

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, September 11, 2013 • 3:30 p.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 (LACCD) was called to order at 3:32 p.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.

Trustee Eng led the Pledge of Allegiance to the Flag.

President Santiago noted that, unfortunately, September 11 is a date that will not be forgotten because of the incidents that occurred in 2001. He requested that Trustee Svonkin present comments on behalf of the Board.

Trustee Svonkin indicated that 12 years ago, the nation was the target of a terrorist attack. He requested that a few moments be taken to remember the brave men and women who serve the United States around the world, the first responders who tried to save lives after the attacks, and the family members of those who lost their lives. He requested a moment of silence.

On behalf of the Board, Trustee Svonkin requested that the Board meeting be adjourned in the memory of all of the victims and the first responders who lost their lives.

APPROVAL OF MINUTES

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

Regular Meeting and Closed Session – August 7, 2013
Regular Meeting and Closed Session – August 21, 2013

Student Trustee Advisory Vote: Aye (Griggs)

APPROVED: 7 Ayes

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

The following individuals reported from the Resource Table:

Ms. Joanne Waddell, President, Los Angeles College Faculty Guild, and Mr. Donald Gauthier, President, District Academic Senate.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

Mr. Farley Herzek, Interim President, Los Angeles Harbor College (LAHC), announced that on Tuesday, September 10, 2013, LAHC held a College and University Transfer Fair, at which 57 universities were present to advise the students regarding transfer opportunities. He further announced that on Friday, September 13, 2013, LAHC would be holding its annual Athletics Hall of Fame Dinner.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

Mr. Chuck Dirks addressed the Board regarding the importance of security on campus.

The following individuals addressed the Board regarding Com. No. PC1. Personnel Commission Actions with respect to the proposed action to approve star rated salaries for four SAP employees:

Ms. Amy Fan, Ms. Mary Dolan, and Mr. Norm Rille.

Mr. Rille distributed documents entitled "Analysis of Spend History with Phoenix Consulting" and "SAP Headcount: Employees vs Consultants, last 5 Years."

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Eng reported on the Legislative & Public Affairs Committee meeting. He indicated that two bills—AB 103 and SB 97—were amended in Sacramento on September 6, 2013 after the Board agenda and the Legislative & Public Affairs Committee agenda were posted. He stated that The Ralph M. Brown Act allows the Board to add an item to the agenda with a finding of both late notice and urgency by a two-thirds vote of the Board or by a unanimous vote if fewer than five Board members are present. He indicated that, based on this, the Legislative & Public Affairs Committee voted to support the passage and chaptering of AB 103 and SB 97 (both of which are entitled School Finance: Local Control Funding Formula).

Motion by Trustee Eng, seconded by Trustee Pearlman, that the Board make a finding that there is a need for immediate action on AB 103 and SB 97 and that this came to the agency's attention after the Board agenda was posted.

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

Motion by Trustee Eng, seconded by Trustee Pearlman, that the Board adopt the Legislative & Public Affairs Committee's recommendation that the Board support AB 103 and SB 97 in the Legislature and through chaptering.

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

President Santiago expressed his appreciation to Trustee Eng for his efforts with respect to the two legislative bills.

Trustee Svonkin reported on the Budget & Finance Committee meeting.

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.

There being no objection, President Santiago indicated that Com. Nos. BT2., BT3., and BT6. would be acted upon together.

Com. No. BT2. Amend Board Rules Chapter XVII – Board Rules 17002 and 17004

Com. No. BT3. Conference Attendance Authorization

Addendum – Com. No. BT6. Trustee Authorizations

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. Nos. BT2., BT3., and BT6.

Student Trustee Advisory Vote: Aye (Griggs)

ADOPTED: 7 Ayes

Com. No. BT1. District Classified Employees Retirement

Motion by Trustee Veres, seconded by Trustee Field, 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

<u>Last Name</u>	<u>First Name</u>	<u>Job Classification</u>	<u>Years of Service</u>	<u>Location</u>	<u>Retirement Date</u>
Clark	Carolyn	Registrar	40	Trade-Tech	8/4/13
Santillanes	Patrick	Sign Language Interpreter Specialist II	35	Trade-Tech	6/30/13
Karp	Richard	Electrician	33	City	7/29/13
Zankich	Mark	College Enterprise Manager	33	Harbor	7/31/13
Evans	Melvin	Custodian	33	Valley	7/28/13
Meldrum	Melody	Office Assistant	22	City	6/28/13
Eisner	Rhonda	Instructional Assistant, Language Arts	16	Valley	6/14/13

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

Com. No. BT4. Resolution – In Recognition of Elliot Axelband

Motion by Trustee Svonkin, seconded by Student Trustee Griggs, to adopt Com. No. BT4. as follows:

- WHEREAS, Elliot Axelband is a strong supporter of West Los Angeles College and a member of its College Citizens' Committee; and
- WHEREAS, Dr. Axelband was appointed to the District Citizens' Oversight Committee (DCOC) on September 9, 2009; and
- WHEREAS, In February of 2011, Dr. Axelband agreed to serve as the DCOC Vice Chair; and
- WHEREAS, In June 2012, he was appointed by Chancellor Daniel LaVista to serve as DCOC Chair; and
- WHEREAS, In his capacity as Chair, Dr. Axelband worked with members of his committee, the Board of Trustees, Chancellor LaVista, and the Build—LACCD team, making the DCOC a relevant and influential partner in the program; and
- WHEREAS, As Chair, he established a new routine for the committee, moving it out of the Board Room and onto the campuses, giving the DCOC more visibility and a louder voice; and
- WHEREAS, He led the effort to produce a comprehensive and informative annual DCOC report as required by law; and
- WHEREAS, He has been an invaluable conduit between the District's bond construction program and the taxpayers of his community; and
- WHEREAS, He has served in his position honorably and effectively; now, therefore, be it
- RESOLVED, That the Board of Trustees and the Chancellor of the Los Angeles Community College District hereby recognize Elliot Axelband for his unwavering dedication and masterful leadership; and be it further
- RESOLVED, That the Board of Trustees and the Chancellor of the Los Angeles Community College District hereby extend their gratitude to Elliot Axelband for his service and wish him well in the future.

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

Addendum – Com. No. BT5. Resolution – Texting and Driving Proclamation

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. BT5. as follows:

The following resolution is presented by Trustee Santiago:

- WHEREAS, One year ago, the Los Angeles Community College District Board of Trustees unanimously approved a resolution admonishing automobile drivers from texting while driving; and
- WHEREAS, A recent AT&T survey shows business commuters know that texting while driving is unsafe; and

- WHEREAS, They still engage in these behaviors; and
- WHEREAS, Six in 10 commuters said that they never texted while driving three years ago; and
- WHEREAS, The AT&T survey shows that 49 percent of commuters self-report texting while driving, compared to 43 percent of teens; and
- WHEREAS, 98 percent of those surveyed said that sending a text or email while driving is not safe; now, therefore, be it
- RESOLVED, That the Board of Trustees of the Los Angeles Community College District hereby proclaims September 19, 2013 as "It Can Wait – No Texting While Driving Pledge Day."

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

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Reports from the Chancellor Regarding District Activities or Pending Issues

- Faculty Teaching & Learning Academy

Interim Chancellor Barrera indicated that the purpose of the Faculty Teaching & Learning Academy (FTLA) presentation is to honor and recognize the faculty who participated during the previous year in an initiative that has as its goals to explore and test methods of teaching and learning, to facilitate the design of new classroom approaches to student success, and to increase knowledge and skills in a variety of new learning technologies. She introduced Ms. Deborah Harrington, Dean, Student Success, and indicated that Ms. Harrington is a founder of the FTLA.

Ms. Harrington gave a PowerPoint presentation regarding FTLA. She introduced Ms. Deanna Heikkinen, Assistant Professor of Humanities, Los Angeles Valley College (LAVC).

Ms. Heikkinen continued the PowerPoint presentation.

Ms. Harrington acknowledged Mr. Edouard Tchertchian, Instructor of Mathematics, Los Angeles Pierce College (LAPC), who created a video regarding technology that is being used for instructional purposes in the FTLA. She presented the video.

- Update on Information Technology – SAP

Interim Chancellor Barrera indicated that a study of the District's SAP positions was recently conducted. She introduced Ms. Karen Martin, Director, Personnel Commission, and requested that Ms. Martin discuss the process, methodology, and outcomes of this study.

Ms. Martin distributed a document entitled "Technology Staffing Presentation." She gave a PowerPoint presentation and discussed the document with respect to highlights of the LACCD SAP journey, technology organization, LACCD ERP (enterprise resource planning) journey – consultants, LACCD SAP journey – internal staffing, duties and responsibilities by job class, goals of the study, correctly classify work being done, identify new jobs needed to support current and future projects, establish competitive salaries, reduce reliance on consultants, create career paths, starved rate concept, starved rate impact, future staffing, SAP unit organization, cost summary, and summary of IT expenditures by location.

Interim Chancellor Barrera expressed her appreciation to Ms. Martin for her presentation. She introduced Mr. Jorge Mata, Chief Information Officer, Information Technology.

Mr. Mata distributed a document entitled "LACCD Information Technology Report." He gave a PowerPoint presentation and discussed the document with respect to source of data, full-time equivalent students and employees, total budget: management information systems, lowest IT cost per FTES, LACCD compared to state average FTES (students), LACCD compared to state average FTE (employees), SAP project: electronic paystub, SAP project: retirement reporting project, projects 2013-2014, and example of planned SAP project: 2013-2014 Enterprise Content Management System.

Interim Chancellor Barrera expressed her appreciation to Mr. Mata for his presentation.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Motion by Trustee Veres, seconded by Trustee Moreno, 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., FPD4., and PC1.

President Santiago indicated that each Consent Calendar item would be voted on individually.

There being no objection, the motion to adopt the Consent Calendar was withdrawn.

Com. No. BSD1. Ratifications for Business Services

Motion by Trustee Veres, seconded by Trustee Moreno, to adopt Com. No. BSD1.

Trustee Svonkin requested that each ratification contract item include information regarding the cancellation clause.

Ms. Camille Goulet, General Counsel, indicated that the District's existing standard contract forms include a standard provision of a 30-day termination. She stated that she has no way of knowing which agreements include this provision.

Trustee Svonkin requested that in the future, the cancellation information be included in any contract ratification items that do not have the standard 30-day termination provision.

With respect to Item Q. Short-Term Agreements Prepared at Site Locations for Services, Rental & Maintenance of Equipment, and License & Maintenance of Software \$5,000 or Less per Year, Agreement Number 4500187562 as it relates to an agreement between West Los Angeles College (WLAC) and AT&T Mobility to provide five cell phones for the Academic Affairs Department, Trustee Pearlman expressed her concern that the District would be paying for cell phones for some employees, but not for others. She requested that this item be separated for the vote.

There being no objection, Item Q. Agreement Number 4500187562 was separated for the vote.

With respect to Item P. Special Grant Funded Agreements, Agreement Numbers 4500190149 and 4500190152 as they relate to agreements with the State of California Department of Education for that agency to fund the Child Development Centers Districtwide, Trustee Moreno inquired as to why the dollar amounts in each item vary among the nine colleges.

Dr. Yasmin Delahoussaye, Interim President, Los Angeles Southwest College (LASC), and former Vice Chancellor, Educational Services and Institutional Effectiveness, indicated that she would research this and provide a response to the Board.

Student Trustee Advisory Vote: Aye (Griggs)

ADOPTED WITH THE EXCEPTION OF ITEM Q. AGREEMENT NUMBER 4500187562: 7 Ayes

Motion by Trustee Veres, seconded by Trustee Svonkin, to adopt Com. No. BSD1. Item Q. Agreement Number 4500187562.

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

Com. No. BSD2. Business Services Routine Report

President Santiago noted the following amendments:

...

II. AUTHORIZE FOOD SERVICE TRUCKS

~~Authorize contracts with food truck vendors to provide food and beverage services at Los Angeles Valley College to students, staff and visitors during the period of August 26, 2013 to December 31, 2013 with the option to renew for an additional six (6) months on the following days and times:~~

~~Monday through Thursday 7:00 am to 7:00 pm~~

~~Fridays 7:00 am to 1:00 pm~~

~~Vendor: Placeholder~~

~~**Background:** The Los Angeles Valley College Cafeteria and food court is currently under construction and the college does not have food or beverage services for students or staff until construction is complete. Food trucks will be located on the west side of the engineering building and west side of campus center in front of the bookstore near north end of the building. A rate comparison was conducted reviewing the practices of other colleges and venues and have determined a fair market value for each of \$500 per month.~~

Withdrawn.

III. AUTHORIZE JOINT EDUCATION LEASE AGREEMENT

...

Motion by Trustee Veres, seconded by Trustee Field, to adopt Com. No. BSD2. as amended.

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

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

President Santiago noted the following amendments:

Com. No. FPD1.

I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

~~Authorize an agreement with certain firms to provide environmental services on a Task Order basis to be issued incrementally at the direction of the Program Manager District-wide.~~

Withdrawn.

II. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICES AGREEMENTS

~~J. Authorize Amendment No. 1 to contract 50306 with Gonzalez Goodale Architects to provide continued design services on a Task Order basis to be issued incrementally at the direction of the Program Manager District-wide.~~

Withdrawn.

Com. No. FPD1. – Resource Document

I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

Action

~~Authorize an agreement with the following firms listed below to provide environmental services on a Task Order basis to be issued incrementally at the direction of the Program Manager District-wide from September 12, 2013 through September 11, 2016 at a cost not to exceed \$83,000 per firm inclusive of eligible reimbursable expenses.~~

Firm Name
AE Incorporated
The Converse Professional Group
Ellis Environmental Management, Inc.
Environmental & Occupational Risk Management, Inc.
Geocor West, Inc.
Ninyo & Moore Geotechnical & Environmental Sciences Consultants
Parsons Environment & Infrastructure Group Inc.
Rincon Consultants, Inc.
Tabbara Corporation
Tetra Tech, Inc.
The Planning Center
TRC Solutions, Inc.

Background

~~The above firms have been selected through a competitive Request for Proposal process that was advertised for two weeks.~~

~~The purpose of the Request for Proposals is to establish Task Order-based Agreements for environmental services which include the following: Phase I and II Environmental Site Assessments; environmental sampling; historical site assessments; site reconnaissance; research and assessments of lead, asbestos, and hazardous materials, and other environmental services that are not public works as needed. Each agreement will be available for use District-wide with individual Task Order to be issued by the Program Manager as needed.~~

Of the 36 proposals received, 31 were determined to be responsive and were then evaluated by the evaluation committee ("Committee"). This Committee was composed of the Program Management Design Manager, Facilities Project Manager, and Special Projects Manager. As a result of this comprehensive review and selection process the above firms are recommended for award of an Agreement.

Award History

FIRM NAME	Previous Number of Agreements Awarded through the Bond Program and Cumulative Value
AE Incorporated	Ten previous awards; \$1,635,800 cumulative.
The Converse Professional Group	Three previous awards; \$5,100,000 cumulative.
Ellis Environmental Management, Inc.	Two previous awards; \$100,000 cumulative.
Environmental & Occupational Risk Management, Inc.	Eleven previous awards; \$1,720,220 cumulative.
Geocon West, Inc.	No previous awards.
Ninyo & Moore Geotechnical & Environmental Sciences Consultants	Two previous awards; \$100,000 cumulative.
Parsons Environment & Infrastructure Group Inc.	Two previous awards; \$300,000 cumulative.
Rincon Consultants, Inc.	No previous awards.
Tabbara Corporation	Two previous awards; \$350,000 cumulative.
Tetra Tech, Inc.	Two previous awards; \$170,000 cumulative.
The Planning Center	No previous awards.
TRC Solutions, Inc.	Two previous awards; \$486,600 cumulative.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Projects to be determined on an as-needed basis. Construction Phase.

Withdrawn.

II. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICES AGREEMENTS

J. Action

Authorize Amendment No. 1 to Agreement No. 50306 with Gonzalez Goodale Architects to provide continued design services on a Task Order basis to be issued incrementally at the direction of the Program Manager District-wide from November 8, 2013 through November 7, 2014 at a cost not to exceed \$600,000 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is \$900,000.

Background

~~This agreement was authorized by the Board of Trustees on November 7, 2012 (Com. No. FPD1) to provide continued design services District wide on a Task Order basis. Task Orders under this Agreement have been issued primarily for design services on the Los Angeles Mission College Central Plant project and the Campus Facilities Master Plan project at Pierce College. This proposed amendment expands the Agreement to allow~~

~~additional Task Orders to be issued for the ongoing Central Plant project at Los Angeles Mission College and for design services that included space needs analysis for existing Bond funded projects at Los Angeles Mission College. The fee is within the Design and Specialty Consultant Fee Guidelines.~~

Funding and Development Phase

~~Funding is through Measure J Bond proceeds. Projects to be determined on an as-needed basis. Design Phase.~~

Withdrawn.

Motion by Trustee Veres, seconded by Trustee Field, to adopt Com. No. FPD1. as amended.

(Trustee Veres left at 5:25 p.m.)

A question and answer session was conducted regarding Com. No. FPD1.

Student Trustee Advisory Vote: Aye (Griggs)
ADOPTED AS AMENDED: 6 Ayes Absent: Trustee Veres

(Trustee Veres returned at 5:31 p.m.)

Com. No. FPD2. Authorize Master Procurement Agreements

Motion by Trustee Veres, seconded by Trustee Svonkin, to adopt Com. No. FPD2.

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

Motion by Trustee Veres, seconded by Trustee Svonkin, to adopt Com. Nos. FPD3., FPD4., and FPD5.

Com. No. FPD3. Adopt Resolution Authorizing Implementation of Lease-Leaseback Project Delivery for the Cesar Chavez Administration Building Modernization Project at Los Angeles City College

Mr. James D. O'Reilly, Chief Facilities Executive, explained the lease/leaseback project delivery method.

Com. No. FPD4. Adopt Resolution Authorizing Implementation of Lease-Leaseback Project Delivery for the Da Vinci Hall Modernization Project and the South Gym Modernization Project at Los Angeles City College

Com. No. FPD5. Ratify Construction Contract Changes Arising Out of Differing Site Conditions for a Construction Contract Greater Than \$30,000 in Original Cost Issued Under Design-Bid-Build Method of Project Delivery

Student Trustee Advisory Vote: Aye (Griggs)
ADOPTED: 6 Ayes (Eng, Field, Moreno, Santiago, Svonkin, Veres)
1 Abstention (Pearlman)

(Trustee Pearlman left at 5:49 p.m.)

Com. No. HRD1. Personnel Services Routine Actions

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. HRD1.

It was noted that the Student Trustee's vote would not apply to HRD1.

ADOPTED: 6 Ayes Absent: Trustee Pearlman

Com. No. ISD1. Ratify Additions to Existing Credit Courses

Motion by Trustee Field, seconded by Trustee Moreno, to adopt Com. No. ISD1.

Student Trustee Advisory Vote: Aye (Griggs)

ADOPTED: 6 Ayes Absent: Trustee Pearlman

Com. No. ISD2. Ratification of Student Travel

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. ISD2.

With respect to the proposed \$12,827 increase to the authorized travel cost of \$22,500 that was originally approved by the Board on April 3, 2013, Trustee Eng inquired as to the reason for the increase.

Interim Chancellor Barrera indicated that she would research this and provide a response to the Board.

Trustee Eng requested that the vote on this item be postponed.

President Santiago indicated that Com. No. ISD2. would be tabled until the regularly scheduled Board meeting of October 9, 2013.

Tabled until the Board meeting of October 9, 2013.

(Trustee Pearlman returned at 5:53 p.m.)

Com. No. ISD3. Revise Board Rule 6201.13

Motion by Trustee Field, seconded by Trustee Veres, to adopt Com. No. ISD3.

Student Trustee Advisory Vote: Aye (Griggs)

ADOPTED: 7 Ayes

Com. No. PC1. Personnel Commission Actions

Motion by Trustee Field, seconded by Trustee Veres, to adopt Com. No. PC1.

A question and answer session was conducted regarding Com. No. PC1. with respect to the amount of funding required for new and existing SAP system related job classifications as well as the issue of star rated salaries.

(Student Trustee Griggs left at 6:30 p.m.)

With respect to Roman Numeral III. Classification of SAP System Related Positions Item B., Interim Chancellor Barrera expressed her concern that the four employees being recommended for starred rates have not received a salary increase for the past five years. She recommended the following amendment so that these employees would be eligible for any type of salary enhancement that would be put forth during the 2013-2014 fiscal year:

...

III. Classification of SAP System Related Positions

- ...
- B. Concur with the action of the Personnel Commission to approve starred rates for the following employees, effective ~~June 11~~, September 11, 2013.
-

The recommended amendment was not acted upon.

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

Correspondence

There being no objection, the Correspondence was approved.

Matters Requiring a Super Majority Vote

None.

RECOMMENDATIONS FROM THE CHANCELLOR

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 Interim Chancellor Barrera and action taken as indicated.

Com. No. CH1. Appointment to the District Citizens' Oversight Committee for Propositions A/AA and Measure J Bond Programs

Motion by Trustee Field, seconded by Trustee Veres, to adopt Com. No. CH1.

*Student Trustee Advisory Vote: Absent (Griggs)
ADOPTED: 7 Ayes*

Public Hearing to Adopt the 2013-2014 Final Budget

President Santiago declared the public hearing open regarding the adoption of the 2013-2014 Final Budget.

A document entitled "Final Budget 2013-2014" was distributed:

Public Comment

None.

Trustee Svonkin indicated that the Budget and Finance Committee unanimously recommended approval of the 2013-2014 Final Budget by the full Board.

President Santiago declared the public hearing closed.

Com. No. BF1. Adoption of 2013-2014 Final Budget

Motion by Trustee Svonkin, seconded by Trustee Field, to adopt Com. No. BF1.

*Student Trustee Advisory Vote: Absent (Griggs)
ADOPTED: 7 Ayes*

NOTICE REPORTS AND INFORMATIVES

Com. No. PC/A. [Notice] Amend Board Rule, Chapter XI, Personnel Commission

Noticed by Interim Chancellor Barrera.

ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS BY MEMBERS OF THE BOARD OF TRUSTEES

With respect to the next regularly scheduled Board meeting of September 25, 2013, Trustee Field requested that the Closed Session meeting be held prior to the public session, which is scheduled for 5:30 p.m.

President Santiago indicated that this request would be considered.

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 6:43 p.m.

RECONVENE REGULAR MEETING

The regular meeting of the Board of Trustees of the LACCD reconvened at 7:51 p.m. with President Miguel Santiago presiding.

The Board members were present with the exception of Trustees Eng and Veres and Student Trustee Griggs.

Interim Chancellor Adriana D. Barrera was present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – SEPTEMBER 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.

With regard to a construction claim at Los Angeles Mission College, the Board accepted a settlement with Arch Insurance for \$90,000 for the Health and P.E. Fitness Building. A copy of the agreement can be obtained from the General Counsel. The vote was six in favor with Trustee Veres absent.

With regard to a construction claim at Los Angeles Southwest College, the Board accepted a contract amendment that included settlement of claims for \$3,850,000 for a design-build project that included multiple buildings. A copy of the agreement can be obtained from the General Counsel. The vote was six in favor with Trustee Veres absent.

With regard to the Acting President for Los Angeles Valley College, the Board appointed Alma Johnson-Hawkins. Action on compensation will be placed on the agenda for September 25, 2013, to comply with The Ralph M. Brown Act. The vote was unanimous.

The Board took no further actions required to be reported.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Com. No. HRD2. Disciplinary Action Regarding Classified Employees

Motion by Trustee Field, seconded by Trustee Moreno, to adopt Com. No. HRD2.

ADOPTED: 5 Ayes Absent: Trustee Eng and Trustee Veres

Com. No. ISD4. Student Discipline – Expulsion

Ms. Goulet indicated that Roman Numeral I. and Roman Numeral II. need to be taken up separately because one of the Board members voted no on Roman Numeral II. during Closed Session.

- I. Expel Los Angeles City College Student, SID #XX-XXX-6823 from all Los Angeles Community Colleges, without reconsideration.

Motion by Trustee Field, seconded by Trustee Svonkin, to adopt Com. No. ISD4. Roman Numeral I.

ADOPTED: 5 Ayes Absent: Trustee Eng and Trustee Veres

- II. Expel Los Angeles Pierce College Student, SID #XX-XXX-8395, from all Los Angeles Community Colleges, without reconsideration.

Motion by Trustee Field, seconded by Trustee Svonkin, to adopt Com. No. ISD4. Roman Numeral II.

*ADOPTED: 4 Ayes (Field, Pearlman, Santiago, Svonkin) Absent: Trustee Eng and Trustee Veres
1 No (Moreno)*

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 7:55 p.m. in the memory of all of the victims of the September 11, 2001 attacks and the first responders who lost their lives.

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

By: *Laurie Green*
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Miguel Santiago
Miguel Santiago
President of the Board

Date October 9, 2013



Board of Trustees

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

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, September 11, 2013

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

- I. **Public Employee Employment**
(pursuant to Government Code section 54957)
 - A. Position: Chancellor
 - B. Position: Vice Chancellor, Human Resources
 - C. Position: Acting President, Los Angeles Valley College

- 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
Michael Shanahan
Employee Unit: Building and Construction Trades

 - C. District Negotiators: Adriana D. Barrera
Michael Shanahan
Employee Unit: Academic Administrators

D. District Negotiators: Adriana D. Barrera
Michael Shanahan

Employee Unit: Clerical/Technical

E. District Negotiators: Adriana D. Barrera
Michael Shanahan

Employee Unit: Supervisory

F. District Negotiators: Adriana D. Barrera
Michael Shanahan

Employee Unit: Local 99

G. District Negotiators: Adriana D. Barrera
Michael Shanahan

Employee Unit: Faculty

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. *City of Carson v. State of California*

B. *LACCD v. Constantino Gabriele*

C. *Jacqueline Hall v. LACCD*

D. *Som Chounlamountry v. Paul McKenna*

E. *Leo A. Daly, v. FTR International, Inc., LACCD, et al. (two matters)*

F. *LACCD v. J.D. Diffenbaugh, Safeco Insurance Company*

G. Richwell v. Koam Construction, Inc., LACCD, et al.

H. Best Contracting Services, Inc. v. Koam Construction, Inc., LACCD, et al.

VI. Conference with Legal Counsel – Anticipated Litigation
(pursuant to Government Code section 54956.9(b))

- A. Claim regarding project at Los Angeles Mission College.
- B. Claim regarding project at Southwest College.
- C. Claim regarding Van de Kamp project.
- D. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 case