

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, December 3, 2008 • 10:30 a.m.
Los Angeles Southwest College
Student Services Center, Room 301
1600 W. Imperial Highway • Los Angeles, California 90047

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 10:35 a.m. with President Kelly G. Candaele presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Nancy Pearlman, Angela J. Reddock, Miguel Santiago, and Sylvia Scott-Hayes. Student Trustee Rose Bustos was not present (arrived at 3:30 p.m.).

Chancellor Marshall E. Drummond was present.

RECESS TO COMMITTEE OF THE WHOLE

Motion by Trustee Pearlman, seconded by Trustee Scott-Hayes, to recess to the Committee of the Whole.

APPROVED: 7 Ayes

President Candaele relinquished the gavel to Vice President Field.

The regular meeting recessed to the Committee of the Whole at 10:37 a.m.

Public Speakers

None.

Budget Update

Copies of a document entitled "Los Angeles Community College District 2008-09 State Budget Update" were distributed.

Mr. Patrick McCallum, Legislative Advocate, discussed the 2008-09 State Budget Update with respect to the \$2.4 billion K-12 midyear reduction. He indicated that a \$92 million reduction in the current year and a \$110 million reduction in the 2009-2010 year will be the best scenario unless the District increases its fees. The Legislative Analyst's Office (LAO) is projecting a current year shortfall of at least \$40 million to community colleges in the state.

LACCD Sponsored Proposed Legislation

Copies of a document entitled "Los Angeles Community College District 2009 Legislative Program – Sponsored Bills" were distributed.

Mr. McCallum discussed the document with respect to proposed sponsored legislation regarding Advanced Education.

There was discussion regarding what the Board members can do during the holidays to communicate with the state legislators regarding the budget deficit.

Mr. McCallum indicated that he would attempt to contact every member of the LACCD legislative delegation.

Vice President Field requested that Mr. McCallum send the Board members an e-mail listing their legislative contacts.

Mr. McCallum indicated that he would present a budget update in January 2009.

Trustee Scott-Hayes requested that the Board members be provided with a list of the number of students categorized by zip code for each State Assembly and Senate district in the LACCD legislative delegation.

Chancellor Drummond summarized the actions that the District is taking in response to the state budget deficit, which include a hiring freeze.

Platinum Resolution

Chancellor Drummond recommended that the Board table Com. No. FPD3. A Resolution Requiring LEED™ Platinum Level of Certification for all Building Projects Developed under Measure J—which is on today's Board agenda—until February or March 2009.

Vice President Field indicated that the Board would consider the recommendation to table Com. No. FPD3. when it comes up for action at this afternoon's Board meeting.

Trustee Reddock requested that a presentation be given at a future Board meeting regarding the District's energy goals and how to achieve them.

Adjournment

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adjourn the Committee of the Whole.

APPROVED: 7 Ayes

The Committee of the Whole adjourned at 11:30 a.m.

Vice President Field relinquished the gavel to President Candaele.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 12:30 p.m. with President Kelly G. Candaele presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Angela J. Reddock, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Nancy Pearlman (arrived at 12:31 p.m.). Student Trustee Rose Bustos was not present (arrived at 3:30 p.m.).

Chancellor Marshall E. Drummond 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 Mercer, 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).

Without objection, so ordered.

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

(Trustee Pearlman arrived at 12:31 p.m.)
(Student Trustee Bustos arrived at 3:30 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:30 p.m. with President Kelly G. Candaele presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Angela J. Reddock, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Georgia L. Mercer (arrived at 3:31 p.m.) and Nancy Pearlman (arrived at 3:32 p.m.). Student Trustee Rose Bustos was present.

Chancellor Marshall E. Drummond was present.

FLAG SALUTE

Trustee Santiago led the Pledge of Allegiance to the Flag.

WELCOMING REMARKS

Dr. Jack E. Daniels III, President, Los Angeles Southwest College (LASC), welcomed the Board members to the college. He expressed his appreciation to his staff for their efforts in preparing for today's Board meeting. He announced the upcoming retirement of Ms. Betty Williams, AFT Staff Chairperson, LASC, and Ms. May Wilson, Executive Secretary, LASC, and commended them for their many years of dedicated service to the District.

(Trustee Mercer arrived at 3:31 p.m.)

(Trustee Pearlman arrived at 3:32 p.m.)

President Candaele commended Dr. Daniels and the employees of LASC for their efforts with respect to the new construction projects on the campus.

Trustee Pearlman commended LASC for the "International Day" event that was held today for the purpose of displaying worldwide diversity on the campus. She encouraged the other colleges to hold similar events.

APPROVAL OF MINUTES

None.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Ms. Regina Andrews, ASO President, LASC and Student Representative at the Resource Table, welcomed the Board members to the college.

PUBLIC AGENDA REQUESTS (CATEGORY A)

Oral Presentations

President Candaele entertained a motion to allocate three minutes per speaker.

Motion by Trustee Pearlman, seconded by Trustee Field, to allocate three minutes per speaker.

APPROVED: 7 Ayes

The following individuals addressed the Board with their concerns regarding the teaching methods of a Mathematics Instructor at LASC:

Ms. Janlisa Harlins, Ms. Eva Jackson, Mrs. Chareline Sanders, Ms. Stephanie Washington, Mr. Juan Burgos, Mr. Miguel Perez, Mr. James Parks, and Mrs. Norma Ramirez.

Scheduled speaker Ms. Venette Bowden was not present.

Mr. Ricardo Cortina addressed the Board with his concerns regarding the need to have Spanish-speaking individuals available at the colleges for ESL students during both day and evening hours.

With respect to the remarks by the speakers regarding the Mathematics Instructor at LASC, Trustee Field requested clarification regarding the contractual issues with respect to faculty.

Mr. Carl Friedlander, President, Los Angeles College Faculty Guild, and Mr. David Beaulieu, President, District Academic Senate, explained the evaluation processes for faculty members and department chairs as outlined in the collective bargaining agreement.

There was discussion regarding the importance of resolving the students' concerns with respect to issues involving instructors.

Dr. Daniels discussed the evaluation process at LASC for both department chairs and faculty members. He also discussed the actions being taken to address the concerns raised by the students regarding the Mathematics Instructor.

Student Trustee Bustos encouraged the students to present any concerns they have in a positive manner.

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 – December 3, 2008

President Candaele 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

Student Trustee Bustos reported on the Student Affairs Committee (SAC) meeting of November 21, 2008, which was attended by the ASO Advisors as well as all nine ASO Presidents. She indicated that the next SAC meeting is scheduled for December 12, 2008.

Trustee Pearlman reported on this morning's Infrastructure Committee meeting at which there was discussion regarding Measure J Program updates including the Recycling Program strategy, the LASC Middle College High School, and Project Close-outs.

Trustee Field discussed this morning's Committee of the Whole meeting at which there was discussion regarding the LACCD 2008-09 budget update and LACCD sponsored proposed legislation.

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

Motion by Trustee Santiago, seconded by Trustee Reddock, to adopt Com. No. BT1. as follows:

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 hereby designates January 19-23, 2009 as *Dr. Martin Luther King, Jr. Week* to honor his many achievements and contributions to all Americans.

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

Com. No. BT2. Conference Attendance Authorizations/Ratifications

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt Com. No. BT2. as amended as follows:

- A. Ratify payment of necessary expenses for Georgia L. Mercer, member of this Board of Trustees, to have attended the Community College Advocacy Summit on November 17, 2008 in Sacramento, California.
- B. Authorize payment of necessary expenses for Mona Field, ~~and~~ Sylvia Scott-Hayes, Nancy Pearlman, Angela J. Reddock, and Miguel Santiago, members of this Board of Trustees, and Student Trustee Rose Bustos to attend the Community College League of California (CCLC) Annual Legislative Conference on January 25-26, 2009 in Sacramento, California.

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

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

No reports.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Candaele 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., ISD3., and the Correspondence.

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

President Candaele 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

With respect to Roman Numeral I. Acceptance of Income by College Item C. 1. Los Angeles Trade-Technical College as it relates to the acceptance of funds from the United States Department of Education for the Strengthening Institutions-Hispanic Serving Institutions Program at Los Angeles Trade-Technical College (LATTC), Trustee Mercer requested clarification as to the utilization of the funds.

Dr. Roland Chapdelaine, President, LATTC, responded that is a joint Title 5 grant administered by LATTC for the broader mission of the District. The funds will be used for infrastructure support training in order to enhance access to learning, retention, and overall student success.

Com. No. BSD1. Business Services Routine Report

With respect to Roman Numeral II. Authorize Changes to 2009 Health Insurance as it relates to changing the 2009 Blue Shield PPO Prescription Drug Co-payment, Trustee Field requested that Dr. Susan Aminoff, Chair, Joint Labor Management Benefits Committee (JLMBC), explain the changes.

Dr. Aminoff explained the changes to the Blue Shield PPO Prescription Drug Co-payment.

With respect to Roman Numeral I. Ratify Placement of Insurance as it relates to ratifying placement of equestrian general liability and accidental death and dismemberment insurance for the Equine Center at Pierce College, Trustee Mercer inquired as to the District's liability when Pierce College is used as an emergency site during earthquakes, fires, etc.

Ms. Camille Goulet, General Counsel, indicated that a standard liability waiver form was developed several years ago that is required to be signed by anyone who brings their horses to Pierce College during an emergency situation.

Com. No. BSD2. Ratifications for Business Services

With respect to Item D. Service Agreements Agreement Number 4500118206 East as it relates to an agreement with EBSCO Subscription Services to provide periodical subscriptions for the Library and South Gate Center, Trustee Pearlman inquired as to how much of the \$18,000 total cost is going to EBSCO and how much is going to the subscriptions themselves.

Deputy Chancellor Barrera indicated that this question cannot be answered without looking at the actual invoice.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, indicated that he would research this and provide a response.

Deputy Chancellor Barrera noted the following amendment:

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D. SERVICE AGREEMENTS

~~4500062612 City. Amendment to renew agreement with Sprint/Nextel to provide cellular and telecommunication services for 52 units, increasing the total contract amount from \$29,476 to \$50,206 from July 1, 2008 to June 30, 2009, inclusive, for the fourth year of the agreement. Total additional cost: \$20,730.~~

Withdrawn.

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

With respect to Roman Numeral I. Authorize Professional Services Agreement Item A. as it relates to an agreement with ARUP to provide commissioning services for the Student Services Building project at Los Angeles City College (LACC), Trustee Mercer inquired as to what is meant by commissioning services.

Mr. Eisenberg responded that the purpose of commissioning services is to test the systems as they are installed to make sure that they work properly. An example would be the air conditioning system of the building.

Trustee Pearlman inquired if the contractors would be required to pay for necessary repairs if any building systems are not working properly.

Mr. Eisenberg responded that the contractors are required to make any necessary repairs within the budget amount that the District pays them.

With respect to Roman Numeral II. Authorize Amendment to Professional Services Agreements Item D. as it relates to an amendment to an agreement with Berliner and Associates to provide additional design services for the North of Mall projects at Pierce College, Trustee Pearlman inquired as to why additional design services are required.

Mr. Eisenberg responded that the North of Mall projects are comprised of several buildings. If the District does not have full documentation on a building, the Division of the State Architect cannot certify the project as being done correctly. In the cases where drawings are missing, the District needs to recreate them.

Com. No. FPD2. Ratify Emergency Contract to Permit for Cleaning and Abatement of Hazardous Substances Due to Failed Sewer System Piping Under the Culinary Arts and DSPS Building at Los Angeles Harbor College

Com. No. FPD3. A Resolution Requiring LEED™ Platinum Level of Certification for All Building Projects Developed Under Measure J

Trustee Field inquired as to the procedure for tabling Com. No. FPD3.

Ms. Goulet responded that Trustee Field could make a motion to table this item to a time certain. This is not a debatable motion except to the time itself.

Mr. Eisenberg recommended that Com. No. FPD3. be withdrawn rather than tabled.

Ms. Goulet recommended that the Board have Chancellor Drummond withdraw Com. No. FPD3. administratively.

Chancellor Drummond withdrew Com. No. FPD3.

Withdrawn.

Com. No. HRD1. Personnel Services Routine Report

Com. No. HRD2. Agreement Between the Los Angeles Community College District and the Los Angeles Community College District Employee Members of the Service Employees International Union, Local 721

Trustee Field expressed her appreciation to everyone who participated in the negotiations that resulted in this agreement.

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

Com. No. ISD2. Ratify Credit Course Modules

Com. No. ISD3. Student Discipline – Permanent Expulsion

Correspondence

Accept recommended disposition of Correspondence

Student Trustee Advisory Vote: Aye (Bustos)

The Student Trustee's vote shall not apply to HRD1., HRD2., PC1., and the Correspondence.

ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR

None.

NOTICE REPORTS AND INFORMATIVES

Com. No. ISD/A. [Notice] Board Rule Change

Noticed by Chancellor Drummond.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

None.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Dr. Linda Spink, President, Los Angeles Harbor College (LAHC), announced that the LAHC Teacher Prep Academy has been designated as a national Blue Ribbon school. The Blue Ribbon ceremony will be held on Friday, December 12, 2008 at 11:00 a.m. at LAHC.

ADJOURNMENT

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

Without objection, so ordered.

The meeting adjourned at 4:55 p.m.

MARSHALL E. DRUMMOND
Chancellor and Secretary of the Board of Trustees

By: _____
Laurie Green for Guadalupe M. Orozco
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Kelly G. Candaele
President of the Board

Date _____ April 15, 2009 _____