

# LOS ANGELES COMMUNITY COLLEGE DISTRICT

## BOARD OF TRUSTEES

### MINUTES – REGULAR MEETING

Wednesday, September 25, 2013 • 4:00 p.m.  
LACCD Van de Kamp Innovation Center  
Multi-Purpose Room, 2<sup>nd</sup> Floor, Old Bakery Building  
2930 Fletcher Drive • Los Angeles, California 90065

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 4:08 p.m. with President Miguel Santiago presiding.

On roll call the following members were present: Mike Eng, Mona Field, Ernest H. Moreno, Nancy Pearlman, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Student Trustee Michael J. Griggs was present.

Interim Chancellor Adriana D. Barrera was present.

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

None.

#### **RECESS TO CLOSED SESSION**

Motion by Trustee Svonkin, seconded by Trustee Field, 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 4:09 p.m.

#### **RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 5:50 p.m. with President Miguel Santiago presiding.

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

Interim Chancellor Adriana D. Barrera was present.

Trustee Moreno led the Pledge of Allegiance to the Flag.

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

The following individual reported from the Resource Table:

Mr. Donald Gauthier, President, District Academic Senate.

#### **ANNOUNCEMENTS FROM COLLEGE PRESIDENTS**

Mr. Laurence B. Frank, President, Los Angeles Trade-Technical College (LATTC), distributed a flier regarding a project entitled "LA H3C" (LA Healthcare Competency to Career Consortium). He indicated that LATTC was awarded more than \$19 million to lead a Consortium Project comprised of District colleges and regional entities.

Dr. Felicito Cajayon, Vice Chancellor, Economic and Workforce Development, expressed his appreciation to Ms. Leticia Barajas, Vice President, Academic Affairs and Workforce Development, LATTTC, and everyone else who assisted with this project.

## **PUBLIC AGENDA REQUESTS**

### Oral Presentations

None.

### Proposed Actions

None.

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

### Reports of Standing and Special Committees

Trustee Veres reported on the Institutional Effectiveness and Student Success Committee meeting.

Trustee Svonkin reported on a recent visit that he along with Dr. Cajayon; Mr. Marvin Martinez, President, East Los Angeles College (ELAC); and Mr. Frank made to Washington, DC during which they met with representatives from the Department of Labor, the Department of Energy, the Department of Transportation, and other Congressional departments for the purpose of continuing the LACCD's collaboration efforts with these agencies. He announced that following this visit, the District was awarded a \$19 million grant.

### Report of Actions Taken in Closed Session – September 25, 2013

President Santiago 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 took no actions required to be reported.

There being no objection, President Santiago postponed the Consent Calendar until after the Recommendations from the Chancellor and the Public Hearing.

## **RECOMMENDATIONS FROM THE CHANCELLOR**

### Convene Public Hearing on the Subsequent Environmental Impact Report Van de Kamp Innovation Center

President Santiago declared the public hearing open regarding the Subsequent Environmental Impact Report (SEIR) Van de Kamp Innovation Center.

Interim Chancellor Barrera indicated that the District received "growth dollars," which are monies that are over and above the District's funded base. She stated that these funds will permit the District to begin offering evening classes at the Van de Kamp Innovation Center commencing the week of September 30, 2013. She introduced Ms. Renee D. Martinez, President, Los Angeles City College (LACC), and Mr. Marvin Martinez.

Ms. Martinez distributed a document entitled "LACCD Van de Kamp Innovation Center Fall 2013 Short-Term Classes." She and Mr. Martinez discussed the classes that will be offered at the Van de Kamp Innovation Center by their respective colleges.

Interim Chancellor Barrera indicated that a direct mailing of this document was conducted using area zip codes.

Interim Chancellor Barrera introduced Mr. Terry Hayes, CEO, Terry A. Hayes Associates Inc., and Mr. Kevin Ferrier, Senior Planner, Terry A. Hayes Associates Inc.

Mr. Hayes discussed the background of the Van de Kamp Innovation Center. He indicated that there are two questions involved in the SEIR—(1) are there differences environmentally between the options being considered? and (2) are there things that might be done differently because of the restudy of the impacts of the college?

A document entitled “Subsequent Draft Environmental Impact Report” was distributed.

Mr. Ferrier gave a PowerPoint presentation and discussed the document with respect to the environmental review process; project background; project site; project description including Option 1: College and High School Mix, Option 2: High School and Adult Education/Workforce Training Mix, Option 3: Current Mix, and Option 4: Office and University Collaboration Mix; summary of impacts; traffic analysis; Options 1 and 2 impacts; Options 3 and 4 impacts; mitigation measures; and air quality analysis.

A question and answer session was conducted regarding the SEIR.

Trustee Eng requested that a detailed explanation of the mitigation measures be provided to the Board before the next Board meeting.

Interim Chancellor Barrera inquired of Trustee Eng if he is requesting information with respect to what intersections would be involved, who would bear the cost, and what that cost would be.

Trustee Eng responded in the affirmative and also requested information with respect to the metrics being used to determine whether or not the mitigation is successful.

#### Public Comment

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

President Santiago indicated that more than 20 individuals have requested to address the Board regarding the SEIR for the Van de Kamp Innovation Center. He entertained a motion to allocate two minutes per speaker.

Motion by Trustee Field, seconded by Student Trustee Griggs, to allocate two minutes per speaker.

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

The following individuals addressed the Board regarding various issues with respect to the Van de Kamp Innovation Center:

Mr. Howard Lappin, Ms. Melissa Chew, Ms. Judy Burton, Mr. Adam Bass, Mr. Valente Jarquin, Mr. Manasseh Matossian, Mrs. Estela Alfaro, Ms. Laura Gutierrez, Mr. Daniel Wright, Ms. Miki Jackson, Ms. Teresa Gutierrez, Mrs. Elena Roschoi, Miss Mariloli Barcena, Mr. Charles Lindsey, Mr. Armando Herrera, Ms. Young Mi Kim, Ms. Maria Bautista, Ms. Dawnett McGee, Mr. Sergio Narez, Ms. Itzel Mauricio, Ms. Norma Reyes, Mr. Ricardo Matamoros, and Mr. Luis Cruz.

Several of the speakers requested that the Alliance Environmental Science and Technology (ESAT) High School be permitted to remain on the Van de Kamp campus.

Mr. Wright requested that the record reflect that the LACCD continues its pattern and practice of a bad faith effort to make its SEIR available to the public. Although the draft EIR was made available and distributed to the public via a posting on the District's website at [www.laccd.edu](http://www.laccd.edu), curiously, the final EIR has not been made available to the public in the similar fashion. The failure to post the final EIR, which contains the community's comments on the draft EIR, which has been omitted from the website while the draft EIR, which contains only the District's analysis, is the only document available to the public, is a violation of CEQA by denying the public their right to read the final EIR. As a public service, we made it available on our website, but we should not have to do your

mandatory duties under CEQA. While this is a failure of outreach, it adds to the cumulative impact of other systemic exclusions that I've talked about at previous hearings that are already in the record, we object to the District's failure to disclose, discuss, or allow the public input of a single proposed project and then a reasonable range of alternatives. The obvious purpose of this is to fail to inform the public of the selected alternative until the last moment before the decision is made. Despite all these impediments to the public participation thrown up by the District, we have turned out many people who have commented on your EIR, as many as this school. And it demonstrates how many taxpayers are angry that the Van de Kamps has been diverted from its original purpose. I would also like to point out that there is a fifth option that has not been presented to you, and that is you always have the option of rejecting the EIR and going back to the original EIR, which was based on the AB 20 plan validated by Larry Kosmont and Associates as economically feasible for this.

The following scheduled speakers were not present:

Mrs. Beata Matossian, Mr. Andres Gonzalez, Mr. Hector Huerdo, Mr. Frank Wada, and Mr. Ricardo Santay.

President Santiago indicated that it is the intention of the Board to certify the SEIR at the regularly scheduled Board meeting of October 9, 2013, which would be held at Los Angeles City College.

A question and answer session was conducted regarding the SEIR.

President Santiago declared the public hearing closed.

## **CONSENT CALENDAR**

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

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

President Santiago requested that Board members identify agenda items about which they had questions.

Discussion was requested regarding Com. Nos. BF1. and BSD1.

President Santiago indicated that Com. Nos. BF1. and BSD1. would be separated for the vote.

#### **Com. No. HRD1. Authorize Employment for College President**

It was noted that the Student Trustee's vote would not apply to HRD1.

*ADOPTED: 7 Ayes*

#### **Com. No. BF1. Authorize New Organizational Memberships**

With respect to Item B. as it relates to a proposed amendment to the List of Organizational Memberships to include the Los Angeles County Business Federation (BizFed) with annual dues of \$15,000, Trustee Eng inquired as to whether the District would be a voting member of this organization.

Interim Chancellor Barrera responded that membership in BizFed would allow the District to have up to five representatives and that one of these individuals would have voting rights.

Trustee Pearlman requested that Item B. be voted on separately from Items A. and C. She requested that the Board be provided with the list of organizational memberships, how much the annual dues are for each one, and how much the total is for all of the memberships.

Trustee Svonkin requested that each of the District's organizational memberships be reviewed by the Budget and Finance Committee in order to determine what the District receives for its investment and how the organizations advocate for positions that benefit the District's educational goals.

President Santiago indicated that Items A., B., and C. would be voted on separately.

Item A.

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

Item B.

*Student Trustee Advisory Vote: Aye (Griggs)*  
*ADOPTED: 5 Ayes (Eng, Field, Santiago, Svonkin, Veres)*  
*2 Noes (Moreno, Pearlman)*

Item C.

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

Com. No. BSD1. Ratifications for Business Services

With respect to Item A. Lease of Facilities for District Use as it relates to a proposed amendment to an agreement with UCLA Lake Arrowhead Conference Center for use of their facilities for the California Community Colleges' Success Network Basic Skills Initiative Leadership Institute Conference, Trustee Moreno expressed his concern that the total contract amount would be increased to \$65,561.

Interim Chancellor Barrera indicated that this grant is funded by the California Community Colleges Chancellor's Office and is administered under the office of the Vice Chancellor for Educational Programs and Institutional Effectiveness.

Trustee Eng expressed his concern that the total contract amount is being requested to be increased after the conclusion of the Conference, which was held from June 2 to June 7, 2013.

Trustee Moreno requested that the word "grant" be included in Item A. as follows:

4500183359 District Office. Amendment to agreement with UCLA Lake Arrowhead Conference Center for use of their facilities for the fifth annual summer leadership California Community College's Success Network Basic Skills Initiative Leadership Institute Conference. Conference to be held to increase the total contract amount to \$65,561 during the period of June 2, 2013 to June 7, 2013, inclusive and includes meals and accommodations. **Grant P**rogram is designed to provide training for approximately 75 faculty and other community college leaders involving serving developmental studies. Funding provided through English as a Second Language – Basic Skills Professional Development **Grant** Program funds. Total additional cost: \$13,281.

*Student Trustee Advisory Vote: Aye (Griggs)*  
*ADOPTED AS AMENDED: 5 Ayes (Field, Pearlman, Santiago, Svonkin, Veres)*  
*2 Abstentions (Eng, Moreno)*

**NOTICE REPORTS AND INFORMATIVES**

Com. No. BF/A. [Notice] Adoption of the 2014-2015 Budget Development Calendar

Noticed by Interim Chancellor Barrera.


**ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS**

Interim Chancellor Barrera announced a reception is scheduled for Thursday, September 26, 2013 at LACC to celebrate the inauguration of Ms. Renee D. Martinez as President. She indicated that Los Angeles Mayor Eric Garcetti would be attending the reception at 5:00 p.m.


**ADJOURNMENT**

There being no objection, the regular meeting was adjourned at 8:04 p.m.

ADRIANA D. BARRERA  
Interim 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 October 9, 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, September 25, 2013

LACCD Van de Kamp Innovation Center  
2<sup>nd</sup> Floor, Old Bakery Building  
2930 Fletcher Drive  
Los Angeles, CA 90065

- I. **Public Employee Employment**  
(pursuant to Government Code section 54957)
  - A. Position: Vice Chancellor, Human Resources
  - B. Position: President, Los Angeles Valley College
  - C. Position: President, Los Angeles Harbor College
  - D. Position: President, Los Angeles Southwest 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: Adriana D. Barrera  
Michael Shanahan  
  
Employee Unit: Clerical/Technical

- 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. *Kari Thumlert v. LACCD*
  
  - B. *Michael Miller v. LACCD, Jamillah Moore, and Kenneth Sherwood*
  
  - C. *LACCD v. Michael Miller*
  
  - D. *Kim Saunders v. LACCD*
  
  - E. *Ewan Paymah v. LACCD*
  
  - F. *Carlos Perez v. LACCD*
  
  - G. *Successor Agency to the Bell Gardens Community Development Commission v. Kamala Harris, et al.*
  
  - H. *Architectural Glass and Aluminum Co., Inc. v. S.J. Amoroso Construction Co., Inc., LACCD, et al.*
  
- V. **Conference with Legal Counsel – Anticipated Litigation**  
(pursuant to Government Code section 54956.9(b))
  - A. Claim regarding project at Pierce College.
  
  - B. Claim regarding project at East Los Angeles College.