

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
RONALD REAGAN BOARD OF TRUSTEES ROOM, ROOM 145,
HEALTH SCIENCES/DISTRICT OFFICES BLDG., SADDLEBACK COLLEGE

MINUTES OF THE BOARD OF TRUSTEES' MEETING
June 22, 2009

PRESENT

Members of the Board of Trustees:

Donald P. Wagner, President
John S. Williams, Vice President
Thomas A. Fuentes, Clerk
William O. Jay, Member
David B. Lang, Member
Marcia Milchiker, Member
Nancy M. Padberg, Member
Bi'Anca Bailey, Student Member

Administrative Officers:

Raghu P. Mathur, Chancellor
Gary Poertner, Deputy Chancellor
Robert Bramucci, Vice Chancellor, Technology and Learning Services
David Bugay, Vice Chancellor, Human Resources
Tod Burnett, President Saddleback College
Glenn Roquemore, President Irvine Valley College
Randy Peebles, Provost, ATEP

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 Discipline/Dismissal/Release (2)

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 (1)

C. Conference with Real Property Negotiators (GC Section 54956.8)

1. Lease of Property by District: Portion of Saddleback College site; Agency Designated Representative - Dr. Raghu Mathur; Negotiating parties: MG Properties; Under negotiation: Price and terms of payment.

D. Conference with Legal Counsel (GC Section 54956.9)

1. Anticipated Litigation/Significant Exposure to Litigation (GC Section 54956.9[b][1] and [b][3][A]) (2 cases)

RECONVENE OPEN SESSION: 6:30 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation Led by Trustee Dave Lang

2.3 Pledge of Allegiance Led by Trustee Marcia Milchiker

2.4 Resolutions / Presentations / Introductions

Presentation: Fumiko Ishii, Irvine Valley College Professor of Japanese Language & Culture .

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 two minutes each.

3.0 REPORTS

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

A. Board Reports

Trustees Jay, Fuentes, Wagner and Student Trustee Bailey gave reports.

B. Chancellor's Report

There was no report from the Chancellor.

C. Board Request(s) for Report(s)

4.0 DISCUSSION ITEM

4.1 SOCCCD: Online Education Programs

Discussion of Online Education Programs at Saddleback College and Irvine Valley College.

Dr. Robert Bramucci, Vice Chancellor, Technology and Learning Services; Dr. Patricia Flanigan, Dean, and Claire Cesareo-Silva, Chair, Distance Education Committee, and Professor, Social and Behavioral Sciences, Saddleback College; and Dr. Roger Owens, Dean, Fine Arts, Business Science, and College Online Education, Irvine Valley College reported on online degree and certificate programs.

The Board President announced that Items 6.1, 6.2 and 6.3 would be advanced.

6.3 ATEP: Agreement with HCTD, LLC

Approve agreement with HCTD to provide project development services for the ATEP project.

On a motion made by Trustee Williams and seconded by Trustee Jay this item passed on a 7-0 vote.

6.1 Irvine Valley College: 2009-2010 Associated Students Tentative Budget

Approve the Associated Students of Irvine Valley College (ASIVC) tentative budget for 2009-2010.

On a motion made by Trustee Padberg and seconded by Trustee Jay this item passed on a 7-0 vote.

6.2 Saddleback College: Associated Student Government Tentative Budget
Approve the Associated Student Government of Saddleback College Tentative Budget for 2009-10.

On a motion made by Trustee Fuentes and seconded by Trustee Williams this item passed on a 7-0.

The Board President announced a brief break at 7:55 p.m.

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.

Chancellor Mathur requested Item 5.13 be pulled from the Consent Calendar for this meeting.

Trustee Wagner requested Item 5.2 be pulled for separate discussion.

On a motion made by Trustee Jay and seconded by Trustee Williams the remaining items on the Consent Calendar were approved on a 7-0 vote.

5.1 SOCCCD: Board of Trustees Meeting Minutes
Approve minutes of a regular meeting held on May 26, 2009.

5.2 Saddleback College: Parking Bail Increase to Offset New State Legislative Surcharge Pursuant to SB 1407
Approve an increase of \$5.00 to the existing approved fines for parking violations at Saddleback College.

A motion was made by Trustee Padberg and seconded by Trustee Williams to approve this item.

A motion was made by Trustee Jay and seconded by Trustee Milchiker to divide the question.

On a 6-1 vote with Trustee Wagner opposing an increase of \$5.00 to the existing approved fines for parking violations at Saddleback College was approved.

On a motion made by Trustee Williams and seconded by Trustee Lang, the addition of three California Vehicle Code Section violations (4000(a), 5204(a), 5200, were approved on a 4-3 vote with Trustees Wagner, Jay and Milchiker opposing.

5.3 Saddleback College: Award of Bid 1091: Student Services Center: Cafeteria New Flooring and Admission and Records Space Renovations, Health Sciences: Room 206 Renovation

Approve award of bid to TBC Contractors Corporation in the amount of \$332,000 and approve the related agreement.

5.4 Saddleback College: Village Expansion Project: Purchase of Modular Buildings
Approve the use of the Class Leasing, Inc. piggyback agreement for the purchase of modular buildings for the Village Expansion Project in the amount of \$137,498.

5.5 Saddleback College: Village Expansion Project: Portable Interior Improvements
Approve the use of the Class Leasing, Inc. piggyback agreement for the portable interior improvements in the amount of \$2263,257

5.6 Saddleback College: Award of Bid 1085: Coffee Cart Operation Agreement
Authorize the Chancellor or his designee to complete contract negotiations and execute the agreement with Drip Coffee for Coffee Cart Operations at Saddleback College.

5.7 Saddleback College: Award of Bid 1085: Cafeteria Operation Agreement
Authorize the Chancellor or his designee to complete contract negotiations and execute the agreement with Newbeginnings, Inc. for Cafeteria Operations at Saddleback College.

5.8 Saddleback College: Award of Bid: Soft Drink Supplier Agreement
Authorize the Chancellor or his designee to complete contract negotiations and execute the agreement with Pepsi Bottling Corporation for the exclusive rights for the sale of soft drinks at Saddleback College.

5.9 Irvine Valley College: Grant Acceptance, Career Development Work-Based Learning Linkages to Professional Organizations
Accept the statewide leadership multi-year grant award of \$500,000.00 from the California Community College Chancellor's Office, grant RFA No. 08-034 from June 1, 2009 through May 31, 2011.

5.10 Irvine Valley College: Curriculum Revisions for the 2009-10 Academic Year
Approve the proposed changes in curriculum for the 2009-10 academic year as recommended by the Curriculum Committee and the Academic Senate.

5.11 Irvine Valley College: Change Order Requests: B200 Science Lab Annex and B239 Conversion
Approve change order requests resulting in an increase of \$51,741.80 in the project cost. The revised total contract amount is \$3,713,440.15.

5.12 Saddleback College and Irvine Valley College: Community Education Programs, Fall 2009

Approve Fall 2009 Community Education courses, presenters, and compensation as presented in Exhibits A and B.

5.13 Saddleback College: Settlement Agreement and General Release for Relocatable Building Leases

Approve Settlement Agreement and General Release with McGrath RentCorp dba Mobile Modular Management Corporation for leased relocatable buildings in the amount of \$291,257.

5.14 SOCCCD: Reimbursement to Trustees for Mileage to and from Required Board Meetings

Approve reimbursement for mileage to Trustees.

5.15 SOCCCD: Adopt Resolution No. 09-12: Appropriations Limit for 2009-2010 (Gann Limit)

Approve resolution establishing the required State constitutional appropriations limit for fiscal year 2009-2010.

5.16 SOCCCD: Purchase Order/Confirming Requisitions

Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P09-04913 through P09-05141 amounting to \$1,108,327.35 and P10-00054 through P10-00129 amounting to \$1,412,868.93. Confirming requisitions dated May 6, 2009 through June 2, 2009 totaling \$116,603.30.

5.17 SOCCCD: Payment of Bills

Approve Checks No. 081490 through 082427, processed through the Orange County Department of Education, totaling \$5,141,584.02; and Checks No. 009521 through 009533, processed through Saddleback College Community Education, totaling \$46,234.61; and Checks No. 008576 through 008581, processed through Irvine Valley College Community Education, totaling 24,900.18.

5.18 SOCCCD: Budget Amendment: Adopt Resolution No. 09-13: Amend 2008-2009 Restricted General Fund

Adopt resolution to amend the 2008-2009 adopted budget.

5.19 SOCCCD: Transfer of Budget Appropriations

Ratify as detailed in the report.

5.20 SOCCCD: Gifts to the District and Foundations

Approve gifts as presented.

5.21 SOCCCD: May/June 2009 Contracts

Ratify contracts as listed.

6.0 GENERAL ACTION ITEMS

At 8:54 p.m., on a motion made by Trustee Lang and seconded by Trustee Williams the meeting was extended for 30 minutes.

6.4 SOCCCD: Fiscal Year 2009-2010 District Tentative Budget
Approve District tentative budget for 2009-2010 as presented.

On a motion made by Trustee Jay and seconded by Trustee Williams this item passed on a 7-0.

6.5 SOCCCD: Five Year Construction Plan
Approve the District's Order of Priority for the Five Year Construction Plan.

On a motion made by Trustee Williams and seconded by Trustee Fuentes this item passed on a 7-0.

6.6 SOCCCD: District Mission and Vision and District-Wide Goals for 2009-2010
Reaffirm the District Mission and Vision statements and approve the District-Wide Goals for 2009-2010.

On a motion made by Trustee Lang and seconded by Trustee Fuentes this item passed on a 7-0.

6.7 Saddleback College: Basic Aid Funding for State Chancellor's Office Appropriations Delay
Approve the reallocation of \$15,272,000 from Saddleback College New Sciences Building to the Saddleback College James B. Utt Library Renovation.

On a motion made by Trustee Williams and seconded by Trustee Fuentes this item passed on a 7-0.

6.8 Irvine Valley College: Basic Aid Funding for State Chancellor's Office Appropriations Delay
Approve the reallocation of \$2,700,000 from the IVC Fine Arts Building to the BSTIC equipment phase.

On a motion made by Trustee Williams and seconded by Trustee Jay this item passed on a 7-0.

6.9 SOCCCD: Board Policy Revision: BP-3340: Cellular Telephone/ Personal Digital Assistant Usage Discussion/Approval

On a motion made by Trustee Williams and seconded by Trustee Fuentes this item passed on a 7-0.

6.10 SOCCCD: Classified Employee Lay-Off

Approve elimination of a categorically funded position due to the termination of funding.

On a motion made by Trustee Fuentes and seconded by Trustee Williams this item passed on a 7-0.

6.11 SOCCCD: Academic Personnel Actions - Regular Items

Approve New Personnel Appointments, Additional Compensation: General Fund, Categorical/Non-General Fund, Resignation/Retirement/Conclusion of Employment.

Vice Chancellor David Bugay noted a correction to the Academic Personnel Actions: Item A.1.b. should reflect a Salary Range II, Step 2.

On a motion made by Trustee Williams and seconded by Trustee Jay this item as amended passed on a 7-0 vote.

6.12 SOCCCD: Classified Personnel Actions - Regular Items

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, Leave of Absence/Reduced Hours, Resignation/Retirement/Conclusion of Employment, Volunteers.

Vice Chancellor David Bugay noted a correction to the Classified Personnel Actions: The effective date for item E.4 should be May 12, 2009 through June 4, 2009.

On a motion made by Trustee Lang and seconded by Trustee Williams this item as amended passed on a 7-0 vote.

7.0 REPORTS

7.1 SOCCCD: District Information Technology Update

A report as requested by the Board of Trustees on District Information Technology accomplishments, changes, and future plans.

7.2 SOCCCD: K-12 Student Registration

A report as requested by the Board of Trustees on K-12 student registration.

7.3 SOCCCD: Basic Aid Report

Projected receipts and approved projects.

7.4 SOCCCD: Facilities Plan Status Report

Status of current construction projects.

7.5 SOCCCD: List of Board Requested Reports
Reports requested by Trustees.

7.6 SOCCCD: Monthly Financial Status Report
Report displays the adopted budget, revised budget and transactions through May 31, 2009.

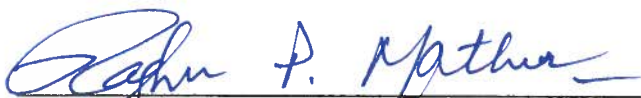
8.0 WRITTEN REPORTS

Reports by the following individuals and groups should be written and submitted through the docket process prior to distribution of the Board agenda packet.

9.0 ADDITIONAL ITEMS

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

The meeting was adjourned in memory of Charles Matheis at 9:31 p.m.


Raghu P. Mathur, Ed.D., Secretary