

RANCHO SANTIAGO COMMUNITY COLLEGE DISTRICT
2323 North Broadway, #107
Santa Ana, CA 92706

Board of Trustees (Regular meeting)

Monday, April 25, 2011

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The meeting was called to order at 4:30 p.m. by Mr. Brian Conley. Other members present were Mr. John Hanna, Mr. Larry Labrado, and Mr. Mark McLoughlin. Mr. Phillip Yarbrough and Ms. Lisa Woolery arrived at the time noted. Dr. David Chapel and Mr. Nathan Selvidge were not in attendance due to illness.

Administrators present during the regular meeting were Mr. John Didion, Dr. Erlinda Martinez, Dr. Raúl Rodríguez, and Mr. Juan Vázquez. Ms. Anita Lucarelli was present as record keeper.

1.2 Pledge of Allegiance to the United States Flag

The Pledge of Allegiance was led by Mr. Kevin Dilger, Student President, Santiago Canyon College (SCC).

1.3 Approval of Additions or Corrections to Agenda

It was moved by Mr. McLoughlin, seconded by Mr. Labrado, and carried unanimously to approve a revised page to the April 4, 2011, RSCCD Minutes, and addendums to Item 3.1 (Management/Academic Personnel) and Item 3.2 (Classified Personnel).

1.4 Public Comment

There were no public comments.

1.5 Approval of Minutes

It was moved by Mr. McLoughlin, seconded by Mr. Labrado, and carried unanimously to approve the minutes of the regular meeting held April 11, 2011, as revised.

1.6 Approval of Consent Calendar

It was moved by Mr. Labrado, seconded by Mr. McLoughlin, and carried unanimously to approve the recommended action on the following items as listed on the Consent Calendar (as indicated by an asterisk on the agenda), with the exception of Item 4.1 (Santa Ana College Upward Bound Summer Residential Contract), Item 4.4 (Agreement with Apple Computer, Inc.), Item 5.6 (Architect Change Order – Athletic/Aquatic Center at SCC), removed by Mr. Hanna; and Item 5.3 (Additional Consulting Services – The Dolinka Group), removed by Mr. McLoughlin:

- 4.2 Approval of OTA Agreement Renewal – County of San Bernardino
The board approved this agreement with the County of San Bernardino in San Bernardino, California.
- 4.3 Approval of New OTA Agreement – Terrio Therapy-Fitness, Inc.
The board approved this contract with Terrio Therapy-Fitness, Inc., in Bakersfield, California.
- 4.5 Confirmation of AA Degrees and Certificates Awarded in Fall 2010 - Santa Ana College (SAC)
The board confirmed the recipients of the SAC associate degrees and certificates for fall 2010 as presented.
- 4.6 Confirmation of AA Degrees and Certificates Awarded in Fall 2010 - Santiago Canyon College
The board confirmed the recipients of the SCC associate degrees and certificates for fall 2010 as presented.
- 4.7 Approval SCC Sociology Associate in Arts Degree for Transfer (AA-T)
The board approved the proposed program as required by the California Community Colleges Chancellor's Office.
- 5.1 Approval of Payment of Bills
The board approved payment of bills as submitted.
- 5.2 Approval of Budget Transfers and Budget Increases/Decreases
The board approved budget transfers, increases, and decreases during the month of March 2011.
- 5.4 Approval of Additional Construction Management Services for Multiple Projects at Santa Ana College
The board approved the extension of management services for Bernards Management Services as presented.
- 5.5 Approval of Purchase and Sale Agreement with City of Santa Ana
The board approved the Purchase and Sale Agreement as presented.

- 1.6 Approval of Consent Calendar – (cont.)
- 5.7 Approval of Change Order #1 for Bid #1137 – Masonry for Humanities Building at Santiago Canyon College
The board approved change order #1 for Bid #1137 for Industrial Masonry, Inc., for masonry for the Humanities building at SCC as presented.
- 5.8 Approval of Change Order #1 for Bid #1144 – Roofing on Humanities Building at Santiago Canyon College
The board approved change order #1 for Bid #1144 for Troyer Contracting Company for roofing on the Humanities building at SCC as presented.
- 5.9 Approval of Change Order #1 for Bid #1147 – Interiors for Humanities Building at Santiago Canyon College
The board approved change order #1 for Bid #1147 for Inland Empire Architectural Specialties for interiors for the Humanities Building at SCC as presented.
- 5.10 Approval of Change Order #1 for Bid #1148 - Flooring for Humanities Building at Santiago Canyon College
The board approved change order #1 for Bid #1148 for Continental Flooring Company for flooring for the Humanities building at SCC as presented.
- 5.11 Approval of Notice of Completion for Bid #1054 – Science Building at Santiago Canyon College
The board approved the Notice of Completion for landscaping of the Science building at SCC as presented.
- 5.12 Approval of Notice of Completion for Bid #1066 – Science Building at Santiago Canyon College
The board approved the Notice of Completion for structural steel of the Science building at SCC as presented.
- 5.13 Approval of Bid #1174 – Trash Collection and Disposal Service
The board accepted the bids and approved awarding Bid #1174 for trash collection and disposal service to CR & R, Inc., as presented.
- 5.14 Approval of Donation of Vehicles from KIA Motors America, Inc.
The board accepted the donation of a 2010 Kia Sorento, 2011 Kia Optima, and 2011 Kia Sportage from Kia Motors America, Inc., as presented.

1.6 Approval of Consent Calendar – (cont.)

5.15 Approval of Independent Contractors

The board approved the following independent contractor: McClowry Educational Consulting Corporation, Michele McClowry, C.P.A for Business Operations/Fiscal Services consulting services to provide financial, budget, evaluation and accounting services as the Interim Assistant Vice Chancellor – Fiscal Services. Dates of service are May 1, 2011, through September 30, 2011. The fee is estimated at \$65,000.

5.16 Approval of Purchase Orders

The board approved the purchase order listing for the period March 13, 2011, through April 9, 2011.

Mr. Yarbrough arrived at this time.

It was moved by Mr. Hanna, seconded by Mr. Yarbrough, and carried unanimously to suspend the rules and consider Item 4.1 (Santa Ana College Upward Bound Summer Residential Contract) before recessing to closed session.

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

2.1 Report from Chancellor

Dr. Raúl Rodríguez, Chancellor, provided a report to the board.

2.2 Reports from College Presidents

The following college presidents provided reports to the board:

Dr. Erlinda Martinez, President, Santa Ana College (SAC)
Mr. Juan Vázquez, President, Santiago Canyon College (SCC)

Ms. Woolery arrived during Mr. Vázquez' report.

2.3 Report from Student Trustee

Mr. Nathan Selvidge was not in attendance at this time.

2.4 Reports from Student Presidents

The following student presidents provided reports to the board on behalf of the Associated Student Government (ASG) organizations:

Mr. Kevin Dilger, Student President, Santiago Canyon College
Ms. Nadia Lopez, Student President, Santa Ana College

2.5 Reports from Academic Senate Presidents

The following academic senate presidents provided reports to the board:

Mr. Morrie Barembaum, Academic Senate President, Santiago Canyon College
Mr. John Zarske, Academic Senate President, Santa Ana College

4.1 Approval of Santa Ana College Upward Bound Summer Residential Contract

It was moved by Mr. Yarbrough, and seconded by Mr. McLoughlin, to approve the agreement between Chapman University and Santa Ana College Upward Bound Program. Discussion ensued. The motion carried unanimously.

RECESS TO CLOSED SESSION

The board convened into closed session at 5:03 p.m. to consider the following items:

1. Public Employment (pursuant to Government Code Section 54957[b][1])
 - a. Full-time Faculty
 - b. Part-time Faculty
 - c. Classified Staff
 - d. Student Workers
 - e. Professional Experts
 - f. Educational Administrator Appointments
 - (1) Administrative Dean
 - (2) Associate Dean
 - (3) Director
 - (4) Vice President
 - g. Other Educational and Classified Administrators
2. Conference with Legal Counsel: Existing Litigation (pursuant to Government Code Section 54956.9[a])

Matt Johnson, et al. v. Rancho Santiago Community College District, et al, U.S. District Court Case No. SACV 04-00280 JVS (MLGx)

Quisenberry v. Rancho Santiago Community College Foundation et al, Los Angeles Superior Court Case BC443003
3. Conference with Legal Counsel: Anticipated/Potential Litigation (pursuant to Government Code Section 54956.9[b]-[c]) (2 cases)
4. Conference with Labor Negotiator (pursuant to Government Code Section 54957.6)

Agency Negotiator: Mr. John Didion, Executive Vice Chancellor of Human Resources & Educational Services

Employee Organizations: Faculty Association of Rancho Santiago Community College District
California School Employees Association, Chapter 579
Continuing Education Faculty Association
Child Development Centers Teachers Association

RECONVENE

The board reconvened at 6:16 p.m.

Closed Session Report

Mr. McLoughlin reported the board discussed the abovementioned items, and there was no action taken during closed session.

Public Comment

There were no public comments.

3.0 HUMAN RESOURCES

3.1 Management/Academic Personnel

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve the following action on the management/academic personnel docket:

- Approve Revised Job Descriptions
- Approve Appointments
- Ratify Resignations/Retirements
- Approve Rehiring of Temporary Non-tenure Track Employees per E.C. 87470
- Approve Contract Extension Days for 2010-2011
- Approve Sabbatical Leaves of Absence
- Approve Part-time/Hourly Hires/Rehires

3.2 Classified Personnel

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve the following action on the classified personnel docket:

- Approve New Appointments
- Approve Voluntary Furloughs
- Approve Changes in Positions
- Approve Changes in Salary Placements
- Ratify Resignations/Retirements
- Approve New Appointments
- Approve Temporary Assignments
- Approve Additional Hours for On Going Assignments
- Approve Substitute Assignments
- Approve Miscellaneous Positions
- Approve Instructional Associates/Associate Assistants
- Approve Community Service Presenters
- Approve Volunteers

3.3 Approval of Mutual Non-Disclosure Agreement with American Fidelity Assurance and Authorization for Voluntary Payroll Deductions

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve and authorize the Executive Vice Chancellor of Human Resources and Educational Services to execute the Mutual Non-Disclosure and Services Agreement with American Fidelity Assurance Company.

3.4 Approval of Voluntary Payroll Deduction: United Pet Care

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve United Pet Care as an authorized payroll deduction.

4.0 INSTRUCTION

Item 4.1 was approved before recessing to closed session. Items 4.2, 4.3, 4.5, 4.6, and 4.7 were approved as part of Item 1.6 (Consent Calendar).

4.4 Approval of Agreement with Apple Computer, Inc., for Digital Media Center (DMC) to be designated as an Apple Certified Training Center for Education

It was moved by Mr. Yarbrough and seconded by Mr. McLoughlin to approve the agreement with Apple Computer for the DMC to be designated as an Apple Certified Training Center for Education. Discussion ensued. The motion carried unanimously.

5.0 BUSINESS OPERATIONS/FISCAL SERVICES

Items 5.1, 5.2, 5.4, 5.5, and 5.7 through 5.16 were approved as part of Item 1.6 (Consent Calendar).

5.3 Approval of Additional Consulting Services – The Dolinka Group

It was moved by Mr. Yarbrough and seconded by Mr. Labrado to approve additional consulting services of The Dolinka Group as presented. Discussion ensued. The motion carried unanimously.

5.6 Approval of Architect Change Order – Athletic/Aquatic Center at Santiago Canyon College (SCC)

It was moved by Mr. Yarbrough and seconded by Mr. McLoughlin to approve amending and increasing the Austin Company architectural agreement in the amount of \$26,900 as presented. Discussion ensued. The motion carried unanimously.

6.0 GENERAL

6.1 First Reading of New and Revised Board Policies

These policies were presented for a first reading as information:

BP 9002.1 (new) – Conflict of Interest
BP 9005 (revised) – Vacancies
BP 9008 (revised) – Duties of the Officers
BP 9012 (revised) – Meetings - Regular
BP 9014 (revised) – Public Participation at Board Meetings
BP 9014.1 (new) – Speakers
BP 9014.2 (new) – Decorum
BP 9015 (revised) – Agendas
BP 9026 (revised) – Closed Sessions
BP 9028 (revised) – Board Education
BP 9031 (new) – Minutes
BP 9033 (new) – Participation in Local Decision Making
BP 9034 (new) – Presentation of Initial Collective Bargaining Proposals
BP 9035 (new) – Personal Use of Public Resources
BP 9036 (new) – Communications Among Board Members

6.2 Adoption of Resolution No. 11-08 - Reduction in Trustee Compensation

It was moved by Mr. Yarbrough and seconded by Mr. Labrado to adopt Resolution No. 11-08, authored by Ms. Woolery, to continue the reduction in trustee compensation for an additional year. Discussion ensued. The motion carried unanimously.

6.3 Report from Board Committees

Mr. Labrado provided a report on the April 21, 2011, Board Facilities Committee meeting.

6.4 Board Member Comments

Board members commended staff on the success of the joint board meeting held with Santa Ana Unified School District on April 19, 2011.

Mr. Yarbrough asked that the meeting be closed in memory of founding board member John Albert White who served on the board for ten years and died on April 10, 2011. He asked that Mr. Conley to extend condolences to the family on behalf of the board.

Mr. McLoughlin indicated he plans to attend the Santa Ana *Adelante!* event on May 6 at Cal State Fullerton.

Mr. Labrado thanked Ms. Woolery for bringing Resolution No. 11-08 (Reduction in Trustee Compensation) to the board for approval.

6.4 Board Member Comments – (cont.)

Mr. Conley reported he recently attended a groundbreaking ceremony for SCC Humanities and Athletic buildings and a reception for Mr. Tom Torlakson, State Superintendent of Public Instruction. As a new commissioner, Mr. Conley reported on his orientation and a meeting for the California Student Aid Commission in Sacramento.

7.0 **ADJOURNMENT**

The next regular meeting of the Board of Trustees will be held on Tuesday, May 10, 2011.

There being no further business, Mr. Conley declared this meeting adjourned at 6:45 p.m. in honor of John Albert White, former founding trustee.

Respectfully submitted,

Dr. Raúl Rodríguez
Chancellor

Approved: _____
Clerk of the Board

Minutes approved: May 10, 2011