

RANCHO SANTIAGO COMMUNITY COLLEGE DISTRICT (RSCCD)
Board of Trustees (Regular meeting)
via Zoom
2323 North Broadway,
Santa Ana, CA 92706

Monday, April 26, 2021

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The Zoom meeting was called to order at 4:38 p.m. by Mr. Phil Yarbrough via video/teleconference. Other members present were Dr. Tina Arias Miller, Mr. David Crockett, Mr. John Hanna, Mr. Larry Labrado, Mr. Zeke Hernandez, and Mr. Sal Tinajero participated via video/teleconference (Zoom) pursuant to Governor Newsom's Executive Order N-29-20. Mr. Mariano Cuellar was not in attendance due to a family emergency.

Administrators present during the regular meeting via video/teleconference (Zoom) were Dr. Marilyn Flores, Ms. Tracie Green, Mr. Marvin Martinez, Mr. Adam O'Connor, Mr. Enrique Perez, Mr. Jose Vargas, and Mr. Alistair Winter. Ms. Anita Lucarelli was present via video/teleconference (Zoom) as record keeper.

1.2 Pledge of Allegiance to the United States Flag

The Pledge of Allegiance was led by Mr. Yarbrough, President, RSCCD Board of Trustees.

1.3 Approval of Additions or Corrections to Agenda

It was moved by Mr. Labrado and seconded by Dr. Arias Miller to remove Item 3.12 (Angel Baseball Location Agreement with Angel Stadium of Anaheim to Hold Santiago Canyon College Commencement Ceremony at Angel Stadium of Anaheim on June 14, 2021) from the agenda. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

1.4 Public Comment

Mr. Morrie Barembaum spoke regarding retiree benefits.

1.5 Approval of Minutes

It was moved by Mr. Tinajero and seconded by Dr. Arias Miller to approve the minutes of the regular meeting held April 12, 2021. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

1.6 Approval of Consent Calendar

It was moved by Mr. Tinajero and seconded by Mr. Hernandez to approve the recommended action on the following items (as indicated by an asterisk on the agenda) on the Consent Calendar, with the exception of Item 3.10 (Amended Apprenticeship Cost Agreements and Hourly Rate Decrease) removed by Mr. Hanna. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

3.1 Approval of Cooperative Agreement No. 20-Puente-CC-45 between The Regents of the University of California on behalf of The Puente Project and Rancho Santiago Community College District on behalf of Santa Ana College (SAC) Fiscal Years 2020-2021, 2021-2022, 2022-2023

The board approved cooperative agreement No. 20-Puente-CC-45 between The Regents of the University of California on behalf of The Puente Project and RSCCD on behalf of SAC fiscal years 2020-21, 2021-22, 2022-23, as presented.

3.2 Approval of Clinical Intern Agreement with California State University, Fullerton (CSUF)

The board approved the clinical intern agreement with CSUF located in Fullerton, California, as presented.

3.3 Approval of Standard Inter-Agency Instructional Services Agreement with City of Rialto

The board approved the standard inter-agency instructional services agreement with the City of Rialto, California, as presented.

3.4 Approval of Educational Affiliation Agreement with Lake Elsinore Unified School District

The board approved the educational affiliation agreement with Lake Elsinore Unified School District located in Lake Elsinore, California, as presented.

3.5 Approval of Renewal of Facilities Use Agreement with Delhi Center

The board approved the renewal of the facilities use agreement with Delhi Center located in Santa Ana, California, as presented.

3.6 Approval of Grand Canyon University and Santa Ana College Concurrent Enrollment Program (CEP) Agreement

The board approved the Grand Canyon University and SAC CEP agreement, as presented.

1.6 Approval of Consent Calendar (cont.)

3.7 Approval of Standard Clinical Affiliation Agreement with City of Newport Beach on behalf of Oasis Senior Center

The board approved the standard clinical affiliation agreement with the City of Newport Beach on behalf of the Oasis Senior Center located in Corona Del Mar, California, as presented.

3.8 Confirmation of Santa Ana College Associate Degrees and Certificates Awarded in Fall 2020

The board confirmed the list of recipients of the SAC associate degrees and certificates awarded in Fall 2020, as presented.

3.9 Confirmation of Santiago Canyon College (SCC) Associate Degrees and Certificates Awarded in Fall 2020

The board confirmed the list of recipients of the SCC associate degrees and certificates awarded in Fall 2020, as presented.

3.11 Approval of Angel Baseball Location Agreement with Angel Stadium of Anaheim to Hold Santa Ana College Commencement Ceremony at Angel Stadium of Anaheim on June 1, 2021

The board approved the agreement with Angel Stadium of Anaheim to hold SAC's commencement ceremony at Angel Stadium of Anaheim on June 1, 2021, as presented.

4.1 Approval of Payment of Bills

The board approved payment of bills as submitted.

4.2 Approval of Budget Increases/Decreases, Transfers, and Intrafund and Interfund Transfers

The board approved budget increases/decreases, transfers, and intrafund and interfund transfers from March 30, 2021, to April 12, 2021.

4.3 Approval of Quarterly Financial Status Report (CCFS-311Q) for Period Ended March 31, 2021

The board approved the CCFS-311Q for the period ended March 31, 2021, as presented.

4.6 Approval of Agreement with DS Group, Inc. for Constructability Review Services for Campus Entrance Improvement Phase 1 Project at Santa Ana College

The board approved the agreement with IDS Group, Inc. for constructability review services for the campus entrance improvement Phase 1 project at SAC as presented.

1.6 Approval of Consent Calendar (cont.)

- 4.7 Approval of Change Order #1 for Newbuild Construction and Restoration, Inc. for Bid #1395 for Parking Ticket Kiosk Project at Santa Ana College
The board approved change order #1 for Newbuild Construction and Restoration, Inc. for Bid #1395 for the parking ticket kiosk project at SAC as presented.
- 4.8 Acceptance of Completion of Bid #1395 for Parking Ticket Kiosk Project at Santa Ana College and Approval of Recording a Notice of Completion
The board accepted the project as complete and approved filing a Notice of Completion with the County as presented.
- 4.9 Approval of Amendment to Agreement with Willdan Engineering for Special Inspection and Material Testing Services for East Broadmoor Trail Repair Project at Santiago Canyon College
The board approved the amendment to the agreement with Willdan Engineering for special inspection and material testing services for the East Broadmoor trail repair project at SCC as presented.
- 4.10 Approval of Agreement with NV5 West, Inc. for On-Call Special Inspection and Materials Testing Services for Various Facility Improvement Projects
The board approved the agreement with NV5 West, Inc. for on-call special inspection and materials testing services for various facility improvement projects as presented.
- 4.11 Approval of California Multiple Award Schedule (CMAS) Contract 3-19-70-3411B with SectorPoint, Inc.
The board approved the district's use of the CMAS 3-19-70-3411B awarded to SectorPoint, Inc., including any future renewals, addendums, supplements, modifications, and extensions as presented.
- 4.12 Approval of Foundation for California Community Colleges (FCCC) Contract 00004353 to CDW Government LLC
The board approved the District's participation in the FCCC Contract 00004353 to CDW Government LLC including future renewals, addendums, supplements, modifications and extensions as presented.
- 4.13 Approval of Purchase Orders
The board approved the purchase order listing for the period February 14, 2021, through March 27, 2021.

1.6 Approval of Consent Calendar (cont.)

5.1 Approval of Resource Development Items

The board approved budgets, accepted grants, and authorized the Vice Chancellor of Business Operations/ Fiscal Services or his designee to enter into related contractual agreements on behalf of the district for the following:

- K12 Strong Workforce Program – Round 3 (District Office \$ 371,293 [DO]) - *Augmentation*
- Strong Workforce Program K-12 Pathway Coordinators \$2,400,000 and K-14 Technical Assistance Providers – Fiscal Agent (DO)

1.7 Recognition of Students

The board recognized Mr. Kenji Taniguchi (in absentia), student at Santa Ana College, and Ms. Leann Simpson, student at Santiago Canyon College, for their scholastic achievements, leadership, and service to the campus community and the Rancho Santiago Community College District.

1.8 Presentation of RSCCD Diversity Report and Draft Equal Employment Opportunity (EEO) Plan

Dr. Narges Rabii-Rakin, Chief Advisor for Academic and Diversity Program, RSCCD, provided a presentation on the RSCCD Diversity Report and Ms. Jean Estevez, District Administrator, Institutional Equity, Compliance & Title IX, RSCCD, provided a presentation on a draft of the EEO Plan. Board members received clarification on data related to the presentations from Dr. Rabii-Raken and Ms. Estevez.

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

2.1 Report from the Chancellor

Mr. Marvin Martinez, Chancellor, provided a report to the board.

2.2 Reports from College Presidents

The following college representatives provided reports to the board:

Dr. Marilyn Flores, Interim President, Santa Ana College
Mr. Jose Vargas, Interim President, Santiago Canyon College

2.3 Report from Student Trustee

No report was provided since Mr. Cuellar was not in attendance.

2.4 Reports from Student Presidents

The following student representatives provided a report to the board on behalf of the Associated Student Government (ASG) organization:

Ms. Monica Renteria, Student President, Santa Ana College
Mr. Henry Gardner, Student President, Santiago Canyon College

2.5 Report from Classified Representative

Ms. Christine Gonzales Martinez, Accountant, Santiago Canyon College, provided a report to the board on behalf of the classified staff.

2.6 Reports from Academic Senate Presidents

The following academic senate representatives provided reports to the board:

Mr. Craig Rutan, Academic Senate President, Santiago Canyon College
Mr. Roy Shahbazian, Academic Senate President, Santa Ana College

2.7 Reports from Board Committee Chairpersons and Representatives of the Board

Dr. Arias Miller provided a report on the April 15, 2021, Board Institutional Effectiveness Committee meeting.

Mr. Hanna provided a report on the April 19, 2021, Board Facilities Committee meeting.

3.0 **INSTRUCTION**

All items were approved as part of Item 1.6 (Consent Calendar).

3.10 Approval of Amended Apprenticeship Cost Agreements and Hourly Rate Decrease

Mr. Hanna expressed his intention to abstain from the vote on this item due to a potential conflict of interest and left the meeting at this time. It was moved by Mr. Hernandez and seconded by Dr. Arias Miller to approve the amended apprenticeship cost agreements and hourly rate decrease, as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hernandez, Mr. Labrado, and Mr. Yarbrough; and a vote of abstention by Mr. Hanna. Mr. Tinajero did not respond to an opportunity to vote on this item.

Mr. Hanna returned to the meeting after the vote.

3.12 This item was removed from the agenda during Item 1.3 (Additions or Corrections to the agenda).

4.0 BUSINESS OPERATIONS/FISCAL SERVICES

Items 4.1, 4.2, 4.3, and 4.6 through 4.13 were approved as part of Item 1.6 (Consent Calendar).

4.4 Quarterly Investment Report as of March 31, 2021

The quarterly investment report as of March 31, 2021, was presented as information.

4.5 Adoption of Resolution No. 21-06 Regarding Expenditure Transfers to Permit Payment of Obligations

It was moved by Mr. Hernandez and seconded by Mr. Tinajero to adopt Resolution No. 21-06 regarding expenditure transfers as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

5.0 GENERAL

Item 5.1 was approved as part of Item 1.6 (Consent Calendar).

5.2 Approval of Privileges for Student Trustee

It was moved by Mr. Hernandez and seconded by Mr. Tinajero to approve the following privileges for the student trustee:

- The privilege to make and second motions;
- The privilege to attend closed sessions on matters relating to student discipline;
- The privilege to receive the same compensation for meeting attendance and the amount of that compensation, up to the amount prescribed by Education Code Section 72425;
- The privilege to serve a term commencing on May 15;
- The privilege to serve on board committees;
- The privilege to cast an advisory vote;
- The privilege to attend conferences like any other member of the Board of Trustees.

Mr. Hernandez asked that the motion include the privilege for the student trustee to receive the same communication board members receive with the exception of confidential items. Discussion ensued. It was moved by Mr. Hernandez and second by Mr. Tinajero to postpone action on this item until the May 10 board meeting. The motion to postpone action carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

5.3 Approval of Change of June 2021 Board Meeting Date

It was moved by Mr. Hernandez and seconded by Mr. Crockett to approve the date change of the June 14, 2021, board meeting to June 21, 2021. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

5.4 RSCCD Diversity Report and Draft Equal Employment Opportunity (EEO) Plan

The RSCCD Diversity Report and draft RSCCD Equal Employment Opportunity Plan was presented to the board as information.

5.5 Board Member Comments

Mr. Tinajero reported that the Santa Ana High School (SAHS) Speech and Debate Team recently competed in a state tournament and is hopeful those students will continue their education at Santa Ana College. He reported that he plans to meet with Mr. Martinez and Dr. Flores regarding the Santa Ana Unified School District's Memorandum of Understanding with Santa Ana College.

RECESS TO CLOSED SESSION

The board convened into closed session at 7:36 p.m. to consider the following items:

1. Public Employment (pursuant to Government Code Section 54957[b][1])
 - a. Full-time Faculty
 - b. Part-time Faculty
 - c. Management Staff
 - d. Classified Staff
 - e. Student Workers
 - f. Professional Experts

2. Conference with Labor Negotiator (pursuant to Government Code Section 54957.6)
Agency Negotiator: Alistair Winter, Assistant Vice Chancellor, Human Resources
Employee Organizations: Faculty Association of Rancho Santiago Community College District (FARSCCD)
California School Employees Association (CSEA), Chapter 579
California School Employees Association, Chapter 888
Continuing Education Faculty Association (CEFA)
Unrepresented Management Employees

3. Conference with Labor Negotiator (pursuant to Government Code Section 54957.6)
Agency Negotiator: Marvin Martinez, Chancellor
a. Supplemental Retirement Program, all employees represented and unrepresented

4. Public Employment Appointment (pursuant to Government Code Section 54957[b][1])
 - a. President, Santiago Canyon College
 - b. President, Santa Ana College

RECONVENE

The board reconvened at 8:43 p.m.

Closed Session Report

Mr. Crockett reported the board discussed public employment, labor negotiations and public employment appointments; and the board took no action during closed session.

Public Comment

There were no public comments.

6.0 HUMAN RESOURCES

6.1 Management/Academic Personnel

It was moved by Mr. Hernandez and seconded by Mr. Tinajero to approve the following action on the management/academic personnel docket. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

- Approve Revised Job Descriptions
- Approve Leaves of Absence
- Approve 2020-2021 Contract Extension Days
- Approve 2020-2021 Additional Contract Extension Days
- Approve Part-time Hourly New Hires/Rehires

6.2 Classified Personnel

It was moved by Mr. Hernandez and seconded by Mr. Tinajero to approve the following action on the classified personnel docket. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

- Approve Professional Growth Increments
- Approve Out of Class Assignments
- Approve Return to Regular Assignments
- Approve Changes in Salary Placement
- Ratify Resignations/Retirements
- Approve Short Term Assignments
- Approve Additional Hours for Ongoing Assignment
- Approve Substitute Assignments
- Approve Miscellaneous Positions
- Approve Volunteers
- Approve Student Assistant Lists

6.3 Approval of Supplemental Retirement Plan through Phase II Systems Corporation dba Public Agency Retirement Services (PARS)

It was moved by Mr. Hernandez and seconded by Mr. Tinajero to approve the supplemental retirement plan through Phase II Systems Corporation dba Public Agency Retirement Services. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero, and Mr. Yarbrough.

7.0 **ADJOURNMENT**

The next regular meeting of the Board of Trustees will be held on May 10, 2021.

There being no further business, Mr. Yarbrough declared the meeting adjourned at 8:44 p.m.

Respectfully submitted,

Marvin Martinez, Chancellor

Approved: _____
Clerk of the Board

Minutes approved: May 10, 2021