The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:30 p.m. with President Mona Field presiding.

On roll call the following members were present: Mona Field, Tina Park, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Kelly G. Candaele (arrived at 12:40 p.m.), Georgia L. Mercer (arrived at 12:40 p.m.), and Miguel Santiago (arrived at 12:31 p.m.). Student Trustee Rodney D. Robinson was not present (arrived at 2:00 p.m.).

Interim Chancellor Tyree Wieder was present.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – CLOSED SESSION AGENDA MATTERS

None.

RECESS TO CLOSED SESSION

During the Closed Session, the Board of Trustees will discuss potential litigation regarding a demand that the Joint Labor Management Benefits Committee be directed to follow The Ralph M. Brown Act.

Motion by Trustee Pearlman, seconded by Trustee Park, to recess to Closed Session in accordance with The Ralph M. Brown Act and the Education Code. The Board will discuss the matters on the Closed Session agenda as posted and announced (see Attachment A).

(Trustee Santiago arrived at 12:31 p.m.)

APPROVED: 5 Ayes

The regular meeting recessed to Closed Session at 12:31 p.m.

(Trustees Candaele and Mercer arrived at 12:40 p.m.)
(Student Trustee Robinson arrived at 2:00 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:32 p.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Student Trustee Rodney D. Robinson was present.

Interim Chancellor Tyree Wieder was present.

Student Trustee Robinson led the Pledge of Allegiance to the Flag.
Dr. Jamillah Moore, President, Los Angeles City College (LACC), welcomed the Board members to the College.

Four actors from the LACC Theatre Academy presented an excerpt from “Anton’s Uncles,” an adaptation of Anton Chekhov’s “Uncle Vanya.”

Dr. Moore acknowledged the LACC faculty and staff who were present. She announced that LACC has received a $100,000 donation from Wells Fargo to be used for scholarships. She further announced that LACC has also received a two-year $100,000 grant from Walmart.

**APPROVAL OF MINUTES**

Motion by Trustee Mercer, seconded by Student Trustee Robinson, to approve the following minutes:

Regular Meeting and Closed Session – December 2, 2009

Student Trustee Advisory Vote:  Aye (Robinson)
APPROVED:  7 Ayes

**REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE**

Mr. David Beaulieu, President, District Academic Senate, reported that the LACCD has received nearly $10 million from federal and state resources as a result of a series of planning meetings that were held last summer among faculty members from across the LACCD.

Dr. Tammy Robinson, President, Black Faculty and Staff Association, LACC, discussed the collaboration that took place during the Fall 2009 semester regarding brainstorming ideas about “green” technology grants. She indicated that this activity was attended by individuals from throughout the LACCD who were interested in providing more curriculum and more classes on each campus in order to fulfill the growing need for “green” technology jobs now and in the future.

Mr. James Butler-Zetino, ASO President, LACC, and Student Representative at the Resource Table, expressed his concern regarding the need to obtain permanent funding for the I-TAP Program. He also discussed the importance of the students to be involved in any decision-making processes that involve student issues.

**PUBLIC AGENDA REQUESTS (Category A)**

Oral Presentations
None.

Proposed Actions
None.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS
None.

**REPORTS AND RECOMMENDATIONS FROM THE BOARD**

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.
Report on Actions Taken in Closed Session – January 27, 2010

President Field indicated that The Ralph M. Brown Act requires that certain matters determined in Closed Session be reported during the public session that follows.

The Board took no actions required to be reported.

Reports of Standing and Special Committees

Trustee Scott-Hayes reported on this morning’s Planning and Student Success Committee meeting at which there were accreditation update presentations from West Los Angeles College (WLAC), Los Angeles Harbor College (LAHC), and Los Angeles Southwest College (LASC) and a Strategic Plan update from Los Angeles Trade-Technical College (LATTC).

Trustee Candaele reported on this morning’s Budget and Finance Committee meeting at which there was a presentation regarding the 2008-09 Annual Financial Report and energy and an update presentation regarding renewable energy program financing.

Trustee Pearlman reported on this morning’s Infrastructure Committee meeting at which there was a presentation regarding the WLAC Jefferson Entrance project and Master Plan Updates from LASC and Los Angeles Valley College (LAVC).

Com. No. BT1. Resolution – District Classified Employees Retirement

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. BT1. as follows:

WHEREAS, The classified employees identified below have been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employees have contributed significantly toward providing the highest quality of services to our students and the public on behalf of the Los Angeles Community College District; now, therefore, be it

RESOLVED, That the Personnel Commission and the Board of Trustees of the Los Angeles Community College District do hereby commend the employees for their contributions and extend best wishes in their retirement.

SUMMARY OF RETIRED CLASSIFIED EMPLOYEES
December 1, 2009 – December 31, 2009

<table>
<thead>
<tr>
<th>LAST NAME</th>
<th>FIRST NAME</th>
<th>JOB CLASSIFICATION</th>
<th>YEARS OF SERVICE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Monroe</td>
<td>Russel A.</td>
<td>Operations Manager</td>
<td>37</td>
<td>West</td>
</tr>
<tr>
<td>2 Turner</td>
<td>John W.T.</td>
<td>Operations Manager</td>
<td>36</td>
<td>East</td>
</tr>
<tr>
<td>3 Sawada</td>
<td>Eduardo G.</td>
<td>Senior Accountant</td>
<td>30</td>
<td>West</td>
</tr>
<tr>
<td>4 Ament</td>
<td>William C.</td>
<td>Carpenter</td>
<td>29</td>
<td>Harbor</td>
</tr>
<tr>
<td>5 Del Rosario</td>
<td>Anita H.</td>
<td>Senior Personnel Technician</td>
<td>25</td>
<td>District</td>
</tr>
<tr>
<td>6 Smith</td>
<td>Raymond L.</td>
<td>Custodian</td>
<td>21</td>
<td>Trade-Tech</td>
</tr>
<tr>
<td>7 Sopher</td>
<td>Brenda J.</td>
<td>Secretary</td>
<td>21</td>
<td>Pierce</td>
</tr>
<tr>
<td>8 Smith</td>
<td>Rosemary A.</td>
<td>Administrative Secretary</td>
<td>13</td>
<td>Valley</td>
</tr>
<tr>
<td>9 Muller</td>
<td>Dorothea A.</td>
<td>Assistant Bookstore Manager</td>
<td>12</td>
<td>West</td>
</tr>
<tr>
<td>10 Johnson</td>
<td>Miwako T.</td>
<td>Executive Assistant to the President</td>
<td>7</td>
<td>Pierce</td>
</tr>
</tbody>
</table>

Student Trustee Advisory Vote: Aye (Robinson)
ADOPTED: 7 Ayes
Com. No. BT2. Conference Attendance Authorization

Motion by Trustee Scott-Hayes, seconded by Student Trustee Robinson, to adopt Com. No. BT2.

Student Trustee Advisory Vote: Aye (Robinson)
ADOPTED: 7 Ayes

Com. No. BT3. Resolution – Limit Overhead Multiplier Rate to Program and Construction Management Consultants on Bond Program Activities

Motion by Trustee Field, seconded by Trustee Mercer, to adopt Com. No. BT3. as follows:

The following resolution is presented by Trustee Field:

WHEREAS, The Los Angeles Community College District's Proposition A, AA, and Measure J ballot language prohibit the expenditure of bond funds on District administrative salaries; and

WHEREAS, The Board of Trustees of the Los Angeles Community College District, sitting as Committee of the Whole on October 7, 2009, discussed with staff the status of consulting services provided for Campus and Districtwide Bond program management; and

WHEREAS, The Board of Trustees was briefed by staff on the nature of overhead multipliers, profit calculations, and other billing models including fixed hourly billing rate as well as the reasoning for composite teams addressing business outreach policies of the Board; and

WHEREAS, The Board of Trustees noted variation in the overhead multiplier used by individual firms comprising the consulting teams; and

WHEREAS, The Board of Trustees seeks consistency and efficiency in the basis of compensation for overhead expenses on the Bond program to consultants; and

WHEREAS, The Board of Trustees was advised by Staff that the current economic climate in the consulting industry is depressed and current timing is supportive of a reduction of consulting fees; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby endorses a requirement that Los Angeles Community College District Program Management and Construction Management Consultants shall be disallowed a multiplier on raw salary rates which exceed 2.0 for overhead expenses, exclusive of profit or eligible reimbursables, for all new contract awards and amendments to contracts for future services.

President Field explained the purpose of the resolution.

There was discussion regarding the resolution with respect to the effort to reduce the District’s Bond Program overhead expenses.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, distributed and discussed a document entitled “Build—LACCD Program Management Staffing,” which lists all of the individuals who are part of the Program Management Team.

Mr. Eisenberg distributed a copy of the resolution with proposed revisions.

Mr. Eisenberg distributed a document entitled “Program and Construction Management Billing Rates” and discussed the contents with respect to the overhead multiplier rates.
Trustee Santiago requested that documents such as this be provided to the Board members ahead of time.

Ms. Camille Goulet, General Counsel, indicated that the contract for each College Program Manager has a provision that they can be terminated on 30 days notice.

Mr. Eisenberg distributed a document entitled “Typical Consulting Rate Breakdown” and discussed the contents with respect to the hourly and annual rates for direct labor (employee salary), indirect/overhead labor, and indirect/overhead non-labor.

There was discussion regarding the program and construction management billing rates.

Trustee Mercer requested that the resolution be tabled and that Interim Chancellor Wieder bring it back for action with the necessary amendments.

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to table Com. No. BT3. until the regularly scheduled Board meeting of February 10, 2010.

Student Trustee Advisory Vote:  Aye (Robinson)  
APPROVED:  7 Ayes

TABLED.

(Trustee Pearlman left at 4:53 p.m.)

Com. No. BT4. Resolution – Sexual Harassment Awareness Month

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. BT4. as follows:

The following resolution is presented by Trustees Field, Candaele, Pearlman, Scott-Hayes, Mercer, Santiago, Park and Student Trustee Robinson:

WHEREAS, Sexual harassment is illegal, a form of sex discrimination, and is a violation of Title VII of the Civil Rights Act of 1964; and

WHEREAS, California Law AB1825 mandates sexual harassment training for supervisors and the Los Angeles Community College District's Prohibited Discrimination and Harassment Policy supports an education and training program for all employees; and

WHEREAS, The Los Angeles Community College District’s Chancellor and College Presidents supports having all employees educated about federal and state laws concerning sexual harassment violations; and

WHEREAS, Harmful attitudes, behaviors and misunderstandings allow sexual harassment violations to persist and allow victims/survivors to be re-victimized; and offenders to continue such behaviors; and

WHEREAS, “Sexual Harassment Awareness Month” is intended as a means of educating employees to the many actions and behaviors and their consequences that can contribute to and cause a hostile or offensive work and learning environment; and

WHEREAS, With proper education and promotion on the matter, we can be successful in raising better awareness of the seriousness of this issue and in turn reduce the number of incidents and complaints of sexual harassment in the workplace and on our campuses; and

WHEREAS, Proper education and promotion on the matter is the best way towards creating a harassment free community; and
WHEREAS, Creating a harassment free community requires the ongoing commitment on the part of everyone so that we can foster an environment that recognizes the worth and potential of every individual and promote the highest degree of respect among members of our college community; and

WHEREAS, The Board of Trustees of the Los Angeles Community College District strongly supports the efforts of the District’s Office of Diversity Programs and the Employee Assistance Program (EAP) to educate the college community about the significant impact and legal and liability ramifications of sexual harassment in the workplace and on our campuses; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District does hereby proclaim the month of February 2010 as “Sexual Harassment Awareness Month,” and encourages all employees to complete online training or workshops on Sexual Harassment in the Workplace.

Student Trustee Advisory Vote: Aye (Robinson)
ADOPTED: 6 Ayes

Com. No. BT5. Approve LATTC Strategic Plan Update

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. BT5.

Trustee Scott-Hayes indicated that the Planning and Student Success Committee recommends approval of the LATTC Strategic Plan.

Student Trustee Advisory Vote: Aye (Robinson)
ADOPTED: 6 Ayes

Com. No. BT6. Approve LATTC Mission Statement

Motion by Trustee Scott-Hayes, seconded by Student Trustee Robinson, to adopt Com. No. BT6.

Trustee Scott-Hayes indicated that the Planning and Student Success Committee recommends approval of the LATTC Mission Statement.

Student Trustee Advisory Vote: Aye (Robinson)
ADOPTED: 6 Ayes

(Trustee Pearlman returned at 5:01 p.m.)

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Interim Chancellor Wieder and action taken as indicated.

Update on The Ralph M. Brown Act

Ms. Goulet distributed a document entitled “California Public Meeting Requirements.” She administered a self-assessment test regarding The Ralph M. Brown Act. She gave a PowerPoint presentation and discussed the document regarding the principles of The Ralph M. Brown Act with respect to public meetings, Closed Session meetings, and the posting of public meeting notices and discussion items.

Ms. Miki Jackson addressed the Board regarding The Ralph M. Brown Act. She spoke in opposition to the cautionary language that is read before public speakers address the Board.
CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Field noted that Com. No. BF3. Receipt of Annual Audit and Com. No. FPD3. Authorize Purchase of Real Property have been withdrawn.

President Field entertained a motion to adopt the Consent Calendar Items as amended on Matters Requiring a Majority Vote, with the limitation that the Student Trustee’s vote shall not apply to HRD1., PC1., and the Correspondence.

Motion by Trustee Mercer, seconded by Trustee Park, to adopt the Consent Calendar Items as amended on matters requiring a majority vote.

President Field inquired if the Trustees have items that need clarification or separation for the vote.

The Trustees discussed the following Consent Calendar Items:

Com. No. BF2. Adopt Non-Resident Tuition
Com. No. BF3. Receipt of Annual Audit

Withdrawn.

Com. No. BSD1. Business Services Routine Report
Com. No. BSD2. Ratifications for Business Services
Com. No. FPD1. Facilities Planning and Development Routine Report

With respect to Roman Numeral II. Authorize Service Agreement as it relates to an agreement with Your Great Event to provide event planning services for the Ninth Annual Higher Education Sustainability Conference at no cost to the District, Trustee Mercer inquired as to how it can be guaranteed that there will be no cost to the District.

Mr. Eisenberg indicated that this item would be withdrawn and brought back for action with alternate language at a future Board meeting.

II. AUTHORIZE SERVICE AGREEMENT

Withdrawn.

Mr. Eisenberg noted that Roman Numeral XIII. Ratify Waiver of Collection of Lease Rental Income has been amended as follows:

XIII. RATIFY WAIVER OF COLLECTION OF LEASE RENTAL INCOME

Ratify waiver of collection of monthly rental income under the City College Coffee House lease agreement between the District and City College Foundation for the period of July 3, 2009 through August 30, 2009 and January 1, 2010 through January 31, 2010 in the total amount of $2000.

Background: The City College Coffee House was forced to close during this time period due to construction on campus and cancellation of classes during the second summer session and the winter session. As a result, the City College Foundation requested an abatement of its rent for two months.
Com. No. FPD2. Master Procurement Agreement for Furniture Dollies and Hand Trucks

Com. No. FPD3. Authorize Purchase of Real Property

Withdrawn.

Com. No. HRD1. Personnel Services Routine Actions

Com. No. ISD1. Approval of Educational Programs and Courses

Com. No. PC1. Personnel Commission Action

Correspondence

Accept recommended disposition of Correspondence.

The Student Trustee’s vote shall not apply to HRD1., PC1., and the Correspondence.

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

Ms. Goulet indicated that Com. Nos. FPD4., FPD5., and FPD6. could be acted upon at the same time.


Com. No. FPD5. Ratify a Resolution to Remediate an Emergency Condition at the South Gymnasium Project of Pierce College

Com. No. FPD6. Ratify an Emergency Resolution to Remediate a Potentially Hazardous Condition at the District Educational Services Center

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. Nos. FPD4., FPD5., and FPD6.

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

RECOMMENDATIONS FROM THE CHANCELLOR

Com. No. FPD7. Certify Los Angeles City College Environmental Impact Report Addendum and Approve Long Range Facilities Master Plan

Mr. Eisenberg indicated that Com. No. FPD7. has been withdrawn.

Withdrawn.

Scheduled speaker Ms. Laura Gutierrez withdrew her request to address the Board.

Mr. Daniel Wright addressed the Board regarding Com. No. FPD3. Authorize Purchase of Real Property (which has been withdrawn). He spoke in opposition to the proposed action to purchase the properties at 13410 Eldridge Avenue and 13229 Hubbard Street. He distributed a letter addressed to the Board of Trustees regarding this issue.
Presentation and Public Hearing for the Supplemental Environmental Impact Report and the Facilities Master Plan Update for Los Angeles Southwest College

Public Comment

None.

Mr. Eisenberg indicated that the Presentation and Public Hearing have also been withdrawn.

Withdrawn.

NOTICE REPORTS AND INFORMATIVES

Com. No. ISD/A. [Informative] Ratification of Student Travel

Presented by Interim Chancellor Wieder.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

None.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

None.

ADJOURNMENT

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adjourn.

Without objection, so ordered.

The regular meeting adjourned at 5:59 p.m.

TYREE WIEDER
Interim Chancellor and Secretary of the Board of Trustees

By:

Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Mona Field
President of the Board

Date April 14, 2010