

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, December 13, 2006 • 12:30 p.m.
Los Angeles City College • Caminito Theatre
855 N. Vermont Avenue • Los Angeles, California 90029

The regular meeting of the Board of Trustees of the Los Angeles Community College District was called to order at 12:32 p.m. with Vice President Sylvia Scott-Hayes presiding in the absence of President Waxman.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Warren T. Furutani (arrived at 12:34 p.m.), Michael D. Waxman. Student Trustee Luis Gomez was not present (arrived at 12:34 p.m.).

Chancellor Darroch F. Young was present.

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

None.

RECESS TO CLOSED SESSION

Motion by Trustee Pearlman, seconded by Trustee Field, 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 12:33 p.m.

(Trustee Furutani and Student Trustee Gomez arrived at 12:34 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the Los Angeles Community College District reconvened at 3:04 p.m. with Vice President Sylvia Scott-Hayes presiding.

On roll call the following members were present: Mona Field, Warren T. Furutani, Georgia L. Mercer, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Kelly G. Candaele (arrived at 4:43 p.m.), Michael D. Waxman. Student Trustee Luis Gomez was not present (arrived at 3:05 p.m.).

Chancellor Darroch F. Young was present.

Trustee Mercer offered the Opening Thoughts.

(Student Trustee Gomez arrived at 3:05 p.m.)

Trustee Furutani led the Pledge of Allegiance to the Flag.

MINUTES

None.

WELCOMING REMARKS

Dr. Steve Maradian, President, LACC, welcomed everyone to the campus. He introduced Mr. David Ambrose, Executive Director, LACC Foundation.

Mr. Ambrose discussed the LACC Foundation with respect to fundraising activities and efforts to obtain donations for scholarships.

Dr. Maradian acknowledged the LACC employees who were in attendance.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Ms. Velma Butler, President, AFT College Staff Guild Los Angeles, expressed her appreciation to the Trustees for their attention to her concern that student employees should not be required to perform tasks that are normally performed by full-time employees.

* * *

Mr. Reginald McCoy, President, Local 347, expressed his appreciation to the District, the Board, and the Personnel Commission for supporting the workshops that Local 347 conducted on November 30 and December 7, 2006. He indicated that Local 347 is recommending that these workshops be conducted on a continuous basis for all segments of the colleges.

* * *

Mr. Ryan Hall-Allen, ASO President, LACC, and Student Representative at the Resource Table, expressed his appreciation to the Board for addressing the issue regarding student employees that was raised by Ms. Butler. He encouraged the Board and the Chancellor to include student leadership in the discussions with the unions when these issues are addressed.

PUBLIC AGENDA REQUESTS (CATEGORY A)

Oral Presentations

Mr. Tut Hayes addressed the Board with his concerns regarding campus safety issues at LACC.

Mr. Reginald Morris addressed the Board regarding the search for a permanent President at LASC. He requested that the Board reconsider its practice of prohibiting an Interim President from applying for a permanent President position and permit Dr. Jack E. Daniels III, Interim President, LASC, to apply for the position of permanent President at LASC if he so desires.

Mr. McCoy spoke in support of Dr. Daniels as the permanent President at LASC.

Dr. Andrew Walzer addressed the Board with his concerns regarding campus security issues at LACC.

Vice President Scott-Hayes recommended that Dr. Walzer schedule a meeting with Dr. Maradian to discuss his concerns.

Miss Allison Mannos addressed the Board with her concerns regarding safety issues at LACC and the need to install emergency call boxes on the campus.

Vice President Scott-Hayes requested that Dr. Maradian ensure that emergency call boxes are installed.

Proposed Actions

Com. No. 2/A. The Martin Luther King, Jr. Library at LACC deserves to stay in the center of the campus, like Libraries at USC and UCLA

Mr. Duke Russell addressed the Board requesting that, for safety reasons, they take action to keep the Martin Luther King, Jr. Library in the center of the LACC campus as opposed to placing it on a side street of the campus.

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 of Actions Taken in Closed Session – December 13, 2006

Vice President Scott-Hayes 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 that The Ralph M. Brown Act requires to be reported.

Reports of Standing and Special Committees

Vice President Scott-Hayes reported on this morning's Planning and Student Success Committee meeting at which there were presentations regarding the Accreditation Self-Study Reports for Los Angeles Mission, Pierce, and Valley Colleges.

* * *

Trustee Furutani reported on this morning's External Affairs Committee meeting at which there was discussion regarding efforts to obtain federal funding for the various programs on the nine campuses.

Com. No. BT1. Resolution – Dr. Martin Luther King, Jr. Week

Motion by Trustee Furutani, seconded by Trustee Field, to adopt Com. No. BT1. as follows:

The following resolution is presented by Trustee Furutani:

- WHEREAS, Since 1986, the third Monday in January has been observed as a national holiday in commemoration of the birthday of Dr. Martin Luther King, Jr.; and
- WHEREAS, Dr. Martin Luther King, Jr. had a dream to one day live in a nation where people would "not be judged by the color of their skin but by the content of their character"; and
- WHEREAS, Dr. Martin Luther King, Jr. was a civil rights leader who believed in a philosophy of nonviolence in his efforts to secure justice and equal access for African-Americans as well as other underrepresented groups; and
- WHEREAS, His movement brought about desegregation, the Civil Rights Act of 1964, the Voting Rights Act of 1965, and a national awareness of racial injustice and economic deprivation; and

WHEREAS, In 1964, he was awarded the Nobel Peace Prize for his pursuits; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District designates January 15-19, 2007 as Dr. Martin Luther King, Jr. Week to honor his many achievements and contributions to all Americans.

Student Trustee Advisory Vote: Aye (Gomez)
ADOPTED: 5 Ayes

Com. No. BT2. Resolution – District Classified Employees Retirement

Motion by Trustee Field, seconded by Trustee Mercer, to adopt Com. No. BT2. as follows:

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

WHEREAS, These 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
November 1, 2006 – November 30, 2006

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Booker	Hurshal	Custodian	26	Southwest
2 Kasarda	George	Custodian	33	Valley

Student Trustee Advisory Vote: Aye (Gomez)
ADOPTED: 5 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 hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Chancellor Young and action taken as indicated.

Presentation regarding Draft Environmental Impact Report for Los Angeles Mission College

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, indicated that a final Environmental Impact Report (EIR) will be generated following today's presentation. A formal public hearing on the final EIR will be conducted at the regularly scheduled Board meeting of January 10, 2007. A recommendation for adoption of the LAMC Master Plan and certification of the final EIR will be presented at the regularly scheduled Board meeting of January 24, 2007.

Mr. Ernest Moreno, Interim President, LAMC, introduced Mr. Brian Perkins, Senior Designer, Leo A. Daly Architects.

Mr. Perkins distributed copies of a document entitled "LAMC Master Plan." He gave a PowerPoint presentation and summarized the document with respect to the various projects being proposed for the campus.

Mr. Dev Vrat, Senior Urban and Environmental Planner, URS Corporation, discussed the Impacts Summary Table in the document for various areas including aesthetics; air quality; energy, conservation, sustainability; and noise. He summarized the document with respect to the proposed projects for various areas of the campus; areas of controversy for the neighborhoods surrounding the college; and comments received from government agencies, members of the community, and public agencies.

The following individuals addressed the Board with their concerns regarding the LAMC expansion project:

Mrs. Judit Ford, Ms. Janet Gibson, Mrs. Lois Fife, Mrs. Eleanor Brooks, and Mr. Tut Hayes.

Trustee Pearlman emphasized the importance of all of the colleges to work closely with their neighbors in order to have a good relationship and to not negatively impact them with the major construction projects that are currently underway.

Trustee Furutani inquired if it is correct that the District is not taking any existing housing to perform the expansion project.

Mr. Eisenberg responded in the affirmative.

Mr. Eisenberg indicated that the comments made by today's public speakers will be addressed in the final EIR.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

Vice President Scott-Hayes 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. and the Correspondence.

Motion by Trustee Pearlman, seconded by Trustee Field, to adopt the Consent Calendar Items as amended on Matters Requiring a Majority Vote.

Vice President Scott-Hayes inquired if the Trustees have items that need clarification or separation for the vote.

The Trustees discussed the following Consent Calendar agenda items:

Com. No. BF1. Budget and Finance Routine Report

Dr. Adriana Barrera, Senior Vice Chancellor, indicated that with respect to the listing of Title V, Roman Numeral V should be changed to Arabic Numeral 5. This correction was made throughout the entire document of the action item where applicable under Roman Numeral I. Acceptance of Specially Funded Income and Roman Numeral II. Authorize the Following Budget Adjustments.

I. ACCEPTANCE OF SPECIALLY FUNDED INCOME

Correction to second paragraph of each of the following:

- A. LOS ANGELES HARBOR COLLEGE
- B. LOS ANGELES MISSION COLLEGE, Items 1, 2, 3, 4, and 5
- C. LOS ANGELES PIERCE COLLEGE
- D. LOS ANGELES SOUTHWEST COLLEGE, Items 1, 2, and 3
- E. LOS ANGELES TRADE-TECHNICAL COLLEGE
- F. LOS ANGELES VALLEY COLLEGE, Items 1, 2, and 3
- G. DISTRICT OFFICE, Items 1 and 2

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In accordance with Title 5 of the California Code of Regulations, the

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II. AUTHORIZE THE FOLLOWING BUDGET ADJUSTMENTS

In accordance with Title 5 of the California Code of Regulations, Section 58307, the following budget adjustments are submitted for Board approval:

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Com. No. BSD1. Business Services Routine Report

Dr. Barrera noted the following amendments:

I. AUTHORIZE LICENSING AGREEMENT

Authorize, on behalf of West Los Angeles College, an agreement with The University Corporation ("TUC") for a license to (a) build, operate and maintain a Freudian Sip Café, and (b) utilize the trademark "Freudian Sip" and associated intellectual property, during the period January 1, 2007 to December 31, ~~2011~~ 2010, inclusive, with options for the District to renew for two additional five-year terms, for an initial license fee of \$5,000, royalty fees equal to four percent (4%) of gross revenue, and a cart rental fee of \$500 per month.

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II. AUTHORIZE PROFESSIONAL SERVICE CONSULTING AGREEMENT

Authorize agreement with The University Corporation ("TUC") to provide consulting services in the establishment, operation and management of a food and beverage eating facility at West Los Angeles College known as Freudian Sip Café during the period January 1, 2007 to December 31, ~~2011~~ 2010, inclusive, for a consulting fee of one percent of total net sales per annum.

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With respect to Roman Numeral II. Authorize Professional Service Consulting Agreement as it relates to an agreement with The University Corporation ("TUC") to provide consulting services in the establishment, operation, and management of a food and beverage facility at WLAC known as Freudian Sip Café, Trustee Mercer inquired as to what happened with the District's one-year contract with Apffel's Coffee.

Mr. Eisenberg responded that Apffel's is still obligated under the agreement to provide the District's colleges with free coffee for a one-year period.

With respect to Roman Numeral IV. Authorize Lease Agreement and Amendment of Software License and Maintenance Agreement as it relates to an agreement to extend the District's software license with SAP to allow all hourly and part-time employees of the District to use employee self-service (ESS), Trustee Mercer requested an overview of the agreement.

Dr. Barrera indicated that the District is purchasing licenses that will allow the use of ESS by all employees and enable timesheets to be completed electronically on an individual basis. At some point in the future, this will also enable employees to electronically complete open enrollment forms for health benefits.

Com. No. BSD2. Ratifications for Business Services and Facilities Planning

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

Mr. Eisenberg noted the following amendments:

I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

~~A. Authorize an agreement with Quatro Design Group to provide Basic Design services for the E3 & E5 Multimedia Classroom Replacement project at East Los Angeles College from December 14, 2006 through December 13, 2011 at a cost not to exceed \$1,421,490 inclusive of eligible reimbursable expenses.~~

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Withdrawn

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III. AUTHORIZE SUBSTITUTIONS OF CONSTRUCTION SUBCONTRACTORS

~~A. Authorize the following action regarding Contract No. 31247 with Bernard Bros. Inc. for the Child Development Center and Roadways, Walkways, Grounds, Parking Lot (RWGPL) – Site Utilities projects at Los Angeles City College:~~

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Withdrawn

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With respect to Roman Numeral I. Authorize Professional Services Agreements, Item B. as it relates to actions with OWEN Group to provide code reviews for various projects for all District colleges and their satellites, Trustee Mercer inquired as to what a code review is.

Mr. Eisenberg responded that OWEN Group is a certified Division of the State Architect (DSA) plan reviewer. The DSA has approximately two-thirds of its plans reviewed by a private firm. This is a pilot program under which the review will be conducted by OWEN Group before the drawings are completed as opposed to waiting until they have been completed.

Trustee Mercer requested that a status report regarding the pilot program be presented to the Board within nine months.

Mr. Eisenberg indicated that this would be done.

Com. No. FPD2. Authorize Renewal of Builder's Risk and Difference in Conditions (Earthquake and Flood) Insurance for Construction Projects

Trustee Mercer inquired if payment to the Lexington Insurance Company is sent at the start of new projects and, if so, is payment based on the projected construction time.

Mr. Eisenberg deferred to Mr. George Kingston, Risk Management Consultant for the Bond Program.

Mr. Kingston indicated that the construction insurance premium is paid up front. It is estimated how long the construction will last and the project is insured for that length of time. If the project takes longer, the coverage can be extended.

Com. No. FPD3. Authorize Procurement and Service Agreements

With respect to the procurement and service contracts with various companies for new furniture for all District colleges and their satellites, Trustee Mercer inquired if these companies are providing sustainable furniture in compliance with the District's specifications.

Mr. Eisenberg responded in the affirmative.

(Trustee Candaele arrived at 4:43 p.m.)

Com. No. HRD1. Personnel Services Routine Report

Com. No. ISD1. Approval of New Courses

Com. No. ISD2. Approval of Noncredit Courses

Accept Recommended Disposition of Correspondence

Student Trustee Advisory Vote: Aye (Gomez)
ADOPTED AS AMENDED: 6 Ayes

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR

Com. No. CH1. Adopt Resolution of Necessity

Ms. Camille Goulet, General Counsel, indicated that the Board initially needs to open a hearing on the Resolution of Necessity. She invited Mr. Edward Szczepkowski, Eminent Domain Counsel, to outline the parameters of the hearing on the Resolution of Necessity.

Vice President Scott-Hayes declared the hearing open for public comment.

Mr. Szczepkowski requested that the Board allow the designated representative for the property owner to speak at this time.

Mr. Dean Dennis, Land Use and Eminent Domain Attorney, Hill, Farrer & Burrill LLP, indicated that he had submitted a letter of objection to Mr. Szczepkowski for the record.

Mr. Szczepkowski described the project that would install a secondary access road for WLAC and the effort to minimize any impact that this project would have on the property owner or the tenant.

There being no further comments, Vice President Scott-Hayes declared the hearing closed.

Motion by Trustee Furutani, seconded by Trustee Field, to adopt Com. No. CH1.

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

Com. No. FPD4. Authorize Design-Build-Finance Agreement

Ms. Goulet indicated that the Board needs to open a hearing on an end user fee.

Vice President Scott-Hayes declared the hearing open for public comment.

Ms. Goulet indicated that in the absence of any public speakers, the Board could close the hearing.

Vice President Scott-Hayes declared the hearing closed.

Mr. Eisenberg explained the design-build-finance agreement, which is for Campus Improvements – Central Plant/Utilities Infrastructure project at LAVC.

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

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

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. Notice Report – Amend Board Rule 7503 – Mileage Reimbursement Rates

Noticed by Chancellor Young.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

Scheduled speakers Mr. Bryan Sanchez and Ms. Julia Wallace were not present.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Dr. Steve Maradian, President, LACC, announced that Mr. Fred Piegonski, Executive Assistant to the President, LACC, is retiring at the end of 2006. He expressed his appreciation to Mr. Piegonski for his service to the District.

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Student Trustee Gomez announced that the LACCD marketing campaign “street teams” are going out this weekend. He requested that each campus provide at least three students and enlisted the support of the College Presidents to assist him with his request. He further announced that the next Student Affairs Committee meeting is scheduled for Friday, December 15, 2006 at 9 a.m.

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Dr. Roland Chapdelaine, President, LATTC, announced that the Gold Thimble Fashion Show is scheduled for Friday, December 15, 2006 at the campus. He further announced that there will be a display of drawing, painting, and poetry from the Humanities classes in the Fishbowl Gallery at the campus from December 18, 2006 through January 20, 2007.

ADJOURNMENT

Motion by Student Trustee Gomez, seconded by Trustee Furutani, to adjourn.

Without objection, so ordered.

APPROVED: 6 Ayes

The regular meeting adjourned at 4:58 p.m.

DARROCH F. YOUNG
Chancellor and Secretary of the Board of Trustees

By: _____
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Michael D. Waxman
President of the Board

Date January 10, 2007