

**RANCHO SANTIAGO COMMUNITY COLLEGE DISTRICT (RSCCD)
2323 North Broadway, Room. 107
Santa Ana, California**

**Board of Trustees (Regular meeting)
via Zoom**

Monday, February 14, 2022

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The Zoom meeting was called to order at 4:40 p.m. by Dr. Arias Miller. Other members present were Mr. David Crockett, Mr. John Hanna, Mr. Zeke Hernandez, Mr. Larry Labrado, Mr. Sal Tinajero, Mr. Phillip Yarbrough and Ms. Elisabeth Neely who participated via video/teleconference (Zoom) pursuant to Governor Newsom's Executive Order N-29-20.

Administrators present during the regular meeting via video/conference (Zoom) were Mr. Cheng Yu Hou, Ms. Iris Ingram, Mr. Marvin Martinez, Dr. Annabelle Nery, Mr. Enrique Perez, and Dr. Pamela Ralston. Ms. Maria Vicencio 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 Dr. Annabelle Nery, President, Santa Ana College.

1.3 Approval of Additions or Corrections to Agenda

There were no additions or corrections to the agenda.

1.4 Public Comment

Mr. Morrie Barembaum spoke regarding faculty negotiation concerns and how FARSCCD is the sole and exclusive bargaining agent of the District.

Merari L. Weber, Schendell Fuentes, Ana Meckes, Daniel Peraza and Kristen Guzman spoke regarding the responsibilities of a counselor and their impact on students.

1.5 Approval of Minutes

It was moved by Mr. Yarbrough and seconded by Mr. Tinajero to approve the minutes of the regular meeting held January 10, 2022, and the special meeting held on January 24, 2022. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely’s advisory vote was aye.

1.6 Approval of Consent Calendar

It was moved by Mr. Tinajero and seconded by Mr. Crockett to approve the recommended action on the following items on the Consent Calendar, with the exception of Item 5.6 (Approval of Professional Services Agreement with Go To Technologies, Inc. for IT Management and Transition Consulting Services) removed from the Consent Calendar by Mr. Crockett. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely’s advisory vote was aye

3.1 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Capistrano Unified School District

The board approved the educational affiliation agreement between RSCCD on behalf of Santa Ana College and Capistrano Unified School District, located in San Juan Capistrano, California, as presented.

3.2 Approval to Purchase Virtual Reality Headsets by TransfrVR for RSCCD on behalf of Santa Ana College

The board approved the purchase of Virtual Reality Headsets by TransfrVR for RSCCD on behalf of Santa Ana College, as presented.

3.3 Approval to Purchase Labster Software by RSCCD on behalf of Santa Ana College

The board approved the purchase of Labster Software by RSCCD on behalf of Santa Ana College, as presented.

3.4 Approval of Educational Services Agreement between RSCCD on behalf of Santa Ana College and the City of Glendale – Fire Department

The board approved the educational services agreement between RSCCD on behalf of Santa Ana College and the City of Glendale – Fire Department, located in Glendale, California, as presented.

3.5 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Desert Mountain SELPA

The board approved the educational affiliation agreement between RSCCD on behalf of Santa Ana College and Desert Mountain SELPA, located in Apple Valley, California, as presented.

1.6 Approval of Consent Calendar (cont.)

- 3.6 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Temecula Valley Unified School District
The board approved the educational affiliation agreement between RSCCD on behalf of Santa Ana College and Temecula Valley Unified School District, located in Temecula, California, as presented.
- 3.7 Approval of Professional Services Agreement between RSCCD on behalf of Santa Ana College School of Continuing Education and Ease Learning
The board approved the professional services agreement between RSCCD on behalf of Santa Ana College School of Continuing Education and Ease Learning, located in Derry, New Hampshire, as presented.
- 3.8 Approval of Professional Services Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP
The board approved the professional services agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP, located in Anaheim, California, as presented.
- 3.9 Approval of Consultant Agreement between RSCCD on behalf of Santiago Canyon College with Ms. Anna Luiza Martins Schuch
The board approved the two-year Consultant Agreement on behalf of Santiago Canyon College with Ms. Anna Luiza Martins Schuch as presented.
- 3.10 Approval of Training Site Agreement between RSCCD on behalf of Santiago Canyon College with Alliant International University, California School of Professional Psychology, Doctoral Programs in Clinical Psychology
The board approved the training site agreement on behalf of Santiago Canyon College with Alliant International University, California School of Professional Psychology, Doctoral Programs in Clinical Psychology.
- 3.11 Approval of Educational Affiliation/Learning Activity Placement Agreement between Rancho Santiago Community College District on behalf of Santiago Canyon College and California State University, Fullerton
The board approved the educational affiliation/learning activity placement agreement between RSCCD on behalf of Santiago Canyon College and California State University, Fullerton as presented.
- 4.1 Approval of Payment of Bills
The board approved payment of bills as submitted.
- 4.2 Approval of Budget Transfers, Budget Increases and Decreases
The board approved the budget increases, decreases and transfers for December 27, 2021 through January 30, 2022.

1.6 Approval of Consent Calendar (cont.)

4.3 Approval of the Quarterly Financial Status Report (CCFS-311Q) for period ended December 31, 2021

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

4.5 Ratification of Change Order #1 for Marina Landscape, Inc. for Bid #1408 Water Conservation Irrigation Controller Phase 2 Project at Santa Ana College

The board approved the ratification of change order #1 for Marina Landscape, Inc. for bid #1408 water conservation irrigation controller phase 2 project at Santa Ana College as presented.

4.6 Acceptance of Completion of Bid #1408 Water Conservation Irrigation Controller Phase 2 Project at Santa Ana College and Approve Recording a Notice of Completion

The board accepted the completion of Bid #1408 Water Conservation Irrigation Controller Phase 2 Project at Santa Ana College and approve recording a Notice of Completion as presented.

4.7 Approval of Agreement with DMC Engineering for On-Call Land Surveying Services for Various Projects District-Wide

The board approved the agreement with DMC Engineering for On-Call Land Surveying services for various projects district-wide as presented.

4.8 Approve Utilization of CALNET Agreement, C4-CVD-19-001-04 for Cellular Equipment, Voice and Data Services Awarded to AT&T Mobility

The board approved Utilization of CALNET Agreement, C4-CVD-19-001-04 for Cellular Equipment, Voice and Data Services Awarded to AT&T Mobility as presented.

5.1 Approval of Resource Development Items

The board approved budgets, accepted grants, and authorization was given to the Vice Chancellor, Business Services or her designee to sign and enter into related contractual agreements on behalf of the district for the following:

-The American Rescue Plan Act of 2021 (ARPA) Child Care \$ 171,000
Stabilization Funds - General Child Care & Development
Programs (CCTR) and California State Preschool Program (CSPP)

5.2 Approval of Third Amendment to Sub-Agreement between RSCCD and Carnegie Mellon University for the California Education Learning Lab Grant

The board approved the third amendment to the sub-agreement with Carnegie Mellon University, as presented.

1.6 Approval of Consent Calendar (cont.)

5.3 Approval of First Amendment to Sub-Agreement between RSCCD and California State University, Fullerton Auxiliary Services Corporation for the California Education Learning Lab Grant

The board approved the first amendment to the sub-agreement with California State University, Fullerton Auxiliary Services Corporation, as presented.

5.4 Approval of First Amendment to Sub-Agreement between RSCCD and Taller San Jose Hope Builders for the Behavior Technician Certificate Program+ Grant

The board approved the first amendment to the sub-agreement with Taller San Jose Hope Builders, as presented.

5.5 Approval of First Amendment to Sub-Agreement between RSCCD and The Regents of University of California, Berkeley for the California Education Learning Lab Grant

The board approved the first amendment to the sub-agreement with The Regents of University of California, Berkeley, as presented.

8.9 Adoption of Resolution No. 22-04 Board Member Absence

The board approved the adoption of Resolution No. 22-04 Board Member Absence as presented.

8.10 Adoption of Resolution No. 22-05 Board Member Absence

The board approved the adoption of Resolution No. 22-05 Board Member Absence as presented.

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

It was moved by Mr. Yarbrough and seconded by Mr. Crockett to suspend the rules and consider Items 5.7 (Adoption of Resolution No. 22-06 – Honoring Black History Month) and 8.7 (Adoption of Resolution No. 22-08 – Juneteenth) at this time. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely’s advisory vote was aye.

5.7 Adoption of Resolution No. 22-06 – Honoring Black History Month

It was moved by Mr. Yarbrough and seconded by Mr. Crockett to adopt Resolution No. 22-06 – Honoring Black History Month 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. Student Trustee Neely’s advisory vote was aye.

8.7 Adoption of Resolution No. 22-08 - Juneteenth

It was moved by Mr. Yarbrough and seconded by Mr. Crockett to adopt Resolution No. 22-08 – Honoring Juneteenth, 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. Student Trustee Neely’s advisory vote was aye.

2.1 Presentation on Black History Month

Assistant Vice President of Student Services Dr. Loretta Jordan, Assistant Professor/Counselor of the Black Student Success Center Edward Clarke and students Bessem Takang, Michael Green and Khloe Thompson presented on programs that support African American students at Santiago Canyon College.

Faculty Coordinators Professor Kalonji Saterfield and Dr. Alondo Campbell presented on programs that support African American students at Santa Ana College

2.2 Presentation on Statewide Enrollment Reports

Mr. Perez provided a presentation on Statewide Fall 2021 enrollment. Board members received clarification on data related to the presentation from Mr. Perez.

2.3 Presentation on Potential Bond Measure

Mr. John Fairbank and Adam Sonensheim of FM3 Research provided a presentation on a recap of survey results and follow-up responses to questions from the board during the January 24, 2022 special board meeting. Board members received clarification on data related to the presentation from Mr. Fairbank and Mr. Sonensheim.

2.4 Report from the Board President

Dr. Arias Miller thanked Mr. Martinez and Mr. Crockett for stepping in while she was unable to engage in many of the events due to family issues. Dr. Arias Miller also express her gratitude to everyone who reached out to her and sent well wishes to her family.

2.5 Report from the Chancellor

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

2.6 Reports from College Presidents

The following college representatives provided reports to the board:

Dr. Annebelle Nery, President, Santa Ana College
Dr. Pamela Ralston, President, Santiago Canyon College

2.7 Report from Student Trustee

Ms. Neely provided a report to the board.

Mr. Tinajero left the meeting briefly at this time due to a personal issue.

2.8 Reports from Student Presidents

Ms. Elisabeth Neely, Student President, Santiago Canyon College, provided a report to the board.

Mr. Avinash Ramaswamy, Student President, Santa Ana College, provided a report to the board.

2.9 Reports from Academic Senate Presidents

The following academic senate representatives provided reports to the board:

Mr. Jim Isbell, Academic Senate President, Santa Ana College
Mr. Craig Rutan, Academic Senate President, Santiago Canyon College

3.0 **INSTRUCTION**

Items 3.1 through 3.11 were approved as part of Item 1.6 (Consent Calendar).

4.0 **BUSINESS SERVICES**

Items 4.1, 4.2, 4.3, 4.5, 4.6, 4.7, 4.8 were approved as part of Item 1.6 (Consent Calendar).

4.4 Quarterly Investment Report as of December 31, 2021

The quarterly investment report as of December 31, 2021, was provided as information.

4.9 Adoption of Resolution No 22-07 for Redistricting and Designation of New Trustee Area Boundaries

It was moved by Mr. Hanna and seconded by Mr. Yarbrough to approve Resolution No 22-07 for Redistricting and Designation of New Trustee Area Boundaries. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, and Mr. Yarbrough. Nay – Mr. Hernandez. Student Trustee Neely’s advisory vote was aye.

5.0 GENERAL

Items 5.1, 5.2, 5.3, 5.4 and 5.5 were approved as part of Item 1.6 (Consent Calendar).

5.6 Approval of Professional Services Agreement with Go To Technologies, Inc. for IT Management and Transition Consulting Services

It was moved by Mr. Yarbrough and seconded by Mr. Labrado approve the professional services agreement with Go To Technologies, Inc. for IT Management and Transition Consulting Services as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, and Mr. Yarbrough. Student Trustee Neely’s advisory vote was aye.

5.7 Adoption of Resolution No. 22-06 – Honoring Black History Month

This item was considered and approved before Item 2.1 (Presentation on Black History Month)

5.8 Board Member Comments

Mr. Crockett attended the ribbon cutting ceremony of SAC’s Science Center on January 26, 2022.

Mr. Crockett participated in the virtual convocations for both SAC and SCC.

Mr. Crockett attended the 2022 Effective Trusteeship and Board Chair Workshop in Sacramento, CA on January 27-30, 2022.

Mr. Crockett attended the Orange County Black History parade on February 5, 2022.

Mr. Crockett attended and spoke at the Santa Ana State of the City event on January 26, 2022.

Mr. Hanna attended the Community College League of California (CCLC) Annual Legislative Conference in Sacramento CA on January 30-31, 2022.

Mr. Hanna attended the Association of Community College Trustees (ACCT) Legislative Summit in Washington D.C. on February 6-9, 2022.

5.8 Board Member Comments (cont.)

Mr. Yarbrough shared he was glad to see Trustee Hernandez was doing better and had returned to the board. He expressed that he realized that he had treated him poorly before and that he had acted like an ass. He was glad to see him back as part of the board and in better health.

Mr. Yarbrough attended CCLC Annual Legislative Conference in Sacramento CA on January 30-31, 2022 as part of the Finance committee.

Mr. Yarbrough attended the Association of Community College Trustees (ACCT) Legislative Summit in Washington D.C. on February 6-9, 2022.

Mr. Hernandez attended Santa Ana College's Lunar New Year Celebrating Our Culture event on February 1, 2022 via Zoom.

Mr. Hernandez shared that he attended SAC and SCC's virtual convocations.

Mr. Hernandez welcomed Dr. Annabelle Nery to Rancho Santiago Community College since he did not have the opportunity to welcome her during the last board meeting he participate in.

Mr. Hernandez thanked board members and others for the well wishes during the time he was in the hospital.

RECESS TO CLOSED SESSION

The board convened into closed session at 8:33 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
2. Conference with Legal Counsel: Anticipated/Potential Litigation (pursuant to Government Code Section 54956.9[b]-[c]) (1 case)
3. Conference with Labor Negotiator (pursuant to Government Code Section 54957.6)
Agency Negotiator: Cheng Yu Hou, 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/Confidential Employees

Recess to Close Session (Cont.)

4. Public Employee Performance Evaluation (pursuant to Government Code Section 54957[b][1])
 - a. Chancellor
5. Public Employee Discipline/Dismissal/Release (pursuant to Government Code Section 54957[b][1])
6. Liability Claim (pursuant to Government Code Section 54956.95)
Claim #1217202

Ms. Neely left the meeting at this time.

Mr. Tinajero returned to the meeting at this time.

RECONVENE

The board reconvened at 11:32 p.m.

Public Comment

There were no public comments.

Closed Session Report

Mr. Tinajero reported during closed session the board discussed public employment, anticipated/potential litigation, labor negotiations, performance evaluation, public employee discipline/dismissal/release and liability claim; and the board took action on a settlement agreement with a district employee by a unanimous vote. The settlement agreement provides for a mutual release of each party and employee agrees to voluntarily resign with no additional compensation after the date of resignation
Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough.

8.0 HUMAN RESOURCES

Items 8.9 and 8.10 were approved as part of Item 1.6 (Consent Calendar).

8.1 Management/Academic Personnel

It was moved by Mr. Crockett and seconded by Mr. Yarbrough 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.

8.1 Management/Academic Personnel (cont.)

- Appointments/ Interim Assignments Appointment/Short-Term
- Extensions of Interim Assignments
- Ratification of Resignation
- Spring 2022 Step Increases for CEFA Part-Time Faculty Hourly Rates
- Spring 2022 Step Increases for FARSCCD Part-Time Faculty Hourly Rates
- Extension of Temporary Long-Term Substitute Hire
- Banking Leaves of Absence
- Part-Time/Hourly Column Changes
- Part-time Hourly New Hires/Rehires
- Non-Paid Instructor of Record
- Non-paid Intern Service

8.2 Classified Personnel

It was moved by Mr. Crockett 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 New Appointments
- Approve Professional Growth Increments
- Longevity Increments
- Approve Out of Class Assignments
- Approve Return to Regular Assignments
- Approve Change in Positions
- Approve Leave of Absence
- Approve Temporary to Hourly Ongoing
- Ratify Resignations/Retirements
- Approve Short Term Assignments
- Approve Additional Hours for Ongoing Assignment
- Approve Substitute Assignments
- Approve Instructional Associates/Associate Assistants
- Approve SAC Student Hire Lists

8.3 Approval of Employee Calendars 2022-2023, 2023-2024, and 2024-2025

It was moved by Mr. Labrado and seconded by Mr. Tinajero to approve the Employee Calendars for 2022-2023, 2023-2024, and 2024-2025, 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.

8.4 Approval of Credit Instructional Calendars for 2022-2023, 2023-2024, and 2024-2025

It was moved by Mr. Tinajero and seconded by Mr. Crockett to approve the Credit Instructional Calendars 2022-2023, 2023-2024 and 2024-2025 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.

8.5 Approval of Legal Services Agreement - Erickson Law Firm A.P.C

It was moved by Mr. Crockett and seconded by Mr. Labrado to approve the service agreement with Erickson Law Firm A.P.C. 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.

8.6 Rejection of Claim #12172021

It was moved by Mr. Yarbrough and seconded by Mr. Tinajero to approve the rejection of claim #12172021, 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.

8.7 Adoption of Resolution No. 22-08 - Juneteenth

This item was considered and approved before Item 2.1 (Presentation on Black History Month)

8.8 Approval for the District to Cover Medicare Part A Costs for Impacted Eligible Retirees

It was moved by Mr. Tinajero and seconded by Mr. Crockett to approve the District to cover medicare Part A costs for impacted eligible retirees, 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.

7.0 ADJOURNMENT

The next regular meeting of the Board of Trustees will be held on February 28, 2022. There being no further business, Dr. Arias Miller declared the meeting adjourned at 11:39 p.m.

Respectfully submitted,

Marvin Martinez, Chancellor

Approved: _____
Clerk of the Board

Minutes approved: February 28, 2022