

APPROVED

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

April 23, 2002

1. The Board of Trustees of the North Orange County Community College District met for the Regular Meeting on Tuesday, April 23, 2002, at 5:30 p.m. at the District Education Center Board Room.

Board President Manny Ontiveros called the meeting to order at 5:33 p.m. Dorothy Whitehurst led the Pledge of Allegiance to the Flag.

2. **Trustee Roll Call** - Present: Jeff Brown, Leonard Lahtinen, Molly McClanahan, Manny Ontiveros, Nancy Rice and Student Trustees Israel Dawson and Michael Robbe. Trustee Donna Miller arrived at 5:40 p.m. and Trustee Otto Lacayo arrived at 5:54 p.m. Absent: None.
3. **Resource Personnel Present:** Jerome Hunter, Chancellor; Janet Portolan, Vice President, Fullerton College; Margie Lewis, President, Cypress College; Tom Parisi, Dean, School of Continuing Education; Rod Fleeman, Vice Chancellor, Finance & Facilities; Steve Duncan, District Director, Personnel Operations, Human Resources; Donna Hatchett, District Director, Public Affairs; Jack Raubolt, District Director, Information Services; Chris Terry, representing the District Management Association; Jesse Saldana, representing the Cypress College Academic Senate; Bob Berryhill, representing the Fullerton College Faculty Senate; Andrea Sibley-Smith, representing the School of Continuing Education Academic Senate; Barbara Bennett, representing United Faculty; Abel Soto, representing CSEA; Tony Papavero, representing Adjunct Faculty United; Chapter #167; Violet Ayon, Recording Secretary.
4. **Other Administrators and Employees Present:** Nancy Byrnes, Karen Cant, and Mike Kasler from Cypress College; Susan Clifford and Adam O'Connor from Fullerton College; Ron Beeler, Dorothy Owens-Whitehurst, and Fred Williams from the District Education Center; Greg Schultz from the School of Continuing Education.
5. **Visitors Present:** Fullerton College Student Terry Lozinsky.
6. **Comments: Members of the Audience:** There were no comments from the audience.
7. At 5:35 p.m. it was moved by Trustee Nancy Rice and seconded by Trustee Donna Miller to declare open the Public Hearing regarding the Mitigated Negative Declaration and

Mitigation Monitoring Program for the Cypress College Library/Learning Resource Center. **Motion carried unanimously, including the Student Trustees' advisory votes.**

Mark Blodgett reported that the firm of Blodgett Baylosis Associates conducted the Initial Study of the Cypress College Library/Learning Resource Center and determined that there was no environmental impact related to the Cypress College Library/Learning Center. Mr. Blodgett entertained questions from the Board and provided clarification on the project's impact on parking and the seismic measures to be conducted regarding the liquefaction aspect of the soil, as well as the status of Lakeshore Drive on the Cypress Campus.

There being no comments from the audience it was moved by Trustee Donna Miller and seconded by Trustee Molly McClanahan to close the Public Hearing at 5:57 p.m. **Motion carried unanimously, including the Student Trustees' advisory votes.**

It was then moved by Trustee Nancy Rice and seconded by Trustee Molly McClanahan that the Board adopt Resolution No. 01/02-11 to approve the Mitigated Negative Declaration and Mitigation Monitoring Program for the Cypress College Library/Learning Resource Center pursuant to the Initial Study prepared in accordance with the provisions of the California Environmental Quality Act (CEQA) of 1970, as amended, with respect to the mandatory findings of significance set forth in Section 15065 of the CEQA guidelines. **Motion carried unanimously, including the Student Trustees' advisory votes.**

8. **Block Vote Approval:** It was moved by Trustee Leonard Lahtinen and seconded by Trustee Donna Miller to approve by block vote the following items:

Finance and Facilities: 4.b, 4.c, 4.d
 Instructional Services: 5.a, 5.b, 5.c

Motion carried unanimously, including the Student Trustees' advisory votes.

9. **Reports:**

A. As a part of the Chancellor's Report, **Janet Portolan**, Vice President of Fullerton College, and Debra Shipley and Lucien Runge of tBP Architects conducted a presentation on the Final Project Proposal for the Fullerton College Classroom/Faculty Office Building, which will be built on the southeast corner of Chapman and Lemon. They noted that the primary goal for development of the building is to address the needs of the college and of the faculty. The Sculpture Garden currently on the southeast corner of Lemon and Chapman will eventually be moved to the north side of Chapman along the front of the campus.

(See Supplemental Minutes #873 for a copy of the presentation.)

- B. Also included in the Chancellor's Report was a discussion on the District's Tentative Budget Assumptions. **Fred Williams**, District Director of Fiscal Affairs, and Rod Fleeman, Vice Chancellor of Finance & Facilities, conducted a presentation which outlined the various budget assumptions, as well as the timeline for the development of the District's final budget. Highlights of the presentation included: 1) identification of FTES generated throughout the District; 2) identification of on-going revenues; 3) changes related to on-going revenues; 4) identification of on-going expenditures; 5) changes related to on-going expenditures; 6) identification of funding resources; 7) identification of available one-time funds; 8) identification of Items to be funded on a one-time basis; 9) identification of decision points; and 10) identification of possible changes in the proposed State Budget at May Revise time.

(See Supplemental Minutes #873 for a copy of the presentation.)

- C. **Tom Parisi**, Dean in the School of Continuing Education (SCE), **Margie Lewis**, Cypress College President, and **Michael Viera**, Fullerton College President, reported on activities in their respective areas.

10. Comments:

- A. **Donna Hatchett** reported that the District's Production Center and Fullerton College won several design and printing awards at the recent Community College Public Relations Organization Conference.
- B. **Chris Terry** reported on the recent District Management Association Workshop on dealing with confrontation in the workplace, which was well attended and well received.
- C. **Andrea Sibley-Smith** reported that information on the State Academic Senate is forthcoming to Members of the Board and the Chancellor.
- D. **Abel Soto** extended an invitation to the Board to the annual CSEA Luncheon to be held May 22 at the Buena Park Holiday Inn and he encouraged management staff to allow classified staff time to attend the luncheon.
- E. **Student Trustee Michael Robbe** reported on his recent attendance at the CalSACC Conference, his selection as CalSACC Treasurer, and he extended an invitation to everyone to attend a student forum at Cypress College on April 24.

- F. **Trustee Molly McClanahan** commended Fullerton College Cosmetology Instructor Elena Stock on her dedication to students.
- G. **Trustee Donna Miller** extended her congratulations to Bob Berryhill on the recent Register article regarding the Surfaris.
- H. **Trustee Leonard Lahtinen** also extended his congratulations to Bob Berryhill and his family. In addition, he commented on the proposed furnishings for the Anaheim Campus and inquired on the decision-makers for the furniture. Mr. Lahtinen also inquired on what future visits will be planned to the Los Angeles Museum of Tolerance and requested that Members of the Board be invited.

Rod Fleeman responded that a committee working with the tBP Architect designers determined the standard size of the offices/work stations and proposed furnishings. All employees have been given the opportunity to view the furnishings.

- I. **Trustee Manny Ontiveros** reported on his attendance at the recent American Association Community Colleges Convention in Seattle, Washington, along with Chancellor Hunter and other District-wide staff.
11. **Minutes:** It was moved by Trustee Molly McClanahan and seconded by Trustee Nancy Rice to accept as submitted the minutes of the Regular Board meeting held on April 9, 2002. **Motion carried unanimously, including the Student Trustee's advisory vote and Student Trustee Michael Robbe abstaining from the vote.**

FINANCE AND FACILITIES

- 12. **Item 4.a:** Upon clarification on various aspects of the District's input into the State Chancellor's Office Budget Package, it was moved by Trustee Leonard Lahtinen and seconded by Trustee Donna Miller to approve the recommendations for the 2003-2004 System Budget and directed that they be communicated to the State Chancellor's Office as input from the North Orange County Community College District. **Motion carried unanimously, including the Student Trustees' advisory votes.**
- 13. **Item 4.b:** By the block vote, authorization was granted to file the Notice of Completion for PW 0001-103, with Amelco Electric, as contractor, for the Fullerton College Fire Alarm System Upgrade, and release the final retention payment when due.

14. **Item 4.c:** By the block vote, authorization was granted to file the Notice of Completion for PW 0102-206, with Case & Sons Construction Inc., as contractor, for the Fullerton College Campus Signage - Phase I, and release the final retention payment when due.
15. **Item 4.d:** By the block vote, authorization was granted to file the Notice of Completion for PW 0102-207, with Thomco Construction Inc., as contractor, for the Architectural Barrier Removal Phase I Contract II at Cypress and Fullerton Colleges, and release the final retention payment when due.
16. **Item 4.e:** Upon clarification on the impact to the Anaheim Campus projects, it was moved by Trustee Leonard Lahtinen and seconded by Trustee Molly McClanahan to reject all bids received for Bid PW 0102-209, North Orange County Community College District-Anaheim Campus Interior Renovations, Bid Package #1 (Site Work) which will be rebid at a later time. **Motion carried unanimously, including the Student Trustees' advisory votes.**
17. **Item 4.f:** Upon clarification by Mr. Khushroo Gheyara of Caldwell, Flores, Winters, on the forthcoming steps in selling the District's general obligation bonds related to Measure X, it was moved by Trustee Otto Lacayo and seconded by Trustee Nancy Rice to adopt Resolution No. 01/02-15 requesting the Board of Supervisors of the County of Orange to sell District General Obligation Bonds, Election of 2002, Series 2002A bonds of the District in a principal amount not to exceed \$140,000,000 and approving certain other matters related thereto. **Motion carried unanimously, including the Student Trustees' advisory votes.**

Resolution adopted (See Supplemental Minutes #672).

18. **Item 4.g:** Upon clarification on the firms interviewed, responsibilities of the Program Manager, the contract amount, and the identification of upcoming procedures, it was moved by Trustee Otto Lacayo and seconded by Trustee Leonard Lahtinen to enter into an agreement with FL Construction Management (FLCM) as Program Manager for District-wide construction projects for an amount not to exceed \$5,880,000 over a five-year period beginning April 23, 2002, until June 30, 2007. The fee and general conditions cost is all-inclusive. There will be no additional fees or general conditions cost, unless the District receives funding for additional projects not anticipated or in the event that the District wishes to extend the terms of the contract. Fee adjustments will be evaluated on an annual basis based on the number of projects anticipated. **Motion carried unanimously, including the Student Trustees' advisory votes.**

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

Trustee Otto Lacayo requested a copy of the agreement with FLCM once it is finalized.

INSTRUCTIONAL SERVICES

19. **Item 5.a:** By the block vote, authorization was granted for Cypress College to host a gourmet dinner, including wine service, as a fundraiser in Culinary Arts on Friday, May 3, 2002. All costs associated with the event will be paid for by the Cypress College Foundation. Wine served to invited guests will be in accordance with all appropriate alcoholic beverage laws.
20. **Item 5.b:** By the block vote, authorization was granted for the Fullerton College Associated Students Inter-Club Council and Department of Student Affairs to host an appreciation luncheon for 1,000 students and staff not to exceed \$1,500 in connection with the "Festival of Diversity" and "Campus Approved College Hour" on Thursday, April 25, 2002.

Further authorization was granted for supplies and miscellaneous charges for the events at a cost not to exceed \$2,050; for a total cost of the events not to exceed \$3,550.

Additional authorization was granted for the College President to execute any agreements on behalf of the District.

21. **Item 5.c:** By the block vote, authorization was granted for the Fullerton College Honors Program to host an end-of-the-year banquets on May 15, 2002, for approximately 75 students and to pay for related expenses, including food services and miscellaneous supplies, at a cost not to exceed \$1,000.

Further authorization was granted for the College President to execute any agreements on behalf of the District.

GENERAL

22. **Item 6.a:** it was moved by Trustee Otto Lacayo and seconded by Trustee Nancy Rice that the Board adopt Resolution No. 01/02-12 certifying the Canvass of Votes for Measure X from the Orange County Registrar of Voters and the Los Angeles County Registrar-Recorder/County Clerk for the March 5, 2002, election indicating passage of Measure X with greater than 55% of the votes cast in favor of the bond measure. **Motion carried unanimously, including the Student Trustee's advisory vote.**

Resolution Adopted. (See Supplemental Minutes #873 for a copy of the resolution).

23. **Item 6.b:** It was moved by Trustee Donna Miller and seconded by Trustee Nancy Rice that the Board adopt a Resolution verifying that Student Trustee Michael Robbe was ill on April 9, 2002, and therefore, eligible to receive compensation for the Board meeting held on that date. **Motion carried unanimously, including the Student Trustee's advisory vote and Student Trustee Michael Robbe abstaining from the vote.**

Resolution Adopted. (See Supplemental Minutes #873 for a copy of the resolution).

24. **Item 6.c:** It was moved by Trustee Nancy Rice and seconded by Trustee Otto Lacayo that the Board adopt Resolution No. 01/02-13 to honor the contributions made by the classified employees of the North Orange County Community College District to the educational community and declare the week of May 19-25, 2002, as Classified School Employee Week. Board President Manny Ontiveros read the following resolution into the record:

WHEREAS, classified school employees provide valuable services to the District and students of the North Orange County Community College District; and

WHEREAS, classified school employees contribute to the establishment and promotion of a positive instructional environment; and

WHEREAS, classified school employees play a vital role in providing for the welfare and safety of North Orange County Community College District's students; and

WHEREAS, classified school employees employed by the North Orange County Community College District strive for excellence in all areas relative to the educational community;

THEREFORE, BE IT RESOLVED, that the North Orange County Community College District hereby recognizes and wishes to honor the contribution of the classified school employees to quality education in the state of California and in the North Orange County Community College District and declares the week of May 19-25, 2002, as Classified School Employee Week in the North Orange County Community College District.

Motion carried unanimously, including the Student Trustees' advisory votes.

Resolution Adopted. (See Supplemental Minutes #873 for a copy of the resolution).

25. **Item 6.d:** It was moved by Trustee Otto Lacayo and seconded by Trustee Donna Miller that the Board adopt Resolution No. 01/02-14 to honor the contributions made by faculty members of the North Orange County Community College District to their students, their

colleges and learning centers and declare the week of May 5-11, 2002, as Teacher Appreciation Week. Board President Manny Ontiveros read the following resolution into the record:

WHEREAS, an accessible, effective system of public education is essential to our democratic system of government; and

WHEREAS, the quality of public education is dependent upon the skill, dedication, and commitment of the people who teach; and

WHEREAS, the people of the state of California receive many direct benefits from their system of public higher education, particularly the community colleges; and

WHEREAS, the North Orange County Community College District is known for offering high quality education, focused on student learning and success; and

WHEREAS, faculty of Cypress College, Fullerton College, and the School of Continuing Education make a significant impact on the experience of students attending these institutions; and

WHEREAS, it is important that the contributions of faculty members to their students, their colleges and learning centers, and to the people in the community who benefit from their endeavors, now

THEREFORE, BE IT RESOLVED, that the Board of Trustees of the North Orange County Community College District does hereby declare that the week of May 5-11, 2002, be observed as Teacher Appreciation Week and urges all members of our community to acknowledge the important work of our teachers.

Motion carried unanimously, including the Student Trustees' advisory votes.

Resolution Adopted. (See Supplemental Minutes #873 for a copy of the resolution).

26. **Closed Session:** At 9:07 p.m., Board President Manny Ontiveros adjourned the meeting to closed session per the following sections of the Government Code:

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

Per Section 54957: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE.

- 27 At 9:55 p.m. Board President Manny Ontiveros reconvened the meeting in open session.

28. At 10:00 p.m., it was moved by Trustee Molly McClanahan and seconded by Trustee Donna Miller to adjourn the meeting. **Motion carried unanimously.**

Nancy Rice, Secretary
Board of Trustees