

**RANCHO SANTIAGO COMMUNITY COLLEGE DISTRICT**  
**2323 North Broadway, #107**  
**Santa Ana, CA 92706**

**Board of Trustees (Regular meeting)**

**Monday, May 11, 2009**

**MINUTES**

**1.0 PROCEDURAL MATTERS**

1.1 Call to Order

The meeting was called to order at 4:30 p.m. by Dr. David Chapel. Other members present were Mr. Brian Conley, Mr. Paul Garcia, Mr. Larry Labrado, and Ms. Lisa Woolery. Mr. John Hanna and Mr. Phillip Yarbrough arrived at the time noted.

Administrators present during the regular meeting were Mr. John Didion, Mr. Peter Hardash, Dr. Eddie Hernandez, Jr., Dr. Erlinda Martinez, and Mr. Juan Vázquez. Ms. Anita Lucarelli was present as record keeper.

1.2 Pledge of Allegiance to the United States Flag

The Pledge of Allegiance was led by Steve Eastmond, President, Faculty Association of Rancho Santiago Community College District (FARSCCD).

It was moved by Mr. Garcia and seconded by Mr. Labrado to suspend the rules and consider Item 6.2 - Adoption of Resolution No. 09-06 – Federal Dream Act 2009 after Public Comments. Discussion ensued. The motion carried unanimously.

1.3 Public Comment

Ms. Lucy Leon and Ms. Liliana Rosas spoke regarding Item 6.2 - Adoption of Resolution No. 09-06 – Federal Dream Act 2009.

Mr. John Hanna arrived at this time.

Mr. Alex Flores and Ms. Maria Robles spoke regarding Item 6.2 - Adoption of Resolution No. 09-06 – Federal Dream Act 2009.

Mr. Phillip Yarbrough arrived at this time.

6.2 Adoption of Resolution No. 09-06 – Federal Dream Act 2009

It was moved by Mr. Garcia and seconded by Mr. Labrado to adopt Resolution No. 09-06 in support of the Federal Dream Act 2009. Discussion ensued.

It was moved by Mr. Hanna and seconded by Mr. Labrado to amend the resolution to amend Section 5(d)(1)(D)(i) of S. 729 and H.R. 1751 to include “*and has performed at least one year (910 hours) of volunteer community service*” so that section (i) would now read “*The alien has acquired either a degree from an institution of higher education in the United States or has completed at least 2 years in good standing in a program for a bachelor's degree of higher degree in the United States and further, has performed at least one year (910 hours) of volunteer community service.*”

Discussion ensued. The motion carried with the following vote: Aye – Mr. Conley, Mr. Hanna, Mr. Labrado, Ms. Woolery; Nay: Dr. Chapel, Mr. McLoughlin, and Mr. Yarbrough. The student’s advisory vote was nay.

It was moved by Mr. Hanna and seconded by Mr. Labrado to amend the resolution to include the following statement: “*The board is further resolved that Congress should provide sufficient funding to ensure that public institutions of higher education are able to accommodate students availing themselves of the provisions of this Act as well as students who are citizens or otherwise have legal status.*” Discussion ensued. The motion carried with the following vote: Aye – Dr. Chapel, Mr. Conley, Mr. Hanna, Mr. Labrado, Mr. McLoughlin, and Ms. Woolery; Nay: Mr. Yarbrough. The student’s advisory vote was aye.

Discussion ensued on the original motion to adopt Resolution No. 09-06 in support of the Federal Dream Act 2009. The motion carried with the following vote: Aye – Dr. Chapel, Mr. Conley, Mr. Hanna, Mr. Labrado, and Mr. McLoughlin; Nay: Mr. Yarbrough and Ms. Woolery. The student’s advisory vote was aye.

1.3 Public Comment – (cont.)

Mr. Gian Madrigal spoke regarding Item 5.6 - Approval of Award of Bids – SAC Child Development Center.

1.4 Approval of Minutes

It was moved by Mr. Yarbrough, seconded by Mr. McLoughlin, and carried unanimously to approve the minutes of March 23, 2009, April 13, 2009, and April 27, 2009.

1.5 Approval of Consent Calendar

It was moved by Mr. Conley, seconded by Mr. McLoughlin, and carried unanimously to approve the recommended action on the following items as listed on the Consent Calendar:

4.1 Memorandum of Understanding with KidWorks

The board approved the memorandum of understanding between Rancho Santiago Community College District on behalf of Santa Ana College School of Continuing Education and KidWorks in Santa Ana, California.

4.2 Memorandum of Understanding with Orange County Children's Therapeutic Arts Center

The board approved the memorandum of understanding between Rancho Santiago Community College District on behalf of Santa Ana College School of Continuing Education and Orange County Children's Therapeutic Arts Center in Santa Ana, California.

5.1 Payment of Bills

The board approved the payment of bills as submitted.

5.2 Quarterly Financial Status Report (CCFS-311Q) for the Period Ended March 31, 2009

The board approved the Quarterly Financial Status Report (CCFS-311Q) for the period ended March 31, 2009, as presented.

5.4 Resolution No. 09-10 – Expenditure Transfers to Permit Payment of Obligations

The board approved Resolution No. 09-10 regarding expenditure transfers.

6.4 Resolution #09-08 Authorizing Payment to Trustee Absent from Board Meetings

The board adopted Resolution #09-08 which authorized payment to Lisa Woolery for her absence on April 27, 2009, due to a family emergency.

6.5 Resolution #09-09 Authorizing Payment to Trustee Absent from Board Meetings

The board adopted Resolution #09-09 which authorized payment to Phillip Yarbrough for his absence on April 27, 2009, due to illness.

1.6 Resolution in Recognition of Classified Employees' Week (May 17-23, 2009)

It was moved by Mr. Yarbrough and seconded by Mr. Conley to adopt Resolution #09-07 in recognition of Classified Employees' Week. Discussion ensued. The motion carried unanimously.

- 1.7 Public Hearing – California School Employees Association Chapter 579 (CSEA) Initial Bargaining Proposal to the Rancho Santiago Community College District.

There were no public comments.

- 1.8 Public Hearing – Faculty Association of Rancho Santiago Community College District (FARSCCD) Initial Bargaining Proposal to the Rancho Santiago Community College District.

There were no public comments.

## **2.0 INFORMATIONAL ITEMS AND ORAL REPORTS**

- 2.1 Report from the Chancellor

Dr. Edward Hernandez, Jr. provided a report to the board.

- 2.2 Report from College Presidents

The following college presidents provided reports to the board:

Dr. Erlinda Martinez, President, Santa Ana College (SAC)  
Mr. Juan Vázquez, President, Santiago Canyon College (SCC)

- 2.3 Report from Student Trustee

Mr. Paul Garcia provided a report to the board.

- 2.4 Reports from Student Presidents

The following student presidents provided reports to the board on behalf of the Associated Student Government (ASG) organizations:

Mr. Alejandro Flores, Student President, Santa Ana College  
Ms. Tina Lam, Student President, Santiago Canyon College

- 2.5 Reports from Academic Senate Presidents

The following academic senate presidents provided reports to the board:

Mr. Morrie Barembaum, Academic Senate President, Santiago Canyon College  
Mr. Raymond Hicks, Academic Senate President, Santa Ana College

## 2.6 Informational Presentation on Accreditation

Dr. Hernandez, Mr. Didion, Dr. Martinez, and Mr. Vázquez provided updated information on responses to the accrediting commission's recommendations. The board agreed to two additional board meetings (June 8, 2009, and July 13, 2009) to meet accreditation timelines relating to the board's self-evaluation process.

## 2.7 Informational Presentation on the Budget

Mr. Hardash provided an update on the budget.

## **RECESS TO CLOSED SESSION**

The board convened into closed session at 6:55 p.m. to consider the following items:

1. Public Employment
  - a. Part-time faculty
  - b. Classified temporary/substitute assignments
  
2. Conference with Labor Negotiator (pursuant to Section 54957.6)  
Agency Negotiator: Mr. John Didion, Executive Vice Chancellor of Human Resources & Educational Services  
Employee Organizations: Faculty Association of Rancho Santiago Community College District  
California School Employees Association, Chapter 579  
Continuing Education Faculty Association  
Child Development Centers Teachers Association
  
3. Public Employee Discipline/Dismissal/Release (pursuant to Section 54957[b][1])

## **RECONVENE**

The board reconvened at 7:56 p.m.

### Closed Session Report

Mr. Conley reported the board discussed the aforementioned items, and it was moved by Mr. Conley, seconded by Mr. Labrado, and carried unanimously to approve the suspension of Rudy Tjiptahadi, Research Analyst, for ten days.

### Public Comment

Mr. Thomas E. Ash spoke regarding a SCC class being cancelled at Canyon High School (Anaheim Hills) and his son's inability to register early for the same class at SAC.

### **3.0 HUMAN RESOURCES**

#### **3.1 Management/Academic Personnel**

It was moved by Mr. Conley, seconded by Mr. Labrado, and carried unanimously to approve the following action on the management/academic personnel docket:

- Approve Management Leaves of Absence
- Approve Adjustments to Long-term Substitute Assignments
- Approve Full-time Faculty Change of Assignments
- Approve Full-time Faculty Changes of Classification
- Approve Stipends
- Approve Part-time Faculty Appointments
- Approve Non-paid Instructors of Record Assignment

#### **3.2 Classified Personnel**

It was moved by Mr. Conley, seconded by Mr. Labrado, and carried unanimously to approve the following action on the classified personnel docket:

- Approve Revised Job Descriptions
- Approve Out-of-Class Assignments
- Approve Professional Growth Increment
- Approve Change in Salary Placement
- Approve Change in Hourly Assignment
- Approve Leave of Absence
- Approve Temporary Assignments
- Approve Substitute Assignment
- Approve Instructional Associates/Associate Assistants
- Approve Volunteers
- Approve Student Assistants

#### **3.3 Presentation of the Continuing Education Faculty Association (CEFA) Initial Bargaining Proposal to the Rancho Santiago Community College District**

It was moved by Mr. Conley, seconded by Mr. Labrado, and carried unanimously to receive this bargaining proposal and schedule a public hearing for May 11, 2009.

### **4.0 INSTRUCTION**

All items listed under instruction were approved as part of Item 1.5: Consent Calendar.

## **5.0 BUSINESS OPERATIONS/FISCAL SERVICES**

Items 5.1, 5.2, and 5.4 were approved as part of Item 1.5: Consent Calendar.

### **5.3 Quarterly Investment Report as of March 31, 2009**

The quarterly investment report as of March 31, 2009, was presented as information.

### **5.5 Approval of Additional Testing Services for SCC Maintenance & Operations Building and Concession Building – Twining Laboratories (P.O. 09-P006572)**

It was moved by Mr. Labrado and seconded by Mr. Hanna to approve the agreement to increase the compensation to Twining Laboratories as presented. Discussion ensued. The motion carried unanimously.

### **5.6 Approval of Award of Bids – SAC Child Development Center**

It was moved by Mr. Conley and seconded by Mr. Yarbrough to approve awarding multiple prime bids to the lowest cost responsible bidders as noted on the revised SAC Child Development Center Bidder Award List. Discussion ensued. The motion carried unanimously.

### **5.7 Approval to Reject Bid #1101/Structural Steel, Bid #1103/Glass/Glazing, Bid #1105/Ceramic Tile, and Bid #1110/HVAC**

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to reject Bid #1101/Structural Steel, Bid #1103: Glass/Glazing, Bid #1105: Ceramic Tile, and Bid #1110: HVAC for the SAC Child Development Center as presented; and approve rebidding the same four items.

### **5.8 Approval of Change Order: Construction Management Services SAC Classroom (I) Building and Maintenance & Operations Building**

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve the additional construction management services for Bernards Builders and Management Services as presented.

### **5.9 Approval of Change Order: Geotechnical Observation & Testing Services – SAC Classroom and Maintenance & Operations Buildings (Bid #1051)**

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve the change order for geo-technical observation and testing as presented.

5.10 Approval of Change Order #1: Bid #1115/Data Closets – Remediation Project

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve Change Order #1: Bid #1115/Data Closets – Remediation Project.

5.11 Approval of Change Order #2: Bid #1078/SCC Maintenance & Operations Building/Parking Lot

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve Change Order #2: Bid #1078/SCC maintenance and operations building/parking lot.

5.12 Approval of Land Surveying Services for the Construction of the Child Development Center at Santa Ana College

It was moved by Mr. Yarbrough, seconded by Mr. Labrado, and carried unanimously to approve the agreement with North American Land Services Corporation to perform the required surveying services for the new Child Development Center at SAC as presented.

5.13 Approval of Southern California Edison Company Electrical Facilities at SCC Science Building

It was moved by Mr. Yarbrough, seconded by Ms. Woolery, and carried unanimously to approve the request for additional electrical service as presented.

**6.0 GENERAL**

Item 6.2 was moved to follow Item 1.3; Items 6.4 and 6.5 were approved as part of Item 1.5: Consent Calendar.

6.1 BP9022.5 – Board of Trustees Evaluation of District Goals (NEW)

It was moved by Mr. Yarbrough and seconded by Ms. Woolery to approve BP9022.5 – Board of Trustees Evaluation of District Goals (NEW).

Mr. Hanna read the following statement into the record for accreditation purposes:

*“I want to thank my colleagues for passing BP9022.5. While this is separate from the Self-Evaluation policy, BP9022, that we passed at the last meeting, BP9022.5 will be an important step in improving the board’s ability to respond to community needs.*”

6.1 BP9022.5 – Board of Trustees Evaluation of District Goals (NEW) – (cont.)

*The policy provides for input from the community to determine whether the board's goals for the districts are being accomplished and what impact the district and its colleges is having on the community at large.*

*The policy provides for a process of continuous improvement and openness.*

*I want to especially thank faculty members Bonnie Jaros and Ray Hicks, who encouraged me to prepare this board policy.”*

The motion carried unanimously.

6.3 Approval of Communications from the Board of Trustees to Staff

It was moved by Mr. Yarbrough and seconded by Ms. Woolery to approve sending electronic communications to staff regarding the board's activities. Discussion ensued. The motion carried unanimously.

6.6 Board Member Comments

Mr. Hanna, Mr. Labrado, and Ms. Woolery asked the chancellor to respond to the public comments made by Mr. Ash.

Mr. Hanna reported he recently attended an Advisory Committee on Legislation meeting for the Community College League of California (CCLC), and he plans to call a Board Legislative Committee meeting soon.

Mr. McLoughlin reported on his recent tour at the SAC's Digital Media Center (DMC).

Dr. Chapel reported he has been selected to serve as the director of the community college division for the Orange County School Boards Association (OCSBA).

**7.0 ADJOURNMENT**

Dr. Chapel announced the next regular meeting of the Board of Trustees will be held on Tuesday, May 26, 2009, at the District Office, 2323 N. Broadway, Santa Ana, California.

There being no further business, Dr. Chapel declared this meeting adjourned at 8:32 p.m.

Respectfully submitted,

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Eddie Hernandez, Jr., Ed.D.  
Chancellor

Approved: \_\_\_\_\_  
Clerk of the Board

Minutes Approved: May 26, 2009