

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, February 20, 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 2:05 p.m. with President Steve Veres presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Tina Park, Nancy Pearlman, Scott J. Svonkin, and Steve Veres. Absent: Miguel Santiago (arrived at 2:06 p.m.). Student Trustee Daniel Campos was not present (arrived at 2:07 p.m.).

Chancellor Daniel J. LaVista was present.

President Veres invited the Community College Bureau Color Guard to conduct the presentation of the flags.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

(Trustee Santiago arrived at 2:06 p.m.)
(Student Trustee Campos arrived at 2:07 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), distributed a document entitled "Trade Tech Prepares for LED Digital Screens." He announced that two LED screens have been attached to the "F" Building at the corner of Washington Boulevard and Flower Street and indicated that they should be operational by Friday, February 22, 2013.

Dr. Monte Perez, President, Los Angeles Mission College (LAMC), announced that the Culinary Arts Institute Building and the Center for Math and Sciences were awarded the most efficient sustainable building by the San Fernando Valley Business Journal and will receive this reward on Tuesday, February 26, 2013.

Mr. Farley Herzek, Interim President, East Los Angeles College (ELAC), distributed a document entitled "Guide to Academic Success in STEM." He announced that this document is provided to students in the ELAC Mathematics 25 class, which is a pre-collegial mathematics class.

Dr. A. Susan Carleo, President, Los Angeles Valley College (LAVC), announced that Ms. Annie Avanesian, a sophomore on the LAVC Women's Basketball Team, was named the January Female Athlete of the Month by the California Community College Athletic Association & California Community College Sports Information Association.

PUBLIC AGENDA REQUESTS

Oral Presentations

President Veres indicated that Dr. Richard Vladovic and Ms. Michelle King are listed under Public Agenda Requests regarding Com. No. FPD1. Adopt Resolution Authorizing Ground Lease Agreement and Development Agreement with the Los Angeles Unified School District for the Harbor Teacher Preparation Academy. There being no objection, he indicated that they would be permitted to address the Board when this item is brought to the table.

Proposed Actions

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Field reported on the morning's Institutional Effectiveness Committee meeting.

Student Trustee Campos reported on the Student Affairs Committee meeting of January 25, 2013.

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. Trustee Absence – Hardship Ratification

Motion by Student Trustee Campos, 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

Presentation of the Cadet of the Year

President Veres indicated that this presentation would be postponed until Sheriff Leroy Baca arrives.

Key Priorities for Remainder of Fiscal Year 2012-2013

A document entitled "Chancellor's Report" was distributed.

Chancellor LaVista gave a PowerPoint presentation and discussed the document with respect to the March-June priorities as follows:

- Conduct Cabinet member evaluations and create member goals for FY14.
- Address bid protest and bring closure to Program Manager RFP process.
- Guide Inspector General RFP process to conclusion and address transition issues.
- Participate in state-level discussions leading up to and following May Revise Budget for FY14. Ensure development of FY14 LACCD budget.
- Attend to ACCJC obligations concerning Seaside and Valley Colleges.
- Facilitate review of salary schedules for deans, vice presidents and presidents to promote succession planning for leadership positions.
- Create forum for review of maintenance and operations as part of the agenda of the Asset Ad Hoc Committee.

- Finalize District Academic Senate agenda that includes numerous items of mutual interest and seek agreement on them.
- Develop justification for increased staffing for accreditation and student success support and proceed with hiring ASAP.
- Expedite process for filling Harbor College presidential vacancy on July 1, 2013.

CONSENT CALENDAR

Matters Requiring a Majority Vote

None.

Matters Requiring a Super Majority Vote

Com. No. FPD1. Adopt Resolution Authorizing Ground Lease Agreement and Development Agreement with the Los Angeles Unified School District for the Harbor Teacher Preparation Academy

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. FPD1.

On behalf of the Los Angeles Unified School District (LAUSD), Dr. Richard Vladovic and Ms. Michelle King addressed the Board in support of the Harbor Teacher Preparation Academy (HTPA) and urged the Board to adopt the resolution.

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

The following individuals addressed the Board in support of the HTPA:

Ms. Paz V. Velasquez, Mrs. Dorothy Ross, and Mr. Chester Ross.

Mr. Marvin Martinez, President, Los Angeles Harbor College (LAHC), and Mr. James D. O'Reilly, Executive Director, Facilities Planning and Development, discussed the partnership between the LACCD and the LAUSD that resulted in the agreement for the HTPA.

Trustee Pearlman requested clarification regarding the statement that "the lease may be terminated after 25 years."

Mr. Kevin Jeter, Associate General Counsel, indicated that the issue regarding the term had to do with the fact that the LAUSD is using bond money and, therefore, they were required to have a term that was a minimum of 25 years. He indicated that if the agreement were terminated in less than 25 years, the LACCD would be required to purchase the facility and pay all of the money back.

Trustee Pearlman expressed her concern that the agreement does not include an option for the possibility that the LAUSD or the LACCD would wish to terminate the contract in less than 25 years.

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

For the record, Trustee Pearlman expressed her regret that the agreement does not allow for contingencies and changes before the 25-year termination agreement.

RECOMMENDATIONS FROM THE CHANCELLOR

None.

(Trustee Field left at 3:09 p.m.)

RECESS TO CAPITAL CONSTRUCTION COMMITTEE

There being no objection, the regular meeting recessed to the Capital Construction Committee at 3:10 p.m.

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

For the record, Trustee Santiago noted that all of the Board members were present with the exception of Trustee Field.

Public Speakers

None.

(Trustee Field returned at 3:11 p.m.)

Presentations/Initiative Reviews

Bond Program Policy and Operations Update

Mr. O'Reilly discussed five items of noncompliance with standard operating procedures that were found in the last two audits and the steps that have been taken to resolve these items.

Trustee Santiago initiated a question and answer session regarding the bond program policy and operations update.

New Business

None.

Adjourn Capital Construction Committee

There being no objection, the Capital Construction Committee meeting was adjourned at 3:27 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 3:27 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. BF/A. [Notice] Amend Chapter VII, Article V of the Board Rules

Noticed by Chancellor LaVista.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

None.

There being no objection, President Veres declared a 10-minute recess.

The Board meeting recessed at 3:28 p.m. and reconvened at 3:40 p.m.

Reports from the Chancellor Regarding District Activities or Pending Issues (continued)

Presentation of the Cadet of the Year

Chancellor LaVista reported that Sheriff Baca was unable to attend the ceremony. He discussed the training and informative sessions that have taken place throughout the District regarding campus safety. He introduced Captain Linda Becker, Community College Bureau, Los Angeles County Sheriff's Department.

Captain Becker introduced the following cadets who were nominees for the *Cadet of the Year Award*:

Mr. Hyke Mikayelyan, Los Angeles City College (LACC); Mr. Wilbert Benavides, Los Angeles Harbor College (LAHC); Ms. Rosio Garduno-Espinoza, Los Angeles Trade-Technical College (LATTC); Ms. Patricia Sanchez, Los Angeles Valley College (LAVC); and Mr. Josef Nikoloff, West Los Angeles College (WLAC).

The following nominees were unable to attend:

Mr. Wilmer Soriano, East Los Angeles College (ELAC) and Ms. Mele Faingata'a, Los Angeles Southwest College (LASC).

Captain Becker presented the *Cadet of the Year Award* to Ms. Katherine Sibrian, Los Angeles Mission College (LAMC).

Trustee Svonkin expressed his appreciation to the Sheriff's deputies and cadets for their efforts in keeping the campuses safe on a daily basis. He announced that Sheriff Baca was named "*Sheriff of the Year*" for 2013 by the National Sheriffs' Association.

Captain Becker discussed Ms. Sibrian's background and thanked her for her dedication.

Student Trustee Campos commended Ms. Sibrian for her accomplishments.

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 regular meeting recessed to Closed Session at 3:54 p.m.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 6:16 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.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – FEBRUARY 20, 2013

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

In the matter of NSE-Eng, the Board voted to accept a tentative settlement for \$200,000 regarding a disputed contract termination for a renewable energy project at Trade-Tech. The vote was five in favor. Trustee Svonkin voted no. Trustee Santiago was absent.

In the matter of Taslimi Construction, the Board voted to accept a tentative settlement for \$71,000 regarding construction for the Educational Services Center swing space. The vote was six in favor. Trustee Pearlman abstained.

Both settlement agreements 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 6:18 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 April 3, 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, February 20, 2013

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

- I. **Public Employee Evaluation**
(pursuant to Government Code section 54957)
 - A. Position: Chancellor

- 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(a))
 - A. *Vegan Outreach v. LACCD*
 - B. *700 Wilshire Properties v. Roosevelt Lofts, Inc., et al.*
 - C. *Mathew Pugliese v. LACCD*
 - D. *Fernando Corletto v. LACCD*
 - E. *Susan Veksler v. LACCD*
 - F. *NSE-Eng, Inc. v. LACCD*
 - G. *Taslimi Construction Company, Inc. v. LACCD*
 - H. *FEI Enterprises, Inc. v. Chegnini Enterprises, Inc., LACCD, et al.*
 - I. *FTR International, Inc. v. LACCD*

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- IV. Conference with Legal Counsel - Anticipated Litigation**
(pursuant to Government Code section 54956.9(b))
 - A. Potential litigation – 1 matter

- V. Other litigation matters as may be announced prior to the closed session**
(pursuant to Government Code section 54956.9)