## APPROVED

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

## January 22, 2019

The Board of Trustees of the North Orange County Community College District met for its Only Regular Meeting on Tuesday, January 22, 2019, at 5:30 p.m. in the Anaheim Campus Board Room.

President Jeffrey P. Brown called the meeting to order at 5:30 p.m. and led the Pledge of Allegiance to the Flag.

**TRUSTEE ROLL CALL**: <u>Present</u>: Ryan Bent, Stephen T. Blount, Jeffrey P. Brown, Barbara Dunsheath, Ed Lopez, Molly McClanahan, Jacqueline Rodarte and Student Trustee Pascual Castillo. <u>Absent</u>: 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, Provost, North Orange Continuing Education; Kai Stearns Moore, District Director, Public & Governmental Affairs; Richard Fee, representing the District Management Association; Tina McClurkin, representing the North Orange Continuing Education Academic Senate; Craig Goralski, representing the Cypress College Academic Senate; Josh Ashenmiller, representing the Fullerton College Faculty Senate; Dana Clahane, representing United Faculty; Dawnmarie Neate, representing CSEA; Kent Stevenson, representing Adjunct Faculty United; and Alba Recinos, Recording Secretary.

**OTHER ADMINISTRATORS AND EMPLOYEES PRESENT**: Gil Contreras, Rod Garcia, and Jose Ramon Nuñez from Fullerton College; Phil Dykstra from Cypress College; Terry Cox and Dulce Delgadillo from North Orange Continuing Education; and Gail Arriola-Nickel, Danielle Davy, Jenney Ho, Ivy Hwee, Arturo Ocampo, Tami Oh, Chelsea Salisbury, Amita Suhrid, Leslie Tsubaki, Kashu Vyas, and Rick Williams from the District Office.

**VISITORS**: Gilberto Camargo, Wendy Dailey, Chad Edgley, Eduardo Escobedo, Steve Flannigan, Kimberly Gleeson, Todd Goluba, Ryan Lippmann, Bill Pate, Jeff Trueman, and Susan Vogt.

**COMMENTS: MEMBERS OF THE AUDIENCE**: There were no comments from members of the audience.

**BLOCK VOTE APPROVAL OF NON-PERSONNEL ITEMS**: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Ryan Bent that the following non-personnel items be approved by block vote:

Finance & Facilities: 3.a, 3.b, 3.c, 3.d, 3.e, 3.f, 3.g, 3.h, 3.i, 3.j, 3.k, 3.l Instructional Resources: 4.a, 4.b Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes including Student Trustee Castillo's advisory vote.

**BLOCK VOTE APPROVAL OF PERSONNEL ITEMS**: It was moved by Trustee Jacqueline Rodarte and seconded by Trustee Barbara Dunsheath that the following personnel items be approved by block vote:

Human Resources: 5.a, 5.c, 5.d, 5.e

Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.

## REPORTS

A. **Study Session: The Brown Act**: As part of the Chancellor's Report, the Board conducted a study session on The Brown Act presented by **Todd Goluba**, Partner with Atkinson, Andelson, Loya, Ruud, & Romo. The Brown Act is California's open meeting law that applies to all legislative bodies and requires that public business take place in open session to allow for transparency. Mr. Goluba provided supplemental materials, but noted that his presentation would highlight the topics of closed sessions and serial meetings and shared the following:

### **Closed Sessions**

Prior to meeting in closed session, the governing body must first meet in open session to provide the public with the opportunity to comment. The most common reasons for closed sessions include: discussion with legal counsel regarding existing or anticipated litigation; liability claims; student matters (separate authorization via the Education Code to protect student privacy); personnel matters; real property negotiations; and consulting with a labor negotiator.

Personnel matters, which include the hiring, firing, or evaluation of performance, are closed session items because they relate to an individual and require the protection of that individual's confidentiality. A 24-hour notice must be provided to any individual so that they can opt to hear charges heard in open session. Any evaluation taking place in closed session must list the title of the employee being evaluated, but matters related to discipline/dismissal/release do not require a listing.

While the Brown Act is narrowly construed, the area of evaluation allows for broad authorization. Under this area, governing bodies are allowed to talk about evaluation even when it is not part of the formal evaluation process, and there are no restrictions to use this for the formal process. Legally, the evaluation authorization can be used whenever the Board wants to talk about particular instances outside of the annual review.

Chancellor Marshall inquired if the evaluation authorization can be used to provide progress reports, and Mr. Goluba cautioned using it only to review something that includes prior knowledge and to provide the Board an avenue to provide feedback on how a matter is being handled. However, he did state that it cannot be used as a catchall to get regular updates of what is going on. Mr. Goluba did note that a conversation related to the Chancellor's goals would be allowable, but stated that he would be hesitant to put the evaluation citation on every agenda as a placeholder to give and receive information. It should only be used when the Board is sufficiently concerned and oversight is warranted.

In response to a question regarding a written progress report, Mr. Goluba said that is allowable because it is usually a one-way conversation of materials being provided via a Friday letter. He also advised the Board to be conscious when writing correspondence so that information is not subject to public disclosure. In response to a question regarding the existence of a closed session memo, Mr. Goluba stated yes, it is possible when the memo is separate, properly labeled, and linked to a closed session topic. In order to avoid having to redact content, he recommended sending two separate memos in this instance: the regular memo and the confidential memo.

With regard to public awareness of violations of The Brown Act in closed session, Mr. Goluba stated that while there is no Brown Act police, everyone has responsibility for it, and trustees should bring any violations to the attention of the Board President. Mr. Goluba also addressed the burden of proof in a litigation threat and violations of the The Brown Act, which are not prosecuted as criminal violations, but someone can seek to declare an action null and void (up to 9 months back) and the awarding of damages via payment of attorney fees for the prevailing side.

Anytime there is a closed session meeting with legal counsel related to litigation, the authorization must be cited on the agenda and include the applicable government code. If there are existing facts and circumstances, but the other party isn't aware of them, you do not have to identify the party on the agenda. If the other legal party is aware, then you must publicly state "we are going into closed session to discuss [identify legal matter]" or state it on the printed agenda.

The reporting out in open session, of action taken in closed session, must be made verbally or orally, and the documents agreed upon in closed session must be provided the next day. The reporting out of settlements related to pending litigation must identify the other party and how much public money is being paid when the other party has already signed off on the settlement. If the other party has not signed off on the settlement, the information must be disclosed as soon as the settlement becomes final and upon inquiry by any person.

No person may disclose closed session discussions. The only exceptions include confidential statements made to a district attorney or grand jury regarding violations of the law; to express an opinion of the legalities of closed session (without divulging the actual discussions); or to disclose information that is not confidential or falls under whistleblower protection statutes.

### Serial Meetings

Serial meetings are a series of communications that involve less than a quorum of the Board, but when taken as a whole constitute a majority of the Board having discussed an item of business of the legislative body. Simple discussion is enough for a violation.

Mr. Goluba noted that it is OK for members to seek and receive information from staff through individual conversations outside of meetings in order to provide information and answer questions. This is allowable as long as the intermediary does not communicate the individual's opinion on the matter. In response to a question regarding the District's use of "Additional Information," Mr. Goluba stated that it does not constitute a serial meeting and supported the practice, noting that it is even better that the same information is available to the public.

As an example of a serial meeting, Mr. Goluba shared that it is not OK for the Chancellor to have back and forth discussions with each individual trustee even if the individual opinions are not shared with the others. The individual does not have to be the Chancellor, it can be any District employee. Technically, it is not a violation if the Chancellor, or any other District employee, only talks to three (or less than quorum).

The practice of sending a Friday letter to the Board is OK because it is information provided to trustees from the Chancellor only. In an email, replying to all is not OK and it becomes a violation. It was asked if it was OK for one trustee to send a news article to all the other trustees. Yes, it is OK, but it would be better to send it as a BCC email, and preferred if the article is distributed to the trustees by staff or administration.

The presentation concluded with Mr. Goluba addressing a question regarding meeting participation via teleconference. While that practice is not currently outlined in District policy, it is allowable, and the District would need to change existing policy to adopt the practice.

(See Supplemental Minutes #1228 for a copy of the presentation.)

B. CalPERS Medical Updates: As part of the Chancellor's Report, Susan Vogt, Associate Vice President of Keenan & Associates, and Kimberly Gleeson, Service Consultant, conducted a presentation outlining the medical benefits options available to the District. Keenan is assisting the District in evaluating alternatives outside of CalPERS that could be beneficial for both employees and the District due to rising costs. Keenan has successfully moved Gavilan College and Ohlone College out, and this year are working with Solano College, El Camino College, and the District on options. Ms. Vogt noted that when the District approved the SERP, it lowered the average age of employees to below 50 which is excellent as it allows for better benefits at a lower cost.

During the presentation, Ms. Vogt highlighted the Self Insured Schools of California (SISC), a public school pool, that several community college districts in Southern California belong to.

Ultimately, the District's unions will make the decision, so Keenan will host employee benefits forums at Cypress College, Fullerton College, and the Anaheim Campus on February 8, with a webinar available the following week. If the District decides to leave, there will still be the same networks, including Kaiser, and there will also be open enrollment periods to answer questions about plans. The process of moving out of CalPERS would take approximately one year. Should the District decide to leave CalPERS, a decision by the Board would need to be made in June 2019, with an irrevocable withdrawal letter provided to CalPERS by mid-August 2019. Ms. Vogt noted that District retirees cannot remain in CalPERS, that there is a five-year waiting period to return to CalPERS, but noted that only one district has come back, and that there is no impact on CalPERS pensions.

Subsequent to the presentation, Ms. Vogt addressed questions regarding why SISC is able to procure lower costs; coverage for domestic partnerships and same sex marriages (not allowed by CalPERS); the District's ability to select and customize the plans; the availability of a health plan for part-time faculty; out of pocket costs for dependents; and any plans offered with no cost for family coverage.

(See Supplemental Minutes #1228 for a copy of the presentation.)

## COMMENTS

- A. **Richard Fee** reported that DMA, in conjunction with the District, held a management team meeting that included an excellent keynote speaker and sessions, and was very well received.
- B. **Tina McClurkin** reported that the NOCE Academic Senate plans to discuss the survey and focus group results related to a term vs. semester academic year at their February meeting, and that soon faculty will have access to a syllabus template in CurricUNET that is based on universal design.
- C. **Craig Goralski** reported that the Cypress College Academic Senate voted by a two-thirds majority to have special meeting on January 31 in accordance with The Brown Act.
- D. Josh Ashenmiller reported that the Fullerton College Faculty Senate has not met, but did acknowledge the work of the College's accreditation team –especially Danielle Fouquette– in completing their Follow-Up Report and preparing them for the accreditation return visit.
- E. **Dana Clahane** reported on the tentative agreement reached between the United Teachers of Los Angeles (UTLA) in the Los Angeles Unified School District, and stated that situation provides hope that negotiations may be settled within the District as well. He thanked the District for its willingness to discuss a move away from CaIPERS medical which, he felt, may not require a move to 50-year vesting requirement for employees.
- F. **Dawnmarie Neate** reported that CSEA now has a full executive board and is also changing the way they do business by now including teleconferencing options for meeting participation.
- G. Kent Stevenson expressed his pleasure that the UTLA reached a tentative agreement. He also stated that he was very pleased that Adjunct Faculty United reached a tentative agreement with the District, and thanked Julie Kossick and Irma Ramos for their efforts.

- H. **Student Trustee Pascual Castillo** noted that he is looking forward to the start of the Spring semester.
- I. **Trustee Stephen T. Blount** commented on several matters including his enthusiasm about the District exploring medical coverage outside of CalPERS.
- J. **Trustee Molly McClanahan** inquired about Cypress College efforts to follow up with students to identify any barriers they face and efforts to assist them, including the communication format they used.
- K. **Trustee Ryan Bent** expressed his pride in serving as Chair of the Yorba Linda Library Commission which will open a new library by Summer 2020, and reported on his plans to attend the upcoming CCLC Trustee Workshop.
- L. **Trustee Barbara Dunsheath** reported on her attendance at the January ACCJC Commission meeting in Hawaii to review the Hawaiian Community College System. ACCJC moving to a more summative approach to accreditation was also discussed.
- M. **Trustee Jeffrey P. Brown** stated that he looks forward to the attending the Fullerton College Spring Convocation and the CSEA Officer Installation Ceremony. He reported on the ACCT Future Ready Workforce Report that highlights ways to develop programs and prepare students for the workforce.

**MINUTES**: It was moved by Trustee Jacqueline Rodarte and seconded by Trustee Ryan Bent to approve the Minutes of the Organizational Regular Meeting of December 11, 2018. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, and McClanahan voting yes, including Student Trustee Castillo's advisory vote, and Trustee Rodarte abstaining.** 

## FINANCE & FACILITIES

**Item 3.a**: By block vote, authorization was granted to ratify purchase order numbers P0125640 - P0129611 through January 7, 2019, totaling \$2,966,003.24, and check numbers C0048773 - C0048882, totaling \$51,913.13; check numbers F0231078 - F0231369, totaling \$345,740.22; check numbers Q0006315 - Q0006317, totaling \$2,425.15; check numbers 88485152 - 88486274, totaling \$4,091,962.81; check numbers V0031598 - V0031602, totaling \$13,987.22; check numbers 70091636 - 70091768, totaling \$7,194.50; and disbursements E8773989 - E8774483, totaling \$768,816.84, through December 31, 2018.

**Item 3.b**: By block vote, authorization was granted to enter into a consultant agreement with Porter Consulting, LLC at an hourly rate of \$175 for project management services effective February 1, 2019 through December 31, 2019. Should there be a further need for the consultant's services, the District and Porter Consulting, LLC ("Parties") shall have the option to renew the agreement for an additional six (6) months. The Parties mutually understand that the agreement may be terminated by either party upon thirty (30) days' written notice.

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

**Item 3.c**: By block vote, authorization was granted to file the Notice of Completion for Bid #1718-24, Parking Lot 5 Expansion project at Cypress College with Golden Bear Construction, Inc. and pay the final retention payment when due.

**Item 3.d**: By block vote, authorization was granted to approve Change Order Nos. 6 through 8 for Bid #1718-07, Anaheim Campus 7th & 10th Floors Tenant Improvements, with Miller Construction, in the total amount of \$162,994.11, increasing the contract from \$3,574,000.00 to \$3,744,087.39.

Further authorization was granted for the Vice Chancellor, Finance & Facilities, or the District Director, Purchasing, to execute the change orders on behalf of the District.

**Item 3.e**: By block vote, authorization was granted to enter into a Right of Entry Agreement with Doshi Development, Inc. commencing on January 23, 2019, to allow Doshi/SCE access to the License Area at reasonable times for the limited purpose of re-feed power from an aerial to an underground power feed. The agreement will remain in effect until the completion of work or one month from the effective date, whichever occurs first.

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

**Item 3.f**: By block vote, authorization was granted to amend the consultant agreement with R2A Architecture to provide architectural and engineering services for the Anaheim Campus Upper Deck Parking Lot and the Foundation Leak Pre-Design Study to extend the contract term effective January 1, 2019 through June 30, 2019. All other terms of the agreement remain the same.

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

**Item 3.g**: By block vote, authorization was granted to pre-approve out-of-country travel for Jamie Shew to Tokyo, Japan on February 1–8, 2019.

**Item 3.h**: By block vote, authorization was granted to enter into a travel arrangement with AIFS for the Cypress College and Fullerton College Intersession 2020 Study Abroad Program in Cape Town, South Africa. The basic program fee of \$2,475, which is to be paid by each student, includes housing, an orientation, support staff, travel excursions, and some meals.

Further authorization was granted for the Vice Chancellor, Facilities and Finance, to execute the agreement on behalf of the District. A signed copy of the travel contractor agreement will be on file in the District Business Office.

**Item 3.i**: By block vote, authorization was granted to enter into a travel arrangement with AIFS for the Cypress College and Fullerton College Fall 2019 Study Abroad Program in Kyoto, Japan. The basic program fee of \$9,325, which is to be paid by each student, includes housing, an orientation, support staff, travel excursions, and some meals.

Further authorization was granted for the Vice Chancellor, Facilities and Finance, to execute the agreement on behalf of the District. A signed copy of the travel contractor agreement will be on file in the District Business Office.

**Item 3.j**: By block vote, authorization was granted to rent the Fullerton College Campus Theatre and College Center Conference Rooms to Pathways of Hope on February 7, 2019 and allow them to sell alcoholic beverages to attendees.

**Item 3.k**: By block vote, authorization was granted for Fullerton College to accept donations to its divisions, departments, and library.

(See Supplemental Minutes #1228 for a copy of the donation list.)

**Item 3.I**: By block vote, authorization was granted to enter in to a one-year lease term agreement with Anaheim Place Partners, LP, at 505 N. Euclid Avenue (Suites 200, 250, and 280), Anaheim CA 92801 for a total consideration of \$223,088.03 (lease agreement in the amount of \$222,571.20 and security deposit in the amount of \$516.83) from February 1, 2019 through January 31, 2020 for the California Adult Education Program (CAEP).

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

**Item 3.m**: Vice Chancellor Fred Williams and Ryan Lippmann presented an overview of the timeline and costs associated with awarding the contract for the Guaranteed Maximum Price (GMP) agreement for the new Science, Engineering and Math (SEM) Building, the new Veteran's Resource Center/Student Activities Center Renovation (VRC/SAC), including Tribute Garden, Memorial Bridge, Plaza and Pond at Cypress College.

When highlighting the estimated costs of \$115,742,189 compared to the approved amount of \$115,928,042, Mr. Williams noted that the difference was slightly under budget by approximately \$185,000. Quite a lot of work was done to align the budget, and that included value engineering, questioning and challenging items to save money, and deductive alternates that were simple aesthetic changes that yielded savings.

The cost summary provided included the Guaranteed Maximum Price (GMP) for Sundt Companies, Inc. and includes the following estimated costs:

Construction Cost/GMP	\$	92,052,341
Other Construction Costs	\$	3,597,700
Soft Costs	\$	13,586,420
Equipment Costs	\$	6,505,728
Contingencies	\$	3,203,517
Allowances	<u>\$</u>	<u>3,361,850</u>
Cost Summary	\$	<u>115,742,189</u>

Also included in the GMP are trade bids, overhead and profit for the Construction Manager (CM) at 4.48%, Site Manager fee at 6%, the CM Construction Contingency, and Subcontractor Default Insurance.

Items not included in the GMP that are captured in "Other Construction Costs" include OCIP insurance, the District Construction Contingency, and the exclusions from Sundt Companies, Inc. (roof repairs for the Student Activities Center and a list of 46 items).

The GMP process, while new to the District, is the preferred delivery method for contractors and provides transparency, but does require a lot of work. The GMP process began with the design project, that helped develop the roadmap to \$100 million, and then led to the procurement project phase that is currently taking place. The most value for the District will take place in the bid review period that includes the bid reconciliation performed by Sundt Construction, Inc. and LPA Inc., and will lead to the development of the GMP, then the finalization of the GMP, and ultimately its approval by the Board.

The process included review by legal counsel, pre-qualification of contractors, 32 different bid proposals, 383 firms pre-qualified to bid, and 101 trade contractor bids received. The GMP is then based on the lowest responsive/responsible bid from the prequalified bidders.

The total funding resources for the projects are \$117.3 million and include Measure J funds, fundraised resources, campus carryovers, and scheduled maintenance dollars. Vice Chancellor Williams highlighted that the Pond Project was not included in the Capital Projects Report.

During the discussion, trustees inquired why the contingency would increase; who approves changes and use of contingencies from the District perspective; commented on the mindboggling level of coordination needed for such a large project; compared this project to previous District projects; whether the cost of labor and materials were included in the bid; and any issues with the EIR process. Vice Chancellor Williams concluded the presentation by acknowledging the work of Cypress College Dean Richard Fee and his team.

Subsequent to the discussion, it was moved by Trustee Molly McClanahan and seconded by Trustee Barbara Dunsheath to enter into the Guaranteed Maximum Price (GMP) agreement, Construction Management at Risk services, with Sundt Companies, Inc. in the amount not to exceed \$92,052,341 for the new Science, Engineering and Math (SEM) Building and the new Veteran's Resource Center/Student Activities Center Renovation (VRC/SAC), including Tribute Garden, Memorial Bridge, Plaza and Pond at Cypress College. The term of the agreement shall be from February 6, 2019 through April 9, 2021. In addition, retroactive approval is requested to extend the agreement for Preconstruction Services with Sundt Companies, Inc. back from January 1, 2019 to February 5, 2019 at an additional cost of \$75,000.

# Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, and McClanahan voting yes, including Student Trustee Castillo's advisory vote, and Trustee Rodarte abstaining.

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

## INSTRUCTIONAL RESOURCES

**Item 4.a**: By block vote, authorization was granted to approve the summary of curriculum changes for Cypress College to be effective Spring 2019 and Fall 2019. The curricula has been signed by the Campus Curriculum Committee Chairperson and the College President, and has been approved by the District Curriculum Coordinating Committee.

(See Supplemental Minutes #1228 for a copy of the curriculum summary.)

**Item 4.b**: By block vote, authorization was granted to accept new revenue from the Sponsorship through the Deputy Sector Navigator – Small Business and Entrepreneurship in the amount of \$1,250.00 and adopt a resolution to accept new revenue and authorize expenditures within the General Fund, pursuant to the California Code of Regulations Title 5, Section 58308.

Further authorization was granted for the Vice Chancellor, Finance and Facilities, or the District Director, Fiscal Affairs, to execute any agreements and related documents and any amendments to modify the agreements on behalf of the District.

## HUMAN RESOURCES

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

## **RESIGNATION**

Calvert, Loretta	FC	Paralegal Studies Instructor Eff. 01/14/2019 PN FCF623
Paramore, Stephanie	NOCE	Director, Student Success and Support Program Eff. 01/29/2019 PN SCM976
NEW PERSONNEL		
Dominguez, Carmen	CC	Vice President, Instruction 12-month Position (100%) Range 37, Column E Management Salary Schedule Eff. 02/11/2019 PN CCM952
Gaetje, Lisa	CC	Dean, Social Science 12-month Position (100%) Range 32, Column B Management Salary Schedule Eff. 12/21/2018 PN CCM999

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## **PROMOTION**

- To: CC Dean, Health Science 12-month Position (100%) Range 32, Column B Management Salary Schedule Eff. 01/01/2019
- Reiland, Kathleen CC Instructor, Flight Attendant
  - To: CC Dean, Career Technical Education 12-month Position (100%) Range 32, Column B Management Salary Schedule Eff. 01/01/2019

## ADDITIONAL DUTY DAYS @ PER DIEM FALL 2018

Byrnes, Timothy

Head Coach, Football 15 days

## PAYMENT FOR INDEPENDENT LEARNING CONTRACTS FALL 2018

FC

Anguelov, Katalin	CC	\$40.00
Assef, Celia	FC	\$30.00
Barsamian, Aram	FC	\$10.00
Bevec, Gina	FC	\$60.00
Bouza, Laura	FC	\$20.00
Cadena, Maria L.	FC	\$10.00
Chiaromonte, Thomas	FC	\$40.00
Coronado, Michael	CC	\$10.00
Duron, Yolanda	FC	\$60.00
Goldstein, Jay	FC	\$20.00
Guardado, Cynthia	FC	\$30.00
Hurdle, Terra	CC	\$10.00
Klippenstein, Stephen	FC	\$40.00
LaMontia, Melody	FC	\$30.00
Lopez, David	FC	\$10.00
McMillan, Marcus	CC	\$10.00
Mosqueda-Ponce, Therese	CC	\$20.00
Owen Driggs, Janet	CC	\$80.00
Pinkham, Bill	CC	\$60.00
Ramos, Jaime	CC	\$10.00
Robertson, Alison	CC	\$40.00
Saleh, Massoud	CC	\$25.00
Schulps, Molly	CC	\$20.00
Scott, Michael	FC	\$10.00
Siskind, Jeremy	FC	\$10.00
Willis, Chad	FC	\$20.00

2018-19

Young, Brandy Young, Renee <u>LEAVES OF ABSENCE</u>	CC FC	\$10.00 \$10.00
Allen, Maala	FC	Biological Sciences Instructor Load Banking Leave With Pay (6.67%) Eff. 2019 Spring Semester
Chan, Theodore	FC	Chemistry Instructor Load Banking Leave With Pay (6.67%) Eff. 2019 Spring Semester
Crowell, Benjamin	FC	Physics Instructor Load Banking Leave With Pay (30.00%) Eff. 2019 Spring Semester
Eisner, Douglas	FC	English Instructor Load Banking Leave With Pay (26.67%) Eff. 2019 Spring Semester
Goldstein, Jay	FC	Communications Instructor Load Banking Leave With Pay (13.33%) Eff. 2019 Spring Semester
Henderson, Angela	FC	Reading Instructor Load Banking Leave With Pay (26.67%) Eff. 2019 Spring Semester
Marquez, Lorena	FC	Counselor AB 2393 Parental Leave (100%) Paid Leave using Regular and Supplemental Sick Leave until Exhausted; Unpaid thereafter Eff. 01/14/2019-01/26/2019
Palmisano, Michelle	CC	Biological Science Instructor Family Medical Leave (FMLA/CFRA) (100%) Paid Leave using Regular and Supplemental Sick Leave until Exhausted: Unpaid thereafter Eff. 01/24/2019-01/30/2019

## TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2019 SPRING SEMESTER, WINTER/SPRING TRIMESTER

CC	Column 1, Step 1
FC	Column 1, Step 1
FC	Column 1, Step 1
FC	Column 1, Step 1
CC	Column 1, Step 1
CC	Column 1, Step 1
CC	Column 2, Step 1
	FC FC FC CC CC

## TEMPORARY ACADEMIC HOURLY-NONINSTRUCTIONAL

Ochoa, Mayra CC Column 1, Step 1

## TEMPORARY ACADEMIC HOURLY-SUBSTITUTES

Birardi, Blaine

CC Column 1, Step 1

## TEMPORARY ACADEMIC HOURLY-SPECIAL SERVICES

230		2018-19
Ansari, Mohd	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018
Bianchino, Annie	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018
Eisner, Douglas	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 10 hours Eff. 12/09/2018-01/16/2019
Kim, Shinah	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class C Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Larez, Jennie	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class D Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Lazarus, Laura	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018
Marquardt, Marcus	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class D Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Nobles, Stephanie	FC	Hiring Committee Service

231		2018-19
		Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class C Not to exceed 4 hours Eff. 12/10/2018
Oo, Jennifer	NOCE	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class C Not to exceed 15 hours Eff. 12/01/2018-01/04/2019
Putman, Elizabeth	СС	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class E Not to exceed 30 hours Eff. 12/10/2018-01/23/2019
Ramos, Jaime	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class E Not to exceed 30 hours Eff. 12/10/2018-01/23/2019
Rauda, Iris	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018
Salzameda, Bridget	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018
Silva, Joel	СС	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class E Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Smith, Susan	СС	Hiring Committee Service Lab Rate, Regular and Contract Faculty

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		Overload Salary Schedule Class B Not to exceed 30 hours Eff. 12/10/2018-01/23/2019
Velasco, Kendra	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class E Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Vo, Thu Hang (Denise)	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class E Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Walker, Jane	CC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class C Not to exceed 15 hours Eff. 12/10/2018-01/23/2019
Yimenu, Tilahun	FC	Hiring Committee Service Lab Rate, Regular and Contract Faculty Overload Salary Schedule Class F Not to exceed 4 hours Eff. 12/10/2018

## CORRECTION TO BOARD AGENDA OF NOVEMBER 27, 2018 TEMPORARY ACADEMIC HOURLY-INSTRUCTIONAL-2019 SPRING SEMESTER, TRIMESTER

CC Jun, Jessica Column 1, Step 1

Item 5.b: Chancellor Marshall requested that the termination be removed from the classified personnel listing, and recommended that the three new classified management job descriptions be modified to incorporate an additional standalone essential function to each stating, "Understand universal design principles and guidelines, and relevant policies and laws related to accessibility standards." Subsequently, it was moved by Trustee Ryan Bent and seconded by Trustee Molly McClanahan to approve the following classified personnel matters which are within budget:

## RETIREMENT

Davis, Susan

CC

Administrative Assistant III 12-month position (100%)

233		2018-19	233
<u>RESIGNATION</u>		Eff. 01/12/2019 PN CCC860	
	_		
Avila, Brandi	FC	Student Services Specialist 12-month position (100%) Eff. 01/22/2019 PN FCC624	
Mosley, Amelia	CC	Clerical Assistant I 12-month position (40%) Eff. 01/23/2019 PN CCC764	
Robles, Jennifer	NOCE	Student Services Specialist/AEBG 12-month position (100%) Eff. 01/12/2019 PN SCC865	
Rocha, Allyssa	CC	Learning Center Coordinator 11-month position (100%) Eff. 01/17/2019 PN CCC958	
NEW PERSONNEL			
Afshar, David	NOCE	Special Projects Manager, NOCRC/CAEP Temporary Management Position (100%) Range 2, Special Project Admin Daily Rate Eff. 01/23/2019 – 06/30/2019 PN SCT952	
Bates, Miranda	NOCE	Campus Marketing and Outreach Assistan 12-month position (100%) Range 36, Step B Classified Salary Schedule Eff. 01/23/2019 PN SCC883	ıt
Cienfuegos, Eunice	CC	Administrative Assistant II 10-month position (100%) Range 36, Step E Classified Salary Schedule Eff. 01/23/2019 PN CCC793	
Makabali, Jason	NOCE	Senior Research and Planning Analyst 12-month position (100%) Range 57, Step A Classified Salary Schedule	

2018	-19
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Mata, Jayzelle	NOCE	Eff. 12/18/2018 PN SCC845 Campus Marketing and Outreach Assistant 12-month position (100%) Range 36, Step E Classified Salary Schedule Eff. 01/23/2019 PN SCC844
Rodriguez, Gladys	FC	Laboratory Clerk/Biology 12-month position (100%) Range 31, Step A Classified Salary Schedule Eff. 01/23/2019 PN FCC929
Shonkwiler, Joseph	CC	Administrative Assistant I 12-month position (100%) Range 33, Step B Classified Salary Schedule Eff. 01/23/2019 PN CCC987
Tani, Brett	CC	Evaluator 12-month position (100%) Range 36, Step E Classified Salary Schedule Eff. 01/09/2019 PN CCC699
Williams, Jodie	NOCE	Special Projects Manager, NOCRC/CAEP Temporary Management Position (100%) Range 2, Special Project Admin Daily Rate Schedule Eff. 01/23/2019 – 06/30/2019 PN SCT953
REHIRE		
Avila, Brandi	FC	Special Projects Manager, UMOJA Temporary Management Position (100%) Range 2, Special Project Admin Daily Rate Schedule Eff. 01/23/2019 – 06/30/2019 Eff. 07/01/2019 – 06/30/2020 PN FCT976
Bringman, Michelle	NOCE	Special Projects Manager/Adult Edu. Programs Temporary Management Position (100%) Range 2, Special Project Admin Daily Rate Schedule Eff. 07/01/2019 – 06/30/2020 PN SCT954

## CORRECTION TO BOARD AGENDA OF DECEMEBER 11, 2018 NEW PERSONNEL

Dodson, Lanicesha	FC	Bookstore Assistant 10-month position (80%) Range 31, Step E Classified Salary Schedule Eff. 01/02/2019 PN FCC947	
PROMOTION			
Lindley, Korey	CC	Financial Aid Coordinator 12-month position (100%) PN CCC698	
		To: CC Director, Financial Aid 12-month position (100%) Range 20, Column A Management Salary Schedule Eff. 01/01/2019 PN CCM980	
Mai, Donald	FC	Library Assistant I 12-month position (100%) PN FCC943	
		To: FC Library Assistant II 11-month position (100%) Range 36, Step D Classified Salary Schedule Eff. 01/23/2019 PN FCC730	
Miranda Romero, Miguel	CC	Facilities Assistant 12-month position (100%) PN CCC742	
		To: CC Skilled Maintenance Mechanic 12-month position (100%) Range 41, Step A + 5% Longevity + PGD Classified Salary Schedule Eff. 01/23/2019 PN CCC924	

## VOLUNTARY CHANGES IN ASSIGNMENT

FC

Arauz, Kimberly

Student Services Tech., Edu. Partnerships (45%)

236		2018-19	236
		Temporary Change in Assignme To: FC Administrative Assista 12-month position (100%) Range 36, Step A Classified Salary Schedul Eff. 01/01/2019 – 06/30/20 Eff. 07/01/2019 – 10/31/20	nt II e 019
Davy, Danielle	AC	Administrative Assistant III (100%	⁄₀)
		Temporary Change in Assignme To: AC Executive Assistant III 12-month position (100%) Range 30C, Step E + 5% Confidential Salary Sched Eff. 01/01/2019 – 04/01/20 PN DEN997	Longevity lule
Howard, Adam	AC	Systems Analyst, Applications (1	00%)
		Extension of Temporary Change To: AC Interim Manager, IT Ap 12-month position (100%) Range 27, Column D + PC Management Salary Sche Eff. 01/01/2019 – 04/30/20	oplications Support G&D edule
Kiely, Janae	FC	Administrative Assistant II (100%	b)
		Extension of Temporary Change To: FC Office Coordinator 12-month position (100%) Range 40, Step D Classified Salary Schedul Eff. 01/01/2019 – 03/31/20	e
Leonardo, Paulo	AC	Facilities Custodian Coordinator	II (100%)
		Temporary Change in Assignme To: AC Interim Manager, Cust 12-month position (100%) Range 6, Column D Management Salary Sche Eff. 01/01/2019 – 06/30/20	todial Services edule
Mai, Donald	FC	Library Assistant I (100%)	
		Extension of Temporary Change To: FC Library Assistant II 11-month position (100%)	

		Range 36, Step D Classified Salary Schedule Eff. 01/01/2019 – 01/22/2019
Manchik, Victor	FC	Senior Research and Planning Analyst (100%)
		Extension of Temporary Change in Assignment To: AC Interim Director, Inst. Research & Planning 12-month position (100%) Range 30, Column B Management Salary Schedule Eff. 01/01/2019 – 06/30/2019
Marquardt, Summer	FC	Account Clerk II (100%)
		Extension of Temporary Change in Assignment To: FC Administrative Assistant II 12-month position (100%) Range 36, Step E + 15% Longevity + PGD Classified Salary Schedule Eff. 02/01/2019 – 02/28/2019
Matanguihan, Leilani	CC	Student Services Specialist/EOPS (100%)
		Temporary Decrease in Percent Employed From: 100% To: 80% Eff. 01/15/2019 – 04/25/2019
Young, Lynette	CC	Administrative Assistant II (80%)
		Temporary Increase in Months Employed From: 10 months To: 12 months Eff. 01/01/2019 – 06/30/2019
		Temporary Increase in Percent Employed From: 80% To: 100% Eff. 01/01/2019 – 06/30/2019

## **INVOLUNTARY LATERAL TRANSFERS**

Reza, Carlos AC From: AC Building Maintenance Coordinator 12-month position (100%) Range 45, Step E + 5% Longevity Classified Salary Schedule PN DEC960

To: FC Building Maintenance Coordinator

12-month position (100%) Range 45, Step E + 5% Longevity Classified Salary Schedule Eff. 01/22/2019 PN FCC583

## PROFESSIONAL GROWTH & DEVELOPMENT

Allan, Belinda	CC	Instructional Assistant (100%) 4 <sup>th</sup> increment (\$400) Eff. 07/01/2019	
Bandak, Michelle	CC	Accounting Specialist (100%) 2 <sup>nd</sup> increment (\$400) Eff. 07/01/2019	
Cao, Cindy	CC	Administrative Assistant III (100%) 6 <sup>th</sup> increment (\$400) Eff. 07/01/2019	
Goncalves, Adriana	FC	Administrative Assistant III (100%) 1 <sup>st</sup> increment (\$400) Eff. 07/01/2019	
Hegle, Sierra	CC	Student Services Technician/Transfer Center (100%) 2 <sup>nd</sup> increment (\$400) Eff. 07/01/2019	
Nickell, James	FC	Laboratory Technician/Art Gallery (75%) 5 <sup>th</sup> increment (\$300) Eff. 07/01/2019	
Russell, Regina	CC	Administrative Assistant II (100%) 4 <sup>th</sup> increment (\$400) Eff. 07/01/2020	
Veloz, Gypsy	NOCE	Instructional Aide (50%) 3 <sup>rd</sup> Increment (\$200) Eff. 07/01/2019	
		4 <sup>th</sup> Increment (\$200) Eff. 07/01/2020	
Willie, Gemena	FC	Admissions and Records Technician (100%) 2 <sup>nd</sup> Increment (\$400) Eff. 07/01/2019	
STIPEND FOR ADDITIONAL ADMINISTRATIVE DUTIES			

## STIPEND FOR ADDITIONAL ADMINISTRATIVE DUTIES

Brito, Sammie	AC	Facilities Security Officer (100%)
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2018-19

Galvez, Curtis	NOCE	6% Stipend Eff. 12/01/2018 – 02/28/2019 IT Technician (100%) 6% Stipend Eff. 01/02/2019 – 04/01/2019
LEAVES OF ABSENCE		
Abesamis, Naomi	FC	Director, Student Activities (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Family Illness and Personal Necessity Leave Until Exhausted; Unpaid Thereafter Eff. 12/04/2018 – 11/01/2019 (Intermittent Leave)
Babbo, Mary Ann	NOCE	Administrative Assistant III (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 01/07/2019 – 01/25/2019 (Consecutive Leave)
Bataran, Sharon	CC	Health Services Administrative Assistant (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 12/11/2018 – 01/25/2019 (Consecutive Leave)
Cirrito, Janine	FC	Career Center Coordinator II (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 01/24/2019 – 02/08/2019 (Consecutive Leave)
Cortez, Margaret	CC	Administrative Assistant I (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Family Illness and Personal Necessity Leave Until Exhausted; Unpaid Thereafter Eff. 01/01/2019 – 06/30/2019 (Intermittent Leave)
Dorado, Armando	СС	Facilities Custodian I (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 11/26/2018 – 12/02/2018 (Consecutive Leave)
Giang, Vivian	NOCE	IT Services Coordinator II (100%) Family Medical Leave (FMLA/CFRA/PDL) Paid Leave Using Regular and Supplemental Sick Leave Until Exhausted; Unpaid Thereafter Eff. 12/14/2018 – 02/22/2019 (Consecutive Leave)

240		2018-19	240
Gieck, Michael	FC	Research Analyst (100%) Family Medical Leave (FMLA/CFRA/PDL Paid Leave Using Regular and Supplemen Leave Until Exhausted; Unpaid Thereafte Eff. 01/07/2019 – 01/18/2019 (Consecutiv	ntal Sick r
Hernandez, Jeri	CC	Evaluator (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Suppleme Leave Until Exhausted; Unpaid Thereafte Eff. 11/27/2018 – 12/07/2018 (Consecutiv	r
Matanguihan, Leilani	CC	Student Services Specialist/EOPS Unpaid Personal Leave Eff. 10/25/2018 – 01/14/2019	
Richards, David	CC	Campus Safety Officer (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemen Leave Until Exhausted; Unpaid Thereafte Eff. 12/20/2018 – 02/06/2019 (Consecutiv	r
Sandoval, Enrique	NOCE	IT Services Coordinator I (100%) Family Medical Leave (FMLA/CFRA) and Parental Leave (AB 2393) Paid Leave Using Sick Leave and Bondir Until Exhausted; Unpaid Thereafter Eff. 01/04/2019 – 02/01/2019 (Consecutiv	ng Leave
Smith, Deborah	NOCE	Student Services Specialist/DSS (100%) Family Medical Leave (FMLA/CFRA/PDL Paid Leave Using Regular and Supplemen Leave Until Exhausted; Unpaid Thereafte Eff. 01/14/2019 – 02/02/2019 (Consecutiv	ntal Sick r
Ward, Anita	FC	Administrative Assistant III (100%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Regular and Supplemen Leave Until Exhausted; Unpaid Thereafte Eff. 12/12/2018 – 03/11/2019 (Consecutiv	r
Young, Lynette	CC	Administrative Assistant II (80%) Family Medical Leave (FMLA/CFRA) Paid Leave Using Family Illness and Pers Necessity Leave Until Exhausted; Unpaid Eff. 01/02/2019 – 01/11/2019 (Consecutiv	Thereafter
Zamorano, Karla	NOCE	Admissions and Records Technician (100 Family Medical Leave (FMLA/CFRA/PDL Paid Leave Using Regular and Supplemen	)

@00005626	FC	Groundskeeper (100%) Eff. 11/15/2018 – 01/10/2019
@01460655	CC	Administrative Assistant III (100%) Eff. 12/18/2018 – 01/14/2019

## NEW CLASSIFIED MANAGEMENT JOB DESCRIPTION

District Director, Enterprise IT Applications Support and Development Range 31 Management Salary Schedule

District Director, Information Technology Infrastructure and Operations Range 31 Management Salary Schedule

District Director, Research, Planning, and Data Management Range 31 Management Salary Schedule

## Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.

(See Supplemental Minutes #1228 for a copy of the new job descriptions.)

**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 #1228 for a copy of the professional expert personnel listing.)

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

(See Supplemental Minutes #1228 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 #1228 for a copy of the volunteer listing.)

## GENERAL

**Item 6.a**: Board President Jeffrey P. Brown asked if there were any requests for potential future Board agenda items and there were none. However, Trustee Molly McClanahan did suggest that staff consider having discussions related to the future and technology, and

the role of community colleges in order to be ahead of the curve in terms of planning and working with business and industry.

**CLOSED SESSION**: At 8:12 p.m. Board President Jeffrey P. Brown adjourned the meeting to 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 54956.8: CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property:429 E. Amerige Avenue, Fullerton, CA 92832<br/>(APN 033-083-32 and APN 033-083-33)Negotiation Party:Fred Williams, Vice Chancellor, Finance & FacilitiesUnder Negotiation:Terms and Conditions of Sale

**RECONVENE MEETING**: At 9:10 p.m., Board President Jeffrey P. Brown reconvened the meeting in open session and reported the following action taken in closed session:

It was moved by Trustee Jacqueline Rodarte and seconded by Trustee Stephen T. Blount that the Board approve a Resignation Agreement for a Classified employee (@01460655) under which the employee resigned effective January 15, 2019. The parties further release and waive all claims they may have had against each other. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.** 

It was moved by Trustee Ryan Bent and seconded by Trustee Jacqueline Rodarte that the Board approve a Voluntary Suspension Agreement for a Classified employee (@01264193) under which the employee voluntarily agreed to serve a three-day suspension without pay. Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.

**ADJOURNMENT**: At 9:12 p.m., it was moved by Trustee Jacqueline Rodarte and seconded by Trustee Stephen T. Blount to adjourn the meeting. **Motion carried with Trustees Bent, Blount, Brown, Dunsheath, Lopez, McClanahan, and Rodarte voting yes.** 

Prepared By Recording Secretary for Barbara Dunsheath, Secretary, Board of Trustees