

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

MINUTES OF THE BOARD OF TRUSTEES' MEETING
October 22, 2007

CALL TO ORDER: 5:00 P.M.

PRESENT

Members of the Board of Trustees:

David B. Lang, President

Donald P. Wagner, Vice President

Thomas A. Fuentes, Clerk

William O. Jay, Member

Marcia Milchiker, Member

Nancy M. Padberg, Member

John S. Williams, Member

Matthew Reynard, Student Member

Administrative Officers:

Raghu P. Mathur, Chancellor

Gary Poertner, Deputy Chancellor

Andreea Serban, Vice Chancellor, Technology and Learning Services

Richard D. McCullough, President, Saddleback College

Glenn Roquemore, President, Irvine Valley College

Robert J. Kopecky, Provost, ATEP

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 54957)

1. Public Employee Appointment/Employment

2. Public Employee Evaluation of Performance

a. Deputy Chancellor

b. Vice Chancellor, Technology and Learning Services

c. Vice Chancellor, Human Resources

d. President, Saddleback College

e. President, Irvine Valley College

f. Provost, Advanced Technology and Education Park

g. Vice President, Student Services, Saddleback College

h. Director, Information Technology, Program Analysis

i. Director, Research & Planning

j. Dean, Counseling Services & Special Programs, Saddleback College

k. Dean, Fine Arts, Saddleback College

l. Dean, Social & Behavioral Sciences, Saddleback College

m. Dean, Liberal Arts, and Learning Resources, Saddleback College

n. Dean, Bus. Sci., Workforce & Economic Dev., Saddleback College

o. Dean, Advanced Tech. & Applied Sciences, Saddleback College

p. Dean, Health & Human Svcs. & Emeritus Inst., Saddleback College

q. Dean, Math, Science & Engineering, Saddleback College

r. Dean, Career Tech. Educ. & Workforce Dev., Irvine Valley College

s. Dean of Business & Social Sciences, Irvine Valley College

t. Director, CACT

u. Director, Advanced Technology Center

v. Assistant Dean, Health Sciences, Human Services & Emeritus Institute, Saddleback College

3. Public Employee Discipline/Dismissal/Release (2)

B. Conference with Labor Negotiators (GC 54957.6)

1. Negotiator - Dr. Raghu Mathur; SOCCCD Faculty Association

2. Negotiator - Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 586

C. Conference with Real Property Negotiators (GC 54956.8)

1. Property - Use of Portion of Advanced Technology and Education Park (ATEP) Property at 15445 Lansdowne Road, Tustin, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Parties (1) Camelot Entertainment; (2) CSU-Fullerton - biotech proposal; (3) CSU-Fullerton (entertainment arts/Irvine campus programs); (4) Young Americans; and (5) Chapman University/University College. Under Negotiation - Price and Terms of Payment

2. Property - Use of Portion of Irvine Valley College at 5500 Irvine Center Drive, Irvine, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Parties - Novaquatics Under Negotiation - Price and Terms of Payment

3. Property - Use of Portion of Saddleback College at 28000 Marguerite Parkway, Mission Viejo, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Parties - Affinity Funding Under Negotiation - Price and Terms of Payment

D. Conference with Legal Counsel (GC 54956.9)

1. Existing Litigation (GC 54956.9[a])

2. Anticipated Litigation/Significant Exposure to Litigation (GC54956.9[b][1] and [3][A]) (2)

3. Initiation of Litigation (GC 54956.9[c]) (2)

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation Led by Trustee Wagner

2.3 Pledge of Allegiance Led by Trustee Milchiker

2.4 Resolutions/Presentations/Introductions Resolution: David Lang and Julia Gelfand Lang

On a motion made Trustee Fuentes, seconded by Trustee Wagner and unanimously carried, a resolution was presented to President David Lang and Julia Gelfand Lang recognizing them as the 2007 recipients of the Samuel Gendel Community Service Award.

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.

3.0 REPORTS

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

3.2 Board Reports

Trustees Jay, Padberg, Fuentes, Wagner, Lang, Milchiker, Williams and Student Trustee Reynard gave reports. Trustee Fuentes asked that the meeting be adjourned in memory of Marty Spalding, a former Saddleback College classified employee.

3.3 Chancellor's Report

3.4 Board Requests for Reports

4.0 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.

4.1 SOCCCD: Board of Trustees Meeting Minutes Approve minutes of special meetings on September 11 and September 24, 2007 and a regular meeting on September 24, 2007.

4.2 Saddleback College: American West Model United Nations Conference Approve out-of-state travel for up to 12 Saddleback College students and an advisor from November 16 through November 22 to Las Vegas, Nevada in an amount not to exceed \$6,700.00.

4.3 Irvine Valley College: Child Development Training Consortium Approve agreement with Yosemite Community College District for Irvine Valley College to participate in the Child Development Training Consortium for 2007-08.

4.4 Irvine Valley College: California Early Childhood Mentor Program Approve agreement between San Francisco Community College District and Irvine Valley College. The agreement will provide a mentor-led training environment for student teachers in Early Childhood Education at IVC and would be effective through June 30, 2008.

4.5 Irvine Valley College: Change Order Request No. 6: Police and Warehouse Facility Approve change order with Dumarc Corporation increasing the contract amount by \$4,774.33. The total revised contract amount is \$1,975,569.48.

4.6 Saddleback College and Irvine Valley College: Speakers Approve general fund honorarium and travel expenses for speakers at Saddleback College and Irvine Valley College.

4.7 Saddleback College and Irvine Valley College: Community Education Programs for Spring 2008 Approve Spring 2008 Community Education courses, instructors, and compensation.

On a motion made by Trustee Fuentes and seconded by Trustee Jay this item passed on a 6-0 vote with Trustee Wagner abstaining.

4.8 ATEP: Change Order Request No. 7: Completion of Relocatable Classroom Buildings Approve change order request with ModSpace increasing the contract amount by \$725.00. The total revised contract amount is \$3,391,342.09.

4.9 ATEP: Amendment to the Agreement for Inspection Services Approve amendment with UCMI, Inc. to increase the term of the agreement with a new completion date of October, 2007.

4.10 SOCCCD: Auction No. 53: Surplus Property Approve sales of surplus property and authorize the hiring of a private auction firm to conduct the auction and dispose of items not sold at the auction.

4.11 SOCCCD: September/October 2007 Contracts Ratify contracts as listed.

4.12 SOCCCD: Purchase Orders/Confirming Requisitions Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P08-01473 through P08-01855 amounting to \$1,880,486.36. Approve confirming requisitions dated September 5, 2007 through October 2, 2007 totaling \$2,331,132.09.

4.13 SOCCCD: Payment of Bills Approve Check Nos. 063924 through 064679, processed through the Orange County Department of Education, totaling \$6,887,275.40; Check Nos. 009039 through 009062, processed through Saddleback College Community Education, totaling \$195,019.94; and Check Nos. 008351 through 008356, processed through Irvine Valley College Community Education, totaling \$8,812.60.

4.14 SOCCCD: Budget Amendment: Adopt Resolution No. 07-30 to Amend 2007-08 Restricted Child Development Fund Adopt resolution.

4.15 SOCCCD: Trustees' Requests for Attending Conferences Approve trustee conference travel.

On a motion made by Trustee Wagner and seconded by Trustee Williams this item passed on a 6-1 vote with Trustee Padberg opposing.

4.16 SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting Approve adoption of resolution 07-33 authorizing payment to trustee unable to attend special meeting of the Board due to hardship.

4.17 SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting Approve adoption of resolution 07-32 authorizing payment to student trustee unable to attend special meeting of the Board due to hardship.

4.18 SOCCCD: Transfer of Budget Appropriations Approve transfers as detailed.

5.0 GENERAL ACTION ITEMS

**5.1 Saddleback College: Associated Student Government Budget 2007-08
Ratification of the Associated Student Government of Saddleback College Budget for 2007-08 as presented.**

This item was pulled.

**5.2 Irvine Valley College: 2007-2008 Associated Students Budget
Approve Associated Students of Irvine Valley College 2007-08 Budget.**

This item was pulled.

**5.3 Saddleback College, Irvine Valley College and ATEP: Campus Safety and Security Cameras
Approve installation of campus safety and security cameras at a cost not to exceed \$600,000 from Basic Aid funds.**

On a motion made by Trustee Padberg and seconded by Trustee Milchiker the Board on a 6-1 vote with Trustee Jay opposing, approved this item be tabled and the Chancellor is authorized to present an agenda item which would address the trustees concerns for a comprehensive safety program and policy at the November meeting and, in addition, Police Chief Harry Parmer will provide further information regarding campus safety in closed session to the extent allowed while remaining in compliance with the Brown Act

**5.4 Saddleback College: Adopt Resolution No. 07-29: Intention to Enter into Energy Service Agreements and Public Hearing on Agreements
Adopt resolution declaring its intention to enter into energy services agreements and set a public hearing for November 13, 2007.**

On a motion made by Trustee Williams and seconded by Trustee Padberg, this resolution was approved unanimously.

5.5 SOCCCD: Board Policy Revision: BP 1900 - Alcoholic Beverages and BP 4000.2 - Electronic Communication Approve Board Policies.

On a motion made by Trustee Padberg and seconded by Trustee Wagner the Board unanimously approved to separate the item.

On a motion made by Trustee Williams and seconded by Trustee Jay the Board on a 5-2 vote with Trustees Wagner and Milchiker opposing, tabled Board Policy 1900.

On a motion made by Trustee Padberg and seconded by Trustee Williams the Board voted 6-1 to continue the meeting until 9:30 p.m. with Trustee Wagner opposing.

On a motion made by Trustee Wagner and seconded by Trustee Fuentes the Board voted 5-2 with Trustees Padberg and Milchiker opposing tabled BP 4000.2.

5.6 SOCCCD: Academic Personnel Actions Approve: Academic Temporary Part-Time/Substitute Staff; Authorization to Eliminate an Academic Administrator Position; Authorization to Eliminate an Academic Faculty Position; Authorization to Establish Academic Administrator Position; Authorization to Establish Academic Faculty Position; Reclassification; Additional Compensation: General Fund; Additional Compensation: Categorical/Non-General Fund; Workload Banking; Resignation/Retirement/Conclusion of Employment.

On a motion duly made and seconded this item was approved unanimously.

5.7 SOCCCD: Classified Personnel Actions Approve New Personnel Appointments; Authorization to Eliminate Classified Position and/or Position Numbers; Authorization to Establish and Announce a Classified Position; Change of Status; Out of Class Assignments ; Authorization to Change Organization Reporting Structure; Resignation/Retirement/Conclusion of Employment; Volunteers.

On a motion duly made and seconded this item was approved unanimously.

6.0 DISCUSSION ITEM

6.1 SOCCCD: Compliance With 50% Law

This item was deferred until the November Board meeting.

7.0 INFORMATION ITEMS

7.1 Saddleback College and Irvine Valley College: 2006-07 Release Time and/or Stipends Actual expenditures for release time and stipends as identified in the 2006-07 budget.

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: Monthly Financial Status Report This report displays the adopted budget, revised budget and transactions through September 30, 2007.

7.5 SOCCCD: List of Board Requested Reports Information as requested.

8.0 WRITTEN REPORTS

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

9:27 p.m. the meeting was adjourned.

Raghu P. Mathur, Secretary