

# LOS ANGELES COMMUNITY COLLEGE DISTRICT

## BOARD OF TRUSTEES

### MINUTES – REGULAR MEETING

Wednesday, January 16, 2013 • 2:00 p.m.  
Los Angeles Harbor College • Seahawk Center  
1111 Figueroa Place • Wilmington, California 90744

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 2:07 p.m. with President Steve Veres 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 Daniel Campos was present.

Chancellor Daniel J. LaVista was present.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

#### WELCOMING REMARKS BY MARVIN MARTINEZ, PRESIDENT, LOS ANGELES HARBOR COLLEGE

President Veres introduced Mr. Martinez.

Mr. Martinez welcomed everyone to the College. He reported that this year Los Angeles Harbor College (LAHC) launched a new Los Angeles College Consortium entitled the "Building Healthy Communities" initiative. He discussed the Winter Fast Track Program, Cultural Equity Awareness Intervention, and the use of enrollment management processes to meet student needs.

Mr. Martinez introduced the following individuals from LAHC:

Dr. Ann Tomlinson, Vice President, Administrative Services; Ms. Abbie Patterson, Vice President, Student Services; Mr. Luis Rosas, Vice President, Academic Affairs; Ms. Susan McMurray, Academic Senate President; Mr. Leonard Glover, AFT Chapter President; Mr. Brad Young, Grievance Officer; and Ms. Mercedes Yanez, Representative, Teamsters Local 911.

#### APPROVAL OF MINUTES

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

Regular Meeting and Closed Session – December 5, 2012  
Regular Meeting and Closed Session – December 19, 2012

*Student Trustee Advisory Vote: Aye (Campos)*  
**APPROVED: 7 Ayes**

#### REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

The following individuals reported from the Resource Table:

Ms. Joanne Waddell, President, Los Angeles College Faculty Guild; Ms. Velma Butler, President, AFT College Staff Guild; Mr. Mario Lacy, ASO President, LAHC, and Student Representative at the Resource Table; and Ms. Eva Sanchez, SEIU Local 99.

\* \* \*

There being no objection, President Veres took out of order Announcements and Indications of Future Proposed Actions.

### **ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS**

Dr. Monte Perez, President, Los Angeles Mission College (LAMC), introduced Mr. Michael Allen, the new Vice President of Academic Affairs, LAMC.

Dr. A. Susan Carleo, President, Los Angeles Valley College (LAVC), announced that as the result of a grant that LAVC applied for with the Department of Transportation in April 2012, the College was named as the principle training entity along with the Community Career Development WorkSource Center to train Metro employees in the bus operator training program.

Mr. Farley Herzek, Interim President, East Los Angeles College (ELAC), invited everyone to the opening reception for the MexiCali Biennial 2013 exhibit on Saturday, January 19, 2013 at 6 p.m. in the Vincent Price Art Museum. He indicated that the theme of this exhibit is "*Cannibalism in the New World.*"

\* \* \*

### **PUBLIC AGENDA REQUESTS**

#### Oral Presentations

None.

#### Proposed Actions

None.

### **REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS**

None.

### **REPORTS AND RECOMMENDATIONS FROM THE BOARD**

#### Reports of Standing and Special Committees

Trustee Candaele reported on the morning's Legislative Committee meeting.

The following action items, considered as a part as if fully set forth hereto and certified copies of which will be on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.

#### Com. No. BT1. Amend Chapter II, Article I of the Board Rules

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

There was discussion regarding Com. No. BT1. with respect to proposed Board Rule 2103. Vacancies Between Elections.

*Student Trustee Advisory Vote: Aye (Campos)*  
**ADOPTED: 7 Ayes**

#### Com. No. BT2. Amend Chapter II, Article II of the Board Rules

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

*Student Trustee Advisory Vote: Aye (Campos)*  
**ADOPTED: 7 Ayes**

Com. No. BT3. Amend Chapter II, Article III of the Board Rules

Motion by Student Trustee Campos, seconded by Trustee Santiago, to adopt Com. No. BT3.

There was discussion regarding Com. No. BT3. with respect to the powers and duties of the Board of Trustees as well as the governing authority of the Board.

Motion by Trustee Field, seconded by Trustee Pearlman, to amend Com. No. BT3. as follows:

...

2300.10 Statement of Ethical Values and Code of Ethical Conduct.

...

Code of Ethical Conduct

...

I recognize that I do not have the authority as an individual Trustee to direct staff or to seek detailed, research-based information privately from staff and that all such requests should go through the Chancellor.

....

Chancellor LaVista indicated that he would discuss the amended language with President Veres and would have the amended Board item presented for action at the January 30, 2013 Board meeting.

Trustee Field withdrew her amendment.

President Veres noted that Com. No. BT3. was withdrawn and would be brought back with the recommended amendments at the regularly scheduled Board meeting of January 30, 2013.

**Withdrawn.**

Com. No. BT4. Amend Chapter II, Article IV of the Board Rules

Motion by Trustee Park, seconded by Student Trustee Campos, to adopt Com. No. BT4.

There was discussion regarding Com. No. BT4. with respect to the scheduled starting time for the Board meetings.

Trustee Field recommended that the Board meetings start at 1:00 p.m. She also recommended that these Board Rules state that standing committee meetings of the Board of Trustees would be held on Wednesdays.

*Student Trustee Advisory Vote: Aye (Campos)*

*ADOPTED: 6 Ayes (Candaele, Park, Pearlman, Santiago, Svonkin, Veres)*

*1 Abstention (Field)*

Com. No. BT5. Amend Chapter III of the Board Rules

Motion by Trustee Park, seconded by Student Trustee Campos, to adopt Com. No. BT5.

*Student Trustee Advisory Vote: Aye (Campos)*

*ADOPTED: 7 Ayes*

Com. No. BT6. Amend Chapter X, Article I of the Board Rules

Motion by Trustee Field, seconded by Trustee Park, to adopt Com. No. BT6.

*Student Trustee Advisory Vote: Aye (Campos)*

*ADOPTED: 7 Ayes*

Com. No. BT7. Resolution – District Classified Employees Retirement

Motion by Trustee Svonkin, seconded by Trustee Park, to adopt Com. No. BT7. 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  
December 1, 2012 – December 31, 2012

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 *Brooks	Randy	Operations Manager	39	Pierce
2 Holley	James	Instructional Assistant, Industrial Tech	37	Trade-Tech
3 Weston	Carole	Senior Personnel Assistant	32	Valley
4 Lopez	Irene	Student Services Assistant	30	East
5 Sanders	Janell	Special Services Assistant	25	Harbor
6 Yamakawa	Ana	Cashier	23	Pierce
7 *Gibbons	Charles	Custodian	23	Trade-Tech
8 Paymah	Ewan	Accounting Analyst	20	City
9 Kwan	Wai	Financial Aid Manager	19	Trade-Tech
10 Richmond	Willie	Administrator of Maintenance & Operations Standards	15	District

\*Due to late processing, the following employees were not listed on previous report  
Randy Brooks – Effective date of November 29, 2012  
Charles Gibbons – Effective Date of November 30, 2012

*Student Trustee Advisory Vote: Aye (Campos)*

*ADOPTED: 7 Ayes*

Com. No. BT8. Conference Attendance Authorization

President Veres noted the following amendment:

Authorize payment of necessary expenses for Kelly Candaele, **Tina Park, and Steve Veres**, members of this Board of Trustees, to meet with legislators on Monday, January 28, 2013 in Sacramento, California.

Motion by Trustee Candaele, seconded by Trustee Field, to adopt Com. No. BT8. as amended.

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

## **REPORTS FROM THE CHANCELLOR**

### **Comments from the Chancellor Regarding District Activities and Upcoming Issues**

#### **Celebrating Ten Years of Student Success at Harbor Teacher Preparatory Academy**

A document entitled "Celebrating 10 Years of Student Success at HTPA (Harbor Teacher Preparation Academy)" was distributed.

Chancellor LaVista presented opening statements regarding the District's various cooperative education programs. He introduced Mr. Martinez who in turn introduced Ms. Mattie Adams-Robertson, Principal, HTPA, and Ms. Sandra Sanchez, Dean, Economic and Workforce Development, LAHC.

Ms. Sanchez and Ms. Adams-Robertson discussed the document with respect to the launch of the HTPA, the program design, the demographics, HTPA over the past 10 years, student enrollment and college success, average number of credits accumulated, HTPA school awards, and HTPA student success.

Ms. Adams-Robertson introduced Mr. Dome Lupac, a senior at HTPA, who shared his experiences as a student at both HTPA and LAHC.

Ms. Sanchez discussed the document with respect to next steps and future planning.

President Veres initiated a question and answer session regarding the HTPA.

(Trustee Pearlman left at 3:25 p.m.)

## **CONSENT CALENDAR**

### **Matters Requiring a Majority Vote**

President Veres entertained a motion to adopt the Consent Calendar on Matters Requiring a Majority Vote as amended. He requested that Board members identify items about which they had questions.

Discussion was requested regarding Com. No. BSD1. Ratifications for Business Services and Com. No. FPD1. Facilities Planning and Development Routine Report.

Motion by Trustee Field, seconded by Trustee Park, to adopt the Consent Calendar on Matters Requiring a Majority Vote as amended with the exception of Com. Nos. BSD1. and FPD1., which were separated for the vote.

President Veres indicated that the Student Trustee's vote would not apply to HRD1., PC1., and the Correspondence.

**Com. No. BF1. Budget Revisions and Appropriation Transfers**

**Com. No. BF2. Amend Chapter VII, Article VI of the Board Rules**

**Com. No. BF3. Resolution Authorizing the Borrowing of Tax and Revenue Anticipation Notes (TRANS)**

**Com. No. BSD2. Business Services Routine Report**

**Com. No. FPD2. Master Procurement Agreements**

Com. No. FPD3. Adopt Resolution Authorizing Implementation of Design-Build System of Project Delivery at Los Angeles City College

Com. No. HRD1. Personnel Services Routine Actions

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

Com. No. PC1. Personnel Commission Actions

President Veres noted the following amendment:

...

**~~II. Establishment of a New Classification:~~**

**~~Concur with the action of the Personnel Commission to establish the new classification of Custodian (Sub and Relief) and allocate the new class to an hourly flat rate of \$13.84, effective January 8, 2013.~~**

**~~BACKGROUND: . . . .~~**

**Withdrawn.**

Correspondence

*Student Trustee Advisory Vote: Aye (Campos)*  
*ADOPTED AS AMENDED: 6 Ayes Absent: Trustee Pearlman*

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

Com. No. BSD1. Ratifications for Business Services

Motion by Trustee Svonkin, seconded by Trustee Park, to adopt Com. No. BSD1.

With respect to Item K. Service Agreements, Agreement Number 4500181358, Trustee Svonkin expressed his concern regarding the cost of providing filtered water units at the District Office. He requested that he be recorded as a "no" vote on this agreement.

With respect to Item K. Agreement Number 4500174215 as it relates to an amendment to the agreement with Blackboard Connection, Inc. to provide a mass notification service for emergency communication at Los Angeles Southwest College (LASC), Trustee Svonkin inquired as to whether this can be a Districtwide service.

Chancellor LaVista indicated that he would request staff to prepare a comprehensive report regarding this and present it to the Board.

With respect to Item K. Agreement Number 4500155120 as it relates to renewal of the agreement for LAMC with SARS (Scheduling and Recording Software) Products, Inc. for license, maintenance, and support of software for the Information Technology Department, Trustee Pearlman inquired if this could be a Districtwide contract.

Chancellor LaVista indicated that he would look into this.

*Student Trustee Advisory Vote: Aye (Campos)*  
*ADOPTED: 7 Ayes<sup>1</sup>*

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<sup>1</sup> Trustee Svonkin voted in favor of all of Com. No. BSD1. except Item K. Agreement Number 4500181358.

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

Motion by Trustee Santiago, seconded by Trustee Park, to adopt Com. No. FPD1.

With respect to Roman Numeral V. Authorize Construction Contracts Item A. as it relates to a contract with Next Venture Inc. to provide general construction exterior camera installation services for the Academic Network Integrated Backbone project at ELAC, Trustee Pearlman inquired as to the reason for installing these cameras.

Mr. James D. O'Reilly, Executive Director, Facilities Planning and Development, responded that the purpose is to provide safety and security with respect to the construction projects.

*Student Trustee Advisory Vote: Aye (Campos)*  
*ADOPTED: 7 Ayes*

**Matters Requiring a Super Majority Vote**

None.

**RECOMMENDATIONS FROM THE CHANCELLOR**

None.

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

None.

There being no objection, President Veres indicated that the Board meeting would be adjourned in the memory of Mr. Curtis J. Paltza, Contracts Analyst, who passed away on January 10, 2013.

Trustee Svonkin requested that the Board meeting also be adjourned in the memory of Ms. Lucille Beserra Roybal, a founding member of several organizations central to the development of Latino political power and community service, who passed away on December 23, 2012.

**RECESS TO CLOSED SESSION**

Motion by Trustee Svonkin, seconded by Trustee Santiago, 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).

Without objection, so ordered.

The regular meeting recessed to Closed Session at 3:48 p.m.

(Trustee Field left at 6:32 p.m.)

**RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 6:42 p.m. with President Steve Veres presiding.

For the record, President Veres noted that all of the Board members were present with the exception of Trustees Candaele, Field, and Park and Student Trustee Campos.

Chancellor Daniel J. LaVista was present.

## Report on Actions Taken in Closed Session – January 16, 2013

President Veres indicated that the Ralph M. Brown Act requires that certain matters decided in Closed Session be reported during the public session that follows.

The Board accepted a voluntary clean-up agreement with the Department of Toxic Substance and Control regarding the Firestone site. The vote was six in favor with Trustee Field absent. A copy of the agreement is available from the General Counsel.

The Board took no further actions required to be reported.

### CONSENT CALENDAR

#### Matters Requiring a Majority Vote

##### Com. No. HRD2. Employment Actions Regarding Classified Employees

President Veres noted the following amendment:

...

#### II. ~~DISMISSAL OF CLASSIFIED PERMANENT EMPLOYEE~~

~~The dismissal of employee (EN810229) assigned to Los Angeles Harbor College as a permanent Custodian is based on the following causes:~~

- ~~• Conviction of Any Controlled Substance Offense As Defined in Education Code Section 87011~~
- ~~• One or More Criminal Conviction Which Indicate that the Person is a Poor Employment Risk in the Job Classification He/She Holds~~

~~**Background:** The above recommendation is in accordance with procedures listed in Education Code Section 88123 and Personnel Commission Rule 735. Evidence is on file in the Employer-Employee Relations Unit of the Human Resources Division to support the above recommendation.~~

~~Due process rights guaranteed by Skelly v. State Personnel Board, 15 Cal. 3d 194 (1975) have been afforded the above listed permanent employee.~~

Withdrawn.

Motion by Trustee Santiago, seconded by Trustee Veres, to adopt Com. No. HRD2. as amended.

*ADOPTED AS AMENDED: 4 Ayes Absent: Trustees Candaele, Field, and Park*

#### NOTICE REPORTS AND INFORMATIVES

##### Com. No. ISD/A. [Notice] Authorize Revision of Board Rules 1200 and 1201

Noticed by Chancellor LaVista.

##### Com. No. ISD/B. [Informative] Authorization of Student Travel

Presented by Chancellor LaVista.



**ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS** (continued)

None.

**ADJOURNMENT**

There being no objection, the regular meeting was adjourned in the memory of Mr. Curtis J. Paltza and Ms. Lucille Beserra Roybal at 6:43 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:

Steve Veres  
Steve Veres  
President of the Board

Date February 6, 2013



# Board of Trustees

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

## AGENDA

### ATTACHMENT A

#### CLOSED SESSION

Wednesday, January 16, 2013

Los Angeles Harbor College  
Student Services Administration Building  
Room 219  
1111 Figueroa Place  
Wilmington, CA 90744

- I. **Public Employee Evaluation**  
(pursuant to Government Code section 54957)
  - A. Position: Executive Assistant to the Chancellor
  - B. Position: CFO/Treasurer
  - C. Position: Executive Director of Facilities, Planning and Development
  - D. Position: Inspector General
- II. **Public Employee Discipline/Dismissal/Release/Charges/Complaints**  
(pursuant to Government Code section 54957)
- III. **Conference with Legal Counsel - Existing Litigation**  
(pursuant to Government Code section 54956.9(a))
  - A. *Mathew Pugliese v. LACCD*
  - B. *Saleem Abdul-Myhee v. LACCD*
  - C. *Jane Doe v. LACCD*
  - D. *Zoily Telles v. LACCD*
  - E. *Taisei v. LACCD Pierce Performing Arts Building ADA Improvements*
  - F. *Tutor-Perini v. LACCD Los Angeles Valley College RWGL MTA Bus Station Extension & Student Services Center Canopy*

**Closed Session**  
**January 16, 2013**  
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*G. Charles Pankow Builders, Ltd. Builder's Risk Claim – Los Angeles Mission College  
East Campus Complex Project*

*H. Fu-Gen v. LACCD, et al.*

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

A, Potential claims – 1 matter