student Trustee Kalena casting an affirmative advisory vote.

**CONSENT CALENDAR**

The minutes of the Regular Meeting of November 22, Special Meeting of December 7, Regular Meeting of December 13, 1999, and Regular Meeting of January 24, 2000 were not completed in time for action by the board at this meeting.

**MINUTES**

The board accepted \$5,000 for Saddleback College for each of two grants from the California Virtual Campuses Regional 3 Center funded by the State Chancellor's Office.

**ACCEPTANCE OF GRANT AWARD**

The board approved Saddleback College's applications for funding for the projects titled "KSBR Transmission System Replacement/Upgrade," and "Southern California Association of Governments (SCAG) ACCESS Update."

**GRANT  
APPLICATIONS**

The board approved IVC's application for funding for the project "Greater Access, Improved Retention, and Successful Program Completion for Information Technology Students."

The board approved the Tustin Center's applications for funding for the projects titled "Center for Applied Competitive Technologies (CACT)," "On-Line Electronic Commerce Course," and "On-Line Laser and Fiber Optics Training."

The board approved extension of an agreement with Professional Personnel Leasing to retain Dr. Richard Jones for a longer period at Saddleback College.

**FINDERS/  
CONSULTANT  
AGREEMENT**

The board approved declaration of an emergency in order to fill the Acting Dean, Advanced Technology and Applied Science, position on an interim basis and entering into an agreement with Professional Personnel Leasing to fill the position with a consultant at Saddleback College.

**EMERGENCY  
HIRE OF  
ACTING DEAN**

The board approved attendance by up to three Saddleback College faculty at the Annual Faculty Development Summer Institute for an amount not to exceed \$1,000 for each participant.

**FACULTY  
DEVELOPMENT  
INSTITUTE**

The board approved agreements with Clark Stevens in the amount of \$10,000 and Jennie Espinoza in the amount of \$2,000 to assist in meeting the obligations of the Regional Health Occupation Resource Center grant project at Saddleback College.

**CONSULTANT  
AGREEMENTS**

The board approved the Saddleback Civic Light Opera personnel and production costs for 2000.

**SCLO  
EXPENDITURES**

The board approved a contract with SRO Artists, Inc., for a single performance of the Shangri-La Chinese Acrobats on November 17, 2000, at Saddleback College for a fee not to exceed \$7,000.

**GUEST ARTIST  
CONTRACT**

The board approved new and revised materials and supplies fees for 2000-2001 at Saddleback College.

**INSTRUCTIONAL  
LAB FEES**

The board approved travel by up to six Saddleback College students and an advisor to the National Student Nurses Association Annual Conference in Utah at a cost not to exceed \$4,517; by up to four students and an advisor to attend the 82<sup>nd</sup> International Phi Theta Kappa Convention in Florida at a cost not to exceed \$9,500; and by up to six students and an advisor to attend the 39<sup>th</sup> National Conference on Student Services in Florida at a cost not to exceed \$9,500.

**STUDENT  
OUT-OF-STATE  
TRAVEL**

The board approved an amendment to IVC's 1999-2000 student travel for a total cost of \$35,000.

The board approved IVC's new and revised instructional materials and supplies fees for Summer and Fall 2000.

**INSTRUCTIONAL  
MATERIALS FEES**

The board approved an agreement with Mary Auvil for a fee of \$1,500 to assist in meeting the obligations of the Industry-Driven Regional Education and Training Collaborative Project at IVC.

**CONSULTANT  
AGREEMENT**

The Board approved agreements at IVC with the following organizations/individuals to assist in meeting the obligations of the Statewide Delivery of Distance Education grant: Digital Avatar, Inc. - \$13,000; Healthcare Paragon International, Inc. - \$6,500; Interactive Systems Solutions, Inc. - \$37,000; Ascolta Training Company - \$3,000; Jennifer Lieberman, Karen Klammer, Paul Meyers, Matt Hightower, Heather Ostash - \$2,300 total; Barbara Stocker - \$5,000; Heather Ostash - \$3,500; Christina Wong - \$2,500; Lara Tu - \$2,500; Alex Laspinas - \$2,500; Scott Fischbein - \$2,500; Kelly Delaney - \$2,500; Meredith Bischoff - \$2,500 and Vivian Sinou - \$1,500.

**INDEPENDENT  
CONTRACT/  
CONSULTANT  
AGREEMENTS**

Motion by Trustee Williams, seconded by Trustee Wagner, to approve consultant agreements with Millicent Borges, Marius Cucurny, Jill Golden, Carole Large, Don Reuter, Andrew Vaughn, and Ann Wynne for a total of \$7,000 to assist in meeting the obligations of the Statewide Delivery of Distance Education grant. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

Motion by Trustee Fortune, seconded by Trustee Wagner, to approve award of Bid 233D to Actuate Corporation in the amount of \$95,000 for an enterprise reporting system. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**AWARD  
OF BID**

The board approved adoption of Resolution 00-04, Bankruptcy Recovery Funds, to amend the 1999-2000 Budget.

BUDGET  
AMENDMENT

Motion by Trustee Wagner, seconded by Trustee Williams, to strike the fees paid by the district to the American Association of University Women in the agenda item. Following discussion, Trustee Williams amended the motion, seconded by Trustee Frogue, to state that the district should join a local chapter of the AAUW, if possible, rather than the national organization. Motion to amend carried with Trustees Milchiker and Lang and Student Trustee Kalena casting negative votes. Trustee Wagner withdrew his motion. Trustee Fortune moved to reconsider the recommendation for approval as stated in the agenda item, seconded by Trustee Lang. Motion to reconsider failed with Trustees Fortune, Milchiker, and Lang casting affirmative votes. Motion by Trustee Williams, seconded by Trustee Frogue, to approve the 1999-2000 revised institutional memberships and estimated dues for various organizations as amended. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

AUTHORIZATION  
FOR DISTRICT  
INSTITUTIONAL  
MEMBERSHIPS

The board adopted Resolution 00-03 authorizing the issuance of 2000-01 Tax and Revenue Anticipation Notes.

TRANS

Motion by Trustee Fortune, seconded by Trustee Williams to delegate authority to approve contracts under \$15,000 to the Chancellor and Executive Vice Chancellor, Administrative and Business Services. Motion by Trustee Fortune, seconded by Trustee Frogue, to amend the motion as indicated in a document distributed by Trustee Fortune which states: 1) *The Chancellor recommends that the Board of Trustees delegate the authority to approve contracts under \$15,000 to the Chancellor and Executive Vice Chancellor, Administrative and Business Services. (Add) Such awarded contracts will be distributed to the Board for information purposes on a monthly basis.* 2) *The Executive Vice Chancellor will prepare a standard contract, following legal counsel review, to be used for most consultant or other agreements. Said standard contract will be submitted to the Board for approval and future use.* 3) *The Executive Vice Chancellor, following legal counsel review, must approve all contracts before they are submitted to the Board or approved by the District.* Following discussion, Trustee Fortune noted that her amendment corresponds to a revised agenda item titled *Item 25 (Alt #1)* faxed to the trustees only by Executive Vice

DELEGATION OF  
AUTHORITY  
TO CONTRACT

Chancellor Poertner. She noted that the primary difference is to the second paragraph under *Status* which indicates that contracts over \$15,000 will continue to be brought to the board, not in a summary form as stated on original agenda item. Motion by Trustee Fortune to accept Alt 1 distributed by Executive Vice Chancellor Poertner and, to that, add her written amendment. Motion by Trustee Wagner, seconded by Trustee Fortune, to call the question carried unanimously. Motion as amended carried with Trustee Milchiker casting a negative vote. Student Trustee Kalena cast an affirmative advisory vote.

The board approved participation in the State of California CALNET program for long distance telecommunication services.

**TELEPHONE  
SERVICE**

The board approved the transfer of funds as delineated in the agenda item.

**BUDGET  
TRANSFERS**

Motion by Trustee Lang, seconded by Trustee Fortune, to approve purchase orders 02269 through 02683 totaling \$925,745.05, and confirming requisitions dated 1/8/00 through 2/8/00 totaling \$211,090.29. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**PURCHASE  
ORDERS**

The board approved checks 111279 through 111975 totaling \$2,225,757.09; Saddleback College Community Education checks 4663 through 4683 totaling \$235,626.45; and IVC Community Education checks 5919 through 5951 totaling \$60,045.55.

**PAYMENT  
OF BILLS**

The board approved acceptance of various items donated to the district.

**GIFTS**

The board approved trustees' requests to attend upcoming conferences/events, and requests for local mileage reimbursement.

**TRUSTEES'  
TRAVEL/MILEAGE**

The board approved support of the federal legislative issues submitted by the Orange County Legislative Task Force.

**OCLTF  
ISSUES**

The Board approved changing the date for the November board meeting from November 28 to November 20, 2000.

**CHANGE OF  
MEETING DATE**

Motion by Trustee Williams, seconded by Trustee Frogue, to accept for review and study Board Policy 8000, Speech and Advocacy, which will replace current Board Policy 5406. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**BOARD POLICY  
8000**

President Padberg called for a ten-minute break at 8:30 p.m.

**RECESS**

Following the break, President Padberg called on the governance group representatives to comment on BP 8000. Ms. Williams, Professors Morrison, Cox, and MacMillan, Mr. Barrera, and Ms. Carnine spoke on the issue.

**BOARD POLICY  
8000 CONTINUED**

A monthly financial status report on the adopted budget, revised budget, and transactions through the end of the prior month was provided for the board's information.

**MONTHLY  
FINANCIAL STATUS  
REPORT**

The Quarterly Investment Financial Report for the quarter ending December 31, 1999, was provided for the board's information.

**QUARTERLY  
INVESTMENT REPOR**

President Padberg recessed the meeting to a public hearing to provide an opportunity for the public to comment on the proposed proposals from the SOCCCD and from the SOCCCD Police Officers Association. Hearing none, President Padberg reconvened the meeting.

**PUBLIC  
HEARING**

Motion by Trustee Lang, seconded by Trustee Williams, to approve the initial proposal of the SOCCCD for negotiations with the SOCCCD Police Officers Association (POA). Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**DISTRICT  
PROPOSAL  
TO POA**

Items D-1, D-2, and a list of individuals attached to the minutes who should be removed from A-14 were previously pulled from the academic personnel regular items. Motion by Trustee Lang, seconded by Trustee Frogue, to approve the academic personnel regular items as amended and the academic personnel ratification items. Motion carried unanimously.

**ACADEMIC  
PERSONNEL  
ACTIONS**

Items B - Julie Berman, and E-1 were previously pulled from the classified personnel regular items. Motion by Trustee Wagner, seconded by Trustee Lang, to approve the classified personnel regular items as amended. President Padberg moved to continue item G-2 to the special meeting to be held on March 9, seconded by Trustee Frogue. Following discussion, President Padberg withdrew her motion to amend. Main motion carried with Trustee Frogue casting a negative vote.

**CLASSIFIED  
PERSONNEL  
ACTIONS**

Items B-1, B-2, and B-3 were previously pulled from the classified personnel ratification items. Motion by Trustee Williams, seconded by Trustee Frogue, to approve the classified personnel ratification items as amended. Motion carried unanimously.

Motion by Trustee Lang, seconded by Trustee Williams, to approve the classified personnel reclassification items. Motion carried unanimously.

Trustee Fortune objected to inclusion of the two Safety Officer position descriptions at this time and Chancellor Sampson pulled the items off the agenda. Motion by Trustee Fortune to approve the remaining position description, Senior Publications Editor/Designer, seconded by Trustee Lang. Motion carried with Trustee Frogue casting a negative vote.

Item A-2 was previously pulled from the classified leadership personnel items. Motion by Trustee Williams, seconded by Trustee Lang, to approve the classified leadership personnel items as amended. Motion carried unanimously.

**CLASSIFIED  
LEADERSHIP**

The board accepted for review and study the proposed change to the California Education Code reference in Board Policy 4045, Political Activities.

**BOARD POLICY  
4045**

Motion by Trustee Williams, seconded by Trustee Wagner, to authorize proceeding with the selection of a professional design firm, using the RFQ process, to develop an overall master plan for the Tustin site. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**TUSTIN  
MASTER  
PLAN**

Motion by Trustee Wagner, seconded by Trustee Lang, to suspend the rules to allow the board meeting to be adjourned at 10:30 if necessary. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**SUSPENSION  
OF RULES**

Motion by Trustee Frogue, seconded by Trustee Lang, to approve an agreement with William R. Macbeth to assist in meeting the obligations of the CACT grant for an amount not to exceed \$5,000. Motion carried unanimously with Student Trustee Kalena casting an affirmative advisory vote.

**CONSULTANT  
AGREEMENT**

Ms. Williams, Professor MacMillan, Ms. Carnine, and Student Trustee Kalena for Ms. Young gave reports.

The meeting was adjourned at 10:10 p.m.

**ADJOURNMENT**

  
Cedric A. Sampson, Secretary