

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

November 25, 2014

The Board of Trustees of the North Orange County Community College District met for its meeting on Tuesday, November 25, 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, Michael Matsuda, Molly McClanahan, Donna Miller, and M. Tony Ontiveros. Absent: Student Trustees Omar Pichardo and Stephen Tith.

RESOURCE PERSONNEL PRESENT: Ned Doffoney, Chancellor; Fred Williams, Vice Chancellor, Finance & Facilities; Irma Ramos, Vice Chancellor, Human Resources; Cherry Li-Bugg, Vice Chancellor, Educational Services & Technology; Rajen Vurdien, President, Fullerton College; Bob Simpson, President, Cypress College; Greg Schulz, Provost, School of Continuing Education; Deborah Ludford, District Director, Information Services; Richard Fee, representing the District Management Association; Adam Gottdank, representing the School of Continuing Education Academic Senate; Jolena Grande, representing the Cypress College Academic Senate; Sam Foster, representing the Fullerton College Faculty Senate; Dale Craig, representing United Faculty; Rod Lusch, representing CSEA; Sam Russo, representing ADFAC; and Violet Ayon, Recording Secretary.

OTHER EMPLOYEES PRESENT: Carlos Ayon, Jodi Balma, Joe Carrithers, Janice Chadwick, Jennifer Combs, Bill Cowieson, Danielle Fouquette, Mark Greenhalgh, Savannah Jones, Kendrick Kim, Diana Kyle, Karen Markley, Laura Melella, Jose Ramon Nuñez, Kim Orlijan, Marie Perez, Richard Storti, Pete Snyder, Klutch Standway, and Marcus Wilson from Fullerton College; Santanu Bandyopadhyay, Karen Cant, Temperence Dowdle, Phil Dykstra, Al Flores, Tina Johannsen, Marc Posner, Luis Rivas, and Samuel Vaccoso, from Cypress College; Michael Gieck from the School of Continuing Education; and Rod Garcia, Julie Kossick, Tami Oh, Melissa Utsuki, Kashu Vyas, and Rick Williams from the District Offices.

VISITORS: Mary Dalessi, Guy Dodson, Barbara Russo, and Sal Martinez.

COMMENTS: MEMBERS OF THE AUDIENCE:

- A. **Janice Chadwick** expressed her concern with the upcoming visit in 2016 and 2017 from the Accrediting Commission for Community and Junior Colleges and the preparation for Standards IV.a.4, IV.B.6, IV.B.7. because of the November 11th Board meeting action where the Board did not follow the District Curriculum Coordinating Committee's (DCCC) recommendation to submit the Fullerton College

proposal – by relying primarily upon faculty as indicated in Board Policy 2510, Participation in Local Decision Making – for consideration to the Community College Baccalaureate Degree Pilot Program.

- B. **Jennifer Combs** addressed the Board regarding its decision for the Baccalaureate Degree Pilot Program in which the DCCC followed the process outlined by the Board to submit one proposal. However, the Board violated its procedures by its decision against the DCCC recommendation for the curriculum proposal.
- C. **Karen Markley** also addressed the Board regarding its decision to not accept the DCCC recommendation for the Baccalaureate Degree Pilot Program.
- D. **Marcus Wilson** addressed the Board regarding its decision at the November 11, 2014, Board meeting where the Board's decision did not accept the DCCC recommendation. He noted that such actions are what turn faculty away from becoming involved at the campus and District levels since the Chancellor nor the Board of Trustees follows the recommendations of the faculty; thus, disregarding its own procedures.
- E. **Danielle Fouquette** echoed her colleagues' concern for the Board not following its own procedures and the agenda item only referred to consideration of one proposal – not more proposals. She requested the Board to be more diligent in agenda preparation.
- F. **Jodi Balma** addressed the Board regarding the 2015 summer schedule and the impact it has on veterans' income when only one summer session is offered.
- G. **Luis Rivas** addressed the Board with his concerns about discrimination on the basis of his race and age and outlined what he has been subjected to at the Cypress College Maintenance and Operations Department. He requested that the Board formally resolve this discrimination issue. The Board directed Chancellor Doffoney to look into this matter.
- H. **Marc Posner** announced that Measure J is ahead by 15 votes in both Los Angeles and Orange County. The results are expected to be certified by Los Angeles on December 2.
- I. **Kim Orlijan** echoed her colleagues concerns and cited Board Policy 2510, Participation in Local Decision Making, and stated that faculty expect the Board to follow its own Board Policy.
- J. **Ray Collins** addressed the Board with concerns regarding the Cypress College Maintenance and Operations Department.

First Closed Session: At 6:03 p.m., Board President Jeffrey P. Brown adjourned the meeting to closed session per Government Code Section 55957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.

Reconvene Open Session: At 6:18 p.m., Board President Jeffrey P. Brown reconvened the meeting in open session.

BLOCK VOTE APPROVAL OF NON-PERSONNEL ITEMS: It was moved by Trustee Michael Matsuda and seconded by Trustee M. Tony Ontiveros that the following non-personnel items be approved by block vote:

Finance & Facilities: 4.a, 4.b, 4.c
Instructional Resources: 5.a

Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.

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

Human Resources: 6.b, 6.c, 6.d, 6.e

Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.

REPORTS

- A. **Chancellor Doffoney** reported that the District has completed its preliminary audit and the Audit Report will be forwarded to the Board for consideration at the Board's December meeting. He also noted that 36 community college districts have applied for the Community College Baccalaureate Degree Pilot Program, the District being one of those 36.

(See Supplemental Minutes #1141 for a copy of the Chancellor's Board Report.)

- B. **Fullerton College Annual Report and Institutional Effectiveness Report:** College President Rajen Vurdien presented the Fullerton College Institutional Effectiveness Report and the college's Annual Report. Highlights of the presentation included: (1) Fullerton College Strategic Plan; (2) evidence of student success; (3) narrowing the achievement gap: student successful course completion; (4) student demographics; (5) enrollment patterns; (6) identification of the top ten majors in 2013-14; (7) federal aid and federal direct loans; (8) institutional grants; and (9) community partnerships and support.

(See Supplemental Minutes #1141 for a copy of the presentation.)

A question and answer session ensued with Board Members commending the Fullerton College President and staff for the Annual Report to the Community, the partnerships with feeder schools, and the details in the Report.

- C. **Bob Simpson** reported that the Cypress College women's soccer and volleyball teams are in the playoffs. Campus events recently held include the Associated Students Food Drive for 35 families, the Food for Fines Library project and 25 campus veterans donated three days of their time to paint the Cypress Senior Center.
- D. **Greg Schulz** reported that the School of Continuing Education (SCE) recently hosted the Association of Community and Continuing Education Workshop at the Anaheim Campus. He also extended an invitation to December 4 SCE Holiday event at the Anaheim Campus.
- E. **Rajen Vurdien** announced that the Fullerton College women's waterpolo team captured the state championship and the men's soccer team is leading by 1 to 0.

(See Supplemental Minutes #1141 for a copy of the CEOs' reports.)

COMMENTS:

- A. **Richard Fee** reported on the District Management Association's Fall Festivus held the previous Friday. During the Festivus emphasis was given to communication more directly and personally with one another.
- B. **Adam Gottdank** reported on his attendance at the Academic Senate Plenary Session.
- C. **Jolena Grande** distributed copies of the *Senate Rostrum* and thanked the Board for its support of the Cypress College proposal for the Community College Baccalaureate Degree Pilot Program.
- D. **Sam Foster** also reported on his attendance at the Academic Senate Plenary Session where he presented a breakout session. He also read a statement from the Fullerton College Senate regarding the Board's action on November 11 when the Board did not primarily rely upon faculty for a curriculum matter (Baccalaureate Degree Pilot Program) and requested a written response from Board outlining why it did not follow DCCC's recommendation.
- E. **Dale Craig** reported that negotiations have begun and that a Joint United Faculty/Senates meeting will be held on January 22 at the Anaheim Campus.
- F. **Trustee Barbara Dunsheath** reported on a recent session she attended where the topic of discussion was on assessment and the movement statewide to develop a common assessment instrument.
- G. **Trustee M. Tony Ontiveros** thanked the Academic Senate for looking at the full-time faculty obligation issue. He also reported on his recent attendance at Community College League of California (CCLC) Partners Conference and noted Napolitano's key speech. He added that Scott Lay resigned from the CCLC Executive Officer position and CCLC will now begin the process to hire new director.

- H. **Trustee Michael Matsuda** stated that he is very interested in sort of optimizing the Anaheim Union High School District facilities with Fullerton College, Cypress College, and the School of Continuing Education in terms of optimizing facilities and building the pathways. He also commended the two colleges for raising the awareness that the California State Universities are emphasizing more on transfer than first-year students.
- I. **Trustee Leonard Lahtinen** also reported on his attendance at the recent CCLC conference and reported on workshops he attended. He also stated that he is aware that the State Academic Senate is not supportive of community colleges baccalaureate degrees.
- J. **Trustee Molly McClanahan** reported on her attendance at the Fullerton College Huichol Indians' film.
- K. **Trustee Jeffrey P. Brown** also attended the CCLC Conference and noted a session he attended regarding retiree medical benefits.

MINUTES: It was moved by Trustee Donna Miller and seconded by Trustee M. Tony Ontiveros that the Board approve the minutes of its Regular Meeting of November 11, 2014. **The motion carried with Trustees Brown, Dunsheath, Lahtinen, McClanahan, Miller, and Ontiveros voting yes and Trustees Matsuda and Miller abstaining from the vote.**

PUBLIC HEARING: Re-openers from the District to Adjunct Faculty United.

- 3.a. At 7:11 p.m Board President Jeffrey P. Brown declared the public hearing open on the initial proposal for re-openers for the 2014-15 negotiations from the District to Adjunct Faculty United. There being no comments, it was moved by Trustee Ontiveros and seconded by Trustee McClanahan to close the public hearing at 7:12 p.m. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

Board President Jeffrey P. Brown declared the public hearing closed. It was then moved by Trustee Molly McClanahan and seconded by Trustee Michael Matsuda that the Board adopt the District's initial proposal for re-openers to Adjunct Faculty United for the 2014-15 negotiations. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

FINANCE & FACILITIES

Item 4.a: By the block vote, the Board approved a Deductive Change Order #1 for Bid #2014-04, Cypress College HVAC System Replacement Project for Tech Ed II, Tech Ed III, and Gym II with Sea Pac Engineering, Inc. in the amount of \$18,584.87.

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.

Item 4.b: By the block vote, authorization was granted to amend the engineering agreement with BSE Engineering for Engineering Design Services for the Cypress College HVAC system Replacement Project for Tech II, Tech III, and Gym II, increase the contract amount by \$33,000 from \$129,000 to \$162,000, and extend the contract from June 30, 2014, to November 28, 2014.

Further authorization was granted for the District Director, Purchasing, to execute the amended agreement on behalf of the District.

Item 4.c: By the Block vote, authorization was granted to file the Notice of Completion for Bid #2014-04, Cypress College Tech Ed II, Tech Ed III, and Gym II HVAC Equipment Replacement project with Sea Pac Engineering, Inc. and pay the final retention payment when due.

INSTRUCTIONAL RESOURCES

Item 5.a: The Board received as information items the 2014 Student Equity Plans for Cypress College, Fullerton College, and the School of Continuing Education, and directed that they be agendaized for approval at the Board's December 9, 2014, meeting.

In response to Board questions, the following clarification was provided: (1) the Fullerton College Student Equity Plan was coordinated with all other plans and data, and it was a campus-wide effort; (2) Fullerton College is offering accelerated courses in English and Math; (3) the Cypress College Student Equity Plan was produced via a committee, which submitted the Plan to the campus planning committee and the program review process with broad-based participation.

Item 5.b: Trustee Michael Matsuda moved and Trustee M. Tony Ontiveros seconded that, in compliance with the California Department of Education, the Board grant authorization to accept new revenue for the California Careers Pathway Trust (CCPT) Orange County Teacher Pathway Partnership (OCTPP) for use beginning July 1, 2014, through June 30, 2015, in the amount of \$296,336. The Board 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. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

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 6.a: It was moved by Trustee Leonard Lahtinen and seconded by Trustee M. Tony Ontiveros that the Board grant authorization for the following academic personnel matters, which are within budget:

RETIREMENTS

Robinson, Karen	FC	Nutrition & Foods Instructor Eff. 05/24/2015 PN FCF757
Tackabury, Pamela	FC	English Instructor Eff. 01/15/2015 PN FCF723

NEW PERSONNEL

Benoit, Douglas	FC	Dean, Business/CIS, Economic Workforce Development Range 32, Column G + Doctorate Management Salary Schedule Eff. 01/05/2015 PN FCM966
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CHANGE IN SALARY CLASSIFICATION

Zamora, Jose	CC	Ethnics Instructor (ADJ) From: Column 1, Step 0 To: Column 2, Step 0 Eff. 01/26/2015
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LEAVE OF ABSENCE

Taguchi-Trieu, Tanomo	FC	Mathematics Instructor Family Medical Leave (FMLA/CFRA) (Intermittent) Paid Leave using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 10/14/2014-12/13/2014
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TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2014 FALL SEMESTER,
TRIMESTER

Kemble, Steven	FC	Column 1, Step 0
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TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2015 SPRING SEMESTER,
TRIMESTER

Hoberg, Megan	CC	Column 1, Step 0
Hopkins, Bryan	CC	Column 1, Step 0
Hollow, Anthony	FC	Column 1, Step 0
Loy, Amy	CC	Column 1, Step 0
Parekh, Nitin	CC	Column 1, Step 0
Robertson, Stephen	CC	Column 2, Step 0
Sheehan, Michael	FC	Column 1, Step 0

Wright, Amber CC Column 1, Step 0

TEMPORARY ACADEMIC HOURLY-NONINSTRUCTIONAL

Alvarado, Delmis	FC	Column 1, Step 0
Benavidez, Judith	FC	Column 1, Step 0
D'Amico, Brandon	FC	Column 1, Step 0
Evangelista, Amy	FC	Column 1, Step 0
Fernandez, Cathy	FC	Column 2, Step 0
Fucinari, Heather	CC	Column 1, Step 0
Gonzalez, Haydee	FC	Column 1, Step 0
Jimenez, Janette	FC	Column 1, Step 0
Miramontes, Nathalie	FC	Column 1, Step 0
Nguyen, Diem	FC	Column 1, Step 0
Pineda, Maribel	FC	Column 1, Step 0
Quilizapa, Claudia	FC	Column 1, Step 0
Sanford, Juana	FC	Column 1, Step 0
Santana, Citlally	FC	Column 1, Step 0
Tran, Phien	FC	Column 1, Step 0

TEMPORARY ACADEMIC HOURLY-SUBSTITUTES

Bowery, Erven	FC	Column 2, Step 0
La Curan, Jennifer	FC	Column 1, Step 0
Olvera, Catalina	FC	Column 3, Step 0

TEMPORARY ACADEMIC HOURLY-SPECIAL SERVICES

Lujan, Zaida	SCE	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Teaching Schedule Class B Not to exceed 40 hours Eff. 08/01/2014-08/31/2014
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NEW ACADEMIC MANAGEMENT JOB DESCRIPTION

Athletic Director

(See Supplemental Minutes #1141 for a copy of the job description.)

Upon clarification of the required Athletic Director position, the **motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

Item 6.b: By the block vote, authorization was granted for the following classified personnel matters, which are within budget:

RETIREMENT

Miller, Nancy CC Instructional Assistant
 12-month position (100%)
 Eff. 02/02/2015
 PN CCC881

NEW PERSONNEL

Boss, Brian FC Admissions & Records Technician
 12-month position (100%)
 Range 33, Step A
 Classified Salary Schedule
 Eff. 12/01/2014
 PN FCC775

DeRobles, Roque FC Laboratory Clerk/Biology
 12-month position (100%)
 Range 31, Step A
 Classified Salary Schedule
 Eff. 11/26/2014
 PN FCC929

Flores, Hugo FC Admissions & Records Technician
 12-month position (100%)
 Range 33, Step A
 Classified Salary Schedule
 Eff. 12/01/2014
 PN FCC771

Isturis, Michelle CC Special Project Manager/Student Success & Support
 Temporary Management Position (100%)
 Range 2, Special Project Administrator Daily Rate
 Schedule
 Eff. 12/08/2014 – 06/30/2015
 PN CCT987

Maldonado, Denise SCE Special Project Coordinator/CTE
 Temporary Management Position (100%)
 Range 1, Special Project Administrator Daily Rate
 Schedule
 Eff. 01/05/2015 – 06/30/2015
 PN SCT983

Phan, Michelle FC Admissions & Records Technician
 12-month position (100%)
 Range 33, Step A
 Classified Salary Schedule
 Eff. 12/01/2014

PN FCC982

Phan, Binh	SCE	Program Assistant, ESL 12-month position (100%) Range 14, Column A Management Salary Schedule Eff. 12/03/2014 PN SCM996
Plescher, Sarah	FC	Admissions & Records Technician 12-month position (100%) Range 33, Step A Classified Salary Schedule Eff. 12/01/2014 PN FCC999
Proud, Crystal	CC	Instructional Assistant/Career Center 12-month position (100%) Range 36, Step A Classified Salary Schedule Eff. 12/01/2014 PN CCC881
Stoermer, Curtis	FC	Admissions & Records Technician 12-month position (100%) Range 33, Step A Classified Salary Schedule Eff. 12/01/2014 PN FCC642

PROMOTION

Ayon, Carlos	FC	Research Analyst 12-month position (100%) PN FCC641
		To: FC Director, Institutional Research & Planning 12-month position (100%) Range 30, Column A Management Salary Schedule Eff. 11/26/2014 PN FCM957
Plachy, Tammy	FC	Administrative Assistant I 12-month position (100%) PN FCC926
		To: FC Administrative Assistant II 12-month position (100%)

Range 36, Step A
Classified Salary Schedule
Eff. 11/26/2014
PN FCC661

LEAVES OF ABSENCE

Azo, Peter	CC	Facilities Custodian I (100%) Family Medical Leave (FMLA/ CFRA) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 11/11/2014 – 02/03/2015 (Consecutive Leave)
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Item 6.c: By the block vote, authorization was granted for the assignment of professional expert personnel per the professional expert listing.

(See Supplemental Minutes #1141 for a copy of the professional expert personnel listing.)

Item 6.d: By the block vote, authorization was granted for the hourly personnel per the hourly personnel listing.

(See Supplemental Minutes #1141 for a copy of the hourly personnel listing.)

Item 6.e: By the block vote, authorization was granted for the assignment of volunteers per the volunteer listing.

(See Supplemental Minutes #1141 for a copy of the volunteer listing.)

GENERAL

Item 7.a: It was moved by Trustee Molly McClanahan and seconded by Trustee Michael that the Board establish Tuesday, December 9, 2014, as the date of the Board's Organizational Meeting and to so inform the County Superintendent. The Board reviewed the 2015 suggested calendar of meetings and made no additional revisions to the schedule. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

Item 7.b: It was moved by Trustee Molly McClanahan and seconded by Trustee M. Tony Ontiveros that the Board adopt revised Board Policy 4020, Program and Curriculum Development, and directed that it be placed on the District's web site. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

CLOSED SESSION: At 7:43 p.m., Board President Jeffrey P. Brown adjourned the meeting to closed session 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 55957: PUBLIC EMPLOYEE DISCIPLINE/DISSMISSAL/RELEASE.

Per Section 54957: PUBLIC EMPLOYEE APPOINTMENT: Chancellor.

RECONVENE OPEN SESSION: At 9:23 p.m., Board President Jeffrey P. Brown reconvened the meeting in open session and reported the following action taken:

It was moved by Trustee Donna Miller and seconded by Trustee Michael Matsuda to approve the Final Settlement Agreement and Mutual General Release with Astra Builders, Inc. and Sure Tec Insurance Company in the amount of \$67,500 arising from alleged extra work, delay damages, and nonpayment of progress and retention billings. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

ADJOURNMENT: At 9:25 p.m., it was moved by Trustee Michael Matsuda and seconded by Trustee Molly McClanahan to adjourn the meeting. **Motion carried with Trustees Brown, Dunsheath, Lahtinen, Matsuda, McClanahan, Miller, and Ontiveros voting yes.**

Prepared By Recording Secretary for
Michael Matsuda, Secretary, Board of Trustees