

MINUTES OF THE BOARD OF TRUSTEES
SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
OCTOBER 20, 1997
LIBRARY 105, SADDLEBACK COLLEGE

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| The open session of the regular meeting of the Board of Trustees was called to order by President Frogue at 5:00 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 5:02 p.m. to 7:10 p.m. All trustees were present with the exception of Trustee Milchiker, who was absent for the first hour. | CLOSED SESSION |
| The open session of the regular meeting of the Board of Trustees was reconvened by President Frogue at 7:10 p.m. | RECONVENED |
| Trustee Fortune, Clerk of the board, read out the following actions taken in closed session. Motion by Trustee Lang, seconded by Trustee Hueter, to terminate an SOCCCD classified employee. Motion carried with Trustees Frogue and Lorch casting negative votes, and Trustee Milchiker not present. Motion by Trustee Lang, seconded by Trustee Hueter, to allow the formation of an independent police bargaining unit. Motion carried unanimously. Motion by Trustee Williams, seconded by Trustee Lorch, to authorize legal counsel to appeal the Bauer v. SOCCCD decision regarding the appointment of the Interim President of Irvine Valley College. Motion carried with Trustees Hueter, Lang, and Milchiker casting negative votes. | CLOSED SESSION |
| Trustee Milchiker led the pledge of allegiance and Trustee Hueter read words of inspiration. | PLEDGE/ INVOCATION |

Members of the Board of Trustees

Steve Frogue, President
John Williams, Vice President
Dorothy Fortune, Clerk
Joan Hueter, Member
Dave Lang, Member
Teddi Lorch, Member
Marcia Milchiker, Member
Rick Travis, Student Member

PRESENT

Administrative Officers

Robert Lombardi, Chancellor
William Jay, Vice Chancellor, Human Resources
Kathleen O'C. Hodge, Vice Chancellor, Educational Services
Ned Doffoney, President, Saddleback College
Raghu Mathur, President, Irvine Valley College

Faculty Association

Sherry Miller-White

Academic Senate

Kate Clark
Miki Mikolajczak

California School Employees Association

No representation

Classified Senates/Council

Mahshid Hajir
Cloyce Kelly

Associated Student Government

Patrick Reddick
Mike Kindyval

Motion by Trustee Fortune, seconded by Trustee Hueter, to approve the agenda as presented, including replacement and/or additional pages to items . Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.

**APPROVAL
OF AGENDA**

Motion by Trustee Hueter, seconded by Trustee Milchiker, to approve minutes of the September 15, 1997, regular meeting, and the 3:30, 4:30, and 6:00 p.m. September 29, 1997, special meetings of the Board of Trustees. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.

**APPROVAL
OF MINUTES**

Carol Bander, Professor of Liberal Arts at Saddleback College, recognized the efforts of faculty members Roni Lebauer, Kathy Smith, Janice Jenson, Dolores Schultz, Otilia Scherschel, and Eva Hodjera; Student Editors Charlotte Lee, Rochana Leonard, and Sonia Pineda; classified staff members Linda Davies, Christina Ortiz, Mary O'Malley-Evans, Lynda Gravesen, Ina Inouye, and Emi Suzukawa; and student government in the development and production of the ESL department publication, the *International Voice*. Professor Bander also praised the benefits derived from the participation by Saddleback College German program students in the program facilitated by Foothill College which places students in summer jobs in Europe.

PRESENTATION

Motion by Trustee Fortune, seconded by Trustee Williams, to change the order of agenda items to hear public comments after Presentations, followed by board members' reports, agenda item 43, presentation of the Saddleback College Associated Student Government budget, and subsequent return to numerical order of items. Motion carried with Trustees Hueter and Lang casting negative votes.

**ORDER OF
AGENDA
ITEMS**

Thirty-three community members, students, faculty, and staff addressed the board on a number of issues including recent board actions, freedom of speech, cancellation of the *Warren Report on the JFK Assassination* class, support of removal or resignation of the board president, opposition to removal or resignation of the board president, accountability, criticism of the board meeting location, violations of the Brown Act, recall effort, and support of or opposition to the recent administrative reorganization.

**PUBLIC
COMMENTS**

Trustee Lorch reported that the theme of the recent ACCT annual conference was the challenge of board leadership, where she and other trustees learned practical approaches to meeting community needs, strengthening leadership skills, identifying trends that impact community colleges and communities, and the new learning landscape that is advancing all higher education. She noted that, in the latter case, 70 colleges and universities announced in the past 18 months that they are virtual learning centers, and that it has been proclaimed that education is in a paradigm shift. Trustee Lorch added that at the recent Western Conference of Governors, it was stated that education needs to expand access, reduce unit cost, and shift from seat time or weekly student contact hours to competency based learning. She stated that they also indicated that the capacity to respond to the needs of a transforming economy and society is severely constrained by not only limited resources, but the inflexibility of high costs of traditional educational practices, as well as outdated institutions and public policies. Trustee Lorch reported that one of the ACCT seminars covered the seven key issues driving change in the community colleges: general enrollment increase, faculty and staff training, increased use and rising cost of information technology in instruction, welfare reform necessitating linkages with local social service agencies, increased workforce training development, continued push by legislature for accountability from the colleges, and funding based on performance indicators in the next three to five years.

Trustee Lang commended Trustee Lorch for her summary of the recurring themes at the ACCT conference, and reemphasized the issue of fiscal accountability in the future and its relationship to achievement of the district's mission, as well as specific educational goals related by other districts who tie a portion of their budget to meeting specific performance indicators. He urged the board and district to become more visionary in order to determine the target indicators and develop plans to achieve long-range goals. Trustee Lang encouraged the board to act as a policy governance group, cease micro-managing, and allow administrators to administer.

Student Trustee Travis thanked the board for allowing him to attend the ACCT convention and stated that he found it very informative. He encouraged the district to look at ways to access National Science Foundation funds to benefit the science departments at both colleges, and highlighted other items from his written report.

Trustee Fortune expressed concern at the recent recall effort against board President Frogue, and asserted that it is a smoke screen to hide the fact that the district wastes millions of dollars in perks and pork and administrative padding. She stated that certain disgruntled faculty members, former beneficiaries of large stipends and release time, are leading the campaign and often quoted by reporters who do not investigate facts. Trustee Fortune added that the attempt to equate anti-Semitism with the now cancelled *Warren Report on the JFK Assassination* class trivializes the struggles and sacrifices of the Jewish people and that dissolving the board majority is the true focus of the campaign. She called into question the motives of another board member who expressed opposition to President Frogue, and reminded everyone that a special election necessitated by a successful recall effort would cost the district nearly \$700,000.

Trustee Williams reported that he enjoyed attending recent student government meetings and the Emeritus Institute sponsored Kool Kats concert, and recognized student athletes of the week. He added that he also recently attended the CCLC Legislation and Finance Subcommittee and distributed information on accessing CCLC's Web site for those interested to research status of bills affecting community colleges and other issues. Trustee Williams expressed strong concern over the potential cost to the district if a special election is held, and provided details regarding the district's limited resources versus special election costs.

President Frogue read a statement which is attached to the minutes of this meeting.

Motion by Trustee Lang, seconded by Trustee Milchiker, to remove Steve Frogue as President of the board, effective immediately. Trustee Lang expressed concern over the effectiveness of the board president in achieving district goals, and Trustee Milchiker stated that she believed the academic integrity of the institution has been compromised by the recent controversy over the speakers proposed by President Frogue for the cancelled class, *Warren Report on the JFK Assassination*. Following considerable discussion and statements of support for or opposition to Trustee Frogue as board president, motion failed by a roll call vote, with Trustees Hueter, Milchiker, and Lang casting affirmative votes. Student Trustee Travis abstained.

**REMOVAL
OF BOARD
PRESIDENT**

President Frogue called for a recess at 9:35 p.m.

RECESS

Motion by Trustee Lorch, seconded by Trustee Hueter, to approve the 1997-1998 Saddleback College Associated Student Government Budget. Mr. Patrick Reddick and Mr. Emil Craciun, President and Treasurer of ASG, respectively, reviewed the budget and answered questions. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.

**SADDLEBACK
COLLEGE ASG
BUDGET
PRESENTATION**

Items 35, 36, and 42 were removed from the consent calendar for separate discussion. Motion by Trustee Hueter, seconded by Trustee Lorch, to approve the consent calendar as amended. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.

**CONSENT
CALENDAR**

The board approved the IVC applications for funding from the State Chancellor's Office-TMAPP for the grants titled "On-Line Curriculum and Instruction Resource Center" and "Statewide Delivery of Distance Education."

**GRANT
APPLICATIONS**

The board approved the subscription to the State Chancellor's Student-Right-to-Know federal compliance and data reporting service with a contract cost not to exceed \$3,000 per college for 1996-97 and \$3,000 per college for 1997-98.

**STUDENT-
RIGHT-TO-
KNOW REPORTING
SERVICE**

President Frogue stated that the agenda item concerning IVC Faculty Hiring for 1998-99 should have been brought forward as an information item at this meeting, and as an action item at the November meeting. President Mathur indicated that the first four positions need immediate action so they can be advertised now for next year. Trustee Lang moved to amend the recommendation, seconded by Trustee Hueter, to include approval of the first four positions listed (Learning Disability Specialist, Chemistry, Counseling, Special Services Counseling) and that the remaining items be considered for information purposes only at this meeting. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.

**IVC FACULTY
HIRING FOR
1998-99**

The board approved consulting agreements for IVC with Mary Auvil, Jane Thompson, Cheryl, Redmon, Pat Fenton, Jack Heninsius, Dr. Patricia Whitman, and Dr. Janeane Dimpel to provide services as Business Education Consultants and Curriculum and Assessment Consultants for a fee of \$1,000 each; with Mary Auvil for the preparation of the final report of the Vocational Curriculum and Professional Development Project in the amount of \$1,000; with Patrick Fenton and Mary Auvil for Mr. Fenton to provide training in Windows 95 to community college faculty, and for Ms. Auvil to prepare the final report of the Curriculum and Professional Development in Business Education Project for a total combined fee of \$4,500; to provide specialized individual employment procurement services for eligible students participating in the WorkAbility III Grant in an amount not to exceed \$13,700; with Dr. Arthur Selvan to read/interpret students' stress 12 lead ECG's and Exercise ECG's for the PE 194 Fitness Assessment class for a fee of \$700 from September 15, 1997, through June 30, 1998; and with Linda Powers to carry out the workplan for the Semiconductor Project for a fee not to exceed \$4,000.

**CONSULTANT
AGREEMENTS**

The board approved Educational Services Agreements with Liebert Corporation for IVC to provide "APICS" training through December 31, 1998, for a fee of \$215 per hour for training, and with Motorola MOS 10 for IVC to provide "Training Evaluation" through the remainder of 1997 for a fee of \$180 per our for training.

**EDUCATIONAL
SERVICES
AGREEMENTS**

The board approved the workshops listed for the Curriculum and Professional Development in business Education Program.

WORKSHOPS

The board approved the expenditures for the IVC Music Department's concerts scheduled for the 1997-98 academic year as indicated.

**MUSIC
CONCERTS**

The board approve the IVC Women's Softball team's request to travel to Yuma, Arizona, February 14-15, 1998, to play in the Great Western Shootout Softball Tournament.

**ATHLETIC
EVENTS**

The board approved the IVC Women's Softball team's request to host a Women's Softball Tournament on November 8 and 9, 1997, as a fundraiser.

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| <p>The board approved the participation of the District Forensics Team and their coaches at the Fall and Spring League Championships with the revised dates in addition to the revised cost estimate as indicated for the Sacramento City Invitational Tournament on October 23 through October 27, 1997.</p> | <p>CORRECTON TO FORENSICS TEAM SCHEDULE</p> |
| <p>The board approved the expenditure, not to exceed \$650 to cover costs associated with the IVC Staff Development activities on November 6, 1997.</p> | <p>CLASSIFIED IN-SERVICE DAY</p> |
| <p>The board approved honoraria in the amount of \$150 for those persons listed to present a series of lectures/recitals for the Saddleback College Emeritus Institute during Fall 1997.</p> | <p>GUEST SPEAKERS</p> |
| <p>President Frogue again stated that the faculty hiring items should have been brought forward as information items at this meeting, and as action items at the November meeting. The board took no action on this item.</p> | <p>SADDLEBACK COLLEGE FACULTY HIRING 1998-99</p> |
| <p>The board approved the Saddleback College Symposium on Sexual Harassment, Gender Discrimination, and Workplace Violence on November 6, 1997, as indicated.</p> | <p>SYMPOSIUM</p> |
| <p>The board approved the Saddleback College staff development management retreat on October 24, 1997, at the Rancho Capistrano Retreat as outlined.</p> | <p>MANAGEMENT RETREAT</p> |
| <p>The board approved the participation of Saddleback College in the Early Childhood Mentor Program with other community colleges in Orange County as indicated, with the Saddleback College coordinator receiving a stipend from the Chabot Las Positas CCD.</p> | <p>EARLY CHILDHOOD MENTOR PROGRAM</p> |
| <p>The board approved the Saddleback College Horticulture 189 Special Topics course as described.</p> | <p>FIELD TRIP</p> |
| <p>The board approved the lecture on international education by the Honorable Merrick Baker-Bates, British Consulate-General, Los Angeles, on October 22, 1997.</p> | <p>LECTURE SERIES SPEAKER</p> |

The board approve/ratified payment of honoraria by Saddleback College to the individuals listed in the amount of \$300 for their lectures on rehearsal, production, and performance within the disciplines of Physical Education and Athletics, Department of Dance, during the fall semester, 1997; to Elizabeth Styffe in the amount of \$200 for her to present an all day seminar for the Nursing Program N 151 Nursing Process students on October 24, 1997, on working with dying clients and their families; to Marian Walkingstick in the amount of \$300 for her lecture and demonstration on basketmaking on October 8, 1997; to Deborah Milligan in the amount of \$420 for her services as a professional accompanist in fall semester, 1997; and to Nicole Meier in the amount of \$150 for her presentation on cheerleading partner stunting safety instruction on October 12, 1997.

**GUEST
ARTIST/SPEAKER
HONORARIA**

The board approved guest artist contracts for Saddleback College with Traditional Arts Services for a single performance of Boys of the Lough on November 22, 1997, for a fee not to exceed \$7,500; with Anaheim Ballet of Orange County for five performances of *The Nutcracker Ballet*, December 9-14, 1997, for a fee not to exceed \$7,500; and with Gary Lindsey Artist Services for a single performance by Dance Through time on January 23, 1998, for a fee not to exceed \$7,000.

**GUEST ARTIST
CONTRACTS**

The board approved the agreement with the City of Fountain Valley whereby the agency agrees to pay the sum of \$495 for each two-hour course of instruction on Cross-Cultural Communication.

**CONTRACT
EDUCATION
AGREEMENT**

The board approved Saddleback College's 1997-98 revised laboratory fees for Spring 1998 as presented.

LAB FEES

The board approved the request for guest speakers for the Hillel Club event on November 3, 1997.

**CLUB GUEST
SPEAKER**

The board approved granting Certificates of Achievement to the students listed by Saddleback Colleges.

**CERTIFICATES OF
ACHIEVEMENT**

The board accepted the asphalt paving and related concrete repairs project at Saddleback College as complete and authorized filing a Notice of Completion with the county.

**NOTICE OF
COMPLETION**

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| <p>The board approve Change Order 1 increasing the contract amount by \$920 for the district seismic bracing and anchorage of portable trailers project with no change to the contract completion date.</p> | <p>CHANGE ORDER</p> |
| <p>The board approved change order 10 amending the construction contract for the IV C Learning Resource Center project by \$323,896 with 23 days extension to the contract completion date; accepted bonds for release of stop notices as provided by the prime contractor, Culp Construction; accepted the project as complete and authorized filing a Notice of Completion with the county.</p> | <p>LEARNING RESOURCE CENTER</p> |
| <p>Information on the district business offices' assessment of the district's current financial status and trend analysis was provided for the board's review.</p> | <p>MONTHLY FINANCIAL REPORT</p> |
| <p>The California Community Colleges Quarterly Financial Status Report as of September 30, 1997, for the 1997-98 fiscal year was provided for the board's information.</p> | <p>QUARTERLY FINANCIAL REPORT</p> |
| <p>The board awarded Bid 217 for the replacement of the chiller in the IVC Student Services Center to Air-Ex Air Conditioning, Inc., in the amount of \$75,737.</p> | <p>AWARD OF BIDS</p> |
| <p>The board awarded Bid 983 to provide a debit card operated copier/printer system at Saddleback College to APS Affiliates for the cost indicated.</p> | |
| <p>The board rejected all bids submitted in relation to Bid 216 for distance learning studio equipment at IVC.</p> | <p>REJECTION OF BID</p> |
| <p>Motion by Trustee Hueter, seconded by Trustee Williams, to approve/ratify transfers of appropriations as indicated. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.</p> | <p>TRANSFER OF BUDGET APPROPRIATIONS</p> |
| <p>Motion by Trustee Williams, seconded by Trustee Hueter, to adopt Resolution 97-47, Revised Advance Apportionment, to amend the 1997-98 General Fund Restricted Budget by the amounts indicated, and Resolution 97-49, Saddleback College - Title III Strengthening Institutions Grant, to amend the 1997-98 General Fund Restricted Budget by \$350,000. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.</p> | <p>BUDGET AMENDMENTS</p> |

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| <p>The board approved purchase orders 72566 through 73213 totaling \$1,880,884.85.</p> | <p>PURCHASE ORDERS</p> |
| <p>The board approved checks 85082 through 85959 totaling \$2,176,949.61; credit card purchases totaling \$415,673.14; Saddleback College Community Education checks 3523 through 3545 totaling \$26,857.14; and IVC Community Education checks 4910 through 4940 totaling \$57,289.45.</p> | <p>PAYMENT OF BILLS</p> |
| <p>The board approved the expenditures for the scheduled district services 1997-98 workshops and activities provided by District Services staff development funding.</p> | <p>STAFF DEVELOPMENT ACTIVITIES</p> |
| <p>The board approved the consulting agreement with Ruby Wood for services rendered to the district relating to public information from October 1, 1997, through November 30, 1997, as indicated.</p> | <p>CONSULTANT AGREEMENT</p> |
| <p>The board approved the trustees' requests for travel and/or mileage reimbursement as indicated.</p> | <p>TRUSTEE TRAVEL/ REIMBURSEMENT</p> |
| <p>Motion by Trustee Williams, seconded by Trustee Lorch, to adopt Resolution 97-48 authorizing payment to Trustee Frogue who was absent from the September 15, 1997, board meeting. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.</p> | <p>AUTHORIZATION TO PAY TRUSTEE</p> |
| <p>Motion by Trustee Williams, seconded by Student Trustee Travis, to discuss the draft guidelines and convey the board majority view through the Chancellor to the California Community College Trustees and CEOCCC leadership by November 1, 1997. Following a discussion during which several trustees stated that they would like to have additional time to more thoroughly review the draft guidelines, Trustee Lang made a motion, seconded by Trustee Fortune, to table the item until the November board meeting. Motion carried unanimously. Student Trustee Travis cast an affirmative advisory vote.</p> | <p>GUIDELINES FOR LEGISLATIVE RELATIONS</p> |
| <p>Mr. Reddick reported that the recent ASG sponsored blood drive was very successful as well as the leadership conference in Sacramento. He invited board members to attend the Saddleback College homecoming on October 25, and Red Ribbon week events that will begin on October 23.</p> | <p>ASG REPORTS</p> |

Mr. Kindyval, ASIVC Vice President, reported that the IVC student government has been holding regular weekly meetings with a primary focus on filling positions in the Senate. He expressed appreciation to those board members who have attended recent ASIVC meetings and encouraged all trustees to attend future meetings.

Professor Mikolajczak reported that she is quite proud of the full-time faculty hiring process, developed by a standing Senate committee, and that it is currently being tested and refined. She emphasized the need to replace full-time faculty members at Saddleback College and noted that the college has been down by approximately 30 positions since 1992. Professor Mikolajczak indicated that the Senate has recommended a six-year program review cycle to the college to meet accreditation standards and added that the Senate has adopted a process. She stated that the Senate has recently held presentations for its members on several issues, including the budget and technology. Professor Mikolajczak concluded her report by reading a resolution unanimously adopted by the Senate concerning the recent reorganization (copy on file in the public record of this meeting maintained in the Chancellor's Office).

**ACADEMIC
SENATES'
REPORTS**

Professor Clark reported that the IVC Academic Senate also redefined its full-time faculty hiring process for a trial run during the year, and noted that it is also working on other issues including large lecture and late add policies. She stated that representatives from both Senates will be attending the upcoming statewide senate meeting, and new categories of certificates and reporting mechanisms will be discussed.

Professor Miller-White reported that the Faculty Association is continuing its work on settling a new contract, and on other issues including peer review. She indicated that four Saddleback College students and three professors participated in the recent trip to La Puerta de Fe orphanage in Mexico, and thanked District Public Information Director Riopka for announcing the trip in local newspapers which resulted in several calls offering assistance. She noted the trip will be featured this evening on the *Real Orange* television program on KOCE.

**FACULTY
ASSOCIATION
REPORT**

Mr. Kelly reported that classified staff is down by approximately 53 positions and that recent efforts have been made to prioritize the positions as well as develop a new hiring process.

**CLASSIFIED
SENATES'/COUNCIL'S
REPORTS**

Ms. Hajir stated that the IVC Classified Senate is also concerned about the unfilled classified positions and encouraged board members to meet with the classified groups.

President Doffoney directed the board's attention to his written report and highlighted items including delivery of the spring class schedules and the inclusion of new components. He provided an update to the board on the status of conditions in the BGS, Library, and Math/Science buildings on campus, and noted that every effort is being made to address problems and concerns.

**PRESIDENTS'
REPORTS**

President Mathur reviewed the plans for the upcoming IVC Library dedication ceremony on November 17 and noted that Dr. David Mertes, former Chancellor of the California Community Colleges, will be the keynote speaker. He indicated that he has invited all the leadership of the IVC governance groups to meet with him and hopes to continue to meet on a regular basis. President Mathur reported that he recently attended a CEO conference in Sacramento where he reviewed an excellent shared governance booklet from another community college, and recommended that the district collect and review similar documents in order for the district and all governance groups to work together on clarifying the decision-making processes.

Chancellor Lombardi reported that he will be attending a software demonstration later in the week that may help to facilitate the Welfare to Work Program, and will make a presentation in Sacramento next week on the future of Orange County's growth. He noted that the purpose of his visit to Sacramento is to attempt to effect the district growth formula for the coming year and to revisit the discussion about a center in San Clemente.

**CHANCELLOR'S
REPORT**

Motion by Trustee Hueter, seconded by Trustee Lang, to approve the submitted academic personnel actions. Motion carried unanimously.

**PERSONNEL
ACTIONS**

Motion by Trustee Hueter, seconded by Trustee Lang, to approve the submitted classified personnel actions. Motion carried unanimously.

Motion by Trustee Fortune, seconded by Trustee Hueter, to accept the gifts described in the agenda item. Motion carried unanimously.

GIFTS

The meeting was adjourned at 11:45 p.m.

ADJOURNMENT



Robert A. Lombardi, Secretary