

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, December 11, 2013
First Public Session 9:00 a.m.
First Closed Session 9:10 a.m.
Educational Services Center • Hearing Room
770 Wilshire Boulevard • Los Angeles, California 90017

Second Public Session 2:00 p.m.
Second Closed Session (Immediately Following Second Public Session)
Third Public Session (Immediately Following Second Public Session)
Los Angeles Trade-Technical College
Aspen Hall (TE) 101
400 W. Washington Boulevard • Los Angeles, California 90015

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 9:14 a.m. with President Miguel Santiago presiding.

On roll call the following members were present: Mike Eng, Mona Field, Ernest H. Moreno, Nancy Pearlman, Miguel Santiago, Scott J. Svonkin, and Steve Veres. Student Trustee Michael J. Griggs was present.

Interim Chancellor Adriana D. Barrera was present.

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 9:14 a.m.

RECONVENE REGULAR MEETING (Second Public Session)

The regular meeting of the Board of Trustees of the LACCD reconvened at 2:15 p.m. with President Miguel Santiago presiding.

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

Interim Chancellor Adriana D. Barrera was present.

Trustee Svonkin led the Pledge of Allegiance to the Flag.

WELCOMING REMARKS BY LAURENCE FRANK, PRESIDENT, LOS ANGELES TRADE-TECHNICAL COLLEGE

Mr. Laurence B. Frank, President, Los Angeles Trade-Technical College (LATTC), welcomed everyone to the meeting. He introduced the following individuals from LATTC:

Mr. Tom McFall, Academic Senate President; Ms. Carole Anderson, AFT Chapter President; Ms. Lori Hunter, AFT Staff Chapter Chair; Mr. Luis Dorado, Representative, Teamsters Local 911, and Dean, Student Services; Mr. Marcus Anglin, Representative, SEIU Local 721; Mr. Juan Rosales, Representative, SEIU Local 99; Mr. Miguel Rodriguez, Representative, Building and Construction Trades Council; Ms. Zaakiyah Brisker, ASO President; Ms. Leticia Barajas, Vice President, Academic Affairs and Workforce Development; Dr. Mary Gallagher, Vice President, Administrative Services; Mr. William Gasper, Associate Vice President, Administrative Services; Ms. Nicole Albo Lopez, Dean, Academic Affairs; Dr. Anna Badalyan, Dean, Institutional Effectiveness; Mr. Joseph Guerrieri, Dean, Academic Affairs and Workforce Development; Mr. Vincent Jackson, Dean, Academic Affairs and Workforce Development; Ms. Cynthia Morley-Mower, Dean, Academic Affairs and Workforce Development; and Ms. Dorothy Smith, Dean, Matriculation and Student Success

Dr. Frank expressed his appreciation to the following individuals for their efforts in preparing for the Board meeting.

Mr. William Smith, Director of College Facilities; Mr. David Ysais, Public Relations Manager; Mr. Derick Taylor, Operations Manager; Mr. John Belden, General Foreman; and Mr. Damian Nevarez, Facility Use Coordinator.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – DECEMBER 11, 2013

President Santiago 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 took no actions required to be reported.

APPROVAL OF MINUTES

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

Regular Meeting and Closed Session – November 6, 2013
Regular Meeting and Closed Session – November 20, 2013

Student Trustee Advisory Vote: Aye (Griggs)
APPROVED: 7 Ayes

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Ms. Joanne Waddell, President, Los Angeles College Faculty Guild, Local 1521, requested that Com. No. BT4. Initiate Revised Pilot Hiring Process for College Presidents be tabled until it can be more fully discussed by the various constituencies.

Ms. Velma Butler, President, AFT College Staff Guild, Local 1521A, concurred with Ms. Waddell's remarks. She expressed her concern that Com. No. BT4. would set a precedence to undermine the shared governance committees.

Mr. Donald Gauthier, President, District Academic Senate, and Ms. Allison Jones, President, Administrators' Association represented by Teamsters Local 911, concurred with Ms. Waddell's and Ms. Butler's remarks and requested that Com. No. BT4. be tabled.

Mr. LaMont Jackson, ASO President, Los Angeles Southwest College (LASC), reported that information systems and enrollment sessions for Covered California are tentatively scheduled to be held during the week of February 20-24, 2014. He reported that on December 13, 2013, the ASO at LASC in conjunction with A.C. Catering will be awarding four \$500 scholarships to LASC students for the Fall 2013 semester.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

Mr. Marvin Martinez, President, East Los Angeles College (ELAC), distributed the latest edition of the ELAC newsletter entitled "ELAC Today."

Mr. Laurence B. Frank, President, Los Angeles Trade-Technical College (LATTC), announced that the LATTC Guardian Scholars Program recently received two grants totaling \$180,000 from the Pritzker Foundation. He commended Dr. Dione Washington, Director, Foster and Kinship Care Education Program, LATTC, for her efforts on behalf of the foster youths who are involved in this program.

Dr. Yasmin Delahoussaye, Interim President, LASC, reported that the California State University (CSU) system Chancellor's Office recently announced that LASC is number two in CSU transfers for African-American students.

* * *

President Santiago indicated that Com. No. BT4. does not eliminate shared governance and that this was a conversation that was supposed to take place during the Board meeting so that the Board members could have input.

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PUBLIC AGENDA REQUESTS

Oral Presentations

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

President Santiago noted that six individuals have signed up to address the Board regarding Disabled Student Programs and Services (DSPS) at LATTC. He entertained a motion to allocate three and one-half (3-1/2) minutes per speaker.

Motion by Student Trustee Griggs, seconded by Trustee Veres, to allocate 3-1/2 minutes per speaker.

Student Trustee Advisory Vote: Aye (Griggs)

*APPROVED: 6 Ayes (Field, Moreno, Pearlman, Santiago, Svonkin, Veres)
1 Abstention (Eng)*

The following individuals addressed the Board regarding the alleged discrimination of DSPS students at LATTC.

Ms. Lori Hunter, Ms. Carmen Amaya, Mr. David Guzman, Mr. Marlon Martinez, and Ms. Glenda Cruz.

Ms. Jocelyn Silva interpreted for the hearing-impaired students Ms. Amaya, Mr. Guzman, Mr. Martinez, and Ms. Cruz.

Scheduled speaker Ms. Marisela Canizalez was not present.

Trustee Moreno inquired as to the disposition of the issue regarding the DSPS students and what has been done with respect to the complaints that have been registered at the administrative level.

President Santiago indicated that this question would be referred to Interim Chancellor Barrera.

Trustee Svonkin indicated that he has heard from members of the AFT College Staff Guild about an issue regarding the testing of interpreters and the shortage of interpreters in the District. He requested that Interim Barrera work with all of the College Presidents to assess this issue and provide a report at the beginning of next year.

Mr. Frank indicated that the number of deaf and hard-of-hearing students at LATTC increased from 17 last year to 40 this year. He further indicated that the number of interpreters went down from seven to five in the same period. He stated that attempts to resolve the shortage of interpreters have been unsuccessful. He indicated that the Personnel Commission has certified a list of three language interpreters for hire by LATTC.

Trustee Svonkin requested that the Board be provided with an analysis of the Districtwide procedures for certifying sign language interpreters.

President Santiago noted that five individuals have signed up to address the Board regarding Com. No. BT4. Initiate Revised Pilot Hiring Process for College Presidents. He entertained a motion to allocate four minutes per speaker.

Motion by Student Trustee Griggs, seconded by Trustee Field, to allocate four minutes per speaker.

Trustees Eng and Pearlman expressed their concern that the amount of time should not be reduced for this item.

Trustee Field withdrew her second of the motion.

Due to the lack of a second, the motion failed.

The following individuals addressed the Board regarding Com. No. BT4. and expressed their concern regarding the lack of shared governance in the recruitment process:

Ms. Carole Anderson, Mr. John McDowell, Mr. Donald Sparks, Mrs. Susan McMurray, Ms. Sharon Hendricks, and Ms. Esther Glaze.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

President Santiago announced that, because the Board has set as one of its goals this year to ensure that all of the colleges are fully accredited, he has called upon Trustees Field and Eng to serve on an Ad Hoc Committee on Accreditation Matters. He indicated that Trustees Field and Eng would work with Interim Chancellor Barrera to set dates for visits and meetings at specific colleges.

President Santiago indicated that he has also asked Trustees Svonkin and Field to serve on an Ad Hoc Committee to provide input and guide staff in the development of a Request for Proposal to renew the District's lobbying efforts in Washington, DC.

Trustee Field reported on the Institutional Effectiveness & Student Success Committee meeting of December 4, 2013. She indicated that the Committee members are recommending approval of the Community Services offerings by the full Board.

Trustee Svonkin reported on the Budget & Finance Committee meeting of December 4, 2013. He indicated that the Committee members are recommending that the full Board accept the annual audit of the District and the annual General Obligation Bond Financial Audit.

(Trustee Pearlman left at 3:30 p.m.)

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

Com. No. BT1. District Classified Employees Retirement

WHEREAS, The classified employee identified below has been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employee has 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 employee for her contributions and extend best wishes in her 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>
Suckut	Marian	Community Services Assistant	37	Pierce	10/18/2013

Com. No. BT2. Resolution – Community College Pathway to Law School

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

WHEREAS, The State of California is a majority-minority state with approximately 60 percent of its population made up of persons from racial-ethnic minority groups, while the California State Bar is made up of approximately 20 percent racial-ethnic minority lawyers; and

WHEREAS, The California community college system, with 112 community colleges, has the largest and most diverse student population of the three post-secondary public systems in California, with 60 to 70 percent of its population being students of color; and

WHEREAS, Studies show that diversity in the legal and judicial system is a priority for public trust and confidence and the appearance of fairness in the courts. Attorneys make up the majority of elected officials and other key local, state, and national leaders, and it is equally important that those leaders represent the rich diversity of California. In an increasing global economy, attorneys representing key entities should embody and have sensitivity to clients from diverse backgrounds in order to respond to global business demands. Attorneys directly representing clients should also reflect the rich diversity of the state population to the extent possible in order to maximize cultural sensitivity and public faith in the legal profession; and

WHEREAS, The State Bar of California through its Council on Access and Fairness established the *Community College Pathway to Law School Diversity Pipeline Initiative* (also referred to as "2+2+3") to create a pathway for community college students. The model requires the development of or an affirmation of existing articulation agreements between community colleges and the four-year undergraduate institutions, and the development of an admissions agreement between the community colleges and law schools. Twenty (20) community colleges will be selected for this ten (10) year pilot program. Students regardless of ethnicity/race from the selected community colleges would be guaranteed admission or priority enrollment if they achieve specific criteria such as completing certain community college courses that are based on the Shultz-Zedeck Lawyering Competencies (Effectiveness Factors), achieving specified grade point averages, and obtaining predetermined Law School Admissions Test (LSAT) scores. Support for the students, including mentoring, pre-law activities, counseling, internships, and possibly scholarships, would be developed as part of the Initiative in order to provide students with the best possible chance for success on the LSAT, in law school, and in the legal profession; and

WHEREAS, The Los Angeles Community College District (LACCD) educates a diverse student population and has a strong record of student success.

- The LACCD serves an ethnically diverse population, which is 13 percent Asian, 15 percent African American, 54 percent Hispanic, 17 percent White, and 2 percent Other.
- 67 percent of LACCD students are low income and 51 percent have income at or below the poverty level (based on Federal definitions and Spring 2012 LACCD Student Survey).
- LACCD colleges transferred over 4,600 students to California public universities and nearly 3,000 to other private in-state and out-of-state 4-year institutions (based on most recent complete data 2011-12 for California public and 2009-10 for in-state private and out-of-state).

WHEREAS, The LACCD is committed to providing our students with educational opportunities beyond their time at our college, including pursuing a meaningful career in the legal profession. The LACCD also shares the State Bar's goal of a diverse legal profession to serve the needs of our diverse state and the diverse communities that the LACCD serves; now, therefore, be it

RESOLVED, That the LACCD will take the necessary actions required to be considered for selection for the Community College Pathway to Law School Diversity Pipeline Initiative ("2+2+3").

Com. No. BT3. Resolution – Endorsing Immigration Reform and Adoption of a Federal DREAM Act

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

WHEREAS, The Los Angeles Community College District (LACCD) believes in equity, access, and social justice for all and recognizes that a strong and vibrant democracy requires that all men and women—regardless of their ethnicity or where they were born—participate in the political process with full rights and equal protections; and

WHEREAS, The creation of a pathway to citizenship for immigrants living in the United States would improve wages and labor standards by empowering immigrant workers; and

WHEREAS, The United States Congress has been debating the DREAM Act (Development, Relief, and Education for Alien Minors) since 2001 and the LACCD believes that this bill should be passed and signed into law at the federal level so that all students can continue their education regardless of immigration status; and

WHEREAS, The LACCD supports the Deferred Action for Childhood Arrivals program implemented in 2012 that allows certain immigrants who arrived here as children to avoid deportation and urges Congress not to overturn that program; and

WHEREAS, The LACCD remains committed to working with faculty, staff, students, and community partners to pass immigration reform that encompasses these principles and strengthens our democracy; now, therefore, be it

RESOLVED, The LACCD hereby urges the 113th Congress to swiftly enact immigration reform that includes a humane, fair, affordable, and practical path to citizenship for undocumented immigrants who are currently residing in the United States; that allows for family reunification; and that includes a DREAM Act provision; and be it further

RESOLVED, That the LACCD will continue to work with its students, faculty, staff, and the community to promote comprehensive immigration reform based on the principles outlined in this resolution and will communicate this position to California's congressional delegation.

Student Trustee Advisory Vote: Aye (Griggs)

Com. Nos. BT1., BT2., and BT3. ADOPTED: 6 Ayes Absent: Trustee Pearlman

Com. No. BT4. Initiate Revised Pilot Hiring Process for College Presidents

Trustee Veres explained the reasons for initiating the revised pilot hiring process for College Presidents. He indicated that the purpose of this item is to explore various ideas and approaches to determine how to gain some consistency in the executive leadership hiring process.

(Trustee Pearlman returned at 3:34 p.m.)

Trustee Veres indicated that the Board would welcome feedback regarding the hiring process. He requested that a decision to either utilize the hiring procedure as outlined in Com. No. BT4. or to adopt a revised procedure be made by the Board of Trustees within the next two or three Board meetings.

There was discussion by the Board members regarding the extensive turnover of the College Presidents over the past few years and the efforts to improve the hiring process.

Trustee Field recommended that a meeting of the Presidential Selection Ad Hoc Committee be held in January 2014 so that the individuals who have concerns regarding the hiring process for College Presidents will have an opportunity to discuss their concerns.

Trustee Eng indicated that if there is going to be a pilot hiring process that would be a change from past practice, he would like to have as an attachment a statement of what the current practice is, a statement as to which code section the District has operated under, a side-by-side comparison in terms of what was existing under statute at the current time and what is being proposed as a change, and the arguments that have been made with respect to the deficiencies for the existing proposal.

The following members of the Resource Table addressed the Board regarding Com. No. BT4.:

Ms. Joanne Waddell; Ms. Velma Butler; Mr. Donald Gauthier; and Ms. Allison Jones, President, Administrators' Association represented by Teamsters Local 911.

There being no objection, Com. No. BT4. was tabled.

Tabled.

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Reports from the Chancellor Regarding District Activities or Pending Issues

Interim Chancellor Barrera introduced Dr. Albert J. Román, the newly appointed Vice Chancellor of Human Resources. She announced that the District Master Calendar is now on the website. She reported that due to a request from Trustee Eng, she and Ms. Bobbi Kimble, Interim Vice Chancellor, Educational Programs and Institutional Effectiveness, have been following up with the College Presidents and student leaders to ensure that they fulfill the intent of the resolution that was adopted by the Board on November 6, 2013 to establish a "Cover LACCD Week" on an appropriate date in January or February 2014. She stated that Ms. Kimble has been notified by the Student Affairs Committee that this group has identified the week starting on Monday, February 24, 2014 as "Cover LACCD Week." She introduced Ms. Charmaine Morales, RN, Secretary, United Nurses Associations of California/Union of Health Care Professionals (UNAC/UHCP), and indicated that Ms. Morales is a graduate of the Los Angeles Harbor College (LAHC) Nursing Program.

Ms. Morales indicated that in November 2013, she gave a presentation regarding the UNAC/UHCP Scholarship Program during a nursing forum at LAHC. She indicated that UNAC/UHCP provides scholarship opportunities to its members, their families, and members of its communities. She stated that the scholarships would be awarded at an awards ceremony on May 3, 2014 at the Disney Paradise Pier Hotel in Anaheim. She distributed a document entitled "UNAC/UHCP Community Scholarship Program."

- Presentation on LATTTC's Pathways to Academic, Career and Transfer Success (PACTS)

Interim Chancellor Barrera introduced Mr. Laurence B. Frank, who presented an overview regarding the LATTTC PACTS.

Mr. Frank introduced Mr. Jesus Guerra, Chair, Transportation Department, LATTTC, and Faculty Co-Chair, Student Success Committee; Mr. Thomas Dawkins, Chair, Counseling Department, LATTTC; and Ms. Carole Anderson, Chair, Design and Media Arts Department, LATTTC.

Mr. Guerra, Mr. Dawkins, and Ms. Anderson gave a PowerPoint presentation regarding the LATTTC PACTS.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Motion by Trustee Field, seconded by Student Trustee Griggs, 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. BSD1., BSD2., FPD1., FPD2., FPD3., FPD5., and HRD2.

Trustee Field requested that Com. No. BSD2. Roman Numeral III. Ratify Service Agreements Item A. be separated for the vote.

Interim Chancellor Barrera requested that Com. No. ISD3. Student Discipline – Expulsion be separated for the vote.

President Santiago indicated that Com. No. BSD2. Roman Numeral III. Item A. and Com. Nos. FPD1., FPD3., FPD5., and ISD3. would be separated for the vote.

Com. No. BF1. Budget Revisions and Appropriation Transfers

Com. No. BF2. Accept Receipt of Annual Audit

Com. No. BF3. Accept Receipt of General Obligation Bond Financial Audit

Com. No. BSD1 Ratifications for Business Services

Interim Chancellor Barrera noted the following revision:

...

H. LEASES, USE PERMITS AND CIVIC CENTER PERMITS OF DISTRICT FACILITIES

...

~~4500193232 Harbor. Correct college for agreement with PVSC Exiles for use of football fields for practices and games on the campus of Los Angeles Pierce College on November 6, 2013 (Com. No. BSD2) to Los Angeles Harbor College during the period of January 6, 2014 to December 18, 2014, on designated times and days. Total income: \$48,608.~~

Withdrawn.

Com. No. BSD2 Business Services Routine Report – With the exception of Roman Numeral III. Item A.

Interim Chancellor Barrera noted the following correction:

...

IV. ADOPT FINDING OF BIDDING IMPRACTICABILITY AND RATIFY AN AWARD OF CONTRACT TO LEASE EQUIPMENT

Ratify the following actions to extend agreement with Catalina Imaging, Inc. for the lease of a Mobile Computer Tomography (CT) scanner trailer to provide training to radiation technology students by simulating a hospital setting with five (5) hands on workstations for the Responsive Training Grant offered at Los Angeles City College, increasing the total contract amount from \$63,900 to \$91,060 from November 1, 2013 to December ~~13~~ **31**, 2013, inclusive, at an additional cost of \$27,160.

Interim Chancellor Barrera noted the following revision:

V. AUTHORIZE CONTRACT FOR EXECUTIVE SEARCH FIRM

Authorize a contract for executive search services with **Education Leadership Search (ELS)** to conduct the recruitment for the presidential search processes for Los Angeles Harbor, Southwest, and Valley Colleges in an amount **not to exceed of** \$65,000 **plus expenses to include consultants' travel and lodging.**

Background: The Board Ad Hoc Committee on Presidential Selection solicited proposals from the five firms which currently comprise the panel for presidential selections. All five firms submitted proposals; the Ad Hoc Committee interviewed three firms on Monday, December 9th, 2013. The Board has selected **ELS** executive search firm based upon the firm's ability to advise the Board of Trustees regarding potential approaches to the process, as well as the firms' possession of the resources necessary for recruitment of an appropriately broad pool of applicants for consideration.

Com. No. FPD2. Authorize Master Procurement and Service Agreements

Com. No. FPD4. Accept Receipt of Program Performance Audit for Fiscal Year Ended June 30, 2013

Com. No. HRD1. Personnel Services Routine Actions

Com. No. HRD2. Salary Increases for Classified, Academic and Unclassified Employees

Com. No. HRD3. Classifications in the Unclassified Service

Com. No. HRD4. Approve Employment Compensation and Ratification of Employment Contract

Interim Chancellor Barrera noted the following revision:

I. Approve One-Time Compensation For Employees Serving in an Acting Capacity in Higher Level Academic Administrative Positions

Authorize a three percent increase for the following employees serving in an acting capacity in higher level academic administrative positions for the period of time listed below.

...

Perrin Reid	Sr. Associate Vice	10/07/13-	\$723.32
Executive Assistant to	Chancellor, Human	11/29/13	
the Chancellor	Resources		

Withdrawn.

Background: This action will compensate for additional duties and responsibilities assumed by employees until the positions were filled by interim or permanent administrators.

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

Com. No. ISD2. Approve Community Services Offerings

Correspondence

The Student Trustee's vote did not apply to HRD1., HRD2., HRD3., HRD4., and the Correspondence.

Student Trustee Advisory Vote: Aye (Griggs)

ADOPTED AS AMENDED WITH THE EXCEPTION OF COM. NO. BSD2. ROMAN NUMERAL III. ITEM A. and Com. Nos. FPD1., FPD3., FPD5., and ISD3.: 7 Ayes

Com. No. BSD2. Business Services Routine Report – Roman Numeral III. Ratify Service Agreements Item A.

Trustees Field and Pearlman spoke in opposition to extending the agreement with Gonzalez, Quintana & Hunter, LLC to provide legislative advocacy services for the second year of the contract at a total additional cost of \$129,000.

For the record, Trustee Veres indicated that this agreement has had a positive outcome for the District.

Interim Chancellor Barrera explained the purpose of the agreement with Gonzalez, Quintana & Hunter, LLC.

Student Trustee Advisory Vote: No (Griggs)

*ADOPTED: 5 Ayes (Eng, Moreno, Santiago, Svonkin, Veres)
2 Noes (Field, Pearlman)*

(Student Trustee Griggs left at 5:40 p.m.)

Com. No. FPD5. Authorize Execution of Fully Negotiated Memorandum of Understanding with the Los Angeles County Metropolitan Transportation Authority

Trustee Moreno inquired as to whether the fiber optic cable project has been validated by the Bond Management Team.

Ms. Terrie Mestas, Vice President, AECOM, responded in the negative.

Mr. Thomas Hall, Director, Facilities Planning, indicated that this Memorandum of Understanding (MOU) does not commit the District to any expenditure of funds.

Trustee Moreno requested that Com. No. FPD5. be tabled until the project has been validated.

Interim Chancellor Barrera indicated that this item would allow the District to continue the discussion with the Metropolitan Transportation Authority (MTA) and to formalize the evaluation process.

President Santiago entertained a motion to table Com. No. FPD5. for 30 days.

Motion by Trustee Svonkin, seconded by Trustee Moreno, to table Com. No. FPD5. for 30 days.

Student Trustee Advisory Vote: Absent (Griggs)

APPROVED: 6 Ayes (Eng, Field, Moreno, Pearlman, Santiago, Svonkin)

1 No (Veres)

Tabled for 30 days.

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

Interim Chancellor Barrera noted the following revision:

FPD1 – Resource Document

...

XII. AUTHORIZE AMENDMENT TO DESIGN-BUILD AGREEMENT

...

A. Action

Authorize Amendment No. 4 to Agreement No. 32975 with Pinner Construction Company for additional Design-Build services for the Student Success and Retention Center project at East Los Angeles College at a cost not to exceed ~~\$1,437,929~~ **\$148,925** inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total cost of this Design-Build agreement is \$58,602,715.

Com. No. FPD3. Ratify Construction Contract Changes Arising Out of Differing Site Conditions for Construction Contract Greater Than \$30,000 in Original Cost Issued under Design-Bid-Build Method of Project Delivery

Com. Nos. FPD1. and FPD3.

Student Trustee Advisory Vote: Absent (Griggs)

ADOPTED AS AMENDED: 7 Ayes

Addendum – Com. No. ISD3. Student Discipline – Expulsion

Ms. Camille Goulet, General Counsel, indicated that the President of Los Angeles Pierce College (LAPC) has recommended that a student be expelled from the District without reconsideration. She indicated that under the Education Code, the student is entitled to request that the matter be heard in public session rather than in Closed Session. She recommended that the Board call upon the student, Ms. Isabel Alvarez, and give her the opportunity to confirm that she wants the matter heard in public session and then proceed with allowing the presentations regarding that expulsion.

President Santiago inquired of Ms. Alvarez if she wanted the matter to be heard in public session.

Ms. Alvarez responded in the affirmative.

Ms. Goulet recommended that President Santiago call upon the College President to present the general parameters of the expulsion and the basis for and then call upon the two speakers indicated.

President Santiago called upon Dr. Kathleen F. Burke, President, LAPC.

Dr. Burke discussed the incident involving Ms. Alvarez and indicated that she is recommending the expulsion of Ms. Alvarez.

Ms. Alvarez addressed the Board regarding the charges against her.

Mr. Donald Sparks concurred with Dr. Burke's recommendation for the expulsion of Ms. Alvarez.

There was discussion with respect to the written documentation regarding the incident involving Ms. Alvarez.

*ADOPTED: 5 Ayes (Eng, Field, Moreno, Santiago, Svonkin)
1 No (Veres)
1 Abstention (Pearlman)*

Matters Requiring a Super Majority Vote

Com. No. BF4. Amend College Debt Repayment Policy and Authorize Budget Augmentation to Colleges that Receive One-Year Suspension of Debt Repayments

Motion by Trustee Field, seconded by Trustee Svonkin, to adopt Com. No. BF4.

Student Trustee Advisory Vote: Absent (Griggs)

*ADOPTED: 6 Ayes (Eng, Field, Pearlman, Santiago, Svonkin, Veres)
1 No (Moreno)*

RECOMMENDATIONS FROM THE CHANCELLOR

None.

NOTICE REPORTS AND INFORMATIVES

Com. No. FPD/A. [Notice] Amend Board Rule 7103.17 – Opportunities for Local, Small and Emerging Businesses

Noticed by Interim Chancellor Barrera.

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

Presented by Interim Chancellor Barrera.

* * *

President Santiago noted that three additional individuals had signed up to address the Board regarding DSPS issues at LATTC. He indicated that they would each be allocated three and one-half (3-1/2) minutes.

The following individuals addressed the Board regarding DSPS issues at LATTC:

Mr. Peter Cheng, Ms. Latricia Jones, and Ms. Magda Velez.

President Santiago referred the DSPS issue to Interim Chancellor Barrera for follow-up.

Ms. Velma Butler indicated that she would like to work with Interim Chancellor Barrera in an effort to resolve the DSPS issues.

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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

Mr. Miguel Castaneda addressed the Board regarding Com. No. ISD4. Student Discipline – Expulsion with respect to his recommended expulsion.

RECESS TO CLOSED SESSION

Motion by Trustee Veres, seconded by Trustee Svonkin, 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).

The Board announces that both potential litigation matters posted are pursuant to Government Code section 54956.9(b)(4). In addition, the Board announces that it will be discussing a potential litigation matter involving an allegation of discrimination by an employee at East Los Angeles College.

Without objection, so ordered.

For the record, Trustee Svonkin requested that the Board meeting be adjourned in the memory of the victims of Sandy Hook.

President Santiago indicated that the meeting would also be adjourned in the memory of Nelson Mandela.

The regular meeting recessed to Closed Session at 6:32 p.m.

RECONVENE REGULAR MEETING (Third Public Session)

The regular meeting of the Board of Trustees of the LACCD reconvened at 8:10 p.m. with President Miguel Santiago presiding.

The Board members were present with the exception of Trustees Field and Moreno and Student Trustee Griggs.

Interim Chancellor Adriana D. Barrera was present.

REPORT OF ACTIONS TAKEN IN SECOND CLOSED SESSION – DECEMBER 11, 2013

President Santiago 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 took no actions required to be reported.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Com. No. ISD34. Student Discipline – Expulsion


Motion by Trustee Svonkin, seconded by Trustee Pearlman, to adopt Com. No. ISD4.

ADOPTED: 5 Ayes ABSENT: Trustees Field and Moreno

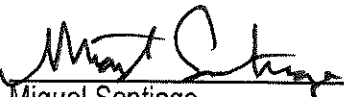
ADJOURNMENT

There being no objection, the regular meeting was adjourned at 8:11 p.m. in the memory of the victims of Sandy Hook and Nelson Mandela.

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

By: 
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:


Miguel Santiago
President of the Board

Date January 15, 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, December 11, 2013

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

- 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
Employee Units: All Units
All Unrepresented Employees

 - B. District Negotiators: Adriana D. Barrera
Employee Unit: Clerical/Technical

- III. Public Employee Discipline/Dismissal/Release/Charges/Complaints**
(pursuant to Government Code section 54957)
- IV. Consideration of Student Discipline**
(pursuant to Government Code section 54962 and Education Code section 72122)
- V. Conference with Legal Counsel - Existing Litigation**
(pursuant to Government Code section 54956.9(a))
 - A. In re Cengage*
 - B. Nikol Harvey v. LACCD*
 - C. Susan Veksler v. LACCD*
 - D. Rosa Espinoza v. LACCD*
 - E. Zoily Telles v. William Marmalejo, Renee Martinez*
 - F. Aaron Chan v. LACCD and related case*
 - G. Sinanian Development, Inc. v. LACCD (two matters)*
 - H. Versatile Coatings, Inc. v. Sinanian Development, Inc., LACCD, et al.*
- VI. Conference with Legal Counsel - Anticipated Litigation**
(pursuant to Government Code section 54956.9(b))
 - A. Demand regarding Step placement by employee
 - B. Potential litigation – 1 matter
- VII. Conference with Legal Counsel - Anticipated Litigation**
 - A. Potential litigation – 1 matter (pursuant to Government Code section 54956.9(b)(4))