

APPROVED**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF TRUSTEES OF THE
NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT**

February 11, 2014

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, February 11, 2014, at 5:30 p.m. in the Board Room at the Anaheim Campus.

Board President Jeffrey P. Brown called the meeting to order at 5:30 p.m. and led the Pledge of Allegiance to the Flag.

TRUSTEE ROLL CALL - Present: Jeffrey P. Brown, Barbara Dunsheath, Leonard Lahtinen, Donna Miller, M. Tony Ontiveros and Student Trustee Claudia Peña. Trustee Michael Matsuda arrived at 5:32 p.m. Student Trustee Don Lundy arrived at 5:55 p.m. Absent: Molly McClanahan.

RESOURCE PERSONNEL PRESENT: Ned Doffoney, Chancellor; Fred Williams, Vice Chancellor, Finance & Facilities; Irma Ramos, Vice Chancellor, Human Resources; Rajen Vurdien, President, Fullerton College; Bob Simpson, President, Cypress College; Greg Schulz, Provost, School of Continuing Education; Deborah Ludford, District Director, Information Services; Gilbert Contreras, representing the District Management Association; Gary Zager, representing Cypress College Academic Senate; Sam Foster, representing Fullerton College Faculty Senate; Dale Craig, representing United Faculty; Rod Lusch, representing CSEA; Sam Russo, representing ADFAC; and Violet Ayon, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Santanu Bandyopadhyay, Karen Cant, and Phil Dykstra from Cypress College; Toni DuBois, Savannah Jones, and Richard Storti from Fullerton College; and Rodrigo Garcia, Kashu Vyas, and Rick Williams from the District Offices.

COMMENTS: MEMBERS OF THE AUDIENCE: There were no comments from the audience.

BLOCK VOTE APPROVAL: NON-PERSONNEL ITEMS: It was moved by Trustee Donna Miller and seconded by Trustee Barbara Dunsheath that the following non-personnel items be approved by block vote:

Finance & Facilities: 3.a, 3.c, 3.d, 3.e
Instructional Resources: 4.a

Motion carried unanimously by those members present, including the Student Trustee's advisory vote.

BLOCK VOTE APPROVAL: PERSONNEL ITEMS: It was moved by Trustee M. Tony Ontiveros and seconded by Trustee Barbara Dunsheath that the following personnel items be approved by block vote:

Human Resources: 5.a, 5.b, 5.c, 5.d, 5.e

Motion carried unanimously by those members present.

REPORTS

- A. **Chancellor** Doffoney congratulated Deborah Ludford on her selection to receive the Technology Leadership Award for 2013 from the Technology, Research, and Information Systems Division of the California Community Colleges Chancellor's Office and the Board of Governors of the California Community College System. He went on to report that he will resume the "Chancellor's Lunch with Employees" this semester, with the first one scheduled for next week at Cypress College. The "Coffee with Trustees & Chancellor" events have been scheduled for the spring semester.

Human Resources: The District has negotiated a salary agreement with CSEA. The District is currently recruiting for 20 faculty positions.

Information Services: Information Services continues to focus on Student Success Initiative items and MIS reporting at this time.

(See Supplemental Minutes #1123 for a copy of the complete Chancellor's Report.)

- B. **Rajen Vurdien**, Fullerton College President; and **Greg Schulz**, School of Continuing Education Provost; and **Bob Simpson**, Cypress College President, reported on activities from their respective campus.

COMMENTS

- A. **Gary Zager** announced that the Cypress College Academic Senate will hold its first meeting of 2014 this coming Thursday.
- B. **Sam Foster** reported that the Fullerton College Faculty Senate unanimously agreed to use the ELumen software for use with organizing and reporting student learning outcomes, which is in compliance with ACCJC standards. He commended Jan Chadwick for her leadership in getting this through. He added that Leonard Vincent and students have numerous entomology publications and Dr. Chiaromonte and the Child Lab School are also in publication.
- C. **Dale Craig** reported that United Faculty has ratified the settlement agreement with the District. He also stated that United Faculty will put together a campus safety committee in order for additional items to be added to Board Policy 3505, Emergency Response Plan.

- D. **Student Trustee Don Lundy** reported that he may be late to future Board meetings because of employment in the Los Angeles area.
- E. **Trustee Donna Miller** reported on her attendance at the District Foundation meeting, the Orange County Community College Legislative Task Force, and the Board Strategic Conversation Subcommittee. She added that Strategic Conversation #15, The Changing Role of Faculty, Administrators, Staff, and Students, is scheduled for March 25, at Cypress College.
- F. **Trustee Michael Matsuda** commended Dr. Vincent and his students on their recent publications. He reported on the Career Technical Education multimillion dollar grant that the K-12 and community colleges in Orange County have joined articulation efforts to obtain this grant.
- G. **Trustee Leonard Lahtinen** inquired on whether or not Bond Oversight Committee members are required to file a form 700 with the FPPC. He added that the California League of Bond Oversight Committees offers conferences for these committees.

MINUTES: It was moved by Trustee Michael Matsuda and seconded by Trustee M. Tony Ontiveros that the Board approve the minutes of its Special Closed Session Meeting of December 12, 2013, and the Only Regular Meeting of January 28, 2014, as submitted. **Motion carried unanimously by those members present, and including the Student Trustees' advisory votes.**

FINANCE & FACILITIES

Item 3.a: By the block vote, the Board ratified purchase order numbers P0092506-P0093423 through January 29, 2014, totaling \$598,615.02, and check numbers C0039872-C0040061, totaling \$703,310.40; check numbers F0173422-F0173796, totaling \$1,230,614.95; check numbers Q0003326-Q0003379, totaling \$3,636.12; check numbers 88423384-88424166, totaling \$3,603,578.21; check numbers V0031199-V0031202, totaling \$5,661.25; check numbers 70061445-70061477, totaling \$3,289.80; and disbursements E8514381-E8522595, totaling \$8,318,733.79, through January 31, 2014.

Item 3.b: The Board received and reviewed the District's Quarterly Financial Status Report for the quarter ended December 31, 2013, as required by §58310 of Title 5.

Item 3.c: By the block vote, authorization was granted to file the Notice of Completion for Bid #2013-14, Removal of Modular Buildings & Renovation of Parking Lot 10 at Fullerton College, with Astra Builders, Inc., and to pay the final retention payment when due.

Further authorization was granted for the Vice Chancellor, Finance & Facilities, to sign the Notice of Completion on behalf of the District.

Item 3.d: By the block vote, authorization was granted to file the Notices of Completion of Work for PW1011-003, Fullerton College Technology & Engineering Complex

Project, with Doja, Inc., BP No. 1; Precision Concrete Construction, BP No. 2; Inland Building Construction Companies, Inc., BP No. 14; and Gilbert & Stearns, BP No. 18, and pay the final retention payments when due. Authorization is further requested for the Vice Chancellor, Finance & Facilities, to sign the Notice of Completion on behalf of the District.

Item 3.e: By the block vote, authorization was granted for the Deductive Change Order #2 for Bid #2013-10, Anaheim Campus Sewage Ejector, with Pacific Plumbing Company of Santa Ana in the amount of \$8,004.

Further authorization was granted for the Vice Chancellor, Finance & Facilities, or the District Director, Purchasing, to execute the contract agreement on behalf of the District.

INSTRUCTIONAL RESOURCES

Item 4.a: By the block vote, authorization was granted to accept new revenue for the School of Continuing Education's Hands-on Job Training Grant in the amount of \$9,970 for the Period of January 2, 2014, through September 30, 2014. The Board also adopted a resolution to accept new revenue and authorize expenditures within the General Fund, pursuant to the California Code of Regulations Title 5, Section 58308.

Further authorization was granted for the Vice Chancellor, Finance & Facilities, or the District Director, Fiscal Affairs, to execute any agreements and related documents and any amendments to modify the agreements on behalf of the District.

HUMAN RESOURCES

Item 5.a: By the block vote, authorization was granted for the following academic personnel matters, which are within budget:

CHANGE IN RETIREMENT DATE

Krinke, Gary	FC	Dramatic Arts Instructor
		From: 01/24/2014
		To: 01/25/2014
		PN FCF846

ADDITIONAL DUTY DAYS @ PER DIEM

Bedard, Dana	CC	Head Coach, Golf	13 days
Beidler, Larry	CC	Head Coach, M&W Swimming	13 days
Pickler, Brad	CC	Head Coach, Softball	15 days
Pickler, Scott	CC	Head Coach, Baseball	15 days
Pinkham, Bill	CC	Asst. Coach, Baseball	11 days

LEAVES OF ABSENCE

Chan, Theodore	FC	Chemistry Instructor
		Load Banking Leave With Pay (3.33%)

Eff. 2014 Spring Semester

Nusbaum, David	CC	Mathematics Instructor Rescind Load Banking Leave With Pay Eff. 2014 Spring Semester
Pickler, Scott	CC	Physical Education Instructor Load Banking Leave With Pay From: 19.50% To: 20.87% Eff. 2014 Spring Semester
Seaton, Derry	FC	Philosophy Instructor Load Banking Leave With Pay From: 20.00% To: 13.33% Eff. 2014 Spring Semester
Takahashi, Kazuyo	CC	Foreign Language Instructor Load Banking Leave With Pay (13.33%) Eff. 2014 Spring Semester

TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2014 SPRING SEMESTER,
WINTER/SPRING TRIMESTER

Antunez, Heather	CC	Column 1, Step 0
Armstrong, Paul	FC	Column 1, Step 0
Asman, Chelsea	FC	Column 1, Step 0
Baker, Maureen	CC	Column 1, Step 0
Berryhill, Robert	FC	Column 2, Step 0
Brown, Anthony	CC	Column 1, Step 0
Cervantes-Laurean, D	FC	Column 1, Step 0
Daum, Gordon	FC	Column 1, Step 0
Davidson, Anne	FC	Column 1, Step 0
Devirgilio, Desiree	FC	Column 1, Step 0
Godfrey, Donald	FC	Column 2, Step 2
Godwin, Angelina	CC	Column 1, Step 0
Hanberg, Eric	FC	Column 1, Step 0
Keller, Daniel	CC	Column 1, Step 0
Kim, Kendrick	FC	Column 2, Step 0
Lewis, Lisa	CC	Column 1, Step 0
LoBasso, Lily	CC	Column 1, Step 0
Lozano, George	FC	Column 1, Step 0
Miranda, Pavielle	CC	Column 1, Step 0
Mullins, Robert	FC	Column 1, Step 0
Noyce, Derrick	FC	Column 3, Step 0
Navarro, Arturo	CC	Column 1, Step 0
Ponzillo, Gizelle	SCE	Column 2, Step 0
Portman, Sharon	FC	Column 2, Step 0

Robinson, Edward	FC	Column 1, Step 0
Runde, Jessica	FC	Column 1, Step 0
Sayyadi, Leila	FC	Column 1, Step 0
Shan, Clarissa	CC	Column 2, Step 0
Simmons, Jim	FC	Column 2, Step 0
Steele, Richard	FC	Column 1, Step 0
Stewart, Melanie	CC	Column 1, Step 0
Suzuki, Masaru	CC	Column 1, Step 0

TEMPORARY ACADEMIC HOURLY-NONINSTRUCTIONAL

Antunez, Heather	CC	Column 1, Step 0
Hurley, Jennifer	CC	Column 1, Step 0
Masson, Sandy	CC	Column 1, Step 0

TEMPORARY ACADEMIC HOURLY-SUBSTITUTES

Battistelli, L'Oreal	CC	Column 1, Step 0
Cooper, Graziella	FC	Column 1, Step 0
Do, Mina	CC	Column 1, Step 0
Hogenauer, Tyrone	CC	Column 3, Step 0
Markalanda, Piyali	CC	Column 1, Step 0
Mohr, Lawrence	CC	Column 2, Step 0
Nguyen, Hoang	CC	Column 1, Step 0
Ramirez, Clara	FC	Column 1, Step 0
Ramirez, Odilon	CC	Column 1, Step 0
Sayyadi, Leila	CC	Column 1, Step 0
Torres, Martin	CC	Column 1, Step 0

Item 5.b: By the block vote, authorization was granted for the following classified personnel matters, which are within budget:

RETIREMENT

Nelson, Lisa	FC	Athletic Therapist 11-month position (100%) Eff. 07/01/2014 PN FCC823
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NEW PERSONNEL

Lee, Jenny	CC	Accounting Technician 12-month position (100%) Range 36, Step A Classified Salary Schedule Eff. 02/12/2014 PN CCC846
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Nelson, Jessica CC Special Project Director/Student Success & Support
 Temporary Management Position (100%)
 Range 3
 Special Project Administrator Daily Rate Schedule
 Eff. 02/12/2014 – 06/30/2014
 PN CCT992

PROMOTION

Bailey, Wendy FC Administrative Assistant I
 12-month position (100%)
 PN FCC981

To: FC Administrative Assistant III
 12-month position (100%)
 Range 41, Step B + 5% Longevity
 Classified Salary Schedule
 Eff. 02/12/2014
 PN FCC928

PROFESSIONAL GROWTH & DEVELOPMENT

Fajardo, Karla CC Clerical Assistant II (100%)
 2nd Increment (\$350)
 Eff. 07/01/2015

LEAVES OF ABSENCE

Lamb, Darin FC Groundskeeper (100%)
 Family Medical Leave (FMLA/CFRA)
 Paid Leave Using Regular and Supplemental Sick
 Leave Until Exhausted; Unpaid Thereafter
 Eff. 01/13/2014 -- 02/11/2014 (Consecutive Leave)

Villegas, Fatima FC Financial Aid Technician (100%)
 Family Medical Leave (FMLA/CFRA)
 Paid Leave Using Personal Necessity Leave Until
 Exhausted; Unpaid Thereafter
 Eff. 02/18/2014 -- 05/13/2014 (Consecutive Leave)

ADMINISTRATIVE LEAVE WITH PAY

Carter, Jamail FC Director, Institutional Research and Planning
 Eff. 01/31/2014

Item 5.c: By the block vote, authorization was granted for the assignment of professional expert personnel per the professional expert listing.

(See Supplemental Minutes #1123 for a copy of the professional expert personnel listing.)

Item 5.d: By the block vote, authorization was granted for the hourly personnel per the hourly personnel listing.

(See Supplemental Minutes #1123 for a copy of the hourly personnel listing.)

Item 5.e: By the block vote, authorization was granted for the assignment of volunteers per the volunteer listing.

(See Supplemental Minutes #1123 for a copy of the volunteer listing.)

Item 5.f: It was moved by Trustee Leonard Lahtinen and seconded by Trustee Donna Miller that the agreement with respect to reopener negotiations for the 2013/2014 fiscal year, inclusive of all terms and conditions specified in the written settlement agreement between CSEA and its Chapter #167 and the District, be approved as follows:

On-Schedule Salary Adjustment: The Classified Salary Schedule will be increased by two and one-half (2.5) percent across the schedule, retroactive to July 1, 2013.

Off-Schedule Salary Adjustment: Retroactive to July 1, 2013, Unit Members will be paid a bonus in the amount of one (1.0) percent of their regular contract salary for the 2013/2014 fiscal year. This bonus is a one-time, off-schedule adjustment, calculated on the basis of the Classified Salary Schedule rates in effect prior to the implementation of the two and one-half (2.5) percent on-schedule adjustment, as provided above.

Fringe Benefits: There will be no increase in the optional fringe benefit allowance for the 2013/2014 fiscal year.

Modification of Vacant Bargaining Unit Positions: The District shall have the right reduce the months of employment of specified vacant bargaining positions as provided in the written settlement agreement between the parties.

In addition, the Classified Salary Schedule, which reflects the two and one-half (2.5) percent on-schedule adjustment, was approved.

During discussion of this item, Rod Lusch stated that CSEA is still asking for consideration of a comparability study for classified employees and a revisit on the possibility of a 125 benefits plan. Upon conclusion of discussion, **the motion carried unanimously by those members present.**

GENERAL

Item 6.a: The Board received as an information item proposed, revised Board Policy 3250, Institutional Planning, and directed that it be placed on the agenda of the February 25, 2014, meeting for action thereby allowing the Board sufficient time for a first and second reading on policy matters.

Item 6.b: The Board received as an information item proposed, revised Board Policy 5010, Admissions and Concurrent Enrollment, and proposed, revised Board Policy 5050, Matriculation, and directed that they be placed on the agenda of the February 25, 2014, meeting for action thereby allowing the Board sufficient time for a first and second reading on policy matters.

CLOSED SESSION: At 6:27 p.m., Board President Jeffrey P. Brown adjourned the meeting to closed session per the following sections of the Government Code:

Per Section 55957.6: CONFERENCE WITH LABOR NEGOTIATOR JEFF HORSLEY, VICE CHANCELLOR, HUMAN RESOURCES: Employee Organizations: United Faculty/CCA/CTA/NEA, Adjunct Faculty United Local 1606, CSEA Chapter #167, and Unrepresented Employees.

Per Section 55957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.

Per Section 54956.9(d)(2): CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: One potential case.

Per Section 54956.9(a): CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION:

Claimant:	Astra Builders, Inc.
Agency Claimed Against:	NOCCCD

Per Section 54954.5: CONFERENCE WITH REAL PROPERTY NEGOTIATOR: Fred Williams, Vice Chancellor, Finance & Facilities, regarding:

Property:	1000 S. Leslie La Habra, CA 90631
Negotiating Parties: Under Negotiation:	To be Determined Terms and Conditions

RECONVENE OPEN SESSION: At 7:38 p.m., Board President Jeffrey P. Brown reconvened the meeting in open session and reported the following action taken in closed session:

It was moved by Trustee M. Tony Ontiveros and seconded by Trustee Donna Miller that the Board reject both the Claim and Amended Claim for Damages or Injury presented by Astra Builders, Inc. on Bid #2013-14, Removal of Modular Buildings and Renovation of Parking Lot 10 Project at Fullerton College. **The motion carried unanimously by those members present.**

ADJOURNMENT: At 7:40 p.m., it was moved by Trustee Michael Matsuda and seconded by Trustee Barbara Dunsheath to adjourn the meeting. **Motion carried unanimously.**