

APPROVED

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

February 28, 2006

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, February 28, 2006, at 5:30 p.m. in the Board Room at the Anaheim Campus.

Board President Donna Miller called the meeting to order at 5:35 p.m. and Peter Fong led the Pledge of Allegiance to the Flag.

TRUSTEE ROLL CALL - Present: Barbara Dunsheath, Jeff Brown, Leonard Lahtinen, Michael Matsuda, Molly McClanahan, Donna Miller, Manny Ontiveros, and Student Trustees Elsa Garcia and Victoria Rizo. Absent: None.

RESOURCE PERSONNEL PRESENT: Jerome Hunter, Chancellor; Fred Williams, Vice Chancellor, Finance & Facilities; Jeff Horsley, Vice Chancellor, Human Resources; Kathie Hodge, President, Fullerton College; Margie Lewis, President, Cypress College; Gary McGuire, Provost, School of Continuing Education; Christie Wallace Noring, District Director, Public Affairs; Deborah Ludford, District Director, Information Services; Bob Simpson, representing the District Management Association; Andrea Sibley-Smith, representing the School of Continuing Education Academic Senate; Fola Odebunmi, representing the Cypress College Academic Senate; Joumana McGowan, representing the Fullerton College Faculty Senate; Tony Jones, representing United Faculty; Rod Lusch representing CSEA; Sam Russo, representing ADFAC; and Violet Ayon, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Bernadette Archer, Lisa Campbell, Dale Craig, Steve Credidio, Peter Fong, Andrea Hanstein, Robert Jaurequi, Diane Montano, Jonathan Morrell, Adam O'Connor, Queen Peterson, Janet Portolan, and Karen Rose from Fullerton College; Linda Borla, Nancy Byrnes, Neill Cooney, Jim Dedic, Nina DeMarkey, Pat Humpres, Will Hensser, Mike Kasler, Deborah Michelle, Alice Payne, Therese Mosqueda-Ponce, Alan Ransom, and Frank Smith from Cypress College; Barbara Bennett, Dao Do, George Dooley, Shannon Ellis, and Greg Schulz from the School of Continuing Education; and Ron Beeler, Steve Duncan, Tami Oh, and Dorothy Owens-Whitehurst from the District Offices.

VISITORS: John Doogan, Pam Keller, Brian Massey, Chris Norby, and Chris Radigan.

COMMENTS: MEMBERS OF THE AUDIENCE:

A. **Tony Jones** submitted the following statement for the record:

I am addressing the Board of Trustees this evening regarding the status of salary negotiations. It was the hope of faculty that this year's salary negotiations would not be a repeat of last year's prolonged salary negotiations. Sadly, I must say that this year's salary negotiations are becoming a repeat of last year.

Tonight when you retire to closed session, you will find the United Faculty has returned to you its recent salary counter proposal. If you recall, the United Faculty presented with its proposal a list of bullet points as rationale to aide you in your deliberations. When your counter proposal for faculty was presented, no rationale was received. This made it difficult for the United Faculty Board to respond. I am requesting the Board of Trustees share additional information with your next proposal to assist with the negotiations process.

Also, in our communication with faculty, they have made it clear to United Faculty that they do not consider a raise of COLA to be sufficient.

Thank you for your time.

BLOCK VOTE APPROVAL: It was moved by Trustee Manny Ontiveros and seconded by Trustee Jeff Brown that the following items be approved by block vote:

Finance & Facilities:	3.b, 3.c
Instruction Services:	4.a
Human Resources:	5.b, 5.c

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

At this point in the agenda, Board President Donna Miller, with the concurrence of the Board entertained item 4.c.

Item 4.c: Trustee Leonard Lahtinen moved and Trustee Molly McClanahan seconded for Fullerton College to accept the following monetary donations to the Child Development Center:

- \$1,000 cash from Brian Massey of Help U Sell Direct Realty.
- \$1,000 cash from KC Roestenberg of Affiliated Computer Services (ACS).

Orange County Supervisor Chris Norby introduced Brian Massey and KC Roestenberg, who then presented Fullerton College President Kathie Hodge with two \$1,000 checks for the Fullerton College Child Development Center. **Motion carried unanimously, including the Student Trustees' advisory votes.**

Board President Donna Miller expressed the Board's appreciation for the donations and Fullerton College President Kathie Hodge expressed her appreciation of the partnership between the community and the Fullerton College Child Care Center.

REPORTS:

- A. As a part of the Chancellor's Report, Neill Cooney of Cypress College and Abel Soto of Fullerton College were honored upon their recent retirement from the District.

Neill Cooney thanked the Board and provided several suggestions for improvements throughout the District.

Abel Soto expressed his gratitude to the Board and the District for the opportunities afforded him during his employment with the District. He shared with the Board his many experiences, artistic talents, educational endeavors, and future plans.

- B. Also as a part of the Chancellor's Report, Andrea Sibley-Smith was presented with a Certificate of Commendation upon her recent selection as Continuing Education Person of the Year by the Association of Community and Continuing Education.

Andrea Sibley-Smith expressed her gratitude upon being honored by the Board. She thanked the Board, staff, and her husband for their continued support of her advocacy on behalf of community colleges.

- C. **Margie Lewis**, Cypress College President; **Kathie Hodge**, Fullerton College President; and **Gary McGuire**, School of Continuing Education (SCE) Provost, reported on activities in their respective areas.

As a part of his report, Dr. McGuire introduced Seal Beach Lion John Doogan, who traveled to Thailand and oversaw the use of the SCE-collected Tsunami Relief funds, provided a presentation on how the funds were used and the Lions Club's continuing efforts to end the cycle of poverty among the children of Thailand. He expressed his gratitude to George Dooley from SCE who spearheaded the Tsunami Relief campaign. On behalf of the Seal Beach Lions, Mr. Doogan presented certificates of appreciation to Gary McGuire, Julie Schoepf, and George Dooley.

COMMENTS

- A. **Andrea Sibley-Smith** requested, and the Board agreed, that Resource Table personnel receive a copy of the Board's questions posed in advance of the Board meeting.
- B. **Rod Lusch** expressed CSEA's appreciation for Abel Soto's commitment to classified employees, to CSEA, and the District as a whole.
- C. **Student Trustee Victoria Rizo** reported on Fullerton College Associated Student activities.
- D. **Student Trustee Elsa Garcia** reported on Cypress College activities, including those of the Associated Students, which includes the awarding of \$7,000 in scholarships.
- E. **Trustee Leonard Lahtinen** commended the Cypress College Americana event.
- F. **Trustee Molly McClanahan** announced that former Student Trustee Carlos Ayon (2003-04) has been accepted into the UCLA School of Public Affairs Master's Program.

MINUTES: It was moved by Trustee Molly McClanahan and seconded by Trustee Manny Ontiveros that the Board approve the minutes of the Regular Meeting of February 14, 2006, as submitted. **Motion carried unanimously, including the Student Trustees' advisory votes.**

FINANCE & FACILITIES

Item 3.a: Upon Vice Chancellor Fred William's brief summary, it was moved by Trustee Leonard Lahtinen and seconded by Trustee Molly McClanahan that the Board adopt Resolution No. 05/06-08, Authorization to Enter into Settlement Agreement with Enron. **Motion carried unanimously, including the Student Trustees' advisory votes.**

(See Supplemental Minutes #955 for a copy of the resolution.)

Item 3.b: By the block vote, the Board ratified the change orders for the public works projects listed per the Change Order Request, with a cumulative total of \$54,541.35. **Motion carried unanimously, including the Student Trustees' advisory votes.**

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

Item 3.c: By the block vote, authorization was granted to file the Notice of Completion of Work for PW 0405-511, Cypress College Water System Improvement at Cypress College, with Atlas-Allied, Inc., and to release the final retention payment when due.

INSTRUCTIONAL SERVICES

Item 4.a: By the block vote, the Board approved the School of Continuing Education summary of curriculum additions, to be effective in the spring 2006 trimester.

(See Supplemental Minutes #955 for a copy of the curriculum listing.)

Item 4.b: Trustee Barbara Dunsheath requested that future curriculum agenda items include additional information, which identify the rationale for new courses, course revisions, class size, etc. Board President Donna Miller requested that Trustee Dunsheath discuss this further with the Chancellor and that other Trustees forward their comments on this issue to the Chancellor.

Trustee Barbara Dunsheath then moved and Trustee Michael Matsuda seconded that the Board approve the Fullerton College summary of curriculum additions, deletions, and changes, to be effective fall 2006. **Motion carried unanimously, including the Student Trustees' advisory votes.**

(See Supplemental Minutes #955 for a copy of the curriculum listing.)

Item 4.c: See page 22 for item 4.c.

HUMAN RESOURCES:

Item 5.a: Upon clarification on the resolution, and concern expressed by the Senates' representatives for additional information, it was moved by Trustee Manny Ontiveros and seconded by Trustee Molly McClanahan that the Board authorize the following academic personnel matters that are within the budget:

NEW PERSONNEL

Hollowell, Barbara	FC	Interim Vice President, Instruction Temporary Management Contract Range 27, Step I Management Salary Schedule Plus stipend in lieu of benefits Eff. 3/01/2006-9/30/2006
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LEAVE OF ABSENCE WITHOUT PAY

Finn, Stacie	CC	Dramatic Arts Instructor Personal Leave (100%) Eff. 02/02/2006-05/26/2006
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REDUCTION OF PARTICULAR KINDS OF SERVICE

(See Supplemental Minutes #955 for a copy of Resolution No. 05/06-11.)

Motion carried unanimously.

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

RESIGNATIONS

Blancett, Erin	FC	Student Services Specialist (100%) Eff. 3/31/2006
Chaffin, David	FC	Athletic Therapist (100%) Eff. 3/12/2006
Macias, Elizabeth	CC	Financial Aid Technician (100%) Eff. 2/22/2006

Item 5.c: By the block vote, authorization was granted to employ hourly personnel for the dates indicated and contracting out of specialist for the EOPS and Disabled Student Centers in accordance with the agreement between the District and CSEA.

(See Supplemental Minutes #955 for a listing of hourly personnel.)

Item 5.d: Upon clarification of the background information, which did not include the 1992 legislation, which made the vesting requirement possible for the District, it was moved by Trustee Leonard Lahtinen and seconded by Trustee Manny Ontiveros that the Board adopt Resolution 05/06-09, Electing to Establish a Health Benefit Vesting Requirement for Future Retirees Under the Public Employees' Medical and Hospital Care Act, pursuant to the action taken at its regular meeting of August 22, 1995. **Motion carried unanimously.**

GENERAL:

Item 6.a: The Board received as an information item revised Board Policy 5030, Fees, and revised Board Policy 5550, Speech: Time, Place, and Manner, and directed staff that the proposed, revised policies be placed on the March 14, 2006, Board agenda for action, thereby allowing the Board sufficient time for a first and second reading on policy matters.

During review of these proposed revisions, questions arose regarding Board Policy 5030, Fees, specifically section 1.8 on page 6.a.2, which includes the following statement, "There shall be no charge for searching for or retrieving any student record." This statement seems to be contrary to current practice. This will be researched prior to the next Board meeting.

Item 6.b: It was moved by Trustee Leonard Lahtinen and seconded by Trustee Michael Matsuda that the Board adopt Resolution No. 05/06-10, Supporting the Community College Ballot Initiative.

Discussion ensued with some Trustees expressing dissatisfaction with the frequent use of voter initiatives in California to create law and other Trustees expressing the necessity of such an initiative to overcome the Legislature's lack of addressing community college needs. Upon conclusion of discussion, **the motion carried with Trustees Jeff Brown, Barbara Dunsheath, Leonard Lahtinen, Michael Matsuda, and Manny Ontiveros voting yes; Trustee Molly McClanahan voting no; Trustee Donna Miller abstaining from the vote; and Student Trustee Victoria Rizo's advisory vote of yes.**

Student Trustee Elsa Garcia left the meeting at 7:30 p.m.

CLOSED SESSION: At 7:40 p.m., Board President Donna Miller adjourned the meeting to closed session in memory of Laurence "Russ" Russell, Anaheim Campus Safety Officer who recently passed away. The closed session was held 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.

RECONVENE OPEN SESSION: At 9:03 p.m., Board President Donna Miller reconvened the meeting in open session.

ADJOURNMENT: At 9:05 p.m., it was moved by Trustee Manny Ontiveros and seconded by Trustee Jeff Brown to adjourn the meeting. **Motion carried unanimously by those members present.**

Manny Ontiveros, Secretary
Board of Trustees