

# LOS ANGELES COMMUNITY COLLEGE DISTRICT

## BOARD OF TRUSTEES

### MINUTES – REGULAR MEETING

Wednesday, December 5, 2012 • 2:00 p.m.

Los Angeles City College

Student Union Building – 3<sup>rd</sup> Floor Multi Purpose Rooms A-B-C

855 North Vermont Avenue • Los Angeles, California 90029

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 2:06 p.m. with President Steve Veres presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Nancy Pearlman (arrived at 2:20 p.m.). Student Trustee Daniel Campos was not present.

Chancellor Daniel J. LaVista was present.

#### RECESS TO COMMITTEE OF THE WHOLE

There being no objection, the regular meeting recessed to the Committee of the Whole at 2:21 p.m.

President Veres relinquished the gavel to First Vice President Park.

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Trustee Svonkin requested that the Board meeting be adjourned in the memory of Student Trustee Campos' mother, Ms. Maria Candelaria Canton Perez, and Trustee Candaele's father-in-law.

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On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Absent: Nancy Pearlman. Student Trustee Daniel Campos was not present.

#### Public Speakers

None.

#### Presentation on the LACCD Strategic Plan, 2012-17: "Vision of 2017: Advancing Student Success and Completion"

Trustee Park deferred to Dr. Yasmin Delahoussaye, Vice Chancellor, Educational Programs and Institutional Effectiveness.

Dr. Delahoussaye introduced Mr. Maury Pearl, Associate Vice Chancellor, Institutional Effectiveness, and Dr. Ryan Corner, Dean, Institutional Effectiveness, East Los Angeles College (ELAC). She distributed the following documents:

"Vision 2017 Advancing Student Success and Completion"  
"LACCD Strategic Plan Framework"

Dr. Delahoussaye discussed the Vision 2017 document with respect to the process that was used to develop the strategic plan, the mission statement, the vision statement, core values, strategic advantages, and key trends and implications for the LACCD.

Trustee Park facilitated a question and answer session regarding the strategic plan.

Mr. Pearl continued discussing the document with respect to strategic goals, performance measures, baseline data, and targets.

Dr. Cornner distributed a document that was prepared by ELAC and discussed the document with respect to the following four goals:

- Goal 1: Increasing student success and academic excellence through student-centered instruction, student-centered support services, and dynamic technologies
- Goal 2: Increasing equity in successful outcomes by analyzing gaps in student achievement and using this to identify and implement effective models and programming to remedy these gaps.
- Goal 3: Sustaining community-centered access, participation, and preparation that improves the college's presence in the community, maximizes access to higher education and provides outlets for artistic, civic, scientific and social expression as well as environmental awareness.
- Goal 4: Ensuring institutional effectiveness and accountability through data-driven decision-making as well as evaluation and improvement of all college programs and governance structures.

(Trustee Pearlman arrived at 2:20 p.m.)

Trustee Park facilitated a question and answer session regarding the strategic plan and the goals.

Trustee Svonkin requested that the Board be provided with an update regarding the strategic plan on an annual basis during each year of the plan.

Dr. Delahoussaye indicated that this would be done.

#### Other Business

None.

#### Adjournment

There being no objection, the Committee of the Whole was adjourned at 2:56 p.m.

First Vice President Park relinquished the gavel to President Veres.

President Veres indicated that the Board meeting would recess to a four-minute break and reconvene at 3:00 p.m.

#### **RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:06 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 Student Trustee Campos.

Chancellor Daniel J. LaVista was present.

Trustee Field led the Pledge of Allegiance to the Flag.

## **WELCOMING REMARKS BY RENEE MARTINEZ, INTERIM PRESIDENT, LOS ANGELES CITY COLLEGE**

President Veres introduced Ms. Martinez.

Ms. Martinez welcomed everyone to the Los Angeles City College (LACC) new Student Union Building. She expressed her appreciation to the administrators, union members, and college leaders who have assisted her during her time as Interim President.

### **APPROVAL OF MINUTES**

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

Regular Meeting and Closed Session – November 7, 2012  
Special Meeting – November 13, 2012

*Student Trustee Advisory Vote: Absent (Campos)*

*APPROVED: 7 Ayes*

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

None.

\* \* \*

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. Kathleen Burke-Kelly, President, Los Angeles Pierce College (LAPC), announced that the LAPC Women's Volleyball Team completed the 2012 season with a 66-game winning streak going back to the 2011 season and won the California Community College Athletic Association (CCCAA) State Championship for the third consecutive year.

Ms. Martinez announced that LACC received notification from the Gateway to College National Network that the College received a grant for \$325,000. She indicated that this grant would be used to implement the Gateway to College program in collaboration with the Los Angeles Unified School District (LAUSD) to assist high school students who have fallen behind in their high school credits or have dropped out of high school to obtain a high school degree.

Ms. Martinez announced that a free performance by the LACC Chamber Orchestra would be held on December 5, 2012 at 7 p.m. in the Camino Theater at LACC.

Dr. Monte Perez, President, Los Angeles Mission College (LAMC), expressed his appreciation to Trustee Svonkin for attending the recent faculty meeting at LAMC at which the faculty members signed a pledge to promote pro-collegiality and anti-bullyism. He expressed his appreciation to Chancellor LaVista for attending the formal signing of the pledge on December 4, 2012.

Mr. Nabil Abu-Ghazaleh, President, West Los Angeles College (WLAC), announced that an event was held at the Los Angeles Police Department (LAPD) Training Center on December 5, 2012 to dedicate the Police Orientation Preparation Program (POPP).

Mr. Abu-Ghazaleh announced that six of the WLAC football players were named to the All-Pacific Conference Team – First Team Defense.

\* \* \*

## **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. Keith Hernandez, Ms. Lorena Armendariz, and Ms. Celene Perez addressed the Board regarding the importance of using funds from Proposition 30 to provide more classes at the LACCD colleges.

Mr. Bradley Johnson indicated that he represents Greystar Real Estate Partners, which owns the Roosevelt Lofts apartments at 727 West 7<sup>th</sup> Street. He indicated that the Board would be discussing a litigation matter later in the meeting regarding the building's use of the alleyway to service its building. He expressed his hope that this matter would be resolved.

### **Proposed Actions**

#### **Com. No. PAR1. Elevation Nation Proposed Video Project for LACCD**

A packet of materials regarding Elevation Nation was distributed.

Mr. Michael Gottsegen addressed the Board regarding the Elevation Nation proposed video project for the LACCD.

Mr. Josh Gottsegen indicated that Elevation Nation has produced a video package to raise awareness of LAPC, the Foundation for Pierce College, and the Pierce College Alumni Association. He indicated that the production of similar videos is being proposed for the other eight colleges.

Scheduled speaker Mr. Patrick Kliesch was not present.

(Trustee Park left at 3:37 p.m.)

Ms. Miki Jackson, Mr. Daniel Wright, and Mr. John Walsh addressed the Board regarding Com. No. BSD2. Business Services Routine Report Roman Numeral I. Authorize Early Termination of Lease Agreement as it relates to the proposed early termination of the lease agreement between the LACCD and the City of Los Angeles for the use of facilities at the Van de Kamp Innovation Center.

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

None.

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

### **Reports of Standing and Special Committees**

Trustee Field and Dr. Delahoussaye reported on the Institutional Effectiveness Committee meeting of November 28, 2012.

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. Resolution – District Classified Employees Retirement**

Motion by Trustee Field, seconded by Trustee Svonkin, 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  
October 1, 2012 – October 31, 2012

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Brown	Johnny	Custodian	15	Southwest
2 Leon	Thomas	Gardener	13	East

*Student Trustee Advisory Vote: Absent (Campos)*  
*ADOPTED: 6 Ayes Absent: Trustee Park*

Com. No. BT2. Absence-Hardship Ratifications/Authorization

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

*Student Trustee Advisory Vote: Absent (Campos)*  
*ADOPTED: 6 Ayes Absent: Trustee Park*

**REPORTS FROM THE CHANCELLOR**

Comments from the Chancellor Regarding District Activities and Upcoming Issues

*The Impact of the Vincent Price Art Museum, Presentation by Karen Rapp, Museum Director, East Los Angeles College*

Chancellor LaVista introduced Ms. Karen Rapp, Museum Director, ELAC. He presented opening remarks regarding the Vincent Price Art Museum.

Ms. Rapp presented a video regarding the Vincent Price Art Museum that was broadcast on NBC4 News. She distributed a document entitled "Vincent Price Art Museum." She gave a PowerPoint presentation and discussed the document with respect to "Our History" 1951 to 2008, "Our Present" 2008 to 2012, "Our Accomplishments," and "Our Future."

A question and answer session was conducted 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 as amended. He requested that Board members identify items about which they had questions.

Discussion was requested regarding Com. Nos. BF2. and FPD1.

Motion by Trustee Svonkin, seconded by Trustee Santiago, to adopt the Consent Calendar on Matters Requiring a Majority Vote as amended with the exception of Com. Nos. BF2. and FPD1., which were separated for the vote.

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BSD1. Ratifications for Business Services

Com. No. BSD2. Business Services Routine Report

Com. No. FPD2. Authorize Corrections to Typographical Errors in Board Actions for Master Procurement Agreements

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

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

**Withdrawn.**

Com. No. FPD4. Adopt Resolution Authorizing Implementation of Design-Build System of Project Delivery at Los Angeles Valley College

Com. No. FPD5. Adopt Resolution Authorizing Implementation of Design-Build System of Project Delivery at West Los Angeles College

Com. No. FPD6. Adopt Resolution Authorizing Implementation of Design-Build System of Project Delivery at Los Angeles Harbor College

Com. No. HRD1. Personnel Services Routine Actions

Com. No. ISD2. Approval of Educational Programs and Courses

Com. No. PC1. Personnel Commission Action

Correspondence

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

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

President Veres noted the following revisions.

FPD1. Resource Document

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II. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

...

F. Action

Authorize an agreement with Arup North America Ltd. to provide continued commissioning services for the A - Building Restoration and Modernization project at Los Angeles Trade Technical College from December 6, 2012 through December 31, 2013 at a cost not to exceed \$17,553 inclusive of eligible reimbursable expenses.

### Background

On June 13, 2012 (Com No. FPD1), the Board of Trustees approved Agreement No. 70307-1 with Arup North America Ltd. to provide continued commissioning services for this project which expired on August 31, 2012. A new agreement is proposed to allow Arup to complete commissioning of the project. The funding for the proposed new agreement will be provided by the transfer of unexpended funds from expired Agreement No. ~~70109-1~~ 70307-1. This agreement has been considered through the participatory governance process.

### Award History

This agreement represents the thirty-fourth awarded to this company through the Bond Program and a cumulative original award total of \$11,389,418. Other projects include the Library and Academic Resource Center project at Los Angeles Valley College and the Old Administration Building Modernization project at Los Angeles Harbor College.

### Funding and Development Phase

Funding is through Measure J Bond proceeds. A - Building Restoration and Modernization 37T.5710.03.07. Construction Phase.

FPD1.

...

### ~~XII. AUTHORIZE TERMINATION FOR CONVENIENCE OF CONSTRUCTION CONTRACT~~

~~Authorize termination for convenience of Contract No. 33435 with Sinanian Development Inc. to provide general construction services for the New Student Services Building and Modernization of Holmes Hall project at Los Angeles City College.~~

Withdrawn.

FPD1. Resource Document

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### ~~XII. AUTHORIZE TERMINATION FOR CONVENIENCE OF CONSTRUCTION CONTRACT~~

#### Action

~~Authorize termination for convenience of Contract No. 33435 with Sinanian Development Inc. to provide general construction services for the New Student Services Building and Modernization of Holmes Hall project at Los Angeles City College.~~

#### Background

~~This contract was authorized by the Board of Trustees on December 7, 2011 (Com. No. FPD1). The College and College Project Manager have requested, and the Program Manager and the District have concurred that this agreement should be terminated by the District for convenience.~~

**Funding and Development Phase**

~~Funding is through A/AA and Measure J Bond Proceeds. Student Services Center B1C.5134.02, B1C.5134.05, 11C.7134.05; Holmes Hall Modernization 01C.6110.03, 11C.7110.03, B1C.5110.03. Construction Phase.~~

**Withdrawn.**

Motion by Trustee Svonkin, seconded by Trustee Santiago, to adopt Com. No. FPD1. as amended.

With respect to Roman Numeral XVII. Ratify Funding Source Item B. as it relates to the funding source for the Professional Service Agreement with DLR Group, Incorporated of California, Trustee Pearlman indicated that if a specific firm has not closed out a project with certification, the District should not give that firm another assignment.

Mr. James D. O'Reilly, Executive Director, Facilities Planning and Development, explained the certification process.

*Student Trustee Advisory Vote: Absent (Campos)*

*ADOPTED AS AMENDED: 5 Ayes (Candaele, Field, Santiago, Svonkin, Veres) Absent: Trustee Park  
1 Abstention (Pearlman)*

**Com. No. BF2. Budget and Finance Routine Report**

Ms. Jeanette Gordon, Chief Financial Officer/Treasurer, noted that Attachment 1 was revised (see Attachment 1 Pages 1 and 2).

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. BF2. as amended.

With respect to Roman Numeral I. Adjustments to Unrestricted Income/Appropriations as it relates to the District's spending plan using the Education Protection Act (EPA) funds, Trustee Svonkin requested that the Board be provided with an update in approximately six months regarding the status of the spending plan. He also requested that this information be posted on the LACCD website for the public.

Chancellor LaVista indicated that this would be done.

*ADOPTED AS AMENDED: 6 Ayes (Candaele, Field, Pearlman, Santiago, Svonkin, Veres) Absent: Trustee Park*

**Matters Requiring a Super Majority Vote**

None.

**RECOMMENDATIONS FROM THE CHANCELLOR**

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 Chancellor LaVista and action taken as indicated.

**Com. No. CH1. Approval of the LACC Collegial Consultation Agreement with the College President**

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

*Student Trustee Advisory Vote: Absent (Campos)*

*ADOPTED: 6 Ayes Absent: Trustee Park*

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

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



With respect to Com. No. ISD1. Student Discipline – Expulsion Roman Numeral I., Ms. Giselle Miranda addressed the Board regarding the case against her.

Ms. Consuelo Miranda and Ms. Grace White addressed the Board on behalf of Ms. Miranda.

President Veres indicated that scheduled speaker Mr. Anthony Mendez was involved in an automobile accident on his way to the Board meeting and is not present. There being no objection, he indicated that Roman Numeral II. with respect to the proposed expulsion of Mr. Mendez would be postponed until the regularly scheduled Board meeting of December 19, 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 5:04 p.m.

(Trustee Santiago left at 5:10 p.m.)

### **RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 6:47 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 Santiago and Student Trustee Campos.

Chancellor Daniel J. LaVista was present.

### **Report on Actions Taken in Closed Session – December 5, 2012**

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 voted to appeal the denial of a preliminary injunction regarding the alley between the District Office, 700 Wilshire and The Roosevelt development. The Board further voted to file a quiet title action regarding the alley, including filing the action against its current owner GS Roosevelt. The vote was five in favor with Trustees Park and Santiago absent.

The Board took no further actions required to be reported.

### **CONSENT CALENDAR**

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

#### **Com. No. ISD1. Student Discipline – Expulsion**

Motion by Trustee Field, seconded by Trustee Park, to adopt Com. No. ISD1.

*ADOPTED: 5 Ayes (Candaele, Field, Park, Svonkin, Veres) Absent: Trustee Santiago  
1 No (Pearlman)*

**NOTICE REPORTS AND INFORMATIVES**

Com. No. BT/A. [Notice] Amend Board Rule 10701, Attendance at Conferences – Board Members

Noticed by Chancellor LaVista.

Com. No. BF/A. [Notice] Amend Board Rule 7503.10 – Mileage Reimbursement Rates

Noticed by Chancellor LaVista.

Com. No. ISD/A. [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 Student Trustee Campos' mother, Ms. Maria Candelaria Canton Perez, and Trustee Candaele's father-in-law at 6:55 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 January 16, 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, December 5, 2012

**Los Angeles City College  
Student Union Building, 3<sup>rd</sup> Floor  
Foundation Conference Room  
855 N. Vermont Avenue  
Los Angeles, CA 90029**

- I. **Public Employee Evaluation**  
(pursuant to Government Code section 54957)
  - A. Chancellor
  - B. Inspector General
- II. **Consideration of Student Discipline**  
(pursuant to Government Code section 54962 and Education Code section 72122)
- 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. *Saleem Abdul-Muyhee v. LACCD*
  - B. *Morillo Construction v. LACCD and related case*
  - C. *700 Wilshire Properties v. Roosevelt Lofts, et al., and related matter*
  - D. *Hripsik Marukyan v. LACCD*
  - E. *A-1 Electric Company v. LACCD*
  - F. *R&J Sheet Metal v. SMC Construction, et al.*
  - G. *Stock Building Supply v. Koam Construction, et al.*

*H. Robertson's Ready Mix v. Koam Construction, et al.*

*I. Coast Iron & Sheet v. Harper Construction, et al.*

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

A. Claims by the District regarding Firestone site