

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, February 12, 2014

Public Session 3:30 p.m.

Closed Session

(Immediately Following Public Session)

West Los Angeles College

Fine Arts Theater, 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 3:37 p.m. with President Miguel Santiago presiding.

The following members were present: Mike Eng, Mona Field, Ernest H. Moreno, Nancy Pearlman, Miguel Santiago, and Scott J. Svonkin. Absent: Steve Veres (arrived at 3:38 p.m.). Student Trustee Michael J. Griggs was not present.

Trustee Field led the Pledge of Allegiance to the Flag.

(Trustee Veres arrived at 3:38 p.m.)

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

Mr. Nabil Abu-Ghazaleh, President, West Los Angeles College (WLAC), welcomed everyone to the Board meeting. He introduced the following individuals from WLAC:

Mr. Kenneth B. Takeda, Vice President, Administrative Services; Ms. Phyllis Braxton, Interim Vice President, Student Services; Mr. Robert Sprague, Vice President, Academic Affairs; Dr. Shalamon Duke, Dean, Student Support Services; Ms. Rebecca Tillberg, Dean, Research & Planning; Mr. Steve Aggers, Athletic Director; Mr. Nick Dang, Manager, College Information Systems; Mr. Allan Hansen, Facilities Manager; Mr. Glenn Schenk, Financial Aid Manager; Ms. Olga Shewfelt, AFT Chapter President; Ms. Joann Haywood, AFT Staff Chapter Chair; Mr. Abel Rodriguez, Representative, SEIU Local 721; Mr. Raymond McDaniel, ASO President; Mr. Trang Vu, ASO Treasurer; Mr. Alex Hoch, ASO Chief Justice; and Mr. Leo Calderon, Audio Visual Support Specialist.

APPROVAL OF MINUTES

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

Special Meeting and Closed Session – January 14, 2014
Regular Meeting and Closed Session – January 15, 2014
Regular Meeting and Closed Session – January 29, 2014

Student Trustee Advisory Vote: Absent (Griggs)

APPROVED: 7 Ayes

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

None.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

None.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

Ms. Valerie Houchin and Mr. John Ahrens addressed the Board regarding Com. No. FPD2. Resolution Authorizing Energy Service Contract, which was withdrawn.

Mr. Samuel Mason and Mr. Lawrence Reese addressed the Board regarding the lack of a baseball field at WLAC, which has resulted in the players needing to drive long distances to find alternate fields on which to practice.

Mr. Abu-Ghazaleh indicated that the baseball field has not been available due to a storm water reclamation project that is currently underway at the campus. He stated that the project was delayed due to an unforeseen condition. He indicated that he would look into providing the players with transportation to the alternate practice locations.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Eng reported on the Ad Hoc Committee on Adult Education and Workforce Development meeting.

Trustee Eng reported on the Legislative & Public Affairs Committee meeting.

Trustee Svonkin reported on the Budget & Finance Committee meeting.

Trustees Field and Eng reported on the Ad Hoc Committee on Accreditation Matters meeting of February 10, 2014.

Interim Chancellor Barrera reported on the recent accreditation visits that were conducted at the three Valleyside colleges—Los Angeles Mission College, Los Angeles Pierce College, and Los Angeles Valley College—by the Accrediting Commission for Community and Junior Colleges (ACCJC).

Proposed Actions

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.

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. Nos. BT1., BT2., and BT3. as follows:

Com. No. BT1. District Classified Employees Retirement

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

Com. No. BT3. Resolution – Recognizing February as Heart Healthy Month

The following resolution is presented by Trustee Svonkin:

- WHEREAS, The Board of Trustees recognizes that heart disease causes one in three women's deaths each year, killing approximately one woman every minute and that 51 percent of the Los Angeles Community College District employee population is female, with 37 percent African American and Hispanic, 37 percent Caucasian, and 23 percent Asian and Pacific Islander; and
- WHEREAS, Heart disease is the number one killer of women among African American and Hispanic women who, in particular, have higher rates of some risk factors for heart disease and are disproportionately affected by the disease compared to white women; and
- WHEREAS, The Heart Truth is a national awareness campaign aimed at women and designed to impress upon them that conditions such as high blood pressure, high cholesterol, obesity, and diabetes must be treated promptly and diligently because they are risk factors in the development of heart disease; and
- WHEREAS, The Heart Truth campaign began as a result of a March 2001 meeting of 70 experts in women's health who recommended the launching of a national action plan to warn women about the causes and devastating effects of heart disease in women; and
- WHEREAS, Research has shown that a majority of women underestimate the seriousness of symptoms that can lead to heart disease or fail to understand the best methods for lowering the risk factors; and
- WHEREAS, The median age of the District's employee population is age 50 and the Heart Truth, sponsored by the National Heart, Lung, and Blood Institute (NHLBI), targets women aged 40 to 60 because that is the window in which there is often a sharp increase in the danger of heart disease, although women of all ages are vulnerable because symptoms could develop as early as the teen years; and
- WHEREAS, Aware that it can often take more than words to get a message across, The Heart Truth added The Red Dress in 2002, making it the attention-grabbing, national symbol of its campaign, a vivid reminder of heart disease in women; and
- WHEREAS, The idea of a Red Dress has tested well with diverse groups of women, many of whom say that it is not only a jarring reminder of the dangers of heart disease, but also a very effective way of driving home the point that this is certainly not just a male health issue; now, therefore, be it
- RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby recognizes Heart Healthy Month and encourages all employees to wear red on February 26th as a vivid reminder of heart disease in women.

Student Trustee Advisory Vote: Absent (Griggs)
Com. Nos. BT1., BT2., and BT3. ADOPTED: 7 Ayes

Trustee Svonkin expressed his appreciation to the LACCD staff who helped prepare the Resolution Recognizing February as Heart Healthy Month.

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Reports from the Chancellor Regarding District Activities or Pending Issues

Interim Chancellor Barrera introduced Lieutenant Cheryl Newman-Tarwater and indicated that Lieutenant Newman-Tarwater would be replacing Captain Linda Becker in the Los Angeles County Sheriff's Department, Community College Bureau.

Lieutenant Newman-Tarwater indicated that her assignment would officially commence on February 23, 2014. She discussed her educational and employment background.

On behalf of the Board of Trustees, Trustee Svonkin welcomed Lieutenant Newman-Tarwater to the District.

Interim Chancellor Barrera presented a video created by WLAC regarding restricting smoking to the designated smoking areas on the campus.

- o Presentation on West Los Angeles College's Voices of Career Technical Education Students and Alumni

Mr. Abu-Ghazaleh gave a video presentation regarding WLAC's Voices of Career Technical Education Students and Alumni.

Interim Chancellor Barrera reported that "Cover LACCD Week" will commence on February 24, 2014. She distributed a document entitled "Covered LACCD Week," which lists the events and planned activities that will take place on each campus during this week. She indicated that a kick-off press conference is scheduled for Monday, February 24, 2014 at 11:00 a.m. at Los Angeles Trade-Technical College (LATTC).

Trustee Eng requested information regarding the number of certified counselors who will be on each campus to enroll applicants in the program and the number of computers that will be used for this purpose. He also requested that each Board member attend a planned activity on one of the campuses for one hour in order to show their support.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Motion by Trustee Field, seconded by Trustee Veres, to adopt the Consent Calendar as amended 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. BF2., BSD2., BSD3., and HRD2.

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BSD1 Ratifications for Business Services

Trustee Field noted the following correction:

...

- M. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, RENTAL & MAINTENANCE OF EQUIPMENT, AND LICENSE & MAINTENANCE OF SOFTWARE \$5,000 OR LESS PER YEAR

...

4500194308 Educational Services Center. Agreement with Silver Service Events for Project MATCH awards ceremony dinner held at Los Angeles **Pierce City** College on December 13, 2013. Total cost: \$1,894.

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

Interim Chancellor Barrera noted the following revisions:

Com. No. FPD1.

...

II. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

...

- ~~C. Authorize an agreement with Parsons Constructors, Inc. to provide Project Labor Agreement Administration and Labor Compliance Program services on a Task Order basis for the District's Bond funded construction program.~~

Withdrawn.

Com. No. FPD1. – Resource Document

II. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

...

C. Action

~~Authorize an agreement with Parsons Constructors, Inc. to provide Project Labor Agreement Administration and Labor Compliance Program services on a Task Order basis for the District's Bond funded construction program to be issued incrementally at the direction of the Program Management Office beginning on February 13, 2014, for a period of three (3) years, with two (2) one year options to extend and ending on February 12, 2019 at a not to exceed cost of \$3,000,000 inclusive of eligible reimbursable expenses.~~

Background

~~Parsons Constructors, Inc. has been selected through a competitive Request for Proposal (RFP) process that was advertised for two (2) weeks.~~

~~The purpose of the RFP is to establish a Task Order based Agreement for Project Labor Agreement Administration and Labor Compliance Program services for the Bond Program. Individual Task Orders will be issued by the Program Management Office on an as-needed basis District-wide.~~

~~Of the six proposals received, six were determined to be responsive and were then evaluated by the evaluation committee ("Committee"). This Committee was composed of the Design Manager for Build-LACCD, the LACCD Architect/Project Manager, and an LAUSD Inspector of Record. As a result of this comprehensive review and selection process, Parsons Constructors, Inc. is recommended for award of this Agreement.~~

Award History

~~This agreement represents the first awarded to this firm through the Bond Program. The fee is within the Design and Specialty Consultant Fee Guidelines.~~

Funding and Development Phase

~~Funding is through Proposition A/AA and Measure J Bond proceeds. Specific assignments to be made as needed by Task Order. All Phases.~~

Withdrawn.

Com. No. HRD1. Personnel Services Routine Actions

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

Com. No. ISD2. Approve Community Services Offerings

Correspondence

Student Trustee Advisory Vote: Absent (Griggs)

ADOPTED AS AMENDED: 7 Ayes

Com. No. BF2. Accept Donation for Library Use and Scholarship Funds from the Blanca Flanagan Rios Irrevocable Trust

Com. No. BSD2 Business Services Routine Report

President Santiago noted the following revision:

I. AUTHORIZE LEASE OF DISTRICT FACILITIES

A. Authorize the following actions for use of up to 275 rooftop parking spaces at Parking Structure Lot 2 at Los Angeles City College, 855 North Vermont Avenue, Los Angeles, CA 90029.

1. Lease agreement with PCAM, LLC during the term of ~~February 17, 2014 through January 16, 2015~~ **March 3, 2014 to March 2, 2015**. The contract is for one year, but will be leased on a month to month basis with a 30 day cancellation notice. The rental rate is \$70 per parking space per month for up to 275 parking spaces for a monthly income of up to \$19,250. Total rental income for the one year contract up to: \$231,000.

With respect to Roman Numeral III. Ratify Service Agreements Item A. as it relates to an agreement with Phoenix Business Consulting to provide ongoing project and application support for the Office of Information Technology, Trustee Moreno expressed his concern that additional funds are being requested to hire additional personnel that would be performing the same tasks as the employees that were hired by the Personnel Commission.

There being no objection, Roman Numeral III. Item A. was withdrawn.

Withdrawn.

Com. No. BSD3. Adopt Resolution Authorizing Lease of Real Property

Com. No. HRD2. Status Advancement of Contract Faculty Members

Trustee Field inquired as to the percent of the District's original hires that make it through and after the full four years become tenured.

Interim Chancellor Barrera indicated that she would provide this information to the Board.

Student Trustee Advisory Vote: Absent (Griggs)

COM. NOS. BF2., BSD2., BSD3., AND HRD2. ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

Com. No. BF3. 2013-2014 Budget Adjustments for FON Subsidy

Motion by Trustee Field, seconded by Trustee Veres, to adopt Com. No. BF3.

Student Trustee Advisory Vote: Absent (Griggs)

ADOPTED: 7 Ayes

Com. No. BF4. 2013-2014 Budget Adjustments

For the record, Interim Chancellor Barrera indicated that the Budget & Finance Committee changed the wording as follows:

In the General Fund, transfer \$288,047 from the Contingency Reserve to account 200000 to provide funding for seven positions in the Educational Services Center. Funding for future years will be provided from an ongoing reduction to the General Reserve. (eBTA: D-0361).

The positions approved for funding are the following:

- Maintenance and Operating Standards Coordinator
- Energy Program Manager
- Facilities Project Managers (2 positions)
- Research Analyst
- Auditor
- Data Communications Specialist

Background: As requested by the Chancellor, on November 13, 2013, the District Budget Committee (DBC) approved funding for an additional seven essential positions in the Educational Services Center. Funding for Fiscal Year 2013-2014 will be from the **Contingency Reserve Unallocated General Fund** and prorated for the remainder of the fiscal year (**Attachment I**). For future years, funding for these positions will be provided from an ongoing reduction to the General Reserve. The estimated amount for fiscal year 2014-2015 is \$864,145.

~~FISCAL IMPLICATIONS: This action increases the Educational Services Center's budget by \$288,047 and reduces the Contingency Reserve by the same amount, leaving a balance in the Contingency Reserve of \$13,309,989.~~

Ms. Camille Goulet, General Counsel, indicated that due to the motion being put forward by the Committee, the required vote on Com. No. BF4. would be four (4) affirmative votes instead of five (5).

Motion by Trustee Svonkin, seconded by Trustee Veres, to adopt Com. No. BF4. as amended as follows:

In the General Fund, transfer \$288,047 from the Contingency Reserve to account 200000 to provide funding for seven positions in the Educational Services Center. Funding for future years will be provided from an ongoing reduction to the General Reserve. (eBTA: D-0361).

The positions approved for funding are the following:

- Maintenance and Operating Standards Coordinator
- Energy Program Manager
- Facilities Project Managers (2 positions)
- Research Analyst
- Auditor
- Data Communications Specialist

Background: As requested by the Chancellor, on November 13, 2013, the District Budget Committee (DBC) approved funding for an additional seven essential positions in the Educational Services Center. Funding for Fiscal Year 2013-2014 will be from the **Contingency Reserve Unallocated General Fund** and prorated for the remainder of the fiscal year. (**Attachment I**) For future years, funding for these positions will be provided from an ongoing reduction to the General Reserve. The estimated amount for fiscal year 2014-2015 is \$864,145.

FISCAL IMPLICATIONS: ~~This action increases the Educational Services Center's budget by \$288,047 and reduces the Contingency Reserve by the same amount, leaving a balance in the Contingency Reserve of \$13,309,989.~~

REQUIRES ~~FIVE (5)~~ FOUR (4) AFFIRMATIVE VOTES

Student Trustee Advisory Vote: Absent (Griggs)
ADOPTED AS AMENDED: 7 Ayes

RECOMMENDATIONS FROM THE CHANCELLOR

President Santiago noted that the Public Hearing and Com. No. FPD2. have been withdrawn.

Public Hearing on Authorizing Energy Service Contract

Withdrawn.

Com. No. FPD2. Resolution Authorizing Energy Service Contract

Withdrawn.

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. [Informative] 2013-2014 Second Quarter Financial Status Report

Presented by Interim Chancellor Barrera.

Com. No. ISD/A. [Informative] Notification of Student Travel

Presented by Interim Chancellor Barrera.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS BY MEMBERS OF THE BOARD OF TRUSTEES

None.

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).

The regular meeting recessed to Closed Session at 5:22 p.m.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 8:16 p.m. with President Miguel Santiago presiding.

The Board members were present with the exception of Student Trustee Griggs.

Interim Chancellor Adriana D. Barrera was present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – FEBRUARY 12, 2014

President Santiago indicated that the Ralph M. Brown Act requires public session reporting of certain matters that were decided during Closed Session.

The Board took no actions in Closed Session that are required to be reported under The Ralph M. Brown Act.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Com. No. HRD3. Dismissal of Classified Permanent Employee

Motion by Trustee Moreno, seconded by Trustee Field, to adopt Com. No. HRD3.

ADOPTED: 7 Ayes

ADJOURNMENT

There being no objection, the Board meeting was adjourned at 8:17 p.m.

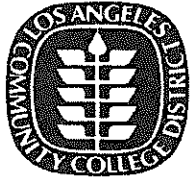
ADRIANA D. BARRERA
Interim Chancellor and Secretary of the Board of Trustees

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 March 12, 2014



Board of Trustees

LOS ANGELES COMMUNITY COLLEGE DISTRICT

770 Wilshire Boulevard, Los Angeles, CA 90017 213/891-2000

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, February 12, 2014

West Los Angeles College
Winlock Lounge, HLRC/Library, 2nd Floor
9000 Overland Avenue
Culver City, CA 90230

- I. **Public Employee Employment**
(pursuant to Government Code section 54957)
 - A. Position: President, Los Angeles Valley College
 - B. Position: President, Los Angeles Harbor College
 - C. Position: President, Los Angeles Southwest College
 - D. Position: Chief Business Officer
 - E. Position: Chancellor

- II. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - A. District Negotiators: Adriana D. Barrera
Albert Román

Employee Units: All Units

All Unrepresented Employees

B. District Negotiators: Adriana D. Barrera
Kathleen Burke
Marvin Martinez
Albert Román

Employee Unit: Faculty

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. *Nu Tran v. LACCD et al.*

C. *Martha Angol v. LACCD, et al.*

D. *Carlos Perez v. LACCD*

V. Conference with Legal Counsel - Anticipated Litigation

A. Potential litigation pursuant to Government Code section 54956.9(b)(4)