ORDER OF BUSINESS - REGULAR MEETING

Wednesday, July 24, 2013
Public Session 3:30 p.m.
Closed Session
(Immediately Following Public Session)

Educational Services Center
Board Room – First Floor
770 Wilshire Blvd.
Los Angeles, CA 90017

I. Roll Call (3:30 p.m.)

II. Flag Salute

III. Reports from Representatives of Employee Organizations at the Resource Table

IV. Announcements from College Presidents

V. Public Agenda Requests
   A. Oral Presentations
   B. Proposed Actions

VI. Reports and Recommendations from the Board
   • Reports of Standing and Special Committees
     BT1. Elect/Select Trustee Representatives
     BT2. Absence – Hardship Authorization
     BT3. Amend 2013 – 2014 Board Meeting Calendar
     BT4. Resolution – Jack E. Daniels III

VII. Reports from the Chancellor
   • Reports from the Chancellor regarding District activities or pending issues
     o Bond Program Management 90-Day Update

VIII. Consent Calendar
   Matters Requiring a Majority Vote
   BSD1. Business Services Routine Report
   FPD1. Authorize Construction Contract
   ISD1. Student Discipline – Expulsion

   Matters Requiring a Super Majority Vote – None

IX. Recommendations from the Chancellor – None

X. Notice Reports and Informatives
   BT/A. [Notice] Adopt Board Rule 2420 – Gun Free Campuses

XI. Announcements and Indications of Future Proposed Actions
XII. Requests to Address the Board of Trustees – Closed Session Agenda Matters  
   Location: Board Room

XIII. 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. Location: Hearing Room

XIV. Reconvene Regular Meeting Location: Board Room

XV. Report of Actions Taken in Closed Session – July 24, 2013

XVI. Consent Calendar  
   Matters Requiring a Majority Vote  
   HRD1. Disciplinary Action Regarding Classified Employees  
   ISD2. Student Discipline – Expulsion

XVII. Adjournment

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Next Regularly Scheduled Board Meeting
Wednesday, August 7, 2013  
(Public Session scheduled for 3:30 p.m.)  
Educational Services Center  
Board Room – First Floor  
770 Wilshire Blvd.  
Los Angeles, CA 90017

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In compliance with Government Code section 54957.5(b), documents made available to the Board after the  
posting of the agenda that relate to an upcoming public session item will be made available by posting on the  
District’s official bulletin board located in the lobby of the Educational Services Center located at 770 Wilshire  
Boulevard, Los Angeles, California 90017. Members of the public wishing to view the material will need to  
make their own parking arrangements at another location.

If requested, the agenda shall be made available in appropriate alternate formats to persons with a disability,  
as required by Section 202 of the American with Disabilities Act of 1990 (42 U.S.C. Section 12132), and the  
rules and regulations adopted in implementation thereof. The agenda shall include information regarding how,  
for whom, and when a request for disability-related modification or accommodation, including auxiliary aids or  
services may be made by a person with a disability who requires a modification or accommodation in order to  
participate in the public meeting.

To make such a request, please contact the Executive Secretary to the Board of Trustees at (213) 891-2044 no  
later than 12 p.m. (noon) on the Tuesday prior to the Board meeting.
ATTACHMENT A

CLOSED SESSION
Wednesday, July 24, 2013

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

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

II. Public Employee Appointment
    (pursuant to Government Code section 54957)
    A. Position: Interim President, Los Angeles Southwest College

III. Public Employee Evaluation
     (pursuant to Government Code section 54957)
     A. Position: College Presidents

IV. 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: Building and Construction Trades
C. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Academic Administrators

D. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Clerical/Technical

E. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Supervisory

F. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Local 99

G. District Negotiators: Adriana D. Barrera
   Michael Shanahan
   Employee Unit: Faculty

V. Public Employee Discipline/Dismissal/Release/Charges/Complaints
   (pursuant to Government Code section 54957)

VI. Consideration of Student Discipline
    (pursuant to Government Code section 54962 and Education Code section 72122)

VII. Conference with Legal Counsel - Existing Litigation
    (pursuant to Government Code section 54956.9(a))

   A. Edrik Stamps v. Dr. Daniel J. LaVista

   B. John Colen v. LACCD

D. Arch Insurance Company v. LACCD

E. A2Z Plumbing Services, Inc. v. J.D. Diffenbaugh, Inc., LACCD, et al.

VIII. Conference with Legal Counsel – Anticipated Litigation
(pursuant to Government Code section 54956.9(b)

A. Claim submitted by Taisei Construction Corporation regarding project at Pierce College.
Subject: **ELECT/SELECT TRUSTEE REPRESENTATIVES**

A. **ELECT REPRESENTATIVE TO ELECT MEMBERS TO THE LOS ANGELES COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION – 2013-2014**

I move that Trustee _________ be elected to serve as the Los Angeles Community College District’s governing board voting representative to elect members to the Los Angeles County Committee on School District Organization. (Education Code §35023/72403).

**Background:** Education Code §35023. The governing board of each school district of every kind or class shall annually at its initial meeting select one of its members as its representative who shall have one vote for each member to be elected to the county committee provided by Article 1 (commencing with Section 4000) of Chapter 1 of Part 3. The secretary or clerk of the district shall furnish the county superintendent of schools with a certificate naming the representative selected by the board.

Education Code §72403. The governing board of each community college district shall annually at its initial meeting select one of its members to serve as its representative for purposes of Article 1 (commencing with Section 4000) of Chapter 1 of Part 3. The representative selected pursuant to this section shall have one vote for each member to be elected to the county committee pursuant to Article 1 (commencing with Section 4000) of Chapter 1 of Part 3.

B. **SELECT ANNUAL REPRESENTATIVE TO THE LOS ANGELES COUNTY SCHOOL TRUSTEES ASSOCIATION (LACSTA) FOR 2013-2014**

I move that Trustee _________ be selected to serve as the Los Angeles Community College District’s governing board Annual Representative to the Los Angeles County School Trustees Association for 2013-2014.

**Background:** The representative shall perform duties as described in Standing Rule Number 6 which states that each school board will be asked to select a board member at their organizational meeting to serve as the LACSTA representative. The representative’s role is to a) vote on all Association matters; and b) communicate between the Executive Board, the Association, and the local board.

This is a separate position from that of the voting delegate for the annual county committee election, unless the Board chooses to name the same person to handle both responsibilities.
Subject: ABSENCE – HARDSHIP AUTHORIZATION

That the Board of Trustees of the Los Angeles Community College District compensate Trustee Ernest H. Moreno for the regular Board meeting of July 24, 2013 despite his absence pursuant to Board Rule 2104.14.

Background: Trustee Moreno’s absence was due to a commitment made prior to his being elected to office.
Subject: AMEND 2013 – 2014 BOARD MEETING CALENDAR

Amend the 2013-2014 Board meeting calendar as follows:

**Board Meeting**

- **Wednesday, July 10, 2013**
  - East Los Angeles College
  - (Annual Organizational Meeting)

- **Wednesday, July 24, 2013**
  - Educational Services Center

- **Wednesday, August 7, 2013**
  - Educational Services Center

- **Wednesday, August 21, 2013**
  - Educational Services Center

- **Wednesday, September 11, 2013**
  - Educational Services Center

- **Wednesday, September 25, 2013**
  - Educational Services Center

- **Wednesday, October 9, 2013**
  - Los Angeles City College

- **Wednesday, October 23, 2013**
  - Educational Services Center

- **Wednesday, November 6, 2013**
  - Los Angeles Pierce College

- **Wednesday, November 20, 2013**
  - Educational Services Center

- **Wednesday, December 11, 2013**
  - Los Angeles Trade-Technical College

- **Wednesday, December 18, 2013**
  - Educational Services Center

- **Wednesday, January 15, 2014**
  - **West Los Angeles College Educational Services Center**

- **Wednesday, January 29, 2014**
  - Educational Services Center

- **Wednesday, February 12, 2014**
  - **East Los Angeles College West Los Angeles College**

- **Wednesday, February 26, 2014**
  - Educational Services Center

- **Wednesday, March 12, 2014**
  - Los Angeles Harbor College

- **Wednesday, March 26, 2014**
  - Educational Services Center
## Board of Trustees

Los Angeles Community College District

<table>
<thead>
<tr>
<th>Date</th>
<th>Location</th>
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<tbody>
<tr>
<td>Wednesday, April 46, 2014</td>
<td>Los Angeles Mission College</td>
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<tr>
<td>Wednesday, April 30, 2014</td>
<td>Educational Services Center</td>
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<tr>
<td>Wednesday, May 14, 2014</td>
<td>Los Angeles Southwest College</td>
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<tr>
<td>Wednesday, May 28, 2014</td>
<td>Educational Services Center</td>
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<tr>
<td>Wednesday, June 11, 2014</td>
<td>Los Angeles Valley College</td>
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<td>Wednesday, June 25, 2014</td>
<td>Educational Services Center</td>
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<tr>
<td>Wednesday, July 9, 2014</td>
<td>Educational Services Center</td>
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<tr>
<td>(Annual Organizational Meeting)</td>
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<td>Wednesday, July 23, 2014</td>
<td>Educational Services Center</td>
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</tbody>
</table>
Los Angeles Community College District

Date: July 24, 2013

Subject: RESOLUTION – JACK E. DANIELS III

The following resolution is presented by Trustees Santiago, Svonkin, and Veres:

WHEREAS, President Jack E. Daniels III has contributed to the District’s development since his arrival in 2006 and worked effectively with the Board of Trustees, the Chancellor, and the College Presidents of the Los Angeles Community College District (LACCD) to implement District-wide policies; and

WHEREAS, President Daniels strengthened the relationship between Los Angeles Southwest College (LASC) and the surrounding community; and

WHEREAS, President Daniels developed and fostered relationships with city, county, state, and federal elected officials in an effort to improve LASC’s facilities and programs on behalf of the student community; and

WHEREAS, President Daniels facilitated the professional growth and development of his administrative team; and

WHEREAS, President Daniels supported staff and faculty in their work toward achieving improved student success, as exemplified by LASC’s early work as the first of the nine colleges to participate in Achieving the Dream; and

WHEREAS, President Daniels facilitated the establishment of the Passage Program, an academic support program for male students of color; and

WHEREAS, President Daniels ensured that the Goldman Sachs 10,000 Small Business Program—a program that provides the funding and expertise required to address the needs of small businesses and their development in the community—would be implemented at LASC; and

WHEREAS, President Daniels oversaw LASC’s $400 million sustainable building program, which included the construction of five state-of-the-art facilities; and

WHEREAS, President Daniels co-chaired the District Budget Committee and was instrumental in the development of the District’s new funding allocation model; and

WHEREAS, President Daniels has made an indelible mark on the Los Angeles Community College District and provided tremendous leadership, leading to the growth and stability of Los Angeles Southwest College; now, therefore, be it

RESOLVED, That on behalf of the students, faculty, and staff of Los Angeles Southwest College, the Board of Trustees of the Los Angeles Community College District hereby recognizes President Jack E. Daniels III for his leadership and wishes him well.

Chancellor and Secretary of the Board of Trustees

By ____________________________ Date ________________

Eng ___________ Santiago ____________
Field ___________ Svonkin ____________
Moreno ___________ Veres ____________
Pearlman ___________ Griggs ____________

Student Trustee Advisory Vote

Page 1 of 1 Pages Com. No. BT4 Div. Board of Trustees Date 7/24/13
Subject: BUSINESS SERVICES ROUTINE REPORT

I. AUTHORIZE A LIFE INSURANCE CARRIER CHANGE

Authorize a contract with Cigna Group Insurance underwritten by Life Insurance of North America, a Cigna Company to provide basic and voluntary life insurance and basic and voluntary accidental death and dismemberment insurance to the District employees during the period of January 1, 2014 through December 31, 2016 (3 years).

Background: The proposed award is the result of a Request for Proposal (RFP) issued by Wells Fargo Insurance Services USA, Inc. on April 1, 2013. The RFP was sent to 15 vendors that specialize in life insurance products with a response deadline of May 1, 2013. Thirteen carriers submitted proposals and 2 declined to participate. Six carriers were selected as finalists based on their ratings of A to A+, their ability to adhere to the guidelines of the RFP and the plan design requested (which required them to match or better the current MetLife coverage terms) as well as their competitive rates.

As a result of the evaluation and phone interview, Cigna Group Insurance company was selected based on administrative capabilities and most competitive price. The change in vendor will result in an estimated net savings of $200,592 in District-paid basic life premiums and an additional $61,277 in savings for the voluntary life plans presently held by employees. The recommendation for the above services is made by the JLMBC and Business Services as the outcome of a thorough evaluation through the RFP process.

Recommended and Approved by:

Adriana D. Barrera, interim Chancellor

Chancellor and Secretary of the Board of Trustees

By: ___________________________ Date ___________________________
Subject: AUTHORIZE CONSTRUCTION CONTRACT

Action

Authorize a contract with Alpha 1 Construction to provide general construction services for the Second Access Road (Slope Stabilization) project at West Los Angeles College at a cost of $519,190. Consistent with Board Rule 7100.10, authorize the Executive Director of Facilities Planning and Development to authorize change orders of up to ten percent (10%), the maximum allowed by law without re-bidding, subject to subsequent Board ratification.

Background

This contract is the result of formal competitive bidding. Twelve contractors requested bid packets. Three responsive bids were received ranging from $519,190 to $747,500. This contract is for the construction necessary to stabilize the slope adjacent to College Boulevard as required by the Los Angeles County Department of Public Works.

Award History

This contract represents the second award to this company through the Bond Program and a cumulative original award total of $668,391. A previous award was given to this company for the Renovate CPM Trailer (FF&E-Trade) project at Los Angeles Trade-Technical College.

Funding and Development Phase

Funding is through Measure J Bond proceeds. College Boulevard - Second Access Road 39W.5981.01.02. Construction Phase.

Recommended and Approved by:

Adriana D. Barrera, Interim Chancellor

Chancellor and Secretary of the Board of Trustees

By: ___________________________ Date ___________________________
Subject: STUDENT DISCIPLINE – EXPULSION

I. Expel East Los Angeles College student, SID# xxx-xx-0715 from all Nursing programs in the Los Angeles Community College District, without reconsideration.

The student has violated the following Standards of Student Conduct:

9803.12 Dishonesty
9803.16 Theft or Damage to Property

Background: Education Code 72122 requires that the final action of the Board shall be taken in a public meeting. The above recommendations are made in accordance with Board Rule 91101.6 and 91101.18(b).

Recommended by: Yasmin Delahoussaye

Recommended and Approved by: Adriana D. Barrera, Interim Chancellor

Chancellor and
Secretary of the Board of Trustees

By ___________________________ Date ___________________________

Page 1 of 1 Pages Com. No. ISD1 Div. EDUCATIONAL SUPPORT SERVICES Date 7-24-2013
Subject: ADOPT BOARD RULE 2420 – GUN-FREE CAMPUSES

The following motion is presented by Trustee Svonkin.

Adopt Board Rule 2420 as follows:

2420. GUN-FREE CAMPUSES

Possession or display of firearms of any kind shall not be allowed on the principal campuses of the District except by law enforcement officials, for theatrical performances, or by others that may have been issued a license or permit that allows the possession of a firearm on campus. This prohibition shall apply even where a firearm is not operational.

Background: This motion is brought in light of ever-increasing, lethal violence on campuses throughout the United States. The presence of firearms, even when nonoperational and in the instructional setting, lends itself to the potential for panic and fear. In the Fall of 2012, the Criminal Justice Discipline Committee determined that the District's related Administrative Regulation was no longer necessary because the credit program conducted firearms education and training at off-site locations, and the regulation was suspended.
SUBJECT: DISCIPLINARY ACTION REGARDING CLASSIFIED EMPLOYEES

I. SUSPENSION OF CLASSIFIED PERMANENT EMPLOYEES

A. The five (5) day suspension of employee (EN1012260) assigned to Los Angeles Southwest College as a permanent Student Recruitment Coordinator is based on the following causes:

- Abuse Of Leave Privileges By Habitual Use Of Leave For Trivial Indispositions Or By Absence So Frequent That The Efficiency Of The Service Is Impaired
- Absence Without Leave Or Abandonment Of Position
- Frequent Unexcused Absence Or Tardiness
- Inefficiency
- Insubordination

Background: The above recommendation is in accordance with procedures listed in Education Code Section 88123 and Personnel Commission Rule 735. Evidence is on file in the Employer-Employee Relations Unit of the Human Resources Division to support the above recommendation.

Due process rights guaranteed by Skelly v. State Personnel Board, 5 Cal. 3d 194 (1975) have been afforded the above listed permanent employee.

Recommended by: Michael Shanahan
Sr. Associate Vice Chancellor
Human Resources

Recommended and Approved by: Adriana D. Barrera, Interim Chancellor
B. The fifteen (15) days suspension of employee (EN810895) assigned to Los Angeles Trade-Technical College as a permanent Custodian is based on the following causes:

- Abuse Of Leave Privileges By Habitual Use Of Leave For Trivial Indisposition Or By Absence So Frequent That The Efficiency Of The Service Is Impaired
- Inefficiency
- Insubordination
- Frequent Unexcused Absence Or Tardiness
- Willful Misconduct Or Any Other Willful Failure Of Good Conduct Tending to Injure the Public Service
- Discourteous, Abusive, Or Threatening Language Or Behavior Directed Toward Any Person, Including Sexual Harassment, Racial Harassment, Or Other Legally Prohibited Actions Or Behavior
- Inattention To Or Dereliction Of Duty

Background: The above recommendation is in accordance with procedures listed in Education Code Section 88123 and Personnel Commission Rule 735. Evidence is on file in the Employer-Employee Relations Unit of the Human Resources Division to support the above recommendation.

Due process rights guaranteed by Skelly v. State Personnel Board, 15 Cal. 3d 194 (1975) have been afforded the above listed permanent employee.

C. The three (3) days suspension of employee (EN767083) assigned to Los Angeles Valley College as a permanent Custodian is based on the following causes:

- Inefficiency
- Incompetency
- Inattention To Or Dereliction Of Duty
- Insubordination
- Willful Misconduct Or Any Other Willful Failure Of Good Conduct Tending To Injure The Public Service
Discourteous, Abusive, Or Threatening Language Or Behavior Directed Toward Any Person, Including Sexual Harassment, Racial Harassment, Or Other Prohibited Actions Or Behavior

Background: The above recommendation is in accordance with procedures listed in Education Code Section 88123 and Personnel Commission Rule 735. Evidence is on file in the Employer-Employee Relations Unit of the Human Resources Division to support the above recommendation.

Due process rights guaranteed by Skelly v. State Personnel Board, 15 Cal. 3d 194 (1975) have been afforded the above listed permanent employee.

II. DISMISSAL OF CLASSIFIED PERMANENT EMPLOYEE

The dismissal of employee (EN786751) assigned to Los Angeles City College as a permanent Life Science Laboratory Technician is based on the following causes:

- Incompetence
- Inefficiency
- Insubordination
- Willful Misconduct Or Any Other Willful Failure Of Good Conduct Tending To Injure The Public Service
- Inattention To Or Dereliction Of Duty
- Willful And Persistent Violation Of The Education Code, Public Policy, Or Of Policies, Rules, Regulations, Or Procedures Adopted By The Board of Trustees Or The Personnel Commission
- Dishonesty
- Discourteous, Abusive, Or Threatening Language Or Behavior Directed Toward Any Person, Including Sexual Harassment, Racial Harassment, Or Other Legally Prohibited Actions Or Behavior
- Frequent Unexcused Absences Or Tardiness
- Absence Without Leave Or Abandonment Of Position

Background: The above recommendation is in accordance with procedures listed in Education Code Section 88123 and Personnel Commission Rule 735. Evidence is on file in the Employer-Employee Relations Unit of the Human Resources Division to support the above recommendation.

Due process rights guaranteed by Skelly v. State Personnel Board, 15 Cal. 3d 194 (1975) have been afforded the above listed permanent employee.
Subject: STUDENT DISCIPLINE – EXPULSION

1. Expel Los Angeles Trade-Technical College student, SID# xxx-xx-9237 from all colleges in the Los Angeles Community College District, without reconsideration.

The student has violated the following Standards of Student Conduct:

- 9803.10 Willful Disobedience
- 9803.15 Disruption of Classes or College Activities
- 9803.17 Interference with Peace of College
- 9803.21 Discriminatory Behavior
- 9803.24 Threatening Behavior
- 9803.25 Disorderly Conduct
- 9805. Interference with Performance of Duties by Employees

Background: Education Code 72122 requires that the final action of the Board shall be taken in a public meeting. The above recommendations are made in accordance with Board Rule 91101.6 and 91101.18(b).

Recommended by: Yasmin Delahoussaye, Vice Chancellor

Recommended and Approved by: Adriana D. Barrera, Interim Chancellor