

MINUTES OF THE BOARD OF TRUSTEES
SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
JUNE 15, 1998
LIBRARY 105, SADDLEBACK COLLEGE

The open session of the regular meeting of the Board of Trustees was called to order by President Williams at 5:02 p.m. **CALLED TO ORDER**

Twenty-one individuals addressed the board to voice their support for the establishment of a permanent baseball stadium, and one to urge the board's support of a negotiations matter. **PUBLIC COMMENTS**

The open session was adjourned to closed session. The Board of Trustees met in closed session from 5:45 p.m. to 7:35 p.m. All trustees were present with the exception of Trustee Milchiker. **CLOSED SESSION**

The open session of the regular meeting of the Board of Trustees was reconvened by President Williams at 7:40 p.m. Trustee Frogue led the pledge of allegiance and Trustee Fortune asked for a moment of silence. **RECONVENED**

Members of the Board of Trustees

John Williams, President

Dorothy Fortune, Vice President

Teddi Lorch, Clerk

Steve Frogue, Member

Joan Hueter, Member

Dave Lang, Member

Marie Hill, Student Member

PRESENT

Absent

Marcia Milchiker, Member

Administrative Officers

Kathleen O'C. Hodge, Acting Chancellor

Joe Newmyer, Acting Vice Chancellor, Fiscal Services

William Jay, Vice Chancellor, Human Resources

Mike Runyan, Acting Vice Chancellor, Educational Services

Rich McCullough, Acting President, Saddleback College

Raghu Mathur, President, Irvine Valley College

Faculty Association
Sherry Miller-White

Academic Senate
Richard Zucker
Maureen Smith

California School Employees Association
Mary Williams

Classified Senates/Council
Leslie Humphrey

Associated Student Government
Suzanne Desaulniers
Ali Hojat

Motion by Trustee Lorch, seconded by Trustee Frogue, to approve the agenda as presented, including replacement and/or additional pages to items 23, 24, 37, 38, and 41. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.

**APPROVAL
OF AGENDA**

Motion by Trustee Hueter, seconded by Trustee Frogue, to approve minutes of the May 12, 1998, special meeting and May 18, 1998, regular meeting of the Board of Trustees. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.

**APPROVAL
OF MINUTES**

Trustee Lorch read out the following action from closed session:

CLOSED SESSION

It was moved by Trustee Lang, seconded by Trustee Frogue, that the South Orange County Community College District is interested in pursuing a joint-use facility agreement. However, if the district is going to give up \$3.3 million in pass-through money, negotiations must return to the scale and scope of the original concept, including such items as the college loop road and the land required for it. Motion carried unanimously.

PRESENTATIONS

Trustee Lorch read a resolution commending former Chancellor Robert Lombardi for his outstanding service to the district and designating him as Chancellor Emeritus. Motion by Trustee Lang, seconded by Trustee Frogue, to adopt Resolution 98-50. Motion carried unanimously by a roll call vote.

Ted Romas, Chief of Police at Irvine Valley College, introduced Campus Safety Officer Tony Rogers and recognized him for his quick response to a call for assistance by a police officer from the City of Irvine concerning a serious incident on Irvine Center Drive in front of the campus.

Glenn Rocquemore, Acting Vice President of Instruction, and Jess Craig, Dean of Students, Guidance and Counseling at Irvine Valley College reviewed the Strategic Plan update which focuses on expanding student access and enhancing the quality of educational programs and services. They indicated that the results of Phase One, distribution and collection of a questionnaire enabling participation by all segments of the college in the process, will be tabulated and presented at fall in-service, followed by Phase Two, the development and prioritization of strategies.

Vice Chancellor Runyan provided a videotaped tour of the MCAS Tustin "Learning Village" facilities and noted that the tape has been distributed to various educational institutions and businesses, resulting in indications of some interest in sharing development of the facilities.

President Williams read a statement reminding everyone that board meetings are held to conduct the business of the district, colleges, and students, and that while individuals are allowed to address the board, they must observe the principles of common decency, respect, and decorum. He introduced Mr. Spencer Covert, district legal counsel, who explained that Section 54954.3 of the Ralph M. Brown Act includes a limitation that states the public may directly address the board on any item of interest to the public, before or during the legislative body's consideration of the item, that is within the subject matter jurisdiction of the legislative body. He added that subject matter jurisdiction pertains to items of relevant and pertinent information to the board in its governance of the district.

**STATEMENTS
REGARDING
PUBLIC COMMENTS
AT BOARD
MEETINGS**

<p>Student Trustee Hill read a statement urging faculty members and administrators to put aside their differences and work collaboratively for the benefit of the district and its students.</p>	<p>PUBLIC COMMENTS</p>
<p>Items 3b, 15, 18, 20, 23, 25, 28, and 33 were removed from the consent calendar for separate discussion. Motion by Trustee Frogue, seconded by Student Trustee Hill, to approve the consent calendar as amended. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.</p>	<p>CONSENT CALENDAR</p>
<p>The board approved Saddleback College’s application for funding from the State of California Petroleum Violation Escrow Account Funds for the grant project “Alternative Fuels Training Center - Automotive Department.”</p>	<p>GRANT APPLICATION</p>
<p>The board approved the award of funds from the Orange County Social Services Agency to Saddleback College in the amount of \$73,500 for a Child Care Capacity Building grant project.</p>	<p>GRANT ACCEPTANCES</p>
<p>Motion by Trustee Lang, seconded by Trustee Frogue, to accept the award of funds from the State Chancellor’s Office to Saddleback College in the amount of \$99,930 for the Local Tech Prep Consortia project. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.</p>	
<p>The board approved the award of funds from the State Chancellor’s Office to IVC in the amount of \$100,000 for the Curriculum and Professional Development in Business Education Project.</p>	
<p>The board approved the new and revised language to Board Policy 4000.5, Policy Prohibiting Discrimination and Harassment; 4000.6, Complaint Policy; 5403, Student Policy Prohibiting Discrimination and Harassment; and 5405, Student Complaint Policy.</p>	<p>BOARD POLICIES</p>
<p>The board approved the IVC Health and Wellness Center events listed and authorized purchase of related items to support the events for an amount not to exceed \$1,825.</p>	<p>HEALTH CENTER EVENTS</p>
<p>The board approved the IVC men’s basketball team’s Community Education activities as indicated.</p>	<p>ATHLETIC EVENTS</p>

The board approved the additional IVC Community Education programs and presenters' compensation for the 1998 summer session.	COMMUNITY EDUCATION
The board approved the Independent Contractor/Consultant Agreement with Dr. Mark Bockstahler to conduct achievement and cognitive assessments for incoming potential learning disabled students in the amount of \$150 for each set of completed assessments not to exceed \$4,500.	INDEPENDENT CONTRACTOR AGREEMENT
The board approved the workshops and personnel providing the training in an amount not to exceed \$1,500 for the Center for the Applied Competitive Technologies grant project at IVC.	WORKSHOPS
The board approved consultant agreements for IVC with Barbara Stockler for her services in meeting the objectives of the Statewide Delivery of Distance Education grant for \$2,500; Anthony Salas for services provided to the Statewide Delivery of Distance Education grant project for \$8,000; J. Patrick Fenton for his services as Consultant/Coordinator for the Statewide Delivery of Distance Education grant for \$2,000; Tom Hersch for provided to the Building a Center of Educational Excellence for the Semiconductor Industry grant project for \$9,000; and with Dan Grider for provided to the Tech Prep Local Consortia Project, Phase VI, for \$3,700.	CONSULTANT AGREEMENTS
The board approved the contract with Sylvan Learning Systems, Inc., a Maryland corporation, doing business as Sylvan Prometric, for IVC to provide certification testing for computer students.	CONTRACT RENEWAL
The board approved the contract for the California Manufacturing Technology Center in order to receive \$24,900 to support the activities of the Pacific Coast Manufacturers Association in association with the CACT grant project at IVC.	EDUCATIONAL CONTRACT
The board declared the equipment listed as no longer needed for college purposes and authorized Saddleback College to donate the equipment to Marco Forster Middle School.	DONATION OF SURPLUS PROPERTY

Motion by Trustee Frogue, seconded by Trustee Hueter, to approve an expenditure not to exceed \$600 for the Saddleback College Academic Senate Leadership Seminar to be held on August 20, 1998. Professor Smith indicated that a workshop on Robert's Rules and a discussion concerning goals would be part of the meeting agenda, and Trustee Lorch asked that the board goals be considered during the Senate's session on goals. Motion carried with Trustee Lorch abstaining. Student Trustee Hill cast an affirmative advisory vote.

**ACADEMIC
SENATE
RETREAT**

The board approved stipends as indicated for Professor Stephen Handa and Dr. Richard Potratz for courses they wrote to be offered this fall for Saddleback College students who are CalWORKS recipients.

STIPENDS

The board approved payment of honoraria to the individuals listed by Saddleback College for their performances during the Midsummer Mondays Cabaret Series from July 20 through August 10 for total honoraria of \$1,550, and to Ann Quinn and Hose Tanaka for their recitals and lectures on July 2 for a total honoraria of \$225.

HONORARIA

Motion by Trustee Hueter, seconded by Trustee Frogue, to approve guest artist contracts with Traditional Arts Services for a single performance by Queen Ida and her Zydeco Band on August 22 at a cost not to exceed \$10,000, and with the Anaheim Ballet of Orange County for six performances of *The Nutcracker Ballet* December 9-13 for a fee not to exceed \$7,500. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.

**GUEST ARTIST
CONTRACTS**

The board approved the granting of certificates to the students listed by Saddleback College.

**CERTIFICATES OF
ACHIEVEMENT**

Motion by Trustee Lang, seconded by Trustee Hueter, to approve Change Order 1 in the amount of \$2,000 increasing the contract for renovation of the softball field at Saddleback College to \$65,000, accept the project as complete, and authorize filing a Notice of Completion. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.

**CHANGE ORDER/
NOTICE OF
COMPLETION**

The board accepted the seismic ceiling retrofit project at both colleges as complete and authorized filing a Notice of Completion.

**NOTICE OF
COMPLETION**

Motion by Trustee Frogue, seconded by Trustee Lang, to approve the 1998-99 Tentative Budget as presented. Vice Chancellor Newmyer reviewed the Tentative Budget and answered board members' questions. Following discussion, Trustee Lorch amended the motion, seconded by Trustee Fortune, to include a 5% reserve for fiscal year 1998-99. After additional discussion, the amendment was clarified to state that the proposed 1998-99 final budget that will be presented at the August 17, 1998, board meeting will include a final reserve of 5%. Amendment carried unanimously. Main motion carried unanimously. Student Trustee Hill cast affirmative advisory votes.

**FY 1998-99
TENTATIVE
BUDGET**

Motion by Trustee Lang, seconded by Trustee Frogue, to approve the Facility Lease Agreement with Dana Point Community House, Inc., for holding Emeritus Institute classes and other district activities as indicated. Trustee Fortune indicated she removed the item from the consent calendar so that she could abstain because she belongs to the organization. Motion carried with Trustee Fortune abstaining. Student Trustee Hill cast an affirmative advisory vote.

**FACILITY
LEASE
AGREEMENT**

The board approved a contracted services agreement with Kristen M. Bush to provide specialized Internet and Web site development services covering the period July 1, 1998, through June 30, 1999, at a cost not to exceed \$20,000.

**CONSULTANT
CONTRACT**

Motion by Trustee Lang, seconded by Trustee Hueter, to adopt Resolution 97-48 authorizing the County Department of Education to make necessary year-end budget transfers to permit payment of obligations the district incurred during the 1997-98 fiscal year and to balance cumulative expenditures within budgets. Motion carried unanimously by a roll call vote.

**TRANSFER OF
APPROPRIATIONS
AT CLOSE OF
FISCAL YEAR**

The board adopted Resolution 98-47 establishing the required State constitutional appropriations limit for fiscal year 1998-99 for the district.

**GANN LIMIT
FOR 1998-99**

<p>The board awarded Bid 220D, Base Bid 1, Relocation of Telephone Switch at IVC, and Base Bid 2, Maintenance of Telephone System Districtwide, to GTE Customer Networks, Inc., and Williams Communications, respectively, for the amounts indicated; Bid 222D, Custodial Supplies for 1998-98 Fiscal Year, to the sixteen lowest bidders indicated for a total amount of \$65,726.58; and Bid 224D, Three-Year Preventative Maintenance Contract for Districtwide Copiers, to the vendors listed in the amounts listed.</p>	<p>AWARD OF BIDS</p>
<p>The board awarded Bid 222 for Distance Learning Studio Equipment at IVC to Hoffman Video Systems and approved Change Order 1 decreasing the contract amount to a total of \$459,297.</p>	<p>AWARD OF BID/CHANGE ORDER</p>
<p>The board rejected all bids submitted in relation to Bid 224 for the Soccer Field Renovation at IVC.</p>	<p>REJECTION OF BIDS</p>
<p>The board approved Change Order 1 increasing the contract for the Replacement of Telephone Equipment at IVC by \$10,309.52.</p>	<p>CHANGE ORDER</p>
<p>The board adopted Resolution 98-49, IVC Federal Work-Study Program, to amend the 1997-98 General Fund Restricted Budget.</p>	<p>BUDGET AMENDMENT</p>
<p>The board approved/ratified transfers of appropriations as delineated.</p>	<p>BUDGET TRANSFERS</p>
<p>Motion by Trustee Hueter, seconded by Trustee Hill, to approve purchase orders 77040 through 77775 totaling \$1,447,292. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.</p>	<p>PURCHASE ORDERS</p>
<p>President Williams called for a five-minute recess at 9:45 p.m.</p>	<p>RECESS</p>
<p>The board approved checks 92037 through 93172 totaling \$1,800,059.16; credit card purchases totaling \$6,654.32; SC Community Education checks 3800 through 3821 totaling \$10,176.98; and IVC Community Education checks 5184 through 5225 totaling \$65,046.49</p>	<p>PAYMENT OF BILLS</p>
<p>The board approved the trustees' request for travel and/or mileage reimbursement as indicated.</p>	<p>TRUSTEE TRAVEL</p>

Nine individuals addressed the board on various topics including free speech, support of or opposition to Trustee Frogue, and support of or opposition to Michael Collins Piper.

PUBLIC
COMMENTS

Trustee Frogue read a prepared statement in which he indicated that journalist Michael Collins Piper, one of four individuals invited to speak at the proposed community education class on the Warren Report on the JFK Assassination, decided on his own to attend the board meeting to defend his reputation. He again emphasized that he deplores extremism of any kind and champions freedom of speech and religion, while believing in everyone's right to exercise those freedoms in open and responsible public debate.

REPORTS

Trustee Lorch commended the colleges for their excellent commencement ceremonies including the addresses given by faculty members Bill Cunerty and Joe Ryan, and students Jason Edington and Shelley Riddel, and congratulated Bill Holston and Francie Lo Russo at Saddleback College, and Louis Long and Marie Conner at IVC for being selected full and part-time teachers of the year, respectively, at each college. She reported that on June 10 the Wisconsin Supreme Court ruled that poor children in Milwaukee can now attend religious schools or other private schools at taxpayer expense, the first school-choice ruling by a state's highest court. Trustee Lorch added that a spokesperson for the state Department of Public Instruction stated the decision means that Milwaukee public schools could lose \$75 million a year in state funding to private and religious schools. She noted that the face of public education is changing and the district needs to focus on system development to address issues like reducing costs, managing access, improving accountability and the quality of education in order to stay competitive. Trustee Lorch assessed a June 13 article concerning the district by *Orange County Register* reporter Kimberly Kindy as a reconstruction of the truth, and commented that Kindy's mindset could be excused from an editorial writer, but not from a news reporter. She commented that she now understands why public surveys indicate that as much as 70% of readers do not trust information received from the media to be accurate or unbiased.

Trustee Fortune explained that she missed commencement ceremonies and other college events recently because she was out of the country visiting family. She referenced an individual's statement during earlier public comments and noted that the board was found to have violated the Brown Act once, not 23 times, which was remedied by reagendaizing the item in question on a subsequent agenda.

President Williams stated that it was a pleasure to confer associate degrees on the several hundred graduates in attendance at the recent commencement ceremonies, and commended staff for coordinating the back-to-back events at the colleges. He referenced an article in the *Chronicle of Higher Education* which reported that community college leaders at a recent conference were told repeatedly that drastic shifts in the economic and political landscape threaten their institutions, but that the institutions can thrive by becoming more accountable, consumer oriented, and flexible through reorganizing and restructuring. President Williams briefly reviewed the site visit by representatives from the State Chancellor's Office and a site visit policy sent to him in 1995 by former State Chancellor Mertes, which he indicated does not list private closed-door meetings as part of the process. He stated that given the detrimental effects of the County bankruptcy to the district that the board had to contend with, and the fact that the board has followed DRAC budgetary recommendations over the years, he's frustrated by those who blame the board for the district being on the state watch list.

Ms. Desaulniers reported that the ASG is currently working on its budget with a goal of June 30 as the completion date, followed by submission of the budget to the business office and then presentation to the board. She indicated that the ASG representatives who attended the ASAC conference were fortunate to have the opportunity to lobby with California legislators concerning increasing Pell Grant awards and expanding eligibility. Ms. Desaulniers added that ASG will also begin work on their winter retreat and preparations for fall semester.

ASG REPORTS

Mr. Hojat reported that the ASIVC Budget and Finance Committee has finalized their 1998-99 budget, and that the Rules and Regulations Committee will be updating and revising the ASIVC constitution over the summer. He urged everyone to be respectful to one another during discussions and deliberations.

Professor Smith stated that the senators who are on campus during the summer have agreed to meet on an as-needed basis to ensure that a summer Academic Senate is in place.

**ACADEMIC
SENATE
REPORTS**

Professor Zucker reported that prior to summer break, the Senate empowered the cabinet to conduct business on their behalf over the summer. He added that the cabinet members have discussed some projects, one of which is developing a Senate Web site. Mr. Zucker indicated that nominations are still open for Senate President, and that newly elected Senate Secretary Jeff Kaufmann will continue to meet with President Mathur during the summer.

Professor Miller-White agreed with comments made earlier by Student Trustee Hill and stated that the Faculty Association also supports efforts of unity and solidarity. She reported that the Faculty Association will continue to deal with issues throughout the summer and looks forward to a successful and hopefully unified new academic year.

**FACULTY
ASSOCIATION
REPORT**

Ms. Mary Williams, newly elected chapter President, asked the board to please consider the contributions of the classified staff during negotiations, and pledged the classified staff's support in promoting unity among its members and all employees districtwide.

**CSEA
REPORT**

Ms. Williams, representing Leslie Humphrey who had to leave the meeting, reported that the Classified Senate is currently planning for the coming year and will bring a request for a retreat to the board at a future meeting.

**CLASSIFIED
SENATE'S
REPORT**

President Mathur introduced Acting Vice President Rocquemore who gave a brief report on summer enrollment and his experience to date as Acting Vice President, Instruction. Vice President Rocquemore thanked the deans, Vice President Loeffler, Saddleback College Acting Vice President Bullock and others for assisting him in making the transition.

**PRESIDENT'S
REPORT**

Chancellor Hodge commended both colleges on their strong enrollment pattern for summer and stressed the importance of growth to the district's improving financial picture. She welcomed the new governance group officers and congratulated the colleges on their successful commencement ceremonies. Chancellor Hodge stated that she is currently working with the governance groups and colleges to develop strategies to meet the issues of next year.

**CHANCELLOR'S
REPORT**

The board adjourned to closed session at 11:00 p.m. and reconvened open session at 11:15 p.m.

**CLOSED
SESSION**

Motion by Trustee Lang, seconded by Trustee Frogue, to approve the submitted academic personnel actions, including replacement pages. Motion carried unanimously.

**PERSONNEL
ACTIONS**

Motion by Trustee Frogue, seconded by Trustee Lang, to approve the submitted classified personnel actions, including replacement pages. Trustee Lorch moved to amend the motion to include changing listing A-4 from Step C to Step A. Amended motion carried with Trustee Hueter casting a negative vote. Main motion carried unanimously.

Motion by Trustee Lorch, seconded by Student Trustee Hill, to accept the gifts as listed in the agenda item exhibits. Motion carried unanimously.

GIFTS

Motion by Trustee Lang, seconded by Trustee Lorch, to authorize the Acting Vice Chancellor of Fiscal Services to award a contract for engineering services for slope restoration at Saddleback College to the lowest qualified offeror not to exceed \$20,000. Motion carried unanimously. Student Trustee Hill cast an affirmative advisory vote.

**ENGINEER FOR
SLOPE
RESTORATION**

The meeting was adjourned at 11:20 p.m.

ADJOURNMENT



Kathleen O'Connell Hodge, Secretary