The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:40 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Kelly Candaele, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Mona Field (arrived at 12:45 p.m.). Student Trustee Linda L. Tong was present.

Chancellor Daniel J. LaVista was present.

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

None.

RECESS TO CLOSED SESSION

Motion by Trustee Santiago, seconded by Trustee Scott-Hayes, to recess to Closed Session in accordance with The Ralph M. Brown Act, Government Code sections 54950 et seq., and the Education Code to discuss the matters on the posted Closed Session agenda pursuant to Government Code section 549454.5.

APPROVED: 6 Ayes

The regular meeting recessed to Closed Session at 12:41 p.m.

(Trustee Field arrived at 12:45 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:32 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Miguel Santiago (arrived at 3:34 p.m.). Student Trustee Linda L. Tong was present.

Chancellor Daniel J. LaVista was present.

Trustee Pearlman led the Pledge of Allegiance to the Flag.

(Trustee Santiago arrived at 3:34 p.m.)

***

Trustee Park reported on the Community College League of California (CCLC) Annual Legislative Conference that was held on January 22-25, 2011 in Sacramento, California.

***
APPROVAL OF MINUTES

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to approve the following minutes:

Regular Meeting – January 12, 2011

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

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

None.

PUBLIC AGENDA REQUESTS (Category A)

Oral Presentations

Scheduled speaker Mr. Robert Soco withdrew his request to address the Board.

Mr. Hovsep Kotelyan addressed the Board regarding the decision made by the Personnel Commission with respect to the recent class study of his position. He distributed a copy of the letter from the Personnel Commission as well as his written response.

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 LACCD governing board, 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 26, 2011

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

With regard to Constantino Gabrie vs. LACCD, the Board approved a settlement with Mr. Gabrie, a faculty member at Los Angeles City College. A copy of the settlement agreement is available from the General Counsel. The vote was unanimous.

The Board took no further actions that The Ralph M. Brown Act requires to be reported.

Reports of Standing and Special Committees

Trustee Pearlman reported on the morning’s Infrastructure Committee meeting.

Trustee Scott-Hayes reported on the morning’s Legislative Affairs Committee meeting.
Com. No. BT1. Resolution – Black History Month

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

The following resolution is presented by Trustees Field and Santiago:

The month of February is officially designated as Black History Month.

WHEREAS, For more than 400 years, the presence of African-Americans in the United States has had an undeniable and profound impact upon its cultural, political, and social institutions; and

WHEREAS, For over 36 million people of African-American descent, the designation and observation of February as Black History Month represents the nation's acknowledgment of the contributions and continuing role of African-Americans within the United States; and

WHEREAS, Central to the role and history of African-Americans is the acquisition of a thorough and meaningful education which will provide the tools to design and control their own destiny, both economic and political; and

WHEREAS, Current figures and statistics indicate that there are still some challenges to sustaining enrollments of African-American students attending educational institutions, both pre- and postsecondary; and

WHEREAS, The "avenue of equal opportunity access to education" has been the basic premise around which the community colleges of California have acquired support and credibility; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District reaffirms its commitment to egalitarian principles inherent within the term "community colleges" by supporting and enhancing those services, programs, and courses which will encourage African-Americans and other ethnic groups to enroll and attain their identified goals; and be it further

RESOLVED, That the Board of Trustees of the Los Angeles Community College District joins with the nation in celebrating February as Black History Month and encourages its colleges and student organizations to promote cultural awareness by featuring various programs, exhibits, and other relevant activities and by participating in events sponsored by local communities.

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

Com. No. BT2. Resolution – Lunar New Year

Motion by Trustee Santiago, seconded by Trustee Park, to adopt Com. No. BT2. as follows:

The following resolution is presented by Trustees Santiago and Park:

WHEREAS, February ushers in the Lunar New Year of 4709 – The Year of the Rabbit; and

WHEREAS, People born in the Year of the Rabbit are sensitive, compassionate, creative, and friendly; and

WHEREAS, The Lunar New Year is of great significance and represents a major celebration for China and other Asian people throughout the world; and
WHEREAS, The Lunar New Year represents a number of important traditional, social, and cultural events, many of which have become customary to observe in the United States; and

WHEREAS, Immigration from Asian nations continues to be a source of population growth in the United States and provides a significant increase in the student population of the Los Angeles Community College District; and

WHEREAS, The celebration of the Lunar New Year is an occasion of reflection and thanksgiving; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District does hereby offer its best wishes to all its students, staff, and constituents who observe the Lunar New Year; and be it further

RESOLVED, That the Board of Trustees of the Los Angeles Community College District encourages its colleges and student organizations to join the Lunar New Year celebration and promote cultural awareness by sponsoring art exhibits and cultural events and activities as well as by participating in the celebration of events sponsored by the colleges’ local communities.

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

Com. No. BT3. Conference Attendance Ratification

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adopt Com. No. BT3.

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

Com. No. BT4. Resolution – District Classified Employees Retirement

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt Com. No. BT4. 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, 2010 – December 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 Lira</td>
<td>Erilinda</td>
<td>Executive Legal Secretary</td>
<td>38</td>
<td>District</td>
</tr>
<tr>
<td>2 Obando</td>
<td>Nannette R.</td>
<td>Executive Secretary</td>
<td>34</td>
<td>City</td>
</tr>
<tr>
<td>3 Campbell</td>
<td>Candace L.</td>
<td>Assistant Personnel Director</td>
<td>33</td>
<td>District</td>
</tr>
<tr>
<td>4 Prestoza</td>
<td>Estrel H.</td>
<td>Accounting Technician</td>
<td>30</td>
<td>City</td>
</tr>
</tbody>
</table>

Minutes – Regular Meeting - 4 - 1/26/11 12:30 p.m.
Reports from the Chancellor and College Presidents

Comments from the Chancellor Regarding District Activities and Upcoming Issues

- Recognition of Pierce College’s State Championship Women’s Volleyball Team

Chancellor LaVista gave an overview regarding the accomplishments of the Pierce College State Championship Women’s Volleyball Team. He congratulated the players and coaches on winning the 2010 state championship.

Mr. Robert Lofranko, Athletic Director, Pierce College, commended the coaches and players for their efforts and dedication.

- Presentation on Pierce College’s Media Arts Program

A document entitled “Media Arts @ Pierce College” was distributed.

Chancellor LaVista gave an overview regarding the Pierce College Media Arts Program. He introduced Dr. Kathleen Burke-Kelly, President, Pierce College.

Dr. Burke-Kelly gave a PowerPoint presentation and discussed the document with respect to Media Arts areas of emphasis, campus media, awards and recognitions, student outreach, partnerships, Apple Certified Training Center for Education, and Associated Student Organization (ASO) sponsored activities.

- Presentation of the Annual Work Plan for the Office of Inspector General

A document entitled “Annual Work Plan October 2010 – September 2011” was distributed.


Ms. Marez gave a PowerPoint presentation and discussed the document with respect to the following goals:

Goal 1: Reduce potential risks identified in the Capstone Report
Goal 2: Reduce program vulnerabilities and strengthen program integrity through performance and operational audits of key business processes and procedures
Goal 3: Identify and investigate fraudulent activity and alleged misconduct in bond fund usage and promptly respond to all Whistleblower complainants
Goal 4: Strive for a qualified and highly performing workforce with the tools and training to continuously enhance the OIG’s ability to fulfill its mission and communicate its accomplishments

Ms. Marez discussed the document with respect to the 2010-11 audits and reviews.

A question and answer session was conducted regarding the OIG Annual Work Plan.
• Recognition of Judith Valles, President, Los Angeles Mission College

Chancellor LaVista announced that at the end of January 2011, Ms. Valles will retire as President of Los Angeles Mission College (LAMC).

On behalf of the Board of Trustees, President Mercer presented a certificate of recognition to Ms. Valles.

Ms. Valles expressed her appreciation to the Board members for the opportunity to serve as the President of LAMC.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Mercer 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, ISD2, PC1, and the Correspondence.

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt the Consent Calendar Items as amended on matters requiring a majority vote.

President Mercer inquired if the Trustees had items that needed clarification or separation for the vote.

The Trustees discussed the following Consent Calendar Items:

Com. No. BF1. Adopt Nonresident Tuition

Student Trustee Tong requested that Com. No. BF1. be separated for the vote. She expressed her concern that some of the international students receive fee waivers, while others do not. She further expressed her concern regarding the financial impact of the tuition fee increase on international students and their families.

There being no objection, Com. No. BF1. was separated for the vote.

Student Trustee Advisory Vote: No (Tong)
ADOPTED: 7 Ayes

Com. No. BSD1. Ratifications for Business Services

Com. No. BSD2. Business Services Routine Report

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

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, noted the following revisions:

I. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

...  

C. Action

Authorize new contracts with nine (9) firms for College Project Management ("CPM") services lasting four (4) years and eleven (11) months from February 1, 2011 through January December 31, 2015. The firms, associated college location and maximum contract amounts including eligible reimbursable expenses are shown below.

...
III. AUTHORIZE EXERCISE OF OPTION – PROGRAM MANAGEMENT AGREEMENT

Action

Authorize the District to exercise the second of two one-year options to Program Management Agreement No. 4500099574 with URS Corporation for continued program management services from April 12, 2011 through April 11, 2012.

The total amount of this agreement remains unchanged at $91,450,000.

Background

This agreement was authorized by the Board of Trustees on April 11, 2007 (Com. No. FPD2) to provide program management services for three (3) years with two (2) one-year options. The funding for the initial three years was for Proposition A/AA work only as Measure J had not been passed. The $33,750,000 initial funding amount equated to 1.69% of the A/AA/state bond expenditures remaining as of April 2007. That percentage reflected Board and District action to substantially reduce fees from what had been experienced in prior years and equates to less than a quarter of the earlier percentage.

On January 14, 2009 the Board authorized Amendment No. 3 to Agreement No. 4500099574 (Com No. FPD1) adding $57,700,000 in funding to incorporate Measure J work (following its passage) through April 2012 and exercised the first one year option extending the contract through April 11, 2011. The $57,700,000 in additional funding equated to 1.7% 1.65% of Measure J and the new $91,450,000 total program management fee equals 1.66% for the full five year contract duration.

Com. No. HRD1. Personnel Services Routine Actions
Com. No. HRD2. Authorize Employment Contract for College President
Com. No. HRD3. Approve Modifications of Master Benefits Agreement
Com. No. ISD1. Approval of Educational Programs and Courses
Com. No. ISD2. Student Discipline – Permanent Expulsion
Com. No. PC1. Personnel Commission Actions

Correspondence

Accept recommended disposition of Correspondence.

The Student Trustee’s vote shall not apply to HRD1., HRD2., HRD3., ISD2., PC1., and the Correspondence. Student Trustee Advisory Vote:  Aye (Tong)
ADOPTE D AS AMENDED WITH THE EXCEPTION OF COM. NO. BF1., which was separated for the vote: 7 Ayes

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR

None.
NOTICE REPORTS AND INFORMATIVES

Com. No. CH/A. [Notice] Adopt Board Rule 7400.10

Noticed by Chancellor LaVista.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

None.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

President Mercer announced that “Hands Across California,” a statewide fundraising effort sponsored by the Foundation for California Community Colleges, will take place on Sunday, April 17, 2011.

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 4:55 p.m.

DANIEL J. LAVISTA
Chancellor and Secretary of the Board of Trustees

By: __________________________
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

______________________________
Georgia L. Mercer
President of the Board

Date February 9, 2011
CLOSED SESSION

Wednesday, January 26, 2011
12:30 p.m.

Educational Services Center
Board Room – First Floor
770 Wilshire Boulevard
Los Angeles, CA 90017

I. Public Employment
(pursuant to Government Code section 54957)

Position: President, Los Angeles Mission College

II. Conference with Labor Negotiator
(pursuant to Government Code section 54957.6)

A. District Negotiators: Adriana D. Barrera

Employee Units: All Units

All Unrepresented Employees

III. Consideration of Student Discipline
(pursuant to Government Code section 54962 and Education Code section 72122)

IV. Public Employee Discipline/Dismissal/Release/Charges/Complaints
(pursuant to Government Code section 54957)

V. Conference with Legal Counsel - Existing Litigation
(pursuant to Government Code section 54956.9 (a))

A. Gabrie v. LACCD

B. DiLeva v. LACCD

C. Slaughter-Chambers v. LACCD, et al.

D. Selwyn Young v. LACCD, et al.
VI. Conference with Legal Counsel - Anticipated Litigation
   (pursuant to Government Code section 54956.9 (b))

   A. Potential Litigation - 1 matter

VII. Discussion with Real Property Negotiator and as may be announced prior to
     closed session (pursuant to Government Code section 54956.8)

VIII. Other litigation matters as may be announced prior to the closed session
      (pursuant to Government Code section 54956.9)