



Board of Trustees

Los Angeles Community College District
770 Wilshire Blvd., Los Angeles, CA 90017 (213) 891-2000

AGENDA

ORDER OF BUSINESS - REGULAR MEETING

Wednesday, January 25, 2012

Closed Session 12:30 p.m.

Public Session 3:30 p.m.

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

- I. Roll Call (12:30 p.m.)
- II. Requests to Address the Board of Trustees – Closed Session Agenda Matters
- III. 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.
- IV. Reconvene Regular Meeting (3:30 p.m.)
- V. Roll Call
- VI. Flag Salute
- VII. Reports from Representatives of Employee Organizations at the Resource Table
- VIII. Approval of Minutes: Regular Meetings and Closed Sessions, December 7, 2011 and December 14, 2011
- IX. Public Agenda Requests
 1. Oral Presentations
 2. Proposed Actions
- X. Reports from the Chancellor
 - Reports from the Chancellor regarding District activities or pending issues
 - Pierce College's 2011 Women's Volleyball State Championship Team
- XI. Reports and Recommendations from the Board
 - Report on Actions Taken in Closed Session – January 25, 2012
 - Reports of Standing and Special Committees
 - BT1. Nominations to the California Community College Trustees (CCCT) Board of Directors 2012
 - BT2. Conference Attendance Authorization
- XII. Consent Calendar
 - Matters Requiring a Majority Vote
 - BF1. Adopt Non-Resident Tuition
 - BF2. Receipt of General Obligation Bond Financial Audit
 - BF3. Receipt of Annual Audit

ORDER OF BUSINESS

January 25, 2012

Page 2

- XIII. Recommendations from the Chancellor – None
- XIV. Recess to Capital Construction Committee
 - A. Roll Call
 - B. Public Speakers
 - C. Presentations/Initiative Reviews
 - Presentation of Independent Review Panel Report
 - D. New Business
 - E. Adjourn Capital Construction Committee
- XV. Reconvene Regular Meeting of the Board of Trustees
- XVI. Roll Call
- XVII. Notice Reports and Informatives – None
- XVIII. Announcements and Indications of Future Proposed Actions
- XIX. Adjournment

Next Regularly Scheduled Board Meeting
Wednesday, February 8, 2012
(Public Session scheduled for 3:30 p.m.)
Los Angeles Harbor College
1111 Figueroa Place
Wilmington, CA 90744

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

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

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



Board of Trustees

LOS ANGELES COMMUNITY COLLEGE DISTRICT
770 Wilshire Boulevard, Los Angeles, CA 90017 213/891-2000

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, January 25, 2012
12:30 p.m.

Educational Services Center
770 Wilshire Blvd.
Los Angeles, CA 90017

- I. **Public Employment**
(pursuant to Government Code section 54957)
 - A. President, East Los Angeles College
 - B. Vice Chancellor, Human Resources

- II. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - A. District Negotiators: Ken Takeda
Employee Unit: Building and Trades
 - B. District Negotiators: Sue Carleo
Employee Unit: Academic Administrators
 - C. District Negotiators: Mary Gallagher
Employee Unit: Clerical/Technical
 - D. District Negotiators: Michael Shanahan
Employee Unit: Supervisory
 - E. District Negotiators: Michael Shanahan
Employee Unit: Local 99

- III. **Public Employee Discipline/Dismissal/Release/Charges/Complaints**
(pursuant to Government Code section 54957)
- IV. **Conference with Legal Counsel - Existing Litigation**
(pursuant to Government Code section 54956.9 (a))
 - A. *Rosa Aguirre v. LACCD*
 - B. *Scott Lowery v. LACCD*
 - C. *FTR International v. LACCD*
- V. **Conference with Legal Counsel - Anticipated Litigation**
(pursuant to Government Code section 54956.9 (b))
 - A. Taisei Construction Property Damage Claim
 - B. Discrimination Appeal at Southwest
 - C. Potential Litigation: 2 matters
- VI. **Discussion with Real Property Negotiator as may be announced prior to closed session** (pursuant to Government Code section 54956.8)
- VII. **Other litigation matters as may be announced prior to the closed session**
(pursuant to Government Code section 54956.9)



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BT1

Division

Board of Trustees

Date: January 25, 2012

Subject: **NOMINATIONS TO THE CALIFORNIA COMMUNITY COLLEGE TRUSTEES (CCCT) BOARD OF DIRECTORS 2012**

I move to nominate _____ as a candidate to serve on the California Community College Trustees Board of Directors for 2012.

Background: The California Community College Trustees (CCCT) board serves a major role within the Community College League of California. Meeting five times a year, the twenty-one member board provides leadership and direction to ensure a strong voice for locally elected governing board members.

From January 1 through February 15, 2012, nominations for membership on the CCCT board will be accepted in the League Office. Nominations are to be made by a member district board of trustees, and each district may nominate only members of its board.

Each nominee must be a local community college district trustee, other than the student trustee, and must have consented to be nominated. Only one trustee per district may serve on the board.

The election of members of the CCCT board will take place between March 10, 2012 and April 25, 2012. Each member district board of trustees will have one vote for each vacancy on the CCCT board. Seven persons will be elected to the board this year; six incumbents are eligible to run for reelection. CCCT Board members are elected by the institutional member governing boards for alternate three-year terms. No CCCT Board member shall serve more than three (3) terms consecutively.

Election results will be announced at the CCCT annual conference. The newly elected members of the board will assume their responsibilities at the conclusion of the annual conference, May 6, 2012.

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Santiago _____
Field _____	Svonkin _____
Park _____	Veres _____
Pearlman _____	Vacant _____
	Student Trustee Advisory Vote



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BT2	Division	Board of Trustees	Date: January 25, 2012
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Subject: **CONFERENCE ATTENDANCE AUTHORIZATION**

Authorize payment of necessary expenses for Steve Veres, member of this Board of Trustees, to attend the Community College League of California Effective Trusteeship Workshop January 27-29, 2012 and the Annual Legislative Conference to be held on January 29-30, 2012 in Sacramento, California.

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Santiago _____
Field _____	Svonkin _____
Park _____	Veres _____
Pearlman _____	Vacant _____
	Student Trustee Advisory Vote



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BF1

BUSINESS AND FINANCE

Date: January 25, 2012

Subject: ADOPT NON-RESIDENT TUITION

Adopt non-resident tuition for the 2012-13 fiscal year of \$190 per semester unit for students attending the District colleges who are non-residents of the State, and a capital outlay fee of \$22 per semester unit for foreign students.

Background: Education Code Section 76140 requires each district Board to establish a non-resident tuition fee no later than February 1 of each year for the succeeding fiscal year. District may use any of the following methods for establishing the fee:

1. The statewide average cost per FTES calculated for FY2010-11, to include projected increase in U.S. Consumer Price Index (USCPI), is \$179 per semester unit; or
2. LACCD's cost per FTES calculated based on the above formula, is \$179 per semester unit; or
3. Any one of a contiguous district's rate as permitted under SB 646, Chapter 317, Statutes of 1983; or
4. Rate not higher than District's cost, nor lower than the statewide average cost as provided by Chapter 985, Statutes of 1989 (SB 716).
5. Rate not higher than District's average cost with 10% or more non-credit FTES; or
6. Highest Years Statewide Average tuition. The greater amount of statewide nonresident tuition from 2007-08 through 2012-13, which is from 2009-10 at \$190 per semester unit or \$127 per quarter unit; or
7. No more than average nonresident tuition fee of with cost of living comparable to California. Not greater than the 2010-11 average nonresident tuition fee of public community colleges in a minimum of 12 states comparable to California in cost of living. This average is calculated to be \$331 per semester unit or \$221 per quarter unit.

Recommended by:
Adriana D. Barrera, Deputy Chancellor

Approved by:
Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Santiago _____
Field _____	Svonkin _____
Park _____	Veres _____
Pearlman _____	Vacant _____
	Student Trustee Advisory Vote

Board of Trustees

Los Angeles Community College District

Com. No. BF1	Division: BUSINESS AND FINANCE	Date: October 6, 2010
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Additionally, the District, pursuant to ECS 76141 (enacted by AB 2055, Chapter 853, Statutes of 1991), has the capacity to charge foreign students an amount not to exceed District's capital outlay per FTES for the preceding year. This additional fee cannot exceed fifty percent (50%) of non-resident fees established by the District and must be expended for capital outlay purposes. The District's capital outlay cost per FTES is \$22 per semester unit.

The current fiscal year 2011-12 non-resident tuition rate is \$190 plus a \$17 nonresident capital outlay fee for a total of \$207. The District's calculated cost for fiscal year 2011-12, using actual base year (FY2010-11) FTES, is \$178. Staff recommends that the District adopt the non-resident tuition fee of \$190 per semester unit based on the Highest Years Statewide Average tuition. The greater amount of statewide nonresident tuition from 2007-08 through 2012-13, which is from 2009-10 at \$190 per semester unit or \$127 per quarter unit (*ECS 76140(e) (1) (B)*). Staff also recommends that the District adopt the non-resident capital outlay fee of \$22 per semester unit based on the District's cost per FTE's.

The FY2012-13 calculated costs for the following contiguous districts are:
Cerritos - \$165 El Camino - \$183 Glendale - \$178 Long Beach - \$179
Pasadena - \$172 Rio Hondo - \$178 Mt. San Antonio - \$159 Santa Monica - \$179 and Ventura - \$176. Refer to Exhibit I for a comparison of non-resident tuition and capital outlay fees.

LOS ANGELES COMMUNITY COLLEGE DISTRICT
LACCD'S CONTIGUOUS DISTRICTS NON-RESIDENT TUITION AND CAPITAL OUTLAY RATES (NOT ADOPTED BY BOARD)

District	FY 2011-12				FY 2012-13				Notes
	Non-Resident Tuition		Capital Outlay	Capital Outlay	Non-Resident Tuition		Capital Outlay	Capital Outlay	
	Cost	Actual	Cost	Actual	Cost	Proposed Rate	Cost	Proposed Rate	
CERRITOS	158	176	39	39	165	179	29	29	(B)
EL CAMINO	171	179	35	35	183	179	48	32	(B)
GLENDALE	153	181	5	5	178	181	25	9	(A)
LONG BEACH	183	183	5	5	179	179	8	8	(A)
LOS ANGELES	178	190	17	17	179	190	22	22	(A)
MT. SAN ANTONIO	160	183	34	31	159	184	33	33	(B)
PASADENA	170	202	16	16	172	207	11	11	(B)
RIO HONDO	165	183	0	0	178	*	*	*	
SANTA MONICA	174	217	22	22	179	230	19	19	(B)
VENTURA	174	174	14	14	176	*	*	*	(B)
STATEWIDE	183				179				

Notes:

(A) Excludes Bond funds for Capital Outlay Rate

(B) Includes Bond funds for Capital Outlay Rate

* District has not provided a proposed Tuition and Capital outlay rate as of 1/17/12



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BF2

BUSINESS AND FINANCE

Date: January 25, 2012

Subject: RECEIPT OF GENERAL OBLIGATION BOND FINANCIAL AUDIT

Accept the following:

1. The annual General Obligation Bond Financial Audit completed by the firm of KPMG L.L.P. for the 2010-2011 fiscal year.

Background: An annual General Obligation bond financial audit of the District's Proposition A, Proposition AA, and Measure J bond program is conducted every fiscal year by independent contract auditors as required by California Constitutional Article 13A and Education Code 15278 and reported to the Board of Trustees.

The audit report received an "unqualified" opinion which means that the general purpose financial statements referred to in the audit present fairly, in all material respects, the financial position of the District as of June 30, 2011, and the results of its operations for the year then ended in conformity with generally accepted accounting principles.

Recommended by: *Adriana D. Barrera*
Adriana D. Barrera, Deputy Chancellor

Approved by: *Daniel J. LaVista*
Daniel J. LaVista, Chancellor

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Santiago _____
Field _____	Svonkin _____
Park _____	Veres _____
Pearlman _____	Vacant _____
	Student Trustee Advisory Vote



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BF3

Division: BUSINESS AND FINANCE

Date: January 25, 2012

Subject: RECEIPT OF ANNUAL AUDIT

Accept the annual independent audit of the District's financial records and accounts, including all student financial aid programs, for the 2010-2011 fiscal year completed by the firm of KPMG L.L.P.

Background: An annual financial audit of the District is conducted every fiscal year by independent contract auditors as required by Education Code Sec. 84040 and reported to the Board of Trustees.

The audit report received an "unqualified" opinion, which means that the general purpose financial statements referred to in the audit present fairly, in all material respects, the financial position of the District as of June 30, 2011, and the results of its operations for the year then ended in conformity with generally accepted accounting principles.

Ten copies of the District's report will be provided to each campus and a copy forwarded to the exclusive representative of each organizations and the Academic Senate.

Recommended by: *Adriana D. Barrera*
Adriana D. Barrera, Deputy Chancellor

Approved by *Daniel J. LaVista*
Daniel J. LaVista, Chancellor

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Santiago _____
Field _____	Svonkin _____
Park _____	Veres _____
Pearlman _____	Vacant _____
	Student Trustee Advisory Vote