

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

Board of Trustees (Regular meeting)

Tuesday, November 12, 2013

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The meeting was called to order at 4:32 p.m. by Ms. Arianna Barrios. Other members present were Ms. Claudia Alvarez, Mr. John Hanna, Mr. Larry Labrado, Ms. Nelida Mendoza Yanez, Mr. Jose Solorio, and Mr. Phillip Yarbrough. Due to class on Tuesday evenings for Mr. Luis Correa, he was unable to attend the meeting.

Administrators present during the regular meeting were Mr. John Didion, Mr. Peter Hardash, 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. Solorio.

1.3 Approval of Additions or Corrections to Agenda

It was moved by Mr. Yarbrough, seconded by Mr. Solorio, and carried unanimously to approve an addendum for Item 3.1 (Academic/Management Personnel), an addendum for Item 3.2 (Classified Personnel), and a revised page for Item 3.4 (Board Travel/Conferences).

1.4 Public Comment

Ms. Barbara Lamere spoke regarding Centennial Park parking spaces being used by students attending Centennial Education Center.

Mr. Craig Alexander and Mr. Dave Everett spoke regarding Item 6.6 (Community and Student Workforce Project Agreement Negotiations with Los Angeles-Orange County Building and Construction Trades Council/Craft Unions/Carpenters Union).

1.5 Approval of Minutes

It was moved by Mr. Yarbrough, seconded by Mr. Solorio, and carried unanimously to approve the minutes of the meeting held October 28, 2013.

1.6 Approval of Consent Calendar

It was moved by Mr. Yarbrough, seconded by Ms. Alvarez, and carried unanimously to approve the recommended action on the following items (as indicated by an asterisk on the agenda) on the Consent Calendar:

4.1 Approval of New OTA Agreement – Laguna Hills Health and Rehabilitation Center

The board approved the agreement with Laguna Hills Health and Rehabilitation Center in Laguna Hills, California.

4.2 Confirmation of Santa Ana College (SAC) Associate Degrees and Certificates for Summer 2013

The board confirmed the list of recipients of the SAC Associate Degrees and Certificates for summer 2013 as presented.

4.3 Confirmation of Santiago Canyon College (SCC) Associate Degrees and Certificates for Summer 2013

The board confirmed the list of recipients of the SAC Associate Degrees and Certificates for summer 2013 as presented.

4.4 Approval of Santa Ana College Community Services Program for Spring 2014

The board approved the proposed SAC Community Services program for spring 2014 as presented.

4.5 Approval of Santiago Canyon College Community Services Program for Spring 2014

The board approved the proposed SCC Community Services program for spring 2014 as presented

5.1 Approval of Payment of Bills

The board approved payment of bills as submitted.

5.2 Approval of Budget Increases/Decreases and Budget Transfers

The board approved budget increases, decreases and transfers from September 11, 2013, to September 30, 2013.

5.3 Approval of Quarterly Financial Status Report (CCFS-311Q) for Period Ended September 30, 2013

The board approved the CCFS-311Q for the period ending September 30, 2013, as presented.

1.6 Approval of Consent Calendar – (cont.)

5.5 Adoption of Resolution No. 13-40 – Change Order #9 for Bid #1134 - Contract with Tropical Plaza Nursery, Inc. for Landscaping for Humanities Building at Santiago Canyon College

The board adopted Resolution No. 13-40 for Tropical Plaza Nursery, Inc. for Bid #1134 for landscaping for the Humanities building at SCC.

5.6 Approval of Change Order #2 for Bid #1142 – Contract with JPI Development Group, Inc. for Fire Suppression for Humanities Building at Santiago Canyon College

The board approved change order #2 for Bid #1142 for JPI Development Group, Inc. for fire suppression for the Humanities building at SCC as presented.

5.7 Approval of Change Order #13 for Bid #1146 – Contract with Inland Building Construction Company, Inc. for Framing and Elevators for Humanities Building at Santiago Canyon College

The board approved change order #13 for Bid #1146 for Inland Building Construction Company, Inc. for the Humanities building at SCC as presented.

5.8 Approval of Notice of Completion for Bid #1137 – Contract with Industrial Masonry, Inc. for Masonry for Humanities Building at Santiago Canyon College

The board approved the Notice of Completion with Industrial Masonry, Inc. for masonry for the Humanities building at SCC as presented.

5.9 Approval of Notice of Completion for Bid #1138 – Contract with Blazing Industrial Steel, Inc. for Structural Steel and Metals for Humanities Building at Santiago Canyon College

The board approved the Notice of Completion with Blazing Industrial Steel, Inc. for structural steel and metals for the Humanities building at SCC as presented.

5.10 Approval of Notice of Completion for Bid #1141 – Contract with West-Tech Mechanical for HVAC for Humanities Building at Santiago Canyon College

The board approved the Notice of Completion with West-Tech Mechanical for HVAC for the Humanities building at SCC as presented.

5.11 Approval of Notice of Completion for Bid #1146 – Contract with Inland Building Construction Company, Inc. for Miscellaneous Painting for Chapman Road Entry and Learning Resource Center (LRC) Parking Lot at Santiago Canyon College

The board approved the Notice of Completion with Inland Building Construction Company, Inc. for miscellaneous painting for the Chapman Road entry and LRC parking lot at SCC as presented.

1.6 Approval of Consent Calendar – (cont.)

5.12 Approval of Notice of Completion for Bid #1147 – Contract with Inland Empire Architectural Specialties for Interior Systems for Humanities Building at Santiago Canyon College

The board approved the Notice of Completion with Inland Empire Architectural Specialties for interior systems for the Humanities building at SCC as presented.

5.13 Approval of Notice of Completion for Bid #1147 – Contract with Inland Empire Architectural Specialties for Parking Signs for Chapman Road Entry and Learning Resource Center Parking Lot at Santiago Canyon College

The board approved the Notice of Completion with Inland Empire Architectural Specialties for parking signs for the Chapman Road entry and LRC parking lot at SCC as presented.

5.14 Approval of Notice of Completion for Bid #1151 – Contract with Southern California Grading for Grading for Humanities Building at Santiago Canyon College

The board approved the Notice of Completion with Southern California Grading for grading for the Humanities building at SCC as presented.

5.15 Approval of Rejection of All Bids for Bid #1217 – Purchase of Two Lincoln Electric System 5 Robotic Welders (or Equal)

The board approved rejecting all bids for Bid #1217 – Purchase of Two Lincoln Electric System 5 Robotic Welders (or equal) and rebid as presented.

5.16 Approval of San Diego Unified School District Contract #GD-13-0006-64 to Waxie Sanitary Supply

The board approved the district's use of the San Diego Unified School District Contract #GD-13-0006-64 awarded to Waxie Sanitary Supply as presented.

5.17 Approval of Purchase Orders

The board approved the purchase order listing for the period October 13, 2013, through October 26, 2013.

6.1 Approval of Resource Development Items

The board approved the budgets, acceptance of grants, and authorization for the chancellor or his designee to enter into related contractual agreements on behalf of the district for the following:

- California Early Childhood Mentor Program (SAC/SCC) \$ 1,900
- Enrollment Growth for Nursing ADN Programs – Year 2 \$78,500
(SAC) – *Augmentation*

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

2.1 Report from Chancellor

Dr. Raúl Rodríguez, Chancellor, provided a report to the board. He encouraged board members to complete an online education program related to accreditation and discuss a schedule for professional development for the board.

2.2 Reports from College Presidents

The following college representatives provided reports to the board.

Dr. Erlinda Martinez, President, Santa Ana College
Mr. Juan Vázquez, President, Santiago Canyon College

Dr. Martinez reported those involved in the accreditation process on campus had completed the online education program related to accreditation.

2.3 Report from Student Trustee

Mr. Luis Correa, Student Trustee, was not in attendance due to a class on Tuesday evenings.

2.4 Reports from Student Presidents

Mr. Jorge Sandoval, Student President, Santa Ana College, was not in attendance; therefore, Mr. Hector Soberano, Director of Green Operations, Santiago Canyon College, provided a report to the board on behalf of the Associated Student Government (ASG) organizations from Santa Ana College and Santiago Canyon College.

2.5 Reports from Academic Senate Presidents

The following academic senate representatives provided reports to the board:

Ms. Corinna Evett, Academic Senate President, Santiago Canyon College
Mr. John Zarske, Academic Senate President, Santa Ana College

Since all the board members would not be in attendance later in the meeting, Ms. Barrios requested Item 6.6 (Community and Student Workforce Project Agreement Negotiations with Los Angeles-Orange County Building and Construction Trades Council/Craft Unions/Carpenters Union) and Item 6.5 (Board of Trustees Express Interest in Board Officer Positions) be considered at this time.

It was moved by Mr. Yarbrough, seconded by Mr. Hanna, and carried unanimously to suspend the rules and consider Item 6.6 at this time.

6.6 Discussion of Community and Student Workforce Project Agreement Negotiations with Los Angeles-Orange County Building and Construction Trades Council/Craft Unions/Carpenters Union

It was moved by Mr. Yarbrough and seconded by Ms. Alvarez to have board members formally agree to refrain from any discussion of negotiations on the Community and Student Workforce Project Agreement (CSWPA) in closed session unless or until more conclusive information is provided to clarify the legality of such discussions in closed session per the Brown Act. Discussion ensued.

Mr. Hanna moved to amend the motion (in *italics*) to the following: It is recommended that the board formally agree to *continue its practice* to refrain from any discussion of negotiations on the Community and Student Workforce Project Agreement in closed session unless or until more conclusive information is provided to clarify the legality of such discussions in closed session per the Brown Act. Discussion ensued. The motion carried unanimously.

Mr. Labrado asked that the docket coversheet be amended (strikethrough and in *italics*) to read: The chancellor, who is the chief negotiator for the district, will confer with the ~~board president~~ *board's executive committee (president, vice president, and clerk)* if there are matters to discuss related to the negotiations. Mr. Yarbrough accepted this as a friendly amendment.

The motion carried unanimously to have the board members agree to continue its practice to refrain from any discussion of negotiations on the Community and Student Workforce Project Agreement in closed session unless or until more conclusive information is provided to clarify the legality of such discussions in closed session per the Brown Act.

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to suspend the rules and consider Item 6.5 at this time.

6.5 Board of Trustees Express Interest in Board Officer Positions

The board president solicited expressions of interest from board members regarding service as president, vice president, clerk, and committee assignments for 2013-2014. The following board members expressed interest in the following positions and committee assignments:

President - Mr. Solorio

Vice President - Mr. Labrado

Clerk - Ms. Alvarez

Facilities Committee (Mr. Labrado, Ms. Mendoza Yanez)

Fiscal and Audit Review Committee (Mr. Yarbrough)

Legislative Committee (Ms. Alvarez)

Policy Committee (Mr. Hanna, Mr. Labrado, Ms. Alvarez)

2.6 Informational Presentation on Bond Projects

Ms. Carri Matsumoto, Assistant Vice Chancellor, Facility Planning & District Construction and Support Services, provided a report to the board on Measure E and Measure Q Bond Projects.

Ms. Alvarez left the meeting during the presentation on bond projects.

4.0 INSTRUCTION

All items were approved as part of Item 1.6 (Consent Calendar).

5.0 BUSINESS OPERATIONS/FISCAL SERVICES

Items 5.1, 5.2, 5.3, and 5.5 through 5.17 were approved as part of Item 1.6 (Consent Calendar).

5.4 Quarterly Investment Report as of September 30, 2013

The quarterly investment report as of September 30, 2013, was presented as information.

6.0 GENERAL

Item 6.1 was approved as part of Item 1.6 (Consent Calendar). Item 6.6 and 6.5 (in that order) were considered after Item 2.5 (Reports from Academic Senate Presidents).

6.2 Adoption of Resolution No. 13-41 in Honor of Lorenzo A. Ramirez

It was moved by Mr. Yarbrough and seconded by Mr. Hanna to adopt Resolution No. 13-41 in honor of Lorenzo A. Ramirez. Discussion ensued. The motion carried unanimously.

6.3 Adoption of Resolution No. 13-42 to Reaffirm Board Policy 2200 Board Duties and Responsibilities

It was moved by Mr. Yarbrough and seconded by Mr. Solorio to adopt Resolution No. 13-42 to reaffirm BP 2200 Board Duties and Responsibilities. Mr. Hanna explained that BP 2200 is an important policy whereby the board delegates power and authority to the chancellor to effectively lead the district except for power that is non-delegable by statute, and should be reaffirmed (with three other board policies) at the annual organizational meeting in December. The motion carried unanimously.

6.4 Review of RSCCD Board of Trustees Self-Evaluation

The Board of Trustees reviewed the evaluation responses. Mr. Hanna commented that the board considered the survey responses from community and staff when completing its self-evaluation survey. He indicated board members responded to ideas suggested by the community and staff, including updating the survey instrument to reflect how the district currently elects its trustees. Mr. Hanna stated that the board needs to work with the college community to reassure them that board members have a fiduciary responsibility and duty to the entire district, not just a particular area. He expressed appreciation to each board member for 100% (8 out of 8) response in completing the survey. The board completed the self-evaluation process for 2013.

6.7 Reports from Board Committees

Ms. Barrios provided a report on the November 7, 2013, Orange County Community Colleges Legislative Task Force (OCCCLTF) meeting.

6.8 Board Member Comments

Mr. Yarbrough reported that he will be speaking at the SCC Academic Senate meeting on December 3.

Mr. Yarbrough asked the chancellor to research the district's costs related to the Affordable Care Act.

Mr. Yarbrough indicated the Tustin National Junior Basketball Association is quite impressed with the basketball facilities and staff at SCC.

Mr. Yarbrough visited SCC recently and was impressed by the growth of the campus.

Mr. Solorio reported on the "Book vs. Machine Textbook" forum held on October 29.

Mr. Hanna commended the men's soccer team on its recent 6-2 win over Cypress College.

Ms. Mendoza Yanez reported she attended the Sheriff's Academy graduation #207 on October 29 and encouraged board members to attend a future graduation.

Ms. Mendoza Yanez asked that the meeting be closed in honor of veterans.

Mr. Labrado asked the chancellor to research and respond to the SAC professor that gave a presentation at "Books vs. Machine" forum regarding his comments that the district's policies were inhibiting him from technologic progress.

Ms. Barrios recognized Mr. George Urch, Community Representative for the Orange County Community College Legislative Task Force.

6.8 Board Member Comments - (cont.)

Ms. Barrios thanked everyone for their encouragement and assistance this year as the board president, and asked the Academic Senate presidents if she could meet with them soon.

Ms. Barrios reported that she is looking forward to attending the SCC Holiday Showcase on November 30.

RECESS TO CLOSED SESSION

The board convened into closed session at 7:00 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. Educational Administrator Appointments
 - (1) Administrative Dean
 - (2) Associate Dean
 - (3) Director
 - (4) Vice President
 - f. Other Educational and Classified Administrators
2. 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
California School Employees Association, Chapter 888
Continuing Education Faculty Association
3. Public Employee Discipline/Dismissal/Release (pursuant to Government Code Section 54957[b][1])
4. Student Expulsion (pursuant to Education Code 72122)
Student I.D. #1371390

RECONVENE

The board reconvened at 7:15 p.m.

Closed Session Report

Mr. Labrado reported the board discussed the aforementioned items and voted unanimously (Ms. Alvarez absent) to suspend Ms. Penny Wilkerson, Human Resources Analyst, for five (5) days, and sustain expulsion of Student #1371390.

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. Solorio, and carried unanimously to approve the following action on the management/academic personnel docket:

- Approve Employment Agreements
- Approve Interim Assignments
- Approve Permanent 2013/2014 FARSCCD 175 Day Contract Salary Schedule
- Approve Permanent 2013/2014 FARSCCD 192 Day Contract Salary Schedule
- Approve Permanent 2013/2014 FARSCCD 225 Day Contract Salary Schedule
- Approve Permanent 2013/2014 FARSCCD Part-time/Beyond Contract (Overload) Hourly Salary Schedule
- Approve Permanent 2013/2014 FARSCCD Credit Summer Hourly Salary Schedule
- Approve Permanent 2013/2014 FARSCCD Non-credit Summer Hourly Salary Schedule
- Approve 2013/2014 FARSCCD 175 Day Contract Step Increases
- Approve 2013/2014 FARSCCD 192/225 Day Contract Step Increases
- Approve 2013/2014 FARSCCD Beyond Contract (Overload) Step Increases
- Approve 2013/2014 FARSCCD Part-time Hourly Step Increases (Step 4)
- Approve 2013/2014 FARSCCD Part-time Hourly Step Increases (Step 5)
- Approve Appointments
- Ratify Resignations/Retirements
- Approve Adjusted Effective Date of Ratification of Resignations/Retirements
- Approve Leaves of Absence
- Approve Stipends
- Approve Part-time Hourly Hires/Rehires

3.2 Classified Personnel

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

- Approve Changes in Position
- Approve Leaves of Absence
- Ratify Resignations/Retirements
- Approve New Appointments
- Approve Temporary Assignments
- Approve Additional Hours for On Going Assignments
- Approve Miscellaneous Positions

3.2 Classified Personnel - (cont.)

- Approve Instructional Associates/Associate Assistants
- Approve Volunteers
- Approve Student Assistant Lists

3.3 Approval and Public Disclosure of Collective Bargaining Agreement between Rancho Santiago Community College District (RSCCD) and Faculty Association of Rancho Santiago Community College District (FARSCCD)

It was moved by Mr. Yarbrough, seconded by Mr. Solorio, and carried unanimously to approve the collective bargaining agreement with FARSCCD for the period of July 1, 2013, through June 30, 2014.

3.4 Authorization for Board Travel/Conferences

It was moved by Mr. Yarbrough, seconded by Mr. Solorio, and carried unanimously to approve the submitted conference and travel by a board member.

7.0 ADJOURNMENT

The next regular meeting of the Board of Trustees will be held on Monday, December 9, 2013.

There being no further business, Ms. Barrios declared this meeting adjourned at 7:18 p.m., in honor of veterans and those currently serving in the armed forces.

Respectfully submitted,

Raúl Rodríguez, Ph.D.
Chancellor

Approved: _____
Clerk of the Board

Minutes approved: December 9, 2013