The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 3:35 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Mike Eng, Mona Field, Ernest H. Moreno, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Nancy Pearlman (arrived at 3:44 p.m.). Student Trustee Michael J. Griggs was present.

Interim Chancellor Adriana D. Barrera was present.

Trustee Field led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

Motion by Trustee Svonkin, seconded by Trustee Field, to approve the following minutes:

Regular Meeting and Closed Session – July 10, 2013
Regular Meeting and Closed Session – July 24, 2013

Student Trustee Advisory Vote: Aye (Griggs)
APPROVED: 6 Ayes Absent: Trustee Pearlman

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Ms. Diva Sanchez, Representative, SEIU, Local 99, congratulated Dr. Jack E. Daniels, President, Los Angeles Southwest College (LASC), on his new presidential assignment.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

Mr. Marvin Martinez, President, East Los Angeles College (ELAC), announced that on Thursday, August 8, 2013, from 2:00 to 3:00 p.m., ELAC would be hosting a briefing regarding Governor Brown’s Economic Development Initiative. He indicated that the briefing would be held in the Recital Hall and that the specific focus of the briefing would be the enterprise zones and what they mean for the ELAC business community. He further announced that on Friday, August 16, 2013, ELAC would be hosting a Senate Health Committee hearing. He indicated that the focus of this hearing would be the impact of “Obama Care” on the state of California.

Ms. Renee D. Martinez, President, Los Angeles City College (LACC), announced that the LACC Journalism Department recently created the Collegian Times magazine for Summer 2013. She indicated that this issue is focused on the late Esther Williams, who enrolled at LACC in 1939 and attended for three semesters. She stated that Ms. Williams developed a line of swimsuits and had the LACC Swim Team model them. She distributed a copy of the magazine.

Dr. Daniels announced that on Tuesday, August 6, 2013, LASC was notified that all 14 of the LASC Nursing students who took the National Council Licensure Examination (NCLEX) passed the exam.
Dr. Kathleen F. Burke, President, Los Angeles Pierce College (LAPC), announced that 46 of the 48 LAPC Nursing students who took the NCLEX passed the exam, which was a 96 percent rate. She indicated that two students did not pass due to English as a Second Language (ESL) issues, but that they did subsequently pass the exam.

Mr. Farley Herzek, Interim President, Los Angeles Harbor College (LAHC), announced that LAHC is serving approximately 50 additional students in its "First-Year Experience" each of whom will be enrolled in a pre-collegial mathematics and English class. With respect to assessment, he indicated that LAHC has added additional assessment dates and times in order to increase the number of students being assessed.

Dr. A. Susan Carleo, President, Los Angeles Valley College (LAVC), announced that on August 16, 2013, LAVC would be hosting a "Welcome Back to School" day to which legislators representing the LAVC community have been invited.

Trustee Field indicated that she is looking forward to attending Flex Day activities at the colleges.

Interim Chancellor Barrera reported that on the first Friday of every month, an all-day meeting is held with College Presidents for the purpose of discussing items of common interest. She indicated that at the meeting of August 2, 2013, there was discussion regarding academic affairs and the development of a framework on accreditation. She stated that Trustees Santiago and Svonkin were invited and that they attended this meeting and participated in the dialog. She indicated that she would invite the Board members to future meetings.

(Trustee Pearlman arrived at 3:44 p.m.)

Trustee Svonkin expressed his appreciation to Interim Chancellor Barrera for being invited and having the opportunity to participate in the dialog with the College Presidents.

PUBLIC AGENDA REQUESTS

Oral Presentations
None.

Proposed Actions
None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

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

The following individuals addressed the Board in support of Com. No. BT2. Resolution – Eliminate Presence of Firearms and Com. No. BT3. Adopt Board 2420 – Gun-Free Campuses:

Mr. Bill Anderson, Mr. Heath Kline, and Ms. Melanie King.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Svonkin reported on the Budget and Finance Committee meeting.

Proposed Actions

The following action items, considered as a part as if fully set forth hereto and certified copies of which will be on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.
Com. No. BT1. District Classified Employees Retirement

Motion by Trustee Svonkin, seconded by Trustee Field, 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

<table>
<thead>
<tr>
<th>Last Name</th>
<th>First Name</th>
<th>Job Classification</th>
<th>Years of Service</th>
<th>Location</th>
<th>Retirement Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pisciotta</td>
<td>Serafino</td>
<td>Heating and Air Conditioning Technician</td>
<td>25</td>
<td>Harbor</td>
<td>6/30/13</td>
</tr>
<tr>
<td>Hilger</td>
<td>Rosalie</td>
<td>Job Developer</td>
<td>21</td>
<td>Mission</td>
<td>6/30/13</td>
</tr>
<tr>
<td>Rodriguez</td>
<td>Eleanor</td>
<td>Financial Aid Technician</td>
<td>21</td>
<td>Pierce</td>
<td>6/30/13</td>
</tr>
<tr>
<td>Li</td>
<td>Maria</td>
<td>Accountant</td>
<td>20</td>
<td>City</td>
<td>7/5/13</td>
</tr>
<tr>
<td>Rosa</td>
<td>Daniel</td>
<td>Stock Control Assistant</td>
<td>13</td>
<td>Harbor</td>
<td>7/5/13</td>
</tr>
<tr>
<td>Williams</td>
<td>Virginia</td>
<td>Senior Office Assistant</td>
<td>6</td>
<td>West</td>
<td>7/5/13</td>
</tr>
</tbody>
</table>

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

Com. No. BT2. Resolution – Eliminate Presence of Firearms

Motion by Trustee Svonkin, seconded by Trustee Veres, to adopt Com. No. BT2. as follows:

The following resolution is presented by Trustees Svonkin, Veres, and Santiago:

WHEREAS, There have been repeated, serious occurrences of campus-based shootings in recent years in the United States; and

WHEREAS, The recent tragedy at a neighboring community college has brought these concerns to the forefront for the District's colleges; and

WHEREAS, Penal Code section 626.9 prohibits possession of a firearm on campus except with the written permission of the College President or designee while on campus; and

WHEREAS, The District’s Administration of Justice and Criminal Justice classes that involve the use of a firearm are not offered on the principal campuses of the District; and

Minutes – Regular Meeting - 3 - 8/7/13 3:30 p.m.
WHEREAS, There are no written District standards in place for authorization and accountability for permitting possession of a firearm on campus; and

WHEREAS, Physical safety on campus is a significant concern; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District seeks to minimize the risks associated with the presence of firearms on campus; and be it further

RESOLVED, That the Board of Trustees of the Los Angeles Community College District seeks to establish a policy that eliminates the presence of firearms on campus to the maximum extent allowable by law.

Trustee Svonkin expressed his appreciation to Ms. Camille Goulet, General Counsel; Interim Chancellor Barrera; and Ms. Perrin Reid, Executive Assistant to the Chancellor, for their assistance in preparing Com. Nos. BT2 and BT3. He emphasized the importance of the District to do whatever it can to keep guns and gun violence off of the campuses. He expressed his appreciation to the community members for making the Board members aware of the presence of firearms on the campuses for educational and training purposes.

Trustee Veres indicated that a follow-up meeting would be held in the near future for the purpose of discussing ways to ensure that all of the campuses are the safest facilities that can be offered to the public and the employees.

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

Com. No. BT3. Adopt Board Rule 2420 – Gun-Free Campuses

Motion by Trustee Svonkin, seconded by Trustee Veres, to adopt Com. No. BT3.

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

Com. No. BT4. Resolution – Jack E. Daniels III

Motion by Trustee Veres, seconded by Trustee Santiago, to adopt Com. No. BT4. as follows:

The following resolution is presented by Trustees Santiago and Veres:

WHEREAS, President Jack E. Daniels III has contributed to the District’s development since his arrival in 2006 and worked effectively with the Board of Trustees, the Chancellor, and the College Presidents of the Los Angeles Community College District (LACCD) to implement District-wide policies; and

WHEREAS, President Daniels strengthened the relationship between Los Angeles Southwest College (LASC) and the surrounding community; and

WHEREAS, President Daniels developed and fostered relationships with city, county, state, and federal elected officials in an effort to improve LASC’s facilities and programs on behalf of the student community; and

WHEREAS, President Daniels facilitated the professional growth and development of his administrative team; and

WHEREAS, President Daniels supported staff and faculty in their work toward achieving improved student success, as exemplified by LASC’s early work as the first of the nine colleges to participate in Achieving the Dream; and
WHEREAS, President Daniels facilitated the establishment of the Passage Program, an academic support program for male students of color; and

WHEREAS, President Daniels ensured that the Goldman Sachs 10,000 Small Business Program—a program that provides the funding and expertise required to address the needs of small businesses and their development in the community—would be implemented at LASC; and

WHEREAS, President Daniels oversaw LASC’s $400 million sustainable building program, which included the construction of five state-of-the-art facilities; and

WHEREAS, President Daniels co-chaired the District Budget Committee and was instrumental in the development of the District’s new funding allocation model; and

WHEREAS, President Daniels has made an indelible mark on the Los Angeles Community College District and provided tremendous leadership, leading to the growth and stability of Los Angeles Southwest College; now, therefore, be it

RESOLVED, That on behalf of the students, faculty, and staff of Los Angeles Southwest College, the Board of Trustees of the Los Angeles Community College District hereby recognizes President Jack E. Daniels III for his leadership and wishes him well.

Dr. Daniels expressed his appreciation for the support he has received during his presidency.

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

On behalf of the Board of Trustees, President Santiago presented a certificate of appreciation to Dr. Daniels.

REPORTS FROM THE CHANCELLOR

Reports from the Chancellor Regarding District Activities or Pending Issues

Interim Chancellor Barrera indicated that she did not have a report. She expressed her appreciation to everyone for making her first five weeks as Interim Chancellor both challenging and fun.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Motion by Trustee Svonkin, seconded by Trustee Eng, to adopt the Consent Calendar as amended on Matters Requiring a Majority Vote.

President Santiago requested that Board members identify agenda items about which they had questions.

Discussion was requested regarding Com. No. BSD1. Ratifications for Business Services, Com. No. BSD2. Business Services Routine Report, and Com. No. ISD1. Ratify Additions to Existing Credit Courses.

President Santiago indicated that Com. Nos. BSD1., BSD2., and ISD1. are separated for the vote.

Com. No. BF1. Adopt a Resolution to Authorize Debt Service Estimate

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

Interim Chancellor Barrera noted the following amendment:
X. RATIFY SUBSTITUTION OF CONSTRUCTION SUBCONTRACTOR

Ratify the substitution of construction subcontractor regarding Contract No. 33357 with Summit Builders for the Clausen Hall Modernization project at Los Angeles City College.

Withdrawn.

Com. No. FPD1. – Resource Document

X. RATIFY SUBSTITUTION OF CONSTRUCTION SUBCONTRACTOR

Ratify the following substitution of construction subcontractor regarding Contract No. 33357 with Summit Builders for the Clausen Hall Modernization project at Los Angeles City College:

Substitute subcontractor ACCO Engineered Systems for subcontractor California Comfort Heating & Cooling, Inc. for Construction of Mechanical Systems.

Background

This contract was authorized by the Board of Trustees on August 10, 2011 (Com. No. FPD1). This substitution was the result of failure to perform per project schedule and will be at no additional cost to the District.

Funding and Development Phase

Funding is through Proposition A and Measure J Bond proceeds. Clausen Hall Modernization 01C.6107.03, 31C.5107.03, B1C.5107.03. Construction Phase.

Withdrawn.

Com. No. HRD1A. Personnel Services Routine Actions

Com. No. HRD1B. Personnel Services Routine Actions

Com. No. HRD2. Authorize Employment Actions for College Presidents

Correspondence

It was noted that the Student Trustee’s vote would not apply to HRD1A., HRD1B., HRD2., and the Correspondence.

Student Trustee Advisory Vote: Aye (Griggs)
ADMITTED AS AMENDED: 7 Ayes

Com. No. BSD1. Ratifications for Business Services

President Santiago noted the following amendment:
G. LEASES, USE PERMITS AND CIVIC CENTER PERMITS OF DISTRICT FACILITIES

4500176347 Valley. Amendment No. 2 to extend agreement with Los Angeles Baseball League for use of the baseball field for practices and games only on specific dates and times during the period July 1, 2013 to December 31, 2013. In lieu of rental fee, LABL will purchase baseball uniforms for the benefit of the college. Due consideration value: $2,750.

Withdrawn.

Interim Chancellor Barrera noted the following amendment:

M. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, RENTAL & MAINTENANCE OF EQUIPMENT, AND LICENSE & MAINTENANCE OF SOFTWARE $5,000 OR LESS PER YEAR

4500187562 West. Agreement with AT&T Mobility to provide two cell phones for the Academic Affairs Department during the period September 1, 2012 to June 30, 2013, inclusive. Total cost: $2,350.

Withdrawn.

With respect to Item K. Service Agreements; Agreement Number 4500162971 as it relates to an amendment to renew the agreement with Remote-Learner US, Inc. to provide dedicated host services for the Moodle open source course management system for four of the colleges, Trustee Field requested reassurance that the District's Distance Learning Committee is moving towards a long-term consistent recommendation so that all of the colleges use the same system.

Interim Chancellor Barrera responded that the District is working towards a more uniform platform for online programs. She indicated that the State of California is funding an initiative on online education and is moving towards a single platform and will be issuing a Request for Proposal (RFP) shortly.

Mr. Donald Gauthier, President, District Academic Senate (DAS), indicated that the DAS and the Distance Education coordinators will be meeting shortly regarding this and expect to have further information in the fall of 2013.

Com. No. BSD2. Business Services Routine Report

With respect to Roman Numeral I. Authorize Additional Voluntary Benefits Item B. as it relates to the authorization of a contract with Pet Assure to provide discounted employee-paid pet insurance, Trustee Eng inquired if there would be additional administrative costs or if there would be no administrative costs because it is part of the employees’ opportunity to add, subtract, or amend items of coverage.

Interim Chancellor Barrera indicated that there is not an administrative fee for administering the pet insurance. She stated that the premiums would be paid through payroll deduction. She further stated that enrollment in this program would take place as part of the overall open enrollment process.

President Santiago requested that Interim Chancellor Barrera monitor this item in order to ensure that there will be no additional cost to the District for the pet insurance program. He indicated that if there is an additional cost, this item would be revisited on a later date. He offered the following amendment:
I. AUTHORIZE ADDITIONAL VOLUNTARY BENEFITS

... 

B. Authorize a contract with Pet Assure to provide discounted employee-paid pet insurance during the period of January 1, 2014 through December 31, 2016 2014 (3-years 1 year). If appropriate, the Chancellor would continue to monitor this and if there would be any cost, the Board would be made aware of this so that it can take any appropriate action at that point in time.

Ms. Goulet recommended the following alternative amendment:

B. Authorize a contract with Pet Assure to provide discounted employee-paid pet insurance during the period of January 1, 2014 through December 31, 2016 2014 (3-years 1 year). Have the Board authorize the contract for the period of one year in order to allow staff to identify what the marginal cost is to the Board and the Board can then make an assessment next year whether that is de minimis or whether that is something that needs to be put in as a condition of the benefit.

Ms. Goulet recommended that the Board go forward with the one-year contract, identify the marginal cost within one year, and make an assessment regarding whether or not to renew the contract.

President Santiago offered the following interpretation of the amended language and requested Ms. Goulet's assistance:

The Board would proceed with this for one year at no cost to the District. Should there be a cost, it would be incurred by the employee from the point that the Board renews or does not renew the contract.

Ms. Goulet offered the following language as an alternative amendment:

B. Authorize a contract with Pet Assure to provide discounted employee-paid pet insurance during the period of January 1, 2014 through December 31, 2016 2014 (3-years 1 year) at no cost to the District for the premium with a further report to the Board of Trustees regarding the administrative cost prior to the renewal.

President Santiago requested the following additional amendment (in italics):

B. Authorize a contract with Pet Assure to provide discounted employee-paid pet insurance during the period of January 1, 2014 through December 31, 2016 2014 (3-years 1 year) at no cost to the District for the premium with a further report to the Board of Trustees regarding the administrative cost prior to the renewal and only to be administered during the normal enrollment period.

The maker and seconder of the main motion accepted this as a friendly amendment.

Com. No. ISD1. Ratify Additions to Existing Credit Courses

With respect to Roman Numeral II, Approval of New Educational Programs Item A, as it relates to an Associate of Arts (AA) degree in Anthropology for Transfer at ELAC, Trustee Pearlman inquired as to why the AA degree in Anthropology does not apply to all of the colleges.

Dr. Yasmin Delahoussaye, Vice Chancellor, Educational Programs and Institutional Effectiveness, responded that this is part of the Transfer Model Curriculum (TMC) that was adopted by the state. She indicated that colleges that offer Anthropology AA degrees for transfer are required to adopt the new TMC.

Mr. Gauthier indicated that he would discuss this issue with Trustee Pearlman on a subsequent date.
Com. Nos. BSD1, BSD2, and ISD1.

Student Trustee Advisory Vote: Aye (Griggs)
ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

Com. No. FPD2. Ratify a Resolution for an Emergency Construction Contract to Repair Damage to the Mathematics/Health Center (G8) and Chemistry (H8) Buildings at East Los Angeles College

Motion by Trustee Field, seconded by Trustee Pearlman, to adopt Com. No. FPD2.

Trustee Eng requested that a report be provided to the Board members informing them as to why the particular contractor was selected for these construction projects at ELAC or that a process be implemented in order to ensure that the factors utilized for selecting a particular contractor be issued as a guideline for the purpose of having uniformity in the contractor selection process.

President Santiago indicated that this request would be referred to Interim Chancellor Barrera.

President Santiago relinquished the gavel to Vice President Svonkin.

(Trustee Santiago left at 4:56 p.m.)

There was further discussion regarding the emergency construction contract.

(Trustee Santiago returned at 5:02 p.m.)

Vice President Svonkin relinquished the gavel to President Santiago.

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

RECOMMENDATIONS FROM THE CHANCELLOR

None.

NOTICE REPORTS AND INFORMATIVES


Com. No. BT/B. [Notice] Amend Board Rule Chapter II Article VI – Committees of the Board of Trustees

Trustee Pearlman expressed her concern that sustainability was not included as one of the charges for any of the standing committees in the new standing committee structure.


Noticed by Interim Chancellor Barrera.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS BY MEMBERS OF THE BOARD OF TRUSTEES

Trustee Pearlman requested that the Pierce College Farm issue that was raised at the Board meeting of July 24, 2013 be discussed at the District level.
President Santiago indicated that this issue is on the Closed Session agenda for discussion.

(Trustee Field left at 5:09 p.m.)

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

None.

RECESS TO CLOSED SESSION

Motion by Trustee Veres, seconded by Student Trustee Griggs, 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 54954.5 (see Attachment A).

APPROVED: 6 Ayes Absent: Trustee Field

The regular meeting recessed to Closed Session at 5:10 p.m.

(Student Trustee Griggs left at 5:11 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 8:56 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Mike Eng, Ernest H. Moreno, Nancy Pearlman, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Mona Field. Student Trustee Michael J. Griggs was not present.

Interim Chancellor Adriana D. Barrera was present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – AUGUST 7, 2013

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

The Board authorized the initiation of litigation, the details of which are withheld to avoid jeopardizing service of process and settlement negotiations. The vote was six in favor with Trustee Pearlman voting no.

The Board took no further actions required to be reported.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Com. No. HRD3. Dismissal of Classified Permanent Employee

President Santiago noted that Com. No. HRD3. was withdrawn.

Withdrawn.
ADJOURNMENT

There being no objection, the regular meeting was adjourned at 8:57 p.m.

ADRIANA D. BARRERA
Interim Chancellor and Secretary of the Board of Trustees

By:   Laurie Green
       Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Miguel Santiago
President of the Board

Date   September 11, 2013
CLOSED SESSION
Wednesday, August 7, 2013

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

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

A. Position: Chancellor

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

B. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Building and Construction Trades

C. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Academic Administrators

D. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Clerical/Technical
E. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Supervisory

F. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Local 99

G. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Faculty

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

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

   A. Nora Chilcott Wright v. LACCD
   B. Kari Thumlert v. LACCD
   C. Sheila Johnson v. LACCD
   D. Ewan Paymah v. LACCD

V. Conference with Legal Counsel – Anticipated Litigation
   (pursuant to Government Code section 54956.9(b)

   A. Dispute regarding mitigation measures at Firestone

   B. Allegation of breach of contract regarding farm market operations at Pierce College.