

APPROVED

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

May 23, 2006

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, May 23, 2006, at 5:30 p.m. at the Board Room at the Anaheim Campus.

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

TRUSTEE ROLL CALL - Present: Jeff Brown, Barbara Dunsheath, 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; Tom Parisi, Dean, 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; Steve Gold, representing the Cypress College Academic Senate; Dale Craig representing United Faculty; Rod Lusch representing CSEA; and Violet Ayon, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Eric Anderson, Rene Bangerter, Susan Beers, Joe Carrithers, Gayle Cebrian, Alex Cima, Bruce Cordell, Ruth Egigian, Kathleen Engstrom, Danielle Fouquette, Scott Giles, Andrea Hanstein, Arthur Hin, Barbara Hollowell, Flor Huerta, Emy Hui, John Ison, Chris Lamm, Adela Lopez, Linda Lozano, Scott Malloy, Scott McKenzie, Bob Miranda, Jonathan Morrell, Adam O'Connor, Stephen Plett, Janet Portolan, Rosalind Ruiz, Linda Shideler, and Doris Wright from Fullerton College; Nina DeMarkey, Russ Flynn, Carolee Freer, Marilyn Glattley, Andrea Hannon, Diane Henry, Will Heusser, Pat Humpres, Mike Kasler, Cliff Lester, Daniel Lucero, Sylvia Paek, Brad Pickler, Joyce Ricci, Carlos Sandoval, Frank Smith, Judy Swytak, Dave Wassenaar, and Penn Wu from Cypress College; Carole Bonnie, George Dooley, Janet Gout, Denise Larson, Lisa Serizawe, Jill Myers, Debbie Smith, from the School of Continuing Education; Dorothy Owens-Whitehurst from the District Offices.

VISITORS: Gloria Ayala, John Ayala, Ron Egigian, Jenna Freer, Richard Freer, Phillip Huerta, and Fullerton College Students Juan Balzamar, Joanna Flores, Cecilia Lona, Gabriel Loza, Maricela Maldonado, Kenny Perez, and Maria Resendiz.

COMMENTS: MEMBERS OF THE AUDIENCE:

- A. **Flor Aguilera Huerta**, Fullerton College Counselor, addressed the Board with her concerns regarding the Puente Program and encouraged the Board and the Fullerton College President to reinstate funding to the Puente Program, which is one of the programs and services that support students in their transfer pursuits.
- B. **Rosalind Ruiz**, Fullerton College Instructor, addressed the Board regarding the Fullerton College Puente Program and the positive impact the program has on transfer students. She asked the Board's support of the Puente Program.
- C. **Kenny Perez**, Fullerton College student, addressed the Board regarding the importance of Fullerton College programs such as MESA (Mathematics, Engineering, Science Achievement) and Puente and asked the Board's support for these programs, which are invaluable in assisting students achieve their pursuits.
- D. **Adela Lopez**, Fullerton College Instructor, addressed the Board with concerns from the Latino Faculty/Staff Association regarding the discontinuance of the Fullerton College MESA Program. She noted that with the pending discontinuance of the program, students are already considering going to the only other community college in Orange County that offers a MESA Program. She noted the importance of such programs and services for student success and asked the Board for its support in institutionalizing the MESA Program at Fullerton College.
- E. **Laura Mata**, Fullerton College MESA Club President, and **Jose Miranda**, MESA Club Vice President, addressed the Board with their concerns regarding the lack of institutionalization of the MESA Program at Fullerton College. Each attributed their success to the instruction and services received through the MESA Program.
- F. **Kevin Pedrozo**, Fullerton College MESA Club member, echoed concerns regarding the lack of funding for the MESA Program and the opportunities that will no longer be available to students. He commended Fullerton College Instructor Milton Randall for the support he has provided students through the MESA Program.

Board President Donna Miller thanked the speakers for bringing their concerns to the Board and requested the Chancellor provide the Board with additional information regarding the concerns expressed.

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

Finance & Facilities: 4.a, 4.b, 4.c, 4.d, 4.e, 4.f
 Instructional Services: 5.a
 Human Resources: 6.a, 6.b, 6.c

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

RECOGNITION OF FACULTY ACHIEVING TENURE: The following faculty in attendance were recognized for achieving tenure:

From Cypress College: Willis Heusser, Clifford Lester, Sylvia Paek, Carlos Sandoval, Judy Swytak, and Penn Wu.

From Fullerton College: Flor Aguilera, Rene Bangerter, Gayle Cebrian, Ruth Egigian, Danielle Fouquette, Scott Giles, Arthur Hui, John Ison, Scott Malloy, Rene Price, and Doris Wright.

HONORING OF RETIREES: Alice Payne from Cypress College and John Ayala from Fullerton College were honored upon their recent retirements.

HONORING OF EMPLOYEES WHO HAVE COMPLETED 25+ YEARS LONGEVITY WITH THE DISTRICT: The following individuals were honored for their longevity with the District:

From Cypress College: Russell Flynn (35 years); Ellen Berger (30 years); Carolee Freer (30 years); and Marilyn Glattly (25 years); and Bob Harkrider (30 years) .

From Fullerton College: Eric Anderson (30 years); Susan Beers (30); Alex Cima (25 years); Kathleen Engstrom (25 years); Mike Judy (30 years); Charles Leavell (30 years); Linda Lozano (30 years); Robert Miranda (25 years); Steve Plett (25 years); Janet Portolan (25 years); Shawn Quirk (25 years); and Linda Schideler (years).

From the School of Continuing Education: George Dooley (30 years); Nellie Armendariz (25 years); Jill Myers (25 years); and Debra Smith (25 years).

CERTIFICATES OF COMMENDATION: The following individuals were awarded certificates of commendation:

From Fullerton College: Alicia Okuchi-Guy and Debi Woelke for being selected as Best Dance Teachers of the Year by the State Community College Organization of Physical Educators.

From Cypress College: Brad Pickler for coaching the Cypress College softball team to its fifth state championship.

Although not in attendance, Anna Herzog from Cypress College and Francis Mummery from Fullerton College were honored upon their selection as Orange County Teacher of the Year Nominee for 2007.

RECOGNITION OF STUDENT TRUSTEES: Student Trustees Elsa Garcia from Cypress College and Victoria Rizo from Fullerton College were each presented with a gift in recognition of their year of service as a Student Member of the Board of Trustees.

REPORTS:

- A. As a part of the **Chancellor's Report**, Vice Chancellor Fred Williams provided an update on the 2006-07 State Budget. He noted that current budget deliberations at the statewide level are favorable to community colleges. He referred to the *Budget Update* provided by the Community College League of California and highlighted the following: 1) a 5.92% cost-of-living-adjustment (COLA); 2) the proposed increase in equalization monies and the non-credit enhancement in the State Senate's Version; 3) half of the community college districts statewide have reported a decline in enrollment; 4) augmentations to categorical programs; and 5) one-time funds for block grants based on FTES for instructional equipment and scheduled maintenance. He noted that the District's 2006-07 Tentative Budget will be presented at the Board's meeting of June 28 and the District's 2006-07 Proposed Budget will be presented to the Board at its first meeting in September.
- B. **Margie Lewis**, Cypress College President; **Kathie Hodge**, Fullerton College President; and **Gary McGuire**, School of Continuing Education Provost, provided written reports on activities in their respective areas.

COMMENTS

- A. **Bob Simpson**, reminded everyone of the District Management Association End-of-the-Year Breakfast/Meeting on May 24.
- B. **Andrea Sibley-Smith** encouraged the Board to attend the School of Continuing Education Student Success Event on June 1.
- C. **Rod Lusch** reminded everyone of the CSEA Luncheon on May 24.
- D. **Student Trustee Victoria Rizo** announced Fullerton College Associated Students' campus activities and thanked Trustees Donna Miller and Molly McClanahan for attending the Men & Women of Distinction event. She thanked everyone for the learning opportunity afforded her through her participation on the Board of Trustees during the last two years.
- E. **Student Trustee Elsa Garcia** distributed invitations to the Cypress College Associated Students End-of-the-Year Banquet on May 25. In addition, she reported

on the many Associated Student activities on and off campus, as well as her participation on the statewide Student Senate.

- F. **Trustee Michael Matsuda** extended his appreciation for the Student Trustees' participation on the Board.
- G. **Trustee Leonard Lahtinen** reported his participation on the District's Foundation of North Orange County and noted that possible changes will be forthcoming regarding the Foundation's board membership. In addition, he acknowledged that this week is CSEA Week.
- H. **Trustee Jeff Brown** expressed his best wishes to the Student Trustees.
- I. **Trustee Molly McClanahan** recommended that the Board adjourn its meeting in memory of former Fullerton College President Philip W. Borst, who recently passed away.

DISCUSSION OF DISTRICT-WIDE STRATEGIC PLANNING: Board President Donna Miller led a discussion in reviewing the Board's draft vision, mission, and values statements, as well as draft statements developed with the input of individual Board members and District Planning Council members. During the discussion, the Board refined and agreed to the following statements:

VISION: **Our college community is the celebrated choice of diverse learners shaping the future.**

MISSION: **The mission of the North Orange County Community College District is to serve and enrich our communities and inspire life-long learning by providing education that is exemplary, relevant, and accessible.**

VALUES:

SERVICE - **We contribute to a vital and prosperous community through our educational and training services.**

EXCELLENCE - **We offer excellence and joy in teaching and learning.**

SUCCESS - **We nurture student success for the attainment of life-long learning goals.**

ADAPTABILITY - **We respond to the changing needs of our communities in a global environment through continuous improvement and innovation.**

PROFESSIONALISM - We hold high standards for our faculty and staff and cultivate an environment in which staff development and other continuing education is valued and promoted.

STEWARDSHIP - We uphold the responsibility for public trust of our mission and resources.

RESPECT - We cultivate an atmosphere of courtesy, civility, and acceptance.

INCLUSIVENESS - We welcome and respect the diverse backgrounds and beliefs of our students, faculty and staff, and the many communities we serve.

In concluding discussion, the Board expressed its appreciation for the valuable comments provided by District Planning Council members.

MINUTES: It was moved by Trustee Manny Ontiveros and seconded by Trustee Jeff Brown that the minutes of the Regular Meeting of May 9, 2006, be approved as amended. **Motion carried unanimously, including the Student Trustees' advisory votes.**

FIRST CLOSED SESSION: At 7:30 p.m., Board President Donna Miller adjourned the meeting to closed session per section 54957 of the Government Code: Public Employee Discipline/Dismissal/Release.

At 7:39 p.m., Board President Donna Miller reconvened the meeting in public session.

FINANCE & FACILITIES:

Item 4.a: By the block vote, authorization was granted for the disposal of Class 3 Disposable Records after July 1, 2006, from the District's Business Office, and the respective Bursar's Office of the Cypress and Fullerton colleges and the School of Continuing Education as listed on the inventory pursuant to Title 5, §59020 of the California Administrative Code.

(See Supplemental Minutes #961 for a copy of the inventory.)

Item 4.b: By the block vote, authorization was granted to enter into an agreement with Sea-Clear Pools for preventive maintenance, weekly service, supplies, parts and repairs, and response to emergency calls on a time and materials basis for the Fullerton College swimming pool, in an amount not to exceed \$35,000 per year which includes maintenance service and up to three emergency calls, effective July 1, 2006, through June 30, 2008, with the option to renew for three years.

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

Item 4.c: By the block vote, authorization was granted to award Quotation TP45317 to Hertz Equipment Rental for the purchase of a used 2002 Genie GS-4390RT diesel Scissor Lift for the Cypress College Maintenance and Operations Department in the amount of \$38,816.94, plus tax and shipping.

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

Item 4.d: By the block vote, authorization was granted to award RFP 2006-06, to Purchase and Install Classroom Technology Equipment for Cypress College, to Mediaworks Pro Group in the amount of \$118,385.63, plus tax and shipping.

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

Item 4.e: By the block vote, the Board ratified change orders for the public works projects listed on the Change Order Request, with a total of \$50,854.

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

Item 4.f: By the block vote, authorization was granted to file the Notice of Completion of Work for PW0405-515, Cypress College Remodel for Efficiency, Technical Education Building III, with Sturgeon General, Inc., and to release the final retention payment when due.

INSTRUCTIONAL SERVICES:

Item 5.a: By the block vote, authorization was granted for the School of Continuing Education summary of curriculum additions and changes, to be effective in the fall 2006 trimester.

(See Supplemental Minutes #961 for a copy of the curriculum listing.)

HUMAN RESOURCES:

Item 6.a: By the block vote, authorization was granted for the following academic personnel matters that are within budget:

RETIREMENT

Smith, Sandra	FC	Librarian
		Eff. 05/26/2006

RESIGNATION

Markus, Denise CC Nursing Instructor
Eff. 05/26/2006

NEW PERSONNEL

Ashenmiller, Joshua FC History Instructor
First Year Probationary Contract
Class B, Step 1
Eff. 08/16/2006

Dowdalls, James FC Art Instructor
First Year Probationary Contract
Class B, Step 1
Eff. 08/16/2006

Hovey, Ann FC Dean, Business & Computer Information Systems
Range 25, Step I
Management Salary Schedule
Eff. 06/19/2006

Moran, Maricela SCE Counselor Non-Credit (Matriculation)
First Year Probationary Contract
Class B, Step 1
Eff. 07/01/2006

CHANGE IN SALARY CLASSIFICATION

Hodge, Kathleen FC President, Fullerton College
From: Step D To: Step E
Executive Officer Salary Schedule
Eff. 07/01/2006

Horsley, Jeffrey AC Vice Chancellor, Human Resources
From: Step F To: Step G
Executive Officer Salary Schedule
Eff. 07/01/2005

Lewis, Marjorie CC President, Cypress College
From: Step F To: Step G
Executive Officer Salary Schedule
Eff. 07/01/2005

McGuire, W. Gary	SCE	Provost, School of Continuing Education From: Step F To: Step G Executive Officer Salary Schedule Eff. 07/01/2005
Schulz, Gregory	SCE	Dean, Instruction & Student Services From: Range 25, Step B To: Range 25, Step C, + Doctoral Stipend Management Salary Schedule Eff. 07/01/2006

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

RETIREMENT

Smith, Audrey	FC	Admissions & Records Specialist (100%) Eff. 8/01/2006
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RESIGNATIONS

Pfeiffer, Jody	FC	Administrative Assistant I (50%) Eff. 5/03/06
Varho, Matt	SCE	Clerical Assistant I (100%) Eff. 5/09/2006

NEW PERSONNEL

Gomes, Jerry	CC	Groundskeeper 12-month position (100%) Range 29, Step A Eff. 5/15/2006
Kelly, Sharon	FC	Executive Assistant 12-month position (100%) Range 41, Step D Eff. 6/01/2006
O'Connor, Michael	CC	Campus Safety Officer 12-month position (100%) Range 31, Step B+5% Shift Eff. 5/17/2006

Smith, Douglas CC Campus Safety Officer
 12-month position (100%)
 Range 31, Step E
 Eff. 5/17/2006

REHIRE

Dewing, Thomas AC Campus Safety Officer Coordinator
 12-month position (100%)
 Range 34, Step E
 Eff. 5/18/2006

Lucero, Cheryl CC Financial Aid Technician
 12-month position (100%)
 Range 36, Step C+PG&D
 Eff. 5/10/2006

PROMOTION

Calderon-Teneza, Roselle CC Student Services Tech/Fin Aid (100%)
 Range 33, Step E+5%L+PG&D (\$3,490.17)

To: CC Financial Aid Technician
 12-month position (100%)
 Range 36, Step E+5% Long+PG&D (\$3,757.17)
 Eff. 5/04/2006

CHANGE IN SALARY CLASSIFICATION

Williams, Fred AC Vice Chancellor, Finance and Facilities
 From: Step B To: Step C
 Executive Officer Salary Schedule
 Eff. 07/01/2006

Item 6.c: By the block vote, authorization was granted to employ hourly personnel for the dates indicated and contracting out of specialists for the EOPS and Disabled Student Centers in accordance with the Agreement between the District and CSEA.

(See Supplemental Minutes #961 for a listing of hourly personnel.)

Item 6.d: It was moved by Trustee Jeff Brown and seconded by Trustee Manny Ontiveros that the agreement with respect to salary and benefits for fiscal year 2005-06, inclusive all

terms and conditions specified in the written Agreement between the Confidential Employees and the District, be approved as follows:

- 1) For the 2005-2006 fiscal year, the Confidential Salary Schedule will be increased by four and eighty-five hundredths percent (4.85%) across the schedule, retroactive to July 1, 2005.
- 2) There will be no increase in the optional fringe benefit allowance amount for the 2005-2006 fiscal year.
- 3) The annual number of personal necessity days that may be used by Confidential Employees will be increased from six (6) days to seven (7) days, retroactive to July 1, 2005.

The Board further approved the Confidential Salary Schedule, which reflects the 4.85% salary adjustment for the 2005-06 fiscal year.

(See Supplemental Minutes #961 for a copy of the Confidential Salary Schedule.)

Item 6.e: It was moved by Trustee Molly McClanahan and seconded by Trustee Michael Matsuda that the Board adopt the proposed decision of the administrative law judge, dated May 19, 2006, regarding the termination of services pursuant to Education Code §87740 and §87743. **Motion carried unanimously.**

Item 6.f: Upon considering all positively assured attrition, it was moved by Trustee Manny Ontiveros and seconded by Trustee Leonard Lahtinen that an employee who received a preliminary notice of layoff now receive final notice of termination on the basis of the decision of the administrative law judge, and be given notice pursuant to Education Code §87740 and §87743 that his employment with the North Orange County Community College District will terminate on June 30, 2006. Notice of termination shall be delivered by personal service or certified mail no later than the 30th day of May 2006 to Mr. William Baldwin. **Motion carried unanimously.**

GENERAL:

Item 7.a: The Board received as an information item revised Board Policy 2725, Board Member Compensation, which represents a 5% increase to Board members' monthly stipend per the Board's action at its May 9, 2006, meeting. The revised policy will be placed on the June 13, 2006, Board agenda for action, thereby allowing the Board sufficient time for a first and second reading on policy matters.

CLOSED SESSION: At 7:42 p.m., Board President Donna Miller adjourned the meeting to closed session in honor of Dr. Philip W. Borst, former Fullerton College President from

1977 until he retired in 1994 , who recently passed away. 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.

Per Section 54957.5: PUBLIC EMPLOYEE PERFORMANCE EVALUATION: CHANCELLOR.

Per Section 54956.9: ANTICIPATED LITIGATION: One Potential Case

RECONVENE OPEN SESSION: At 9:21 p.m., Board President Donna Miller reconvened the meeting in open session.

ADJOURNMENT: At 9:23 p.m., it was moved by Trustee Michael Matsuda and seconded by Trustee Jeff Brown to adjourn the meeting. **Motion carried unanimously.**

Manny Ontiveros, Secretary
Board of Trustees