

SADDLEBACK COMMUNITY COLLEGE DISTRICT  
28000 Marguerite Parkway  
Mission Viejo, California 92675

The Regular Meeting of the Governing Board of the Saddleback Community College District was held in the Board Room at 28000 Marguerite Parkway, Mission Viejo, California, Monday, October 2, 1972, at 8:00 P.M.

REGULAR MEETING

Mr. Backus, President of the Board of Trustees, called the meeting to order; Mr. Brannon led the audience in the Pledge of Allegiance; and Mr. Lund gave the Invocation.

There were present:

PRESENT

Mr. Patrick Backus  
Mr. Alyn Brannon  
Mr. John Lund  
Mr. Hans Vogel

BOARD MEMBERS

Fred H. Bremer, Ph.D., Superintendent/President  
R. L. Platt, Dean of Instruction  
Roy N. Barletta, Business Manager

STAFF MEMBERS

There were absent:

ABSENT

Mr. Michael Collins (excused)

BOARD MEMBER

Motion by Mr. Lund, duly seconded and unanimously carried, to approve the minutes of the Regular Meeting held on September 5, 1972, as presented.

MINUTES OF  
9-5-72  
APPROVED

In addition to the communication items which had been mailed previously to the Board of Trustees, Dr. Bremer distributed copies of the 1972-73 Tustin Community Brochure to the Members of the Board of Trustees for their information.

COMMUNICATIONS

Dr. Bremer reported that the bid opening for the Science-Mathematics Building had been conducted on September 27, 1972, at 2:00 P.M., and that C. V. Holder, Inc., had apparently submitted the low base bid in the amount of \$3,972,002.00.

BID OPENING  
SCIENCE-MATH  
BUILDING

Dr. Bremer presented a tabulation of the bids and the alternates to the Board of Trustees. He explained that in the event an award was made, it must, under the terms of the Junior College Construction Act, be by Resolution.

Motion by Mr. Vogel, duly seconded, that the bid for construction of the Science-Mathematics Building be awarded to C. V. Holder, Inc.

BID AWARDED TO C. V. HOLDER, INC.

Mr. Backus requested that Mr. Vogel Chair the meeting for this particular item.

Mr. C. V. Holder, President of C. V. Holder, Inc., informed the Board of Trustees that an inadvertent clerical error in the amount of \$122,600.00 had been made in the general contract bid, and respectfully requested that the Board of Trustees permit C. V. Holder, Inc., to withdraw its contract bid for construction of the Science-Mathematics Building.

MR. HOLDER - REQUESTED PERMISSION TO WITHDRAW BID - CLERICAL ERROR

A lengthy discussion ensued by the Board of Trustees, the Administration, and members of the audience concerning the above matter.

DISCUSSION

Mr. Spencer Covert, Deputy County Counsel, advised the Board of Trustees of the following alternatives with regard to the bids for the construction of the Science-Mathematics Building:

COUNTY COUNSEL- ALTERNATIVES REGARDING BIDS

1. Accept the low base bid submitted by C. V. Holder, Inc., and notify C. V. Holder, Inc., of the District's acceptance of its low base bid with the provision that the Firm reply within 10 days.  
Seek legal action covered by the bid bond in the event of a negative reply from C. V. Holder, Inc.  
Award the bid to the second lowest bidder, and seek legal action for the differential between the two bids.
2. Reject all bids and readvertise.
3. Release C. V. Holder, Inc., and award the bid to the second lowest bidder with the District assuming the additional cost.

Mr. Vogel recommended that the Board of Trustees consider accepting alternative number one as stated above.

Mr. Vogel relinquished the Chair to Mr. Backus.

Mr. Backus adjourned the Regular Meeting into Executive Session at 8:45 P.M., for the purpose of discussing with County Counsel possible litigation with regard to the bid submitted by C. V. Holder, Inc.

EXECUTIVE SESSION

Mr. Backus reopened the Regular Meeting at 8:53 P.M., and requested that Mr. Vogel Chair the meeting.

REGULAR MEETING

Mr. Vogel stated that a discussion had ensued in Executive Session concerning the nature of the error. He requested that Mr. Holder further explain the error and the manner in which it was made.

Mr. Holder explained that subcontractors call their bids into the general contractor at the latest time possible before the bid deadline, thus creating a hectic atmosphere.

He further explained that an estimated amount of \$30,000.00 had been inserted on the bid log to cover the cost of precast concrete, and that just prior to the deadline a bid was received in the amount of \$57,405.00 for precast concrete. To that amount, an additional sum was added to cover the cost of caulking. As a result, the cost of precast concrete and caulking was \$61,300.00.

MR. HOLDER -  
EXPLANATION  
OF CLERICAL  
ERROR

He stated that the clerical employee removed the \$30,000.00 from the bid log and inserted the amount of \$61,300.00. The amount of \$61,300.00 should have been added to the base bid; however, the employee inadvertently hit the minus key instead of the plus key thereby causing a compound error of \$122,600.00.

Dr. Bremer recommended that the Board of Trustees approve alternate deducts 5, 6, 9, 10, 11, 12, 14, and 17, in conjunction with the base bid submitted by C. V. Holder, Inc., for construction of the Science-Mathematics Building.

ALTERNATE  
DEDUCTS  
RECOMMENDED

Mr. Vogel amended the above motion, duly seconded and unanimously carried, to accept alternate deducts 5, 6, 9, 10, 11, 12, 14, and 17, for a total of \$67,596.00.

ACCEPTED

Mr. Brannon amended the above motion to accept, also, alternate deducts 3 and 4.  
Amendment failed for lack of a second.

On the main motion, it was duly seconded and unanimously carried, to adopt the Resolution that the low base bid for the construction of the Science-Mathematics Building be awarded to C. V. Holder, Inc., at a base bid of \$3,972,002.00 less alternate deducts 5, 6, 9, 10, 11, 12, 14, and 17, amounting to \$67,596.00, for a total base bid of \$3,904,406.00.

CONTRACT FOR  
CONSTRUCTION OF  
SCIENCE-MATH  
BUILDING  
AWARDED TO  
C. V. HOLDER,  
INC.

ROLL CALL VOTE:

AYES: MEMBERS: BACKUS, BRANNON, LUND, AND VOGEL  
NOES: MEMBERS: NONE  
ABSENT: MEMBERS: COLLINS

Mr. Vogel relinquished the Chair to Mr. Backus.

Dr. Bremer presented to the Board of Trustees an unofficial enrollment report for the 1972-73 Fall Quarter. The report included enrollments by classes, classes combined, classes retained with an enrollment of less than 12, and classes cancelled. The enrollment for full-time students carrying 12 units or more was 1,814, and for part-time students carrying less than 12 units was 2,499, for a total enrollment of 4,313.

FALL QUARTER  
UNOFFICIAL  
ENROLLMENT  
REPORT

He explained that the total enrollment for the Fall Quarter 1972-73 was approximately 10 percent higher than the total enrollment for the Fall Quarter 1971-72, and that full-time enrollment had decreased while the part-time enrollment had increased.

Motion by Mr. Lund, duly seconded and unanimously carried, to accept the unofficial enrollment report for the 1972-73 Fall Quarter as recommended.

ACCEPTED

Dr. Bremer presented proposed Board Policy 5406, Students, Dissemination of Information and Materials, to the Board of Trustees and recommended its adoption.

PROPOSED BOARD  
POLICY 5406

Motion by Mr. Brannon, duly seconded and unanimously carried, to adopt Board Policy 5406 as recommended.

ADOPTED

Dr. Bremer recommended that the following conferences be approved with actual and necessary expenses paid:

CONFERENCE  
REQUESTS

1. Arthur Croisette -- Management Conference for Business Education Chairmen - Long Beach - October 26-27, 1972.
2. Doyle McKinney -- Conference of Speech Communication Association - Chicago - December 27-30, 1972.

Motion by Mr. Brannon, duly seconded and unanimously carried, to approve the above conference requests as recommended.

APPROVED

Mr. Barletta presented Progress Payment Number 14, submitted by P & A Construction Company, and recommended its approval as follows:

PROGRESS PAYMEN  
# 14 - P & A  
CONSTRUCTION CO  
INC.

Library-Classroom Complex

New revised contract price - \$3,180,733.10

Total earned as of 9-22-72	\$2,263,702.45
Less 10% retention	226,370.25
Net due on earned to date	\$2,037,332.20
Advance, materials on site	14,175.00
Total payments allowed to date	\$2,051,507.20
Less pervious payments	1,823,814.61
Total amount payable this estimate	\$ 227,692.59

Motion by Mr. Lund, duly seconded and unanimously carried, to approve Progress Payment Number 14, in the amount of \$227,692.59, to P & A Construction Company, Inc. APPROVED

Mr. Barletta recommended that the Twining Laboratories of Southern California, Inc., be approved to perform such testing of materials and inspection services as will be required in connection with the construction of the Science-Mathematics Building. TWINING LABORATORIES

Motion by Mr. Vogel, duly seconded and unanimously carried, to approve the Twining Laboratories of Southern California, Inc., as recommended above. APPROVED

Mr. Barletta recommended that the following bids, which were the lowest meeting specifications, be approved and that payment be authorized upon delivery and acceptance of the items ordered. BIDS

R-16457	Celestron 8 Schmidt Telescope	Celestron Pacific	\$ 2,283.75
---------	-------------------------------	-------------------	-------------

R-17694	Library Furniture	Bassett Office Furniture	\$ 2,171.79
---------	-------------------	--------------------------	-------------

101	Library Shelving	Burt C. Gentle	\$ 42,529.85
-----	------------------	----------------	--------------

101	Library Work Tables	Virco Mfg. Co.	\$ 461.32
-----	---------------------	----------------	-----------

101	Library Furniture	Heibert, Inc.	\$ 81,434.06
-----	-------------------	---------------	--------------

R-16459	Print Calculator	Monroe Calculator Co.	\$ 1,779.23
---------	------------------	-----------------------	-------------

Motion by Mr. Lund, duly seconded and unanimously carried, to awarded the above bids as recommended, and to authorize payment upon delivery and acceptance of the items ordered. AWARDED AS RECOMMENDED

Motion by Mr. Lund, duly seconded and unanimously carried, that Purchase Orders 10325 through 10518, totaling \$34,715.79, be approved and that payment be authorized upon delivery and acceptance of the items ordered. PURCHASE ORDERS APPROVED

Motion by Mr. Vogel, duly seconded and unanimously carried, that District Warrants 96-12900 through 96-13095, totaling \$255,935.61, be approved and ratified for payment. DISTRICT WARRANTS APPROVED

Motion by Mr. Brannon, duly seconded and unanimously carried, to ratify the following payment of personnel services: PAYMENT OF PERSONNEL SERVICES RATIFIED

Certificated Payroll	14A	\$ 25,587.85
Certificated Payroll	2A	65,572.02
Classified Payroll	2B	38,436.26
		<u>\$129,596.13</u>

Mr. Backus adjourned the Regular Meeting into Executive Session at 9:40 P.M.

EXECUTIVE  
SESSION

Mr. Backus reopened the Regular Meeting at 10:25 P.M., and reported that the following personnel action had transpired in Executive Session:

REGULAR MEETING

Motion by Mr. Brannon, duly seconded and unanimously carried, that Mary Frances Stavron be employed as a Library Clerk, Grade 21, Step 3, \$567.00 per month, effective October 3, 1972.

M. STAVRON  
EMPLOYED AS  
LIBRARY CLERK

Motion by Mr. Vogel, duly seconded and unanimously carried, that Weir Samuel Empfield be appointed in a consultant capacity, when and as needed, to perform such inspection services as may be required in connection with the construction of the Science-Mathematics Building, at a monthly fee not to exceed \$1,068.00 for a full month's work. Whenever service is less than a full month, he shall receive such compensation as represented by the ratio of the number of days of service to the total number of working days in said month.

WEIR S. EMPFIELD  
EMPLOYED AS  
CONSULTANT

Motion by Mr. Vogel, duly seconded and unanimously carried, that the Board of Trustees cast its ballot for Mr. John B. Lund as the representative to the California School Boards Association Delegate Assembly, Region 20.

JOHN B. LUND  
REPRESENTATIVE  
TO CSBA DELEGATE  
ASSEMBLY - 20

Motion by Mr. Vogel, duly seconded and unanimously carried, that Marshall Adair be approved as a scout for football for 1972 in place of Bill Rolfe, who was previously approved.

MARSHALL ADAIR  
SCOUT

Motion by Mr. Brannon, duly seconded and unanimously carried, that a fee of \$100.00 be approved to Dr. Maurice Allard for conducting a choral workshop on the campus on October 28, 1972.

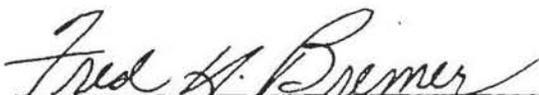
FEE APPROVED  
DR. ALLARD

Motion by Mr. Brannon, duly seconded and unanimously carried, that L. Frederick Werder be approved on an "if-and-as-needed" basis to assist with the preparation of the Ten-Year Construction Plan during the 1972-73 academic year.

L. FREDERICK  
WERDER APPROVED  
AS CONSULTANT

Mr. Backus adjourned the Regular Meeting at 10:30 P.M.

ADJOURNMENT



Fred H. Bremer, Secretary to the Board of Trustees