

**LOS ANGELES COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES**

MINUTES – REGULAR MEETING

**Wednesday, November 5, 2014
Public Session 3:30 p.m.
Los Angeles Pierce College
Student Community Center/Great Hall – Building 1900
6201 Winnetka Avenue • Woodland Hills, California 91371**

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 Scott J. Svonkin presiding.

The following members were present: Mike Eng, Mona Field, Ernest H. Moreno, Nancy Pearlman, Scott J. Svonkin, and Steve Veres. Absent: Miguel Santiago. Student Trustee LaMont G. Jackson was present.

Chancellor Francisco C. Rodriguez was present.

President Svonkin announced that on November 4, 2014, Board member Santiago won his election to the California State Assembly.

Trustee Moreno led the Pledge of Allegiance to the Flag.

WELCOMING REMARKS BY KATHLEEN F. BURKE, PRESIDENT, LOS ANGELES PIERCE COLLEGE

President Svonkin introduced Dr. Kathleen F. Burke, President, Los Angeles Pierce College (LAPC).

Dr. Burke introduced the following individuals from LAPC:

Mr. Alex Oloo, ASO President; Ms. Kathy Oborn, Academic Senate President; Mr. Fernando Oleas, AFT Chapter President; Mr. Henry Chang, AFT Staff Chapter Chair; Mr. Dean Kinzel, Representative, Building and Construction Trades Council; Ms. Sharon Baker, Representative, Supervisory Unit; Mr. Marco De la Garza, Representative, Teamsters Local 911; Ms. Sheri Berger, Vice President, Academic Affairs; Mr. Earic Peters, Vice President, Student Services; and Mr. Rolf Schleicher, Vice President, Administrative Services.

Dr. Burke acknowledged all of the additional LAPC employees in attendance.

Dr. Burke expressed her appreciation to Mr. Larry Kraus, Associate Vice President, Administrative Services; Dr. Mark Henderson, Manager, Information Technology; and Mr. Paul Nieman, Director of Facilities, and their respective staffs; and Ms. Cheryl Smith, Executive Assistant, President's Office, for their diligence and dedication in preparing for the Board meeting.

APPROVAL OF MINUTES

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

Regular Meeting and Closed Session – October 8, 2014

Student Trustee Advisory Vote: Aye (Jackson)
APPROVED: 6 Ayes Absent: Trustee Santiago

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

None.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

Ms. Renee D. Martinez, President, Los Angeles City College (LACC), announced that on Wednesday, November 12, 2014 at 12:15 p.m., Dr. John Grotzinger, Fletcher Jones Professor of Geology, and Chair, Division of Geological and Planetary Sciences, California Institute of Technology, will visit the College to talk about the Mars Rover mission. She further announced that starting on November 13, 2014, the LACC Theatre Academy will present a production entitled "Anton in Show Business." She distributed a flyer regarding the production. She reported that the LACC Foundation Gala held on November 3, 2014 had 525 participants.

Mr. Marvin Martinez, President, East Los Angeles College (ELAC), reported that during the morning of November 5, 2014, ELAC hosted a grants workshop with the White House Initiative on Asian Americans and Pacific Islanders. He expressed his appreciation to Board member Eng for attending this workshop and supporting the group. He further announced that a speech tournament was held at Pasadena City College and that one of the ELAC students was named the Tournament Champion. He also announced that on Friday, November 7, ELAC will host a football game between Roosevelt High School and Garfield High School.

Ms. Abbie Patterson, Vice President, Student Services, Los Angeles Harbor College (LAHC), announced that LAHC is celebrating its 65th anniversary and that a grand opening for the new Library Learning Resource Center (LLRC) will be held on Monday, November 24, 2014 from 11 a.m. to 1 p.m.

Dr. Nabil Abu-Ghazaleh, President, West Los Angeles College (WLAC), announced that WLAC has launched the Global Institute Entrepreneurship, which is a public/private partnership for business growth and survival. He indicated that this is a noncredit program that will be run through WLAC's Extension Program.

Dr. Erika A. Endrijonas, President, Los Angeles Valley College (LAVC), announced that LAVC will host an opening reception for an exhibition entitled "Life Line: Drawings by Kent Twitchell" on Thursday, November 6, 2014 from 6 p.m. to 8 p.m. at the LAVC Art Gallery.

President Svonkin recognized the LAPC current students and alumni who were in attendance.

President Svonkin reported that for the past 10 years, Asylum Productions, a for-profit business, has leased 18 acres on LAPC land. He indicated that the Board of Trustees has been unable to agree on a satisfactory business arrangement with Asylum Productions and that the latter signed an agreement earlier in the year to end its operation of the Farm Center and to leave the property by April 2015. He indicated that as soon as Asylum Productions vacates the leased land, it will revert directly to the College's control for use in instructional programs including Horticulture, Animal Science, Agriculture, and Environmental Science. He indicated that the Board is committed to serving the students and the community with close attention to the appropriate use of taxpayer-supported property. He indicated that there are no plans nor discussion regarding selling any of the 226 acres comprised of the farm and the Farm Center.

A press release regarding this issue was distributed.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

The following individuals addressed the Board regarding the SEIU Local 99 contract:

Mr. Mark Ledezma, Ms. Chris Ozzan, Ms. Irma Lopez, Mr. Rodolfo Covarrubias, Mr. Ismael Villanueva, Ms. Kathleen Becket, and Ms. Diva Sanchez.

President Svonkin indicated that six individuals have signed up regarding the same topic. He entertained a motion to allocate 3-1/2 minutes each.

Motion by Trustee Field, seconded by Trustee Moreno, to allocate 3-1/2 minutes per speaker.

Student Trustee Advisory Vote: No (Jackson)
APPROVED: 5 Ayes (Eng, Field, Moreno, Svonkin, Veres)
1 No (Pearlman)
Absent: Trustee Santiago

The following individuals addressed the Board regarding the LAPC Farm:

Mr. Cesar Diaz (on behalf of The Honorable Bob Blumenfield, Los Angeles City Councilmember, 3rd District), Mr. Charles Jackson, Mr. Tony Oliver, Mrs. Christine Rowe, Ms. Susan Shelley, and Mrs. Shirley Blessing.

Mr. Diaz distributed and read a letter from Councilmember Blumenfield regarding the future of the LAPC agricultural land.

Mr. Oliver distributed petitions from 9,868 individuals requesting that an independent investigation be conducted into the motives and potential conflict of interest behind terminating the LAPC Farm Center Community Services Agricultural Program.

Scheduled speaker Councilmember Tom LaBonge was not present.

The following individuals addressed the Board regarding the LAPC Farm Center:

Mr. Robert McBroom, Ms. Cathy McBroom, Mr. Filiberto Gonzalez, Mr. Dennis Washburn, Mr. Tim Toton, Ms. Lisa Carey, Mr. Michael Carey (11-year-old son of Lisa Carey), and Mr. Antonio Buendia.

Trustee Veres indicated that the ability for students to complete their education and move forward is the first priority of the Board of Trustees.

Trustee Pearlman requested that the Board of Trustees conduct a public hearing regarding saving the LAPC Farm.

Trustee Field indicated that she has not heard any suggestions that the LAPC Farm would be used for anything other than agricultural and educational purposes.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None.

There being no objection, President Svonkin declared a three-minute recess at 4:51 p.m.

The regular meeting of the Board of Trustees reconvened at 5:01 p.m.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Moreno reported on the Budget & Finance Committee meeting.

(Trustee Veres left at 5:03 p.m.)

Trustee Pearlman reported on the Ad Hoc Committee on Environmental Stewardship meeting.

Proposed Actions

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 taken as indicated.

Com. No. BT1. Resolution – District Classified Employees Retirement

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

<u>Last Name</u>	<u>First Name</u>	<u>Job Classification</u>	<u>Years of Service</u>	<u>Location</u>	<u>Retirement Date</u>
Uyemoto	Dwight	Custodian	45	East	10/15/2014
Li	Lucita	Senior Accountant	34	East	09/07/2014
Russell	Edna	Financial Aid Technician	18	Valley	10/15/2014

ADOPTED: 5 Ayes Absent: Trustees Santiago and Veres

(Trustee Veres returned at 5:10 p.m.)

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Reports from the Chancellor Regarding Activities or Pending Issues in the District

- College Presentation: History of the Weather Station

Chancellor Rodriguez introduced Dr. Burke.

Dr. Burke indicated that the Pierce College Weather Station is the oldest cooperative weather station in the nation, having been in operation since 1949. She introduced Ms. Adrian Youhanna, Department Chair, Anthropological and Geographical Sciences, LAPC.

A document entitled "Pierce College Weather Station" was distributed.

Ms. Youhanna gave a PowerPoint presentation and discussed the document with respect to the history of the Weather Station and the function of the Weather Station to post data on the website for use by the National Climatic Data Center. She indicated that in 2012, LAPC held a dedication ceremony for the Weather Station. She stated that Mr. Bill Russell, who served as the Director of the Weather Station from 1985 until 2012, received a certificate of special Congressional recognition from Congressman Brad Sherman. She reported that Mr. Russell passed away in May 2014 and that she was later informed by the Foundation Office at LAPC that a gift in the amount of \$50,000 was left by Mr. Russell to the LAPC Geography Department. She indicated that a portion of this gift will be used to establish a scholarship in Mr. Russell's name.

Dr. Burke indicated that because of Mr. Russell's dedication to the Weather Station, she will present a recommendation to the Board of Trustees to put a plaque on the Weather Station acknowledging Mr. Russell's service to the College.

A question and answer session was conducted regarding the presentation.

* * *

Com. No. BF3. Resolutions Authorizing Issuance and State of General Obligation Bonds, Including Refunding Bonds

Chancellor Rodriguez indicated that Com. No. BF3. would need to be removed from the Consent Calendar and voted on separately.

There being no objection, Com. No. BF3. was removed from the Consent Calendar.

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

*Student Trustee Advisory Vote: Aye (Jackson)
ADOPTED: 6 Ayes Absent: Trustee Santiago*

Ms. Jeanette L. Gordon, Chief Financial Officer/Treasurer, reported that the Request for Proposals (RFP) for the banking services had been posted on the LACCD website. Following is the link to the web page.

<http://laccd.edu/Departments/BusinessServices/Contract-Services/Documents/Banking%20and%20Treasury%20Services-Final%20Posted%2011-5-2014.pdf>

* * *

CONSENT CALENDAR

Matters Requiring a Majority Vote

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

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

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BF2. 2014-2015 Categorical Program Flexibility

Com. No. BSD1. Ratifications for Business Services

With respect to Item L. Special Grant Funded Agreements, Agreement Number 4500204815 as it relates to an agreement between Los Angeles Southwest College (LASC) and the U.S. Department of Education for that agency to fund the Freshman Year Experience program, Trustee Field requested that the Board be provided with a list of the similar programs that are being offered by the other District colleges.

Com. No. BSD2. Business Services Routine Report

President Svonkin requested that the Board be provided with a report regarding the benefits of District membership in the various organizations.

Ms. Gordon indicated that she is currently in the process of obtaining this information from the colleges. She indicated that each college is being asked why it joined the particular organization, what the benefit is, and how much the membership cost is.

With respect to Roman Numeral III. Authorize Lease of District Facilities as it relates to a lease agreement with RSA Cuisine LLC for use of 144 square feet in a stand-alone kiosk at Los Angeles Valley College, Student Trustee Jackson inquired if any portion of the revenue from this kiosk will go to the Associated Student Union (ASU) for scholarships.

Dr. Endrijonas indicated that she would check with the Vice President of Student Services to determine whether this is occurring.

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

President Svonkin noted the following revisions:

Com. No. FPD1.

~~**I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENT**~~

~~**Authorize an agreement with Moran Technology Consulting, Inc. to provide a quality assurance review of the Student Information Systems (SIS) upgrade project District wide.**~~

Withdrawn.

...

Com. No. FPD1 – Resource Document

~~**I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENT**~~

~~**Action**~~

~~**Placeholder**~~

~~**Authorize an agreement with Moran Technology Consulting, Inc. to provide a quality assurance review of the Student Information Systems (SIS) upgrade project District wide from November 6, 2014 to December 31, 2014 at a cost not to exceed \$39,900.**~~

~~**Background**~~

~~**Moran Technology Consulting, Inc. has been selected through a solicitation of proposal from no less than three firms. The purpose of this Agreement is to obtain a quality assurance review of the current SIS upgrade project.**~~

~~Of the two proposals received, two were determined to be responsive and were then evaluated by the SIS Committee comprised of the Interim Vice Chancellor for Educational Programs and Institutional Effectiveness, the Chief Information Officer, and a Deloitte Program Assessment Specialist. As a result of this comprehensive review and selection process, Moran Technology Consulting is recommended for award of this Agreement.~~

~~Award History~~

~~This Agreement represents the third awarded to this firm through the Bond Program and a cumulative original award total of \$698,300. Other projects include SIS Needs Assessment and the Evaluation of SIS Proposals.~~

~~Funding and Development Phase~~

~~Funding is through Measure J Bond proceeds. SIS Consulting Services 40J.5J05.01. All Phases.~~

...

XI. AUTHORIZE AMENDMENTS TO DESIGN-BUILD AGREEMENTS

...

B. Action

...

Provide design services for a proposed two-level building to possibly replace existing G8 and H8 Buildings currently slated for renovation. The new building shall utilize the criteria and design intent developed for renovation of existing G8 and H8 Buildings. ~~The proposed scope of work shall include approval of plans and specifications by the Division of the State Architect (DSA), construction administration, and closeout activities including certification by the DSA.~~

...

D. Action

Authorize Amendment No. 12 to Design-Build Agreement No. 32144 with McCarthy Building Companies, Inc. to reduce the scope of the Design-Build services for the Facilities Maintenance Operation structure of the North Parking Garage/Facilities Maintenance Operation project at West Los Angeles College reducing the value of the Design-Build Agreement by ~~\$134,196~~ \$133,964 to a total revised value of ~~\$14,969,797~~ \$14,969,798.

...

XII. RATIFY AMENDMENTS TO DESIGN-BUILD AGREEMENTS

...

B. Action

...

Funding and Development Phase

Funding is through Measure J Bond proceeds. School of Math & Sciences ~~36S.5618.03.01~~ 36S.5618.03.01, Fitness and Wellness Center ~~36S.5618.03.01~~ 36S.5667.03. Construction Phase.

...

Com. No. FPD2. Authorize Master Procurement Agreements

Com. No. HRD1. Personnel Services Routine Actions

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

Com. No. ISD2. Approve New Community Services Offerings

Correspondence

The Student Trustee's vote did not apply to HRD1. and the Correspondence.

Student Trustee Advisory Vote: Aye (Jackson)

ADOPTED AS AMENDED: 6 Ayes Absent: Trustee Santiago

Matters Requiring a Super Majority Vote

Com. No. FPD3. Adopt a Resolution of Intent to Consider Proposals for a Joint Occupancy Lease to Design, Build, and Lease Mixed-Use Office Space on the Real Property Referred to Herein as 10100 Jefferson Boulevard, Culver City, California

President Svonkin noted that Com. No. FPD3. was withdrawn.

Withdrawn.

RECOMMENDATIONS FROM THE CHANCELLOR

Com. No. CH1. Authorize the Los Angeles Community College District's Participation in the City of Los Angeles' "LA City Votes!" Voter Outreach and Education Campaign for the 2015 City of Los Angeles Municipal Elections

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

Student Trustee Advisory Vote: Aye (Jackson)

ADOPTED: 6 Ayes Absent: Trustee Santiago

Com. No. CH2. Reappointments to the District Citizens' Oversight Committee for Propositions A/AA and Measure J Bond Programs

Motion by Trustee Field, seconded by Trustee Moreno, to adopt Com. No. CH2.

Student Trustee Advisory Vote: Aye (Jackson)

ADOPTED: 6 Ayes Absent: Trustee Santiago

Com. No. CH3. Resolution – Extension of Personnel Commissioner

Motion by Trustee Field, seconded by Trustee Moreno, to adopt Com. No. CH3.

ADOPTED: 6 Ayes Absent: Trustee Santiago

Com. No. CH4. Amend Board Rules Chapter XI – Board Rules 15001 – 15022

President Svonkin noted the following revision:

. . . .

15012. INVESTIGATION

A. Investigation

1. The Compliance Officer shall promptly investigate all potential violations of this policy of which he or she becomes aware. When ~~a CO~~ he or she becomes aware of a potential violation of this policy, the Compliance Officer shall promptly investigate and notify both (1) the College President or, at the District Office, the ~~Senior Vice~~ Deputy Chancellor, and (2) the Director, Office of Diversity Programs that an investigation is being conducted. Such an investigation may be initiated on the basis of a Complaint, a referral from a Supervisor or employee, or any other information indicating a potential violation of this policy from any other source. The Los Angeles Community College District will ensure each complaint will undergo an adequate, reliable, impartial investigation. Both the complainant and alleged offender will be afforded the opportunity to present witness and evidence.

. . . .

Motion by Trustee Field, seconded by Trustee Moreno, to adopt Com. No. CH4. as amended.

*Student Trustee Advisory Vote: Aye (Jackson)
ADOPTED AS AMENDED: 6 Ayes Absent: Trustee Santiago*

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. [Informative] 2014-2015 First Quarter Financial Status Report

Presented by Chancellor Rodriguez.

Com. No. HRD/B. [Notice] Adopt Revisions to Board Rules Chapter VI Article VII – Academic Standards

Noticed by Chancellor Rodriguez.

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

None.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES REGARDING 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 regular meeting recessed to Closed Session at 6:05 p.m.

(Student Trustee Jackson left the meeting at 6:06 p.m.)

RECONVENE REGULAR MEETING OF THE BOARD OF TRUSTEES

The regular meeting of the Board of Trustees of the LACCD reconvened at 8:31 p.m. with President Scott J. Svonkin presiding.

The Board members were present with the exception of Trustee Santiago and Student Trustee Jackson.

Chancellor Francisco C. Rodriguez was present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – OCTOBER 22, 2014

President Svonkin 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 Hickman Mechanical v. FTR International, President Svonkin reported that the Board accepted a settlement for \$2,000,307. The vote was five in favor. Trustee Moreno abstained and Trustee Santiago was absent.

A copy of the settlement agreement may be obtained from the General Counsel.

The Board took no further actions required to be reported.

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 8:32 p.m.

FRANCISCO C. RODRIGUEZ
Chancellor and Secretary of the Board of Trustees

By: Laurie Green
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Scott J. Svonkin
Scott J. Svonkin
President of the Board

Date January 14, 2015



Board of Trustees

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

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, November 5, 2014

**Los Angeles Pierce College
College Services Conference Room
Building 2100
6201 Winnetka Avenue
Woodland Hills, CA 91371**

- I. **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: Albert Román
Monte Perez

Employee Unit: SEIU Local 99
- 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(d)(1)
 - A. *Rhonda Guess v. LACCD*
 - B. *700 Wilshire Properties v. Roosevelt Lofts, Inc., et al.*

C. Hickman Mechanical v. FTR International, and related cases

D. City of South Gate, et al. v. Michael Cohen, et al.

E. Montebello Successor Agency, et al. v. Ana J. Matosantos, et al.

IV. Conference with Legal Counsel – Anticipated Litigation
(pursuant to Government Code section 54956.9(d)(2))

A. Claim regarding project at Los Angeles City College.

B. Allegations of misconduct regarding construction projects.

V. Discussion with Real Property Negotiator as may be announced prior to the closed session (pursuant to Government Code section 54956.8)

A. Property: Parking lot at Calden Avenue and Southern Avenue

Negotiating Party: Los Angeles Department of Water and Power
District Negotiators: James D. O'Reilly, John Dacey, Edwin Van Ginkel,
Silvia Saucedo

Under negotiation: Price & terms of payment of lease



Board of Trustees

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

AGENDA

ADDENDUM

CLOSED SESSION

Wednesday, November 5, 2014

Los Angeles Pierce College
College Services Conference Room
Building 2100
6201 Winnetka Avenue
Woodland Hills, CA 91371

- I. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - C. District Negotiators: Adriana D. Barrera
Albert Román
- Employee Units: Supervisory – Local 721