

LOS ANGELES COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES – REGULAR MEETING

Wednesday, August 8, 2018
First Public Session 2:00 p.m. – 4:45 p.m.
Closed Session 5:00 p.m. – 7:00 p.m.
Second Public Session
(Immediately Following Closed Session)
Educational Services Center
770 Wilshire Blvd.
Los Angeles, CA 90017

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 2:03 p.m. with President Mike Fong presiding.

On roll call the following members were present: Mike Fong, Ernest H. Moreno, Scott J. Svonkin, David Vela, and Steven F. Veres. Absent: Gabriel Buelna (arrived at 3:16 p.m., and Andra Hoffman (arrived at 2:04 p.m.)

Student Trustee Kellie N. Williams was present.

Chancellor Francisco C. Rodriguez was present.

Trustee David Vela led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

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

Special Board Meeting, June 8, 2018
Special Board Meeting and Closed Session, June 18, 2018
Regular Board Meeting and Closed Session, July 11, 2018
Special Board Meeting and Closed Session, July 14, 2018

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

Trustee Svonkin abstained from the minutes of June 8, 2018 due to his absence.

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, Local 1521; Ms. Velma Butler, President, AFT College Staff Guild, Local 1521A; Dr. Angela Echeverri, President, District Academic Senate; Ms. Christzann Ozan, Higher Education Division Delegate, SEIU Local 99; and Mr. Paul De La Cerda, President of the Administrative Association, Local 911.

Mr. Marvin Martinez, President, East Los Angeles College (ELAC), announced that the ELAC Alumni Association celebrated its One-Year Anniversary with a reception on July 26, 2018. He thanked President Mike Fong and Trustees Gabriel Buelna, Scott J. Svonkin, and Steven F. Veres for attending. He announced that ELAC's alumnus Mr. George L. Pla, Chief Executive Officer and Founder of Cordoba Corporation, will be awarded the 2018 California Community College Distinguished Alumni Award at the Community College League of California Annual Convention on November 16, 2018.

Dr. Otto Lee, President, Los Angeles Harbor College, discussed various innovated services that are being offered to the first year incoming students.

Dr. Seher Awan, President, Los Angeles Southwest College, thanked LASC's Team for their efforts in securing the Catalyst Grant for \$134,000 for over three-years to help support its Dreamer Center.

Dr. Monte Perez, President, Los Angeles Mission College (LAMC), announced that they were awarded an Intercept Grant for \$1.3 million as part of the Hispanic Serving Institution cohort for biotech initiatives.

PUBLIC AGENDA REQUESTS

Oral Presentations

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

President Fong entertained a motion to allocate two minutes per speaker.

Motion by Trustee Moreno, seconded by Trustee Svonkin, to allocate two minutes per speaker.

Student Trustee Advisory Vote: Aye (Martinez)
APPROVED: 5 Ayes (Fong, Moreno, Svonkin, Vela, Veres)
1 No (Hoffman)
1 Absent (Buelna)

Mr. James Gooden addressed the Board regarding the alleged misappropriation of funds at Los Angeles Trade-Technical College (LATTTC).

Ms. Heejung Kim addressed the Board regarding tuition charges she incurred as a result of her failure to submit the Non-Resident Tuition Fee Waiver form and the hardship she has endured because of this.

Scheduled speaker Eugene (no last name was provided) was not present.

Scheduled speaker Gustavo Camacho was not present.

The following individuals addressed the Board regarding student workers hours:

Mr. Justin Gomez, Mr. John Elby, Ms. Marissa Acedo, Mr. Raul Meza, and Mr. Manuel Cruz Ruiz

Chancellor Francisco C. Rodriguez noted that this topic is not an agenzized item. Discussions are being held but until a resolution is announced nothing has changed. Students are still allowed to work 25 hours a week and it will not be changed for fall.

Trustee Svonkin indicated that he intends to author an item that reaffirms the current policy on this matter. He inquired if students have lost hours due to the preliminary

discussions being held. He recommended that Student Trustee Williams be included in future discussions in order to have student representation.

Chancellor Rodriguez indicated that he will address this topic in his Chancellor's Report.

Proposed Actions

None

REQUESTS TO ADDRESS THE BOARD – MULTIPLE AGENDA MATTERS

None

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REPORT FROM THE TITLE IX/SEXUAL HARASSMENT TASK FORCE

President Fong thanked Trustee Hoffman for her commitment and leadership to the Sexual Harassment Task Force and emphasized the importance of these issues. He also thanked Ms. Brittany Grice, Director of Diversity, Equity, and Inclusion.

Vice President Hoffman reported that the proposed revisions to Administrative Regulation C-14 is a result of many months of hard work. She thanked the Taskforce for this very important process and their efforts in taking personal time off work to participate in numerous meetings. She announced and acknowledged the following members for their participation in reviewing C-14:

Mr. Filiberto H. Barajas, Dr. Kathleen F. Burke, Captain Rod Armalin, Dr. Ryan M. Cornner, Ms. Karen J. Crozer, Mr. Carlos Díaz, Ms. Anne Diga, Dr. Angela Echeverri, Ms. Kelly W. Enos, Ms. Victoria Friedman, Ms. Brittany L. Grice, Ms. Mary S. John, Ms. Christzann V. Ozan, Ms. Cristy W. Passman, Dr. Alberto J. Román, Mr. Steven Butcher, Mr. Christopher Sweeten, Dr. Kaneesha K. Tarrant, Ms. Angelica Toledo, Ms. Donna M. Villanueva, Ms. Joanne S. Waddell, Ms. Camille Goulet, and Lieutenant Don Rubio

Ms. Grice gave a PowerPoint presentation and discussed the document entitled "Proposed Revisions to Administrative Regulation C- 14" with respect to the scope of C-14 regulation, Relevant Laws, Major Goals of the Revision Process, Overview of the Proposed Process, Accessibility Recommendations, Consistency & Fairness Recommendations, and Transparency & Accountability.

A question and answer session was conducted regarding the presentation.

Trustee Hoffman noted that the Office of Diversity Programs is now under the supervision of the General Counsel's Office.

(Trustee Buelna arrived at 3:16 p.m.)

Requests to Address the Board of Trustees – Multiple Agenda Matters

None

Reports and Recommendations from the Board

Reports of Standing and Special Committees

Trustee Moreno reported on the Human Resources External Assessment Ad Hoc Task Force Team chaired by himself and Trustee Veres. He indicated that the Sibson Consulting Team gave a brief summary of its progress on the Human Resource (HR) operations analysis and that the interviews have been concluded. The assessment is

expected to be released soon with recommendations on how to address the issues in the HR division.

Trustee Buelna, Chair of the Board Information Technology Committee, reported that the Huron report recommended that a Transformation Management Office be established in order to drive the transformation of the Information Technology Division. He stated that this is compliant to the Board's goal of improving the efficiency and effectiveness throughout the District in order to support students, faculty, staff, and the community we serve. The estimated time to complete may take up to 24 to 36 months. Immediate steps have been taken in the last two months in order to address governance, staffing, and to improve its services and functionality. He announced that the Board and his leadership staff have secured the services of Mr. Charlie McMahon who will launch and oversee this effort in laying out the foundation. He discussed his extensive background of over 30 years in IT services. A report will be presented at the September Board meeting.

Proposed Actions

The following action item, 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, was presented by the Board of Trustees and action taken as indicated.

Com. No. BT1. Board Travel Authorizations

Motion by Trustee Moreno, seconded by Trustee Hoffman, to adopt Com. No. BT1.

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

Com. No. BT2. Absence Ratification Authorization

Motion by Moreno, seconded by Trustee Fong, to adopt Com. No. BT2.
ADOPTED: 7 Ayes

Com. No. No. BT3. Resolution – District Academic Employees Retirement

Motion by Trustee Svonkin, seconded by Trustee Moreno, to adopt Com. No. BT3.

WHEREAS, The academic employees identified below have been employed with the Los Angeles Community College District for many years; and

WHEREAS, Academic employees contribute 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 Board of Trustees of the Los Angeles Community College District do hereby recognize the employees for their service and extend best wishes in their retirement.

ADOPTED: 7 Ayes

REPORT FROM THE CHANCELLOR

Report From The Chancellor Regarding Activities Or Pending Issues In The District

Chancellor Rodriguez welcomed Mr. Charlie McMahon and thanked him for his services in leading the transformation efforts of the IT Division. He welcomed the students who were guests of Trustee Vela as part of their Political Science class experience from South Gate Campus, East Los Angeles College. He announced that Los Angeles Southwest College classes were canceled as a result of a power outage and that power should be restored within two to three hours. He also announced that Monday, August 26 is the first day of school and the convocation of opening day will be held during this week; he welcomed back the faculty and expressed his appreciation for their help to service the LACCD students. He noted that the significant policy and problematic shifts looking ahead to next fall will dramatically change our students' math and English course placement. He discussed the plans to address the transformation of student success with the ultimate goal being completion. He stated that AB 19 will allow colleges to make first year tuition free for first-time, full-time, California community college students. He continued to discuss various components with respect to the new funding formula. He discussed in detail various components with respect to the District's Strategic Plan for 2018-2023 that have set goals fundamental to the success of our District, the colleges, and the students we serve.

Chancellor Rodriguez announced that the Board Standing Committee meetings for 2018-2019 Fiscal Year will meet on August 22, 2018 as follows with the exception of the Legislative & Public Affairs beginning September 12, 2018. This committee will precede the regular Board meeting at 1:30 p.m. which follows at 3:00 p.m.:

Vice President Hoffman, Chair, Budget & Finance
Trustee Ernest H. Moreno, Chair, Facilities Master Planning & Oversight
Trustee Gabriel Buelna, Chair, Institutional Effectiveness & Student Success
(Including Accreditation)
Trustee David Vela, Chair, Legislative & Public Affairs

With respect to student employment, Chancellor Rodriguez indicated that there has been some concern regarding incidents of some students performing collective bargaining unit duties, unregulated number of hours of student work, the lack of supervision during these incidents, and the high number of student employee classification. In order to address these ongoing issues and other matters regarding student workers a Student Employee Work Group was formed in January 2017 to assist. It is a Subcommittee of the Human Resources Council and is comprised of Staff Guild, Personnel Commission, Office of General Counsel, and a vice president.

He asked General Counsel if there was anything that would prohibit a student representation on this body.

Mr. Jeffrey Prieto, General Counsel, responded in the negative.

Chancellor Rodriguez requested that Dr. Albert J. Román, Vice Chancellor, Human Resources Division, invite a student to join the subcommittee group.

Chancellor Rodriguez continued to discuss that the subcommittee is making progress on many facets of student employment but the work is not yet complete. Since a final recommendation has not been made we are going to move forward with the current District policy that governs this area Board Rule 101900. Student Employment Guidelines: the college may assign a student a maximum of twenty-five (25) hours per week during regular academic terms and the maximum number of years a student may be employed is five.

With respect to the Career Guidance Counselor Assistant, Chancellor Rodriguez stated that this will require a separate and important robust conversation. He indicated a group will be established to assist in this review sometime this year.

With respect to some students hours being decreased, Chancellor Rodriguez indicated that there were discussions held and guidance provided to the presidents as to the appropriate hours a student should work. It is conceivable that some took it as law and may have reduced some students' work hours. This was only meant to be a guidance since no Board policy has been changed. He noted that before the fall semester begins when we need student workers support, the maximum hours are clearly twenty-five per week.

Chancellor Rodriguez distributed documents entitled "August 2018 – Chancellor's Monthly Report" and the "Board Meetings and Board Standing Committees Follow-up items from February 2018 – July 2018" as informational only.

A detailed question and answer session was conducted with respect to the Chancellor's report.

On roll call the following members were present: Gabriel Buelna, Mike Fong, Andra Hoffman, Ernest H. Moreno, Scott J. Svonkin, David Vela, and Steven F. Veres. Student Trustee Kellie N. Williams was present.

CONSENT CALENDAR

Matters Requiring a Majority Vote

Motion by Trustee Buelna, seconded by Trustee Vela, to adopt the Consent Calendar for Matters Requiring a Majority Vote.

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

Com. No. BF2. Approve 2017-18 Budget Adjustments to Income and Appropriations

Com. No. BSD1. Ratify Business Services Actions

With respect to Item F. Agreement number 4500259763 with UCLA Meyer & Renee Luskin Conference Center to provide a location for the Chancellor's Retreat, Trustee Svonkin stated that the Board in the past has recommended that these types of functions be held at one of our colleges. He noted for the record that he will be voting "no" on this item.

With respect to Item H. Loan Agreement, Trustee Svonkin requested that additional information be provided regarding liability and any costs associated with the upkeep of the 21 horses.

With respect to Item L. agreement number 4500216168, Trustee Svonkin requested a list of all the services being provided by this vendor.

Com. No. BSD2. Approve Business Services Actions

A question and answer session was conducted with respect to "BSD2. Item C. Authorize amendment No. 1 to agreement with Huron Consulting Group" regarding the scope of work, deliverables, and the role of Mr. McMahon as the lead in the transformation of the Information Technology Division.

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

With respect to FPD1. Roman Numeral IV. Authorize Acceptance of Completion of Construction Contract, Trustee Veres expressed his concern that the total cost for the

signage project at East Los Angeles College was over \$200,000. He inquired as to the internal process for checks and balances when utilizing public funds in terms of cost effectiveness and the assessment of signage standards in order to limit cost.

Chancellor Rodriguez and Mr. David Salazar, Chief Executive Facilities Planning & Development, explained various components that elevated the cost associated with the construction and installation of the two vertical signage.

A detailed question and answer session was conducted with respect to the presentation.

Com. No. HRD1A. Approve Personnel Services Routine Actions

Com. No. HRD1B. Approve Personnel Services Routine Actions

Com. No. HRD2. Authorize Executive Employment Actions

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

Com. No. ISD2. Approve New Community Services Courses

PC1. Personnel Commission Actions

Correspondence

The Student Trustee's vote did not apply to HRD1., HRD2., HRD3., PC1., or the Correspondence.

Student Trustee Advisory Vote: Aye (Williams)

ADOPTED AS AMENDED WITH THE EXCEPTION OF THE FOLLOWING NOTED ITEMS:

ADOPTED: 7 Ayes

Com. No. BSD1. Item F. Agreement number 4500259763 with UCLA Meyer & Renee Luskin Conference Center, Svonkin registered a "No" vote on this item.

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RECOMMENDATIONS FROM THE CHANCELLOR

- Public Hearing to Adopt the 2017-2018 Revised Spending Plan of the Education Protection Act (EPA)

President Fong declared the public hearing open to adopt the 2017-2018 Revised Spending Plan of the EPA.

Public Speakers

None

President Fong declared the public hearing closed.

Com. No. BF3. Adopt the 2017-2018 Revised Spending Plan of the Education Protection Act EPA)

Motion by Trustee Hoffman, seconded by Trustee Veres, to adopt Com. No. BF3.

Student Trustee Advisory Vote: Aye

ADOPTED: 7 Ayes

Com. No. CH1. Repeal Board Rule 10509

Motion by Trustee Svonkin, seconded by Trustee Buelna, to adopt Com. No. CH1. Chancellor Rodriguez discussed that the repeal of Board Rule 10509 is consistent with the labor code section 432.3, which now prohibits the use of a candidate's salary history to decide placement in a corresponding salary schedule.

Trustee Moreno expressed his concern that this labor law undermines the salary structure for promotional steps that are clearly defined in our policy and that in the interim there would be no policy in place with the repeal of this Board rule. He inquired what provisions are to be made to address this.

Dr. Román, Vice Chancellor, Human Resources Division, explained that this does not change the District's salary structure. This policy will consider relevant job experience and education as a quantified factor for placement in the corresponding salary schedule for academic administrators hired or current employees promoted. He indicated that the current five percent rule does not consider these factors.

Mr. Jeffrey Prieto, General Counsel, explained that the State and Local law is based on gender inequality.

President Fong noted that the action item's title "*Repeal Board Rule 10509*" is not consistent with the language "*suspension of Board Rule 10509.*"

Dr. Román indicated that the action item will be revised to "*Suspension of Board Rule 10509.*"

Trustee Moreno requested that this item be thoroughly examined and brought back to the Board for consideration.

Chancellor Rodriguez requested that this item be withdrawn and presented at a future Board meeting for consideration when it is ready.

WITHDRAWN

Matters Requiring a Super Majority Vote - None

NOTICE REPORTS AND INFORMATIVES

Com. No. BT/A. [Informative] Meeting and Board Locations 2018-2019

Presented by Chancellor Rodriguez.

Com. No. BT/B. [Informative] 2017-2018 Fourth Quarter Financial Status Report

Presented 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 Board 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 6:06 p.m.

(Student Trustee Martinez left at 6:10 p.m.)

RECONVENE REGULAR MEETING

The regular meeting reconvened at 9:00 p.m.

The following members were present: Gabriel Buelna, Mike Fong, Ernest H. Moreno, Scott J. Svonkin, David Vela, and Steven F. Veres. Student Trustee Kellie Williams was not present.

REPORT OF ACTIONS TAKEN IN CLOSED SESSION – August 8, 2018

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

President Fong noted that the Board took no actions that The Ralph M. Brown Act requires to be reported.

CONSENT CALENDAR (continue)

Matters Requiring a Majority Vote

Motion by Trustee Hoffman, seconded by Trustee Svonkin, to adopt the Consent Calendar for Matters Requiring a Majority Vote.

Com. No. HRD3. Approve Disciplinary Actions for Classified Permanent Employees

ADOPTED: 7 Ayes

Com. NO. HRD3. Item B. was amended as follows:

B. The ~~fifteen (15)~~ **ten (10)** day suspension of employee (EN 777540) assigned to Los Angeles Harbor College (LAHC) as a Custodian is based on the following cause:

. . .

ADOPTED: 7 Ayes

ADJOURNMENT

There being no objection, the regular meeting was adjourned at 9:05 p.m.

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

By: _____
Guadalupe M. Orozco
Administrative Assistant to the Board

APPROVED BY THE BOARD OF TRUSTEES:

Mike Fong
President of the Board

Date _____