

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, January 11, 2012 • 12:30 p.m.

West Los Angeles College

12:30 p.m. – Fine Arts (FA) Room 103

3:30 p.m. – Fine Arts (FA) Room 100

9000 Overland Avenue • Culver City, California 90230

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:31 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 12:40 p.m.). The Student Trustee position is vacant.

Chancellor Daniel J. LaVista was present.

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

None.

RECESS TO CLOSED SESSION

There being no objection, the Board recessed 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 12:33 p.m.

(Trustee Candaele arrived at 12:40 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 4:15 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, and Scott J. Svonkin. Absent: Steve Veres (arrived at 4:16 p.m.).

Chancellor Daniel J. LaVista was present.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

Trustee Field indicated that Ms. Amber I. Barrero has resigned as Student Trustee due to personal family matters. She stated that the Board will receive direction from Chancellor LaVista and Ms. Camille Goulet, General Counsel, with respect to filling the Student Trustee position for the remainder of the academic year.

(Trustee Veres arrived at 4:16 p.m.)

WELCOMING REMARKS BY NABIL ABU-GHAZALEH, PRESIDENT, WEST LOS ANGELES COLLEGE

President Santiago introduced Mr. Abu Ghazaleh, President, West Los Angeles College (WLAC).

Mr. Abu Ghazaleh welcomed the Board members to the College. He acknowledged the WLAC administrators, faculty, and staff who are in attendance. He introduced the following individuals from WLAC:

Ms. Betsy Regalado, Vice President, Vice President, Student Services; Mr. John Oester, Vice President, Administrative Services; Mr. Robert Sprague, Vice President, Academic Affairs; Ms. Fran Leonard, College Council Chair and Chair, Accreditation Steering Committee; Mr. Michael Goltermann, Dean, Student Services and Admissions; Ms. Celena Alcalá, Associate Dean, Student Services, Activities; Mr. Glenn Schenk, Financial Aid Manager; Ms. Adrienne Foster, Academic Senate President; Mr. Eric Ichon, Dean, Distance Learning; Dr. Judith-Ann Friedman, Dean of Academic Affairs and Teamsters Chair; Ms. Joann Haywood, AFT Staff Chapter Chair; Ms. Sheila Jeter-Williams, AFT Office; Ms. Olga Shewfelt, AFT Chapter President; Mr. Allan Hansen, Facilities Manager; Mr. Abel Rodriguez, General Foreman, Plant Facilities, and Vice President, SEIU, Local 721; Ms. Aracely Aguiar, Dean, Academic Affairs (Career and Technical Education); Ms. Zulma Mena, Steward, SEIU, Local 99; Ms. Rebecca Tillberg, Dean, Research and Planning; Ms. Mary-Jo Apigo, Dean, Teaching and Learning; Ms. Maureen O'Brien, Chief Financial Administrator; and Mr. Nick Dang, College Information Systems Manager.

Mr. Abu-Ghazaleh announced that this is the last Board meeting for Mr. Oester, who will retire at the end of January.

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; Ms. Sandra Lepore, Executive Secretary, AFT College Staff Guild; Ms. Joanne Waddell, President, Los Angeles College Faculty Guild; Ms. Allison Jones, President, Administrators Association; and Mr. Abel Rodriguez, Vice President, SEIU, Local 721.

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.

Dr. David L. Horne presented a formal request from a group of parents of community college students and from the students themselves that the Board propose and approve a resolution to change its at-large voting pattern for electing Board members to an election by district area. He indicated that this request is based on AB 684 – Community College District Trustee Elections and the California Voting Rights Act.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS

Ms. Mary Kaufman addressed the Board regarding Com. No. FPD4. Adopt Resolution of Intention to Lease Property for Joint Occupancy for Operation of the Farm Center at Pierce College. She recommended that the current tenant who is currently on the property be permitted to lease the property on which the Farm Center is located.

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 – January 11, 2012

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 Act requires to be reported.

Reports of Standing and Special Committees

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

REPORTS FROM THE CHANCELLOR

Comments from the Chancellor Regarding District Activities and Upcoming Issues

Chancellor LaVista announced that on Monday, January 16, 2012, the District will commemorate and celebrate Dr. Martin Luther King, Jr. Day and all District locations will be closed.

Chancellor LaVista announced that Captain Ralph Webb was named as a top-ten finalist for the Campus Safety magazine top police chief or security director leading the nation's universities, schools, and hospitals.

Summary of the District's Priorities for 2012

A document entitled "Los Angeles Community College District 2012 Priorities" was distributed.

Chancellor LaVista gave a PowerPoint presentation and discussed the document with respect to the strategic plan, accreditation, Achieving the Dream, fiscal year 2012-2013 budget development, bond program management, and financial planning.

A document entitled "Independent Review Panel Report" was distributed.

Chancellor LaVista stated that this report would be released to the press the same afternoon (January 11, 2012) and that the report will be addressed by Mr. John P. Dacey, Chairman, Independent Review Panel, at the regularly scheduled Board meeting of January 25, 2012 during the Capital Construction Committee meeting. He discussed the document with respect to the Panel's conclusions and recommendations.

West Los Angeles College Presentation on Innovative Instruction and the Use of Emergent Technologies

Mr. Abu-Ghazaleh; Ms. Mary-Jo Apigo; Ms. Nancy Sander, Assistant Professor, English as a Second Language (ESL); and Mr. Robert Sprague gave a PowerPoint presentation regarding innovative instruction and the use of emergent technologies.

A question and answer session was conducted regarding the presentation.

* * *

President Santiago presented an update regarding the bond program and the State Controller's Audit Report.

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.

Motion by Trustee Field, seconded by Trustee Park, 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

Com. No. BSD2. Business Services Routine Report

With respect to Roman Numeral III. Ratify Service Agreements Item A. as it relates to an amendment to renew an agreement with International Advertising Company, Inc. to continue to provide for the recruitment, marketing, and strategizing outreach services through the office located in Vietnam, Trustee Field requested documentation of the number of financially productive international students that are coming from Vietnam.

Dr. Adriana D. Barrera, Deputy Chancellor, indicated that she was informed prior to the Board meeting that Roman Numeral III. Item A. is being withdrawn. She stated that she will follow up on Trustee Field's request.

The following item has been withdrawn:

...

III. RATIFY SERVICE AGREEMENTS

~~A. Ratify amendment to renew Agreement No. 4500406723 with International Advertising Company Inc., to continue to provide for the recruitment, marketing and strategizing outreach services through the office located in Vietnam during the period of October 1, 2010 to March 30, 2012, inclusive for years 4 and 5 of this agreement. Service fees amount to \$7,700 annually for each of the campuses included in this agreement. East Los Angeles, West Los Angeles and Los Angeles Mission Colleges are currently being provided services through this agreement. Increase in the total cost of the agreement is from \$89,434 to \$112,534. Total increase in cost: \$23,100.~~

~~**Background:** The Board of Trustees approved this agreement on February 13, 2008 (Com. No. BSD1) and amendment on May 7, 2008 (Com. No. BSD1) and on September 17, 2008 (Com. No. BSD1). This amendment will allow for the continued marketing of the above referenced colleges in Vietnam and other Asian countries to those students qualified to attend their college years at one of these colleges. The Vietnam office will interface with the three colleges to create ongoing marketing strategies. Funding is provided through each College's General funds.~~

Withdrawn.

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

President Santiago noted the following revisions:

I. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

- A. Authorize an Agreement with Jacobs Engineering Group, Inc.
- B. Authorize an Agreement with New Horizons, Inc.
- ~~C. Authorize an Agreement with Twining, Inc., United Inspection & Testing, Group Delta Consultants, MTGL, Ninyo & Moore, Koury Engineering & Testing, Vertical V – Testing Engineers, Converse Consultants, RMA Group, and American Engineering Laboratories.~~

Withdrawn.

...
II. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICE AGREEMENTS

- A. Authorize Amendment No. 2 to Agreement No. 32584 with Steinberg Architects.

...
K. Authorize Amendment No. 1 to Agreement No. 4500166474 with Hill International.

Com. No. FPD1 – Resource Document

I. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

...
C. Action

~~Authorize an Agreement with each of the firms listed below to provide Laboratory of Record – Materials Testing and Specialty Inspection services District-Wide on a Task Order basis to be issued incrementally at the direction of College Project Managers from February 1, 2012 through January 31, 2017 at a cost not to exceed \$1,250,000 for each agreement inclusive of eligible reimbursable expenses:~~

- ~~• Twining, Inc.~~
- ~~• Vertical V – Testing Engineers~~
- ~~• United Inspection & Testing~~
- ~~• Group Delta Consultants~~
- ~~• MTGL~~
- ~~• Ninyo & Moore~~
- ~~• Koury Engineering & Testing~~
- ~~• Converse Consultants~~
- ~~• RMA Group~~
- ~~• American Engineering Laboratories~~

Background

~~Each of the firms listed has been selected as the result of a competitive Request for Proposals (RFP) process to be part of a list of pre-qualified consultants for the provision of Laboratory of Record – Materials Testing and Specialty Inspection services under individual Task Orders issued by College Project Managers as needed.~~

~~The evaluation criteria used was identified and presented to the Board of Trustees on June 29, 2011 and included: Division of the State Architect (DSA) and higher education experience; expertise of personnel; hourly rates and fee schedule; availability of staffing resources; and client references.~~

~~The RFP for these services was then advertised for two weeks, and fifteen (15) proposals were received. A selection committee of five representatives from the District and the Bond Program evaluated the proposals.~~

~~The process for the selection of each firm has been considered by the Bond Steering Committee.~~

Funding and Development Phase

~~Funding is through Proposition A/AA and Measure J Bond proceeds along with non-Bond funds as applicable. Specific assignments to be determined on an as-needed basis.~~
Construction Phase.

Withdrawn.

President Santiago relinquished the gavel to First Vice President Park.

(Trustee Santiago left at 5:32 p.m.)

Com. No. FPD2. Authorize Master Procurement Agreements

Com. No. FPD3. Adopt Resolution of Intention to Lease Property for Joint Occupancy for Operation of a Food Court and Mobile Food Cart Dining at Pierce College

Withdrawn.

Com. No. FPD4. Adopt Resolution of Intention to Lease Property for Joint Occupancy for Operation of the Farm Center at Pierce College

(Trustee Santiago returned at 5:41 p.m.)

First Vice President Park relinquished the gavel to President Santiago.

Com. No. HRD1. Personnel Services Routine Actions

There being no objection, Com. No. HRD1. was separated for the vote from the Consent Calendar.

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

Com. No. ISD2. Notification of Student Travel

Correspondence

ADOPTED AS AMENDED WITH THE EXCEPTION OF COM. NO. HRD1.: 7 Ayes

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There being no objection, President Santiago indicated that Com. No. HRD1. would be taken up after Matters Requiring a Super Majority Vote.

Matters Requiring a Super Majority Vote

Com. No. BF2. Adjustments to Unrestricted Income/Appropriations

Motion by Trustee Field, seconded by Trustee Park, to adopt Com. No. BF2.

ADOPTED: 7 Ayes

Com. No. BSD3. Ratify Lease of District Facilities

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

ADOPTED: 7 Ayes

Com. No. FPD5. Ratify an Emergency Resolution for a Service Agreement and a Construction Contract to Remediate Water Intrusion at the Science & Math Building at West Los Angeles College

Motion by Trustee Field, seconded by Trustee Park, to adopt Com. No. FPD5.

ADOPTED: 7 Ayes

Com. No. HRD1. Personnel Services Routine Actions

Trustee Pearlman requested that Roman Numeral I. Routine Report be separated from Roman Numeral II. Authorize Extension of Contract and Step Increases for College Presidents and Roman Numeral III. Authorize Extension of Employment Contract and Step Increases for Executives.

There being no objection, Roman Numeral I. was separated from Roman Numerals II. and III.

Trustee Veres indicated that he has concerns with Roman Numerals II. and III.

Com. No. HRD1. Personnel Services Routine Actions

I. ROUTINE REPORT

Motion by Trustee Field, seconded by Trustee Svonkin, to adopt Com. No. HRD1. Roman Numeral I.

ADOPTED: 7 Ayes

II. AUTHORIZE EXTENSION OF CONTRACT AND STEP INCREASES FOR COLLEGE PRESIDENTS

Motion by Trustee Veres, seconded by Trustee Svonkin, to amend Roman Numeral II. as follows.

Authorize extension of employment contract for Presidents Kathleen Burke-Kelly, A. Susan Carleo, Roland "Chip" Chapdelaine, Jack Daniels, Marvin Martinez, and Jamillah Moore to expire on June 30, ~~2014. 2013, and a formal comprehensive evaluation to be completed before their employment contract expires on June 30, 2013.~~

Also authorize a one-step increase for College Presidents Burke-Kelly, Carleo, Chapdelaine, Martinez, and Moore effective July 1, 2011.

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

Trustee Pearlman indicated that she had difficulties regarding two issues—the length of the contract and the one-step increase. She stated that it is time for a review of the entire step process for top administrators and personnel.

Motion by Trustee Pearlman, seconded by Trustee Svonkin, to vote separately on the item regarding the extension of the employment contracts and the item regarding the one-step increase for College Presidents as opposed to voting on them as a unit.

Trustee Field inquired if the items could be referred to as A. and B. for clarity.

Ms. Camille Goulet, General Counsel, responded that the terms step increase and extension are easier to follow.

APPROVED: 7 Ayes

President Santiago called for the question to amend the main motion as follows:

Authorize extension of employment contract for Presidents Kathleen Burke-Kelly, A. Susan Carleo, Roland "Chip" Chapdelaine, Jack Daniels, Marvin Martinez, and Jamillah Moore to expire on June 30, ~~2014~~, **2013, and a formal comprehensive evaluation to be completed before their employment contract expires on June 30, 2013.**

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

Trustee Candaele inquired of Chancellor LaVista whether he feels that the change of the year is fundamental in the negative sense to his recommendation as to what he has asked the Board to pass with respect to his Cabinet and the College Presidents.

Chancellor LaVista responded that he feels it is fundamental and is a material change.

Trustee Pearlman indicated that she would like to hear the rationale behind the date changes.

In support of the Chancellor's recommendation and the employees in question, Trustee Candaele indicated that he would vote against the amendment.

There was discussion regarding the proposed amendments and the evaluation process for College Presidents.

Chancellor LaVista explained how the evaluation process was developed. For the record, he stated that in the interest of reform and change, it is important to be sure to have looked at where you have been before you go forward with where you want to be.

President Santiago reiterated that the Board is voting on Roman Numeral II. with the exception of the second paragraph regarding the one-step increase and with the amendments presented by Trustee Veres as follows.

- 1. Authorize extension of employment contract for Presidents Kathleen Burke-Kelly, A. Susan Carleo, Roland "Chip" Chapdelaine, Jack Daniels, Marvin Martinez, and Jamillah Moore to expire on June 30, ~~2014~~, 2013, and a formal comprehensive evaluation to be completed before their employment contract expires on June 30, 2013.**

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

*ADOPTED AS AMENDED: 4 Ayes (Park, Santiago, Svonkin, Veres)
2 Noes (Candaele, Field)
1 Abstention (Pearlman)*

'President Santiago entertained a motion to adopt the one-step increase as follows:

- 2. Also authorize a one-step increase for College Presidents Burke-Kelly, Carleo, Chapdelaine, Martinez, and Moore effective July 1, 2011.**

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

Motion by Trustee Veres, seconded by Trustee Svonkin, to adopt the one-step increase.

There was discussion regarding the proposed one-step increase for the College Presidents and the impact this could have on the budget.

ADOPTED: 4 Ayes (Candaele, Field, Park, Veres)
3 Noes (Pearlman, Santiago, Svonkin)

III. AUTHORIZE EXTENSION OF EMPLOYMENT CONTRACT AND STEP INCREASES FOR EXECUTIVES

Motion by Trustee Veres, seconded by Trustee Svonkin, to amend Roman Numeral III. as follows:

Authorize extension of employment contract for Adriana D. Barrera, Deputy Chancellor, and Camille Goulet, General Counsel to expire on June 30, ~~2014~~, **2013, and a formal comprehensive evaluation to be completed before the employment contract expires on June 30, 2013**, and Felicitó Cajayon, Vice Chancellor, Economic & Workforce Development to expire on December 31, ~~2014~~, **2013, and a formal comprehensive evaluation to be completed before the employment contract expires on December 31, 2013**.

Also, authorize a one-step salary increase for Adriana D. Barrera, Camille Goulet, and Felicitó Cajayon effective July 1, 2011.

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

Trustee Field requested that the second paragraph regarding the one-step salary increase be separated for the vote.

There being no objection, the second paragraph was separated for the vote.

There was discussion regarding the evaluation process.

President Santiago reiterated that the Board is voting on Roman Numeral III. with the exception of the second paragraph regarding the one-step salary increase and with the amendments presented by Trustee Veres as follows:

1. Authorize extension of employment contract for Adriana D. Barrera, Deputy Chancellor, and Camille Goulet, General Counsel to expire on June 30, ~~2014~~, **2013, and a formal comprehensive evaluation to be completed before the employment contract expires on June 30, 2013**, and Felicitó Cajayon, Vice Chancellor, Economic & Workforce Development to expire on December 31, ~~2014~~, **2013, and a formal comprehensive evaluation to be completed before the employment contract expires on December 31, 2013**.

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

ADOPTED AS AMENDED: 4 Ayes (Park, Santiago, Svonkin, Veres)
2 Noes (Candaele, Field)
1 Abstention (Pearlman)

President Santiago entertained a motion to adopt the one-step increase as follows:

2. Also, authorize a one-step salary increase for Adriana D. Barrera, Camille Goulet, and Felicitó Cajayon effective July 1, 2011.

Background: The Chancellor recommends that the Board increase the salary and/or step placements as listed above.

Motion by Trustee Field, seconded by Trustee Park, to adopt the one-step increase.

*ADOPTED: 4 Ayes (Candaele, Field, Park, Veres)
3 Noes (Pearlman, Santiago, Svonkin)*

(Trustee Park left at 6:40 p.m.)

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. Approve Accreditation Self-Evaluation and Self-Study Reports

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

For the record, Trustee Veres noted that the Institutional Effectiveness Committee recommends approval of the Accreditation Self-Evaluation and Self-Study Reports for Los Angeles Harbor College (LAHC), Los Angeles Southwest College (LASC), and WLAC.

ADOPTED: 6 Ayes

NOTICE REPORTS AND INFORMATIVES

Com. No. ISD/A. [Notice] Approval of Revised Board Rule

Noticed by Chancellor LaVista.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Dr. Monte Perez, President, Los Angeles Mission College (LAMC), announced that Dr. Mohammed Elkerdany, Associate Professor of Biology at LAMC, and Ms. Julie Ruelas, former Mayor of San Fernando and Professor of Child Development at LAMC, passed away before the end of 2011.

Mr. David Beaulieu, President, District Academic Senate (DAS), announced that the regularly scheduled Board meeting of January 25, 2012 will be his last meeting as President of the DAS. He will be replaced by Mr. Donald Gauthier effective February 1, 2012. He indicated that he will be assuming the office of Vice President of the DAS. He expressed his concern that he was not permitted to make comments during the discussion regarding Com. No. HRD1. with respect to the employment contracts and step increases.

(Trustee Park returned at 6:44 p.m.)

ADJOURNMENT

For the record, Trustee Veres announced that Ms. Marcella Calderon, former ASU President, East Los Angeles College (ELAC), and member of the Board of Education for the Montebello Unified School District, passed away on January 1, 2012. He requested that the regular meeting be adjourned in the memory of Ms. Ruelas; Dr. Elkerdany; and Ms. Calderon.

Without objection, so ordered.

The regular meeting adjourned at 6:47 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 _____ February 8, 2012