MINUTES OF THE BOARD OF TRUSTEES’ MEETING
August 29, 2011

PRESENT

Members of the Board of Trustees:

Nancy M. Padberg, President
T.J. Prendergast, Vice President
Marcia Milchiker, Clerk
David B. Lang, Member
William O. Jay, Member
Frank M. Meldau, Member
Jordan J. Larson, Student Member

Administrative Officers:

Gary Poertner, Chancellor
Debra Fitzsimons, Vice Chancellor, Business Services
David Bugay, Vice Chancellor, Human Resources
Robert Bramucci, Vice Chancellor, Technology and Learning Services
Tod Burnett, President Saddleback College
Glenn Roquemore, President Irvine Valley College
Don Busche, Acting Vice President, Instruction for Tod Burnett
Randy Peebles, Associate Vice Chancellor, Economic Development

ABSENT

Thomas A. Fuentes, Member

CALL TO ORDER: 5:00 P.M.

1.0 PROCEDURAL MATTERS

1.1 Call To Order

1.2 Public Comments
Members of the public may address the Board on items listed to be discussed in closed session. Speakers are limited to two minutes each.
RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

A. Public Employee Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC Section 54957)
   1. Public Employee Employment (6)
      a. Public Employee Discipline/Dismissal/Release

B. Conference with Labor Negotiators (GC Section 54957.6)
   1. SOCCCD Faculty Association
      a. Agency Designated Negotiator: David Bugay, Ph. D.
   2. California School Employees Association (CSEA)
      a. Agency Designated Negotiator: David Bugay, Ph. D.
   3. Police Officers Association (POA)
      a. Agency Designated Negotiator: David Bugay, Ph. D.

C. Conference with Legal Counsel (GC Section 54956.9)
   1. Existing Litigation (GC Section 54956.9[b]) (1 case)
      Westphal v. Wagner

   2. Anticipated Litigation/Significant Exposure to Litigation
      (GC Section 54956.9[b][1] and [b][3][A]) (1 case)

RECONVENE OPEN SESSION: 6:00 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

2.2 Invocation
   Led by Trustee Bill Jay

2.3 Pledge of Allegiance
   Led by Trustee David Lang

2.4 Resolutions / Presentations / Introductions

   Resolution: Irvine Valley College - Model Classified Senate Award 2011

   Resolution: Irvine Valley College - Classified Senate Vision Award 2011

   Resolution: District Sherpa Technical Development Team

2.5 Public Comments
Members of the public may address the Board on any item on the agenda at this time or during consideration of the item. Items not on the agenda that are within the subject matter jurisdiction of the Board may also be addressed at this time. **Speakers are limited to two minutes each.**

3.0 **REPORTS**

3.1 **Oral Reports:** Speakers are limited to two minutes each.

A. Board Reports  
B. Chancellor's Report  
C. Board Request(s) for Report(s)

4.0 **DISCUSSION ITEM**

None

Trustee Padberg requested item 5.8 be pulled from the consent calendar and item 7.3 be advanced. Trustee Prendergast requested to pull and vote separately on item 5.12.

5.0 **CONSENT CALENDAR ITEMS**

All matters on the consent calendar are routine items and are to be approved in one motion unless a Board member requests separate action on a specific item, and states the compelling reason for separate action.

On a motion made by Trustee Lang and seconded by Trustee Jay the Consent Calendar was approved on a 6-0 vote with Trustee Fuentes absent.

5.1 **SOCCCD: Board of Trustees Meeting Minutes**  
Approve minutes of a regular meeting held on July 25, 2011.

5.2 **Irvine Valley College: Donation of Reference Books**  
Approve the donation of Reference Literary materials to the Yorba Linda High School Library.

5.3 **Irvine Valley College: Faculty Hiring Addendum for the 2011-12 Academic Year**  
Approve the position announcement and recruitment of new full-time faculty, contingent upon funding.

5.4 **Irvine Valley College: Sub-Award Grant Acceptance**  
Approve acceptance of a sub-award grant for $12,319.00 from the Rancho Santiago Community College District for the Faculty Entrepreneurship Project. These funds will allow development of curriculum and complete the
process for a state-approved Entrepreneurship Certificate of Achievement. The project is in effect through June 15, 2012

5.5 Irvine Valley College: Award of Bid: Campus Wide Exterior Way-Finding System
Approve agreement with A Good Sign & Graphics Co., in the amount of $314,180.00.

5.6 Irvine Valley College: Substitution of Subcontractor: Life Sciences Project: Palomar Casework, Inc.
Approve the removal of Palomar Casework, Inc. and approve its substitution with Advanced Lab Concepts, Inc.

5.7 Saddleback College: Student Out of State Travel: Orlando, Florida
Approve the out-of-state travel request for up to six students and a Saddleback College staff member to attend the October 26, 2011 through October 30, 2011 College Broadcasters/Associated Collegiate Press/College Media Advisers Conference in Orlando, Florida at a cost not to exceed $8,522.

5.8 Saddleback College: Sale of Theater Arts Surplus Under $5,000 Per Year
Approve the private sale of surplus theatre items not to exceed a value of $5,000.00 per fiscal year.

This item was pulled.

5.9 Saddleback College: Substitution of Subcontractor: James B. Utt Memorial Learning Resource Center Renovation: Darracq Concrete, Inc.
Approve removal of Darracq Concrete, Inc. and its substitution by PBC Commercial, Inc.

5.10 Saddleback College: Award of Bid: Main Electrical Room Site Drainage
Approve agreement with Atom Engineering Construction, Inc. in the amount of $223,398.00.

5.11 SOCCCD: Authorization of Payment to Trustee Absent from Board Meeting
Adopt resolution 11-26 (Exhibit A) authorizing payment to Trustee Fuentes who was absent from the July 25, 2011 Meeting of the Board of Trustees.

5.12 SOCCCD: Agreement for Special Services: Atkinson, Andelson, Loya, Ruud & Romo
Approve agreement for legal services with an increase of $5.00 per hour over previous rates.

On a motion made by Trustee Lang and seconded by Trustee Meldau this item was approved on a 6-0 vote.
5.13 **SOCCCD: Gifts to the District and Foundations**
Approve acceptance of gifts.

5.14 **SOCCCD: Purchase Order/Confirming Requisitions**
Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered P11-05135 through P11-05141 amounting to $23,765.37 and P12-00649 through P12-01183 amounting to $26,936,365.33. Approve confirming requisitions dated July 6, 2011 through August 9, 2011 totaling $77,349.15.

5.15 **SOCCCD: Payment of Bills**
Approve check no. 150221 through 151305 processed through the Orange County Department of Education, totaling $7,860,840.17; and check no. 010183 through 010234, processed through Saddleback College Community Education, totaling $99,123.49; and check no. 008887 through 008906, processed through Irvine Valley College Community Education, totaling $160,988.55.

5.16 **SOCCCD: July/August 2011 Contracts**
Ratify contracts as listed.

5.17 **SOCCCD: Renewal of Microsoft Agreements for District-wide Software Use**
Approve the renewal of software licensing agreements for District-wide Microsoft software licensing for the 2011-12 academic year with ComputerLand of Silicon Valley at a cost not to exceed $130,000.

6.0 **GENERAL ACTION ITEMS**

6.1 **Saddleback College and Irvine Valley College: SC ASG and ASIVC Final Budgets**
Approve Saddleback College and IVC student government budgets.

On a motion made by Trustee Jay and seconded by Trustee Prendergast the SC ASG Final Budget was approved on a 6-0 vote.

On a motion made by Trustee Milchiker and seconded by Trustee Prendergast the AS IVC Final Budget was approved on a 6-0 vote.

6.2 **SOCCCD: Adoption of the Final Budget for FY 2011-2012**
Approve the Final Budget as presented.

On a motion made by Trustee Prendergast and seconded by Trustee Meldau this item was approved on a 6-0 vote.

6.3 **Saddleback College: Donation of Saddleback College Memorabilia to the Ronald W. Reagan Library and Museum**
Approve donations as presented by President Tod Burnett. In honor of Ronald Reagan and his long-standing connection to Saddleback College,
and to preserve important items of historical significance, Saddleback College will donate various memorabilia to the Ronald W. Reagan Library and Museum on behalf of the college and South Orange County Community College District.

On a motion made by Trustee Padberg and seconded by Trustee Lang this item was tabled until next meeting on a 5-1 vote with Trustee Milchiker casting a negative vote.

6.4 Saddleback College: Renovate Technology and Applied Sciences Building: Hire Architect
Approve agreement with gkkworks to provide architectural and engineering services for a fee equal to $685,000.

On a motion made by Trustee Jay and seconded by Trustee Prendergast this item was approved on a 6-0 vote.

6.5 Saddleback College: James B. Utt Memorial Learning Resource Center Renovation: Change Order Request No. 2
Approve change order request increasing the contract amount by $324,914. The revised contract total amount is $12,864,289.

On a motion made by Trustee Jay and seconded by Trustee Lang this item was approved on a 6-0 vote.

6.6 Saddleback College: Pool Deck Replacement: Change Order Request No. 2 and Notice of Completion
Approve change order request increasing the contract amount by $24,852.28 and authorize the filing of the Notice of Completion. The revised total contract amount is $1,109,586.28.

On a motion made by Trustee Lang and seconded by Trustee Meldau this item was approved on a 6-0 vote.

6.7 Saddleback College: Proposed Division Name
Approve the permanent division name change from Liberal Arts and Learning Resources to Liberal Arts.

On a motion made by Trustee Lang and seconded by Trustee Milchiker this item was approved on a 6-0 vote.

6.8 Irvine Valley College: Basic Aid Funding Reallocation of $2.7 million from the Business Sciences and Technology Innovation Project to the Fine Arts Project
Approve reallocation of $2.7 million dollars from the IVC BSTIC project back to the IVC Fine Arts project.

On a motion made by Trustee Jay and seconded by Trustee Milchiker this item was approved on a 6-0 vote.
Discussion/Approval.

On a motion made by Trustee Milchiker and seconded by Trustee Meldau this item was approved on a 6-0 vote.

Accept for Review and Study

On a motion made by Trustee Lang and seconded by Trustee Jay this item was amended by administration and approved on a 6-0 vote.

6.11 SOCCCD: Resolution No. 11-25: Authorize Administration for Section 125 Flexible Spending Account Benefits Plan
Approve resolution authorizing SISC as the District's Section 125 Plan administrator.

On a motion made by Trustee Lang and seconded by Trustee Milchiker this item was approved on a 6-0 vote.

6.12 SOCCCD: Adopt Resolution No. 11-27: Potential Classified Employee Layoff
Potential adoption of Resolution 11-27 to reduce four grant funded classified positions pending receipt of NSF monies.

On a motion made by Trustee Jay and seconded by Trustee Lang this item was amended by administration and approved on a 6-0 vote.

6.13 SOCCCD: Academic Personnel Actions – Regular Items

On a motion made by Trustee Milchiker and seconded by Trustee Meldau this item was approved on a 6-0 vote.
6.14 SOCCCD: Classified Personnel Actions - Regular Items

On a motion made by Trustee Prendergast and seconded by Trustee Milchiker this item was approved on a 6-0 vote.

7.0 REPORTS

7.1 Irvine Valley College and Saddleback College: Speakers
A listing of speakers for events and/or classes at Saddleback College.

7.2 SOCCCD: Confirmation of Dissolution of Nonprofit Corporation.
The filing for the SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT FACILITIES CORPORATION has been processed and formally completed.

7.3 SOCCCD: Development of District-wide Strategic Plan
A draft plan of the short term strategic plan is being provided to the Board of Trustees for the purpose of information and review.

7.4 SOCCCD: Basic Aid Report
Report on projected receipts and approved projects.

7.5 SOCCCD: Facilities Plan Status Report
Status of current construction projects.

7.6 SOCCCD: Quarterly Financial Status Report
Report is as of June 30, 2011 for the 2010-2011 fiscal year.

7.7 SOCCCD: Quarterly Investment Report
This report is for the quarter ending on June 30, 2011.

7.8 Transfer of Appropriations at Close of Fiscal Year 2010-2011
On August 8, 2011, the OCDE made budgetary transfers as reflected in Exhibit A.

8.0 WRITTEN REPORTS
Reports by the following individuals and groups should be written and submitted through the docket process prior to distribution of the Board agenda packet.

A. Saddleback College Academic Senate
B. Faculty Association
9.0     ADDITIONAL ITEMS

ADJOURNMENT (or continuation of closed session if required):  9:00 P.M.

The meeting was adjourned at 8:39 p.m.

Gary L. Poertner, Secretary