

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, May 15, 2013 • 2:00 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 2:02 p.m. with President Steve Veres presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Scott J. Svonkin, and Steve Veres. Absent: Nancy Pearlman (arrived at 2:05 p.m.) and Miguel Santiago (arrived at 2:03 p.m.). Student Trustee Daniel Campos was present.

Chancellor Daniel J. LaVista was present.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

(Trustee Santiago arrived at 2:03 p.m.)

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

None.

ANNOUNCEMENTS FROM COLLEGE PRESIDENTS

Dr. Roland J. Chapdelaine, President, Los Angeles Trade-Technical College (LATTC), announced that for the second year, the LATTC Foundation has funded a program called "*Tools for the Trades.*" He indicated that this program provides scholarships to third and fourth semester students to assist them with obtaining the educational tools they would need to succeed in their careers.

Mr. Farley Herzek, Interim President, East Los Angeles College (ELAC), announced that with respect to the Student Success Initiative efforts at ELAC, the process is underway to identify 500 students to participate in English classes during the 2013 Summer Session.

(Trustee Pearlman arrived at 2:05 p.m.)

Ms. Renee Martinez, Interim President, Los Angeles City College (LACC), announced that 95.7 percent of the Registered Nursing students from LACC who took the National Council Licensure Examination (NCLEX) passed the test. She reported that at the end of the Spring 2013 semester, LACC would conduct testing and orientation for more than 300 high school students.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

Mr. Henry Washington addressed the Board on behalf of the student-athletes at Los Angeles Southwest College (LASC) regarding the efforts to retain the Football program at LASC. He distributed a document listing the names of high school students who have been offered athletic scholarships for the 2012-13 football season as well as the names of the 2011-12 LASC football team who previously received scholarships.

Mr. Kristopher Kale addressed the Board regarding an alleged incident of harassment by a professor at Los Angeles Valley College (LAVC).

President Veres requested that Mr. Kale's concerns be directed to Dr. A. Susan Carleo, President, LAVC.

With respect to the remarks by Mr. Washington, President Veres requested that Chancellor LaVista provide the Board with a detailed report regarding the LASC football team.

Chancellor LaVista indicated that he would prepare this report.

Proposed Actions

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Field reported on the Legislative Committee meeting.

Trustee Field reported on the Institutional Effectiveness Committee meeting.

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

Com. No. BT1. Absence-Hardship Ratification

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

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

REPORTS FROM THE CHANCELLOR

Reports from the Chancellor Regarding District Activities or Pending Issues

Chancellor LaVista reported that the District's new website is now two weeks old. He indicated that the new site will have approximately 90,000 visitors per week. He indicated that the new website has improved accessibility to important information such as calendars of events for the colleges. He also discussed the importance of the website to create a positive first impression for the students. He introduced Mr. Jorge Mata, Chief Information Officer, Information Technology.

Mr. Mata gave a PowerPoint presentation demonstrating the new website.

President Veres facilitated a question and answer session regarding the presentation.

CONSENT CALENDAR

Matters Requiring a Majority Vote

President Veres entertained a motion to adopt the Consent Calendar on Matters Requiring a Majority Vote.

Motion by Trustee Svonkin, seconded by Trustee Santiago, to adopt the Consent Calendar on Matters Requiring a Majority Vote.

The Student Trustee's vote did not apply to HRD1., HRD2., HRD3., and PC1.

Com. No. FPD1. Authorize Assumption of Contracts

Com. No. HRD1. Reopen the 2011-2014 Collective Bargaining Agreement with the Los Angeles College Staff Guild, AFT Local 1521A, Regarding Compensation Issues for 2012-2013 and 2013-2014

Com. No. HRD2. Reopen the 2011-2014 Collective Bargaining Agreement with the Los Angeles Community College District Administrators' Unit Represented by California Teamsters Public Professional & Medical Employees Union Local 911, Regarding Compensation Issues for 2013-2014

Com. No. HRD3. Authorize Transportation Allowance for Executive

Com. No. PC1. Personnel Commission Action

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

Matters Requiring a Super Majority Vote

Com. No. BF1. Authorization to Encumber

Motion by Trustee Santiago, seconded by Trustee Svonkin, to adopt Com. No. BF1.

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

RECOMMENDATIONS FROM THE CHANCELLOR

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 Chancellor LaVista and action taken as indicated.

Com. No. FPD2. Adopt a Resolution of Intention to Convey an Irrevocable Covenant for Pedestrian Access over a Portion of Property at Los Angeles Trade-Technical College

Motion by Trustee Svonkin, seconded by Trustee Santiago, to adopt Com. No. FPD2.

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

Com. No. FPD3. Authorize Issuance of Cash Bond and Acceptance of Vacated Street Blocks from the City of Los Angeles

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

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

RECESS TO CAPITAL CONSTRUCTION COMMITTEE

There being no objection, the regular meeting recessed to the Capital Construction Committee at 2:55 p.m.

President Veres relinquished the gavel to Trustee Santiago to chair the Capital Construction Committee.

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.

Public Speakers

None.

Proposed Non-LEED™ Renovation or Infrastructure Projects – Presentation and Approval

Los Angeles Valley College – Community Workforce, Omega Data Center and Swing Spaces – Part 1, \$4.6M (Design-Build)

A document entitled “Capital Construction Committee (CCC) Meeting Submittal Form (Design-Build Project)” was distributed.

Dr. Carleo distributed a document entitled “Community Workforce Development Center (Valley Glen Gateway Building-Administration Center) & Omega Data Center – ‘Part 1.’” She gave a PowerPoint presentation and discussed the document with respect to the Campus Master Plan map showing the locations of the new projects. She introduced Mr. Eloy Retamal, Project Director, Yang Management, Inc.

Mr. Retamal continued the PowerPoint presentation and discussed the document with respect to the project overview. He introduced Mr. Kevin Tyrrell, AIA, LEED® AP, Associate Partner, Quatro Design Group.

Mr. Tyrrell continued the PowerPoint presentation and discussed the document with respect to the project site plan, the swing space and move plan project statistics, the Omega Data Center project site plan, the Omega Data Center floor plan, and the Omega Data Center interior and exterior design features.

Trustee Santiago facilitated a question and answer session regarding the project.

Motion by Trustee Veres, seconded by Trustee Svonkin, to approve the LAVC Community Workforce Development Center (Valley Glen Gateway Building-Administration Center) and Omega Data Center – Part 1 project.

Student Trustee Advisory Vote: Aye (Campos)

APPROVED: 7 Ayes

Presentations/Initiative Reviews

Program Management Update from AECOM

A document entitled “Program Update for the Capital Construction Committee” was distributed.

Mr. James D. O'Reilly, Executive Director, Facilities Planning and Development, presented an overview regarding the program management update with respect to the program goals. He introduced Ms. Terri Mestas, Vice President, AECOM.

Ms. Mestas gave a PowerPoint presentation and discussed the document with respect to project update: Valley College Monarch Center, program goals, Tailored Program Controls System, PMIS (Program Management Information System), measuring performance, Regional Program Liaisons, energy program, communications and engagement, deliverables submitted, Policies and Procedures Manuals (automated), Project Delivery System (PDS) menus, AECOM PDS, and upcoming deliverables.

Trustee Santiago facilitated a question and answer session regarding the presentation.

Chancellor LaVista expressed his appreciation to Mr. O'Reilly and Ms. Mestas for the presentation.

New Business

None.

Adjourn Capital Construction Committee

There being no objection, the Capital Construction Committee meeting was adjourned at 4:02 p.m.

Trustee Santiago relinquished the gavel to President Veres.

RECONVENE REGULAR MEETING OF THE BOARD OF TRUSTEES

The regular meeting of the Board of Trustees of the LACCD reconvened at 4:02 p.m. with President Steve Veres presiding.

For the record, President Veres noted that all of the Board members were present.

Chancellor Daniel J. LaVista was present.

NOTICE REPORTS AND INFORMATIVES

Com. No. HRD/A. [Collective Bargaining Informative] Reopen the 2011-2014 Collective Bargaining Agreement of the Los Angeles/Orange Counties Building and Construction Trades Council with the Los Angeles Community College District as Agreed in Article 17 of the Collective Bargaining Agreement to Discuss Compensation Matters for 2013-2014

Presented by Chancellor LaVista.

Com. No. HRD/B. [Collective Bargaining Notice] Reopen the 2011-2014 Collective Bargaining Agreement with the Los Angeles/Orange Counties Building and Construction Trades Council Regarding Compensation Matters for 2013-2014

Noticed by Chancellor LaVista.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

With respect to the Focus Groups and Town Hall meetings that were held on May 13-15, 2013 as part of the process to recruit and select the next Chancellor, Trustee Field inquired as to how well attended they were.

Dr. Adriana D. Barrera, Deputy Chancellor, responded that an average of 20 to 25 employees participated at each meeting. She indicated that the actual feedback from the Association of Community College Trustees (ACCT) Consultants would be included in the profile statement that is currently being developed.

Student Trustee Campos announced that Mr. Arthur "AJ" Valenzuela, Student Trustee, Ventura County Community College District, and President, California Community College Association of Student Trustees, is running for a seat on the Oxnard City Council.

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

None.

RECESS TO CLOSED SESSION

There being no objection, the regular meeting 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). The Closed Session agenda was revised as follows:

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

- A. Allegation of race discrimination, retaliation and harassment by a student at Los Angeles Trade-Technical College
- B. Claim for construction costs at West Los Angeles College
- C. Claim for software license fees**

The regular meeting recessed to Closed Session at 4:04 p.m.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 7:23 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 Trustee Park, Trustee Pearlman, Trustee Santiago, and Student Trustee Campos.

Chancellor Daniel J. LaVista was present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – MAY 15, 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.

With regard to a claim for construction at West Los Angeles College, after the agenda was posted, the District was served with the complaint Sinanian Development v. LACCD. The Board agreed to a stay of the action. The vote was unanimous.

The Board took no further actions required to be reported.

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 7:24 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 June 12, 2013



Board of Trustees

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

AGENDA

ATTACHMENT A

ADDENDUM

CLOSED SESSION
Wednesday, May 15, 2013

**Educational Services Center
Board Room – First Floor
770 Wilshire Boulevard
Los Angeles, CA 90017**

- I. Public Employee Appointment**
(pursuant to Government Code section 54957)
 - A. Position: Chancellor
- II. Public Employee Evaluation**
(pursuant to Government Code section 54957)
 - A. College Presidents
 - B. Vice Chancellors
 - C. General Counsel
 - D. Position: Deputy Chancellor
 - E. Position: CFO/Treasurer
- 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. *Arthur Day v. LACCD*
 - B. *Rosa Espinosa v. LACCD*

C. Best Contracting Services v. Koam Construction, LACCD, et al.

D. People v. Carlos Morataya

E. People v. Richard Morino

F. Empire Cleaning Supply v. Los Angeles Southwest College

G. Peter Mesquita v. Los Angeles Community College District

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

A. Allegation of race discrimination, retaliation and harassment by a student at Los Angeles Trade-Technical College

B. Claim for construction costs at West Los Angeles College

C. Claim for software license fees