

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, November 18, 2009 • 12:30 p.m.
Los Angeles Valley College • Monarch Hall
5800 Fulton Avenue • Valley Glen, California 91401

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 12:30 p.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Georgia L. Mercer (arrived at 12:35 p.m.). Student Trustee Rodney D. Robinson was not present (arrived at 2:00 p.m.).

Interim Chancellor Tyree Wieder was present.

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

None.

RECESS TO CLOSED SESSION

During the Closed Session, the Board will also discuss LACCD v. City of Los Angeles.

Motion by Trustee Santiago, seconded by Trustee Scott-Hayes, to recess to Closed Session in accordance with The Ralph M. Brown Act and the Education Code. The Board will discuss the matters on the Closed Session agenda as posted and announced (see Attachment A).

APPROVED: 6 Ayes

The regular meeting recessed to Closed Session at 12:31 p.m.

(Trustee Mercer arrived at 12:35 p.m.)
(Student Trustee Robinson arrived at 2:00 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:30 p.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Tina Park, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Nancy Pearlman (arrived at 3:31 p.m.). Student Trustee Rodney D. Robinson was present.

Interim Chancellor Tyree Wieder was present.

Student Trustee Robinson led the Pledge of Allegiance to the Flag.

(Trustee Pearlman arrived at 3:31 p.m.)

President Field expressed her appreciation to Dr. A. Susan Carleo, President, Los Angeles Valley College (LAVC), and the entire staff, faculty, and administration of LAVC for their hospitality during today's meetings and college presentations.

WELCOMING REMARKS BY DR. A. SUSAN CARLEO, PRESIDENT, LOS ANGELES VALLEY COLLEGE

Dr. Carleo welcomed the Board members to the college. She introduced the following individuals from LAVC each of whom welcomed the Board members:

Mr. Ian Coyne, ASU Vice President; Ms. Joanne Waddell, AFT Chapter President; Mr. Don Gauthier, Academic Senate President; Ms. Selma Cohen, AFT Staff Chapter Chair; and Ms. Annie Reed, Associate Dean, Student Services.

* * *

There being no objection, Reports from the Chancellor and College Presidents were taken out of order.

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Interim Chancellor Wieder and action taken as indicated.

UCLA Action Research Project: "Roadmap for the LAVC Athletic Endowment Campaign"

A document entitled "UCLA Action Research Report 'A Roadmap for the LAVC Athletic Endowment Campaign'" was distributed.

Ms. Elizabeth Ortiz, Associate Dean, Student Services, LAVC, introduced Mr. Raul Castillo, Executive Director, LAVC Foundation.

Mr. Castillo introduced the following members of the Athletic Endowment Advisory Board:

Mr. Paul Sabolic, Class of 1967; Mr. Allen Weiss, Class of 1955; and Mr. Randy Rosenbloom, Class of 1972.

Ms. Ortiz introduced Dr. Linda Rose, Director, Educational Leadership Program, UCLA.

Dr. Rose indicated that since 2000, ten action research projects have been completed at five of the LACCD colleges.

Ms. Adrienne Mullen, Dean of Continuing Education, East Los Angeles College (ELAC), discussed the document with respect to the focus of the research, research methods, research findings, and recommendations.

* * *

Dr. Carleo introduced Mr. Steve Miller, Executive Director, Tierra del Sol Foundation.

Mr. Miller indicated that the mission of the Tierra del Sol Foundation is to enable individuals with developmental disabilities to realize their potential, achieve their goals, and become as independent as possible. As a result of the partnership between the Tierra del Sol Foundation and LAVC, 30 developmentally disabled students are currently enrolled in classes at LAVC.

Ms. Ingrid Saravia, Tierra del Sol student, discussed her experiences in the program.

Interim Chancellor Wieder expressed her appreciation to Mr. Miller for his efforts on behalf of disabled students.

APPROVAL OF MINUTES

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to approve the following minutes:

Regular Meeting and Closed Session – August 19, 2009
Special Meeting – August 26, 2009
Regular Meeting and Closed Session – September 9, 2009
Regular Meeting and Closed Session – September 23, 2009

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

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

To be continued.

PUBLIC AGENDA REQUESTS (Category A)

Oral Presentations

President Field read the cautionary language for speakers and their personal responsibility for defamatory remarks.

Mr. Hernán Ponce requested that Addiction Studies classes be offered at Los Angeles Mission College (LAMC). He also addressed the Board with his concerns regarding the reduction of evening classes and corruption with respect to construction at LAMC.

Mr. Esteban Robledo addressed the Board with his concerns regarding the misappropriation of ASO funds at Los Angeles Harbor College (LAHC). He requested that this matter be referred to the General Counsel for clarification.

Ms. Camille Goulet, General Counsel, indicated that she spoke with Mr. Robledo prior to the Board meeting at which time she requested that he send her his materials and a cover letter so that she can determine the appropriate direction for his complaint.

Mr. Ian Coyne addressed the Board with his concerns regarding a violation of The Ralph M. Brown Act and the California Public Records Act by LAHC with respect to the destroying of tapes and film records from an open public meeting. He indicated that his college—LAVC—will formally request in writing that LAHC provide the meeting minutes and agendas on a weekly basis.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS

None.

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REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE (continued)

Mr. Coyne, ASU Vice President, LAVC, and Student Representative at the Resource Table, reported on various accomplishments of the ASU at LAVC including the creation of a website.

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REPORTS AND RECOMMENDATIONS FROM THE BOARD

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.

Report on Actions Taken in Closed Session – November 18, 2009

President Field indicated that The Ralph M. Brown Act requires that certain matters determined in Closed Session be reported during the public session that follows.

The Board took no actions required to be reported.

Reports of Standing and Special Committees

Trustee Candaele reported on this morning's Budget and Finance Committee meeting at which there was an update presentation regarding the internal audit.

Trustee Santiago reported on this morning's External Affairs Committee at which there were presentations regarding the Bond Public Information Program, college public relations, and the college foundations.

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

Motion by Trustee Scott-Hayes, seconded by Student Trustee Robinson, 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, 2009 – October 31, 2009

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Simpson	John	Community Services Manager	32	City
2 Lenora	Thelma M.	Accounting Technician	11	Southwest
3 Fox	Susan S.	SFP Director	6	East

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Interim Chancellor Wieder and action taken as indicated.

UCLA Action Research Project: "Roadmap for the LAVC Athletic Endowment Campaign"

This presentation was taken out of order and conducted earlier during today's meeting.

* * *

President Field entertained a motion to take out of order Com. Nos. FPD3. Ratify an Emergency Resolution for the Removal and Restoration of Potentially Contaminated Material Discovered in the Vicinity of an Infrastructure Improvement at Pierce College and FPD4. Ratify an Emergency Resolution for the Removal of Oil Saturated Soil at the New Second Access Road Project at West Los Angeles College.

Motion by Mercer, seconded by Trustee Scott-Hayes, to take Com. Nos. FPD3. and FPD4. out of order.

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

Com. No. FPD3. Ratify an Emergency Resolution for the Removal and Restoration of Potentially Contaminated Material Discovered in the Vicinity of an Infrastructure Improvement at Pierce College

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. FPD3.

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

Com. No. FPD4. Ratify an Emergency Resolution for the Removal of Oil Saturated Soil at the New Second Access Road Project at West Los Angeles College

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. FPD4.

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

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CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Field entertained a motion to adopt the Consent Calendar Items as amended on Matters Requiring a Majority Vote, with the limitation that the Student Trustee's vote shall not apply to HRD1. and the Correspondence.

Motion by Trustee Scott-Hayes, seconded by Trustee Park, to adopt the Consent Calendar Items as amended on matters requiring a majority vote.

President Field inquired if the Trustees have items that need clarification or separation for the vote.

The Trustees discussed the following Consent Calendar Items:

Com. No. BF1. Budget and Finance Routine Report

Com. No. BSD1. Business Services Routine Report

Com. No. BSD2. Ratifications for Business Services

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

Scheduled speaker Mr. John Lee was not present.

With respect to Roman Numeral XII. Authorize Payment from Bond Funds as it relates to payment to the Community College League of California to provide electronic resources for the Library and Academic Resource Center at LAVC, Trustee Scott-Hayes inquired as to the type of electronic resources that will be provided.

Dr. Carleo indicated that she would provide the Board with a list of the electronic resources.

With respect to Roman Numeral IV. Authorize Construction Contracts Item A. as it relates to a contract with W&N Luxor Construction to provide general construction services for the Food Lab Upgrade project at Los Angeles City College (LACC), Trustee Mercer inquired as to which instructional program this project would fall under.

Ms. Kimberly Perry, Vice President, Academic Affairs, LACC, responded that this project is part of the Family and Consumer Studies Program. She indicated that she would provide the Board with information regarding the specific degrees and certificates that are offered under this program.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, noted that Roman Numeral I. Authorize Professional Services Agreements Item E. has been withdrawn as follows:

~~E. Authorize an agreement with Annams Systems Corporation to provide asset management strategic planning services on a Task Order basis District-wide from November 19, 2009 through December 31, 2011 at a cost not to exceed \$2,599,573 inclusive of eligible reimbursable expenses.~~

~~Background:~~

~~Withdrawn.~~

Com. No. FPD2. Master Procurement Agreements

Com. No. FPD5. Revised Adopt Board Rules ~~74000, 74000.10, 74000.20, 74000.30, 74000.40, 71400, 71400.10, 71400.20, 71400.30, 71400.40~~

President Field noted the following revisions:

Chapter VII
Article XIV

Hearing Procedures

~~74000. 71400.~~ The following procedures shall be followed when staff recommends that a contractor, vendor, subcontractor, supplier and/or individual(s) be debarred, declared not responsible or terminated from having status as prequalified for a contract award.

~~74000.10 71400.10~~ The Chancellor or designee shall make a recommendation to the President of the Board of Trustees regarding the appropriate hearing committee or officer, in light of the particular facts and circumstances in question. The President shall have the authority to delegate the conduct of an evidentiary hearing to an appropriate hearing officer or committee.

~~74000.20 71400.20~~ If the hearing is conducted by a body subject to The Ralph M. Brown Act, the hearing shall be conducted in a public session pursuant to The Ralph M. Brown Act.

~~74000.30 71400.30~~ At the conclusion of the hearing, the designated hearing officer or committee shall direct staff to prepare a draft of a written recommendation. The final recommendation shall be presented to the full Board for approval or disapproval promptly upon completion of the written recommendation.

~~74000.40 71400.40~~ The Chancellor may adopt regulations implementing appropriate hearing procedures, which may be adjusted or changed as deemed appropriate by the hearing officer or committee.

Background: In the Fall of 2008, the Board of Trustees adopted a resolution authorizing the President of the Board of Trustees to delegate the conduct of evidentiary hearings as required by law for contractors and related matters. This rule formalizes the adoption of this policy.

Com. No. HRD1. Personnel Services Routine Actions

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

Correspondence

Accept recommended disposition of Correspondence.

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

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

Com. No. BF2. 2009-2010 Budget Adjustments

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. BF2.

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

RECOMMENDATIONS FROM THE CHANCELLOR

Public Hearing on 2009-2010 Categorical Program Flexibility

President Field declared the public hearing open on the 2009-2010 Categorical Program Flexibility.

President Field relinquished the gavel to Vice President Mercer.

(Trustee Field left at 4:33 p.m.)

Mr. John Clerx, Vice Chancellor, Educational Support Services, discussed Com. No. BF3. Attachment 1 with respect to the categorical programs that have flexibility.

(Trustee Field returned at 4:35 p.m.)

Vice President Mercer relinquished the gavel to President Field.

There was discussion regarding the 2009-2010 categorical program funding.

Public Comment

None.

President Field declared the public hearing closed.

Com. No. BF3. 2009-2010 Categorical Program Flexibility

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. BF3.

Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

Com. No. CH1. Appoint New Members to the District Citizens' Oversight Committee

Motion by Trustee Mercer, seconded by Student Trustee Robinson, to adopt Com. No. CH1.

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

Com. No. FPD3. Ratify an Emergency Resolution for the Removal and Restoration of Potentially Contaminated Material Discovered in the Vicinity of an Infrastructure Improvement at Pierce College

Com. No. FPD4. Ratify an Emergency Resolution for the Removal of Oil Saturated Soil at the New Second Access Road Project at West Los Angeles College

Com. Nos. FPD3. and FPD4. were taken out of order and adopted earlier during today's meeting.

NOTICE REPORTS AND INFORMATIVES

None.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

Scheduled speaker Ms. Mary Kaufman was not present.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Mr. Marvin Martinez, Vice Chancellor, Economic and Workforce Development, announced that on Tuesday, November 24, 2009, the White House Office of Urban Affairs will visit Los Angeles Trade-Technical College (LATTC). The visit will involve several members of the White House staff including the Director of Urban Affairs and the Director of the Domestic Policy Council; representatives from the Department of Commerce; and The Honorable Hilda L. Solis, Secretary of Labor.

Dr. Linda Spink, President, LAHC, announced that a ribbon-cutting ceremony for the Child Development Center will be held on December 17, 2009 at 10 a.m. She further announced that the LAHC Football Team won the conference championship and Football Coach George Swade was named "Conference Coach of the Year."

Mr. Ernest Moreno, President, ELAC, announced that the ELAC Foundation has raised \$1 million for scholarships, which will be matched by the Osher Foundation.

Trustee Mercer announced that during the annual Community College League of California (CCLC) Annual Convention Partner Conferences on November 18-21, 2009, she will have the honor of introducing Mr. Mark Yudof, President, University of California System.

ADJOURNMENT

Motion by Trustee Mercer, seconded by Trustee Park, to adjourn.

Without objection, so ordered.

The regular meeting adjourned at 4:45 p.m.

TYREE WIEDER
Interim Chancellor and Secretary of the Board of Trustees

By: _____
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Mona Field
President of the Board

Date _____ January 13, 2010