

LOS ANGELES COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, May 16, 2007 • 9:00 a.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 was called to order at 9:08 a.m. with Vice President Sylvia Scott-Hayes presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Angela J. Reddock, and Sylvia Scott-Hayes. Absent: Warren T. Furutani (arrived at 9:11 a.m.), Georgia L. Mercer (arrived at 9:11 a.m.), Nancy Pearlman (arrived at 9:11 a.m.). Student Trustee Luis Gomez was not present (arrived at 3:15 p.m.).

Chancellor Darroch F. Young was present.

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

None.

RECESS TO CLOSED SESSION

Motion by Trustee Candaele, seconded by Trustee Field, 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: 4 Ayes

The regular meeting recessed to Closed Session at 9:09 a.m.

(Trustees Furutani, Mercer, and Pearlman arrived at 9:11 a.m.)
(Student Trustee Gomez arrived at 3:15 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the Los Angeles Community College District reconvened at 4:38 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Warren T. Furutani, Georgia L. Mercer, Nancy Pearlman, Angela J. Reddock, and Sylvia Scott-Hayes. Student Trustee Luis Gomez was present.

Chancellor Darroch F. Young was present.

Trustee Furutani offered the Opening Thoughts.

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

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President Mercer requested that Roman Numeral XIII. Reports from the Chancellor and College Presidents be taken out of order.

There being no objection, Roman Numeral XIII. was 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 Chancellor Young and action taken as indicated.

Introduction of the Los Angeles City College Math Club National Champions

Chancellor Young deferred to Dr. Steve Maradian, President, LACC.

Dr. Maradian announced that the LACC Mathematics Program ranked first in the nation in a recent competition. He introduced Mr. Roger Wolf, Chair, Mathematics Department, LACC, and Mr. Anatoliy Nikolaychuk, Mathematics Instructor and Coach of the Mathematics Club, LACC.

Mr. Nikolaychuk introduced the members of the Mathematics Club. He expressed his appreciation to Mr. Wolf for his support.

Mr. Wolf discussed the training process that the Mathematics Club goes through to prepare for the mathematics competition.

Presentation by Los Angeles Valley College Students on Assisting Katrina Victims

Chancellor Young deferred to Dr. Tyree Wieder, President, LAVC.

Dr. Wieder announced that the LAVC Forensics Team placed fifth in a recent statewide competition and placed second in a recent national competition. She introduced Ms. Tara Lake, Professor of African-American Studies, LAVC, and announced that Ms. Lake won the "Apple Award," which is presented by the students of LAVC, for being the best instructor on campus.

Ms. Lake reported that LAVC raised \$16,400 for the New Orleans rebuilding effort. A group of 18 students and three faculty members traveled to New Orleans where they participated in the rebuilding effort, made donations, and created lasting friendships in two hard-hit areas of New Orleans—the 9th Ward and the Uptown District. The students also went on daily learning excursions at which they studied the history and culture of New Orleans as well as the sociological, economic, and ecological impact of the hurricane. She gave a PowerPoint presentation regarding the students' rebuilding efforts and learning experiences. She introduced Ms. Eboni Haynes, LAVC student and native of New Orleans.

Ms. Haynes provided a personal account of her experiences while growing up in New Orleans and the impact that Hurricane Katrina had on the residents.

Chancellor Young and President Mercer expressed their appreciation to all of the students for their efforts.

(Trustee Furutani left at 4:55 p.m.)

MINUTES

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

Regular Meeting and Closed Session – April 11, 2007

APPROVED: 6 Ayes

(Trustee Furutani returned at 4:57 p.m.)

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

Mr. Marvin Zuckerman, Administrators Association, announced that Dr. Charles Bossler, President, Administrators Association, is retiring from this position. He introduced Ms. Allison Jones, the incoming President of the Administrators Association and discussed her educational background.

Ms. Jones indicated that she looks forward to her new role and expressed her appreciation for the appointment.

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Mr. Leon Marzillier, President, District Academic Senate (DAS), announced that the DAS held its election of officers on Thursday, May 10, 2007. He indicated that he is retiring and, therefore, was not up for reelection. The election results are as follows:

Mr. David Beaulieu, President; Ms. Kathleen Bimber, Vice President; Ms. Andrea Echeverri, Secretary; and Ms. Lina Chen, Treasurer.

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Ms. Velma Butler, President, AFT College Staff Guild Los Angeles, discussed her concerns regarding safety issues on the District campuses. She inquired if a report is prepared regarding incidents that occur on the campuses that impact the safety of students and employees.

Chancellor Young responded that periodic reports are provided by the Sheriff's Department that summarize incidents that occur at all nine colleges.

There was discussion regarding what should be done to prevent such incidents from occurring.

Dr. Adriana Barrera, Senior Vice Chancellor, indicated that the Chancellor's Cabinet is meeting on May 30, 2007 to discuss specific issues regarding campus safety.

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Student Trustee Gomez introduced Ms. Eva Jackson, ASO President, LASC, who is the newly elected Student Trustee. He also introduced Ms. Carol Park, Student, Pierce College.

Ms. Park discussed the status of the effort to establish CALPIRG chapters on the nine college campuses.

PUBLIC AGENDA REQUESTS (CATEGORY A)

Oral Presentations

Mr. Craig Jones addressed the Board regarding false allegations.

President Mercer entertained a motion to allocate three minutes for each speaker regarding a Districtwide carpet bid.

There being no objection, the speakers were allocated three minutes each.

The following individuals addressed the Board with their concerns regarding a Districtwide bidding process to provide new carpet for all nine colleges:

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Mr. Kirk Johnston, Mr. Wendell Hadden, Mr. Don Chupik, Mr. Jack Vombaw, and Mr. Russell Archer.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, introduced Mr. Steven Densmore, Attorney, Heyman and Densmore, LLP.

Mr. Densmore addressed the concerns of the public speakers with respect to the quality of the carpet composition.

Mr. Brian Yoo addressed the Board with his concerns regarding misrepresentation of the Pierce College ASO with respect to support of the \$2 opt-in fee for having a CALPIRG chapter on the campus.

Ms. Christine Chavez presented an update regarding the progress of the effort to establish CALPIRG chapters on the campuses. She indicated that CALPIRG has received endorsements from leaders such as California Attorney General Jerry Brown and California Assembly member Karen Bass.

Student Trustee Gomez indicated that there has been both support for opposition to the establishment of CALPIRG chapters on the campuses and the student opt-in fee that would be required.

Trustee Field requested that a document that the Board of Trustees received from Mr. John Clerx, Associate Vice Chancellor, Instructional and Student Support Services, regarding the Districtwide internal management consultation process is provided to everyone who is involved.

Student Trustee Gomez indicated that he would provide this document to all the students who attend the Student Affairs Committee meeting on Friday, May 18, 2007.

Chancellor Young reviewed the consultation process.

Proposed Actions

Com. No. 2/A. Proper Disposal of Electronic Waste

President Mercer indicated that this item has been withdrawn.

Withdrawn.

Com. No. 2/B. Use Eminent Domain to Cancel the Los Angeles Community College 35-Year Lease Commercial Golf Driving Range

Mr. Duke Russell addressed the Board requesting that they take action to use eminent domain to cancel the 35-year lease for the commercial golf driving range at LACC.

REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS

None.

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 of Actions Taken in Closed Session – May 16, 2007

President Mercer 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 that The Ralph M. Brown Act requires to be reported.

Reports of Standing and Special Committees

No reports.

Com. No. BT1. Resolution – In Support of the Community College Governance, Funding Stabilization, and Student Fee Reduction Act (the California Community College Initiative)

Motion by Trustee Scott-Hayes, seconded by Student Trustee Gomez, to adopt Com. No. BT1. as follows:

The following resolution is presented by Trustees Mercer and Scott-Hayes and Student Trustee Gomez:

WHEREAS, California Community Colleges serve 2.4 million students annually through a system of 72 locally established and governed community college districts with 109 colleges within a statewide system; and

- WHEREAS, California Community Colleges need stable funding, predictable student fees, local control, and the ability to provide effective leadership for the system of 109 colleges; and
- WHEREAS, The California Community College Initiative (officially known as the Community College Governance, Funding Stabilization, and Student Fee Reduction Act) would ratify the bilaterally governed community college system by placing it in the State Constitution, thereby securing local governance while enhancing state leadership; and
- WHEREAS, The California Community College Initiative would provide the local community colleges with a secure, stable source of funds that is tied to community college enrollment growth and thus stop the annual competition between K-12 and community college districts for Proposition 98 funding without harming K-12 schools; and
- WHEREAS, The use of the actual community college enrollment growth figure would avoid the artificial funding cap that would otherwise be imposed on community colleges over the next ten years because of declining K-12 enrollment; and
- WHEREAS, The California Community College Initiative has qualified for the February 5, 2008 statewide election; and
- WHEREAS, The California Community College Initiative will provide the Los Angeles Community College District with a significant increase in funding over the next several years; and
- WHEREAS, The California Community College Initiative would not threaten funding for K-12 education in California because primary and secondary education would retain a separate funding mechanism tied to its growth; and
- WHEREAS, The California Community College Initiative would end the "zero-sum" game of the Proposition 98 split, which has resulted in shifting funds from community colleges to K-12 schools under the current provisions of Proposition 98; and
- WHEREAS, The California Community College Initiative would ensure that promises made by the Legislature are kept with a property tax guarantee; and
- WHEREAS, The California Community College Initiative funds the increase to community colleges over the next ten years through natural growth in the state's general fund, without raising taxes; and
- WHEREAS, The California Community College Initiative reduces student fees to \$15 to make them stable and predictable as well as consistent with personal income, and prohibits the Legislature from increasing fees in the future by more than the change in per capita personal income; and
- WHEREAS, The California Community College Initiative would eliminate the possibility of mid-semester fee increases and guarantee that students will have at least 60 days' notice before any fee increase takes effect; and
- WHEREAS, The California Community College Initiative ensures that fee revenue stays with the community colleges for the improvement of education, instead of being diverted to other state programs; and
- WHEREAS, The California Community College Initiative would allow the Board of Governors and Chancellor of the California Community Colleges to hire the senior staff professionals currently appointed by the Governor and thus have the same authority as that provided to the UC President and the CSU Chancellor; and

- WHEREAS, The California Community College Initiative includes provisions in the State Constitution for locally elected governing boards accountable to voters and for a statewide chancellor hired by a board appointed by the governor; and
- WHEREAS, The California Community College Initiative allows locally elected governing boards to overturn unreasonable and costly state regulations by a two-thirds vote; now, therefore, be it
- RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby supports the Community College Governance, Funding Stability, and Student Fee Reduction Act.

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

Com. No. BT2. Resolution – District Classified Employees Retirement

Motion by Trustee Field, seconded by Trustee Pearlman, to adopt Com. No. BT2. as follows:

- WHEREAS, The classified employees identified below have been with the Los Angeles Community College District for many years; and
- WHEREAS, These 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 EMPLOYEE
 April 1, 2007 – April 30, 2007

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Manning	Earnestine	Payroll Assistant	32	City
2 Jacobe	Expedita	Accounting Technician	28	District
3 Sprague	John	Courier	27	District
4 McClain	Arthur	Senior Construction Inspector	12	District
5 Moore	Marzen	Custodian	10	Valley

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

Com. No. BT3. Absence-Hardship Authorization

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt Com. No. BT3. as follows:

That the Board of Trustees of the Los Angeles Community College District compensate Student Trustee Luis Gomez for the Special Board meeting of May 9, 2007 despite his absence pursuant to Board Rule 2104.14.

Background: The Special Board meeting of May 9, 2007 was Closed Session only.

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 Chancellor Young and action taken as indicated.

Introduction of the Los Angeles City College Math Club National Champions

Presentation by Los Angeles Valley College Students on Assisting Katrina Victims

These presentations were taken out of order and made earlier in today's Board meeting.

CONSENT CALENDAR ITEMS

Matters Requiring a Majority Vote

President Mercer 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., PC1., and the Correspondence, and with the limitation that Trustee Pearlman is deemed to have abstained on Com. No. FPD1. Roman Numeral I. Item D.

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt the Consent Calendar Items as amended on Matters Requiring a Majority Vote.

The Trustees discussed the following Consent Calendar agenda items:

Com. No. BF1. Budget and Finance Routine Report

Com. No. BSD1. Business Services Routine Report

Com. No. BSD2. Ratifications for Business Services and Facilities Planning

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

With respect to Roman Numeral I. Authorize Professional Services Agreements Item D. as it relates to a master procurement and services agreement to provide new carpet and carpet maintenance equipment for all District colleges, Trustee Pearlman requested that this item be withdrawn until the next regularly scheduled Board meeting or have it be brought up at the next Infrastructure Committee meeting in order to resolve the concerns that were raised by the public speakers who addressed the Board earlier in today's meeting. She stated that if this item is not withdrawn, she would abstain from voting.

President Mercer inquired if there is any urgency to the timing of this item.

Mr. Eisenberg responded that there are projects in need of carpet and a two-week delay might require purchasing carpet from another company.

Ms. Camille Goulet, General Counsel, requested procedural clarification as to whether Trustee Pearlman would like to abstain on Com. No. FPD1. Roman Numeral I. Item D.

Trustee Pearlman responded that she would abstain on this item.

Ms. Goulet indicated that the motion to adopt the Consent Calendar would include the language that Trustee Pearlman will be deemed to have abstained on Com. No. FPD1. Roman Numeral I. Item D.

With respect to Roman Numeral IV. Ratify Amendments to Professional Services Agreements Item A. as it relates to an amendment to an agreement to provide additional basic design services for the New Education Building Project at the LACC Northeast Campus, Trustee Field requested an explanation as to whether the new architect is going to do what needs to be done in an expeditious manner.

Mr. Eisenberg indicated that he and Dr. Maradian have worked with two architectural teams involved in the project and it is expected that the bidding and construction processes will begin at the end of the summer.

With respect to Roman Numeral II. Authorize Amendments to Professional Services Agreements Item G. as it relates to an amendment to an agreement with PinnacleOne to continue to provide on-call claims consulting services for various projects, President Mercer inquired if these are duplicative consulting services.

Mr. Eisenberg responded that there are situations where contractors believe they are owed extra compensation for the work they perform and they turn in a claim to state their desire for additional compensation outside of their contract. The District has these requests reviewed by experts who then make a recommendation to the District as to whether or not they should accept the request.

The following amendments were noted:

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V. AUTHORIZE CONSTRUCTION CONTRACTS

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~~C. Authorize a contract with Metronome to provide general construction services to upgrade the Campus Information Technology Core Switch (Phase 1A) for the Site Improvements – Campus Wide IT and Telephone Systems project at Los Angeles Southwest College at a cost of \$234,610. 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.~~

Withdrawn.

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XIII. AUTHORIZE RESCISSION OF LEASE AGREEMENT

Authorize rescission of Lease Agreement No. 70277 with Modular Express Construction to lease a modular building for the Campus Improvements – Sheriff Relocation project at West Los Angeles College at a cost of \$57,000.

Background: This agreement was ratified by the Board of Trustees on February 21, 2007 (Com. No. FPD1). ~~It was determined to rescind this agreement due to the decision of the College not to accept the lease option to purchase the modular building at the conclusion of the lease. Payment shall be made to the vendor as a compromise of a claim.~~ Funding is through Proposition A/AA Bond proceeds. Campus Improvements – Sheriff Relocation 19W.7979.03.18. Construction Phase.

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Com. No. HRD1. Personnel Services Routine Report

Com. No. ISD1. Approval of New Educational Program with Four Options/Certificates

Com. No. ISD2. Approval of New Courses

Com. No. PC1. Personnel Commission Actions

Accept Recommended Disposition of Correspondence

Student Trustee Advisory Vote: Aye (Gomez)

ADOPTED: 7 Ayes (Trustee Pearlman abstained from Com. No. FPD1. Roman Numeral I. Item D.)

Matters Requiring a Super Majority Vote

Com. No. BF2. Authorization to Encumber

Com. No. FPD2. Ratify an Emergency Resolution for the Replacement of the Boiler in the Fitness Building (Building J) at Los Angeles Trade-Technical College

Motion by Trustee Scott-Hayes, seconded by Trustee Field, to adopt Com. Nos. BF2. and FPD2.

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

RECOMMENDATIONS FROM THE CHANCELLOR

None.

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. Informative – 2006-2007 Third Quarter Financial Status Report

Com. No. HRD/A. Collective Bargaining Notice Report – District’s Initial Proposal to the Exclusive Representatives of the District’s Employees Regarding Reopeners on Compensation Issues

Com. No. HRD/B. Collective Bargaining Informative – Initial Proposal of the Los Angeles Community College District Administrators’ Unit Represented by California Teamsters Public, Professional & Medical Employees Union Local 911 to the Los Angeles Community College District Regarding Reopener on Compensation Issues of the 2005-2008 Collective Bargaining Agreement

Com. No. HRD/C. Collective Bargaining Informative – Initial Proposal of the AFT College Staff Guild, Local 1521A to the Los Angeles Community College District Regarding Reopener on Compensation Issues of the 2005-2008 Collective Bargaining Agreement

Com. No. HRD/D. Collective Bargaining Informative – Initial Proposal of the Service Employees International Union, Local 99 to the Los Angeles Community College District Regarding Reopener on Compensation Issues of the 2005-2008 Collective Bargaining Agreement

Com. No. ISD/A. Informative – Notification of Student Travel

Presented and noticed by Chancellor Young.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

None.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

Trustee Pearlman reported that she attended the Food and Wine Festival at LAMC on May 12, 2007 at which there were wines from many countries around the world as well as regional foods made by the LAMC Culinary Arts Department. She encouraged everyone to attend this event in the future. She also attended the Excellence in Workforce Development Awards Ceremony and Luncheon at LATTTC on May 9, 2007.

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Ms. Butler announced that the District Wellness Program walking challenge is in its second week. As of today, the total step count for District Office employees is more than 13 million.

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Dr. Roland Chapdelaine, President, LATTTC, announced that a job fair was held at the college this morning at which 125 companies participated.

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Dr. Maradian announced that the groundbreaking ceremony for the LACC Child Development Center will be held on Thursday, May 17, 2007 at 11 a.m.

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Student Trustee Gomez requested the support of the College Presidents to encourage their Associated Students Presidents to attend the Student Affairs Committee meeting of May 18, 2007, which will be his final meeting as Student Trustee.

RECESS TO CLOSED SESSION

Motion by Trustee Scott-Hayes, seconded by Trustee Field, 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).

(Trustees Furutani and Scott-Hayes left at 6:07 p.m.)

APPROVED: 5 Ayes

The regular meeting recessed to Closed Session at 6:08 p.m.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the Los Angeles Community College District reconvened at 7:13 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Warren T. Furutani, Georgia L. Mercer, Nancy Pearlman, Angela J. Reddock, and Sylvia Scott-Hayes. Student Trustee Luis Gomez was not present.

Chancellor Darroch F. Young was present.

Report of Actions Taken in Closed Session – May 16, 2007

President Mercer 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 that The Ralph M. Brown Act requires to be reported.

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 7:15 p.m.

DARROCH F. YOUNG
Chancellor and Secretary of the Board of Trustees

By: _____
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Sylvia Scott-Hayes
Vice President of the Board

Date June 27, 2007