

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
AUDITORIUM, ROOM 145, HEALTH SCIENCES/DISTRICT OFFICES BLDG., SADDLEBACK
COLLEGE

MINUTES OF THE BOARD OF TRUSTEES' MEETING
December 7, 2009

CALL TO ORDER: 5:00 P.M.

1.0 PROCEDURAL MATTERS

1.1 Call To Order

1.2 Public Comments Members of the public may address the Board on items listed to be discussed in closed session. Speakers are limited to two minutes each.

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

A. Public Employee Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957)

1. Public Employee Appointment/Employment/Evaluation (11)

a. Vice Chancellor, Technology and Learning Services

b. Vice Chancellor, Human Resources

c. President/Saddleback College

d. Dean, Counseling Services, Irvine Valley College

e. Dean, Humanities & Languages/Social Science & Library Services, Irvine Valley College

f. Dean, PE, Kinesiology & Athletics, Saddleback College

g. Assistant Dean, Counseling Services/Special Programs, Saddleback College

h. Dean, Fine Arts, Business Sciences & College Online Education, Irvine Valley College

i. Provost/ATEP

j. Dean, Math, Science & Engineering, Irvine Valley College

k. Dean, Health Sciences, PE & Athletics, Irvine Valley College

B. Conference with Labor Negotiators (GC Section 54957.6)

1. SOCCCD Faculty Association

a. Agency Designated Negotiator: Dr. Raghu Mathur

2. California School Employees Association (CSEA)

a. Agency Designated Negotiator: Dr. Raghu Mathur

b. Leave Requests (2)

C. Conference with Legal Counsel (GC Section 54956.9)

1. Existing Litigation (GC Section 54956.9[b]) (1) Westphal v. Wagner

2. Anticipated Litigation/Significant Exposure to Litigation (1) (GC Section 54956.9[b][1] and [b][3][C]: Claim of Ryan Ponce against the District

3. Anticipated Litigation/Significant Exposure to Litigation (1) (GC Section 54956.9[b][1] and [b][3][A])

RECONVENE OPEN SESSION: 7:00 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation Led by Trustee Bill Jay

2.3 Pledge of Allegiance Led by Trustee David B. Lang

2.4 Resolutions/Presentations/Introductions

2.5 Public Comments

Members of the public may address the Board on any item on the agenda at this time or during consideration of the item. Items not on the agenda that are within the subject matter jurisdiction of the Board may also be addressed at this time. Speakers are limited to up to two minutes each.

At 9:06 p.m. on a motion made by Trustee Lang and seconded by Trustee Milchiker the meeting was extended to 10:00 p.m.

2.6 Annual Organizational Meeting and Facilities Corporation Meeting

A. Election of Officers

On a motion made by Trustee Padberg and seconded by Trustee Milchiker Trustee Wagner was nominated as President in a 4-3 vote with Trustees Lang Williams and Fuentes opposing. On a motion made by Trustee Wagner and seconded by Trustee Milchiker Trustee Padberg was nominated as Vice President on a 7-0 vote. On a motion made by Trustee Wagner and seconded by Trustee Padberg, Trustee Milchiker was nominated as Clerk on a 7-0 vote.

B. Appointment of Secretary and Assistant Secretary

np/bj 7-0

C. Appointment of Trustee Representatives

mm/np john williams tf no mm 7-0 mm/np john williams mm 7-0 jw/mm bill jay 7-0 dl/jw fuentes and tf/dl williams alternate 7-0 jw/dl padberg 7-0

D. Establishment of Regular Meeting Dates

january 25 and March 31 with closed session at 6:30 np/mm start 6:30 and end 9:30 fails \6 and 9 stays 7-0

E. Establishment of Agenda Planning Calendar

np/mm as amended by dates to meetings 7-0

F. Approval of Agenda Format

oral reports 3.0 chancellor report should be given with administrators 8.0 written reports are oral and written. chance report written also. np/mm dl divide question chance with 8.0 fails jw/dl with change to time all pases

G. Schedule of Discussion Topics

tf postpone discussion items second mm and put in jan move other items down. dl amend to leave up to chance to reschedule discussion topics to make sense and give ability to juggle around to accepted tf /mm to allow flexibility to put discussion topics where suitable. 7-0

H. Special Meeting of the Board of Directors, Facilities Corporation

np/mm same officers hold position. mm secretary and dl treasurer 7-0 directors seven dlil/np 7-0

3.0 REPORTS

3.1 Oral Reports: Speakers are limited to up to two minutes each.

A. Board Reports

Trustees Jay, Milchiker, padberg, fuentes and lang.

B. Chancellor's Report

C. Board Requests for Report(s)

4.0 DISCUSSION ITEMS

4.1 SOCCCD: Accreditation Reports from Saddleback College and Irvine Valley College on Accreditation.

np/bj defer to time appropriate for discussion 7-0

4.2 SOCCCD: How Districts are Planning and Adjusting to Accommodate State Budget Cuts Report on Statewide Community College Survey Results.

np/bj 7-0

5.0 CONSENT CALENDAR ITEMS

All matters on the consent calendar are routine items and are to be approved in one motion unless a Board member requests separate action on a specific item, and states the compelling reason for separate action.

5.1 SOCCCD: Board of Trustees Meeting Minutes Approve minutes of a Regular Meeting held on November 17, 2009.

5.2 Saddleback College: Phi Theta Kappa 92nd International Convention Approve the out-of-state travel request for up to ten students and one faculty advisor to attend the Phi Theta Kappa 92nd International Convention in Orlando, Florida, April 7-11, 2010, at a cost not to exceed \$15,169.

5.3 Saddleback College: Substitution of Subcontractor: Communication Arts Building W Interior Renovations Approve removal of Jerry Cohen Custom Iron and its substitution by Anaheim Fence Company as subcontractor.

5.4 Saddleback College: Change Order Requests: Village Expansion Approve change order requests resulting in a decrease of \$9,982.55 in the total project cost. The revised contract total amount is \$1,064,814.91.

5.5 Saddleback College: Change Order Requests and Notice of Completion: Reroofing for Student Service Center Approve change order requests resulting in a decrease of \$33,586 and authorize the filing of the notice of completion. The revised contract total amount is \$783,914.

5.6 Saddleback College: Substitution of Subcontractor: Student Service Center Reroofing Project Approve the removal of Honeycutt Company and its substitution by Doo Rite Construction as subcontractor and assess a \$2,656.00 penalty to LaVey Roofing Services, Inc. for violation of Public Contract Code 4110.

5.7 Irvine Valley College: Child Development Training Consortium The Department of Human Development seeks to continue participation in the Child Development Training Consortium for the academic year 2009-2010 as set forth in Exhibit A. The agreement will run through June 30, 2010 with no impact on general funds.

5.8 Irvine Valley College: Change Order Request: B200 Science Lab Annex and B239 Conversion Approve change order resulting in an increase of \$4,713.85 in the total project cost. The total revised contract amount is \$3,757,904.17.

5.9 ATEP: Award of Bid: Hope Drive Parking Lot, Maintenance and Repair Approve award of bid to NPG, Inc., in the amount of \$134,160 and approve the agreement.

5.10 SOCCCD: Renewal of Bid: Office Supplies for 2010 Approve the renewal of contract with Office Max in the anticipated amount of \$268,768.00 for office supplies for the 2010 calendar year.

5.11 SOCCCD: Resolution No. 09-22: Declaring Surplus Property and Authorizing Public Lease of Property Adopt resolution declaring surplus property and authorizing public lease of property.

5.12 SOCCCD: Districtwide Network Firewall Refresh Approve the use of the California Multiple Award Schedule contract No. 3-09-70-2428M for the Palo Alto Networks equipment and related devices.

5.13 SOCCCD: Trustees' Requests for Attending Conferences Approve/ratify Trustees' requests for attending conferences.

5.13 pulled np jw/dl 7-0 5.13 np support first two items do not support orlando divide np/mm first two trips 7-0 third item 6-1 np opposed

5.14 Saddleback College: Speakers Approve honoraria for speakers at Saddleback College.

5.15 SOCCCD: Purchase Order/Confirming Requisitions Purchase orders processed in accordance with the general priorities of the adopted budget and numbered P10-02272 through P10-02486 amounting to \$1,996,926.64 are submitted to the Board of Trustees for approval. Confirming requisitions dated October 28, 2009 through November 15, 2009 totaling \$74,910.16 are also submitted.

5.16 SOCCCD: Payment of Bills Approve Checks No. 086604 through 087145, processed through the Orange County Department of Education, totaling \$3,226,546.48; and Checks No. 009732 through 009736, processed through Saddleback College Community Education, totaling \$4,034.45; and Checks No. 008638 through 008641, processed through Irvine Valley College Community Education, totaling \$15,366.80.

5.17 SOCCCD: Transfer of Budget Appropriations Ratify transfer of budget appropriations as shown.

5.18 SOCCCD: Gifts to the District and Foundations Accept donations as listed.

5.19 SOCCCD: November/December 2009 Contracts Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

[6.1 SOCCCD: Invocations at District and College Events Resolution 09-23 Adopt Resolution 09-23 regarding District policy on invocations at District and College events.](#)

np bj 7 dl has changes seconded by mm voted down. bj/jw to ok resolution 7-0 dl ma mm/dl to table. fails

[6.2 Saddleback College: 2010-11 Amended Faculty Request List Approve the announcement and recruitment of the replacement of the Human Services faculty positions added to the list.](#)

jw/bj 7-0

[6.3 Irvine Valley College: Full Time Temporary Faculty Positions for Spring 2010 Approve announcement and recruitment of full time temporary faculty positions for Spring 2010.](#)

np bj extend ten mins at 10:00

np/mm 7-0

[6.4 SOCCCD: 2011-2012 Academic Calendar Approve the proposed Academic Calendar for 2011-2012.](#)

np/jw 7-0

6.5 SOCCCD: Board Policy Revision: BP-4000.1-Nondiscrimination and Equal Opportunity, BP-3340-Cellular Telephone/Smartphone Allowance, BP-5210-Enrollment Priorities, BP-5230-Athletics Accept for discussion/approval.

np/jw for discussion 7-0

6.6 SOCCCD: Academic Personnel Actions - Regular Items Approve New Personnel Appointments, Additional Compensation: General Fund, Additional Compensation: Categorical/Non-General Fund, Administrator Contract Extension, Reduced Workload Program with STRS Retirement Revision, Resignation/Retirement/Conclusion of Employment.

np/mm divide question ok on all items except D 7-0 D. amendments: np divide/mm Kathleen s Take contracts and make end date 2011 dw.np. 6-1 fuentes who wanted three year contract. dean schrader np/jw get from dave 7-0.

6.7 SOCCCD: Classified Personnel Actions - Regular Items Approve New Personnel Appointments, Change of Status, Voluntary Transfer, Out of Class Assignments, Resignation/Retirement/Conclusion of Employment, Volunteers.

np/bj 7-0

6.8 SOCCCD: Placement of Property/Liability and Workers' Compensation Insurance Programs for the 2010-2011 Program Year Approve the recommendation to evaluate potential cost savings by alternative placement of property/liability and workers' compensation insurance programs for the next program year. Approve recommendation to provide required notice to SWACC and PIPS.

np/jw 7-0

7.0 INFORMATION ITEMS

7.1 SOCCCD, Saddleback College, and IVC: Speakers A listing of speakers for District events and Saddleback College and Irvine Valley College classes.

7.2 SOCCCD: Basic Aid Report Projected receipts and approved projects.

7.3 SOCCCD: Facilities Plan Status Report
Status of current construction projects.

7.4 SOCCCD: List of Board Requested Reports
List of reports requested by members of the Board.

7.5 SOCCCD: Monthly Financial Status Report
This report displays the adopted budget, revised budget and transactions through October 31, 2009.

8.0 WRITTEN REPORTS

Meeting was adjourned at 10:09 p.m.

ADJOURNMENT (or continuation of closed session if required): 9:00 P.M.

Raghu P. Mathur, Secretary