

**RANCHO SANTIAGO COMMUNITY COLLEGE DISTRICT (RSCCD)
Board of Trustees (Regular meeting) Hybrid
Rancho Santiago Community College District
2323 North Broadway
Santa Ana, California**

Monday, August 14, 2023

MINUTES

1.0 PROCEDURAL MATTERS

1.1 Call to Order

The hybrid meeting was called to order at 4:38 p.m. by Mr. David Crockett. Other members present were Dr. Tina Arias Miller, Mr. John Hanna, Mr. Zeke Hernandez, and Ms. Daisy Tong. Mr. Sal Tinajero and Mr. Phillip Yarbrough arrived at the indicated time.

Administrators present during the regular meeting were Ms. Iris Ingram, Dr. Jeannie Kim, Mr. Marvin Martinez, Dr. Annebelle Nery, Mr. Enrique Perez and Mr. Alistair Winter. Ms. Maria Vicencio was present as record keeper.

Mr. Yarbrough arrived at this time.

1.2 Pledge of Allegiance to the United States Flag

The Pledge of Allegiance was led by Mr. Zeke Hernandez, RSCCD Trustee.

1.3 Approval of Additions or Corrections to Agenda

It was moved by Ms. Tong and seconded by Mr. Hanna to approve to remove Items 3.4 (Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Garden Grove Unified School District (GGUSD)), 3.5 (Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Legacy College Prep: Ednovate), 3.6 (Approval of Dual Enrollment Agreement between RSCCD on behalf of Santa Ana College and Magnolia Science Academy-Santa Ana), and 3.7 (Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Samueli Academy) from the agenda. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Ms. Tong and Mr. Yarbrough.

1.4 Public Comment

Mr. Morrie Barembaum spoke regarding labor negotiations. Ms. Kayla Asato spoke regarding her concerns of how faculty of indigenous background are treated at SAC.

1.5 Approval of Consent Calendar

It was moved by Mr. Yarbrough and seconded by Ms. Tong to approve the recommended action on the following items on the Consent Calendar. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Ms. Tong and Mr. Yarbrough.

3.1 Approval of Lorena Chavez as the Designated Representative to Serve as the Official RSCCD Representative on the Rancho Santiago Adult Education Consortium for the 2023-24 Fiscal Year

The board approved Lorena Chavez as the designated representative to serve as the official RSCCD Representative on the Rancho Santiago Adult Education Consortium for the 2023-24 fiscal year, as presented.

3.2 Approval of First Amendment to the Agreement between RSCCD on behalf of Santa Ana College and Bracken's Kitchen

The board approved the first amendment to the agreement between RSCCD on behalf of Santa Ana College and Bracken's Kitchen, located in Garden Grove, California, as presented.

3.3 Approval of Amendment No. 1 to the Innovation and Effectiveness Grant Agreement between Santa Clarita Community College District and Rancho Santiago Community College District on behalf of Santa Ana College

The board approved amendment No. 1 to the Innovation and Effectiveness Grant agreement between Santa Clarita Community College District and Rancho Santiago Community College District on behalf of Santa Ana College, as presented.

3.4 ITEM REMOVED FROM AGENDA - Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Garden Grove Unified School District (GGUSD)

The board approved to remove this item from the agenda under Item 1.3 (Approval of Additions or Corrections to Agenda)

3.5 ITEM REMOVED FROM AGENDA - Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Legacy College Prep: Ednovate

The board approved to remove this item from the agenda under Item 1.3 (Approval of Additions or Corrections to Agenda)

1.5 Approval of Consent Calendar (cont.)

- 3.6 ITEM REMOVED FROM AGENDA - Approval of Dual Enrollment Agreement between RSCCD on behalf of Santa Ana College and Magnolia Science Academy-Santa Ana
The board approved to remove this item from the agenda under Item 1.3 (Approval of Additions or Corrections to Agenda)
- 3.7 ITEM REMOVED FROM AGENDA - Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Samueli Academy
The board approved to remove this item from the agenda under Item 1.3 (Approval of Additions or Corrections to Agenda)
- 3.8 Approval of Educational Services Agreement between RSCCD on behalf of Santa Ana College and the City of Arcadia - Fire Department
The board approved the educational services agreement between RSCCD on behalf of Santa Ana College and the City of Arcadia - Fire Department, located in Arcadia, California, as presented.
- 3.9 Approval of Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and Chino Valley Fire District
The board approved the standard inter-agency instructional services agreement between RSCCD on behalf of Santa Ana College and Chino Valley Fire District, located in Chino Hills, California, as presented.
- 3.10 Approval of Educational Services Agreement between RSCCD on behalf of Santa Ana College and the City of La Verne Fire Department
The board approved the educational services agreement between RSCCD on behalf of Santa Ana College and the City of La Verne Fire Department, located in La Verne, California, as presented.
- 3.11 Approval of Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and City of Laguna Beach - Laguna Beach Fire and Marine
The board approved the standard inter-agency instructional services agreement between RSCCD on behalf of Santa Ana College and City of Laguna Beach - Laguna Beach Fire and Marine, located in Laguna Beach, California, as presented.
- 3.12 Approval of Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and City of Rancho Cucamonga - Rancho Cucamonga Fire District
The board approved the standard inter-agency instructional services agreement between RSCCD on behalf of Santa Ana College and City of Rancho Cucamonga - Rancho Cucamonga Fire District, located in Rancho Cucamonga, California, as presented.

1.5 Approval of Consent Calendar (cont.)

3.13 Approval of Standard Inter-Agency Instructional Services Agreement between RSCCD on behalf of Santa Ana College and San Bernardino County Fire Protection District - San Bernadino County Fire Training

The board approved the standard inter-agency instructional services agreement between RSCCD on behalf of Santa Ana College and San Bernardino County Fire Protection District - San Bernadino County Fire Training, located in San Bernardino, California, as presented.

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

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

3.15 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Long Beach Unified School District

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

3.16 Approval of Educational Affiliation Agreement between RSCCD on behalf of Santa Ana College and Placentia-Yorba Linda Unified School District

The board approved the educational affiliation agreement between RSCCD on behalf of Santa Ana College and Placentia-Yorba Linda Unified School District, located in Placentia, California, as presented.

3.17 Approval of Affiliation Agreement between RSCCD on behalf of Santa Ana College and Alta Newport Hospital, LLC dba Foothill Regional Medical Center

The board approved the affiliation agreement between RSCCD on behalf of Santa Ana College and Alta Newport Hospital, LLC dba Foothill Regional Medical Center, located in Los Angeles, California, as presented.

3.18 Approval of Contract Education Agreement between RSCCD on behalf of Santiago Canyon College and Orange Unified School District

The board approved the contract education agreement between RSCCD on behalf of Santiago Canyon College and Orange Unified School District, located in Orange, California, as presented.

4.1 Approval of Payment of Bills

The board approved the payment of bills as submitted.

4.2 Approval of Budget Transfers, Budget Increases and Decreases

The board approved the budget transfers, budget increases and decreases as presented.

1.5 Approval of Consent Calendar (cont.)

4.3 Approval of Intrafund and Interfund Transfers

The board approved the intrafund and interfund transfers as presented.

4.4 Approval of Purchase Orders

The board approved the purchase order listing, supplement, and PO change order listing as submitted.

4.5 Acceptance of Vendor Name Changes

The board accepted the vendors' name change requests as presented.

4.6 Quarterly Investment Report as of June 30, 2023

The board approved to receive the quarterly investment report as of June 30, 2023 as information.

4.7 Acceptance of Donation from Schools First Federal Credit Union for Early Childhood Staff Development Meeting

The board approved to the acceptance of donation from Schools First Federal Credit Union for Early Childhood Staff Development Meeting.

4.8 Approval of Agreement with Brandow & Johnston for On-Call Structural Engineering Services for Various Facility Improvement Projects Districtwide

The board approved the agreement with Brandow & Johnston for on-call structural engineering services for various facility improvement projects districtwide as presented.

4.9 Approval of Agreement with MHP, Inc. for On-Call Structural Engineering Services for Various Facility Improvement Projects Districtwide

The board approved the agreement with MHP, Inc. for on-call structural engineering services for various facility improvement projects districtwide as presented.

4.10 Approval of Agreement with California Commercial Real Estate Services for Real Estate Brokerage Services

The board approved the agreement with California Commercial Real Estate Services for real estate brokerage services as presented.

4.11 Approval of Amendment with Rogers Stringer & McClelland, Inc. for Aquatic Design Services for the Swimming Pool Replaster Project at Santiago Canyon College

The board approved the amendment with Rogers Stringer & McClelland, Inc. for aquatic design services for the swimming pool replaster project at Santiago Canyon College.

- 4.12 Ratification of Change Order #1 for AME Builders, Inc. dba AME Roofing for Bid #1427 Buildings D, E, H, G, L and SC Roof Repairs Project at Santiago Canyon College
The board approved to ratify change order #1 AME Builders, Inc. dba AME Roofing for bid #1427 buildings D, E, H, G, L and SC roof repairs project at Santiago Canyon College.
- 4.13 Acceptance of Completion of Bid #1427 Buildings D, E, H, G, L and SC Roof Repairs Project at Santiago Canyon College and Approve Recording a Notice of Completion
The board approved to accept the completion of bid #1427 buildings D, E, H, G, L and SC roof repairs project at Santiago Canyon College and approve recording a notice of completion as presented.
- 4.14 Ratification of Change Order #1 for A Good Sign and Graphics Company for Bid #1420 Barrier Removal Signage and Wayfinding Project at Santiago Canyon College
The board approved to ratify change order #1 for A Good Sign and Graphics Company for bid #1420 barrier removal signage and wayfinding project at Santiago Canyon College as presented.
- 4.15 Acceptance of Completion of Bid #1420 Barrier Removal Signage and Wayfinding Project at Santiago Canyon College and Approve Recording a Notice of Completion
The board approved to accept the completion of bid #1420 barrier removal signage and wayfinding project at Santiago Canyon College and approve recording a notice of completion as presented.
- 4.16 Review of Ratification of Change Order #6 for Balfour Beatty Construction, LLC for Bid #1386 Russell Hall Replacement (Health Sciences) Project at Santa Ana College
The board approved to ratify change order #6 for Balfour Beatty Construction, LLC for bid #1386 Russell Hall replacement (Health Sciences) project at Santa Ana College as presented.
- 4.17 Ratification of Award of Bid #1443 Plaster Patch and Elastomeric Paint at Santa Ana College
The board approved to ratify the award of bid #1443 plaster patch and elastomeric paint at Santa Ana College as presented.
- 4.18 Adoption of Resolution No. 23-18 Regarding Bid #1437 Existing Russell Hall Demolition Project at Santa Ana College
The board approved to adopt Resolution No. 23-18 regarding bid #1437 existing Russell Hall demolition project at Santa Ana College as presented.

4.19 Approval of Public Hearing for the 2023/2024 Proposed Adopted Budget

The board approved to hold a public hearing on the 2023/2024 proposed adopted budget at the September 11, 2023 Board of Trustees meeting.

4.20 Approval of the 2023/2024 Proposed Adopted Budget Assumptions

The board approved the adopted budget assumptions for the 2023/2024 fiscal year 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:

- Amazon Web Services Cloud Skills Pilot Program	\$	150,000.00
- California Adult Education Program	\$	3,157.00
- Career and Technical Education Title I-C	\$	1,083,467.00
- Equitable Placement, Support, and Completion	\$	1,128,262.00
- Nursing Enrollment Growth and Retention Grant	\$	176,255.00
- Paleo Perspective on Present and Projected Climate (P4Climate)	\$	68,162.00
- Pathway to Law School Initiative (Cal LAW)	\$	99,000.00
- Puente Community College Program - Equity Award Funds	\$	10,000.00
- Student Support Services Regular Program - Year 3	\$	361,922.00
- Transitioning Math Majors into Teaching Education	\$	-10,300.00
- Wellness Vending Machine Pilot Program	\$	15,00.00
- Youth Empowerment Strategies for Success – Independent Living Program (YESS-ILP)	\$	22,500.00

5.2 Approval of Memorandum of Understanding with Instituto Tecnologico Superior del Oriente del Estado de Hidalgo ("ITESA"), Mexico

The board approved the memorandum of understanding with Instituto Tecnologico Superior del Oriente del Estado de Hidalgo ("ITESA"), Mexico.

5.3 Approval of Professional Services Agreement with California Coalition of Early & Middle Colleges (CCEMC)

The board approved the professional services agreement with California Coalition of Early & Middle Colleges (CCEMC) as presented.

5.4 Approval of Professional Services Agreement with Evelyn De La Rosa, dba Ray of Sunshine Therapy

The board approved the professional services agreement with Evelyn De La Rosa, dba Ray Of Sunshine Therapy, as presented.

1.5 Approval of Consent Calendar (cont.)

8.4 Approval of Amendment No. 1 to the Professional Services Agreement with Lozano Smith, LLP

The board approved amendment No. 1 to the professional services agreement with Lozano Smith, LLP as presented.

8.5 Approval of Amendment No. 1 to the Professional Services Agreement with Aisha Shelton Adam for Investigation Services

The board approved amendment No. 1 to the professional services agreement with Aisha Shelton Adam for investigation services as presented.

8.6 Approval of Authorization for Board Travel/Conferences

The board approved board travel/conferences as presented.

1.6 Approval of Minutes

It was moved by Ms. Tong and seconded by Mr. Hernandez to approve the minutes of the regular meeting held on July 17, 2023 with the amended request from Mr. Hanna that the minutes included the substitute motion that was put forward by Mr. Hanna during the discussion of Item 5.5 (Adoption of Resolution No. 23-13 Recognizing Muslim Religious Observances and the Muslim Community). The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Ms. Tong and Mr. Yarbrough.

Mr. Tinajero arrived at this time.

2.0 INFORMATIONAL ITEMS AND ORAL REPORTS

2.1 Report from Student President

Ms. Raven Cantoran, Student President, Santa Ana College provided a report to the board.

Mr. Gabriel Lopez, Student President, Santiago Canyon College provided a report to the board.

2.2 Report from Board President

Mr. Crockett chaired the Board Facilities Committee meeting on August 10, 2023.

Mr. Crockett attended SAC's Family Night on August 9, 2023.

Mr. Crockett mentioned he is looking forward to attending convocation at both colleges.

2.3 Board Member Comments

Mr. Hernandez attended the OC Sheriff's Regional Training Academy Graduation – Class # 255 on July 27, 2023

Mr. Hernandez mentioned he was invited to the California Hispanic Chamber of Commerce convention kickoff.

Mr. Hernandez attended the 2023 League of United Latin American Citizens (LULAC) National Convention in New Mexico.

Mr. Hernandez attended the Association of Community College Trustees (ACCT) 2023 Governance Leadership Institute on August 2-4, 2023.

Dr. Arias Miller attended SAC's Family Night on August 9, 2023.

Dr. Arias Miller will be attending the grand opening of the Hawk's Nest Basic Needs Center at SCC on August 17, 2023.

Dr. Arias Miller will participate in the Board Retreat on August 18, 2023.

Dr. Arias Miller mentioned she attended the 2023 Summit on Disability and Inclusion at Chapman University on August 11, 2023.

Mr. Yarbrough thanked staff for the responses to his questions on agenda items from this board meeting.

Mr. Hanna chaired the Community College League of California, Advisory Committee on Legislation on July 10, 2023 and will chair the upcoming meeting August 21, 2023.

Mr. Hanna shared that he will be conducting a session on apprenticeships at the upcoming ACCT Leadership Congress in Las Vegas, NV on October 9-12, 2023.

2.4 Reports from Chancellor

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

2.5 Reports from College Presidents

The following college representatives provided reports to the board:

Dr. Annebelle Nery, President, Santa Ana College

Dr. Jeannie Kim, President, Santiago Canyon College

2.6 Reports from Academic Senate Presidents

The following academic senate representatives provided reports to the board:

Ms. Claire Coyne, Academic Senate President, Santa Ana College
Mr. Craig Rutan, Academic Senate President, Santiago Canyon College (via Zoom)

2.7 Reports from Classified Representative

Ms. Luisa Ruiz, High School Community Outreach Specialist, provided a report to the board.

2.8 Report from Board Safety & Security Committee Chairperson

Mr. Tinajero provided a report on the August 7, 2023 Board Safety & Security Committee meeting.

2.9 Report from Board Facilities Committee Chairperson

Mr. Crockett provided a report on the August 10, 2023 Board Facilities Committee meeting.

3.0 INSTRUCTION

Items 3.1, 3.2, 3.3, 3.8, 3.9, 3.10, 3.11, 3.12, 3.13, 3.14, 3.15, 3.16, 3.17, 3.18, were approved as part of Item 1.5 (Consent Calendar).

3.4 Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Garden Grove Unified School District (GGUSD)

This item was removed from the agenda as voted upon under Item 1.3 (Approval of Additions or Corrections to Agenda).

3.5 Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Legacy College Prep: Ednovate

This item was removed from the agenda as voted upon under Item 1.3 (Approval of Additions or Corrections to Agenda).

3.6 Approval of Dual Enrollment Agreement between RSCCD on behalf of Santa Ana College and Magnolia Science Academy-Santa Ana

This item was removed from the agenda as voted upon under Item 1.3 (Approval of Additions or Corrections to Agenda).

- 3.7 Approval of College and Career Access Pathways (CCAP) Dual Enrollment Partnership Agreement between RSCCD on behalf of Santa Ana College and Samueli Academy
This item was removed from the agenda as voted upon under Item 1.3 (Approval of Additions or Corrections to Agenda).

4.0 BUSINESS SERVICES

All items were approved as part of Item 1.5 (Approval of Consent Calendar)

5.0 GENERAL

All items were approved as part of Item 1.5 (Approval of Consent Calendar)

6.0 RECESS TO CLOSED SESSION

The board convened into closed session at 7:03 p.m. to consider the following items:

6.1 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

6.2 Conference with Legal Counsel: Existing Litigation (pursuant to Government Code Section 54956.9[a]) (3 cases)

1. Rabbii-Rakin, Narges v RSCCD, OC Superior Court Case No. 30-2023-01324938-CU-OE-NJC
2. Raymond Wert v RSCCD OC Superior Court Case No. 30-2022-01273319-CU-OE-NJC
3. Tyler Noland v. RSCCD, Claim No. 619830 Case No. Not Yet Filed

6.3 Conference with Legal Counsel: Anticipated/Potential Litigation (pursuant to Government Code Section 54956.9[b]-[c]) (1 case)

6.4 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)

Continuing Education Faculty Association (CEFA)

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

6.6 Liability Claim (pursuant to Government Code Section 54956.95)

a. Claim #624670

6.7 Student Expulsion (pursuant to Education Code 72122)

Student I.D. #2200774

7.0 RECONVENE FROM CLOSED SESSION

The board reconvened at 8:43 p.m.

7.1 Closed Session Report

Ms. Tong reported during closed session the board discussed public employment, existing litigation, labor negotiations, and employee discipline/dismissal/release and liability claim # 624670 and the board took no action. The board also discussed anticipated/potential litigation and unanimously voted to initiate litigation, the defendants and other particular shall be disclosed upon request once the action has been formally commenced and all defendants are identified. The board unanimously voted to expel a student with student I.D 2200774 pursuant to Education Code 72122.

8.0 HUMAN RESOURCES

Items 8.4, 8.5 and 8.6 were approved as part of Item 1.5 (Consent Calendar).

8.1 People and Culture Docket - Management/Academic

It was moved by Mr. Yarbrough and seconded by Ms. Tong to approve People and Culture - Management/Academic Docket as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Tinajero, Ms. Tong and Mr. Yarbrough.

8.2 People and Culture Classified Docket

It was moved by Ms. Tong and seconded by Mr. Yarbrough to approve People and Culture – Classified Docket as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Tinajero, Ms. Tong and Mr. Yarbrough.

8.3 Rejection of Claim #624670

It was moved by Ms. Tong and seconded by Mr. Yarbrough to approve the rejection of claim # 624670 as presented. The motion carried with the following vote: Aye – Dr. Arias Miller, Mr. Crockett, Mr. Hanna, Mr. Hernandez, Mr. Tinajero, Ms. Tong and Mr. Yarbrough.

9.0 ADJOURNMENT

The next regular meeting of the Board of Trustees will be held on September 11, 2023, at the RSCCD boardroom. There being no further business, Mr. Crockett declared the meeting adjourned at 8:49 p.m.

Respectfully submitted,

Marvin Martinez, Chancellor

Approved: _____
Clerk of the Board

Minutes approved: September 11, 2023