

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

October 24, 2006

The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, October 24, 2006, at 5:30 p.m. at the Board Room at the Anaheim Campus.

President Donna Miller called the meeting to order at 5:30 p.m. and 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 Trustee Crystal Sandoval. Student Trustee Elsa Garcia arrived at 5:33 p.m. Absent: None.

RESOURCE PERSONNEL PRESENT: Jeff Horsley, Vice Chancellor, Human Resources; Ron Beeler, District Director, Facilities Control; Kathie Hodge, President, Fullerton College; Margie Lewis, President, Cypress College; Gary McGuire, Provost, School of Continuing Education; Frank Smith, representing the District Management Association; Steve Gold, representing the Cypress College Academic Senate; Joumana McGowan, representing the Fullerton College Faculty Senate; Dale Craig representing United Faculty; Rod Lusch, representing CSEA; Sam Russo, representing Adjunct Faculty United; and Violet Ayon, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Barbara Hollowell, Jon Morrell, and Janet Portolan from Fullerton College; Bev Harrington, Mike Kasler, Carol O'Brien, and Fran Wahl from the Cypress College; Terri DeWitt and Robin San Roman from the School of Continuing Education; Mike Kavanaugh from the District Office.

VISITOR: Ed Fitzgerald from FLCM.

COMMENTS: MEMBERS OF THE AUDIENCE:

- A. **Bev Harrington**, from Cypress College, asked the Board to direct the District's Lead Negotiator to give CSEA a contract and to resume negotiations on Thursday.
- B. **Fran Wahl**, from Cypress College, expressed her desire for a resolution to CSEA's negotiations with the District so that all can get back to the business of serving students.

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

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

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

REPORTS:

- A. As a part of the Chancellor's Report, **Ron Beeler**, District Director, Facilities Control; **Margie Lewis**, Cypress College President; **Kathie Hodge**, Fullerton College President; and **Gary McGuire**, School of Continuing Education Provost, conducted a presentation entitled "Budget and Financial Report for the Board of Trustees Summary of Facilities Bond Program, October 24, 2006." Highlights of the presentation included the following: 1) if Proposition 1D is approved by the electorate in the November elections, the District will receive \$87,796,000; 2) the current balance of the District and School of Continuing Education Bond Program Budgets, including interest, is \$59,714,338; 3) the District has made an offer on the Hetebrink property, adjacent to Fullerton College, and is awaiting a response; 4) the current balance of the Cypress College Bond Program Budget is \$69,332,414; 5) the current balance of the Fullerton College Bond Program Budget is \$136,800,000; and 6) an outline of projects completed and the status of current and future construction projects throughout the District.

(See Supplemental Minutes #970 for a copy of the presentation.)

In response to Trustees' inquiries, Mr. Beeler, Dr. Hodge and Dr. Lewis provided the following information: 1) if Proposition 1D is not passed by the electorate, other considerations for funding construction projects could include another bond campaign, redevelopment funds, etc.; 2) compared to last year's Facilities Bond Program report, some projects have been augmented with local funds (e.g., interest monies, bond refunding, etc.); 3) the Citizens' Oversight Committee has been pleased with the speed in which some projects have been approved by the Division of State Architect; 4) the cost increase related to the Cypress College Student Center project is due to unforeseen circumstances such as removal of utilities, deep pile driving, etc.; 5) the old District Education Center facility is currently being used by Fullerton College for classroom and storage space; 6) the two-story parking structure on the corner of Chapman and Lemon was a joint project between the District and the City of Fullerton – a third story cannot be added according to the Division of State Architects due to code changes since the building's original construction; 7) eventually all temporary buildings on the Cypress College campus will be removed; and 8) as new buildings are completed, consideration will be given to the need for additional custodial staff.

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

COMMENTS:

- A. **Student Trustee Crystal Sandoval** reported on Fullerton College activities such as Transfer Day, Dia de los Muertos, etc.
- B. **Student Trustee Elsa Garcia** reported on Cypress College activities such as Red Ribbon Week, Scare Fest, Food Drive, and student attendance at the upcoming State General Assembly. In addition, she reported on her participation in statewide activities.
- C. **Trustee Michael Matsuda** commended the Orange County Workforce 2006 Report, which underscores the importance of education in the areas of math and science. He also stated that the Anaheim Union High School District is seeking partnerships with community colleges for developing a workforce that meets Orange County needs.
- D. **Trustees Leonard Lahtinen, Donna Miller, Barbara Dunsheath, and Molly McClanahan** commended Cypress College's recent 40th Anniversary Open House Celebration.
- E. **Trustee Jeff Brown** inquired on the School of Continuing Education's widespread online program and how students are attracted to these courses. Dr. McGuire responded that he will research and report back to the Board.
- F. **Trustee Manny Ontiveros** reported on the City of Anaheim's 150th Celebration.
- G. **Trustee Barbara Dunsheath**, citing a recent article, encouraged staff to take vacation days earned because of the importance vacation plays in the maintenance of good health.
- H. **Trustee Molly McClanahan** commended the "History of Cypress College" book authored by Pat Ganer.

MINUTES: It was moved by Trustee Leonard Lahtinen and seconded by Trustee Manny Ontiveros that the minutes of the Regular Meeting of October 10, 2006, be approved as submitted. **Motion carried unanimously, including the Student Trustees' advisory votes.**

PUBLIC HEARINGS: At 7:00 p.m., Board President Donna Miller declared open the public hearings on the following:

- a. To receive comments on the reopener proposed by United Faculty to open negotiations for salary and fringe benefits for the 2006-07 academic year between the District and United Faculty.
- b. To receive comments on the reopener proposed by the District for salary and benefits negotiations for the 2006-07 fiscal year with United Faculty.

- c. To receive comments on the reopener proposed by CSEA Chapter #167 to enter negotiations regarding the 2006-07 wages with the District.
- d. To receive comments on the reopener proposed by the District for salary and benefits negotiations for the 2006-07 fiscal year with CSEA Chapter #167.
- e. To receive comments on the reopener proposed by Adjunct Faculty United for commencing negotiations for salary and benefits for the 2006-07 academic year, as well as Article 6, Assignment and Scheduling, and Article 7, Working Conditions.
- f. To receive comments on the reopener proposed by the District for salary and benefits for the 2006-07 fiscal year, as well as Article 6, Assignment and Scheduling, for the contract with Adjunct Faculty United, and to finalize a definition of part-time faculty salary "parity" pursuant to the provisions of the 2001 Budget Act Appropriation for Part-Time Faculty Compensation.

There being no comments, at 7:05 p.m. Board President Donna Miller declared the public hearings closed.

It was then moved by Trustee Leonard Lahtinen and second by Trustee Jeff Brown to adopt the following:

Item 3.b: The District's initial proposal to reopen salary and benefits negotiations for the 2006-07 fiscal year with United Faculty.

Item 3.d: The District's initial proposal to open salary and benefits negotiations for the 2006-07 fiscal year with the California School Employees Association Chapter #167.

Item 3.f: The District's initial proposal to reopen salary and benefits negotiations for the 2006-07 fiscal year, as well as Article 6, Assignment and Scheduling, and to finalize a definition of part-time faculty salary "parity" of the contract with Adjunct Faculty United.

Motion carried unanimously.

FINANCE & FACILITIES:

Item 4.a: By the block vote, the Board ratified the current change orders for the public works projects listed per the Change Order Request, with a total of \$91,515.44.

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

Item 4.b: By the block vote, authorization was granted to file the Notice of Completion of work for RFP #2006-02, Repair Deck at Fullerton College Horticulture Department, with the contractor, T & M Painting & Construction, and to release the final retention payment when due.

HUMAN RESOURCES:

Item 5.a: By the block vote, authorization was granted for the following academic personnel retirement:

Sandore, Russell	CC	Marine Service Instructor Eff. 05/26/07 PN CCF810
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Item 5.b: By the block vote, authorization was granted for the following classified personnel matters within budget:

RETIREMENT

Meinert, Gail	FC	Child Care Teacher I (100%) Eff. 11/30/2006 PN FCC688
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RESIGNATION

Chterev, Krasnodar	FC	Facilities Custodian II (100%) Eff. 10/18/2006 PN FCC665
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NEW PERSONNEL

Karvia, Nick	FC	Director, Bookstore (Management Salary Schedule) 12-month position (100%) Range 15, Step A Eff. 10/30/2006 PN FCM990
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Matthews, Judy	SCE	Admissions & Records Technician 12-month position (100%) Range 33, Step A Eff. 10/10/2006 PN SCC902
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LEAVE OF ABSENCE WITHOUT PAY

Lees, Michael	AC	Courier Personal Leave Eff. 10/02/2006 - 10/06/2006
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Item 5.c: By the block vote, authorization was granted for the hourly personnel per the hourly personnel listing.

GENERAL:

Item 6.a: The Board received as an information item a recommendation to delete Board Policy 3410, Nondiscrimination, and a recommendation to accept as a first reading revised Board Policy 3430, Unlawful Discrimination.

The Board further directed that the recommendation to delete Board Policy 3410, Nondiscrimination, and the proposed, revised Board Policy 3430, Unlawful Discrimination, be placed on the November 14, 2006, Board meeting agenda for action, thereby allowing the Board sufficient time for a first and second reading on policy matters.

CLOSED SESSION: At 7:06 p.m., Board President Donna Miller 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.

RECONVENE OPEN SESSION: At 8:07 p.m., Board President Donna Miller reconvened the meeting in open session.

ADJOURNMENT: At 8:08 p.m., it was moved by Trustee Molly McClanahan and seconded by Trustee Jeff Brown to adjourn the meeting. **Motion carried unanimously.**

Manny Ontiveros, Secretary
Board of Trustees