The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:33 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, and Nancy Pearlman. Absent: Miguel Santiago (arrived at 12:50 p.m.), Sylvia Scott-Hayes. Student Trustee Rodney D. Robinson was not present (arrived at 2:00 p.m.).

Interim Chancellor Tyree Wieder was present.

Ms. Camille Goulet, General Counsel, indicated that with regard to Trustee Scott-Hayes’ illness, she anticipated the need to draft a potential motion for making the finding on the basis of an immediate action needed that will be acted upon during the public session this afternoon.

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

With respect to Com. No. HRD2. Employment Actions Regarding Academic Employees Roman Numeral II. March 15 Notice Regarding Nongranting of Tenure for Academic Employee, Ms. Nora Wright indicated that her representative Mr. Evan Wright, who was scheduled to address the Board on her behalf, is unable to address the Board due to illness. She requested that the Board postpone this item until the next Board meeting so that Mr. Wright will be able to address the Board.

Ms. Goulet indicated that in the absence of a motion to that effect from the Board of Trustees, this matter will continue as appropriately noticed.

Ms. Wright addressed the Board regarding Com. No. HRD2. Roman Numeral II. with respect to the proposed decision to not grant her tenure. She distributed a copy of her remarks.

RECESS TO CLOSED SESSION

The Board will not be discussing the case of Ganiron v. LACCD during Closed Session.

Motion by Trustee Mercer, 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).

APPROVED: 5 Ayes

The regular meeting recessed to Closed Session at 12:43 p.m.

(Trustee Santiago arrived at 12:50 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 3:36 p.m. with President Mona Field presiding.

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

Interim Chancellor Tyree Wieder was present.

Trustee Mercer led the Pledge of Allegiance to the Flag.

(Trustee Pearlman arrived at 3:38 p.m.)
(Trustee Santiago arrived at 3:41 p.m.)

WELCOMING REMARKS BY MR. ERNEST H. MORENO, PRESIDENT, EAST LOS ANGELES COLLEGE

Mr. Moreno welcomed the Board members to the College. He introduced Ms. Selina Chi, Dean, Resource Development and Community Relations, East Los Angeles College (ELAC).

Ms. Chi discussed the Office of Institutional Development with respect to the awarding of scholarships and grants. She introduced the following members of her staff:

Ms. Martha Pelayo, Project Director, Title V Grant; Dr. John Rude, Associate Dean, Institutional Development; and Ms. Martha Ermias, Assistant Dean, Grants Management.

Ms. Chi expressed her appreciation to Dr. Adriana Barrera, Deputy Chancellor, and Mr. Moreno for their support of the Title V grant projects.

Ms. Pelayo and Dr. Rude discussed the Title V grant projects and activities.

Dr. Rude introduced the Project Directors and Program Directors each of whom informed the Board of the value of their grants as follows:

Dr. Harry Lord, Program Director, Title V – Increasing Student and Faculty Engagement with Web 2.0 – $3.6 million

Ms. Linda Whitney, Program Director, Title V – Strengthening Academic Literacy for Underprepared Students – $2.9 million

Mr. Kamyar Khashyar, Project Director, College Cost Reduction and Access Act (CCRAA) – Engineering Transfer Pathway Cooperative – $500,000

Dr. Armando Rivera-Figueroa, Project Director, CCRAA – Green Science and Technology Curriculum – $2.4 million

Ms. Julie Benavides, Project Director, Early Care and Education Workforce Partnership – $1.3 million

A document entitled “Green Guide to East Los Angeles College” was distributed.

Ms. Martha Ermias, Assistant Dean, Grants Management, discussed the ELAC Grants Management Program.

Ms. Pelayo acknowledged the following individuals and commended them for their grants management efforts:

Mr. Fernando Fernandez, Director, Escalante Program; Ms. Laura Ramirez, Dean, Academic Affairs; Ms. Renee Martinez, Vice President, Workforce Education; and Ms. Karen Daar, Dean, Academic Affairs.
APPROVAL OF MINUTES

None.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Ms. Allison Jones, President, Administrators Association, indicated that today is the last Board meeting for Mr. Reginald McCoy, President, Supervisors’ Unit, SEIU, Local 721. She expressed her appreciation to Mr. McCoy for his many years of service to the LACCD.

Mr. McCoy expressed his appreciation to the Board of Trustees for giving him the opportunity to serve the students of the LACCD for more than 35 years.

On behalf of the Board of Trustees, President Field expressed her appreciation to Mr. McCoy for his passionate commitment to the students and to the District as a whole.

Ms. Rihao Gao, ASU President, ELAC, and Student Representative at the Resource Table, welcomed the Board members to the College and expressed her appreciation for giving the students an opportunity to express their concerns. She discussed the budget reductions and the impact on LACCD students.

PUBLIC AGENDA REQUESTS (Category A)

Oral Presentations

President Field entertained a motion to allocate 2-1/2 minutes per speaker regarding ELAC.

Motion by Trustee Mercer, seconded by Trustee Park, to allocate 2-1/2 minutes per speaker regarding ELAC.

Student Trustee Advisory Vote: Aye (Robinson)

APPROVED: 6 Ayes

President Field read the cautionary language for speakers and their personal responsibility and, potentially, personal liability for defamatory remarks.

The following students expressed their concerns regarding the budget cuts to the EOPS/CARE Program and Disabled Student Programs and Services (DSPS) as well as class section cuts:

   Ms. Christy Montoya, Ms. April Gonzalez, Mr. Ryan Astengo, Ms. Maria Ramos, Ms. Adriana Aguilar, Mr. Jerry Ramirez, Ms. Armida Orneles, and Mr. Jeffrey Hernandez.

President Field expressed her appreciation to the public speakers and encouraged them to contact their state legislators in order to discuss their concerns.

Mr. Moreno discussed the current budget situation and the efforts being made to meet the budget reduction goals.

Interim Chancellor Wieder indicated that cuts to the EOPS/CARE Program and DSPS were made at the state level—not by the Board of Trustees.

There was discussion regarding the budget situation and possible solutions.

Mr. Esteban Robledo addressed the Board regarding the misuse of ASO funds and efforts to obtain public records.

Mr. James Butler-Zetino addressed the Board regarding advocacy and the importance of supporting students’ rights. He expressed his appreciation to Dr. Jamillah Moore, President, Los Angeles City College (LACC), for her outstanding leadership efforts and her support of the students.

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 – February 24, 2010

President Field indicated that The Ralph M. Brown Act requires that certain matters decided during 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 Mercer reported on this morning’s Planning and Student Success Committee meeting at which there were presentations regarding Accreditation Midterm Report reviews for Los Angeles Mission College (LAMC), Pierce College, and Los Angeles Valley College (LAVC); the LAVC Strategic Plan Update Report; and the LACCD Governance & Functions Handbook review.

Trustee Pearlman reported on this morning’s Infrastructure Committee meeting at which there were presentations regarding the Master Plan for Los Angeles Trade-Technical College (LATTC) and the LACC Student Union Building project.

Finding: Absence-Illness Authorization

President Field indicated that in light of Trustee Scott-Hayes’ illness and the need to handle payroll issues, she is asking the Board to make a finding that there is a need for immediate action that arose after the agenda was posted, and that Trustee Scott-Hayes be paid despite her absence today because of illness, in keeping with the Board Rules and the Education Code. Such a motion would require five affirmative votes, or a unanimous vote if only four Trustees are present.

Motion by Trustee Mercer, seconded by Trustee Park, to find that Trustee Scott-Hayes should be paid for today’s Board meeting despite her absence pursuant to Board Rule 2104.12 because Trustee Scott-Hayes’ absence was due to illness.

Student Trustee Advisory Vote: Aye (Robinson)

APPROVED: 6 Ayes

Com. No. BT1. Resolution – Classified Employees Retirement

Motion by Trustee Pearlman, 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
January 1, 2010 – January 31, 2010

<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 Busey*</td>
<td>Lawrence</td>
<td>Operations Manager</td>
<td>35</td>
<td>City</td>
</tr>
<tr>
<td>2 Breton*</td>
<td>Michael S.</td>
<td>Physical Education Facilities Assistant</td>
<td>32</td>
<td>Trade-Tech</td>
</tr>
<tr>
<td>3 Whiting</td>
<td>Russ F.</td>
<td>Physical Education Lab. Technician</td>
<td>28</td>
<td>Harbor</td>
</tr>
<tr>
<td>4 Northrop*</td>
<td>Donna L.</td>
<td>Administrative Secretary</td>
<td>17</td>
<td>Pierce</td>
</tr>
<tr>
<td>5 Manalastas*</td>
<td>Venancio M.</td>
<td>Accountant</td>
<td>12</td>
<td>District</td>
</tr>
<tr>
<td>6 Gebhardt*</td>
<td>Karen M.</td>
<td>Life Science Lab. Technician</td>
<td>10</td>
<td>Pierce</td>
</tr>
</tbody>
</table>

*Due to late processing, the following employees were not listed on previous reports:
Effective date of November 20, 2009 – Michael Breton
Effective date of December 30, 2009 – Lawrence E. Busey, Donna L. Northrop, Venancio M. Manalastas, and Karen M. Gebhardt

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

Com. No. BT2. Approve Accreditation Midterm Reports

Motion by Trustee Mercer, seconded by Student Trustee Robinson, to adopt Com. No. BT2.

Trustee Mercer indicated that the Planning and Student Success Committee recommended approval of these reports at its meeting this morning.

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

Com. No. BT3. Resolution – A Statewide Day of Action to Support Public Education

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

The following resolution is presented by Trustee Field:

WHEREAS, California public education from pre-kindergarten through college and adult education is facing its most serious crisis in years, with funding cuts, tuition increases, reduction of college seats available, furlough days for educators and support staff, layoffs of employees, and outright closures of entire departments; and

WHEREAS, The budget crisis, coupled with the push for market driven reforms, is leading to reduced access to education; and

WHEREAS, Following successful statewide events at California State University, University of California, and community college campuses in September 2009, a broad grouping of the education community including the California Federation of Teachers (CFT) have endorsed a March 4, 2010 Day of Action (actions to be decided locally) with the slogan “Save public education! No budget cuts, fee hikes, or layoffs! For statewide students, workers, and faculty solidarity!”, now, therefore, be it
RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby supports the statewide day of action to be held on March 4, 2010 and the demands to: 1) restore full funding for all public education; 2) assure all of our students their right to a safe and free public education; 3) maintain the rights of education employees to guaranteed pay, benefits, and safe working conditions; and 4) ensure adequate funding for health, housing, jobs, and safety of all working people; and be it further

RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby encourages employees and students to support this day of action.

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


Motion by Trustee Mercer, seconded by Trustee Santiago, to adopt Com. No. BT4.

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

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 hereeto 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 Energy Financing

Interim Chancellor Wieder deferred to Ms. Jeanette Gordon, Chief Financial Officer/Treasurer.

Ms. Gordon indicated that the District is ready to enter into a lease-purchase agreement for its Southern California Edison projects. She presented an update regarding the question of how to finance the solar installations at Pierce College and Los Angeles Harbor College (LAHC). She further stated that, due to a recent IRS clarification, the District will qualify for an operating lease agreement as opposed to a power purchase agreement (PPA), which the Department of Water and Power (DWP) refuses to sign. This information will be provided to the Energy Oversight Committee on March 9, 2010 and a training session will be provided to the Board at the Board meeting of March 24, 2010.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, explained the operating lease agreement process.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

Trustee Pearlman requested that the following item be separated for the vote:

Com. No. BSD1. Business Services Routine Report

I. AUTHORIZE SERVICE AGREEMENTS

A. Authorize an agreement with HigherOne to provide the District with a student financial aid funds delivery program and automated teller machine installation and services. The District fee for each transaction/disbursement is set at $0.40 each. Contract period is March 1, 2010 to February 28, 2011 to provide for the pilot program, with the option of the District to extend the contract for four additional one-year terms through February 28, 2015. Annual cost not to exceed $40,000.
Background: 

There being no objection, Com. No. BSD1. Roman Numeral I. Item A. was separated for the vote.

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., HRD2., HRD3., HRD4., PC1., and the Correspondence, and with the exception of Com. No. BSD1. Roman Numeral I. Item A, which is separated for the vote.

Motion by Trustee Mercer, seconded by Trustee Park, to adopt the Consent Calendar Items as amended on matters requiring a majority vote, and with the exception of Com. No. BSD1. Roman Numeral I. Item A, which is separated for the 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:


With respect to Roman Numeral II. Authorize the Following Budget Adjustments, Trustee Park requested that an independent audit be conducted to review the internal fund transfers.

Dr. Barrera indicated that at the next Board meeting she would provide the Board with a detailed report regarding the process for reviewing and approving fund transfers.

Ms. Gordon and Dr. A. Susan Carleo, President, LAVC, explained the process for transferring funds.

President Field recommended that Trustee Park schedule a meeting with the Accounting and Internal Audit Departments in order to discuss the fund transfer process in greater detail.

Motion by Trustee Park, seconded by Trustee Pearlman, that the Board request an audit of these types of internal transfers.

Trustee Mercer recommended that the independent audit be deferred until the report is presented by Dr. Barrera.

Trustee Park indicated that she and Trustee Santiago would meet with the Accounting and Internal Audit Departments to discuss the fund transfer process.

Dr. Barrera indicated that she would schedule this meeting.

There being no objection, the motion was withdrawn.

Com. No. BSD1. Business Services Routine Report

As noted earlier, Roman Numeral I. Authorize Service Agreements Item A. was separated for the vote.

Com. No. BSD2. Ratifications for Business Services

President Field noted the following amendment:

...  
F. SERVICE AGREEMENTS  
...

Minutes – Regular Meeting

- 7 -

2/24/10
12:30 p.m.
Amendment to renew no-cost agreement with the Foundation for Pierce College to provide for farming services through a third party, on 20 acres of the College’s arable agricultural land, from December 1, 2009 to December 31, 2011, inclusive, for the second year of the agreement.

Withdrawn.

Com. No. FPD1. Facilities Planning and Development Routine Report

Scheduled speaker Mr. Mark Baker was not present.

Ms. Sarah Yoo and Mr. Gil Yoo addressed the Board regarding Roman Numeral IX. Authorize Termination of Construction Contract as it relates to the termination for convenience of a contract with C.G. Construction, Inc. to provide general construction services for the Site Improvements – Campus East Pump House & Fire Water Upgrade project at Los Angeles Southwest College (LASC). They inquired as to the reason for the termination of the contract.

Mr. Eisenberg responded that this project was not executed in an acceptable manner and rather than deal with the specifics, it was decided to cancel the contract for convenience and allow the project to continue.

Dr. Jack E. Daniels III, President, LASC, indicated that the contract was terminated due to incidents of noncompliance by C.G. Construction, Inc.

Ms. Goulet explained the process for terminating a contract for convenience.

Com. No. FPD2. Master Procurement Agreements

Mr. Eisenberg noted the following amendments:

... B. CUSTODIAL SUPPLIES...

Background: ...

The minimum agreement value is determined by the sum of the benchmark items from the lowest responsive bidder. The amount awarded is for $1,232.50 for thirty-six (36) items. Funding is through Measure J Bond proceeds or general funds as applicable. This procurement is initially for Los Angeles Mission College and Los Angeles Trade-Technical College and is available for use District-wide. District-wide Washroom Supplies (Bid # 33) 40J.J55.05. All Phases.

...

C. CULINARY TOOLS...

Background: ...

The minimum agreement value is determined by the sum of the benchmark items from the lowest responsive bidder. The amount awarded is for $23,946.14 for sixty (60) items. Funding is through Measure J Bond proceeds or general funds as applicable. This procurement is initially for Los Angeles Mission College and Pierce College. It is also available for use District-wide. District-wide Culinary Tools (Bid# 2) 40J.J55.05. All Phases.
D. TRAINING ROOM EQUIPMENT

... 

Background: ... 

The minimum agreement value is determined by the sum of the benchmark items from the lowest responsive bidder. The amount awarded is for $12,378.02 for sixteen (16) items. Funding is through Proposition A/AA and Measure J Bond proceeds or general funds as applicable. This procurement is initially for Los Angeles Valley College and is available for use District-wide. District-wide Training Room Equipment (Bid# 4) 40J.J55.05. All Phases.

Com. No. FPD3. Authorize Purchase of Real Property

Com. No. HRD1. Personnel Services Routine Actions

Com. No. HRD2. Employment Actions Regarding Academic Employees

Com. No. HRD3. Effects of Bargaining with Exclusive Representatives of the District's Teamsters Local 911 Employees Regarding the Layoff

Com. No. HRD4. Status Advancement of Contract Faculty Members

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

Com. No. ISD2. Notification of Student Travel

President Field noted that Com. No. ISD2. has been withdrawn from the Consent Calendar and placed under Notice Reports and Informatives as Com. No. ISD/A. [Informative]. It was inadvertently presented for action and should have been presented under Notice Reports and Informatives.

Withdrawn.

Com. No. PC1. Personnel Commission Actions

Correspondence

Accept recommended disposition of Correspondence.

The Student Trustee’s vote shall not apply to HRD1., HRD2., HRD3., HRD4., PC1., and the Correspondence. Student Trustee Advisory Vote: Aye (Robinson) 

ADOPTED AS AMENDED WITH THE EXCEPTION OF COM. NO. BSD1. ROMAN NUMERAL I. ITEM A:  6 Ayes

Com. No. BSD1. Business Services Routine Report Roman Numeral I. Authorize Service Agreements Item A

Motion by Trustee Mercer, seconded by Trustee Candaele, to adopt Com. No. BSD1. Roman Numeral I. Item A.

With respect to an agreement with HigherOne to provide the District with a student financial aid funds delivery program and automated teller machine (ATM) installation and services, Trustee Pearlman expressed her concern that HigherOne is not a local company and inquired as to why the District is not attempting to authorize an agreement with a company based in the Los Angeles area.

Dr. Barrera indicated that the District utilized a process by which a committee developed the Request for Proposal (RFP). This committee was responsible for the review of the proposals and the final selection.

Mr. Andres Guerrero, Director of Accounting, explained the process that resulted in the selection of HigherOne.
Mr. Joe Behlke, Regional Director, HigherOne, distributed an informational packet regarding HigherOne and discussed the company’s process for providing financial aid disbursements to LACCD students.

**Student Trustee Advisory Vote:** Aye (Robinson)
**ADOPTED:** 5 Ayes (Candaele, Field, Mercer, Park, Santiago)
1 No (Pearlman)

**Matters Requiring a Super Majority Vote**

Com. No. FPD4. Authorize Disposal of Surplus Personal Property from Los Angeles Community Colleges

Motion by Trustee Mercer, seconded by Trustee Park, to adopt Com. No. FPD4.

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

**RECOMMENDATIONS FROM THE CHANCELLOR**

None.

**NOTICE REPORTS AND INFORMATIVES**

**Addendum – Com. No. ISD/A. [Informative] Notification of Student Travel**

Presented by Interim Chancellor Wieder.

President Field noted that Com. No. ISD2. has been withdrawn from the Consent Calendar and placed under Notice Reports and Informatives as Com. No. ISD/A. [Informative]. It was inadvertently presented for action and should have been presented under Notice Reports and Informatives.

**PUBLIC AGENDA REQUESTS (Category B)**

**Oral Presentations**

None.

**Proposed Actions**

None.

**ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS**

Trustee Pearlman announced that the California Sustainability Alliance has presented the LACCD with the 2009 Sustainability Showcase Award in the area of Other Products and Services.

Interim Chancellor Wieder reported that a press conference was held last week to announce the official signing of the L.A. Compact, which is a partnership among the LACCD, the City of Los Angeles, the Los Angeles Area Chamber of Commerce, and various other institutions of higher education in Los Angeles.

**ADJOURNMENT**

Motion by Trustee Mercer, seconded by Trustee Park, to adjourn.

Without objection, so ordered.
The regular meeting adjourned at 5:57 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 28, 2010 ____________________