

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, August 10, 2011 • 12:30 p.m.
Educational Services Center • Board Room
770 Wilshire Boulevard • Los Angeles, California 90017

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:36 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Mona Field, Tina Park, Nancy Pearlman, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Kelly Candaele (arrived at 12:37 p.m.). Student Trustee Amber I. Barrero was not present (arrived at 12:40 p.m.).

Chancellor Daniel J. LaVista was present.

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

None.

(Trustee Candaele arrived at 12:37 p.m.)

RECESS TO CLOSED SESSION

During Closed Session, the Board will discuss additional potential litigation items pursuant to Government Code section 54956.9.

Motion by Trustee Field, seconded by Trustee Park, 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: 7 Ayes

The regular meeting recessed to Closed Session at 12:37 p.m.

(Student Trustee Barrero arrived at 12:40 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:53 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Nancy Pearlman, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Student Trustee Amber I. Barrero was present.

Chancellor Daniel J. LaVista was present.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

* * *

President Santiago reported that the State Controller's audit of the LACCD building program is on the Internet. He stated that the Board will thoroughly review the audit. He further stated that the Board takes the State Controller's audit seriously. The Board will start taking decisive action today. With the support of the Board leadership, President Santiago stated that he is calling for a special Board meeting to be held on Wednesday, August 17, 2011 at 6:30 p.m. to review the audit and demand some answers.

APPROVAL OF MINUTES

None.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

The following individuals reported from the Resource Table:

Mr. David Beaulieu, President, District Academic Senate, and Mr. Jaden Ledkins, ASO President, Los Angeles City College (LACC) and Student Representative at the Resource Table.

PUBLIC AGENDA REQUESTS (Category A)

Oral Presentations

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

Mr. Nehasi Ronald Lee addressed the Board regarding the shared governance process with respect to changes being made in the Associated Student Organization (ASO) at Los Angeles Harbor College (LAHC).

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

The following reports to the LACCD governing board, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.

Report on Actions Taken in Closed Session – August 10, 2011

President Santiago indicated that the Board is required to report certain matters after a Closed Session in keeping with The Ralph M. Brown Act. The Board has no actions required to report.

Reports of Standing and Special Committees

Trustee Svonkin reported on the morning's Finance and Audit Committee meeting.

REPORT FROM THE CHANCELLOR

Comments from the Chancellor Regarding District Activities and Upcoming Issues

Chancellor LaVista reported that an audit report was issued earlier today by the State Controller's Office. He indicated that he would review the audit by the end of the day and would issue both an internal and an external statement regarding the report. He discussed the importance of responding to the audit findings. He stated that based on

the preliminary report, he and the members of the Board disagreed with many of the specifics and some of the findings. Chancellor LaVista stated that the audit will be carefully reviewed in order to determine to what extent the management responses were considered.

With respect to the morning's Finance and Audit Committee meeting, Trustee Svonkin reported that as a result of the findings that were revealed in the KPMG audit of the bond, the Committee requested that Chancellor LaVista work with staff to bring back within 30 days a plan to implement and correct the major findings of the report.

Chancellor LaVista indicated that he would do so.

Office of Economic & Workforce Development

Chancellor LaVista presented an overview regarding the duties that are performed by the Office of Economic and Workforce Development (EWD). He deferred to Mr. Felicito (Chito) Cajayon, Vice Chancellor, Economic and Workforce Development.

Mr. Cajayon distributed a document entitled "Office of Economic & Workforce Development." He gave a PowerPoint presentation and discussed the document with respect to LACCD EWD grants, the NexTrendinLA2010 Pavilion—a transportation-related industry event, the development of mobile applications for businesses, and innovative workforce development grants. He announced that last year, the LACCD was awarded a grant of \$150,000 to develop a Los Angeles Green Business Certification program.

A question and answer session was conducted regarding the presentation.

Trustee Svonkin requested information as to how many faculty and staff members were compensated for participating in the various grants programs.

Mr. Cajayon indicated that he would prepare a report with this information.

Chancellor LaVista expressed his appreciation to Mr. Cajayon for his excellent leadership. He announced the following upcoming observances:

Patriot Day – September 11, 2011
United States Constitution Week – September 16-22, 2011
Latino Heritage Month – September 15 – October 15, 2011

CONSENT CALENDAR

Matters Requiring a Majority Vote

President Santiago entertained a motion to adopt the Consent Calendar on Matters Requiring a Majority Vote as amended with the limitation that the Student Trustee's vote shall not apply to HRD1A., HRD1B., HRD2., HRD3., and the Correspondence.

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

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BF2. Amend Board Rules 7503.10 Standard Mileage Rates and 10711. Transportation Cost

Com. No. BF3. Receipt of General Obligation Bond Financial Audit

Com. No. BSD1. Ratifications for Business Services

With respect to Item F. Leases, Use Permits, and Civic Center Permits of District Facilities, Trustee Svonkin requested that a survey be conducted to determine when the last analysis of civic center permits for use and rentals was done for each college.

With respect to Item K. Service Agreements, Trustee Svonkin requested that he be recorded as a “no” vote on the following agreement:

4500162357 Trade-Technical. Agreement with Los Angeles Sparks to provide advertising space for the college during the period May 1, 2011 to December 31, 2011, inclusive. Total cost: \$10,000.

Per his request, Trustee Svonkin is recorded as a “no” vote on this item.

Com. No. BSD2. Business Services Routine Report

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

President Santiago noted the following amendments:

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XV. AUTHORIZE GRANT ADMINISTRATION SERVICES AGREEMENTS

A. Action

~~Authorize an agreement with the Los Angeles County Metropolitan Transportation Authority (“LACMTA”) for Federal Transit Administration (“FTA”) grant administration services for the RWGPL – Red Line Pedestrian Corridor (Pedestrian Enhancements) project at Los Angeles City College from August 11, 2011 through August 10, 2016 inclusive at an amount equal to five percent (5%) of the District’s FTA grant of \$1,011,250 and is not to exceed \$50,563.~~

Background

~~As part of its FY2007 Call for Projects, the LACMTA Board of Directors (the “Board”) allocated \$139,000 and \$670,000 for FY2008 and FY2010 respectively for a total of \$809,000 in federal Congestion Mitigation/Air quality (CMAQ) funds for passenger accessibility enhancements and improvements at the Vermont Avenue and Monroe Street entrance to Los Angeles City College (the “Project”). Los Angeles City College is a campus of the District. The District has executed LOA No. P000F1641 as Amended by Amendment No. 1 (“LOA”).~~

~~The Section 5307 funds provided under this Agreement will be used for the construction of a transit plaza and pedestrian enhancements at Los Angeles City College (LACC) on Vermont Avenue to serve the bus stops on Vermont at Willowbrook at the south end of the LACC campus. The Plaza will serve LACC and the adjacent Braille Institute.~~

~~Elements of the project will include shelters with an ADA accessible shelter for 20 passengers, paving, drought resistant landscaping, 20 pedestrian lighting fixtures, and information kiosks. The improved area will be approximately 20,000 square feet. The only place for people to congregate now while waiting for the buses is in the street or standing in open areas on the campus. The plaza is intended to provide an open, safe and inviting area for transit users to congregate and wait for buses that serve the location. There will also be wayfaring improvements for use of the visually impaired. These will include voice activated technology which will be designed in concert with the Braille Institute.~~

Funding and Development Phase

The FTA requires its grants to be administered only by its authorized grantee administrators. Under this agreement, as an FTA authorized grantee administrator, the MTA will administer the FTA grant so that the LACCD can access the funding. Funding for this project is through the FTA grant and Measure AA Bond proceeds. RWGPL - Red Line Pedestrian Corridor 11C.7173.05.03. Design and Construction Phases.

Authorize an agreement with the Los Angeles County Metropolitan Transportation Authority ("LACMTA") for Federal Transit Administration ("FTA") grant administration services for the Blue Line Station Extension (Intermodal Links with Bus and Metro) project at Los Angeles Trade-Technical College from August 11, 2011 through August 10, 2016 inclusive at an amount equal to five percent (5%) of the District's FTA grant of \$1,262,500 and is not to exceed \$63,125.

Background

As part of its FY2007 Call for Projects, the LACMTA Board of Directors (the "Board") allocated \$173,000 and \$837,000 for FY2008-09 and FY2009-10 respectively for a total of \$1,010,000 in federal Congestion Mitigation/Air quality (CMAQ) funds for pedestrian connectivity of the Metro Blue Line and Metro buses on Grand Avenue.

The Intermodal Links with Bus and Metro project will be used for the development and construction of landscape and streetscape at Los Angeles Trade-Technical College campus to improve pedestrian mobility and accessibility to existing multi-modal public transportation connections. The project will include such improvements as the development and construction of signage, lighting improvement, pedestrian connections, accessibility enhancements, and other related improvements.

Funding and Development Phase

The FTA requires its grants to be administered only by its authorized grantee administrators. Under this agreement, as an FTA authorized grantee administrator, the MTA will administer the FTA grant so that the LACCD can access the funding. Funding for this project is through the FTA grant and Measure J Bond proceeds. Blue Line Station Extension (Intermodal Links with Bus and Metro) Bond Project No. 07T.6773.05.06. Design and Construction Phases.

With respect to Roman Numeral VII. Ratify Change Orders for Construction Contracts Greater than \$30,000 in Original Cost Issued under the Standard "Design-Bid-Build" Method of Project Delivery as it relates to the Center for the Sciences Audio/Visual project at Pierce College, Trustee Svonkin expressed his concern regarding the need to modify the layout and configuration of the cabling. He requested that he be recorded as a "no" vote on this item.

Per his request, Trustee Svonkin is recorded as a "no" vote on this item.

With respect to Roman Numeral VII. as it relates to the North of Mall project at Pierce College, Trustee Svonkin expressed his concern that the District is paying for work that resulted from an unforeseen condition. He requested that staff be directed to seek a solution to the failure of the architect.

President Santiago indicated that Chancellor LaVista will review this in order to determine whether this is a viable approach.

Com. No. FPD2. Authorize Master Procurement Agreements

Com. No. HRD1A. Personnel Services Routine Actions

Com. No. HRD1B. Personnel Services Routine Actions

Addendum – Com. No. HRD2. Adopt the District’s Initial Proposal to the Service Employees International Union, Local 721

Addendum – Com. No. HRD3. District’s Additional Proposal to the Exclusive Representatives of the District’s Employees Regarding Negotiation of the Master Benefits Agreement

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

Correspondence

Per his request, Trustee Svonkin is recorded as a “no” vote on the following items:

Com. No. BSD1. Ratifications for Business Services

...

K. SERVICE AGREEMENTS

4500162357 Trade-Technical. Agreement with Los Angeles Sparks to provide advertising space for the college during the period May 1, 2011 to December 31, 2011, inclusive. Total cost: \$10,000.

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

...

VII. Ratify Change Orders for Construction Contracts Greater than \$30,000 in Original Cost Issued under the Standard “Design-Bid-Build” Method of Project Delivery

...

Center for the Sciences Audio/Visual Pierce College

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

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR

Com. No. CH1. Appointment to the District Citizens’ Oversight Committee for Proposition A/AA and Measure J Bond Programs

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

Dr. Jamillah Moore, President, Los Angeles City College (LACC), explained the process that was conducted to appoint Mr. Marv Hoffman for membership on the District Citizens’ Oversight Committee (DCOC).

There was discussion regarding the possibility of posting information regarding vacancies on the DCOC on the LACCD website.

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

Com. No. CH2. Approval of the Los Angeles Southwest College Mission Statement, East Los Angeles College Strategic Plan, and East Los Angeles College Distance Education Substantive Change Report

Motion by Trustee Veres, seconded by Trustee Field, to adopt Com. No. CH2.

Student Trustee Advisory Vote: Aye (Barrero)

ADOPTED: 7 Ayes

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. [Notice] Adoption of 2011-2012 Final Budget

Noticed by Chancellor LaVista.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

For the record, Trustee Pearlman indicated that she would be late for the special Board meeting of August 17, 2011 due to a prior commitment. She requested that today's Board meeting be adjourned in memory of Mrs. Frances Schloss, a friend and colleague from the field of education.

Mr. Ledkins distributed a document entitled "The Associated Students Organization of Los Angeles City College," which contains three sample logos that are being considered by the ASO.

Chancellor LaVista indicated that he will send the Board members a copy of the colleges' Flex Day schedules and expressed his hope that they will be able to participate. He further indicated that the District Academic Senate Summit will be held on September 23, 2011.

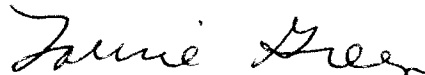
ADJOURNMENT

Motion by Trustee Svonkin, seconded by Trustee Park, to adjourn.

Without objection, so ordered.

The regular meeting adjourned at 5:20 p.m.

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

By: 

Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:



Miguel Santiago
President of the Board

Date _____ September 7, 2011 _____



Board of Trustees

LOS ANGELES COMMUNITY COLLEGE DISTRICT
770 Wilshire Boulevard, Los Angeles, CA 90017 213/891-2000

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, August 10, 2011
12:30 p.m.

**Educational Services Center
770 Wilshire Boulevard
Los Angeles, CA 90017**

- I. **Public Employment**
(pursuant to Government Code section 54957)
 - A. President, East Los Angeles College

- II. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - A. District Negotiators: Adriana D. Barrera
Employee Units: All Units
All Unrepresented Employees

 - B. District Negotiators: Ken Takeda
Employee Unit: Building and Trades

 - C. District Negotiators: Sue Carleo
Employee Unit: Academic Administrators

 - D. District Negotiators: Mary Gallagher
Employee Unit: Clerical/Technical

 - E. District Negotiators: Michael Shanahan
Employee Unit: Supervisory

F. District Negotiators: Michael Shanahan

Employee Unit: Local 99

G. District Negotiators: Rose Marie Joyce

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. *Sornborger, et al. v. LACCD*
- V. **Conference with Legal Counsel - Anticipated Litigation**
(pursuant to Government Code section 54956.9 (b))
 - A. Anticipated Litigation: One (1) matter
- VI. **Discussion with Real Property Negotiator as may be announced prior to closed session** (pursuant to Government Code section 54956.8)
- VII. **Other litigation matters as may be announced prior to the closed session**
(pursuant to Government Code section 54956.9)