

LOS ANGELES COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, November 2, 2011 • 12:00 p.m.
Los Angeles Trade-Technical College
South Campus Technology Building • Room TE 101 – First Floor
400 West Washington Blvd. • 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 12:10 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 12:25 p.m.). Student Trustee Amber I. Barrero was not present.

Chancellor Daniel J. LaVista was present.

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

Ms. Camille Goulet, General Counsel, stated that in accordance with The Ralph M. Brown Act, Mr. Lateef Knight, a permanent classified employee assigned to Pierce College as a Custodian, has requested that he be allowed to speak at the public session of the Board of Trustees. Mr. Knight was present.

Mr. Michael Shanahan, Interim Senior Associate Vice Chancellor, Human Resources, explained what should occur with respect to the disciplinary case.

Ms. Camille Goulet, General Counsel, explained the process for dismissing a permanent classified employee.

Mr. Shanahan summarized the charges against Mr. Knight.

Mr. James Bradley, Union Steward, SEIU Local 99, addressed the Board on behalf of Mr. Knight.

Mr. Knight addressed the Board regarding the charges against him.

RECESS TO CLOSED SESSION

Motion by Trustee Svonkin, 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: 6 Ayes

The regular meeting recessed to Closed Session at 12:17 p.m.

(Trustee Candaele arrived at 12:25 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:32 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Nancy Pearlman. Student Trustee Amber I. Barrero was not present.

Chancellor Daniel J. LaVista was present.

(Trustee Pearlman arrived at 3:33 p.m.)

Trustee Pearlman led the Pledge of Allegiance to the Flag.

Trustee Park reported that Mr. Patrick F. Owens ("Pat"), former Board member, passed away on October 5, 2011. Mr. Owens served on the Board of Trustees from July 1, 1989 through June 30, 1993. Prior to that time, he taught in the Motorcycle Repair program at LATTTC.

WELCOMING REMARKS BY ROLAND CHAPDELAIN, PRESIDENT, LOS ANGELES TRADE-TECHNICAL COLLEGE

President Santiago introduced Dr. Roland Chapdelaine.

Dr. Chapdelaine welcomed the Board members to the College. He introduced the following individuals from Los Angeles Trade-Technical College (LATTTC):

Ms. Chini Johnson-Taylor, representing Ms. Lourdes Brent, Academic Senate President; Ms. Carole Anderson, AFT Chapter President; Ms. Lori Hunter, AFT Staff Chapter Chair; Ms. Cynthia Morley-Mower, Teamsters Local 911 Chapter Representative; Mr. Charles Ruffin, SEIU Local 721 Representative; Ms. C'Artis "CeCe" Blevins, SEIU Local 99 Representative; Mr. Phillip Penner, Building and Trades Representative; Mr. Galen Bullock, Classified Managers Representative; Dr. Mary Gallagher, Vice President, Administrative Services; Mr. Ramon Castillo, Vice President, Student Services; Ms. Marcy Drummond, Vice President, Academic Affairs; Ms. Leticia Barajas, Acting Vice President, Workforce and Economic Development; Ms. Anna Badalyan, Dean, Institutional Effectiveness; Dr. Rhea Chung, Executive Director, College Foundation; Mr. Darryl Holter, Chair, College Foundation; Mr. David Ysais, Public Relations Manager; and Ms. Christie Dam, Executive Assistant to the President.

APPROVAL OF MINUTES

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

Regular Meeting and Closed Session – September 21, 2011
Special Meeting – September 21, 2011

APPROVED: 7 Ayes

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

The following individual reported from the Resource Table: Mr. David Beaulieu, President, District Academic Senate.

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. Paul Magallanes addressed the Board in protest of RFP #10-12 Establishment of Office of Inspector General and Whistleblower Program and the awarding of the contract to Policy Masters, Inc.

Mr. John Walsh addressed the Board in opposition to the selection of Policy Masters, Inc. to oversee the District's Whistleblower Program.

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 – November 2, 2011

President Santiago 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 requires to be reported.

Reports of Standing and Special Committees

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

* * *

President Santiago reported that in an effort to alleviate some of the costs that have been incurred by mailing hard copies of the Board agenda, Chancellor LaVista and his staff have proposed that the Board agenda and accompanying materials be distributed electronically to the Board members by using individual iPads or notebooks.

* * *

Com. No. BT1. West Los Angeles College Substantive Change Report

Motion by Trustee Field, seconded by Trustee Park, to adopt Com. No. BT1.

Student Trustee Advisory Vote: Absent (Barrero)

ADOPTED: 7 Ayes

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

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. BT2. 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
September 1, 2011 – September 30, 2011

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Lim	Jean May	Accounting Manager	31	District
2 Nguyen*	Binh	Office Assistant	23	City
3 Olivares	Hector R.	Gardener	16	West
4 Phillips*	Michael E.	Assistant Director of Disbursements	12	District

*Due to late processing, the following employees were not listed on the previous report;
Nguyen, Binh – Effective date of August 31, 2011
Phillips, Michael – Effective date of July 31, 2011

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

REPORTS FROM THE CHANCELLOR

Presentation on the Faculty Teaching and Learning Academy

Chancellor LaVista presented an overview regarding the Faculty Teaching and Learning Academy (FTLA). He introduced Ms. Deborah Harrington, Dean of Student Success.

Ms. Harrington gave a PowerPoint presentation regarding the history of the FTLA, the FTLA objectives, changes in teaching strategies, social networking, action research, outcomes, and recognition of the Accrediting Commission of Community and Junior Colleges' (ACCJC) contribution to the FTLA.

Addendum – Presentation on “I am Trade-Tech” by Dr. Chapdelaine, College President

Chancellor LaVista discussed his experiences during recent visits to the campuses to observe the positive interaction between students and faculty. He deferred to Dr. Chapdelaine.

Dr. Chapdelaine introduced Mr. Luis Dorado, Associate Dean, Student Services, LATTC, and Ms. Lissett Garduno Espinoza, Student, LATTC.

Ms. Espinoza presented the Board members with “Day of the Dead” bread, which is symbolically offered as decorative alters to honor deceased family members.

Dr. Chapdelaine reported that on October 20, 2011, LATTC held its second annual Foundation Gala entitled “*Celebrating Education: The Dream Makers.*” He provided a video presentation in which various LATTC students celebrated their successes.

On behalf of the students who received scholarships at the Foundation Gala, Ms. Tamara Willis, Student, LATTC, expressed her appreciation for the support they received to help achieve their dreams.

Dr. Chapdelaine announced that more than \$600,000 was raised at the Gala. He congratulated Dr. Rhea Chung and the Foundation members for their efforts.

Chancellor LaVista and the Board members expressed their appreciation to Dr. Chapdelaine for the presentation.

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 HRD1, HRD2, ISD2, ISD3, PC1, and the Correspondence.

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

The Trustees discussed the following Consent Calendar Items:

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BSD1. Ratifications for Business Services

With respect to two agreements with West Los Angeles College (WLAC) to provide for the recruitment of international students to attend the WLAC West Language Academy—WLAC's not-for-credit intensive English program, Trustee Svonkin requested that the Board be provided with a report regarding the opportunity to generate revenue from international students. He requested that the report include information as to what each campus is doing to generate revenue from international students.

Com. No. BSD2. Business Services Routine Report

With respect to Roman Numeral II. Ratify Service Agreements Item B. as it relates to an agreement with Affiliated Computer Services (ACS), Inc., to provide billing for the management and collection of student financial aid loan repayments Districtwide, Trustee Svonkin indicated that at the Board meeting of October 5, 2011, he had inquired as to whether there are other agencies that could provide this type of service. He expressed his concern that he has not yet received a response. He requested that this item be withdrawn.

President Santiago indicated that Roman Numeral II. Item B. would be withdrawn as follows:

II. RATIFY SERVICE AGREEMENTS

- ~~A. Ratify an agreement with Affiliated Computer Services (ACS), Inc., dba ACS Educational Services, Inc., a Xerox Company, formerly doing business as Academic Financial Services Association and AFSA Data Corporation, to provide billing for the management and collection of student financial aid loan repayments, Districtwide, during the period July 1, 2011 to June 30, 2016, inclusive, at a total annual cost not to exceed \$40,000.~~

~~**Background:** The billing services provided by ACS meet the District's due diligence process for administering student loans; this agreement is being issued pursuant to Government Code 53060 as special services in financial, economic, accounting, engineering, legal, or administrative matters whenever such organizations are specially trained, experienced and competent to perform the special services required. ACS assists the District's collection services contractors in the billing of over \$300,000 annually in past due and delinquent student loan payments on behalf of the District, and the cost of this agreement is based solely on a percentage of ACS's collections on outstanding, delinquent, and defaulted student financial aid loans. Funding is through the District's Central Financial Aid program.~~

Withdrawn.

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

Com. No. FPD2. Authorize Master Procurement Agreements

Com. No. HRD1. Personnel Services Routine Actions

President Santiago and Trustee Svonkin requested that they be recorded as a “no” vote on Com. No. HRD1. Roman Numeral II.

Com. No. HRD2. Authorize Executive Employment Actions

Trustee Field congratulated Dr. Yasmin Delahoussaye on her appointment as the permanent Vice Chancellor of Educational Programs and Institutional Effectiveness.

Trustee Svonkin indicated that he would support this appointment with the understanding that in the future, the District will no longer pay an automobile allowance to its Senior Staff members.

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

Com. No. ISD2. Authorization of Student Travel

Com. No. ISD3. Approve Expulsions: Los Angeles Trade-Technical College and Los Angeles City College

Com. No. PC1. Personnel Commission Action

Correspondence

*The Student Trustee’s vote shall not apply to HRD1, HRD2, ISD2, ISD3, PC1, and the Correspondence.
Student Trustee Advisory Vote: Absent (Barrero)
ADOPTED AS AMENDED: 7 Ayes*

President Santiago and Trustee Svonkin voted “no” on the following:

- Com. No. HRD1. Roman Numeral II.

Matters Requiring a Super Majority Vote

Com. No. BSD3. Ratify Lease Agreements

Motion by Trustee Field, seconded by Trustee Svonkin, to adopt Com. No. BSD3.

*Student Trustee Advisory Vote: Absent (Barrero)
ADOPTED: 7 Ayes*

RECOMMENDATIONS FROM THE CHANCELLOR

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 Chancellor LaVista and action taken as indicated.

Com. No. CH1. Appointments to the District Citizens’ Oversight Committee

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

*Student Trustee Advisory Vote: Absent (Barrero)
ADOPTED: 7 Ayes*

Com. No. FPD3. Adopt Resolution to Dedicate Real Property to City of Monterey Park

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

Student Trustee Advisory Vote: Absent (Barrero)

ADOPTED: 7 Ayes

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. [Informative] 2011-2012 First Quarter Financial Status Report

Presented by Chancellor LaVista.

Com. No. CH/A. [Notice] Adopt Board Rule Change Regarding Counsel Selection Procedure for Stop Notice Cases and Construction Claims

Noticed by Chancellor LaVista.

Trustee Svonkin requested assurance that the District has a process for reviewing legal firms before they are selected. He also requested information as to how much of the District's resources have been spent on litigation over the last three to five years and what is being done to manage this.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

None.

ADJOURNMENT

There being no objection, the regular meeting was adjourned in memory of Former Trustee Mr. Patrick F. Owens at 5:09 p.m.

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

By: Laurie Green
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Miguel Santiago
Miguel Santiago
President of the Board

Date December 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, November 2, 2011
12:00 p.m.

Los Angeles Trade-Technical College
South Campus Technology Building – TE 101
400 West Washington Blvd.
Los Angeles, CA 90015

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

- II. **Consideration of Student Discipline**
(pursuant to Government Code section 54962 and Education Code section 72122)

- III. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - A. District Negotiators: Adriana D. Barrera
Ken Takeda
Jeanette Gordon

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

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

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

- A. *Rosa Aguirre v. Phil Schmerber and LACCD*

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

- A. Potential Litigation – 1 matter
- B. Threatened litigation by a vendor regarding due process procedures

VII. Discussion with Real Property Negotiator as may be announced prior to closed session (pursuant to Government Code section 54956.8)

VIII. Other litigation matters as may be announced prior to the closed session
(pursuant to Government Code section 54956.9)