

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, August 11, 2010 • 12:30 p.m.

Los Angeles Trade-Technical College

South Campus Technology Building • Room TE 101 – First Floor

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 12:34 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Absent: Kelly Candaele (arrived at 12:40 p.m.). Interim Student Trustee Rodney D. Robinson was not present (arrived at 3:38 p.m.).

Chancellor Daniel J. LaVista was present.

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

None.

RECESS TO CLOSED SESSION

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

APPROVED: 6 Ayes

The regular meeting recessed to Closed Session at 12:35 p.m.

(Trustee Candaele arrived at 12:40 p.m.)

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:31 p.m. with President Georgia L. Mercer presiding.

On roll call the following members were present: Kelly Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Miguel Santiago. Interim Student Trustee Rodney D. Robinson was not present.

Chancellor Daniel J. LaVista was present.

Trustee Scott-Hayes led the Pledge of Allegiance to the Flag.

(Trustee Santiago arrived at 3:32 p.m.)

APPROVAL OF MINUTES

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

Special Meeting and Closed Session – May 6, 2010

APPROVED: 7 Ayes

President Mercer welcomed Chancellor Daniel J. LaVista to his first Board meeting and expressed her appreciation to Dr. Tyree Wieder for her service as Interim Chancellor.

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

The following individuals welcomed Chancellor Daniel J. LaVista to the District and indicated that they look forward to working with him:

Ms. Joanne Waddell, President, Los Angeles College Faculty Guild; Ms. Sandra Lepore, Executive Secretary, AFT College Staff Guild Los Angeles; Mr. David Beaulieu, President, District Academic Senate; Mr. Joseph Martinez, Lobbyist, SEIU Local 99; and Ms. Allison Jones, President, Administrators' Association.

Mr. Jim Adams, Council Representative, Los Angeles/Orange Counties Building and Construction Trades Council, recommended approval of the 2010-2011 Wage Reopener Agreement between the LACCD and the Los Angeles/Orange Counties Building and Construction Trades Council, which is on today's Board agenda for action (Com. No. HRD2.).

PUBLIC AGENDA REQUESTS (Category A)

Oral Presentations

Ms. Lisa Muñoz, ASO President, Los Angeles Trade-Technical College (LATTC), welcomed Chancellor LaVista to the College and presented him with a shirt from the ASO Board.

Proposed Actions

None.

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 on Actions Taken in Closed Session – August 11, 2010

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.

With regard to the Interim Vice Chancellor of Educational Programs and Institutional Effectiveness position, the Board voted unanimously to appoint Dr. Yasmin Delahoussaye effective August 23, 2010.

With regard to the Interim President for West Los Angeles College (WLAC), the Board voted unanimously to appoint Dr. Rose Marie Joyce effective August 23, 2010.

Both appointees are expected to serve through June 30, 2011, and their contracts are subject to ratification at the next Board meeting as required by The Ralph M. Brown Act.

The Board took no further actions that The Ralph M. Brown Act requires to be reported.

(Interim Student Trustee Robinson arrived at 3:38 p.m.)

Reports of Standing and Special Committees

Trustee Candaele reported on the morning's Budget and Finance Committee meeting at which reports were presented regarding the 2010-2011 Internal Audit Plan Update and the notice of the 2010-2011 Final Budget.

Trustee Pearlman reported on the morning's Infrastructure Committee meeting at which there were presentations regarding three projects at Pierce College—Horticulture/Animal Science Building, Community Services/Agriculture Science Building Renovation, and Stadium ADA Improvements; and the Los Angeles City College (LACC) – Temp Swing Space/Golf Driving Range Remodeling project.

Interim Student Trustee Robinson reported that the Student Trustee election is scheduled for September 22 and 23, 2010. He indicated that the Student Affairs Committee meeting of July 23, 2010 made quorum with eight of the nine ASO/ASU Presidents in attendance.

Com. No. BT1. Conference Attendance Authorizations

The following amendments were made:

...

C. Authorize payment of necessary expenses for Mona Field, Tina Park, Nancy Pearlman, and Sylvia Scott-Hayes, members of this Board of Trustees, to attend the Community College League of California (CCLC) Annual Convention & Partner Conferences to be held on November 18-20, 2010 in Pasadena, California.

D. Authorize payment of necessary expenses for Mona Field, Nancy Pearlman, and Sylvia Scott-Hayes, members of this Board of Trustees, to attend the CCLC Annual Legislative Conference to be held on January 22-25, 2011 in Sacramento, California.

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adopt Com. No. BT1. as amended.

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

Com. No. BT2. Independence Day of South Korea

Trustee Park made the following amendment:

The following resolution is presented by Trustees Park, Santiago, and Pearlman:

WHEREAS, The 15th of August, or the Independence Day of South Korea (*Gwangbokjeol*), commemorates *Victory over Japan Day (V-J Day)*, ~~or the surrender of Japan to Allied forces~~ at the finale of World War II, which officially liberated Korea from decades-long colonization; and

WHEREAS, The Independence Day of South Korea (*Gwangbokjeol*) also honors the formation of the South Korean Republic and the beginnings of the development of Korean historical identity; and

- WHEREAS, The 15th of August is an official national holiday within the country of South Korea, where the day is celebrated with festivals and parades dedicated to the freedom fighters of the country; and
- WHEREAS, The Koreatown District in the city of Los Angeles also celebrates the Independence Day of South Korea (*Gwangbokjeol*) with various festivities, such as the annual hoisting of the national flag of South Korea, cultural arts performances and the triennial ringing of the Korean Bell of Friendship--located at the Koreatown Bell Pavilion; and
- WHEREAS, In the vicinity of the Los Angeles City College services area, Koreatown is located within the Los Angeles Community College District boundaries; and
- WHEREAS, Los Angeles is the home to the largest population of ethnic Koreans around the globe, outside of Asia; now, therefore, be it
- RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby declares the 15th of August as "*Korean Independence Celebration Day*" and encourages residents of the Los Angeles Community College District to join in the festivities and cultural celebration of this day, as well as honor the growing contributions of Koreans to the United States and numerous other nations around the world.

Motion by Trustee Park, seconded by Trustee Santiago, to adopt Com. No. BT2. as amended.

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

Com. No. BT3. Resolution – The American Red Cross

Motion by Trustee Santiago, seconded by Trustee Candaele, to adopt Com. No. BT3. as follows:

The following resolution is presented by Trustees Santiago and Candaele:

- WHEREAS, The American Red Cross is the nation's largest blood bank; and
- WHEREAS, The Southern California Blood Services Region is the area's largest blood bank operation; and
- WHEREAS, The American Red Cross actively recruits donors in our region's high schools and community colleges; and
- WHEREAS, The residents of Southern California are dependent on a safe blood supply in times of need; and
- WHEREAS, The Board of Trustees of the Los Angeles Community College District (LACCD) is supportive of its mission statement and recognizes the need to encourage the LACCD students and stakeholders to donate blood; and
- WHEREAS, The American Red Cross employees who collect blood throughout Southern California are members of SEIU Local 721 and have been negotiating since March for a fair contract that includes safety measures; and
- WHEREAS, The American Red Cross nurses and medical professionals in Southern California who help supply blood for trauma centers, hospitals, and emergency rooms went on strike and were joined by American Red Cross employees in seven states also seeking a nationwide agreement that guarantees blood drives are properly staffed to protect donor and blood safety; and

WHEREAS, As a key educational institution for the training of healthcare workers, the Board of Trustees of the Los Angeles Community College District seeks to ensure that careers for healthcare workers such as those employed by the American Red Cross include access to quality, affordable health insurance coverage; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby goes on record urging the American Red Cross to safeguard our nation's blood supply by providing for safe staffing at blood drives to guarantee the safety of community college student donors at blood drives.

There was discussion regarding the resolution with respect to the issue of urging the American Red Cross to safeguard the nation's blood supply by providing safe staffing at blood drives.

Interim Student Trustee Advisory Vote: Aye (Robinson)

MOTION FAILED: 3 Ayes (Candaele, Pearlman, and Santiago)

4 Abstentions (Field, Mercer, Park, and Scott-Hayes)

Com. No. BT4. Resolution in Support of Democratic Budget Proposal

Motion by Trustee Santiago, seconded by Trustee Candaele, to adopt Com. No. BT4. as follows:

The following resolution is presented by Trustee Santiago:

WHEREAS, California is again facing a huge deficit—a \$17.9 billion general fund shortfall; the ongoing gap in revenues and spending continues to place an undue burden on educators and threatens to compromise the quality of public education in the state; and

WHEREAS, The budget proposal introduced by Assembly Speaker John A. Pérez and Senate President Pro Tempore Darrell Steinberg creates and saves California jobs and provides access to hundreds of thousands of community college students while closing the budget deficit; and

WHEREAS, The Democratic budget proposal protects public school funding, providing \$52 billion in Proposition 98 funding to K-12 schools and community colleges; and

WHEREAS, The Democratic budget proposal provides for \$186 million in additional funding to California's Community Colleges; and

WHEREAS, The approximately \$17 million in additional funding for the Los Angeles Community College District will mean access for approximately 7,000 more students and increased support services to provide for greater student success; and

WHEREAS, The Democratic budget proposal will ensure that \$11.2 billion in maintenance factor funding would be repaid to local school districts and community colleges; this protects tens of thousands of jobs for teachers, aides, and counselors and access for community college students—a step which is good for the local community and the local business community; now, therefore, be it

RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby supports the Democratic budget proposal and encourages the State Legislature and the Governor to adopt this budget without delay.

Trustee Field expressed her concern regarding the language in the resolved that says “. . . supports the Democratic budget proposal . . .”

There was discussion regarding this issue and the possibility of postponing action for 30 minutes in order to work on revised language.

Trustee Scott-Hayes requested that the resolution be tabled until the regularly scheduled Board meeting of August 25, 2010.

Motion by Trustee Scott-Hayes, seconded by Interim Student Trustee Robinson, to table Com. No. BT4. until the regularly scheduled Board meeting of August 25, 2010.

Interim Student Trustee Advisory Vote: Aye (Robinson)

*MOTION TABLED: 6 Ayes (Candaele, Field, Mercer, Park, Pearlman, and Scott-Hayes)
1 No (Santiago)*

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 LaVista and action taken as indicated.

Chancellor LaVista expressed his appreciation for the welcoming remarks that were made to him earlier in today's Board meeting. He discussed the highlights of his first week as Chancellor and his agenda for the coming weeks, which includes an emphasis on student services.

RECOMMENDATIONS FROM THE CHANCELLOR

Ms. Camille Goulet, General Counsel, stated that The Ralph M. Brown Act requires the posting of agenda items 72 hours in advance of the meeting. She further stated that The Ralph M. Brown Act allows actions to be taken on items if a finding is made that there is a need for urgent action and that it came to the attention of the agency after the posting of the agenda.

Com. No. CH1. Make Finding of the Need for Urgent Action

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adopt Com. No. CH1.

Interim Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

Com. No. CH2. Authorize Waiver of Mandated Costs in Exchange for the Removal of Conditions on Funding

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adopt Com. No. CH2.

Interim Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED: 7 Ayes

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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 Interim Student Trustee's vote shall not apply to HRD1., HRD2., and the Correspondence, and with the limitation that Trustee Candaele is deemed to have abstained on Com. No. HRD2.

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

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

The Trustees discussed the following Consent Calendar Items:

Com. No. BSD1. Business Services Routine Report

Com. No. BSD2. Ratifications for Business Services

Chancellor LaVista noted that the following item was duplicated in the Board report and that the second service agreement needs to be deleted as follows:

...

C. SERVICE AGREEMENTS

...

~~4500148122 Valley. Agreement with CG Con, Inc. to provide consulting, planning, support services to coordinate and execute up to eight conferences in California, in alignment with the goals and objectives and as required by the Entertainment Industry Training Collaborative (EITC) grant during the period May 1, 2010 to December 31, 2010, inclusive. Total cost: \$60,000.~~

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

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, noted the following amendment:

...

XI. AUTHORIZE DESIGN-BUILD AGREEMENTS

A. Authorize a Design-Build agreement with Bernards Bros., Inc. to provide design and construction services for the Student Union, Astronomy, Infrastructure, Landscaping, and Security (SAILS) project at Los Angeles Harbor College during the period August 12, 2010 through Final Completion at a cost of ~~\$63,464,000~~ \$65,198,000.

Com. No. FPD2. Master Procurement Agreement for Compostable Food Waste Decomposers

Com. No. HRD1. Personnel Services Routine Actions

Com. No. HRD2. Approve Memorandum of Understanding for 2010-2011 Wage Reopener Agreement Between Los Angeles Community College District ("District") and Los Angeles/Orange Counties Building and Construction Trades Council ("Council")

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

Correspondence

Accept recommended disposition of Correspondence.

The Interim Student Trustee's vote shall not apply to HRD1., HRD2., and the Correspondence.

Interim Student Trustee Advisory Vote: Aye (Robinson)

ADOPTED AS AMENDED: 7 Ayes

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR (continued)

Public Hearing on a Resolution of the Board of Trustees of the Los Angeles Community College District to Certify the Environmental Impact Report Addendum for the Los Angeles Harbor College Facilities Master Plan Update and on a Resolution of the Board of Trustees to Approve the Los Angeles Harbor College 2010 Facilities Master Plan Update

President Mercer indicated that the Board will now conduct a public hearing on the Master Plan Update and Addendum to the Environmental Impact Report for Los Angeles Harbor College (LAHC).

Mr. Marvin Martinez, President, LAHC, presented an overview of the LAHC EIR.

Public Comment

None.

President Mercer declared the public hearing closed.

Com. No. FPD3. Certify and Approve the Los Angeles Harbor College Facilities Master Plan Final Environmental Impact Report Addendum and 2010 Facilities Master Plan Update

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

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

Public Hearing on a Resolution of the Board of Trustees of the Los Angeles Community College District to Certify the West Los Angeles College 2010 Final Supplemental Environmental Impact Report and on a Resolution of the Board of Trustees of the Los Angeles Community College District to Approve the West Los Angeles College 2009 Facilities Master Plan Update

President Mercer indicated that the Board will now conduct a public hearing on the Master Plan Update and Supplemental Environmental Impact Report for West Los Angeles College (WLAC).

Ms. Betsy Regalado, Acting President, WLAC, presented an overview of the WLAC 2010 Final SEIR and the 2009 Facilities Master Plan.

(Trustee Park left at 4:57 p.m.)

Public Comment

Ms. Goulet recommended that the Board take action to allocate two minutes per speaker regarding the WLAC Final SEIR.

Motion by Trustee Field, seconded by Trustee Santiago, to allocate two minutes per speaker.

Interim Student Trustee Advisory Vote: Aye (Robinson)
APPROVED: 6 Ayes

Dr. Khin Khin Gyi expressed her concern regarding the lack of transportation onto the WLAC campus and the need for noise mitigation measures.

(Trustee Park returned at 5:00 p.m.)

The following individuals spoke in opposition to the WLAC Final SEIR:

Mr. John Kuechle, Ms. Wena Dows, Mr. Kenneth Kutcher, and Culver City Council Member Scott Malsin.

The following individuals spoke in support of the WLAC Final SEIR and the Facilities Master Plan Update:

Ms. Michelle Long-Coffee, Mr. Jim Adams, Mr. David Kersh, Ms. Rebecca Tillberg, Mr. Preston Cope, Mr. Paul Hogan, Mr. Paul Brenier, Mr. Kevin Zierden, Mr. Sergio Ramos, Mr. Ahmed Mohsin, Mr. Scott Stamler, and Mr. Haris Hadzic.

President Mercer declared the public hearing closed.

Com. No. FPD4. Certify the West Los Angeles College 2010 Final Supplemental Environmental Impact Report and Approve the West Los Angeles College 2009 Facilities Master Plan Update

Motion by Trustee Scott-Hayes, seconded by Interim Student Trustee Robinson, to adopt Com. No. FPD4.

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

Public Hearing on a Resolution of Necessity Authorizing Acquisition of an Approximately 12,622 Square Foot Slope Easement in Part of Los Angeles County Assessor Parcel No. 4204-017-008 for a Second Access Road to West Los Angeles College Campus

President Mercer indicated that the Board will now conduct a hearing on the adoption of a resolution of necessity authorizing the acquisition of a non-exclusive permanent slope easement in real property located in the County of Los Angeles, California. She read language regarding the process to be followed during the public hearing.

Mr. Eisenberg presented an overview regarding the resolution of necessity.

Public Comment

None.

President Mercer declared the public hearing closed.

Com. No. FPD5. Adopt a Resolution of Necessity Authorizing Acquisition of an Approximately 12,622 Square Foot Slope Easement in Part of Los Angeles County Assessor Parcel No. 4204-017-008 for a Second Access Road to West Los Angeles College Campus

Motion by Trustee Scott-Hayes, seconded by Interim Student Trustee Robinson, to adopt Com. No. FPD5.

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

NOTICE REPORTS AND INFORMATIVES

Com. No. BF/A. [Notice] Adoption of 2010-2011 Final Budget

Noticed by Chancellor LaVista.

Com. No. CH/A. [Notice] Adopt Board Rule 101208. Delegation of Authority to College Presidents for Management of Child Development Centers

President Mercer noted that Com. No. CH/A. has been withdrawn.

Withdrawn.

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

Presented by Chancellor LaVista.

PUBLIC AGENDA REQUESTS (Category B)

Oral Presentations

On behalf of the Van de Kamps Coalition, Ms. Laura Gutierrez and Ms. Miki Jackson addressed the Board regarding the Van de Kamp Innovation Center.

Ms. Kari Thumlert addressed the Board regarding matters at Pierce College.

Proposed Actions

None.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS

None.

ADJOURNMENT

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adjourn.

Without objection, so ordered.

The regular meeting adjourned at 5:58 p.m.

DANIEL J. LAVISTA
Chancellor and Secretary of the Board of Trustees

By: _____
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Georgia L. Mercer
President of the Board

Date September 15, 2010