

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, June 18, 2008 • 10:30 a.m.
Los Angeles Trade-Technical College • Cafeteria – H Building
400 W. Washington Boulevard • Los Angeles, California 90015

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 10:42 a.m. with President Sylvia Scott-Hayes presiding.

On roll call the following members were present: Mona Field, Georgia L. Mercer, Nancy Pearlman, Angela J. Reddock, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Kelly G. Candaele (arrived at 10:46 a.m.). Student Trustee Rose Bustos was not present (arrived at 3:15 p.m.).

Chancellor Marshall E. Drummond was present.

RECESS TO COMMITTEE OF THE WHOLE

Motion by Trustee Pearlman, seconded by Trustee Field, to recess to the Committee of the Whole.

APPROVED: 6 Ayes

President Scott-Hayes relinquished the gavel to Trustee Field to chair the Committee of the Whole meeting in the absence of Vice President Candaele.

The regular meeting recessed to the Committee of the Whole at 10:43 a.m.

Legislative Update

Mr. Patrick McCallum, Legislative Advocate, distributed copies of a document regarding the Budget May Revise. He discussed the Governor's May Revise with respect to actions by the Senate and Assembly Democrats in the areas of growth, COLA, property tax, categorical program cuts, fees, green technology, and the competitive Cal Grant Program.

(Trustee Candaele arrived at 10:46 a.m.)

Trustee Field relinquished the gavel to Vice President Candaele.

Mr. McCallum and Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, discussed the following LACCD bills of interest as listed in the same document:

- AB 2804 (Hayashi) – Renewable energy resources: California Solar Initiative
- AB 2269 (Fuentes) – Renewable energy resources: local publicly owned electric utility: solar energy systems
- AB 625 (Levine) – Energy: efficiency retrofits
- AB 1112 (Torrice) – School district and community college district bonds
- SB ~~1473~~ 1437 (Padilla) – Education technology: California Virtual Campus
- AB 1409 (Portantino) – Pupils: concurrent enrollment in community college and secondary or elementary school
- AB 2083 (Nuñez) – Student financial aid: institutional financial aid eligibility
- AB 2261 (Ruskin) – Community colleges: open education resources centers
- SB 413 (Scott) – Community colleges: inmate education programs: computation of apportionments

With respect to AB 2261, which would authorize the Board of Governors of the California Community Colleges to provide a coordinated statewide network of open education resources, Trustee Field inquired as to whether other community college districts support this bill.

Mr. McCallum responded that he would look into this and provide a response. He indicated that AB 2261 has been moving through the legislature without any “no” votes.

Public Speakers

None.

Motion by Trustee Field, seconded by Trustee Pearlman, that the Committee of the Whole support SB ~~1473~~ 1437 – Education technology: California Virtual Campus, AB 625 – Energy: efficiency retrofits, and AB 2804 – Renewable energy resources: California Solar Initiative on the grounds that they all would create positive outcomes for the District.

Mr. Eisenberg indicated that AB 2112 (Saldana) – Energy: building standards is listed on the Committee of the Whole agenda but not on the list of LACCD bills of interest and would be brought back at a future Committee of the Whole meeting.

APPROVED: 7 Ayes

Trustee Field requested clarification that the Board has no position on AB 2269 – Renewable energy resources: local publicly owned electric utility: solar energy systems, AB 2112 – Energy: building standards, and AB 1112 – School district and community college district bonds and that these are the three bills that need to be discussed at the next Board meeting.

Mr. Eisenberg responded that this is correct.

Adjournment

Motion by Trustee Mercer, seconded by Trustee Field, to adjourn the Committee of the Whole.

Without objection, so ordered.

APPROVED: 7 Ayes

The Committee of the Whole adjourned at 11:37 a.m.

Vice President Candaele relinquished the gavel to President Scott-Hayes.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 12:40 p.m. with President Sylvia Scott-Hayes presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Nancy Pearlman, Angela J. Reddock, and Sylvia Scott-Hayes. Absent: Miguel Santiago (arrived at 12:41 p.m.).

Chancellor Marshall E. Drummond was present.

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

None.

RECESS TO CLOSED SESSION

During the Closed Session, the Board will also discuss the Marvin Huezo v. LACCD matter.

Motion by Trustee Mercer, 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).

(Trustee Santiago arrived at 12:41 p.m.)

APPROVED: 7 Ayes

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

(Student Trustee Bustos arrived at 3:15 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:38 p.m. with President Sylvia Scott-Hayes 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 present.

Chancellor Marshall E. Drummond was present.

FLAG SALUTE

Trustee Mercer led the Pledge of Allegiance to the Flag.

WELCOMING REMARKS

Dr. Roland Chapdelaine, President, Los Angeles Trade-Technical College (LATTC), expressed his appreciation to the following individuals for their efforts in preparing for today's Board meeting:

Mr. Patrick Reed and Mr. Joe Guerrieri, Instructional Media Services, LATTC
Mr. William Smith, Facilities Manager, LATTC, and his staff
Ms. Susan Feigenbaum, Culinary Arts Department, LATTC, and her team

Dr. Chapdelaine introduced Mr. Gerardo Hacer, Welding Student, LATTC, who has donated to the college a piece he created called "Pegasus."

Dr. Chapdelaine introduced the following individuals who welcomed the Board members to the campus:

Ms. Lori Hunter, AFT Staff Chairperson, LATTC; Ms. Kindra Kinyon, Academic Senate President, LATTC; Mr. John McDowell, Los Angeles College Faculty Guild Executive Board Delegate, LATTC; and Ms. Allison Reid, ASO President-elect, LATTC.

Mr. McDowell presented a brief video regarding LATTC and some recent events that took place on the campus.

Dr. Chapdelaine announced that LATTC has received a \$1.2 million grant from the Irvine Foundation to continue the Santee Education Project in small learning communities.

Ms. Marcy Drummond, Vice President, Academic Affairs, LATTC, and Dr. Denise Fairchild, Chair, Community and Economic Development Department, LATTC, discussed the importance of receiving this grant in order to continue the Santee Education Project.

APPROVAL OF MINUTES

None.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Mr. Frank Torres, Lobbyist, SEIU Local 99, reported that approximately 400 SEIU Local 99 members will be traveling to Sacramento on Monday night, June 23, 2008 to oppose the state budget reductions. He invited the Board members to attend a press conference on June 23, 2008 at 10 p.m. to support SEIU's efforts.

Ms. Velma Butler, President, AFT College Staff Guild, reported that the AFT College Staff Guild is ready for negotiations.

PUBLIC AGENDA REQUESTS (CATEGORY A)

Oral Presentations

Ms. Jean Stapleton and Ms. Rhonda Guess addressed the Board regarding an opportunity for students from East Los Angeles College (ELAC) and Los Angeles City College (LACC) to travel to Chicago for the Unity '08 Convention on July 23-27, 2008. This convention is a gathering of journalists of color.

There was discussion regarding the effort to raise funds for Journalism students from ELAC and LACC to attend the Unity '08 Convention.

President Scott-Hayes requested that Ms. Stapleton and Ms. Guess discuss their fundraising efforts with their College Presidents.

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 – June 18, 2008

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.

With regard to the selection of President for Los Angeles City College, the Board voted unanimously to employ Dr. Jamillah Moore and authorized the Chancellor to negotiate an employment contract.

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

Dr. Moore expressed her appreciation to the Board of Trustees, Chancellor Drummond, the College Presidents, and her staff at LACC for their support.

Reports of Standing and Special Committees

Trustee Candaele reported on this morning's Committee of the Whole meeting at which there was discussion regarding the state budget and District-related legislation that is going through the State Senate and State Assembly.

Com. No. BT1. Conference Attendance Authorization

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

Authorize payment of necessary expenses for Rose Bustos, student member of this Board of Trustees, to attend the Community College League of California Student Trustees Workshop to be held on August 8-9, 2008 in San Francisco, California.

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

Com. No. BT2. Amendment of the District Strategic Plan, 2006-2011

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

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

Com. No. BT3. Resolution – District Classified Employees Retirement

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

WHEREAS, The classified employee identified below has been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employee has 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 employee for his contributions and extend best wishes in his retirement.

SUMMARY OF RETIRED CLASSIFIED EMPLOYEES
May 1, 2008 – May 31, 2008

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Zuccaro	Paul	Instructional Media Assistant	32	Valley

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

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Chancellor Drummond discussed the importance of the District's efforts to continue serving the students despite the budget reductions.

LAUSD/LACCD Partnership Update

Chancellor Drummond deferred to Mr. Gary Colombo, Vice Chancellor, Institutional Effectiveness.

Mr. Colombo introduced Ms. Shelley Weston, Assistant Superintendent of Secondary Instruction, Los Angeles Unified School District (LAUSD), and Ms. Amy Cooper, Chief of Staff for LAUSD Board President Monica Garcia.

Copies of a document entitled "LAUSD/LACCD Partnership" were distributed.

Mr. Colombo gave a PowerPoint presentation and summarized the document with respect to the joint Board resolution that was adopted on January 24, 2008; the partnership principles; the partnership framework; the "Early College/Career Awareness" Initiative; the "Early College Experience" Initiative; the "LA College Connections" Initiative; and the next steps in the partnership process. He indicated that another joint LAUSD/LACCD Board meeting will be scheduled for November 2008 for the purpose of discussing local partnership action plans and the Memorandum of Understanding.

There was discussion regarding the effort to institute partnership programs with the LAUSD on a Districtwide basis.

Ms. Cooper announced that the LAUSD will have a similar presentation at its Board meeting on July 8, 2008. She invited representatives of the Board of Trustees, Chancellor Drummond, and Mr. Colombo to attend.

* * *

Mr. Marvin Martinez, Vice Chancellor, Economic and Workforce Development, announced that a five-week summer workforce education program that targets disadvantaged youth will be launched on July 7, 2008 at seven of the District colleges. He indicated that this program was initiated through the office of Mayor Antonio Villaraigosa. The students will participate as paid interns in this program, which will expose them to the teaching profession. Following successful completion of the five-week session, the students will have an opportunity to be employed as Instructional Assistants beginning in August 2008.

Mr. John Clerx, Vice Chancellor, Educational Support Services, discussed the specifics of the program with respect to the classes and workshops that will be offered. He indicated that the students who participate are recent high school graduates. The internship will provide the students with an opportunity to work with young people.

Chancellor Drummond indicated that this is a pilot program.

There was discussion regarding the need to screen the students to insure that there is no security risk for them to work with minors, specifically children at the Child Development Centers.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Scott-Hayes entertained a motion to adopt the Consent Calendar Items on Matters Requiring a Majority Vote, with the limitation that the Student Trustee's vote shall not apply to HRD1., HRD2., ISD4., PC1., and the Correspondence.

Motion by Trustee Mercer, seconded by Trustee Field, to adopt the Consent Calendar Items on Matters Requiring a Majority 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 D. West Los Angeles College (WLAC) as it relates to the acceptance of funds from the United States Department of Labor, Employment, and Training Administration for the Community-Based Job Training Program at WLAC, Trustee Mercer inquired as to purpose of this grant.

Dr. Mark Rocha, President, WLAC, responded that the purpose of the grant is to strengthen workforce education opportunities and to develop a curriculum around the Hollywood Cinema Production Resources Training Program.

Com. No. BF2. 2008-2009 Tentative Budget Adoption

Com. No. BF3. Authorization to Make Appropriation Transfers

Com. No. BSD1. Business Services Routine Report

With respect to Roman Numeral III. Authorize Issuance of Purchase Orders Item A. as it relates to a purchase order for notebook computers and monitors for the Basic Skills programs at LACC, Trustee Field inquired if these computers will be used by employees or students. She expressed her concern regarding security with respect to laptop computers.

Dr. Jamillah Moore, Interim President, LACC, responded that these computers will be used primarily by students. She indicated that the computers and monitors will be bolted and tagged as soon as they are received.

With respect to Roman Numeral IV. Authorize Student Health Center Agreement as it relates to an agreement with Mosaic Family Care – College Clinics to provide comprehensive medical services and mental health services to East Los Angeles College (ELAC), Los Angeles City College (LACC), Los Angeles Southwest College (LASC), Los Angeles Trade-Technical College (LATTC), and West Los Angeles College (WLAC), Trustee Field requested further background regarding this agreement.

Ms. Dawn Bastin, Director, Business Services, indicated that the purpose of having one health care provider for five colleges is to provide consistent and uniform health care services.

With respect to Roman Numeral II. Authorize Service Agreements Item B. as it relates to an agreement with CD Tech to provide the coordination and administrative services for the Technology Training and Main Street projects as provided for in a grant awarded to LATTC by the Department of Housing and Urban Development, Trustee Mercer requested an explanation of this item.

Dr. Chapdelaine indicated that there has not been a contractual relationship between LATTC and CD Tech. He is currently working with Chancellor Drummond and Ms. Camille Goulet, General Counsel, on developing a formal contract.

Com. No. BSD2. Ratifications for Business Services

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

With respect to Roman Numeral II. Authorize Amendment of Professional Services Agreements Item E. as it relates to an amendment to an agreement with PV Jobs to provide additional professional services at all District colleges and their satellites, Trustee Field inquired as to what the additional professional services are.

Mr. Eisenberg responded that the purpose of this amendment is to provide additional funding to continue the services that are currently being provided.

Chancellor Drummond requested that Mr. Eisenberg present an update at a future Board meeting regarding PV Jobs and the services they are providing to the District.

Mr. Eisenberg indicated that he is planning to present a report at the next Infrastructure Committee meeting in August 2008.

Chancellor Drummond requested that a report be presented to the full Board as well.

With respect to Roman Numeral II. Item D. as it relates to an amendment to an agreement with Merriwether & Williams Insurance Services, Inc. to provide additional contractor surety bond program administration services at all District colleges and their satellites, Trustee Mercer inquired as to what a contractor surety bond program administrator service is.

Mr. Eisenberg responded that this is a program that was created to help local, small, and emerging firms work with the District on its bond projects. He indicated that he would also provide an update regarding the performance of local, small, and emerging firms in his future report.

Trustee Reddock requested that there be a review of the overall bond and contracting program in order to determine whether the District is doing the best job it can do.

With respect to Roman Numeral IV. Authorize Construction Contracts Item E. as it relates to a contract with KOAM Construction, Inc. to provide general construction services for the Temporary Facilities-Swing Space Art Department Relocation project at ELAC, Trustee Mercer inquired as to what will happen to the temporary facility once the Fine Arts Building is completed.

Mr. Eisenberg responded that a portion of the temporary space will be used as green space that will be refined and developed further. This will result in long-term value to the District.

With respect to Roman Numeral IV. Item H. as it relates to a contract with Sinanian Development to provide general construction services for the Family and Consumer Studies Building project at Los Angeles Mission College (LAMC), Trustee Mercer indicated that the District has had issues with this firm.

President Scott-Hayes indicated that she also has concerns regarding the firm and recommended that this item be separated from the Consent Calendar so that the Board can discuss it further.

Chancellor Drummond requested that discussion continue on this item as opposed to separating it for the vote.

Mr. Eisenberg reported that Sinanian Development has expertise in the bidding process but has been only marginal with respect to project execution. The District is required to adhere to the low bid requirements of the law and is open to contractors such as Sinanian Development despite their lack of expertise in the actual construction process.

President Scott-Hayes inquired if the District can file an official complaint.

Mr. Eisenberg responded that if the firm fails to finish a project or if there is a major problem in their work, the District can find them nonresponsive and bar them from bidding on the District's projects. He indicated that Sinanian would be subject to liquidated damages for failing to meet the completion schedule for a particular project.

Trustee Candaele inquired if there are any provisions for changing the language to the "lowest responsible bidder" rather than the "lowest bidder" for future contracts.

Mr. Eisenberg responded that Sinanian has not violated any of the basic requirements that would allow the District to declare them to not be responsible at this point.

Chancellor Drummond indicated that stronger penalty clauses can be added to some of these contracts.

Mr. Eisenberg indicated that the District's liquidated damage contract calls for a daily monetary penalty. He stated that the amount of the daily penalty for future contracts can be increased. This can be done as an administrative decision without Board approval.

Trustee Pearlman inquired if there is a provision in the law that states the District can go to the next highest bidder that has a higher ranking or service competency level.

Mr. Eisenberg responded that the solution to this is design-build. Under the design-build process, the District can prepare a Request for Proposal and does not have to select the low bid. Under the upcoming bond measure, the District has identified 30 projects that should be done design-build. The project that Sinanian is working on was well underway before the law was changed last year that gave the District the ability to expand design-build.

Trustee Reddock requested that Sinanian Development be asked to address the Board at a future Board meeting regarding the projects they are working on.

Chancellor Drummond indicated that he would request Sinanian Development to address the Board at its regularly scheduled meeting of July 9, 2008.

Com. No. HRD1. Personnel Services Routine Actions

With respect to Roman Numeral II. Authorize Payment of Vacation Hours in Excess of 375 Hours, Trustee Field inquired as to how much the District will spend.

Ms. Jeanette Gordon, Chief Financial Officer/Treasurer, responded that the amount is less than \$300,000 for all employees.

Com. No. HRD2. Employment Actions Regarding Administrative Employees

Com. No. ISD1. Authorize the CCC-501 Applications for Approval – New Credit Programs

Com. No. ISD2. Approval of New Courses

Com. No. ISD3. Approval of New Noncredit Courses

Com. No. ISD4. Authorization of Student Travel

Com. No. PC1. Personnel Commission Actions

Accept Recommended Disposition of Correspondence

Student Trustee Advisory Vote: Aye (Bustos)

ADOPTED: 7 Ayes

Matters Requiring a Super Majority Vote

Com. No. FPD2. Authorize Exchange of Property with the City of Monterey Park

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

Student Trustee Advisory Vote: Aye (Bustos)

ADOPTED: 7 Ayes

Com. No. FPD3. Authorize Lease Agreement

Motion by Trustee Candaele, seconded by Trustee Field, to adopt Com. No. FPD3.

Student Trustee Advisory Vote: Aye (Bustos)

ADOPTED: 7 Ayes

RECOMMENDATIONS FROM THE CHANCELLOR

None.

NOTICE REPORTS AND INFORMATIVES

Com. No. HRD/A. [Notice] – Create Board Rule 101105

Noticed by Chancellor Drummond.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

None.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Trustee Field acknowledged Dr. Tyree Wieder, President, Los Angeles Valley College, who is attending her last Board meeting.

Trustee Mercer announced that the retirement dinner for Dr. Tyree Wieder on June 14, 2008 was attended by many people who have been involved in leadership roles in the San Fernando Valley and was a wonderful tribute to Dr. Wieder.

Dr. Wieder expressed her appreciation for the tribute and indicated that she would remain involved in community activities.

ADJOURNMENT

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

Without objection, so ordered.

APPROVED: 7 Ayes

The regular meeting adjourned at 5:38 p.m.

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

By: _____
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Kelly G. Candaele
President of the Board

Date July 23, 2008