

MINUTES OF THE BOARD OF TRUSTEES  
SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT  
AUGUST 30, 1999  
LIBRARY 105, SADDLEBACK COLLEGE

The open session of the regular meeting of the Board of Trustees was called to order by President Fortune at 4:15 p.m.	CALLED TO ORDER
There were no public comments concerning items to be discussed in closed session.	PUBLIC COMMENTS
The open session was adjourned to closed session. The Board of Trustees met in closed session from 4:15 p.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 Fortune at 6:35 p.m.	RECONVENED

Members of the Board of Trustees

Dorothy Fortune, President	PRESENT
Nancy Padberg, Vice President	
Donald Wagner, Clerk	
Steve Frogue, 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  
Dixie Bullock, President, Saddleback College  
Raghu Mathur, President, Irvine Valley College

Faculty Association

Sharon MacMillan

Academic Senate

Anne Cox  
Peter Morrison

California School Employees Association

Mary Williams

Classified Senates/Council

Tamara Carnine

Associated Student Government

Christian Barrera

Trustee Wagner, Clerk of the board, read out the following actions taken in closed session:

CLOSED SESSION

On a 5 to 2 vote with Trustee Williams abstaining and Trustee Frogue casting a negative vote, the board appointed Richard Jones to the position of Acting Dean, Social and Behavioral Sciences, Saddleback College. On a 7 to 0 vote, the board appointed Jennifer Forouzesh to the position of Acting Dean, Health and Human Services and Emeritus Institute, Saddleback College.

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

PLEDGE/  
INVOCATION

A faculty member addressed the board to urge support for following established procedures for additions to curriculum and distributed a letter to the board signed by other faculty members in the division.

PUBLIC  
COMMENTS

Trustee Wagner read a resolution commending Dawn Kamber for her award-winning programs on KSBR and dedicated service to the district. The resolution was approved unanimously by the board.

RESOLUTION

Trustees Fortune, Williams, Milchiker, Wagner, Frogue, and Lang gave reports on their activities. Chancellor Sampson and Presidents Bullock and Mathur also gave reports.

BOARD, CHANCEL-  
LOR, PRESIDENTS'  
REPORTS

President Fortune indicated that, if there is no objection, she would like to change the order of certain agenda items as follows: 38a, 36, 37, 38b, and 35. Motion by Trustee Williams, seconded by Trustee Frogue, to approve the change of order to the specified agenda items. Motion carried unanimously.

CHANGE TO  
AGENDA ITEM  
ORDER

Items 5, 22, 23, 28, and 33 were removed from the consent calendar for separate discussion. Motion by Trustee Williams, seconded by Trustee Lang, to approve the consent calendar as amended. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

CONSENT  
CALENDAR

The Regular Meeting of July 26, 1999, and Special Meeting of August 11, 1999, were not completed and were not submitted to the board for approval.

MINUTES

The board approved Saddleback College's application for funding from the State Chancellor's Office for the grant project "Title IV-E (SSA), Foster Parent Training Fund."

GRANT  
APPLICATION

The board accepted \$69,900 for Saddleback College from the State Chancellor's Office to support the Local Tech Prep Consortia project.

GRANT  
ACCEPTANCE

Motion by Trustee Williams, seconded by Trustee Lang, to approve a contract with Computrax to develop and computerize all forms used by the college for an amount not to exceed \$10,000. In response to a question by Trustee Wagner, President Bullock stated that the *Status* on the agenda item cover sheet is incorrect and that Computrax will not be involved in developing the forms. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

STAFF  
DEVELOPMENT  
PROJECT

The board ratified honoraria of \$150 each plus travel expenses for three speakers' presentations during Fall 1999 in-service at Saddleback College.

HONORARIA

The board ratified expenditures for the Saddleback College Classified Senate Annual Retreat in an amount not to exceed \$550.

CLASSIFIED SENATE  
ANNUAL RETREAT

The board approved Change Order 1 increasing the contract with Taylor & Associates Architects by \$13,750 to provide additional architectural services for the BGS HVAC Remodel project at Saddleback College.

CHANGE ORDERS

The board approved Change Order 1 increasing the contract with Air Conditioning Company, Inc., by \$16,708 to provide additional services for the BGS HVAC Remodel project at Saddleback College.

The board approved Change Order 1 increasing the contract with Mariposa Horticultural Enterprises by \$14,135 and authorized filing a Notice of Completion for the Re-sod/Renovation of the Football Stadium project at Saddleback College.

The board approved guest artist contracts for Saddleback College with Darlene Neel Presentations for a single performance of La Tania Flamenco Music and Dance on September 17 for a fee of \$6,000; Anaheim Ballet of Orange County for six performances of *The Nutcracker Ballet* in December for a fee of \$7,500; and Robert Bluestone for a single performance on February 11, 2000, for a fee of \$3,000.

GUEST ARTIST  
CONTRACTS

The board approved consultant agreements for Saddleback College with Dr. Kenneth T. Miller to serve as Medical Director of the Paramedic Training Program for the 1999-2000 fiscal year for an amount not to exceed \$17,500, plus travel expenses; Dayle McIntosh Center for the Disabled to act as a referral source for interpreter services for an amount not to exceed \$3,800; and with Sarah Wanjiru to conduct additional matriculation research for both credit and noncredit student populations in preparation for the 2002 site review for a fee not to exceed \$19,000.

CONSULTANT  
AGREEMENTS

The board approved a consultant agreement with Laura Franklin to assist in meeting the objectives of the Title III grant project at Saddleback College for an amount not to exceed \$60,000.

GRANT  
CONSULTANT  
AGREEMENTS

The board approved a consultant agreement and amended contracts with Stacey Zembik in the amount of \$3,000, and Terrence Bennett, Cathy Brennan, and Andrew Gibson in the amount of \$2,000 each per year to assist in meeting the objectives of the Regional Health Occupation Resource Center grant project at Saddleback College.

The board approved presentations by nine guest speakers on their specialized fields at fall workshops provided by the Re-Entry and Women's Resources Services Center at Saddleback College at no cost to the college.

GUEST  
LECTURERS

The board approved a presentation by Jim Herkimer to the Saddleback College Sports Medicine Club on the fields of physical therapy and athletic training on September 22 at no cost to the college.

The board approved Irvine Valley College's Community Education programs and presenters' compensation for the 1999 Fall Session.

COMMUNITY  
EDUCATION

The board approved a Tech Prep Conference for consortium members to be held at Rancho Capistrano on September 24 for a fee of \$1,005.75 in accordance with the objectives of the Tech Prep Consortium grant project at IVC.

GRANT  
CONFERENCE

The board approved an agreement with Robert Lindbloom to optimize and maintain the newly developed web-based Early Alert software system at IVC at a cost not to exceed \$2,000.

CONSULTANT  
AGREEMENT

The board approved consultant agreements with Scott Bradley in the amount of \$5,000; Dr. David Fagan in the amount of \$10,000; and with Tony Swaim in the amount of \$10,000 to assist in meeting the objectives of the Center for Applied Competitive Technologies grant project at IVC.

GRANT  
CONSULTANT  
AGREEMENTS

The board approved consultant agreements with Jorge Ascencio in the amount of \$5,000; Karen Klammer in the amount of \$3,000; Anthony Salas in the amount of \$5,000; Harold Shaver in the amount of \$3,000; and Barbara Stockler in the amount of \$3,000 to assist in meeting the objectives of the Statewide Delivery of Distance Education grant project at IVC.

Motion by Trustee Williams, seconded by Trustee Frogue, to approve a consultant agreement with Susan Raney in the amount of \$3,000 to assist in meeting the objectives of the Industry Driven Regional Education and Training Collaborative Project at IVC. Professor Joyce Arntson detailed the grant and answered the board's questions. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

Motion by Trustee Williams, seconded by Trustee Lang, to accept the award of \$12,500 for the Business Education Statewide Advisory Committee project at IVC. Professor Arntson answered questions about the project. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

**GRANT/CONTRACT  
ACCEPTANCE**

The board approved out-of-state travel by IVC students and advisors to various conferences throughout the year for a total cost not to exceed \$47,850.

**1999-2000 OUT-OF-  
STATE STUDENT  
TRAVEL**

The board approved expenditures for the IVC Wind Symphony members' participation March 15-19, 2000, in the College Band Directors Conference Intercollegiate Band at an estimated cost not to exceed \$4,100.

**WIND SYMPHONY  
PARTICIPATION**

The board awarded Bid 998 for the purchase and installation of audio visual equipment at Saddleback College to Audio Graphics System and CSG Visual Communication for a total cost of \$69,951.30.

**AWARD OF  
BID**

The board rejected all bids submitted in relation to Bid 232 for furnishing and installing acoustical materials at IVC's Hart Gymnasium.

**REJECTION OF  
BIDS**

Motion by Trustee Padberg, seconded by Trustee Lang, to approve Change Order 1 increasing the contract with Southwest Offset Printing by \$24,308.97 for the printing and mailing of Saddleback College and IVC 1999-00 Class Schedules and printing of the Saddleback College Student Handbook. Trustee Milchiker stated she would like to receive feedback as to whether or not mailing the additional schedules increases growth in those areas which would then justify the additional mailing expense. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

**CHANGE ORDER**

The board approved Change Order 2 increasing the contract with Adams/Mallory Construction Company by \$9,928.76 to provide required modifications to the IVC Learning Resources Center Secondary Effects project.

The board approved acceptance of the gifts donated to the district.

**GIFTS**

The board rejected the claim against the district by Kathryn A. Ponce and directed referral of the claim to the district's insurance administrator for processing.

CLAIM AGAINST  
THE DISTRICT

The board ratified honoraria for Dr. Rosalind Latiner Raby and Ruth Bates in the amount of \$350 each for their presentations on international education issues during Fall 1999 flex/in-service at both colleges.

DISTRICT  
SERVICES  
HONORARIA

Motion by Trustee Williams, seconded by Trustee Milchiker, to approve the continuation of a contract with the Gartner Group to provide specialized consulting services through June 30, 2000, at a cost not to exceed \$37,700. Director MacDougall presented information on the consultant and indicated that the Gartner Group has provided specialized services for three years that cannot be provided by staff within the district. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

DISTRICT  
SERVICES  
CONSULTANT  
AGREEMENT

The board approved the trustees' requests to attend conferences, meetings, and other events.

TRUSTEE  
TRAVEL

Chancellor Sampson described some of the changes to the charts including the addition of a Tustin Learning Center chart, and indicated that the organizational charts will be brought back with recommendations at the September board meeting. Trustee Wagner urged the governance groups to get involved in the process soon because, as stated, the board will act on the recommendations in a month. Following considerable discussion, President Fortune asked that the college organizational charts be brought back in November rather than September, and Chancellor Sampson responded he will bring some charts to the board in September and the rest over the following months. Trustee Williams suggested that the college organizational chart items include information on the number of people each dean manages, and Trustee Padberg requested that the significance of the date at the bottom of the charts be indicated on the charts.

DISTRICTWIDE  
ORGANIZATIONAL  
CHARTS

Chancellor Sampson stated that this item is an ongoing board requested report that is included on each agenda and that he mailed written reports to the board. In response to a question by Trustee Lang, he indicated that the district initially applied for the property at the Tustin Base as part of a consortium along with Rancho Santiago CCD, Santa Ana USD, and the Orange County Department of Education, but the consortium never became a reality. He added that although the Navy has acknowledged that the district is the sole applicant, the U.S. Department of Education has not. Chancellor Sampson noted that City of Tustin representatives have offered to assist the district in this matter with the DOE, but that the district will not receive the conveyance of the property by the Navy under advisement by the DOE until the summer of 2000. He concluded by stating that he is confident the district will receive the property but there may be problems to overcome throughout the process.

EL TORO/TUSTIN  
BASE STATUS  
REPORTS

President Fortune called for a ten minute recess at 8:07 p.m.

RECESS

Terry Robinson, Dean of Fine Arts, Physical Education and Athletics, and Keith Calkins, Director of Athletics, Saddleback College, presented information on Title IX compliance and possible implementation of a soccer program. Following considerable discussion, Chancellor Sampson indicated that he will bring back an item to the board concerning the soccer issue in response to the interest demonstrated by the board at this meeting.

TITLE IX/SOCCER  
REPORT

Chancellor Sampson stated that the report consists of a chronology of board actions, a financial summary, and an analysis of the BRIDGE Project grant, Prosolvia/EON Reality collaborative agreements, and VTEC. He indicated that he believes the project is, for the most part, successful, and that there has been no significant loss in terms of money but, perhaps, in momentum. Dean Bergerud provided additional details and answered board members' questions.

EON REALITY,  
INC., REPORT



Motion by Trustee Lang, seconded by Trustee Williams, to approve the use of the grant parameters as presented in the sample grant for application to multiple agencies for funding, with notification provided to the board of each agency and amount requested, and award of funds returned individually to the board for acceptance or denial. Vice Chancellor Hodge presented the sample grant and, in response to Trustee Padberg, indicated that the item is a template and the board would not be approving an application for funding to a specific agency at this time. President Fortune stated that she could not support the process because of the lack of specificity. Following other board comments of support and opposition, motion carried with Trustees Fortune and Frogue casting negative votes. Student Trustee Kalena cast an affirmative advisory vote.

**MULTIPLE USE  
GRANT  
APPLICATION**

Executive Vice Chancellor Poertner detailed the Quarterly Investment Financial Report and answered the board members' questions.

**QUARTERLY  
REPORTS**

Executive Vice Chancellor Poertner presented information from the Quarterly Financial Status Report, and indicated to the board that he intends to provide updates on changes to the budget on a regular basis.

President Fortune recessed the meeting to a public hearing to provide an opportunity for the public to comment on the proposed 1999-2000 Final Budget. Following an individual's comments concerning the budget process at IVC, President Fortune reconvened the regular meeting.

**PUBLIC  
HEARING**

Executive Vice Chancellor Poertner presented the proposed 1999-2000 Final Budget and reported that the unrestricted general fund ending balance for 1998-1999 was \$6,353,901, an increase from the prior year ending balance of \$2,922,065. He added that the proposed Final Budget includes a reserve for economic uncertainties of 5.25% of unrestricted funds, and that he recommends for future years the district increase the reserve by .5% each year until it equals 8%. Motion by Trustee Wagner, seconded by Trustee Frogue, to approve the 1999-2000 Final Budget as presented. Motion carried unanimously. Student Trustee Kalena cast an affirmative advisory vote.

**ADOPTION OF  
THE FINAL  
BUDGET FOR  
1999-2000**

Motion by Trustee Lang, seconded by Trustee Williams, to approve the Memorandum of Understanding between the district and the SOCCCD Faculty Association for OSH banking. Motion carried unanimously.

MOU FOR OSH  
BANKING

Motion by Trustee Williams, seconded by Trustee Lang, to approve the academic personnel actions as submitted. Motion carried with Trustee Frogue casting a negative vote.

ACADEMIC  
PERSONNEL  
ACTIONS

Motion by Trustee Lang, seconded by Trustee Williams, to approve the academic personnel ratification items as submitted. President Fortune asked questions about the last listing on page 1 of the exhibit and moved to amend the motion to include pulling the item, seconded by Trustee Padberg, until additional information is provided. Amendment to the motion carried unanimously. Main motion carried unanimously.

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

CLASSIFIED  
PERSONNEL  
ITEMS

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

Motion by Trustee Lang, seconded by Trustee Frogue, to approve the salary realignment classified personnel actions. Motion carried with Trustees Fortune and Frogue casting negative votes.

Trustee Lang stated that he has several questions and comments on the Saddleback College academic stipends item but, due to the lateness of the hour, would like the item brought back to the next board meeting for discussion.

ACADEMIC  
STIPENDS

Motion by Trustee Wagner, seconded by Trustee Lang, to suspend the rule of 11:00 p.m. adjournment to extend the time limit to allow completion of the agenda. Motion carried with Trustee Padberg casting a negative vote. Student Trustee Kalena cast an affirmative advisory vote.

SUSPENSION  
OF RULE

Mr. Barrera, Professors Morrison, Cox, and MacMillan, and Ms. Williams gave reports.


REPORTS

Motion by Trustee Williams, seconded by Trustee Frogue, to approve the retainer agreements with Lautsch Law Corporation and Wilion, Kirkwood & Kessler, LLP. Trustee Padberg explained that although both attorneys submitted their own individual contracts, a standard contract has been drafted to use for all attorneys. Trustee Padberg distributed copies of the draft contract as well as a sample contract that the district is currently using with an attorney. She stated that she recommends that the board adopt the draft with the addition of a mandatory fee arbitration clause, and a rate of \$150 per hour. Chancellor Sampson recommended that the board authorize him, in consultation with the board legal affairs committee, to negotiate and finalize the terms of the contracts, and Trustee Padberg moved to approve the Chancellor's recommendation, seconded by Trustee Frogue. Trustee Lang objected to the draft agreement being given to the board at the time of consideration of the item, eliminating time for prior review, and asked several questions about the process. Following further review and discussion of the draft contract, motion carried with Trustees Milchiker, Lang, and Wagner casting negative votes. Student Trustee Kalena cast an affirmative advisory vote.

LEGAL SERVICES  
AGREEMENTS

The meeting was adjourned at 11:30 p.m.

ADJOURNMENT



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Cedric A. Sampson, Secretary