

**LOS ANGELES COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES**

MINUTES – REGULAR MEETING

**Wednesday, June 10, 2015
Public Session 2:30 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 2:32 p.m. with President Scott J. Svonkin presiding.

On roll call the following members were present: Mike Eng, Mona Field, Mike Fong, Ernest H. Moreno, Nancy Pearlman, Scott J. Svonkin, and Steve Veres. The Student Trustee position is vacant.

Chancellor Francisco C. Rodriguez was present.

REQUESTS TO ADDRESS THE BOARD REGARDING 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 2:33 p.m.

RECONVENE REGULAR MEETING OF THE BOARD OF TRUSTEES

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:59 p.m. with President Scott J. Svonkin presiding.

All of the Board members were present.

Chancellor Francisco C. Rodriguez was present.

REPORT OF ACTIONS TAKEN IN FIRST CLOSED SESSION – JUNE 10, 2015

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

With regard to the construction project at Los Angeles Harbor College, the Board voted to authorize a settlement with Pankow for the completion of punch list items and payment to Pankow of \$1,097,186.41. The vote was five in favor with Trustees Moreno and Svonkin voting no.

With regard to a construction project at West Los Angeles College, the Board voted to accept a payment from the owner-controlled insurance program carrier, for damage by Munson Plumbing, of \$307,248.77. The vote was unanimous.

With regard to Mosley vs. LACCD, the Board voted to accept a settlement for \$90,000. The vote was unanimous.

Copies of the Mosely and Pankow settlement agreements are available from the Office of the General Counsel.

The Board took no other actions required to be reported.

President Svonkin indicated that the Board would be recessing to Closed Session at the conclusion of the public session.

Trustee Field led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

Motion by Trustee Veres, seconded by Trustee Moreno, to approve the following minutes:

Regular Meeting and Closed Session – April 29, 2015
Regular Meeting and Closed Session – May 13, 2015

Student Trustee Advisory Vote: None
APPROVED: 7 Ayes

REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE

None.

ANNOUNCEMENTS FROM THE COLLEGE PRESIDENTS

Ms. Renee D. Martinez, President, Los Angeles City College (LACC), announced that the following seven LACC Journalism students will be receiving finalist awards from the Los Angeles Press Club during a ceremony to be held on June 28:

Ms. Jessica Brecker, Mr. Jose Tobar, Ms. Rocio Flores, Mr. Curtis Sabir, Mr. Jake Camarena, Mr. Clinton Cameron, and Mr. Richard Martinez.

Ms. Martinez indicated that LACC has won the most awards for any one college in the entire student media competition. She further announced that the latest edition of Collegian Times contains an article entitled "Tongva Mystic Places," which describes the area underneath LACC that was at one time inhabited by the Tongva—the original residents of Los Angeles.

Dr. Kathleen F. Burke, President, Los Angeles Pierce College (LAPC), announced that 602 students walked in the commencement ceremony on June 9, which is approximately 50 percent of the total number of graduating students. She reported that LAPC received notice from the California Community Colleges Chancellor's Office that colleges throughout the State had requested student equity plans to be posted or available for review that their reviewers felt were best practices. She announced that LAPC is one of the colleges that have had its student equity plan posted.

Dr. Erika A. Endrijonas, President, Los Angeles Valley College (LAVC), announced that she traveled to Oakland on June 4 to make a presentation to the Accrediting Commission for Community and Junior Colleges (ACCJC) of the LAVC accreditation follow-up report. She indicated that she is looking forward to receiving a positive letter from the ACCJC regarding this report.

Dr. Otto W. K. Lee, President, Los Angeles Harbor College (LAHC), announced that the Los Angeles Business Council has selected the LAHC Science Complex to be the recipient of the Architectural Award and that he would represent the College at the Business Council awards luncheon on Thursday, June 18.

Dr. Nabil Abu-Ghazaleh, President, West Los Angeles College (WLAC), invited everyone to WLAC on Saturday, July 4 for the Culver City Fourth of July fireworks show.

Dr. Monte E. Perez, President, Los Angeles Mission College (LAMC), expressed his appreciation to Chancellor Rodriguez and Trustee Field for attending the commencement ceremony at LAMC on June 9. He announced that LAMC had its youngest ever graduate, 14-year old Adam Brown, who will continue his education at UCLA. He indicated that Mr. Brown will be presented with an award by Assembly member Matt Dababneh acknowledging his accomplishment.

The Board members reported on the commencement ceremonies for which they served as the Board representative as follows:

Trustee Field – LAMC – Tuesday, June 9
Trustee Moreno – LASC – Thursday, May 28
Trustee Fong – ELAC – Tuesday, June 9
Trustee Veres – LAPC – Tuesday, June 9

Trustee Veres indicated that during the LAPC ceremony, the Associate of Arts degree for Mr. Casey Maloney was presented posthumously to his widow and daughter.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

President Svonkin indicated that five individuals have signed up to address the Board regarding the same topic. He entertained a motion to allocate four minutes per speaker.

Motion by Trustee Field, seconded by Trustee Moreno, to allocate four minutes per speaker.

*APPROVED: 6 Ayes (Eng, Field, Fong, Moreno, Svonkin, Veres)
1 No (Pearlman)*

The following individuals addressed the Board regarding the feasibility study for the Pierce College Farm:

Dr. Denise Robb, Mr. Alex Kasendorf, Ms. Rose Goldwater, and Mr. Vic Viereck.

Dr. Robb distributed a copy of her remarks and a packet of documents regarding the Pierce College Farm feasibility study.

Ms. Goldwater and Mr. Viereck distributed copies of their remarks.

Scheduled speaker Mr. Nicolas Montañño was not present.

Mr. Ryan Navarrete addressed the Board regarding an alleged violation of the Student Trustee election process at LAPC.

Mrs. Cathy McBroom and Mr. Robert McBroom addressed the Board regarding their request to extend the deadline for vacating the Pierce Farm Center property.

Proposed Actions

None.

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None.

REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS

Report from the Chancellor Regarding Activities or Pending Issues in the District

Chancellor Rodriguez reported that at the conclusion of the commencement ceremonies at the nine colleges, the District will have conferred two-year degrees to more than 6,000 students and will have presented almost 7,000 certificates. He commended the faculty, staff, College Presidents, and administrators for the work they perform on behalf of the students. He announced that Dr. Monte E. Perez has received confirmation from the Honorable Sheila Kuehl, Member, Los Angeles County Board of Supervisors, to serve as a Board Member on the Los Angeles County Board of Education.

REPORTS AND RECOMMENDATIONS FROM THE BOARD

Reports of Standing and Special Committees

Trustee Moreno reported on the Budget & Finance Committee meeting.

Trustee Eng reported on the Legislative & Public Affairs 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.

Com. No. BT2. Adopt the Legislative & Public Affairs Committee's Recommendations (June 10, 2015)

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

AB 533 (Bonta) Out-of-Network Health Coverage

X
Support
 Oppose

Summary: This bill would require a health care service plan contract or health insurance policy to provide that if an enrollee obtains care from a contracting health facility at which the enrollee receives covered services provided by a non-contracting individual health professional the enrollee is required to pay the non-contracting individual health professional only the same cost sharing required if the services were provided by a contracting individual health professional.

Analysis: The changes in this bill would prohibit balanced billing. Balanced billing is the practice of charging health consumers the difference between what the plan covers and the actual cost of the service from a provider not in the network. This bill would lower the cost to consumers. In addition insurance provider's costs would also be contained since they are not required to expand their networks and health professionals would not be allowed to overcharge for their services. These changes mean that students, faculty, staff, and administration will not have to pay large out-of-pocket fees for out-of-network services they needed and were in no position to deny.

Staff Recommendation: Support

SB 62 (Pavley) Student Financial Aid

X
Support
 Oppose

Summary: This bill would make changes to APLE (Assumption Program of Loans for Education) and the Governor's Teacher Fellowship Program. This bill would require a program participant to teach in a teaching field with a critical shortage of teachers and to demonstrate financial need, revise the information that the Superintendent is required to furnish to the commission annually regarding the program, and make conforming changes. This bill also increases the amount of loan assumption by the state and changes the definition of an "eligible" school.

Analysis: The change in definition expands the base of schools that can be served by potential teachers. In addition, the state will pay up \$19,000 of an APLE program participant's student loans if they teach at a low-performing school in one of the following fields: math, science, or special education. Ultimately, these changes offer extra assistance to transfer students that wish to teach primary/secondary school.

Staff Recommendation - Support

Student Trustee Advisory Vote: None
ADOPTED: 7 Ayes

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

Motion by Trustee Pearlman, seconded by Trustee Field, to adopt Com. No. BT1. as follows:

WHEREAS, The classified employee identified below has been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employee has 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 employee for his contributions and extend best wishes in his 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>
Schrotenboer	Russel	Agricultural Technician	37	Pierce	5/2/2015

ADOPTED: 7 Ayes

CONSENT CALENDAR

Matters Requiring a Majority Vote

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

President Svonkin requested that Board members identify agenda items about which they had questions.

Com. No. BF1. Ratify Budget Revisions and Appropriation Transfers

Com. No. BF2. Adopt Resolution – District Appropriations Limits for 2015-2016

Com. No. BF3. Authorize Appropriation Transfers

Com. No. BSD1. Ratify Business Services Actions

Com. No. BSD2. Approve Business Services Actions

Trustee Eng requested that he be deemed to have abstained on Roman Numeral I. Authorize Service Agreements Item C. with respect to an agreement with various firms to provide banking and treasury services to the LACCD.

President Svonkin indicated that this would be noted for the record when the vote is taken.

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

Com. No. FPD2. Authorize Master Procurement Agreements

Com. No. HRD1. Personnel Services Routine Actions

Com. No. HRD2. Declaration of Compensation as Indefinite

Trustee Veres requested that Com. No. HRD2. be withdrawn until the Board meeting of June 24, 2015.

There being no objection, President Svonkin indicated that Com. No. HRD2. would be withdrawn.

Withdrawn until the regularly scheduled Board meeting of June 24, 2015.

Com. No. ISD1. Approve New Educational Courses and Programs

Com. No. ISD2. Approve New Community Services Offerings

Com. No. ISD3. Ratify Amendment of Cost of Out-of-State Student Travel

With respect to the request for additional funds to pay for food costs associated with this travel, President Svonkin stated for the record that travel requests such as this should have a budget and should stay within that budget.

Com. No. PC1. Personnel Commission Action

Correspondence

Trustee Eng was deemed to have abstained on Com. No. BSD2. Roman Numeral I. Item C.

Student Trustee Advisory Vote: None
ADOPTED AS AMENDED: 7 Ayes

RECOMMENDATIONS FROM THE CHANCELLOR

General Matters

Com. No. CH1. Approve First-Year Goals for All Nine Colleges and the District for the Institutional Effectiveness Partnership Initiative

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

Student Trustee Advisory Vote: None
ADOPTED: 7 Ayes

Matters Requiring a Super Majority Vote

Com. No. BSD3. Authorize Disposal of Surplus Personal Property

The following revisions were noted:

- A. Authorize the Vice President of Administrative Services at Pierce College to dispose of the following surplus personal property in accordance with Education Code Section 81452(c) given that the property has insufficient value to defray the costs of arranging a sale.

Approximately 25,500 gallons of liquefied petroleum gas (LPG) also known as propane.

Background: College staff was informed by the Department of Homeland Security that the LPG in a propane storage tank on campus exceeds the ~~amount allowable by law~~ **screening threshold amount that triggers regulation for high risk chemicals by Department of Homeland Security**. College would like to dispose of the gas in a legally appropriate and safe manner for the disposal of such hazardous waste. The gas has been in the storage tank since 1999. After expert consultation, it was determined that the gas was not usable and would not have any resale value.

- B. Find that ~~a~~ **two** used 2011 Apple iPads ("the iPads") **each** has a current fair market value of \$178 and authorize Dr. Adriana D. Barrera, Deputy Chancellor, or her designee to conduct a private sale of the iPads to Trustees Mona Field and Nancy Pearlman in accordance with Education Code section 81452(a) for its current fair market value.

Background: As a result of the built-in obsolescence of this technology equipment item, the Apple iPad is now valued at approximately \$178 in its used condition. The value of the items is considered to be of nominal value and well below \$5,000. Trustees Field and Pearlman **have** each expressed a desire to purchase ~~this their~~ Apple iPads since ~~she they~~ **has have** used this equipment item for the last four (4) years. The Education Code permits the Board of Trustees to authorize an employee of the District to conduct a private sale of district personal property below \$5,000 without advertising or notice if unanimous approval is given by the Board members present.

Motion by Trustee Veres, seconded by Trustee Field, to adopt Com. No. BSD3. as revised.

Student Trustee Advisory Vote: None
ADOPTED AS REVISED: 7 Ayes

NOTICE REPORTS AND INFORMATIVES

Com. No. BT/A. [Informative] Board Meeting Locations 2015-2016

Presented by Chancellor Rodriguez.

Com. No. BF/A. [Notice] Adopt the 2015-2016 Tentative Budget

Noticed by Chancellor Rodriguez.

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

None.

REQUESTS TO ADDRESS THE BOARD REGARDING 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 5:21 p.m.

RECONVENE REGULAR MEETING OF THE BOARD OF TRUSTEES

The regular meeting of the Board of Trustees of the LACCD reconvened at 7:15 p.m. with President Scott J. Svonkin presiding.

All of the Board members were present.

Chancellor Francisco C. Rodriguez was present.

REPORT OF ACTIONS TAKEN IN SECOND CLOSED SESSION – JUNE 10, 2015

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

President Svonkin reported that the Board had voted to accept a settlement agreement with Employee No. 781182. The vote was six in favor with Trustee Pearlman voting no. President Svonkin announced that the employee will waive claims in exchange for a voluntary reassignment.

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 7:17 p.m.

FRANCISCO C. RODRIGUEZ
Chancellor and Secretary of the Board of Trustees

By: Laurie Green
Laurie Green
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

[Signature]
President of the Board

Date July 8, 2015



Board of Trustees

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

AGENDA

ATTACHMENT A

CLOSED SESSION

Wednesday, June 10, 2015

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

- I. **Public Employment**
(pursuant to Government Code section 54957)
 - A. Interim President, West Los Angeles College

- II. **Conference with Labor Negotiator**
(pursuant to Government Code section 54957.6)
 - A. District Negotiators: Albert Román
Adriana D. Barrera

Employee Unit: Clerical/Technical – Local 1521A

- 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(d)(1)
 - A. *People v. Jackson*
 - B. *Delicia Mosley v. LACCD, et al.*
 - C. *Darlene Clark v. LACCD*
 - D. *Nikol Harvey v. LACCD*
 - E. *Laronda Davison v. LACCD*
 - F. *Kamron Zarrabian v. LACCD*

G. Monika Avetisyan v. LACCD

- V. Conference with Legal Counsel - Potential Litigation**
(pursuant to Government Code section 54956.9(d)(2) and (e)(2))
- A. Claim for construction work at West Los Angeles College
 - B. Claim for construction work at Los Angeles Harbor College
- VI. Conference with Legal Counsel - Potential Litigation**
(pursuant to Government Code section 54956.9(d)(2) and (e)(1))
- A. Potential litigation – 1 matter