The Board of Trustees of the North Orange County Community College District met for its Regular Meeting on Tuesday, November 24, 2009, at 5:30 p.m. in the Board Room at the Anaheim Campus.

Board President Leonard Lahtinen called the meeting to order at 5:34 p.m. and Cindy Garcia led the Pledge of Allegiance to the Flag.

TRUSTEE ROLL CALL - Present: Jeff Brown, Leonard Lahtinen, Michael Matsuda, Molly McClanahan, Donna Miller, M. Tony Ontiveros, and Student Trustees Cindy Garcia and Rajan Vaidya. Trustee Barbara Dunsheath arrived at 5:35 p.m. Absent: None.

RESOURCE PERSONNEL PRESENT: Ned Doffoney, Chancellor; Jeff Horsley, Vice Chancellor, Human Resources; Sam Schauerman, Interim President, Fullerton College; Bob Simpson, Executive Vice President, Cypress College; Christine Terry, Provost, School of Continuing Education; Deborah Ludford, District Director, Information Services; Vanieithia Hubbard, representing the District Management Association; Andrea Sibley-Smith, representing the School of Continuing Education Academic Senate; Marcus Wilson, representing the Fullerton College Faculty Senate; Cherie Dickey, representing the Cypress College Academic Senate; Fola Odebunmi, representing United Faculty; Rod Lusch representing CSEA; and Violet Ayon, Recording Secretary.

OTHER ADMINISTRATORS AND EMPLOYEES PRESENT: Toni DuBois, Debra Gerard, Ken Meehan, Adam O’Connor, Janet Portolan from Fullerton College; Kim Barlett and David Gill from Cypress College; Janet Greer, Denise Simpson and Terrie Taylor from the School of Continuing Education; and Claudette Dain, Tami Oh, Christie Wallace Noring, and Rick Williams from the District Offices.

VISITORS: Ron Beeler, DanaRose Crystal, Jerry Greer, and Michael McCombs.

COMMENTS: MEMBERS OF THE AUDIENCE:

A. DanaRose Crystal addressed the Board regarding the Fullerton College Annual Report (see page 85).

BLOCK VOTE APPROVAL: It was moved by Trustee M. Tony Ontiveros and seconded by Trustee Barbara Dunsheath that the following items be approved by block vote.

Finance & Facilities: 4.b, 4.e,
Human Resources: 6.a, 6.b, 6.c, 6.d

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

**REPORTS**

A. **Chancellor Ned Doffoney** reported on his recent attendance, along with Trustees M. Tony Ontiveros and Leonard Lahtinen, and several employees from within the District, at the Community College League of California Partners Conference in Burlingame, California. Dr. Doffoney highlighted the well-crafted discussion on the topic of “Equity and Diversity in the Face of New Budget Realities” at a workshop conducted by the District’s Director of Equity & Diversity Kenneth Robinson.

In addition, Dr. Doffoney announced that a November/December Chancellor’s communication is being prepared. The communication will include a summary of progress on the more than 400 cost-cutting suggestions submitted by the District community.

B. **Honor Retiree**: As a part of the Chancellor’s Report, Janet Greer from the School of Continuing Education was honored upon her retirement as an Administrative Assistant II with the Disabled Student Programs and Services.

C. **Fullerton College Annual Report**: As a part of the Chancellor’s Report, Sam Schauerman, Interim Fullerton College President, Toni DuBois, Vice President Student Services, and Janet Portolan, Vice President, Educational Support, presented *Fullerton College’s 2009 Annual Report to the Community*. The Annual Report identified the College’s mission, vision, core values statements, and outlined the College’s goals in response to the District-wide Strategic Plan. The Report also provided information on student and staff profiles, the College’s transfer report, the Foundations, and the College’s academic programs.

(See Supplemental Minutes #1037 for a copy of the Report.)

**DanaRose Crystal** addressed the Board regarding the Fullerton College Annual Report with comments about its contents and future expectations.

D. **Bob Simpson**, Executive Vice President, Cypress College; **Chris Terry**, Provost of the School of Continuing Education; and **Sam Schauerman**, Interim President Fullerton College, reported on their respective campus activities.

**COMMENTS:**

A. **Vaniethia Hubbard** extended an invitation to the District Management Association’s holiday “Cookie Throw Down” on December 4, 2 to 4 p.m.
B. **Andrea Sibley-Smith** distributed the “*Senate Rostrom*” from the Statewide Academic Senate. She also invited everyone to the Joint Senate/Unions meeting in January.

C. **Cherie Dickey** reported on the recent Cypress College Leadership Team Meeting at which 70 participants -- comprised of faculty, classified, management, and administration staff, along with students -- held an excellent discussion and activities on issues dealing with the Accreditation process, GenEd Student Learning Outcomes, and Program Review.

D. **Rod Lusch** announced that he has been re-elected CSEA President for 2010.

E. **Student Trustee Cindy Garcia** reported on Cypress College student activities.

F. **Trustee Jeff Brown** reported on information regarding mandated matriculation for community college students, which is allowed as indicated in a State Chancellor’s legal opinion. He looks forward to more reports on this subject in the future.

G. **Trustee Donna Miller** stated that her teaching schedule conflicts with the various holiday events District-wide and regrets not being able to attend these events.

H. **Trustee Michael Matsuda** reported on his attendance at a recent forum sponsored by Senator Correa. He added that the general public is not aware of the seriousness of the negative consequences to community colleges as a result of the State’s budget shortfall. He recommended web sites throughout the District add this information in order to more fully advise the public on the negative impact of budget shortfalls. He also recommended elected officials be invited to the campuses to see the negative impacts.

Mr. Matsuda also expressed concern regarding students being required to follow the English sequence courses from 58 to 100 and inquired if students couldn’t take an assessment and jump English 60 to English 100. Faculty members at the Board Resource Table responded indicating those students that are deemed ready for the English 100 are assessed and so enrolled as appropriate.

I. **Trustee Barbara Dunsheath** reported on her attendance at a recent CLASS Initiative Institute. She encouraged exploration within the District as to how students can be assisted in successful attainment of their goals. She added that she would like to see a pot of money dedicated for innovative programs that promote student success. Upon conclusion of discussion, the Board directed the Chancellor to establish an Innovative Fund, which would provide funding for faculty and staff innovative projects.

Ms. Dunsheath also announced that the Cypress College Americana will be held on February 20, 2010, at the Disneyland Hotel, and encouraged the Board and Chancellor to attend.

J. **Trustee M. Tony Ontiveros** reported that evidence-based practices and data should be at the forefront. He noted that Campaign for College Opportunity representatives
attended the recent California Community College Trustees (CCCT) Board meeting and reported on a proposal for community college funding to be based on student success.

K. **Trustee Molly McClanahan** reported on her attendance at the Fullerton College Student Health Advisory Committee meeting.

L. **Trustee Leonard Lahtinen** reported on his attendance at the recent Community College League of California Partners Conference and commented on workshops he attended dealing with student transportation, electronic board agendas, etc. He announced that Yorba Linda High School is having its official grand opening on December 10 and suggested that a communication be sent from the District. He also reported on his attendance at the OCTA Board meeting at which it decided to cut 100+ hours in service. He acknowledged and commended Cypress College students who attended the OCTA Board meeting providing bus riders’ needs for continued bus services.

**MINUTES:** It was moved by Trustee Michael Matsuda and seconded by Trustee Molly McClanahan that the Board approve the minutes of the Regular Meeting of November 10, 2009, as submitted. **Motion carried, including the Student Trustees’ advisory votes.**

**PUBLIC HEARINGS:** At 7:16 p.m., Board President Leonard Lahtinen opened the Public Hearings on the following proposals: 1) the initial reopener proposals for 2009-10 submitted by CSEA Chapter #167; 2) the initial reopener proposals submitted by the District to CSEA Chapter #167; 3) the initial reopener proposals submitted by United Faculty (CCA/CTA/NEA)); and 4) the initial reopener proposals submitted by the District to United Faculty (CCA/CTA/NEA).

**Item 3.a:** The Board received comments from the public on the initial reopener proposals for 2009-2010 negotiations submitted by CSEA Chapter #167.

**Item 3.b:** After providing the public with the opportunity to comment on the initial reopener proposals for 2009-2010 negotiations submitted by the District to CSEA Chapter #167, it was moved by Trustee Donna Miller and seconded by Trustee Barbara Dusheath that the Board adopt the District’s initial proposal. **Motion carried unanimously.**

**Item 3.c:** The Board received comments from the public on the initial reopener proposals for 2009-2010 negotiations submitted by United Faculty (CCA/CTA/NEA).

**Item 3.d:** After providing the public with the opportunity to comment on the initial reopener proposals for 2009-2010 negotiations submitted by the District to United Faculty (CCA/CTA/NEA), it was moved by Trustee Michael Matsuda and seconded by Trustee Jeff Brown that the Board adopt the District’s initial proposal. **Motion carried unanimously.**

At 7:17 p.m. Board President Leonard Lahtinen declared closed the public hearings.
FINANCE & FACILITIES:

Item 4.a: Upon clarification on the potential for a District cashflow problem, it was moved by Trustee Molly McClanahan and seconded by Trustee Michael Matsuda that the Board adopt a resolution for a Temporary Transfer of Funds from the County Treasurer to the North Orange County Community College District General Fund in an amount not to exceed 85 percent of the anticipated revenues accruing to the District as certified by the District and confirmed by the County Auditor-Controller. Motion carried unanimously, including the Student Trustees’ advisory votes.

Further authorization was granted for the Vice Chancellor, Finance & Facilities to execute a Transfer Request in an amount and upon a date(s) designed by the Vice Chancellor, Finance & Facilities.

Item 4.b: By the block vote, authorization was granted to amend the contract with Nuventive, LLC, for Software License of TracDat Enterprise System for Student Learning Outcomes Assessment at Cypress College by $3,000 from $36,000 to $39,000 to cover the cost for travel expenses related to on-site professional services and training.

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

Item 4.c: Upon a presentation on the funding availability and pro’s and con’s of the proposed project, and extensive discussion, it was moved by Trustee Donna Miller and seconded by Trustee M. Tony Ontiveros that the Board adopt Resolution No. 09/10-08 for the Approval to Apply for Funding under the Municipal and Commercial Building Targeted Measure Retrofit Program RFP No. 400-09-402 and Accept Award, totaling up to $18,375,000 for the Solar Photovoltaic (PV) and Thermal Energy Storage Projects at Cypress and Fullerton Colleges.

Trustee Leonard Lahtinen moved and Trustee Donna Miller seconded to amend Resolution No. 09/10-08 as follows: 1) delete “AND ACCEPT AWARD” from the title of the resolution; 2) in the NOW, THEREFORE, BE IT RESOLVED paragraph, replace “...does hereby find...” with “does hereby believe”; 3) in the last BE IT RESOLVED paragraph, replace “…the Board of Trustees authorizes the District...” with “…the Board of Trustees will consider authorizing the District...”; and 4) in the last BE IT RESOLVED paragraph, delete all wording after $18,375,000. Motion carried unanimously including the Student Trustees’ advisory votes.

As to the original motion, with the amendment of Resolution No. 09/10-08 and a change to the “Recommendation” section of the agenda item to read as follows: “It is recommended that the Board adopt Resolution No. 09/10-08 for the Approval to Apply for Funding under the Municipal and Commercial Building Targeted Measure Retrofit Program RFP No. 400-09-402 totaling up to $18,375,000 for the Solar Photovoltaic (PV) and Thermal Energy Storage Projects at Cypress and Fullerton colleges.” The motion carried unanimously, including the Student Trustees advisory votes.
Item 4.d: Upon clarification on the contractor, it was moved by Trustee Leonard Lahtinen and seconded by Trustee M. Tony Ontiveros to retroactively enter into a consulting agreement with Salas O'Brien to assist with the preparation of the application for funding under the Municipal and Commercial Building Targeted Measure Retrofit Program RFP#400-09-402 in an amount not to exceed $43,000. The term of the agreement shall be from November 1, 2009, through February 28, 2010. Motion carried unanimously, including the Student Trustees’ advisory votes.

Item 4.e: By the block vote, the Board adopted Resolution No. 09/10-09 for the Approval of Change Order as an Amendment to the Existing Contract with Temecula Mechanical, Inc., for PW07-08-010, Fullerton College Physical Education New Fieldhouse and Stadium Gym Renovation, and approved the award of additional work totaling $88,952, without competitively bidding such work.

Further authorization was granted for the Vice Chancellor Finance & Facilities, to execute all agreements and complete all necessary documents for the additional work on behalf of the District.

Item 4.f: Upon clarification on the Fullerton College Physical Education project change orders, it was moved by Trustee Leonard Lahtinen and seconded by Trustee M. Tony Ontiveros that the Board ratify the current change orders for the public works projects listed per the Change Order Request, with a total of $283,374.84. Motion carried unanimously, including the Student Trustees’ advisory votes.

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

INSTRUCTIONAL RESOURCES

Item 5.a: In reviewing the Student Equity Plan, the Board commended Cypress College on the Plan’s format, data, and presentation. It was moved by Trustee Leonard Lahtinen and seconded by Trustee Michael Matsuda that the Board approve the 2009 Cypress College Student Equity Plan. Motion carried unanimously, including the Student Trustees’ advisory votes.

(See Supplemental Minutes #1037 for a copy of the Student Equity Plan.)

HUMAN RESOURCES:

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

RETIREMENT

Alvarez, Kathleen CC Dental Hygiene Instructor
CHANGE IN SALARY CLASSIFICATION

Truong, Derek CC Radiologic Technology Instructor (ADJ)
From: Column 1, Step 0
To: Column 2, Step 0
Eff. 08/17/2009

LEAVES OF ABSENCE

Clahane, Dana FC Mathematics Instructor
Load Banking Leave With Pay (26.67%)
Eff. 2010 Spring Semester

Herzog, Anne CC Nursing Instructor
Family Medical Leave (FMLA/CFRA) (100%)
Paid Leave Using Family Illness Leave and Personal Necessity Leave Until Exhausted;
Unpaid Thereafter

TEMPORARY ACADEMIC H OURLY-INSTRUCTIONAL-2009 FALL SEMESTER, TRIMESTER

Ely, David CC Column 1, Step 0
Franco, Arnold CC Column 1, Step 0
Jepsen, Mandy SCE Column 2, Step 0

TEMPORARY ACADEMIC H OURLY-INSTRUCTIONAL-2010 SPRING SEMESTER, TRIMESTER

Canin, Eric FC Column 3, Step 0
Gompert, Kenneth FC Column 1, Step 0
Nguyen, Haley CC Column 1, Step 0

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

VOLUNTARY CHANGES IN ASSIGNMENTS

Bailey, Wendy FC Administrative Assistant I (100%)
Temporary Change in Assignment
To: FC Administrative Assistant II
12-month position (100%)
Range 36, Step D+5% Shift

Geldres, Ruth    SCE    Administrative Assistant I (50%)

Temporary Increase in Percent Employed
From: 50%
To: 80%
Eff. 11/01/2009 – 6/30/2010

Jimenez, Victor    CC    Facilities Custodian II (100%)

Temporary Change in Assignment
To: CC Facilities Custodian Coordinator II
12-month position (100%)
Range 34, Step D+10% Shift+15% Long

Kavanaugh, Michael    AC    IT Services Coordinator II (100%)

Temporary Change in Assignment
To: Interim Manager, Systems Technology Systems
Range 19, Column G (100%)
Management Salary Schedule
Eff. 2/01/2010 – 6/30/2010

Maertens, Tina    AC    Clerical Assistant I (50%)

Temporary Increase in Percent Employed
From: 50%
To: 70%

Murray, Elizabeth    FC    Library Assistant I (50%)

Temporary Change in Assignment and Increase in Percent Employed
To: FC Library Assistant III
10-month position (100%)
Range 39, Step C
Eff. 11/02/2009 – 1/22/2010

PROFESSIONAL GROWTH & DEVELOPMENT

Murillo, Vanessa    SCE    Accounting Technician (100%)
1st Increment ($350)
Eff. 7/01/2010
LEAVE OF ABSENCE

Coggi, Anita CC Administrative Assistant II (100%)
Military Leave with Pay

VOLUNTEER PERSONNEL WITHOUT PAY

Haptonstal, Joelle SCE Independent Living Program

Item 6.c: By the block vote, authorization was granted for the following Professional Experts as submitted. The supervising manager is authorized by the Board to assign budget numbers in the employment of Professional Experts:

PROFESSIONAL EXPERTS

Bianchino, Annie FC Project Manager
Guiding and Preparing STEM Students
Eff: 11/25/09 to 06/30/10

Botta, Valerie FC Project Expert
Basic Skills Adjunct Training Program
Eff: 11/21/09 to 11/30/09

Carter, Kelly CC Technical Expert I
Tech Prep Allocation Grant
Eff: 10/28/09 to 06/11/10

Cerone, Kristine CC Technical Expert I
Health Science Division Video Editing & Website, Perkins IV
Eff: 11/10/09 to 11/17/09

Chamberlin, William FC Project Manager
Revision of Distance Education Strategic Plan 2000
Eff: 11/11/09 to 06/30/10

Diaz, Robert FC Project Coordinator
Basic Skills First-year Experience Pilot Program
Eff: 01/19/10 to 06/30/10

Florentine, Roseann CC Technical Expert I
Nursing Enrollment Growth Grant
Eff: 01/11/10 to 05/28/10
Guidry, Tina  FC  Project Coordinator  
Guiding and Preparing STEM Students  
Eff: 11/11/09 to 12/18/09

Jew, Kathryn  FC  Technical Expert I  
Transfer Achievement Program  
Eff: 01/19/10 to 06/30/10

Lozinsky, Richard  FC  Project Manager  
Guiding and Preparing STEM Students  
Eff: 11/11/09 to 06/30/10

Pinkowitz, Barbara  CC  Technical Expert II  
Tech Prep Allocation Grant  
Eff: 10/28/09 to 06/11/10

Suzuki, Ayano  SCE  Not-for-Credit Instr I  
Assessment Proctor  
Eff: 01/04/10 to 03/28/10

Suzuki, Ayano  SCE  Not-for-Credit Instr I  
Assessment Proctor  
Eff: 04/05/10 to 06/27/10

Vandehey, Heather  FC  Project Expert  
Theater Operations Lighting Programmer  
Eff: 10/23/09 to 12/23/09

SCE TUITION PROGRAMS—2009 FALL TRIMESTER

Noor, Tessa  SCE  SCE Tuition Rate  
Sandoval, Robert  SCE  SCE Tuition Rate  
Wantland, Christina  SCE  SCE Tuition Rate

SCE TUITION PROGRAMS—2010 WINTER TRIMESTER

Gordon, Deborah  SCE  SCE Tuition Rate  
Greenspan, Frances  SCE  SCE Tuition Rate  
King, Rebekah  SCE  SCE Tuition Rate  
Sandoval, Robert  SCE  SCE Tuition Rate

SCE TUITION PROGRAMS—2010 SPRING TRIMESTER

Gordon, Deborah  SCE  SCE Tuition Rate  
Greenspan, Frances  SCE  SCE Tuition Rate
Item 6.d: By the block vote, authorization was granted for the hourly personnel per the hourly personnel listing.

(See Supplemental Minutes #1037 for a copy of the hourly personnel listing.)

GENERAL

Item 7.a: It was moved by Trustee Barbara Dunsheath and seconded by Trustee Michael Matsuda that the Board establish Tuesday, December 8, 2009, as the date of the Board’s Organizational Meeting and to so inform the County Superintendent. Motion carried unanimously, including the Student Trustees’ advisory votes.

CLOSED SESSION: At 8:44 p.m., Board President Lahtinen 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 Organizations: United Faculty/CCA/CTA/NEA, Adjunct Faculty United Local 1606, CSEA Chapter #167, and Unrepresented Employees.

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

RECONVENE OPEN SESSION: At 10:00 p.m., Board President Leonard Lahtinen reconvened the meeting in open session.

ADJOURNMENT: At 10:01 p.m., it was moved by Trustee Jeff Brown and seconded by Trustee Molly McClanahan to adjourn the meeting. Motion carried unanimously.

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