



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

MEETING: Regular Meeting in October 2020

DATE: Tuesday, October 27, 2020, at 5:30 p.m.

PLACE: Zoom Teleconference

Access to the Board of Trustees meeting is available via the District YouTube channel by clicking on the following livestreaming link and selecting the “LIVE” video option:

<https://www.youtube.com/channel/UCsguBf7ndfQVQ6n0v9hrfiQ>

Welcome to this meeting of the North Orange County Community College District Board of Trustees. Anyone wishing to attend this meeting may do so virtually via the YouTube link listed on the agenda.

Public comments for Zoom teleconference meetings will only be accepted via email. Submissions should be sent to chancellor@nocccd.edu with “Public Comment” noted in the email subject line and must be received by 5:00 p.m. the day of the Board meeting. All submissions received will be read into the record at the Board meeting and must comply with the three-minute time limit.

The Board of Trustees reserves the right to change the order of the agenda items as the need arises.

All Board meetings, excluding closed sessions, shall be electronically recorded.

AGENDA:

1. a. **Pledge of Allegiance to the Flag**
- b. **Board of Trustees Roll Call**
- c. **Comments: Members of the Audience:** The Board respects the rights of members of the public to comment on matters under its jurisdiction. Members of the public may address the Board via email submissions which must be received by 5:00 p.m. the day of the Board meeting. All submissions received will be read into the record at the Board meeting and must comply with the three-minute time limit. The Board does not condone any defamatory accusations or complaints, including remarks which reflect adversely on the political, religious, or economic views, character, or motives of any person. Members of the audience bear the sole legal responsibility for any defamation actions that may be brought as a result of their comments or allegations.
- d. **Consider Personnel block-vote items indicated by [] in Section 5**
 Agenda items designated as block-vote items with [] are considered by the Board of Trustees to either be routine or sufficiently supported by back-up information so that additional discussion is not required. Therefore, there will be no separate discussion on these items before the Board votes on them. Block vote items will be enacted by one motion. An exception to this procedure may occur if a Board member requests a specific item be removed from block-vote consideration for separate discussion and a separate vote.

 Public records related to the public session agenda, that are distributed to the Board of Trustees less than 72 hours before a regular meeting, may be inspected by the public by contacting the Chancellor’s Office.
- e. **Chancellor’s Report**
- f. **Comments:**
 Chancellor’s Staff

**Resource Table Personnel
Members of the Board of Trustees**

2. a. **Approval of Minutes of the Regular Meeting of October 13, 2020.**
- b. **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 54957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.

Per Section 54956.9(a): CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION: Two (2) Potential Cases.
3. **PUBLIC HEARING**
 - a. It is recommended that after the public hearing the Board adopt the 2020-2021 Proposed Budget, approve the Gann Appropriation Limit, and adopt a resolution to certify the approval of entering into agreements and any amendments with the California Department of Education. **(The Resolution is available for review in the District's Business Office.)**
4. **FINANCE & FACILITIES**
 - a. It is recommended that the Board review the Calendar for the 2021-22 Budget.
 - b. It is recommended that the Board approve the updated master agreement between NOCCCD, Fullerton College, and the Friends of Fullerton College Foundation.
 - c. It is recommended that the Board approve the establishment of payroll deductions from employees for contributions to the Friends of Fullerton College Foundation.
5. **HUMAN RESOURCES**
 - [a] Request approval of the following items concerning academic personnel:
 - Retirements
 - Change in Salary Classification
 - Leaves of Absence
 - Temporary Academic Hourly
 - [b] Request approval of the following items concerning classified personnel:
 - Change in Resignation Date
 - New Personnel
 - Promotion

Professional Growth and Development
Voluntary Changes in Assignment
Leaves of Absence
Stipend for Additional Administrative Duties

- [c] Request approval of Professional Experts.
- [d] Request approval of short-term, tutors, interpreters and readers, professional medical employees, work-study/work experience, full-time students, and substitute (hourly) personnel.
- [e] Request approval of Volunteers.

6. **GENERAL**

- a. It is recommended that the Board review and discuss the report prepared by the Board ad hoc committee investigating allegations of trustee misconduct.
- b. It is recommended that the Board adopt Resolution No. 20/21-06 to declare that the week of November 9-13, 2020 be observed as Veterans Appreciation Week.
- c. It is recommended that the Board adopt the revised Board Policies in Chapters 2 and 5.
- d. It is recommended that the Board discuss any potential future agenda items.

It is the intention of the North Orange County Community College District to comply with the Americans with Disabilities Acts (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance, the North Orange County Community College District will attempt to accommodate you in every reasonable manner. Please contact the Chancellor's Office, at (714) 808-4797, at least 48 hours prior to the meeting to inform us of your particular needs so that appropriate accommodations may be made.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO:	BOARD OF TRUSTEES	Action	X
		Resolution	X
DATE:	October 27, 2020	Information	
		Enclosure(s)	X
SUBJECT:	Public Hearing and Adoption of the Proposed Budget for FY 2020-2021		

BACKGROUND: Pursuant to §58301 of Title 5 of the California Code of Regulations and in accordance with Board Policy 6200, Budget Preparation, the North Orange County Community College District (NOCCCD) shall hold a public hearing on the Proposed Budget prior to the Board adopting the budget. The 2020-2021 Proposed Budget is based on the best information available at the time of budget preparation. As such, if future budget adjustments/revisions are needed after the preparation of the budget book, these adjustments will be brought to the Board for approval at a later date, as staff has done in the past.

This year’s budget book, which accompanies this agenda, contains the following:

- Proposed Budget for all funds is \$680,998,396, which includes \$566,151,861 of Expenditures and \$114,846,535 of Total Other Uses. The General Fund Budget, including contingencies, totals to \$406,715,322;
- General Information, which contains organizational charts of all budget centers of the District. Also included in this section is the District’s Financial Policies;
- Budget narrative which discusses the economic conditions and major issues that have impacted the 2020-2021 Proposed Budget;
- General Fund Summary, which shows revenues and expenditures budgeted for 2020-2021 compared with 2019-2020 actuals, General Fund Summary by Fund Type, which shows the budgeted 2020-2021 categorized by Ongoing and Self-Supporting Funds, which are included in the new Resource Allocation Model, and also Prior Year Funds, Categorical Funds, and Other Restricted Funds;
- Total allocated revenue of \$222,160,089 under the new Resource Allocation Model. Details of the calculations for the revenue allocations and assumptions underlying the budgeted expenses are discussed;
- Current-year Grant Detail, which shows the Grant Budgets by site for the General, Child Development, and Financial Aid funds. Also, in this section is a short description of each of the grants;
- Analysis of the General Fund Ending Balances as of June 30, 2020, including a narrative by budget center of the use of carry-over funds;
- Budget for Special Revenue Funds which shows the budgets for the Bookstore Fund, Cafeteria Fund, and the Child Development Fund;
- Budget for Capital Project Funds, which shows the budgets for the Capital Outlay Fund and the Bond Fund. Also, in this section is a listing of Bond and Capital Outlay projects;

- Budget for Fiduciary, or Trust, Funds which shows the budgets for Associated Students, Bursar Operations, Campus Services, Class Related Program Activities, and Student Representation Fee;
- Hospitality expenditures for 2019-2020 and Hospitality budgets for 2020-2021; and
- CCFS-311 (Financial and Budget Report). This section also includes an explanation of the various sections of the report and the Gann Appropriation Limit. The Gann Appropriation Limit sets limitations of expenditures for state and local governments. For our District, the limitation is \$355,976,292 compared with our appropriations subject to the limit of \$201,889,539. This means our District's spending ability is \$154,086,753 under the limit.

The following grant, which is included in this Proposed Budget, requires a formal resolution be adopted by the Board.

- Fullerton College Child Care Grants through the California Department of Education totaling \$130,507 to provide child care and development services to low-income children and their families, and to update facilities and equipment in the child care center.

This agenda item was submitted by Kashmira Vyas, District Director, Fiscal Affairs.

How does this relate to the five District Strategic Directions? This item responds to Direction #3 Stewardship of Resources: NOCCCD will promote a shared vision of responsible stewardship of District resources through transparent and inclusive decision making and integrated planning.

How does this relate to Board Policy: This item is submitted in accordance with Board Policy 6200, Budget Preparation.

FUNDING SOURCE AND FINANCIAL IMPACT: After Board approval of the 2020-2021 Proposed Budget, the budget balances will be rolled into Banner and will become the Operating Budget for the fiscal year. Any subsequent budget transfers requiring Board approval and/or budget adjustments/revisions will be brought forward separately.

RECOMMENDATION: It is recommended that after the public hearing the Board adopt the 2020-2021 Proposed Budget of \$680,998,396 for all funds, with a General Fund Budget, including contingencies, totaling \$406,715,322 and associated funds as summarized in the Proposed Budget Book. It is further requested that the Board approve the Gann Appropriation Limit, which is \$355,976,292. In addition, it is recommended that the Board adopt a resolution to certify the approval of entering into agreements and any amendments with the California Department of Education and to authorize the Vice Chancellor, Finance & Facilities, or the District Director, Fiscal Affairs, to sign contract documents and amendments for fiscal year 2020-2021.

RESOLUTION

This resolution must be adopted in order to certify the approval of the Governing Board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services **and to authorize the designated personnel to sign contract documents for Fiscal Year 2020/2021.**

BE IT RESOLVED that the Governing Board of the North Orange County Community College District authorizes entering into local agreement number/s CSP-0359 and that the person/s who is/are listed below, is/are authorized to sign the transaction for the Governing Board.

<u>NAME</u>	<u>TITLE</u>	<u>SIGNATURE</u>
<u>Cheryl A. Marshall</u>	<u>Chancellor</u>	_____
<u>Fred Williams</u>	<u>Vice Chancellor, Finance & Facilities</u>	_____
<u>Kashu Vyas</u>	<u>District Director, Fiscal Affairs</u>	_____

PASSED AND ADOPTED THIS 27th day of October 2020, by the Governing Board of the North Orange County Community College District of Orange County, California.

I, Alba Recinos, Clerk of the Governing Board of the North Orange County Community College District, of Orange County, California, certify that the foregoing is a full, true and correct copy of a resolution adopted by the said Board at the October 27, 2020 meeting thereof held at a regular public place of meeting and the resolution is on file in the office of said Board.

(Clerk's signature)
(Date)

3.a.3

Item No.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES

DATE: October 27, 2020

SUBJECT: Calendar for the 2021-22 Budget

Action	_____
Resolution	_____
Information	_____ X _____
Enclosure(s)	_____ X _____

BACKGROUND: Pursuant to Board Policy 6200, Budget Preparation, a schedule must be provided to the Board that includes dates for presentation of the tentative budget, required public hearings, Board study sessions, and approval of the final budget. Accordingly, the attached budget calendar highlights significant dates for the 2021-22 budgeting cycle.

This agenda item was submitted by Kashmira Vyas, District Director, Fiscal Affairs.

How does this relate to the five District Strategic Directions? This item responds to Direction #3: NOCCCD will promote a shared vision of responsible stewardship of District resources through transparent and inclusive decision-making and integrated planning.

How does this relate to Board Policy: This item is submitted in accordance with Board Policy 6200, Budget Preparation.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the Board review the Calendar for the 2021-22 Budget.

Fred Williams

Recommended by

Approved for Submittal

4.a.1

Item No.

Calendar for FY 2021-22 Budget

January 15, 2021	P-1 Apportionment Attendance Report Due
January 26, 2021	Board review of Governor's January Budget and discussion on Priorities
February 15, 2021	Position Clean up Starts
February 24, 2021*	First Principal Apportionment Report
March 08, 2021	CBF review of Tentative Budget Assumptions and Board Priorities
March 22, 2021	DCC review of Tentative Budget Assumptions and Board Priorities
April 12, 2021	CBF review of Tentative Budget Assumptions and Board Priorities
April 14, 2021	Faculty Position Clean up Starts
April 20, 2021	P-2 Apportionment Attendance Report Due
April 26, 2021	DCC review of Tentative Budget Assumptions and Board Priorities
May 03, 2021	Personnel Change Forms due to Human Resources
May 10, 2021	CBF review of Tentative Budget Assumptions and Board Priorities
May 14, 2021	HR to complete Personnel Changes related to Tentative Budget
May 21, 2021	District Fiscal Affairs to finalize Personnel Budget related to Tentative Budget
May 25, 2021	Report to Board on Governor's May Budget Revisions
June 04, 2021	Budget input for NONPOS phase complete
June 07, 2021	Prepare GASB 54 Agenda item to be taken to the Board (if needed)
June 11, 2021	Completion of the Tentative Budget
June 11, 2021	Final changes for Position Control due to HR for Proposed Budget
June 14, 2021	CBF review of Governor's May Budget Revisions and Proposed Budget Assumptions (if needed)
June 15, 2021*	Second Principal Apportionment Report
June 18, 2021	HR to complete Personnel Changes related to Proposed Budget
June 22, 2021	Board approval of the Tentative Budget
June 22, 2021	District Fiscal Affairs to finalize Personnel Budget related to Proposed Budget
June 23, 2021	Feed Tentative Budget (TENTAT) to Operating Ledger
June 28, 2021	DCC review of Proposed Budget Assumptions (if needed)
July 15, 2021	Annual Apportionment Attendance Report Due
July 30, 2021	Year-end closing completed for District and Campus accounts
August 3, 2021	Carryover balances completed and distributed
Aug. 10 or 24, 2021	Board review of the Proposed Budget Assumptions
August 18, 2021	Budget input for NONPOS phase complete
August 29, 2021	Public Notice published in the Orange County Register
September 8, 2021	Completion of Proposed Budget and close FINAL phase in Banner
Sept. 10-14, 2021	Proposed Budget available for public inspection
September 14, 2021	Public Hearing on the Proposed Budget
September 15, 2021	Feed Proposed Budget (FINADJ) to the Operating Ledger

*Estimated Date

(as of 10/20/20)

4.a.2

Item No.



AGREEMENT

BY AND BETWEEN THE
NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT,
FULLERTON COLLEGE AND
THE FRIENDS OF FULLERTON COLLEGE FOUNDATION

This Agreement is made and entered into this day, 27 of October, 2020, by and between the North Orange County Community College District (the “NOCCCD”), Fullerton College (the “College”) and the Friends of Fullerton College Foundation, Inc., a California non-profit Corporation operated for the sole benefit of the College/NOCCCD, to formalize relationships and cooperative activities between the College/NOCCCD and the Friends of Fullerton College Foundation.

I. BACKGROUND AND PURPOSE

WHEREAS, the Friends of Fullerton College Foundation is an Internal Revenue Code section 501(c)(3) public charity which exists solely for the purpose of supporting the College and its students and which has been recognized by the College/NOCCCD governing board as having a formal relationship with, and working on behalf of, the College/NOCCCD. By approving this Agreement, the College/NOCCCD affirms its recognition of the FRIENDS OF FULLERTON COLLEGE FOUNDATION as an auxiliary organization within the meaning of Section 72670-72680 of the California Education Code; and,

WHEREAS, the College offers a comprehensive array of educational and other services to students and to the community, and has done so continuously since 1913; and the Friends of Fullerton College Foundation was created in 2005 to administer funds bequeathed or donated for the educational benefit of students and former students of the College, including distribution of such funds for program and scholarship support, and to further the educational purposes of the College in other ways; and,

WHEREAS, the College/NOCCCD has found that the administration of fundraising, development and foundation funds management functions, is most efficiently performed by an Auxiliary, nonprofit entity such as the Friends of Fullerton College Foundation;

NOW THEREFORE, the NOCCCD Board of Trustees and the Friends of Fullerton College Foundation hereby enter into this Agreement defining the parameters of their relationship.

II. COMMITMENT OF THE FRIENDS OF FULLERTON COLLEGE FOUNDATION TO THE COLLEGE/NOCCCD

- Proactively raise funds from businesses, associations, alumni and individuals to provide support for student financial aid, assist in raising funds for College Capital projects, seek donors to College academic programs, as well as College events
- Hold, apply, and prudently expend its income and assets so as to manage and operate the Friends of Fullerton College Foundation effectively for the exclusive benefit of the College and the

NOCCCD

- Provide scholarships to Fullerton College students and continually raise funds to build an endowment which will provide permanent support for the College, its programs, and students
- Develop and operate an Alumni program to reach out and invite alumni to re-engage with Fullerton College
- Work with the College to support and enhance the Community Relations program of the College
- Manage and providing reporting for the Osher Program Scholarships
- Work with the Office of the President for the purpose of planning and coordinating the College's internal and external fund and friend raising activities

III. COMMITMENT OF THE COLLEGE/NOCCCD TO THE FRIENDS OF FULLERTON COLLEGE FOUNDATION

- Salary and benefits and other types of funding support as agreed to by the Friends of Fullerton College Foundation and the College/NOCCCD as defined in Exhibit A
- Provide office space, technology support and College Bursar's Office support
- Provide the Friends of Fullerton College Foundation with access to database(s), public information support and assist with fund raising efforts
- Retain and pay for the annual audit of the Friends of Fullerton College Foundation
- Provide insurance coverage for the operation of the Friends of Fullerton College Foundation and its Board of Directors
- Provide legal and accounting support to the Friends of Fullerton College Foundation through making legal and accounting experts available to the foundation

IV. USE OF FACILITIES OR EQUIPMENT

The Friends of Fullerton College Foundation, separately or jointly with the NOCCCD, may occupy, operate and use the College/NOCCCD facilities and property as identified in Exhibit B of this Agreement to accomplish the purposes of the Agreement and consistent with the policies, rules and regulations as adopted by the College and/or the NOCCCD. Appendix B sets forth the charge or rental to be paid to NOCCCD by the Friends of Fullerton College Foundation for the use of such facilities or property. Such charge or rental may be for less than fair rental value to the extent permitted by Section 81440(b) of the Education Code. The Friends of Fullerton College Foundation's use of NOCCCD facilities does not establish a landlord/tenant relationship between NOCCCD and the Friends of Fullerton College Foundation, unless such a relationship is otherwise established by a separate written agreement entered into between the NOCCCD and the Friends of Fullerton College Foundation.

The Friends of Fullerton College Foundation shall keep and maintain all utilized College facilities in a

clean and orderly condition and shall, if required by the College, at its own expense at reasonably frequent intervals and in a lawful manner, dispose of all extraordinary waste from the facilities. The College/NOCCCD agrees that it will keep the described facilities in good repair and will provide custodial services, internet connections, and telephone lines. The Friends of Fullerton College Foundation shall provide reimbursement to the District for such costs.

The right to use any of the College/NOCCCD facilities or equipment as provided in this Agreement shall cease upon termination of this Agreement or upon written notice of sixty (60) days to the Friends of Fullerton College Foundation by the College or the NOCCCD that the facilities are needed for the exclusive use of the College or the NOCCCD.

Upon termination of this Agreement or upon the termination of the Friends of Fullerton College Foundation right to use the College/NOCCCD facilities pursuant to this Agreement, the College/NOCCCD shall have the option to require the Friends of Fullerton College Foundation, at its own expense and risk, to restore the facilities as nearly as possible to the condition existing prior to the execution of the Agreement. If the Friends of Fullerton College Foundation shall fail to do so within sixty (60) days after the College/NOCCCD exercises said option in writing, the College/NOCCCD may restore the property at the expense of the Friends of Fullerton College Foundation, and all costs and expenses of such removal or restoration shall be paid by the Friends of Fullerton College Foundation upon demand of the College/NOCCCD. The College/NOCCCD shall have the right to exercise this option at any time up to thirty (30) days after the expiration of this Agreement, but not thereafter. The rights and obligations provided in this paragraph shall survive the termination of this Agreement.

During the term of this Agreement, the Friends of Fullerton College Foundation shall have the right to place and attach fixtures, signs, furniture, and equipment in or upon facilities as authorized in writing by the College President as to number, site, and location. Fixtures, signs, or equipment so erected, placed or attached by the Friends of Fullerton College Foundation shall be and remain the properties of the Friends of Fullerton College Foundation, and shall be removed by the Friends of Fullerton College Foundation upon the termination of this Agreement or when directed by the College President in writing.

V. IDENTITY

The College/NOCCCD grants the Friends of Fullerton College Foundation the use of College name and logo during the term of this Agreement for so long as the Friends of Fullerton College Foundation remains in good standing with the College/NOCCCD and abides by the terms set forth in this Agreement. Such right to use the College name and logo shall terminate on the termination of this Agreement.

VI. ACCESS

It is understood and agreed that at any time the College/NOCCCD's officers, employees, and agents shall have the right to enter the described facility; however, a mandate that no such person shall have the right to remove anything of a personal or confidential nature shall be strictly enforced by the College/NOCCCD and the Friends of Fullerton College Foundation, except as may be required by law.

VII. ALIGNMENT OF INTERESTS

The Friends of Fullerton College Foundation Board of Directors shall include the President of the College, as an ex-officio voting member; the President of the Faculty Senate as an ex-officio voting

member, the President of the Classified Senate as an ex-officio, voting member and an appointed member of the North Orange County Board of Trustees as an ex-officio voting member. The Friends of Fullerton College Foundation Bylaws shall include language requiring such appointments to the Friends of Fullerton College Foundation Board of Directors.

The communication between the Friends of Fullerton College Foundation and the College/NOCCCD shall be delegated to the Executive Director of the Friends of Fullerton College Foundation and the College President and, if the NOCCCD so desires, the Chancellor of the NOCCCD, who shall meet at a mutually acceptable time, as they determine, to review and prioritize the planned and current activities of the Friends of Fullerton College Foundation, as well as explore, discuss, recommend and review programs and activities involving both organizations, as are then appropriate. A system of formal communication between the Executive Director and the College President will be developed to ensure that the College and the NOCCCD is fully informed of activities between the Friends of Fullerton College Foundation and the College and that these activities are clearly communicated and well-coordinated between the College/NOCCCD administration, departments, faculty, committees, and programs such that the College President is fully aware of and can support the Friends of Fullerton College Foundation activities.

To further insure the communication between the Friends of Fullerton College Foundation and the College/NOCCCD, the Executive Director, Foundation and Community Relations shall directly report to the College President and shall work directly with the Friends of Fullerton College Foundation Board of Directors. The President will conduct an annual performance review of the Executive Director of the Friends of Fullerton College Foundation in accordance with District policies with input from the Friends of Fullerton College Foundation Board of Directors.

The College will make available to the Friends of Fullerton College Foundation the annual planning document that outlines the College's priority needs for the coming year and will assist with promoting the Friends of Fullerton College Foundation programs and highlighting achievements for the mutual benefit of the Friends of Fullerton College Foundation and the College.

The NOCCCD Chancellor or College President shall have the right to cause the Friends of Fullerton College Foundation to cease any activity deemed, in her or his judgment, to be contrary to the best interests of the College or inconsistent with the policies or purposes of the College/NOCCCD.

The Friends of Fullerton College Foundation shall take the lead role in helping the College/NOCCCD create an environment conducive to increasing levels of private support for the College/NOCCCD mission and priorities.

VIII. COVENANT

During the term of this Agreement, the Friends of Fullerton College Foundation agrees to maintain its existence and to operate in accordance with state and federal laws governing nonprofit organizations, and with the College/NOCCCD policies. The Friends of Fullerton College Foundation Bylaws will be in support of the policies, rules, and regulations of both the mission and program goals of the College and the NOCCCD and with State and Federal laws and regulations.

IX. PROPRIETARY AND CONFIDENTIAL MATERIAL AND INFORMATION

The Friends of Fullerton College Foundation acknowledges that the College/NOCCCD possesses and

shall continue to possess a wide variety of proprietary and confidential materials and information. Such materials and information may appear in tangible or intangible forms, and may include but are not limited to trade secrets, inventions, documents, writings, papers, records, data, publication, apparatus, equipment, property, improvements, products, hardware, software, processes, formulae, concepts, know-how, studies, and reports. The Friends of Fullerton College Foundation agrees that such materials and information shall be the sole and exclusive property of the College/NOCCCD and shall be used in strict confidence. The Friends of Fullerton College Foundation shall not disclose, sell, or use such materials and information unless specifically authorized by this Agreement or in writing by the College President or the NOCCCD Chancellor. Upon termination of this Agreement or upon written notice by the College/NOCCCD, the Friends of Fullerton College Foundation shall return all such materials and information to the College/NOCCCD. Thereafter, the Friends of Fullerton College Foundation shall forever refrain from using or disclosing such materials and information for any purpose whatsoever without consent from the College/NOCCCD. The rights and obligations provided in this paragraph shall survive the termination of this Agreement.

From time to time the Friends of Fullerton College Foundation Board may, in open or closed session, discuss private, confidential or sensitive matters, including, without limitation, candidates for office, potential donors, specialized grants, restricted donation limitations, testamentary requirement, and the like. This information is considered essential in order for the Friends of Fullerton College Foundation to fulfill its fiduciary obligations to donors. As a material part of the Agreement, the College/NOCCCD agrees that such information is strictly confidential and shall not be disclosed to, or discussed with, any other person or entity by any person who is employed by, or serves in any office or capacity for, the NOCCCD, without the prior written consent of the Friends of Fullerton College Foundation Board, so long as said disclosure is not required by law or necessary to comply with the terms of this Agreement or NOCCCD policy.

X. BUSINESS PRACTICES AND AUDIT

The Friends of Fullerton College Foundation recognizes that all of its activities, programs, publicity and news releases, and similar actions could result in diminished public esteem and injury to the College; therefore, in addition to obtaining an annual independent audit to be conducted by a certified public accountant, the Friends of Fullerton College Foundation shall adopt and implement all appropriate generally accepted business practices as applied by enterprises of size and scope similar to the Friends of Fullerton College Foundation. The annual audit shall be submitted to the NOCCCD within thirty (30) days after it is received by the Friends of Fullerton College Foundation. Friends of Fullerton College shall annually publish the audited statement of their financial condition which shall be disseminated as widely as feasible and be available to any person on request.

The Friends of Fullerton College Foundation shall keep and maintain records and accounts of its operations, financial status and program expenditures for a period of not less than five (5) years following each budget period. Such records and reports shall cover all activities of the Friends of Fullerton College Foundation whether pursuant to this Agreement or otherwise. The College/NOCCCD shall have the right to inspect and audit such records and accounts during and/or following the close of any Foundation fiscal year following reasonable notification to the Friends of Fullerton College Foundation. The NOCCCD shall also have the right to take custody of all records generated by the Friends of Fullerton College Foundation in any way relating to the administration of the Friends of Fullerton College Foundation services, programs, functions or activities described in this Agreement. The rights and obligations provided in this Section shall survive the termination of this Agreement.

The Friends of Fullerton College Foundation will hold regular meetings of the Board of Directors at least quarterly and provide written notice to each member at least (10) days before the day of such meetings as specified in the Friends of Fullerton College Foundation Bylaws.

The Friends of Fullerton College Foundation Executive Director will submit an annual Schedule of Commensurate Return to the College President's Office for the NOCCCD Board of Trustees highlighting the total funds raised along with other benefits and services the Friends of Fullerton College Foundation has provided to the College concurrent with the submission of the audited financial report.

The Friends of Fullerton College Foundation shall prepare an annual budget of its revenues and expenses and shall submit such budget to the Friends of Fullerton College Foundation' Board of Directors and to the College President prior to the commencement of each fiscal year, for approval by the Friends of Fullerton College Foundation' Board of Directors.

XI. APPLICATION OF FRIENDS OF FULLERTON COLLEGE FOUNDATION FUNDS

To ensure good stewardship and to fulfill the fiduciary responsibilities of the Friends of Fullerton College Foundation regarding endowment and other gifts, the Friends of Fullerton College Foundation will establish and will follow legal, customary, and generally accepted policies and procedures for the acceptance, management and investment of such gifts. Earnings in excess of operating costs, appropriate provision for equipment acquisition and replacement, and quasi-endowment and working capital and reserves, shall be used for the benefit of students and former students of the College, and for other activities and programs of the College, as determined by the Friends of Fullerton College Foundation with the concurrence of the Friends of Fullerton College Foundation Board of Directors. All activities and programs that benefit the goals and objectives of various educational programs of the College in the near term and in the long term will be determined by mutual agreement between the College President and the Friends of Fullerton College Foundation.

XII. INSURANCE AND INDEMNIFICATION

The NOCCCD shall provide for the Friends of Fullerton College Foundation commercial general liability coverage, which includes property damage coverage, of \$1,000,000 per occurrence with a deductible of \$1,000 per occurrence.

The Friends of Fullerton College Foundation shall secure its own insurance policy with appropriate supplemental liability coverage for errors and omissions of directors and officers and employee dishonesty at a minimum of \$1,000,000 per occurrence and \$1,000,000 in the aggregate, at the Friends of Fullerton College Foundation sole cost and expense. The NOCCCD shall be named as an additional insured on the Friends of Fullerton College Foundation insurance policy and shall be furnished a certificate of insurance along with an additional insured endorsement. The Friends of Fullerton College Foundation shall notify the NOCCCD in writing within thirty (30) days of the cancellation of such policy of insurance.

Each party agrees to indemnify, defend, and save harmless the other party and its officers, agents and employees from any and all loss, damage, liability or expense (including but not limited to reasonable attorney's fees and court costs) that may be suffered or incurred by the other party, its officers, agents and employees arising in connection with this Agreement, or in any way connected with the use of the NOCCCD or the College facilities by the Friends of Fullerton College Foundation, to the extent that the loss, damage, or liability arises from the intentional or negligent acts or omissions of the indemnifying

party, its officers, agents or employees or its breach of this Agreement. If the indemnified party, or its officers, agents, or employees, engaged in intentional or negligent acts or omissions or a breach of this Agreement that contributed to said loss, damage or liability, then the parties' respective responsibility shall be determined in accordance with principles of comparative fault. The rights and obligations provided in this paragraph shall survive the termination of this Agreement.

XIII. PUBLIC RELATIONS

The Friends of Fullerton College Foundation will support and enhance the public relations efforts of the College specifically in working with the business community. With respect to expenditures for public relations or other purposes which would serve to augment the College/NOCCCD appropriations for the operation of the College, the Friends of Fullerton College Foundation may expend funds in such amount and for such purposes as are approved by the College.

XIV. DISPOSITION OF EARNINGS

Net earnings derived from the operations of the Friends of Fullerton College Foundation shall be used solely to benefit the College/NOCCCD and its students or used for reserves as established by the Board of Directors of the Friends of Fullerton College Foundation.

XV. ATTORNEY AND ACCOUNTANT SERVICES

The Board of Directors of the Friends of Fullerton College Foundation shall have the benefit of the advice and counsel of at least one attorney admitted to practice law in California and at least one licensed certified public accountant. Neither the attorney nor the certified public accountant need to be members of the Board of Directors of the Friends of Fullerton College Foundation.

XVI. INDIRECT COSTS

If the Friends of Fullerton College Foundation of Fullerton College administers federally-sponsored or other programs in which indirect costs to the College/NOCCCD will be incurred, it shall gain the approval of the College/NOCCCD in advance of accepting such funds and agree to reimburse the College/NOCCCD for the indirect costs. Such reimbursement will take into consideration the NOCCCD's federal indirect cost rate and the approved indirect cost allocation, if any, of the program award. All such reimbursements shall be made by the Friends of Fullerton College Foundation within thirty (30) days of receipt of an invoice with a determination of such costs.

XVII. DISTRIBUTION OF ASSETS UPON CESSATION

The property of the Friends of Fullerton College Foundation is irrevocably dedicated to the charitable purpose, as set forth in its governing documents, of supporting the College/NOCCCD and its students and former students, and upon the liquidation or dissolution of the Friends of Fullerton College Foundation, upon the abandonment of its property, or upon the cessation of the Friends of Fullerton College Foundation operations under this Agreement (which shall include, but shall not be limited to, any termination of this Agreement), this property will not inure to the benefit of any private person, but rather it will be distributed to either: (1) the College/NOCCCD; or (2) one or more nonprofit funds, foundations, or corporations that are designated by the College and which are organized and operated exclusively for public educational purposes and that have established tax exempt status under Section 501(c)(3) and Section 509 of the Internal Revenue Code (or any successor provision), and that will assure that all

received property shall be reserved for the exclusive use and benefit of the College and its students and former students.

Through the years the Friends of Fullerton College has and will accept funds from donors in the form of scholarship endowments. These funds are commonly known and accounted for as "Permanently Restricted Funds." In the event of a liquidation or dissolution of the Friends of Fullerton College Foundation, the successor organization will continue to maintain and manage these "Permanently Restricted Funds" as scholarship endowments in perpetuity. Additionally, the Friends of Fullerton College Foundation manages "Title V" funds which are "Temporarily Restricted Funds." These funds, including any earnings, dividends, interest, etc. will convert to "Permanently Restricted Funds" of the Foundation or the successor organization at the end of the holding period (Year 2023) and also be treated as scholarship endowments in perpetuity.

XVIII. THIRD PARTIES

Neither party shall enter into any contract that would obligate the other party or its facilities, equipment or personnel without the prior written approval of the other party. There are no intended third-party beneficiaries of this Agreement.

XIX. SEVERABILITY

If any one or more of the provisions of this Agreement is held to be invalid, illegal, or unenforceable, then such provisions shall be deemed severed from the Agreement, and the remaining provisions of the Agreement shall continue in full force and effect and shall not be affected, impaired, or invalidated in any way.

XX. SECTION HEADINGS

The various section headings in the Agreement shall be used solely for the Parties' convenience and shall not affect the meaning, construction, or effect thereof.

XXI. TERM OF AGREEMENT

The term of this Agreement shall be five (5) years beginning on the date of this Agreement, unless sooner terminated as herein provided; however, that this Agreement shall be extended upon mutual agreement automatically for subsequent annual periods of five (5) years unless either party notifies the other party in writing not later than sixty 60 days prior to a renewal date of its intention not to renew. The Parties to this Agreement agree to meet and review this Agreement yearly. In any event of termination, the provisions of Section XVII of this Agreement (concerning the distribution of assets upon dissolution) shall survive such termination.

XXII. EFFECT OF TERMINATION

Upon termination of this Agreement, neither party shall have any further obligation hereunder except for: (1) obligations occurring prior to the date of such termination; and (2) obligations, promises, or covenants contained herein which expressly extend beyond the term of this Agreement, including but not limited to those set forth in this Section XIV. Upon termination of this Agreement, the Friends of Fullerton College Foundation shall within thirty (30) days of such termination: (1) vacate any of the College/NOCCCD facilities and/or real property the Friends of Fullerton College Foundation is occupying; (2) return all of

the College/NOCCCD equipment and supplies to the College/NOCCCD; (3) transfer all documents and records in its possession relating to its administration of the services, programs, functions or activities described in this Agreement to the College/NOCCCD; (4) discontinue its use of the College name and logo; (5) distribute all assets of the Friends of Fullerton College Foundation in accordance with Article XVII, and (6) perform all other obligations required of the Friends of Fullerton College Foundation under the terms of this Agreement.

XXIII. GOVERNING LAW AND VENUE

This Agreement shall be executed, delivered, construed, and enforced in accordance with the laws of the State of California. Proper venue for legal action regarding this Agreement shall be situated in Orange County, California.

XXIX. CONSTRUCTION

In the event of dispute, both Parties shall be deemed to have drafted this Agreement. No portion of this Agreement shall be constructed for or against either Party based on the drafter or the Agreement. Unless otherwise specified, references in this Agreement to notice or acts to be performed by the College shall be deemed to require the approval of or notice from the College President or acting College President (or his or her designee) as endorsed by the NOCCCD governing board, or the District Chancellor as may be applicable, and references to notice or acts to be performed by the Friends of Fullerton College Foundation shall be deemed to require the approval of or notice from the Friends of Fullerton College Foundation Executive Director, or his or her designee, as endorsed by the Friends of Fullerton College Foundation Board of Directors.

XXV. NON-ASSIGNABILITY

This Agreement is not assignable by the Friends of Fullerton College Foundation or the College/NOCCCD in whole or in part, nor shall the Friends of Fullerton College Foundation permit anyone else to use the facilities assigned to the Friends of Fullerton College Foundation or any part thereof without written permission of the College/NOCCCD.

XXVI. LEGAL AUTHORITY

This Agreement is made pursuant to Section 59257 of Title 5 of the California Code of Regulations and Section 72670-72690 of the Education Code.

XXVII. LEGAL COMPLIANCE

The Friends of Fullerton College Foundation agree to operate in compliance with the NOCCCD policy and regulations, and with provisions of law pertaining to auxiliary organizations of community college districts, sections 72670-72690 et seq. of the Education Code and sections 59250 et seq. of Title 5 of the California Code of Regulations.

XXVIII. REAL PROPERTY

The Friends of Fullerton College Foundation shall not enter into any transaction concerning real property without the prior approval of the NOCCCD Board of Trustees.

XXIX. REIMBURSEMENT FOR SERVICES AND FACILITIES

Reimbursement to the College by the Friends of Fullerton College Foundation for facilities or services shall be in the form of agreed-upon levels of reimbursement for staff and other operating expenses, and in the form of non-monetary or intangible benefits that are agreed upon by the College and the Friends of Fullerton College Foundation.

This arrangement is in keeping with the March 13, 1998, Attorney General's Opinion (No.97-1105), which included this observation: "Because the duties and purpose of an auxiliary organization are to benefit a community college district and contribute to its educational mission, no issue of a 'gift of public funds' (Cal Const. Art. XVI, section 6) is present when district employees perform services for the organization."

The Friends of Fullerton College Foundation may provide services to the College for which the College would reimburse the Friends of Fullerton College Foundation. The Friends of Fullerton College Foundation is responsible for funding its operation other than in those areas the College agrees to.

XXX. NOTICES

All notices required to be given, or that may be given, by either party to the other, shall be in writing and shall be deemed to have been fully given when delivered if delivered personally or three (3) days after mailing if sent by mail, postage prepaid, to the other party as follows.

Notice to the Friends of Fullerton College Foundation shall be directed as follows:

President, Board of Directors, Friends of Fullerton College Foundation
Executive Director, Friends of Fullerton College Foundation
321 E. Chapman Avenue
Fullerton, CA 92832-2095

Notice to the NOCCCD and Fullerton College shall be directed as follows:

President, Fullerton College
321 E. Chapman Avenue
Fullerton, CA 92832-2095

Chancellor, North Orange County Community College District
1830 W. Romneya Drive
Anaheim, CA 92801-1819

XXXI. SUPERSEDURE AND AUTHORIZATION

This Agreement supersedes all prior agreements between the College and the Friends of Fullerton College Foundation with respect to its subject matter. This Agreement may be amended only by a fully executed written agreement of the parties. The individuals whose signatures appear below certify that this Agreement has been approved by their respective governing boards and has received all approvals required under California law.

SIGNATURE PAGE FOLLOWS THIS PAGE

IN WITNESS WHEREOF, this Agreement, when executed by the parties, is effective as of the date written above.

NORTH ORANGE COUNTY
COMMUNITY COLLEGE DISTRICT

By _____
Dr. Cheryl Marshall, Chancellor

Date _____

By _____
NOCCCD Board of Trustees

Date _____

FULLERTON COLLEGE

By _____
Dr. Greg Schulz, President

Date _____

FRIENDS OF FULLERTON COLLEGE FOUNDATION

By _____
Board President

Date _____

EXHIBIT A

- Salary and benefits and other types of funding support as agreed to by the Friends of Fullerton College Foundation and the College/NOCCCD
 - The Friends of Fullerton College Foundation Executive Director's salary and benefits shall be fully reimbursed to the College/NOCCCD by the Friends of Fullerton College Foundation under this Agreement. At least sixty percent (60%) of such reimbursement shall be in the form of monetary reimbursement.
 - The Friends of Fullerton College Foundation Administrative Assistant III's salary and benefits shall be fully reimbursed to the College/NOCCCD by the Friends of Fullerton College Foundation under this Agreement. At least sixty percent (60%) of such reimbursement shall be in the form of monetary reimbursement.
 - Additional employees may be added to the Friends of Fullerton College Foundation on an individual basis as agreed to by the College/NOCCCD and the Friends of Fullerton College Foundation and at monetary reimbursement rates jointly determined. However, such monetary reimbursement shall not be at a rate of less than fifty percent (50%).

DISTRICT EMPLOYEES

As of the effective date of this Agreement, there are no District employees assigned to the Friends of Fullerton College Foundation; however, in consideration of the Friends of Fullerton College Foundation being recognized as an auxiliary organization of the College/NOCCCD, the College intends to hire and allow for the partial non-monetary reimbursement of the salaries and benefits for the following two positions:

- Job Title: Executive Director, College Foundation and Community Relations
- Job Title: Administrative Assistant III

The College/NOCCCD shall assign employees from the College/NOCCCD to devote work time to the Friends of Fullerton College Foundation the amount and nature of which shall be determined by the College/NOCCCD in consultation with the Friends of Fullerton College Foundation Board of Directors. Such employees shall at all times be employees of the College/NOCCCD only, and will be subject to and governed by the NOCCCD's regular policies and procedures. The College/NOCCCD shall retain exclusive authority with respect to all employment issues concerning such employees, including but not limited to, as applicable, renewal and negotiation of employment agreements, right of assignment, salary and wages, benefits, discipline and termination (subject to any applicable collective bargaining or meet and confer agreement). Notwithstanding the foregoing, the Friends of Fullerton College Foundation, may evaluate and provide input into employment decisions by the College/NOCCCD with respect to the College/NOCCCD employees assigned to the Friends of Fullerton College Foundation. The Friends of Fullerton College Foundation shall fully reimburse the College/NOCCCD for the salary and benefits for these College/NOCCCD employees, with at least fifty percent (50%) of such reimbursement being in the form of nonmonetary benefits.

EXHIBIT B

College/NOCCCD Supplied Facilities

Office Space

The Friends of Fullerton College Foundation will be provided with adequate working/office space, including computers and printers, for all staff working for the Friends of Fullerton College Foundation as well as a small reception area for students and visitors.

Indoor storage space for filing cabinets, supplies, tables, chairs, pop-up tents, archives and marketing materials will also be provided. The rental value to be paid for such facilities shall be \$_____.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES Action X
DATE: October 27, 2020 Resolution _____
Information _____
Enclosure(s) _____
SUBJECT: Friends of Fullerton College Foundation
Automatic Payroll Deductions

BACKGROUND: The Friends of Fullerton College Foundation is working with District Services to implement a process for payroll deductions for the purpose of receiving employee donations to support both restricted scholarship accounts and unrestricted fund donations to support the foundation. Board approval is required by the Orange County Department of Education for new vendors to authorize payroll deductions. The Friends of Fullerton College Foundation will be administered through the Fullerton College Bursars Office.

This agenda item is submitted by Rodrigo Garcia, Vice President, Administrative Services, Fullerton College

How does this relate to the five District Strategic Directions? This item responds to District Strategic Direction #3: NOCCCD will promote a shared vision of responsible stewardship of District resources through transparent and inclusive decision-making and integrated planning.

How does this relate to Board Policy: The agenda item relates to Board Policy 6300, Fiscal Management.

FUNDING SOURCE AND FINANCIAL IMPACT: There is no funding impact to the District related to this recommendation.

RECOMMENDATION: It is recommended that the Board approve the establishment of payroll deductions from employees for contributions to the Friends of Fullerton College Foundation.

Fred Williams

Recommended by

Approved for Submittal

4.c

Item No.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES Action X
DATE: October 27, 2020 Resolution _____
Information _____
SUBJECT: Academic Personnel Enclosure(s) X

BACKGROUND: Academic personnel matters within budget.

How does this relate to the five District Strategic Directions? Not applicable.

How does this relate to Board Policy: These items are in compliance with Chapter 7, Human Resources, Board Policies and Administrative Procedures relating to personnel administration.

FUNDING SOURCE AND FINANCIAL IMPACT: All personnel matters are within budget.

RECOMMENDATION: It is recommended that the following items be approved as submitted.

Irma Ramos

Recommended by

Approved for Submittal

5.a.1

Item No.

Academic Personnel
October 27, 2020

RETIREMENTS

Crowell, Benjamin FC Physics Instructor
Eff. 05/23/2021
PN FCF937

CHANGE IN SALARY CLASSIFICATION

Fernandez, Ricardo FC Anthropology Instructor (ADJ)
From: Column 1, Step 1
To: Column 2, Step 1
Eff. 08/24/2020

Gentry, Anna Cherie CC Dental Hygiene Instructor
From: Class B, Step 1
To: Class E, Step 7
Eff. 08/20/2020

Huynh, Thydan FC Counselor
From: Class B, Step 1
To: Class E, Step 5
Eff. 08/26/2020

LEAVE OF ABSENCE

Lawrence, Roberta CC Dental Hygiene Instructor
Family Medical Leave (FMLA/CFRA) (100%)
Paid Leave using Regular and Supplemental
Sick Leave until Exhausted; Unpaid thereafter
Eff. 09/27/2020-10/27/2020

TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2021 SPRING SEMESTER

Osorio Lozada, Eduardo CC Column 1, Step 1

TEMPORARY ACADEMIC HOURLY-NONINSTRUCTIONAL

Ortiz, Emily CC Column 1, Step 1

TEMPORARY ACADEMIC HOURLY-SPECIAL SERVICES

Acosta, Arleen CC Adjunct Faculty Orientation
Stipend not to exceed \$100.00
Eff. 09/11/2020

Academic Personnel
October 27, 2020

Alcala, Lilia	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Allen, Cindy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Alofaituli, Kimberly	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Amend, Rex	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Andres, Amanda	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Arambula, Michael	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Baker, Nathalie	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Beierle, Mary	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Belknap, Jeannie	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Berry, Melissa	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Bonakdar, Mehrdad	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Boruck, Holly	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Bowman, Ashley	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Box, James	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Briseno, Andrea	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Byerly, Charles	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Calcanas, Ruth	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Canada, Derek	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Carrell, Kenneth	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Carter, Teryn	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Charleston, Giovanna	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Cobb, Tonya	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Cockerill, Lee	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Cole, Melody	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Coley, Karen	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Conrad, Bradley	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Coons, Jennifer	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Crocker, Heidi	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Croft, Glenn	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Davila, Leslie	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Davila, Martha	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Dawirs, Marion	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
De La Cruz, Gabriela	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Ding, Zuoliu	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Do, Coco	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Feinstein, Lisa	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Ferguson, Kennellie	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Ferrier, Allison	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Fischer, Hildy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Flanders, Mark	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Foust, Janice	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Fraidany, Apollo	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Fraser, Cara	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Freeman, Mary	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Gable, Mark	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gable, Mary	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gerrard, Jonathan	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gil, Nicholas	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Godwin, Angelina	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gonzalez, Cristal	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gray, Richard	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Grisetti, Joshua	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Gutierrez, Kelsey	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Halchishak, Regina	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Hartouni, Kristine	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Hasan, Fouton	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Haverstick, Jon	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Heins, Gincy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Henan, Miriam	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Hernandez, Adrianna	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Higley, Joy	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Ho, Josephine	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Hoffmann, Andrew	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Hortua, Giovanni	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Howard, Todd	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Huerta, Robert	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Hug, Daniel	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Hunter, Susan	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Iglesias, Tasha	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Jacobs, Jennifer	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Jenkins, Sabrina	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Jensen, Laura	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Johnson, Bryan	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Johnson, Cory	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Juarez, Vanessa	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kaida, Garrett	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kanal, Naveen	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Kar, Rosie	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kaur, Manpreet	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Khan, Amir	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kim, Hannah	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kim, Wha	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Kunimoto, Trisha	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Lange-Goldstein, Laureen	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Lasater, John	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Lee, Julie	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Lennert, Alexander	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Locke, Stephanie	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Lord, Cristina	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Lu, Xiaoyan	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Luo, Jin	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Marlowe, Walter	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Martin, Karen	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Mastin, Kathleen	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Mathur, Sneha	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Medina, Ashlyn	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Metchikoff, Allison	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Miller, Joy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Moreno De Bui, Ana	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Morrison, Anna	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Nelson, Gwendolyn	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Ngo, Tammy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Nguyen, Washington	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Nicholas, Nicholas	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Ojeda, Gary	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Okubo, Emi	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Olivos, Tamara	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Orona, Shannell	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Pallan, Maria	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Papandreu, Dimitri	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Pastor, Xenia Ana	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Paul, Stacey	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Peters, Jennifer	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Peterson, Lucas	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Pineda, Edward	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Pope, Catherine	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Pope, Perice	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Powell, Joanna	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Powell, Laura	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Proppe, Jean	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Rafferty, Jennifer	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Ramos, Jovana	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Reuter, Hilary	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Richards, Heather	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Romero, Maria	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Rowe, Amy	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Schwartz, Aaron	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Sellens, Deena	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
serrano, Helen	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Sevilla, Alex	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Shaw, Jessica	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Shields, Julie	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Smith, Fawn	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Smith, Karin	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Smith, Larene	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Solis, Gloria	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Stawniczy, Peter	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Stearns, Heidi	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Takayama, Mariko	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Tapia, Jessica	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Thomas, David	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Torrez, Jaymi	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Toth, Amanda	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Tran, Lisa	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Truong, Leah	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Tseng, Anh	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Turrubiarres, Daniel	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Uchlik, Aleksandra	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Underwood, Cathy	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Vafaeisefat, Elyusha	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Vaughan, Susanna	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Villa, Christina	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Wilcox, James	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Wilson, Kristine	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

Academic Personnel
October 27, 2020

Withrow, Gwenn	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Witt, Sharon	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Wyatt, Joanna	FC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Wyckhouse, Margaret	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Yago, Karlsten	NOCE	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020
Young, Martin	CC	Adjunct Faculty Orientation Stipend not to exceed \$100.00 Eff. 09/11/2020

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES Action X
DATE: October 27, 2020 Resolution _____
Information _____
SUBJECT: Classified Personnel Enclosure(s) X

BACKGROUND: Classified personnel matters within budget.

How does this relate to the five District Strategic Directions? Not applicable.

How does this relate to Board Policy: These items are in compliance with Chapter 7, Human Resources, Board Policies and Administrative Procedures relating to personnel administration.

FUNDING SOURCE AND FINANCIAL IMPACT: All personnel matters are within budget.

RECOMMENDATION: It is recommended that the following items be approved as submitted.

Irma Ramos

Recommended by

Approved for Submittal

5.b.1

Item No.

Classified Personnel
October 27, 2020

CHANGE IN RESIGNATION DATE

Pham, Thomas AC Buyer II
From: 10/22/2020
To: 10/17/2020
PN DEC966

NEW PERSONNEL

Vazquez, Carlos FC Campus Safety Officer (100%)
12-month position
Range 31, Step C + 5% Shift
Classified Salary Schedule
Eff. 11/01/2020
PN FCC742

PROMOTION

Uppal, Harpreet NOCE Research Analyst
12-month position (100%)
PN SCC851

To: Senior Research and Planning Analyst
12-month position (100%)
Range 57, Step B
Classified Salary Schedule
Eff. 11/01/2020
PN SCC856

PROFESSIONAL GROWTH & DEVELOPMENT

Maharaj, Peter CC Manager, Systems Technology Services
Doctoral Stipend (\$3500)
Eff. 07/01/2021

VOLUNTARY CHANGES IN ASSIGNMENT

Mix, Christina CC Administrative Assistant III (100%)

Extension of Temporary Change in Assignment
To: Executive Assistant III
12-month position (100%)
Range 30C, Step D
Confidential Salary Schedule
Eff. 10/01/2020 – 11/10/2020

Classified Personnel
October 27, 2020

Gonzales, Vanessa	CC	Accounting Technician (100%) Extension of Temporary Change in Assignment To: Administrative Assistant III 12-month position (100%) Range 41, Step D Classified Salary Schedule Eff. 10/01/2020 – 11/10/2020
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LEAVES OF ABSENCE

Fowler, Anthony	CC	Manager, Maintenance/Operations (100%) Military Leave With Pay (USERRA) Paid Leave Using Personal Necessity Leave; Unpaid Thereafter Eff. 10/12/2020 – 12/08/2020 (Consecutive Leave) Military Leave Without Pay Eff. 12/09/2020 – 04/11/2021 (Consecutive Leave)
Leos, Nigel	NOCE	Testing and Assessment Specialist (100%) Family Medical Leave (FMLA/CFRA) and Parental Leave (AB 2393) Paid Leave Using Sick Leave and Bonding Leave Until Exhausted; Unpaid Thereafter Eff. 10/05/2020 – 10/16/2020 (Consecutive Leave)
@01671108	CC	Campus Safety Officer (100%) Family Medical Leave (FMLA/CFRA/FFCRA) Paid Leave Using FFCRA Until Exhausted; Unpaid Thereafter Eff. 07/16/2020 – 07/24/2020

STIPEND FOR ADDITIONAL ADMINSTRATIVE DUTIES

Tran, Nghia	AC	Purchasing Technician (100%) 6% Stipend Eff. 10/01/2020 – 06/30/2021
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NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES
DATE: October 27, 2020
SUBJECT: Professional Experts

Action X
Resolution _____
Information _____
Enclosure(s) X

BACKGROUND: Professional Experts within budget.

How does this relate to the five District Strategic Directions? Not applicable.

How does this relate to Board Policy: These items are in compliance with Chapter 7, Human Resources, Board Policies and Administrative Procedures relating to personnel administration.

FUNDING SOURCE AND FINANCIAL IMPACT: All personnel matters are within budget. The supervising manager is authorized by the Board to assign budget numbers in the employment of Professional Experts.

RECOMMENDATION: It is recommended that the following items be approved as submitted.

Irma Ramos

Recommended by

Approved for Submittal

5.c.1

Item No.

Professional Experts
October 27, 2020

PROFESSIONAL EXPERTS

Name	Site	Job Classification	Project Title	Max Permitted Hours per Week	Begin	End
Bauer, Jill	CC	Technical Expert I	ESL Writing Diagnostic Pilot Project	10	11/01/2020	06/30/2021
Bayz, Kalthoum	CC	Technical Expert II	Biology 220 Lab Preparation	15	06/01/2020	06/30/2020
Carter, Chivonne	NOCE	Technical Expert I	Adverse Childhood Experiences (ACEs) Curriculum Development	26	10/05/2020	12/18/2020
Diaz, Anthony	CC	Project Expert	College Video Production	26	10/12/2020	05/22/2021
Dizon, Emmanuel	FC	Project Coordinator	Website Designer	10	10/28/2020	02/28/2021
Estrada, Steven	CC	Project Expert	Development of Faculty Coaches Training – Title V Grant	10	07/01/2020	08/19/2020
Gulmesoff, Monika	NOCE	Project Coordinator	Mobility Coordinator	26	10/05/2020	12/18/2020
Gulmesoff, Monika	NOCE	Project Coordinator	Mobility Coordinator	26	01/11/2021	04/02/2021
Gulmesoff, Monika	NOCE	Project Coordinator	Mobility Coordinator	26	05/10/2021	06/11/2021
Harris, Sandra	FC	Project Expert	Certified Assistant Athletic Trainer	26	10/28/2020	06/30/2021
Herman, Jenelle	CC	Technical Expert I	ESL Writing Diagnostic Pilot Project	10	11/01/2020	06/30/2021
Koeppel, Liana	AC	Technical Expert II	Management Development Program Session 8 Presenter	10	10/05/2020	10/09/2020
Mahaffey, Travis	FC	Project Expert	VRC Student Training and Communications Project	26	09/28/2020	12/23/2020
Mahaffey, Travis	FC	Project Expert	VRC Student Training and Communications Project	26	01/04/2021	06/30/2021
McClurkin, Tina	NOCE	Technical Expert II	Career Technical Education Curriculum	26	09/23/2020	12/11/2020
Miller, Jacqueline	FC	Project Expert	Certified Assistant Athletic Trainer	26	10/28/2020	06/30/2021
Miller, Tania	CC	Project Manager	MLC Coordinator	26	09/28/2020	11/20/2020
Miller, Tania	CC	Project Manager	MLC Coordinator	26	11/30/2020	12/11/2020
Ogoshi, Fumio	CC	Technical Expert II	Biology 175 and 241 Remote Lab Options for Fall 2020	40	06/01/2020	06/30/2020
Orozco, Luciano	CC	Technical Expert II	Perkins V Transportation	5	10/19/2020	06/05/2021
Perez, Francisco	CC	Technical Expert II	Development of BIOL 220 – Remote – Lab Kits and Curriculum	26	07/01/2020	07/31/2020

Professional Experts
October 27, 2020

Robertson, Alison	CC	Technical Expert I	ESL Writing Diagnostic Pilot Project	10	11/01/2020	06/30/2021
Robertson, Kelly	FC	Technical Expert II	Program Review Coordinator	10	08/24/2020	12/12/2020
Simmons, Samantha	CC	Technical Expert I	ESL Writing Diagnostic Pilot Project	10	11/01/2020	06/30/2021
Taylor, Matthew	AC	Technical Expert II	Management Development Program Session 8 Presenter	10	10/05/2020	10/09/2020
Voet, Courtnie	NOCE	Project Coordinator	DSS Project Coordinator	26	10/12/2020	12/18/2020
Wada, Kathryn	CC	Technical Expert I	ESL Writing Diagnostic Pilot Project	10	11/01/2020	06/30/2021
Ward, Richard	FC	Technical Expert II	Strong Workforce Adv Manufacturing-STEM Employer Engagement	26	10/14/2020	12/18/2020
Yu, Kenneth	NOCE	Technical Expert II	Correspondence Education Trainer	26	10/01/2020	10/15/2020

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES Action X
DATE: October 27, 2020 Resolution _____
Information _____
SUBJECT: Hourly Personnel Enclosure(s) X

BACKGROUND: Short-term, substitute and student work-study/work experience personnel may be employed on a temporary basis from time to time to assist in the workload of various departments.

In accordance with the District’s administrative procedures, the employment of short-term and substitute employees is restricted to not more than twenty-six (26) hours per week. The employment of student employees is restricted to not more than twenty (20) hours per week.

How does this relate to the five District Strategic Directions? Not applicable.

How does this relate to Board Policy: These items are in compliance with Chapter 7, Human Resources, Board Policies and Administrative Procedures relating to personnel administration.

FUNDING SOURCE AND FINANCIAL IMPACT: All personnel matters are within budget.

RECOMMENDATION: It is recommended that the following items be approved as submitted.

Irma Ramos

Recommended by

Approved for Submittal

5.d.1

Item No.

Hourly Personnel
October 27, 2020

Short-Term Hourly

Name	Site	Title and Description of Service	Begin	End	Grade/Step
Aboites, Jordan	CC	Direct Instr Support - Athletic Program Assistant - 2021 Baseball Season	10/28/20	05/22/21	TE I 1
Benavidez, Zachary	NOCE	Direct Instr Support - Assist for students with disabilities	10/14/20	06/30/21	TE A 2
Coleman, Yuvia	FC	Tech/Paraprof - Assist in ACT computer lab	10/28/20	12/12/20	TE A 3
Coleman, Yuvia	FC	Tech/Paraprof - Assist in ACT computer lab	01/20/21	05/22/21	TE A 3
Lambright, Steve	CC	Direct Instr Support - Athletic Program Assistant - 2021 Baseball Season	01/04/21	05/22/21	TE I 1
Phan, Jeremiah	FC	Tech/Paraprof - Assist in ACT computer lab	03/01/21	06/30/21	TE A 1
Reynolds, Ryan	FC	Tech/Paraprof - Assist in ACT computer lab	10/28/20	12/12/20	TE A 1
Reynolds, Ryan	FC	Tech/Paraprof - Assist in ACT computer lab	01/20/21	05/22/21	TE A 1
So, Aaron	FC	Tech/Paraprof - Assist in ACT computer lab	11/30/20	02/27/21	TE B 1

Tutors, Interpreters, and Readers

Name	Site	Title and Description of Service	Begin	End	Grade/Step
Ngo, Ngoc Phuong	CC	Direct Instr Support - Assist with online tutoring Zoom sessions	10/14/20	06/30/21	TE A 2
Nguyen, Quan	CC	Direct Instr Support - Assist with online tutoring Zoom sessions	10/14/20	06/30/21	TE A 2

Hourly Substitutes

Name	Site	Title and Description of Service	Begin	End	Grade/Step
Cruz, Jethro	AC	Technical - Substitute for vacant Buyer II PN DEC966	10/01/20	04/01/21	TE B 3

Full Time Students and Work Study

Name	Site	Title and Description of Service	Begin	End	Grade/Step
Akhayat, Saif	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
Casillas, Vanessa	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2

Hourly Personnel
October 27, 2020

Costello, Emily	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
De La Rosa, Desiree	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
Leon, Yajaira	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
Lopez, Geraldine	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
Marine, Amanda	CC	Work Study Student - Peer mentorship to improve student retention	10/28/20	06/15/21	TE A 2
Torres, Joshua	FC	Work Study Student - Assist Admissions and Records	10/28/20	06/30/20	TE A 1

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES

DATE: October 27, 2020

SUBJECT: Volunteers

Action	X
Resolution	_____
Information	_____
Enclosure(s)	X

BACKGROUND: The District recognizes the value of volunteer services in conjunction with certain programs, projects, and activities and may use the services of volunteers from time to time, when it serves the interests of the District. Volunteers are individuals who freely offer to perform services for the District without promise, expectation, or receipt of any compensation for the services provided.

How does this relate to the five District Strategic Directions? Not applicable.

How does this relate to Board Policy: Not applicable.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the following items be approved as submitted.

Irma Ramos

Recommended by

Approved for Submittal

5.e.1

Item No.

Volunteer Personnel
October 27, 2020

Name	Site	Program	Begin	End
Dunchok, James	FC	Internship - Social Sciences Division	09/23/2020	10/12/2020

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO:	BOARD OF TRUSTEES	Action	<u> X </u>
DATE:	October 27, 2020	Resolution	<u> </u>
		Information	<u> </u>
SUBJECT:	Board Ad Hoc Committee Report: Trustee Misconduct Complaint	Enclosure(s)	<u> X </u>

BACKGROUND: The Board of Trustees received a formal complaint of trustee misconduct related to Trustee Ryan Bent submitted by faculty and classified union presidents and the three faculty/academic senate presidents. The allegations raised include the use of his position of Board President as a personal political platform at the June 9, 2020 and June 23, 2020, Board of Trustees meetings, and use of his Facebook account to present political opinions and divisive rhetoric under the title of “Board President.” The complaint seeks an investigation into Trustee Bent’s behavior and actions which they deem are in conflict with Board Policy 2715, Code of Ethics/Standards of Practice and the Accrediting Commission for Community and Junior Colleges (ACCJC) Accreditation Standards.

At its August 25 meeting, the Board discussed how to proceed with the formal complaint and delegated authority to the Board Secretary Jacqueline Rodarte to appoint trustees to an ad hoc committee as outlined in Board Policy 2715. The ad hoc committee –comprised of Trustees Brown, Dunsheath, and Lopez– was formed to investigate the complaint allegations regarding Trustee Ryan Bent, met, and prepared the enclosed report.

The Board reviewed the ad hoc committee report at its October 13 meeting.

How does this relate to the five District Strategic Directions? This item responds to District Strategic Direction #4: The District will implement best practices related to planning, including: transparent decision-making processes, support of strategic and comprehensive planning activities at campus and district levels, and the allocation of resources to fund planning priorities.


How does this relate to Board Policy: This item is in accordance with Board Policy 2715, Code of Ethics/Standards of Practice.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the Board take formal action on the report prepared by the Board ad hoc committee investigating allegations of trustee misconduct.

Cheryl Marshall

Recommended by



Approved for Submittal

6.a.1

Item No.

Report of the Ad Hoc Committee to Investigate Allegations of Trustee Misconduct

September 28, 2020

Committee Members: Trustees Jeffrey P. Brown, Barbara Dunsheath, Ed Lopez

References Used

- Formal Complaint dated July 20, 2020
- U.S. Constitution Amendment I
- Collin v. Smith, 578 F. 2d 1197 (7th Cir. 1978)
- Snyder v. Phelps, 562 U.S. 443 (2011)
- Texas v. Johnson, 491 U.S. 397 (1989)
- BP 2715 Code of Ethics; BP 3900 Speech: Time, Place, Manner
- ACCJC Accreditation Standards IV.C.4, 11
- Various examples of censure from other CCC BOTs
- Trustee Handbook
- Censure of Trustee Chris Loumakis, NOCCCD, dated Nov. 24, 1992
- Response by Trustee Ryan Bent

Background

The Ad Hoc Committee was appointed pursuant to BP 2715 on August 25, 2020 to investigate allegations of trustee misconduct by Board President Ryan Bent. Such allegations were included in a complaint emailed to Board members on July 20, 2020 and signed by the presidents of United Faculty, CSEA 167, Adjunct Faculty United, the CC Academic Senate, the FC Faculty Senate, and the NOCE Academic Senate. The Ad Hoc Committee met by Zoom on Sept. 11 and Sept. 18, 2020 with all members present. Trustee Bent provided his response to the allegations at the Sept. 18 meeting. The Ad Hoc Committee is unanimous in the findings and conclusions presented below.

Allegations, Responses, and Findings

1. *Use of Board Title on a Facebook Page Without a Disclaimer*

Trustee Bent maintains a Facebook page called Board President Ryan Bent. The contention is that Trustee Bent makes “politically charged” comments on the page, that use of his title may create the impression that his views are those of the Board, and that a disclaimer was not added to the Facebook page until June 10, 2020.

Trustee Bent’s Response: The Facebook page originally was created under a different name as part of his first election campaign. A disclaimer was added long before the statements in controversy after Trustee Bent attended ethics training by the City of Yorba Linda, but the disclaimer was not at the top of the page. Trustee Bent moved it to the top of the page when the page became a topic of heated discussions.

Ad Hoc Committee's Finding: Trustee Bent's Facebook page is his campaign page and is independent of the District. He is entitled to state his political views on his page. Use of a disclaimer is good practice.

Trustee Bent says a disclaimer was on the page prior to June 10, 2020, just not at the top of the page.

Board policy does not prohibit a trustee from using their title without a disclaimer. Also, NOCCCD Ethics Policy does not prohibit an employee from using their title without a disclaimer and some entities in the District use either the District name or a college name without disclaimers. See, for example, <http://ufnorthorange.com/index.html>.

While it may not be unethical to have a Facebook page with the title Board President, because Board members are so closely connected to the District, some members of the public may confuse views expressed in such a platform for those of the District, so it is good practice to refrain from inflammatory remarks.

The Board should look into best practices regarding disclaimers and regarding public statements by trustees when using their titles. The Board may wish, while respecting the freedom of speech, to encourage trustees to recognize that, through their leadership and when using their titles, they are responsible for enhancing the public image of the District.

2. *Microaggression at Board Meeting of June 9, 2020*

The complaint states that during Board discussion on a draft Educational Master Plan, President Bent used his position to dominate a discussion about institutionalized racism and employed "micro-aggressive rhetorical tactics" in raising questions or concerns about the use of the term "anti-racism." The complaint quotes him as follows:

"I don't think I have heard that phrase since before this week. I don't know anybody who is not anti-racist. I don't know, at some point I've heard terms reverse racism, anti-racism, stuff like that and some of those, depending on how they are phrased or considered or carried out or the context of them could actually cross over to the line of racism."

Trustee Bent's Response: Trustee Bent stated that he was asking for clarification of the term anti-racism. He was trying to understand what the term meant because words have legal meanings. "It is my right and duty to question wording of documents." Trustee Bent also noted that the complaint emerged during a climate of over a year of disagreement regarding contract negotiation resulting in the current lack of a faculty contract and the prospect of fact finding and in the midst of an election year in which the unions are actively campaigning in trustee elections and have endorsed his opponent.

Ad Hoc Committee's Finding: President Bent did not use his position to dominate the discussion. He expressed opinions and raised questions and afforded other trustees, and those at the resource table, the opportunity to do the same, which they did.

It was the understanding of the members of the Ad Hoc Committee that Trustee Bent was seeking clarification on the definition of anti-racism, which he has the right to do.

To the extent he may have expressed a concern with use of the term in the Master Plan, the expression of such a view does not violate Board policy and in any case is protected by the First Amendment.

3. *Microaggression at Board Meeting of June 23, 2020*

The complainants allege that during Board consideration of a Black Lives Matter resolution Trustee Bent used microaggression and politically charged statements to subvert the discussion. They quote him as stating:

“To me you are saying that we should support protesters who are burning down buildings, robbing stores, burning down businesses, shooting police officers in the head.”

The formal complaint also criticizes Trustee Bent for stating “I cannot support the Black Lives Matter Organization.” While the Board unanimously passed the resolution, the petitioners say such comments detracted from the action taken.

Trustee Bent’s Response: The respondent says he does his best to keep out of political matters but he feels a duty to represent his community. “Not everyone in the NOCCCD community is liberal leaning.” The allegations could be construed as politically motivated or a response to contract negotiations. Trustee Bent believes he has always respected the will of the Board.

Ad Hoc Committee’s Finding: The allegation, like the previous one, complains of specific statements but does not assert a violation of a specific Board policy or other standard.

The Ad Hoc Committee finds that Trustee Bent was within his rights to state his position on the Black Lives Matter organization and to express his views on violence connected with some protests. Such statements do not violate Board policy and in stating such views he is protected by the First Amendment from the remedy sought by the complainants or from any adverse action by the Board.

The First Amendment protects speech from governmental censorship, interference, or punishment. Courts assign a high degree of protection to speech on public issues in particular, regardless of whether such speech may be objectionable or offensive to others, because robust debate of such issues is crucial to democracy. See, for example, *Collin v. Smith*, 578 F. 2d 1197 (7th Cir. 1978), where a federal appeals court ruled that a city could not prohibit Nazis from marching and disseminating hate speech in a Jewish community that included thousands of Holocaust survivors, despite objections from the community that the message of the Nazis was hateful, hurtful, and offensive, because their speech was protected by the First Amendment.

In *Snyder v. Phelps*, 562 U.S. 443 (2011), the Supreme Court considered whether members of the Westboro Baptist Church, who believe that God punishes the U.S. for tolerance of homosexuality in the military, and who picket military funerals with signs expressing hateful messages, could be held liable in a suit by the father of a fallen soldier for distress suffered from the picketing of his son’s funeral. The Court held that the picketers could not be held liable for intentional infliction of emotional distress because their message was protected speech. The Court noted: “As a Nation we have chosen . . .

to protect even hurtful speech on public issues to ensure that we do not stifle public debate.”

See also *Texas v. Johnson*, 491 U.S. 397, 414 (1989) (“If there is a bedrock principle underlying the First Amendment, it is that the government may not prohibit the expression of an idea simply because society finds the idea itself offensive or disagreeable”).

4. *Accreditation Standards and Board Policy*

This portion of the complaint cites Accreditation Standards IV.C.4 and 11 and BP 2715 and requests an investigation of “any potential violations” of them but does not identify any conduct or statements that allegedly violate these requirements. Presumably the allegation is that conduct or statements referenced elsewhere in the complaint may violate these provisions.

Petitioners point first to Standard IV.C.4 which states: “The governing board is an independent policy-making body that reflects the public interest in the institution’s educational quality [and protects the institution] from undue influence or political pressure.”

They also cite Standard IV.C.11 which requires boards to uphold a conflict of interest policy under which trustee interests are disclosed and do not interfere with the impartiality of board members.

Finally, the complaint refers to the requirement of BP 2715 that trustees devote time to study of contemporary educational issues.

Trustee Bent’s Response: He has educated himself on various issues in higher education. The Board has no formal process for reporting what one has studied. No one really knows what education each trustee has completed.

He works to stay nonpartisan. World events happen and various partisan issues do arise. Supporting one’s view is not a breach of ethics. “I can be outvoted at any time.” Having meetings on Zoom makes discussions more awkward.

Ad Hoc Committee’s Finding: According to ACCJC IV.C.4, Trustees protect their District from undue influence or political pressure. Trustee Dunsheath is a commissioner for ACCJC and is well versed in the accreditation standards. This standard concerns outside pressure and most often refers to trustees being influenced by constituent groups such as unions. The conclusion of the Ad Hoc Committee is that Trustee Bent was expressing his independent views and not being influenced by outside political pressure.

Standard IV.C.11 regarding conflict of interest requires that trustees have no “employment, family, ownership, or other personal financial interest in the institution.” There has been no suggestion that Trustee Bent holds any such interest. His personal political views certainly do not constitute such an interest.

With regard to BP 2715, Trustee Bent has completed the CCLC Excellence in Trusteeship Program and that satisfies his “study of contemporary educational issues.”

Conclusions

1. Board policy does not prohibit Trustee Bent from using his Board title on his Facebook page. Nor does it require him to use a disclaimer, or if he has one, to prominently display it.
2. Trustee Bent's comments at Board meetings on Black Lives Matter protests and on the term anti-racism were expressions of his views on public issues and did not violate Board policy or the cited accreditation standards. Also, he could not in any event be disciplined for stating those views because such expression is protected by the First Amendment from punitive action by the government.

Recommendations

The Ad Hoc Committee also recommends for the Board's consideration some thoughts on ethics complaints in general. Trustee Lopez abstains from this portion of the report.

- Clarification regarding what constitutes an actionable complaint against a trustee.
- Possible policy language to ensure distinguishing between individual and District points of view.
- Possible additional flexibility for the Board in how complaints are handled.
- Censure of a trustee does not have much teeth in it. Consider possible sanctions the Board could apply other than simply censuring such as removal from committees or ineligibility for Board offices.
- The Board should consider including ethics training as part of a study session.
- The Board should continue discussion regarding appropriate trustee roles during its upcoming retreat.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES

DATE: October 27, 2020

SUBJECT: Resolution No. 20/21-06,
Veterans Appreciation Week

Action	<u>X</u>
Resolution	<u>X</u>
Information	<u> </u>
Enclosure(s)	<u>X</u>

BACKGROUND: The North Orange County Community College District is privileged to serve thousands of student veterans each year at all three institutions. Both Fullerton College and Cypress College currently have Student Veteran's Centers on campus, and in order to serve those growing populations, we plan to expand those facilities. Our student veterans are some of our highest achieving and most committed students.

In recognition of those who have sacrificed so much for our country, the Board would like the week of November 9-13, 2020 to be observed as Veterans Appreciation Week.

How does this relate to the five District Strategic Directions? This item responds to District Strategic Direction #4: The District will implement best practices related to planning, including: transparent decision-making processes, support of strategic and comprehensive planning activities at campus and district levels, and the allocation of resources to fund planning priorities.

How does this relate to Board Policy: Not applicable.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the Board 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, and adopt Resolution No. 20/21-06 to declare that the week of November 9-13, 2020 be observed as Veterans Appreciation Week.

Cheryl Marshall
Recommended by

Approved for Submittal

6.b.1
Item No.

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT**



Resolution No. 20/21-08, Veterans Appreciation Week

WHEREAS, the members of the Armed Forces have been instrumental to the preservation of the freedom, security, and prosperity enjoyed by the people of the United States; and

WHEREAS, throughout the generations, veterans' sacrifices have preserved our unique form of government dedicated to human rights and respect for the individual; and

WHEREAS, California is home to 1.8 million veterans, representing eight percent of the total U.S. veteran population and anticipates receiving an additional 30,000 discharged members of the armed services each year for the next several years – more than any other state; and

WHEREAS, the number of student veterans at the North Orange County Community College District has increased each year; and

WHEREAS, the North Orange County Community College District continually strives to provide relevant and needed campus services and resources to our student veterans; and

WHEREAS, the North Orange County Community College District's student veterans have been influential in bringing awareness to their campus communities through various Veterans Day events and celebrations; and

WHEREAS, student veterans deserve our appreciation for all they do, and have done, to protect our freedom; now,

THEREFORE, BE IT RESOLVED, that the North Orange County Community College District Board of Trustees hereby recognizes and wishes to honor the contribution of past and present members of the Armed Forces in the state of California and in the North Orange County Community College District and declares the week of November 9-13, 2020, be observed as Veterans Appreciation Week.

PASSED AND ADOPTED by the Governing Board of the North Orange Community College District, this 27th day of October 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINING:

Ryan Bent
Board President

6.b.2
Item No.

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO:	BOARD OF TRUSTEES	Action	<u>X</u>
DATE:	October 27, 2020	Resolution	<u> </u>
		Information	<u> </u>
SUBJECT:	Revised Board Policies	Enclosure(s)	<u>X</u>

BACKGROUND: The Board Policies included in this agenda item were reviewed and revised to reflect content revisions recommended by the CCLC policy and procedure services “Legal Update #36” and Jane Wright, CCLC Consultant.

The District Consultation Council reviewed, discussed, and reached consensus on the following revised Board Policies on September 28, 2020:

Chapter 2, Board of Trustees

BP 2355, Decorum: Updated to be consistent with recent First Amendment decisions to revise the conduct that will be ruled out of order and to update the “Reference” section.

Chapter 5, Student Services

BP 5010, Admissions & Concurrent Enrollment: Updated to include new language in Section 4.2 regarding students in adult education programs eligible to attend as special part-time students and to update the “Reference” section, grammar, renumbering, and to cite corresponding policies.

BP 5030, Fees: Updated to reflect the new legal requirement that students be charged a student representation fee and that they may refuse to pay the fee on a provided form, and to also update the “Reference” section, grammar, and to cite corresponding policies.

How does this relate to the five District Strategic Directions? This item responds to District Strategic Direction #4: The District will implement best practices related to planning, including: transparent decision-making processes, support of strategic and comprehensive planning activities at campus and district levels, and the allocation of resources to fund planning priorities.

How does this relate to Board Policy: This item is in accordance with Board Policy 2410, Board Policies and Administrative Procedures.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the Board adopt the following proposed, revised Board Policies:

- BP 2355, Decorum
- BP 5010, Admissions & Concurrent Enrollment
- BP 5030, Fees

North Orange County Community College District
BOARD POLICY
Chapter 2
Board of Trustees

BP 2355 Decorum

Reference:

Education Code Section 72121.5;
Government Code Section 54954.3 [subdivision \(b\)](#)

- 1.0 The following will be ruled out of order by the presiding officer:
 - ~~1.1~~ ~~Remarks or discussion in public meetings on charges or complaints that the Board of Trustees as scheduled to consider in closed session.~~
 - 1.2.1 ~~Profanity, obscenity, and other offensive language.~~ **Disrupting or otherwise impeding the orderly conduct of the meeting.**
 - 1.3.2 ~~Physical violence and/or threats of physical violence directed toward any person or property.~~
- 2.0 In the event that any meeting is willfully interrupted by the actions of one or more persons so as to render the orderly conduct of the meeting unfeasible, the person(s) may be removed from the meeting room.
 - 2.1 Speakers who engage in such conduct may be removed from the podium and denied the opportunity to speak to the Board of Trustees for the duration of the meeting.
 - 2.2 Before removal, a warning and a request that the person(s) curtail the disruptive activity will be made by the President of the Board. If the behavior continues, the person(s) may be removed by a vote of the Board of Trustees, based on a finding that the person is violating this policy, and that such activity is intentional and has substantially impaired the conduct of the meeting.
 - 2.3 If order cannot be restored by the removal in accordance with these rules of individuals who are willfully interrupting the meeting, the Board of Trustees may order the meeting room cleared and may continue in session. The Board shall only consider matters appearing on the agenda. Representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this rule.

See Board Policy 2345, Public Participation at Board Meetings and Board Policy 2350, Speakers

Date of Adoption: June 24, 2003

Date of Last Revision: May 14, 2019

BP 5010 Admissions and Concurrent Enrollment

Reference:

Education Code Sections [52620](#), [52621](#), 76000, 76001, 76002, and 76038;
Labor Code Section 3077;
34 Code of Federal Regulations Part 668.16 [subdivision](#) (p) (U.S. Department of Education Regulations on the Integrity of Federal Student Financial Aid Programs under Title IV of the Higher Education Act of 1965, as amended);
ACCJC Accreditation Standard II.C.6;
WASC/ACS Criterion 2, Indicator 2.4; [and](#) Criterion 7, Indicator 7.3

- 1.0 The District shall admit students who meet one of the following requirements and who are capable of profiting from the instruction offered:
 - 1.1 Any person ~~over the age of 18 and~~ possessing a high school diploma or its equivalent.
 - 1.2 Other persons who are over the age of 18 years and who, in the judgment of the Chancellor or his/her designee are capable of profiting from the instruction offered. Such persons shall be admitted as provisional students, and thereafter shall be required to comply with the District's rules and regulations regarding scholastic achievement and other standards to be met by provisional or probationary students as a condition to being readmitted in any succeeding semester.
 - 1.3 Persons who are apprentices as defined in [Labor Code](#) Section 3077 ~~of the Labor Code~~.
- 2.0 The District may deny or place conditions on a student's enrollment upon a finding by the Board [of Trustees](#) or designee that the applicant has been expelled within the preceding five years or is undergoing expulsion procedures in another California ~~C~~community college district, and that the applicant continues to present a danger to the physical safety of the students and employees of the District.
- 3.0 The District shall in its discretion, or as otherwise federally mandated, evaluate the validity of a student's high school completion. The Chancellor shall establish procedures for evaluating the validity of a student's high school completion.
- 4.0 **Admission**
 - 4.1 Any student whose age or class level is equal to grades K-12 is eligible to attend as a special part-time student for advanced scholastic or ~~vocational~~ [career and technical education](#) courses.
 - 4.2 Any student in an adult education program administered by a school district or noncredit program administered by a community college district that is pursuing a high school diploma or high school equivalency certificate, and receives the recommendation of the administrator of the student's adult school or noncredit program of attendance, is eligible to attend as a special part-time student.**

BP 5010 Admissions and Concurrent Enrollment

- 4.23 Any student whose age or class level is equal to grades K-12 is eligible to attend as a special full-time student.
- 4.34 Any student enrolled in K-12 may attend summer session or any non-credit community services classes.
- 4.45 The Chancellor shall establish procedures regarding ability to benefit and admission of high school and K-8 students.

5.0 Denial of Requests for Admission

- 5.1 If the Board of Trustees denies a request for special full-time or part-time enrollment by a pupil who is identified as highly gifted, the Board of Trustees will record its findings and the reason for denying the request in writing within 60 days.
- 5.2 The written recommendation and denial shall be issued at the next regularly scheduled Board of Trustees meeting that occurs at least 30 days after the pupil submits the request to the District.
- 5.3 The Chancellor shall establish procedures regarding evaluation of requests for special full-time or part-time enrollment by a pupil who is identified as highly gifted. (Refer to See AP 5011, Admission and Concurrent Enrollment of High School and Other Young Students).

6.0 Claims for State Apportionment for Concurrent Enrollment

- 6.1 Claims for state apportionment submitted by the District based on enrollment of high school pupils shall satisfy the criteria established by statute and any applicable regulations of the Board of Governors.
- 6.2 The Chancellor shall establish procedures regarding compliance with statutory and regulatory criteria for concurrent enrollment.

See Administrative Procedure 5010, [Admissions; Board Policy 4226, Multiple and Overlapping Enrollments; Administrative Procedure 4226, Multiple and Overlapping Enrollments; Administrative Procedure 5011, Admission and Concurrent Enrollment of High School and Other Young Students; Administrative Procedure 5012, International Students; Administrative Procedure 5013, Students in the Military; Board Policy 5020, Non Resident Tuition; Administrative Procedure 5020, Non Resident Tuition; Board Policy 5052, Open Enrollment; Administrative Procedure 5052, Open Enrollment; Board Policy 5055, Enrollment Priorities; and Administrative Procedure 5055, Enrollment Priorities.](#)

Date of Adoption: June 14, 2005

Date of Last Revision: September 14, 2016 Chancellor's Staff
April 22, 2015 Chancellor's Staff
February 25, 2014
September 24, 2013
January 24, 2012

BP 5030 Fees

Reference:

Education Code Sections 76300, et seq.;
Title 5 Section 58520;
ACCJC Accreditation Standard I.C.6;
WASC/ACS Criterion 2, Indicator 2.4

- 1.0 The Board [of Trustees](#) authorizes the following fees. The Chancellor shall establish procedures for the collection, deposit, waiver, refund, and accounting for fees as required by law. The procedures shall also assure those exempt from or for whom the fee is waived are properly enrolled and accounted for. Fee amounts shall be published in the college catalogs.
- 1.1 Enrollment Fee (Education Code Section 76300): Each student shall be charged a fee for enrolling in credit courses as required by law.
- 1.2 Baccalaureate Degree Pilot Program Fees (Title 5 Section 58520): Each student shall be charged a fee in addition to an enrollment fee for upper division coursework in a baccalaureate degree pilot program.
- 1.3 Course Auditing Fee (Education Code Section 76370): Each student shall be charged a Board-approved auditing fee. The fee amount shall be adjusted proportionally based upon the term length. Students enrolled in classes to receive credit for 10 or more semester credit units shall not be charged this fee to audit three or fewer units per semester.
- 1.4 Health Fee (Education Code Section 76355): Each full-time student shall be charged a health services fee as required by law.
- 1.5 Parking Fee (Education Code [Section](#) 76360): Each student purchasing a parking permit shall be charged a Board-approved fee.
- 1.6 Instructional Materials Fee (Education Code Section 76365; Title 5, Sections 59400, et seq.): Students may be required to provide required instructional and other materials for a credit or non-credit course, provided such materials are of continuing value to the student outside the classroom and provided that such materials are not solely or exclusively available from the District.
- 1.7 Non-District Physical Education Facilities Fee (Education Code [Section](#) 76395): Where the District incurs additional expenses because a physical education course is required to use non-District facilities, students enrolled in the course shall be charged a fee for participating in the course. Such fee shall not exceed the student's calculated share of the additional expenses incurred by the District.
- 1.8 Student Representation Fee (Education Code [Section](#) 76060.5): Students may be charged a fee per semester to be used to provide support for student governmental affairs representation. A student may refuse to pay the fee ~~for religious, political, financial or moral reasons~~ and shall submit such refusal ~~in writing~~ [through the registration process](#).

North Orange County Community College District
BOARD POLICY
Chapter 5
Student Services

BP 5030 Fees

- 1.9 Transcript Fee (Education Code [Section 76223](#)): The District shall charge a reasonable amount for furnishing copies of any student record to a student or former student. The Chancellor is authorized to establish the fee, which shall not exceed the actual cost of furnishing copies of any student record. No charge shall be made for furnishing up to two transcripts of students' records, or for two verifications of various records. There shall be no charge for searching for or retrieving any student record.
- 1.10 International Students Application Processing Fee (Education Code Section 76142): The District shall charge students who are both citizens and residents of a foreign country a fee to process their application for admission. This processing fee and regulations for determining economic hardship may be established by the Chancellor.
- 1.11 International Students/Resident Capital Outlay Fee (Education Code Section 76141): The District may charge students who are both citizens and residents of a foreign country a capital outlay fee. The amount of the fee may not exceed the amount that was expended for capital outlay in the preceding fiscal year divided by the total full-time equivalent students in the preceding fiscal year. Additionally, the fee cannot be more than 50 percent of the nonresident tuition fee.
- 1.12 Athletic Insurance: Student Athletes may be required to pay a fee to cover the cost of insurance for participation in an athletic program.
- 1.13 Refund Processing Fee: The District shall retain a Board-approved amount from enrollment fees when a refund of such fees is processed.

See Administrative Procedure 5030, [Fees; Administrative Procedure 5031, Instructional Materials; Board Policy 5200, Student Health Services; and Administrative Procedure 5200, Student Health Services.](#)

Date of Adoption: June 14, 2005

Date of Last Revision: October 25, 2016
April 22, 2015 Chancellor's Staff
August 26, 2014

NORTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT

TO: BOARD OF TRUSTEES
DATE: October 27, 2020
SUBJECT: Future Board Agenda Items

Action	_____
Resolution	_____
Information	_____ X _____
Enclosure(s)	_____

BACKGROUND: At the June 2018 Board and Chancellor planning retreat, the group discussed how to make Board meetings more effective and efficient. As a result of that discussion, it was agreed that a new *Future Board Agenda Items* section would be included in Board meeting agendas to provide an opportunity for trustees to discuss the possibility of adding topics or items of interest to future agendas.

This information item is presented to allow for discussion on any potential future Board agenda items.

How does this relate to the five District Strategic Directions? This item responds to District Strategic Direction #4: The District will implement best practices related to planning, including: transparent decision-making processes, support of strategic and comprehensive planning activities at campus and district levels, and the allocation of resources to fund planning priorities.

How does this relate to Board Policy: This item is in accordance with Board Policy 2310, Regular Meetings of the Board and Board Policy 2340, Agendas.

FUNDING SOURCE AND FINANCIAL IMPACT: Not applicable.

RECOMMENDATION: It is recommended that the Board discuss any potential future Board agenda items.

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

October 13, 2020

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, October 13, 2020, at 5:30 p.m. via Zoom teleconference and YouTube livestream.

President Ryan Bent called the meeting to order at 5:36 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, Jacqueline Rodarte, and Student Trustees Ester Plavdjian and Chloe Reyes. Absent: None.

RESOURCE PERSONNEL PRESENT: Cheryl Marshall, Chancellor; Fred Williams, Vice Chancellor, Finance & Facilities; Irma Ramos, Vice Chancellor, Human Resources; Cherry Li-Bugg, Vice Chancellor, Educational Services & Technology; Greg Schulz, President, Fullerton College; JoAnna Schilling, President, Cypress College; Valentina Purtell, President, North Orange Continuing Education; Kai Stearns, District Director, Public & Governmental Affairs; Lisa McPheron, representing the District Management Association; Carlos Diaz, representing the North Orange Continuing Education Academic Senate; Craig Goralski, representing the Cypress College Academic Senate; Kim Orlijan, representing the Fullerton College Faculty Senate; Christie Diep, representing United Faculty; Dawnmarie Neate, representing CSEA; Lauren Mata, representing Adjunct Faculty United; and Alba Recinos, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Lee Douglas from Cypress College; Gil Contreras, Rod Garcia, Jose Ramon Nuñez, and Joe Ramirez from Fullerton College; Karen Bautista and Terry Cox from North Orange Continuing Education; and Danielle Davy from the District Office.

VISITORS: Public participation was provided via YouTube livestream.

COMMENTS: MEMBERS OF THE AUDIENCE: The following public comment was received via email and was read into the record by the Recording Secretary:

- A. **Liz Putman**, Cypress College Faculty, provided a statement to the Board stating that full-time faculty are working more than they ever have to help students transition into careers or transfer to a four-year college and the District needs to keep its highly qualified staff and replace them with the most talented staff as well. Teachers are what make a district successful and they need to be compensated. She encouraged **Chancellor Marshall** and the Board to do the right thing and make NOCCCD the first choice for students, faculty, and the community!

(See Supplemental Minutes #1262 for a copy of the statement.)

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

Finance & Facilities: 3.a, 3.b, 3.d, 3.e, 3.f, 3.g
Instructional Resources: 4.a, 4.b

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

BLOCK VOTE APPROVAL OF PERSONNEL ITEMS: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Jacqueline Rodarte 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, and Rodarte voting yes.

COMMENTS

- A. **Fred Williams** reported that a public hearing and presentation on the District's proposed budget would take place at the next Board meeting.
- B. **Valentina Purtell** reported that the first of six planned food distribution events took place with events scheduled for two Fridays a month from October through December. She thanked Pathways of Hope for helping their coordination and food sourcing assistance. NOCE has set up a loan program distribution booth during the events and has distributed 661 laptops to students. Next, NOCE plans to make Wi-Fi accessible on the patio and is considering an inside study place with wrap around student services for the Spring term. October is National Disability Employment Awareness Month and President Purtell noted that NOCE celebrates it by promoting career readiness programs offered by Disability Support Services. She highlighted several programs and shared that the Workability and College2Career programs consistently rank at the top of their categories across the State, and in case of Workability, third in the nation.
- C. **JoAnna Schilling** reported that as of October 7, 7,008 students have been awarded emergency grants of at least \$500 from CARES Act funding and additional funds have been spent for the purchase of technology to support students, staff, and faculty including over 1,000 laptops and Wi-Fi hotspots. She stated she looked forward to Cypress College participating in Undocumented Student Action Week and noted that Cypress College was chosen as a pilot regional hub for undocumented students and their families in the community and they provide resources, support, and free legal services. The College sustainability committee will host a campus drive-in movie event on November 13 to premiere "The Story of Plastic" with a Q&A directly after. She concluded her report by welcome **Dr. Lee Douglas**, the new Cypress College Vice President of Instruction, who began on October 5.
- D. **Greg Schulz** reported that full-time and adjunct faculty members have continued to participate in professional learning opportunities related to distance education with 342 Fullerton College faculty members being online certified since last March and 389

faculty members having completed the Title 5 training modules since last June. He acknowledged faculty and staff who have worked hard to support faculty and students in an online environment, especially **Darnell Kemp**, Distance Education Director. He reported that Fullerton College will be featured on AirTalk with Larry Mantle on NPR-member station KPCC, on October 14 at 10:30 a.m. Discussion will include the impact of COVID-19 on lower income students and the decline in community college enrollment.

- E. **Lisa McPheron** reported that DMA is currently recruiting managers to serve on the management reclassification advisory committee who will research and analyze best practices as they relate to the manager reclassification process in order to provide recommendations to Chancellor's Staff during the spring semester.
- F. **Carlos Diaz** reported on NOCE's preparation for their WASC accreditation review and collaboration with Cypress College and Fullerton College for the upcoming Undocumented Student Action Week that will include presentations, trainings, and informational panels to help inform faculty, staff, students and management of opportunities available to undocumented students. He noted that faculty and staff continue working towards a safe return to work plan.
- G. **Craig Goralski** reported that at its recent meeting the Cypress College Academic Senate reviewed job duties for Credit for Prior Learning coordinator, heard from the research facilitator for chat (early intervention), received a report on the ad hoc committee on the Black Lives Matter Task Force recommendations, and welcomed **Dr. Lee Douglas**. The Senate had a first read of a resolution supporting Biology faculty efforts to end the practice of teaching multiple sections of lecture without pay. While a vote on the resolution has not occurred, the Senate opposes the practice and noted that curriculum is a 10+1 matter.

In response to **Dr. Goralski's** comments regarding the biology matter, **Vice Chancellor Irma Ramos** stated that the United Faculty filed a grievance on the matter which went to arbitration. The arbitration hearings have taken place with the briefs due by both parties by December 21, and a decision is anticipated in February 2021.

- H. **Kim Orlijan** reported that the first e-convening of the USC Race and Equity Center's California Community College Equity Leadership Alliance on fostering and sustaining inclusive classrooms for students of color. Five Fullerton College faculty attended the first session and will present a report to the Fullerton College Faculty Senate. A second team that included classified colleagues attended the second session on understanding and addressing implicit bias. The Faculty Senate is electing leaders to head four anti-racism task forces on curriculum, pedagogy, and grading policies; hiring, tenure, and retention; professional learning; and program review, budget processes, and integrated planning. The Senate also voted to endorse a draft of a college-wide anti-racism statement.
- I. **Christie Diep** reminded trustees of the three non-sunsetting MOUs that were previously authorized by the Board that include: 1) to assess and address the ranking of faculty compensation at the 75th percentile; 2) to establish mutually agreed upon criteria for lecture lab ratio; and 3) for the Irrevocable Trust that includes the calculated savings will be considered in the next negotiation cycle. It is the understanding of

United Faculty that the Chancellor supports the implementation of the agreements as they were agreed to in good faith.

- J. **Dawnmarie Neate** thanked **Trustee Jacqueline Rodarte** for reaching out to CSEA regarding the two new classified job descriptions and **Julie Kossick** for helping to facilitate electronic timesheets. CSEA received the District's negotiations proposal containing a 1% one-time off-schedule payment. A membership survey on the proposal revealed the overwhelming majority were angered and offended by the offer. NOCCCD now has the lowest paid classified staff for any surrounding community college district.
- K. **Lauren Mata** reported that Adjunct Faculty United celebrated Indigenous Peoples Day with a webinar by Ethnic Studies instructor **Jose Zamora** and that COVID-19 MOU negotiations with the District for the spring term have begun. AdFac members have been encouraged to vote and reminded that mail in ballots should be mailed by October 15 to ensure they are counted.
- L. **Student Trustee Chloe Reyes** reported that the Hornet Leadership Retreat took place and focused on the topic of Black Lives Matter and dismantling systemic racism and the Cadena Center hosted the Brave Space forum where students were able to anonymously share about their stresses during the pandemic, experiences with racism, and working online.

She read a statement for the Board written by the District's Asian Pacific Islander Faculty and Staff Association which noted their community's involvement in the fight for racial and social justice and expressed their commitment to anti-racist efforts to dismantle systemic racism. "We believe that Black Lives Matter. Asian-Americans and Pacific Islanders have been long committed to fighting for civil rights and have stood with other racial and ethnic groups in those struggles. We, the members of this association, proudly carry on that legacy and continue that fight."

- M. **Student Trustee Ester Plavdjian** reported that Cypress College Associated Students have planned a resource fair distribution drive-thru on October 29, a Trunk-or-Treat drive-thru, a drive-in movie, and a COVID relief pack distribution drive-thru. The Health Center is also hosting free drive-thru flu clinics and Wellness Wednesday events. She shared that the implementation date for the OCTA bus pass program will be Spring 2021.

On a personal note, **Ms. Plavdjian** shared information regarding the current territory conflict between Armenia and Azerbaijan that has resulted in civilian casualties with calls for a cease fire being ignored. She shared that her participation in efforts to raise awareness and pleas for accurate media coverage have been met with harassment. She expressed concern over a possible second genocide and massacre of Armenians and provided website links to learn more about what is happening.

- N. **Trustee Ed Lopez** thanked **Student Trustee Ester Plavdjian** for her heartfelt and informative words.
- O. **Trustee Barbara Dunsheath** thanked **Student Trustee Ester Plavdjian** for her strong words and calling attention to a foreign policy issue that is not getting enough attention. She shared data from a Los Angeles Community College District survey that sheds light on the struggles that students are facing: 19% of students experienced

extreme stress during COVID, 72% experienced anxiety, and 45% experienced joblessness, reduced housing, and other issues. She expressed pride in the variety of efforts for Undocumented Student Action Week and the ongoing efforts on many levels for diversity, equity, inclusion, and anti-racism. She referenced a recent issue of "Trustee Quarterly" that includes a diversity, equity, and inclusion checklist and implementation guide for community college boards.

- P. **Trustee Jacqueline Rodarte** reported that in light of the current struggles facing students, she plans to participate in the upcoming CCLC #RealCollegeCalifornia Basic Needs Summit.

MINUTES: It was moved by Trustee Jeffrey P. Brown and seconded by Trustee Barbara Dunsheath to approve the Minutes of the Regular Meeting of September 22, 2020. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, and Rodarte voting yes, including Student Trustees Reyes and Plavdjian's advisory votes.**

FINANCE & FACILITIES

Item 3.a: By block vote, authorization was granted to ratify purchase order numbers P0139745 - P0141941 through September 14, 2020, totaling \$7,251,795.07, and check numbers C0052087 - C0052180, totaling \$2,335,058.72; check numbers F0263901 - F0265328, totaling \$1,994,156.19; check numbers Q0000000 - Q0000000, totaling \$0; check numbers 88506727 - 88507263, totaling \$11,286,415.05; check numbers V0031822 - V0031828, totaling \$10,378.00; check numbers 70110404 - 70111896, totaling \$290,842.82; and disbursements E8882681 - E8890004, totaling \$7,319,218.15, through September 30, 2020.

Item 3.b: By block vote, authorization was granted to adopt a resolution establishing separate bank, saving, clearing, and revolving accounts pursuant to the California Community College Budget and Accounting Manual as authorized by §84030 of the Education Code, and in accordance with Education Code §58311 of Title 5 of the California Code of Regulations.

Item 3.c: The Board received and reviewed the Public Self-Insurer's Annual Report for fiscal year 2019-20 and acknowledged the estimated future liability of \$1,633,244 as reported to the State.

Item 3.d: By block vote, authorization was granted to enter into a consultant agreement with MAAS at an hourly rate of \$162 for architectural consulting services effective immediately through July 31, 2021 for an amount not to exceed \$185,000.

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

Item 3.e: By block vote, authorization was granted to enter into an agreement with Civitas for the implementation, support, and maintenance of College Scheduler for a total cost of \$240,000 for five years from October 2020 through October 2025.

Further authorization was granted for the Vice Chancellor, Finance & Facilities or District Director, Purchasing, to issue a purchase order on behalf of the District.

Item 3.f: By block vote, authorization was granted to enter into an agreement with Launch Your Career to purchase a subscription in the amount of \$470,000 for a three-year subscription starting October 14, 2020, through October 13, 2023.

Item 3.g: By block vote, authorization was granted for Fullerton College to accept donations to its divisions, departments, and/or programs.

INSTRUCTIONAL RESOURCES

Item 4.a: By block vote, authorization was granted to approve the summary of curriculum changes for Cypress College, to be effective Fall 2020, Fall 2021, and Spring 2021. The curricula have been signed by the Campus Curriculum Chairperson and the College President, and have been approved by the District Curriculum Coordinating Committee.

Item 4.b: By block vote, authorization was granted to approve the summary of curriculum changes for the North Orange Continuing Education, to be effective Spring 2021. The curricula have been signed by the Campus Curriculum Committee Chairperson and the President, and it has been approved by the District Curriculum Coordinating Committee.

HUMAN RESOURCES

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

LEAVE OF ABSENCE

@00006407	CC	Dental Hygiene Instructor Family Medical Leave (FMLA/FFCRA) (100%) Paid Leave Using FFCRA Until Exhausted; Paid Leave using Regular and Supplemental Sick Leave until Exhausted; Unpaid thereafter Eff. 08/31/2020-09/03/2020
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TEMPORARY ACADEMIC HOURLY-SUBSTITUTES

Trittin, James	CC	Column 2, Step 3
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TEMPORARY ACADEMIC HOURLY-SPECIAL SERVICES

Oo, Jennifer	NOCE	Online Teaching Certificate Training Stipend not to exceed \$500.00 Eff. 08/28/2020-09/19/2020
Patrick-Norng	NOCE	Online Teaching Certificate Training Stipend not to exceed \$500.00 Eff. 08/28/2020-09/19/2020
Ramos, Larry	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Teaching Schedule Class B

Not to exceed 13 hours
Eff. 06/02/2020 – 07/07/2020

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

RETIREMENT

Tran, Kimberly	FC	Financial Aid Technician (100%) PN FCC675 Eff. 10/31/2020
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RESIGNATION

Pham, Thomas	AC	Buyer II 12-month position (100%) Eff. 10/22/2020 PN DEC966
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NEW PERSONNEL

Hurtado, Hailie	NOCE	Student Services Specialist 11-month position (100%) Range 36, Step B Classified Salary Schedule Eff. 10/14/2020 PN SCC839
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Valdez, Kristel	CC	Executive Assistant III 12-month position (100%) Range 30C, Step G Confidential Salary Schedule Eff. 10/15/2020 PN CCN999
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PROMOTION

Domingo, Diana	CC	Administrative Assistant I 12-month position (100%) PN CCC842
		To: Administrative Assistant II 11-month position (100%) Range 36, Step B Classified Salary Schedule Eff. 10/19/2020 PN CCC951

VOLUNTARY CHANGES IN ASSIGNMENT

Tucker, Rachael	FC	Clerical Assistant I (40%) Extension of Temporary Increase in Percentage From: 40% To: 100% Eff. 01/01/2021 – 06/30/2021
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STIPEND FOR ADDITIONAL ADMINSTRATIVE DUTIES

Santillan, Carolina	FC	Administrative Assistant I (100%) 6% Stipend Eff. 10/01/2020 – 03/31/2021
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NEW CLASSIFIED JOB DESCRIPTIONS

Dental Hygiene Clinical Technician
Range 36
Classified Salary Schedule

Dental Hygiene Services Assistant
Range 36
Classified Salary Schedule

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 #1262 for a copy of the professional expert personnel listing.)

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

(See Supplemental Minutes #1262 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 #1262 for a copy of the volunteer listing.)

GENERAL

Item 6.a: The Board reviewed and discussed the report prepared by the Board ad hoc committee –comprised of Trustees Jeffrey P. Brown, Barbara Dunsheath, and Ed Lopez– to investigate allegations of trustee misconduct.

Trustee Barbara Dunsheath, as Board Vice President, chaired the ad hoc committee and highlighted key points of the report. She noted that the ad hoc committee spent a lot of time researching and looking at other cases regarding censure that typically involved one trustee against another with far more egregious actions. In the District's history, the only censure occurred in 1992 and involved a trustee threatening someone. The ad hoc committee looked at each and every charge presented and allowed Trustee Ryan Bent to respond.

The conclusions of the ad hoc committee were unanimous. They concluded that board policy does not specifically prohibit trustees from using a Board title on social media or the need to use a disclaimer or for a disclaimer to be prominently displayed. They concluded that Trustee Ryan Bent's comments during the Black Lives Matter discussion were expressions of his personal beliefs which are protected under free speech. Nothing in District policies, accreditation standards, or in the law limit a statement of free speech.

Dr. Dunsheath cited "The Ethical and Lawful Board of Trustees of California Community Colleges" guide which states that even though the law may allow something, it might not be prudent to do it. Trustees are encouraged to be respectful, civil, and courteous in their public and private interactions because it is important to set the tone for the District. She cautioned that even when trustees are not speaking for the Board, the reality is that the public can misconstrue their comments and trustees should use caution when speaking without limiting free speech.

Additional points of thought that were included in the ad hoc committee's report –but which Trustee Lopez abstained from – included the following:

- Clarification regarding what constitutes an actionable complaint against a trustee.
- Possible policy language to distinguish between individual and District points of view.
- Possible additional flexibility for the Board in how complaints are handled.
- Consider possible sanctions the Board could apply other than censuring such as removal from committees or ineligibility for Board offices.
- The Board should consider including ethics training as part of a study session.
- The Board should continue discussion regarding appropriate trustee roles during its upcoming retreat.

Trustee Jeffrey P. Brown praised Dr. Dunsheath's summary and highlighted the importance of the recommendations. He noted that the current format of BP 2715 provides no flexibility with regard to formal complaints and that it is important for the Board to consider what any proposed flexibility might be in order to avoid potential issues.

Trustee Ed Lopez shared that Trustee Ryan Bent's comments are protected by the First Amendment and therefore not in violation. She noted that the District should look into best practices regarding disclaimers since one does not exist for trustees or employees.

During the discussion, trustees inquired why Trustee Ed Lopez abstained from the recommendations and he shared that his abstention should not be misconstrued as objecting to them, but instead that he felt like they were outside of the task before the ad hoc committee. Trustee Stephen T. Blount felt the report was thorough and requested copies of the pamphlets referenced and receiving information of the second complaint the Board received. Trustee Ryan Bent voiced support for a revision to BP 2715 in order to make it stronger and clearer. Kim Orlijan expressed her appreciation for the work of the ad hoc committee, especially the recommendations regarding ethics training and appropriate roles.

Subsequent to trustees discussing whether or not the complaint was closed or further action was necessary, it was agreed that the report would return to the Board for a vote on the findings and conclusions.

Item 6.b: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Stephen T. Blount to adopt Resolution No. 20/21-04, In Support of California Proposition 15: Schools and Local Communities Funding Act.

During the discussion Trustee Barbara Dunsheath confirmed that Proposition 15 includes exemptions for farm properties and that the implementation process would begin in 2022 and would be phased in over three years. Trustee Ryan Bent noted that the City of Anaheim will not be supporting Proposition 15 and Student Trustee Chloe Reyes shared that the Fullerton College Associated Students voted to support Proposition 15.

Motion carried with Trustees Blount, Brown, Dunsheath, Lopez, and Rodarte voting yes including Student Trustees Reyes and Plavdjian's advisory votes, and Trustee Bent voting no.

Item 6.c: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Stephen T. Blount to adopt Resolution No. 20/21-05, In Support of California Proposition 16: Repeal Proposition 209, Affirmative Action Amendment.

During the discussion, Trustee Jeffrey P. Brown stated that he continued research on Proposition 16 and still gives weight to the UCLA study that indicated that Hispanic students seemed to have benefited from Proposition 209. Additionally he found no evidence that the District has been hindered in its hirings as a result of Proposition 209 and because of that, he cannot support the resolution. Trustee Ryan Bent indicated that he was also not in support of the resolution.

Subsequent to Trustee Ed Lopez providing a grammatical correction, the **motion carried with Trustees Blount, Dunsheath, Lopez, and Rodarte voting yes including Student Trustees Reyes and Plavdjian's advisory votes, and Trustees Bent and Brown voting no.**

Item 6.d: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Jeffrey P. Brown to appoint Sueling Chen, Josee Minero, and Danielle Thomas to serve for a term of two years, and for a maximum of three consecutive terms, without compensation, on the Citizens' Oversight Committee for the North Orange County Community College District bond projects.

During the discussion, Craig Goralski inquired if the District is under contract with any of the business organizations that the proposed members are affiliated with due to potential conflicts of interest, and Vice Chancellor Fred Williams stated that he was not familiar with two of the organizations, but that the District no longer contracted with St. Jude for worker's compensation matters. It was also reiterated that the purpose of the Committee is not to control how money is spent, but to verify that it is being spent properly.

The Board discussed concerns regarding having three business organization members when compared with other groups on the Committee, the current committee composition, if members were required to file a Form 700, and anticipated vacancies.

Ultimately the Board agreed to appoint Josee Minero and Danielle Thomas as business organization members and Sueling Chen to the at-large member category. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, and Rodarte voting yes including Student Trustees Reyes and Plavdjian's advisory votes.**

Item 6.e: The Board received the following revised Administrative Procedures as information:

- AP 2410, Board Policies & Administrative Procedures
- AP 2430, Delegation of Authority to Chancellor
- AP 2710, Conflict of Interest
- AP 3280, Grants
- AP 3515, Reporting of Crimes
- AP 3540, Sexual Assaults & Other Sexual Misconduct
- AP 3560, Alcoholic Beverages
- AP 3570, Smoking on Campus
- AP 3820, Gifts & Donations
- AP 4260, Prerequisites & Co-requisites
- AP 4400, Community Services Programs
- AP 5011, Admission & Concurrent Enrollment of High School & Other Young Students
- AP 5040, Student Records, Directory Information, & Privacy
- AP 5055, Enrollment Priorities

During the discussion, Trustee Barbara Dunsheath stated that the Association of Community College Trustees (ACCT) recommends that policies be as inclusive as possible and to regularly assess them for effectiveness in fulfilling the District's mission and promoting diversity, equity, inclusion, and anti-racist practices. She recommended that language noting that be added to BP 2410. She shared that she was surprised to learn that the law allows trustees to teach one class for the district they serve. She expressed concern regarding a definite conflict of interest and questioned whether language could be added to AP 2710 if it is against the law.

The revised Administrative Procedures are available on the District's website, where they are readily accessible by students, employees, and the general public

Item 6.f: The Board receive the following proposed, revised Board Policies, and directed that they be placed on a future Board meeting agenda for action:

- BP 2355, Decorum
- BP 5010, Admissions & Concurrent Enrollment
- BP 5030, Fees

During the discussion, trustees noted that "or" needed to be added to Section 1.0 of BP 2355. It was also pointed out that Section 1.1 of BP 5010 was incorrect regarding the need to be over the age of 18 and possess a high school diploma or equivalent. Both board policies will be revised before returning for the Board's consideration.

Item 6.g: Board President Ryan Bent asked if there were any requests for potential future Board agenda items and there were none. Trustee Barbara Dunsheath requested that the BP 2410, Board Policies & Administrative Procedures return to the Board with the language additions she noted and that BP 2715, Conflict of Interest also return to address concerns regarding employment of trustees as part-time instructors. It was noted that the Board Policy Subcommittee is currently revising BP 2715 and would hopefully have a report to share before December.

CLOSED SESSION: At 7:21 p.m., Board President Ryan Bent adjourned the meeting to closed session per the following sections of the Government Code and stated that there would be no readout:

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

Per Section 54956.9(a): CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION: One (1) Potential Case.

RECONVENE MEETING: At 8:35 p.m., Board President Ryan Bent reconvened the meeting in open session.

ADJOURNMENT: At 8:35 p.m., it was moved by Trustee Jeffrey P. Brown and seconded by Trustee Jacqueline Rodarte to adjourn the meeting. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, and Rodarte voting yes.**

Prepared By Recording Secretary for
Jacqueline Rodarte, Secretary, Board of Trustees