

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

October 24, 2017

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, October 24, 2017, at 5:30 p.m. in the Anaheim Campus Board Room.

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

TRUSTEE ROLL CALL: Present: Ryan Bent, Stephen T. Blount, Jeffrey P. Brown, Barbara Dunsheath, Ed Lopez, Molly McClanahan, Jacqueline Rodarte, and Student Trustees Daniel Sebastian and Andrew Washington. Absent: None.

RESOURCE PERSONNEL PRESENT: Cheryl Marshall, Chancellor; Rick Williams, District Director, Facilities & Construction; Irma Ramos, Vice Chancellor, Human Resources; Greg Schulz, President, Fullerton College; JoAnna Schilling, President, Cypress College; Valentina Purtell, Provost, North Orange Continuing Education; Nick Wilkening, District Manager, Information Services; Olivia Veloz, representing the District Management Association; Bryan Seiling representing the Cypress College Academic Senate; Josh Ashenmiller, representing the Fullerton College Faculty Senate; Dana Clahane, representing United Faculty; Rod Lusch, representing CSEA; and Alba Recinos, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Elaine Lipiz Gonzalez, Jose Ramon Nuñez, Sylvia Pimentel, Scott Thompson, and Lizbeth Trujillo from Fullerton College; Maha Afra, Santanu Bandyopadhyay, and Michael Flores from Cypress College; and Julie Kossick, Arturo Ocampo, Tami Oh, and Kai Stearns Moore from the District Office.

VISITORS: Bill Burbank, Nathan Chin, Cathy Crawford, Patrick Crawford, Anna Dalin, Wayne Dalin, Ron Dymek, Mary Frances Gable, Joshua Gonzalez, Robert Leshner, William Miller, Anne Murphy, Craig Nordstrom, Damion Planchon, Josh Rodriguez, Tyler Rogers, Jon St. Amant, Jane Sylvester, Virgil Talbott, and Robert Williams.

COMMENTS: MEMBERS OF THE AUDIENCE:

- A. **Damion Planchon**, Fullerton resident, addressed the Board to emphasize that the community desires no Fullerton College stadium, and views it as a waste of taxpayer dollars that will negatively impact the community's property values.
- B. **Mary Frances Gable**, Fullerton resident, cited an Orange County Grand Jury report and data from citydata.com when urging the Board to reject the Fullerton College stadium project which does not serve or benefit the general public.

- C. **Jon St. Amant**, Fullerton resident, asked the Board to imagine a 4,500-seat stadium being built 50 feet from their own homes, and the impact that the noise and lights associated with it would have on their lifestyles.
- D. **Craig Nordstrom**, Fullerton resident and Fullerton College Alumnus, stated that Fullerton College has access to the Fullerton High School stadium, and that the community is opposed to another stadium in part due to parking concerns.
- E. **Jane Sylvester**, Fullerton resident, stated that the proposed Fullerton College stadium would horribly impact the College's neighbors for the rest of their lives.
- F. **Wayne Dalin**, Fullerton resident, questioned Fullerton College's commitment to transparency and inclusiveness and their erroneous use of taxpayer dollars to fund the proposed stadium project.
- G. **Anna Dalin**, Fullerton resident, read a statement on behalf of **Kristen Johnson**, to address her concerns related to the proposed stadium and its effects on the neighborhood and quality of life.
- H. **Bill Burbank**, Fullerton resident, expressed his frustration with all of the lies regarding the Fullerton College stadium, and said that the community has a right to decide where tax money is spent, and it should not be on a stadium.
- I. **Ron Dymek**, Fullerton resident, shared that noise levels from use of the Fullerton High School stadium events are loud and he cannot imagine the noise that would result from the proposed Fullerton College stadium, which would be much closer.
- J. **Sylvia Pimentel**, Fullerton College Counselor, asked the Board to consider utilizing more permanent language in their resolution in support of DACA students.

Upon conclusion of the public comments, **Board President Molly McClanahan** thanked community members for attending the meeting and noted that the District will be as transparent as possible with regard to the Sherbeck Field project. **President Greg Schulz** added that Fullerton College is in the early stages of the EIR analysis that will include exploration of other options. Neighbors, immediately adjacent to the College, will receive invitations to a future project related scoping meeting.

BLOCK VOTE APPROVAL OF NON-PERSONNEL ITEMS: It was moved by Trustee Jeffrey P. Brown and seconded by Trustee Barbara Dunsheath that the following non-personnel items be approved by block vote:

Finance & Facilities: 3.b

Instructional Resources: 4.a

Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes, including Student Trustees Sebastian and Washington's advisory votes.

BLOCK VOTE APPROVAL OF PERSONNEL ITEMS: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Ryan Bent that the following personnel items be approved by block vote:

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

Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.

CONSIDERATION OF ITEM 6.B: It was moved by Trustee Ryan Bent and seconded by Trustee Jacqueline Rodarte that the Board move agenda Item 6.b, Resolution No. 17/18-06, Veteran's Appreciation Week, for discussion and vote immediately after the approval of the minutes. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes, including Student Trustees Sebastian and Washington's advisory votes.**

REPORTS

- A. **Honor Cypress College Award Recipient:** As part of the Chancellor's Report, **Maha Afra**, Cypress College Dance Instructor, was honored for her selection as the recipient of the Cypress College Diversity and Inclusiveness Award.
- B. **Chancellor's Report: Chancellor Marshall** congratulated Cypress College and Fullerton College on their successful accreditation visits and the commendations they each received from the visiting accreditation teams in recognition of their great work.

(See Supplemental Minutes #1203 for a copy of the Chancellor's full report.)

COMMENTS

- A. **Valentina Purtell**, North Orange Continuing Education Provost, reported on the 2017 Harvesting Opportunities Festival which was attended by approximately 800 community members, the recent visit of Senator Diane Feinstein's field representative to learn more about noncredit programs, and the formation of the Community Connections Club which is NOCE's first student club.

(See Supplemental Minutes #1203 for a copy of the Provost's full report.)

- B. **JoAnna Schilling**, Cypress College President, reported on the Cypress College accreditation visit including the commendations and recommendations for improvement received from the visiting team, and campus activities that included Islam Awareness Day and the College's Retirees' Luncheon.

(See Supplemental Minutes #1203 for a copy of the President's full report.)

- C. **Greg Schulz**, Fullerton College President, congratulated both colleges for outstanding accreditation visits, and reported on the UMOJA Program's discussion "Kneel: The Importance of Sports in Politics and Civil Rights" and the Dia De Los Muertos event on October 26.

Dr. Schulz also reported on the Fullerton College homecoming football game, and noted that new NCAA and CCCAA regulations will prevent community college football programs from playing post-season games on high school fields due to field markings and goal posts that vary from college fields.

(See Supplemental Minutes #1203 for a copy of the President's full report.)

- D. **Olivia Veloz**, attended on behalf of DMA President Eldon Young, and reported that the DMA Fall Business meeting will take place on October 27.
- E. **Bryan Seiling** reported on the Cypress College Academic Senate passing a resolution in support of DACA students, their ongoing conversations regarding guided pathways and dual enrollment, and that Maha Afra and Christie Diep's names will be forwarded for consideration of State Academic Senate awards.
- F. **Josh Ashenmiller** reported that the Fullerton College Faculty Senate finished their faculty hire prioritization recommendations and shared them with Dr. Schulz, and are in the process of creating a Winter Intersession Task Force.
- G. **Dana Clahane** congratulated the Colleges and the District on the successful accreditation visits, and reported on United Faculty's elections for vacant positions, establishment of new committees, and the beginning of negotiations.
- H. **Rod Lusch** questioned why the policy language regarding management evaluations within the District have been under construction for 16 years.
- I. **Student Trustee Daniel Sebastian** reported on Cypress College campus activities including "Pumpkin Bash" on October 26 and a peace awareness event hosted by Professor Ambika Talwar on November 7-8.
- J. **Student Trustee Andrew Washington** reported on Fullerton College campus activities including the UMOJA Program's "Great Debaters" event and Fullerton College Night at the Anaheim Ducks game on November 12 with proceeds benefiting the food bank and student government.
- K. **Trustee Stephen T. Blount** reported on his attendance at the Fullerton College homecoming football game, and shared that he is reading the Leadership Academy's book selection, "Practical Leadership in Community Colleges."
- L. **Trustee Ryan Bent** expressed his pride in hosting the Fullerton College homecoming football game at the Yorba Linda High School stadium.
- M. **Trustee Jacqueline Rodarte** reported on her attendance at a meeting of the District's Retirement Board where it was noted that the District's portfolio is currently valued at \$90 million.
- N. **Trustee Barbara Dunsheath** commended the Colleges on their accreditation visits, reported on her first meeting as an ACCJC Commissioner, and distributed a handout outlining new things that are happening at ACCJC.
- O. **Trustee Molly McClanahan** shared that a recent LA Times article profiled John Rodrigues, the founder of the nonprofit ThinkLexic, who dropped out of high school before attending UC Berkeley and Harvard University.

MINUTES: It was moved by Trustee Jeffrey P. Brown and seconded by Trustee Ryan Bent to approve the Minutes of the Regular Meeting of October 10, 2017 as amended

with changes to comments related to the discussion on Items 3.b and 4.b., Student Trustee Sebastian's comments, and the approval of the minutes discussion to include Trustee Ryan Bent's request to include the "Additional Information" provided in advance of Board meetings with the supplemental minutes and posted to the District website. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes, including Student Trustees Sebastian and Washington's advisory votes.**

Item 6.b: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Stephen T. Blount that the Board adopt Resolution No. 17/18-06 to declare that the week of November 13-17, 2017 be observed as Veteran's Appreciation Week to honor the contributions of past and present members of the Armed Forces in the state of California and in the North Orange County Community College District.

During the discussion, it was noted that future resolutions should be presented to the Board in advance to allow for their input and any necessary edits. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes, including Student Trustees Sebastian and Washington's advisory votes.**

Signed copies of the approved resolution were presented to Cypress College, Fullerton College, and NOCE.

FINANCE & FACILITIES

Item 3.a: The Board received and reviewed the Calendar for the 2018-19 Budget.

Item 3.b: By block vote, authorization was granted to declare the attached list of items surplus and for the Liquidation Company to conduct an auction for the sale of the surplus items. Proceeds collected by the auction company will be split between the District (55%) and the auction company (45%).

INSTRUCTIONAL RESOURCES

Item 4.a: By block vote, the Board ratified the the amended 2017-2018 NOCCCD and Anaheim Union High School District College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement.

HUMAN RESOURCES

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

CHANGE IN SALARY CLASSIFICATION

| | | |
|-------------------|----|--------------------------|
| Vechayiem, Justin | CC | Nursing Instructor (ADJ) |
| | | From: Column 1, Step 1 |
| | | To: Column 2, Step 1 |
| | | Eff. 6/15/2017 |

LEAVE OF ABSENCE

| | | |
|-----------------|----|---|
| Manjra, Samreen | CC | Accounting Instructor Family Medical Leave (FMLA/CFRA/PDL) (100%) Paid Leave using Regular and Supplemental Sick Leave until Exhausted; Unpaid thereafter Eff. 10/16/2017-12/16/2017 |
|-----------------|----|---|

TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2017 FALL SEMESTER, TRIMESTER

| | | |
|-----------------|------|------------------|
| Proppe, Jean | NOCE | Column 2, Step 1 |
| Schumann, Sonya | FC | Column 3, Step 1 |
| Wade, Norma | NOCE | Column 1, Step 1 |

TEMPORARY ACADEMIC HOURLY-NONINSTRUCTIONAL

| | | |
|----------------------|----|------------------|
| De La Cruz, Gabriela | CC | Column 1, Step 1 |
| Vizcarra, Vince | CC | Column 1, Step 1 |

TEMPORARY ACADEMIC HOURLY-SUBSTITUTES

| | | |
|-------------|----|------------------|
| Davis, Anna | CC | Column 1, Step 1 |
|-------------|----|------------------|

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

NEW PERSONNEL

| | | |
|-----------------|------|---|
| Pham, Katherine | NOCE | Administrative Assistant II 12-month position (100%) Range 36, Step A Classified Salary Schedule Eff. 11/06/2017 PN SCC871 |
|-----------------|------|---|

VOLUNTARY CHANGES IN ASSIGNMENT

| | | |
|-----------------------|------|---|
| Revelo-Torres, Monica | NOCE | Admissions & Records Technician 12-month position (100%) PN SCC928 Permanent Lateral Transfer To: NOCE Administrative Assistant I 12-month position (100%) Eff. 10/16/2017 PN SCC974 |
|-----------------------|------|---|

| | | |
|------------|------|---|
| Teh, Edwin | NOCE | Instructional Aide (100%) Temporary Change in Assignment To: NOCE Instructional Assistant |
|------------|------|---|

11-month position (100%)
 Range 36, Step D
 Classified Salary Schedule
 Eff. 10/09/2017 – 12/01/2017

LEAVES OF ABSENCE

| | | |
|-----------------------------|----|--|
| Aguirre, Maria | FC | Financial Aid Technician (100%) Classified Staff Development Leave with Pay Eff. 11/07/2017 – 12/15/2017 (Intermittent) |
| Hoang, Christine | AC | Administrative Assistant (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Family Illness Leave and Personal Necessity Leave Until Exhausted; Unpaid Thereafter Eff. 10/19/2017 – 10/29/2017 (Consecutive Leave) |
| Hoang, Elizabeth | FC | Administrative Assistant II (100%) Family Medical Leave (FMLA/CFRA/PDL) Paid Leave Using Sick Leave and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 09/09/2017 – 12/11/2017 (Consecutive Leave) |
| Hong, Ray | AC | Facilities Custodian I (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Sick Leave and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 09/07/2017 – 12/10/2017 (Consecutive Leave) |
| Quiroz Hernandez, Alexis | AC | Facilities Custodian I (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Sick Leave and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 08/31/2017 – 10/23/2017 (Consecutive Leave) |

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 #1203 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 #1203 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 #1203 for a copy of the volunteer listing.)

Item 5.f: It was moved by Trustee Jeffrey P. Brown and seconded by Trustee Jacqueline Rodarte for the District to offer a Supplemental Early Retirement Plan (SERP), administered by Keenan Financial Services, for eligible employees, effective July 1, 2018, and also adopt Resolution 17/18-04 in support of the SERP.

Subsequent to clarification on the number of participants needed to move forward with the SERP and when authorization would occur, the **motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.**

Item 5.g: The Board received the reopeners for 2017-2018 proposed by United Faculty (CCA/CTA/NEA) to the District, and set a public hearing for November 14, 2017, at or about 6:00 p.m.

(See Supplemental Minutes #1203 for a copy of the United Faculty proposal.)

Item 5.h: The Board received the reopeners for 2017-2018 proposed by the District to United Faculty (CCA/CTA/NEA), and to set a public hearing for November 14, 2017, at or about 6:00 p.m.

(See Supplemental Minutes #1203 for a copy of the District proposal.)

GENERAL

Item 6.a: Prior to taking action to approve Resolution No. 17/18-03 the Board discussed interest and support for amending the resolution's language to include a permanent solution for those currently participating in the federal Deferred Action for Childhood Arrivals (DACA) Program. Subsequent to all trustees expressing why or why not an amendment was necessary, it was moved by Trustee Jeffrey P. Brown and seconded by Trustee Ryan Bent that the Board adopt Resolution No. 17/18-03, In Support of Preserving a Deferred Action Program for Childhood Arrivals, as presented.

During the discussion, it was moved by Trustee Ed Lopez and seconded by Trustee Stephen T. Blount to amend Resolution No. 17/18-03 to read: "THEREFORE, BE IT RESOLVED, that the North Orange County Community College District Board of Trustees declares that it remains steadfastly in support of our DACA recipients and calls on Congress to preserve a deferred action program for them or pass a Dream Act with a path to citizenship for them so that all of our students can realize their full potential and continue to make meaningful contributions to their communities, the state of California, and the country." **Motion failed with Trustees Blount, Lopez, and Rodarte voting yes, and Trustees Bent, Brown, Dunsheath, and McClanahan voting no, including Student Trustees Sebastian and Washington's advisory votes.**

Subsequently the vote on the original motion to adopt Resolution No. 17/18-03, In Support of Preserving a Deferred Action Program for Childhood Arrivals took place. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, McClanahan, and Rodarte voting yes, including Student Trustees Sebastian and Washington's advisory votes, and Trustee Lopez voting no.**

Item 6.c: The Board received the following proposed, revised Board Policies for a first reading:

- **BP 1000, The North Orange County Community College District:** Revised to reflect the NOCE name change.
- **BP 1001, District Mission, Vision, & Values Statement:** Revised to reflect the NOCE name change.
- **BP 2340, Agendas:** Revised to update Section 1.0 to address new requirements that districts must post board meeting agendas on their district homepage (effective January 1, 2019) per Legal Update #30, and to reflect the NOCE name change.
- **BP 2350, Speakers:** Revised to add Section 4.7.1 in order to address a new Government Code requirement that if districts have a time limit for public speakers, double the amount of time must be provided to those speakers who use a translator per Legal Update #30.
- **BP 3740, Web Sites:** Revised to reflect the NOCE name change.
- **BP 4020, Program and Curriculum Development:** Revised to reflect the NOCE name change.
- **BP 4225, Course Repetition:** Revised to correct a spelling error in Section 5.0 per Legal Update #29.
- **BP 4250, Probation, Dismissal, and Readmission:** Revised to reflect the NOCE name change.
- **BP 5040, Student Records, Directory Information, and Privacy:** Revised to reflect the NOCE name change.
- **BP 5140, Disabled Student Programs and Services:** Revised to correct a typographical error in Section 4.0 per Legal Update #29.
- **BP 5500, Standards of Student Conduct and Discipline:** Revised to reflect the NOCE name change.
- **BP 6300, Fiscal Management:** Revised to update the “Reference” section to add a citation to address federal regulations under US Education Department General Administrative Regulations (EDGAR) Second Edition and add Section 2.0 to establish procedures to satisfy EDGAR for any federal funds received by the District per Legal Update #29, and renumbered because of the new Section 2.0.
- **BP 6350, Hospitality:** Revised to reflect the NOCE name change.
- **BP 6620, Naming Facilities and Properties:** Revised to reflect the NOCE name change.
- **BP 6700, Civic Center and Other Facilities Use:** Revised to cite the correct Education Code Section noted in Section 4.0.
- **BP 7240, Management Employees:** Revised to reflect the NOCE name change.
- **BP 7310, Nepotism:** Revised to add discipline to the list of items that constitute a personnel decision in Section 2.0 per Legal Update #29.
- **BP 7330, Certification of Freedom From Communicable Disease:** Revised to update the “Reference” section and update Section 2.0 to reflect changes to the tuberculosis screening requirements for newly hired academic and classified employees.
- **BP 7400, Travel & Conference Attendance:** Revised to remove Section 3.0.

During the discussion, the following was noted: 1) clarification on whether or not Section 5.0 in BP 2340 is necessary; 2) the need to update the yellow speaker cards to include Section 4.8 language upon approval of BP 2350; 3) consider including the attainment of SLOs to BP 4020 since ACCJC Standard II.A.9 is cited as a reference; 4) whether BP 5500 addresses marijuana; 5) the inclusion of ACCJC Standard III.D in BP 6300 versus

BP 6100, Delegation of Authority, Business and Fiscal Affairs, and how those two policies align; and 6) the Board's desire to retain Section 3.0 in BP 7400.

The Board also emphasized the need to have all related board policies and administrative procedures available anytime they take up corresponding policies and procedures.

All Board Policies, with the exception of BP 7400, will be placed on a future Board meeting agenda for action, and once adopted by the Board of Trustees, the revised policies will be placed on the District's website, where they will be readily accessible by students, employees, and the general public.

CLOSED SESSION: At 7:49 p.m. Board President Molly McClanahan adjourned the open session meeting in memory of Rocio Guillen and Andrea Castilla, two students who died in the Las Vegas shooting. Closed session was held per the following sections of the Government Code:

Per Section 54957.6: CONFERENCE WITH LABOR NEGOTIATOR IRMA RAMOS, VICE CHANCELLOR, HUMAN RESOURCES; - Employee Organizations: United Faculty/CCA/CTA/NEA, Adjunct Faculty United Local 6106, CSEA Chapter #167, and Unrepresented Employees.

Per Section 54957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

RECONVENE MEETING: At 8:49 p.m., Board President Molly McClanahan reconvened the meeting in open session.

ADJOURNMENT: At 8:49 p.m., it was moved by Trustee Barbara Dunsheath and seconded by Trustee Ryan Bent to adjourn the meeting. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.**

Prepared By Recording Secretary for
Jeffrey P. Brown, Secretary, Board of Trustees