

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

**Board of Trustees (Regular meeting)
Hybrid**

Monday, March 14, 2022

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The hybrid meeting was called to order at 4:46 p.m. by Dr. Arias Miller. Other members present were Mr. David Crockett, Mr. Sal Tinajero and Ms. Elisabeth Neely who participated in-person. Mr. John Hanna and Mr. Larry Labrado participated via video/teleconference (Zoom) pursuant to Governor Newsom's Executive Order N-29-20. Mr. Phillip Yarbrough arrived at the time noted. Mr. Zeke Hernandez was absent due to illness.

Administrators present during the regular meeting were Mr. Cheng Yu Hou, Ms. Iris Ingram, Mr. Marvin Martinez, Dr. Annebelle Nery, Mr. Enrique Perez, and Dr. Pamela Ralston. Ms. Maria Vicencio was present as record keeper.

1.2 Pledge of Allegiance to the United States Flag

The Pledge of Allegiance was led by Ms. Elisabeth Neely, RSCCD Student Trustee.

1.3 Approval of Additions or Corrections to Agenda

There were no additions or corrections to the agenda.

1.4 Public Comment

Ms. Roberta Tragarz, Ms. Corinna Evett, Mr. Matthew Mora, Mr. Steve Bautista and Ms. Vanessa Jones spoke regarding FARSCCD Negotiations/Counselors.

Mr. Tinajero arrived at this time.

1.5 Approval of Minutes

It was moved by Mr. Tinajero and seconded by Mr. Crockett to approve the minutes of the regular meeting held February 28, 2022. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado and Mr. Tinajero. 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 3.4 (Approval of Angels Baseball Location Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP) removed from the Consent Calendar by Ms. Neely. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado and Mr. Tinajero. Student Trustee Neely’s advisory vote was aye.

3.1 Approval of Professional Services Agreement between RSCCD on behalf of Santa Ana College Community Education Program and TBMK CORPORATION LIMITED LLC

The board approved the professional services agreement between RSCCD on behalf of Santa Ana College Community Education Program and TBMK CORPORATION LIMITED LLC, located in Garden Grove, California, as presented.

3.2 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Villa Health Care Center

The board approved the Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Villa Health Care Center, located in Riverside, California, as presented.

3.3 Approval of Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and Fullerton Police Department

The board approved the Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and Fullerton Police Department, located in Fullerton, California, as presented.

3.5 Approval of Angels Baseball Sponsorship Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP

The board approved Angels Baseball Sponsorship Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP, located in Anaheim, California, 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 February 11, 2022 through February 27, 2022.

4.3 Approval of the Professional Services Agreement for Legal Services of Tao Rossini, A Professional Corporation

The board approved the professional services agreement for legal services of Tao Rossini, A Professional Corporation as presented.

1.6 Approval of Consent Calendar (cont.)

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:

- American Rescue Plan Act of 2021 (ARPA) Child Care Stabilization Funds – Licensed Facility Stipend \$ 45,000.00
- Child and Adult Care Food Program (CACFP) Emergency Operational Costs Reimbursement (ECR) Fund \$ 47,309.32
- K12 Strong Workforce Program \$11,907,386.00
- Project RAISE (Regional Alliance in Science, Technology, Engineering and Math (STEM) Education) – Year 5 Extension \$ 9,885.33
- Song-Brown Health Care Workforce Training Program – Registered Nurse Education: Capitation for Associate Degree Nursing Program \$ 400,000.00

5.2 Approval of Sub-Agreements between RSCCD and Local Educational Agencies in Orange County awarded the K-12 Strong Workforce Program 2021/22 Funds

The board approved the sub-agreements between RSCCD and Local Educational Agencies in Orange County to award K-12 Strong Workforce Program 2021/22 Funds.

5.3 Approval of Foundation for California Community Colleges, CollegeBuys Purchase for Student Adobe Creative Cloud Licenses

The board approved the Foundation for California Community Colleges, CollegeBuys Purchase for Student Adobe Creative Cloud Licenses

1.7 Recognition in Honor of Women’s History Month

It was moved by Mr. Tinajero and seconded by Ms. Neely to suspend the rules and consider Items 5.4 (Adoption of Resolution No. 22-10 in Honor of Women's History Month). The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, and Mr. Tinajero. Student Trustee Neely’s advisory vote was aye.

It was moved by Mr. Hanna and seconded by Ms. Tinajero to suspend the rules and consider Items 5.5 (Adoption of Resolution No. 22-11 in Support of an Independent and Democratic Ukraine and Against further Russian Military Invasion). The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, and Mr. Tinajero. Student Trustee Neely’s advisory vote was aye.

In honor of Women’s History Month, the board recognized Ambar Nakagami, Facilities Coordinator, Santiago Canyon College (SCC) and Ms. Erika Almaraz, District Director, Accounting, Audit and Advisory Services; for helping shape America’s future through their public service, leadership, and professional achievements at the Rancho Santiago Community College District.

- 5.4 Adoption of Resolution No. 22-10 in Honor of Women's History Month
It was moved by Mr. Tinajero and seconded by Ms. Neely to adopted Resolution No. 22-10 in Honor of Women's History Month as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado and Mr. Tinajero. Student Trustee Neely’s advisory vote was aye.
- 5.5 Adoption of Resolution No. 22-11 in Support of an Independent and Democratic Ukraine and Against further Russian Military Invasion
It was moved by Mr. Tinajero and seconded by Mr. Crockett to adopted Resolution No. 22-11 in Support of an Independent and Democratic Ukraine and Against further Russian Military Invasion. as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado and Mr. Tinajero. Student Trustee Neely’s advisory vote was aye.

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

2.1 Presentation of Potential Bond Projects

Mr. Yarbrough arrived at this time.

Iris Ingram, Vice Chancellor, Business Services
Carri Matsumoto, Assistant Vice Chancellor, Facilities
Dr. Annebelle Nery, President, Santa Ana College (SAC)
Dr. Pamela Ralston, President, Santiago Canyon College (SCC), presented potential projects at both campuses if a bond measure is approved. Board members received clarification on data related to the presentation from Ms. Ingram and Ms. Matsumoto.

2.2 Report from the Board President

Dr. Arias Miller attended the USC Latino Alumni Association 47th Scholarship Gala in support of SCC alumni Laura Peralta who was being recognized.

Dr. Arias Miller participated in Read Across America at Santiago Elementary School in Santa Ana, CA.

Dr. Arias Miller reported that she will be participating in SAC’s Kinderaminata on March 25, 2022.

2.3 Report from the Chancellor

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

At this time, Vice Chancellor, Iris Ingram provided the board with a presentation on Retiree Health Benefits Liability. Board members received clarification on data related to the presentation from Ms. Ingram

2.4 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

2.5 Report from Student Trustee

Ms. Neely provided a report to the board.

2.6 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.

2.7 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, 3.2, 3.3,3.5 were approved as part of Item 1.6 (Consent Calendar).

3.4 Approval of Angels Baseball Location Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP

It was moved by Mr. Yarbrough and seconded by Mr. Crockett to approve the Angels Baseball Location Agreement between RSCCD on behalf of Santa Ana College and Angels Baseball LP, located in Anaheim, California, as presented.

The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely’s advisory vote was aye.

4.0 BUSINESS SERVICES

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

5.0 GENERAL

Item 5.1, 5.2, 5.3 was approved as part of Item 1.6 (Consent Calendar).

5.4 Adoption of Resolution No. 22-10 in Honor of Women's History Month

This item was considered and approved after Item 1.7 (Recognition in Honor of Women's History Month).

5.5 Adoption of Resolution No. 22-11 in Support of an Independent and Democratic Ukraine and Against further Russian Military Invasion

This item was considered and approved after Item 1.7 (Recognition in Honor of Women's History Month).

5.6 Board Member Comments

Mr. Tinajero congratulated the RSCCD Speech and Debate team who participated in competition and placed 2nd.

Mr. Yarbrough apologized for arriving late to the board meeting. He also voiced his concern for Mr. Zeke Hernandez and hopes he is feeling better soon.

Mr. Hanna also voiced his concerned for Mr. Hernandez and wished him to feel better soon.

Mr. Hanna joined the Chancellor and Mr. Isbell in support of civility within faculty.

Mr. Hanna thanked Vice Chancellor Iris Ingram for the presentation on potential bond projects.

Mr. Hanna commended Dr. Nery and Dr. Ralston for their excellent president's report.

RECESS TO CLOSED SESSION

The board convened into closed session at 7:55 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. Educational and Classified Administrator Appointments
 - (1) Chief Communications Officer
 - (2) Dean, SCC

2. Conference with Legal Counsel: Existing Litigation (pursuant to Government Code Section 54956.9[a]): (3 case)
 - a. Rancho Association of Retired Employees v. Rancho Santiago Community College District
 - b. Anthony Rabiola v. Rancho Santiago Community College District
 - c. Tabi v. The Regents and Trustees of Santa Ana College, et. al

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

4. Public Employee Discipline/Dismissal/Release (pursuant to Government Code Section 54957[b][1])

5. Public Employee Performance Evaluation (pursuant to Government Code Section 54957[b][1])
 - a. Chancellor

RECONVENE

The board reconvened at 9:36 p.m.

Public Comment

There were no public comments.

Closed Session Report

Mr. Tinajero reported during closed session the board discussed public employment, existing litigation, labor negotiations, public employee discipline/dismissal/release and performance evaluation; and the board took no action.

8.0 HUMAN RESOURCES

8.1 Approval of Amended and Restated Chancellor Employment Agreement

Dr. Arias Miller indicated this item is to approve the amended and restated Chancellor employment agreement for Chancellor Marvin Martinez and to discuss the terms of the employment contract per Government Code 54953(c)(3) prior to taking final action on the salary and fringe benefits of the employment contract:

1. The proposed salary for Chancellor Martinez is \$378,525.00 prorated from January 1, 2022 to June 30, 2022, and the same annual salary shall be paid from July 1, 2022 through June 30, 2023 with no increase paid on a monthly basis.
2. Effective on July 1, 2023, the salary shall be increase by 4%, and July 1, 2024 the annual salary shall be increased by another 4%, and on July 1, 2025, the Board and the Chancellor shall agree on a percentage increase for the academic year 2025/2026 and thereafter.
3. Health and welfare benefits shall be the same as that currently provided to all District administrators.
4. Fringe benefits will include:
 - a) an automobile allowance of \$500 per month.
 - b) Home office with laptop computer, printer and fax machine.
 - c) Cell phone to be paid for by the District.
 - d) The District will contribute \$600 per month to a tax-sheltered annuity.

It was moved by Mr. Labrado and seconded by Mr. Yarbrough to approve the amended and restated Chancellor employment agreement. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely abstained from voting.

8.2 Management/Academic Personnel

It was moved by Mr. Yarbrough 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. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely abstained from voting.

- Approve Appointments/New Hires
- Approve New Job Description
- Approve Revised Titles, Revised Job Descriptions
- Approve Ratification of Resignation/Retirement
- Approve 2022/2023 Tenure Recommendation
- Approve Banking Leaves of Absence
- Approve Change of Classification
- Approve Part-time Hourly New Hires/Rehires
- Approve Non-Paid Intern(s) Service

8.3 Classified Personnel

It was moved by Mr. Yarbrough 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. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely abstained from voting.

- Approve Revised Title/Job Description
- Approve New Appointments
- Approve Professional Growth Increments
- Approve Out of Class Assignments
- Approve Return to Regular Assignments
- Approve Change in Positions
- Approve Change in Salary Position
- Approve Leave of Absence
- Ratify Resignations/Retirements
- Approve Short Term Assignments
- Approve Change in Temporary Assignments
- Approve Additional Hours for Ongoing Assignment
- Approve Substitute Assignments
- Approve Instructional Associates/Associate Assistants
- Approve SAC Student Hire Lists

8.4 Approval of Authorization for Board Travel/Conferences

It was moved by Mr. Yarbrough and seconded by Ms. Neely to approve the authorization for board travel/conferences with actual and necessary expenses and cash advances as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Labrado, Mr. Tinajero and Mr. Yarbrough. Student Trustee Neely's advisory vote was aye.

7.0 ADJOURNMENT

The next regular meeting of the Board of Trustees will be held on March 28, 2022 at Santa Ana College. There being no further business, Dr. Arias Miller declared the meeting adjourned at 9:42 p.m. in memory of Moises Plascencia, Assistant Principal at Kraemer Middle School who died on campus earlier in the day.

Respectfully submitted,

Marvin Martinez, Chancellor

Approved: _____
Clerk of the Board

Minutes approved: March 28, 2022