

Regular/Study Session Meeting Board of Trustees Coast Community College District

Date: Wednesday, August 7, 2013

Location: Coast Community College District
Board Room
1370 Adams Avenue
Costa Mesa, California 92626

Time 4:00 p.m. Closed Session
6:00 p.m. Open Session

A G E N D A

- 1. Call to Order**
- 2. Roll Call**
- 3. Opportunity for Public Comment (Closed Session - Items on Closed Session Agenda)**

At this time, members of the public have the opportunity to address the Board of Trustees on any Closed Session item listed in Section 4 of this agenda. Persons wishing to make comments are allowed five minutes per item. A "Request to Address the Board of Trustees" card needs to be completed and filed with the Secretary of the Board of Trustees prior to speaking.

The Board requests that the public speak on matters which are on this agenda at the time that the item is considered by the Board. Public Comment regarding subject matter not on the agenda will be taken at a later point in the agenda. Please note that the Board cannot take action on any items not on the agenda, with certain exceptions as outlined in the Brown Act. Matters brought before the Board that are not on the agenda may, at the Board's discretion, be referred to staff or placed on the next agenda for Board consideration.

It is the intention of the Coast Community College District to comply with the Americans with Disabilities Acts (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the Coast Community College District will attempt to accommodate you in every reasonable manner. Please contact the Secretary of the Board of Trustees at (714) 438-4848 as soon as possible to inform us of your particular needs so that appropriate accommodations may be made.

- 4. Recess to Closed Session**
(Conducted in accordance with applicable sections of California law. Closed Sessions are not open to the public.)

a. Public Employee Performance Evaluation

(Pursuant to *Government Code* Section 54957)

Position: Chancellor

b. Conference with Labor Negotiator

(Pursuant to *Government Code* Section 54957.6)

District Negotiator: Dr. Lorraine Prinsky, Board President

Unrepresented Employee: Chancellor

District Negotiator: Dr. Deborah Hirsh, Vice Chancellor of Human Resources

Employee Groups:

Educational Administrators,

Coast Federation of Classified Employees(CFCE),

Coast Community College Association-California Teachers

Association/National Education Association (CCCA-CTA/NEA),

Coast Federation of Educators/American Federation of Teachers (CFE/AFT),

Unrepresented Employees: Association of Confidential Employees (ACE),

Unrepresented Employees: Coast District Management Association (CDMA)

c. Public Employee Discipline/Dismissal/Release

(Pursuant to *Government Code* Section 54957)

d. Conference with Legal Counsel: Existing Litigation

(Pursuant to sub-section "d-1" of *Government Code* Section 54956.9)

Coast Community College Association vs. Coast Community College District, Public Employment Relations Board Case No. LA-CE-5436-E

Coast Federation of Classified Employees vs. Coast Community College District, Public Employment Relations Board Case No. LA-CE-5682-E

Vector Resources, Inc. vs. Coast Community College District, Orange County Superior Court Case No. 30-2012-00600648

URS Corporation vs. Coast Community College District, Arbitration

Malinni Roeun vs. Coast Community College District, EEOC Charge No. 480-2013-00219

American Fire & Casualty Co. vs. Coast Community College District, Orange County Superior Court Case No. 30-2013-00625449

Rikki Selby vs. Coast Community College District, Orange County Superior Court Case No. 30-2013-00630181

City of Huntington Beach et al. vs. California Director of Finance et al., Sacramento County Superior Court Case No. 34-2013-8000-1441

Vidella Waller vs. Coast Community College District et al., Los Angeles County Superior Court Case No. BC504096

Sandra Basabe vs. Coast Community College District et al., DFEH Case No. 85955-39167

Landmark Site Contractors vs. Coast Community College District, Orange County Superior Court Case No. 30-2013-00638489

Homa Akhondzadeh-Myandoab vs. Coast Community College District et al., Orange County Superior Court Case No. 30-2013-00644987

Coast Federation of Educators vs. Coast Community College District, Public
Employment Relations Board Case No. LA-CE-5808-E
Barbara A. Price vs. California Teachers Association et al., Orange County Superior
Court Case No. 30-2013-00646740
Patton Sales Corp. vs. Anderson Charnesky Structural Steel, Inc. et al, San
Bernardino Superior Court Case No. CIVRS1304252
City of Fountain Valley et al. vs. Matosantos et al., Sacramento County Superior
Court Case No. 34-2013-80001564

e. Conference with Legal Counsel: Anticipated Litigation

Significant exposure to litigation pursuant to sub-section "d-2" of *Government Code* Section 54956.9. Two cases including the following:

Construction Delays at Golden West College
Dispute with Puente Hills Habitat Preservation Authority

f. Conference with Legal Counsel: Anticipated Litigation

Potential initiation of litigation pursuant to sub-section "d-4" of *Government Code* Section 54956.9. Two Cases.

5. **Reconvene Regular Meeting at 6:00 p.m.**
6. **Pledge of Allegiance - Student Trustee Kelly**
7. **Report of Action from Closed Session (if any)**
8. **Public Comment (Items on Open Session Agenda)**

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9. Study Session: Accreditation

Discussion and Possible Action on the Recommendations from the Accrediting Commission for Community and Junior Colleges (ACCJC) Regarding the Accreditation Status of Coast Colleges Following the Comprehensive Accreditation Visits of March 2013 (See Attachment #1a CCC, Attachment #1b GWC and Attachment #1c OCC)

- **Approach and Suggestions for Addressing the ACCJC District Recommendations (See Attachment #2)**
- **Proposed Changes to Board Policies and Administrative Procedures Related to Delegation of Authority (See Attachment #3)**
- **Coordination and Preparation of Follow-Up Reports Due to ACCJC by March 15, 2014 and Follow-Up Visit**

- **Board Self-Evaluation - Methodology and Timeline** (See Attachments #4a and #4b)
- **Goals for 2013-2015**
- **Report from the OCC Faculty Transparency Committee**

10. Discussion and Possible Action on Chancellor's Goals for 2013-2014 (See Attachment #5)

11. District - Approval of Independent Contractor Agreement

IC Name: Beeson, Tayer & Bodine, APC

Services: Facilitate the negotiations between the Coast Federation of Educators /American Federation of Teachers (CFE/AFT) Local 191 and the Coast Community College District.

Payment Schedule/Compensation: NTE \$20,000 for facilitation of negotiation sessions with CFE/AFT for one facilitator per session at \$750 per day plus 50% of reasonable travel expenses. Payment after services rendered and invoiced.

Terms of Agreement: August 6, 2013 – June 30, 2014

Source of Funding: District Funds

12. District - Bid Tabulations and Award of Contract: Orange Coast College Interdisciplinary (IDC) Complex Project; Bid No. 2020 Bid Phase I

Background:

With Measure M funds, this project will construct the first phase of what will ultimately form the Orange Coast College Interdisciplinary Complex. Specifically, this project will construct a new ground-up educational facility, consisting largely of faculty office, lecture classrooms, and computer laboratory spaces within a 75,000 square foot three-story building. This facility will replace the Clark Computing Center (built in 1963), and the Business Education/Science row buildings (built between 1953-1956).

This project was approved by the Division of State Architect (DSA) in August of 2009 and must be under construction no later than August 31, 2013. The District will utilize a multiple-prime delivery model, similar to the Newport Beach Learning Center, with construction of the building being divided into 20 trade categories.

Consistent with Public Contract Code 20122 and Government Code 6066, the District published this advertisement for two successive weeks in *The Times Daily Pilot*. In addition, the District sent a direct announcement to our internal notification list (compiled list of vendors who have requested such notification), Sundt Construction's notification list, published the announcement on the District's website, distributed announcements to construction "plan rooms", and sent a direct notification to 320 registered Disabled Veterans Business Entities (DVBE) that service Orange County.

Contractor "pre-qualification" was mandatory for all trade packages. In order to be deemed qualified to bid on this project, contractors had to:

- a) Meet all "Essential Requirements" for prequalification (e.g. insurance, safety experience, bonding capacity);

- b) Meet or exceed a score of 85 points on the rated questionnaire (e.g. performance based questions);
- c) Demonstrate through reference the minimum required experience on projects of similar size, scope, and complexity;
- d) Demonstrate the financial capacity to perform this project evidenced by contractor's financial statements.

The District received 155 Applications for Contractor Prequalification, of which 51 applicants were located in Orange County, and 6 were located within District boundaries. After review, 107 contractors were deemed to be pre-qualified bidders for this project.

Goal/Purpose:

Construction of the Orange Coast College Interdisciplinary Complex in accordance with the District's Vision 2020 Master Plan.

Comments:

Consistent with the criteria established in the Application for Contractor Pre-Qualification for this project, the District will track the percentage of intra-district residents and Orange County residents. Furthermore, the District will monitor Disabled Veteran Business Enterprise, Women's Business Enterprise, and Minority Business Enterprise participation.

Recommendation Statement:

Bids for five categories were received and opened on July 23, 2013 and the remaining trade categories will be opened on August 8, 2013 and recommended to the Board of award on August 21, 2013.

After review by the Campus Project Team, Senior Director of Facilities and Planning, and Vice Chancellor of Administrative Services, it is recommended by the Chancellor that the Board award to the lowest responsible bidder in Bid Package 1, 4, 17, and 20 for the Orange Coast College Interdisciplinary Complex Project, Bid 2020. Additionally, it is recommended that the Board reject all bidders for Bid Package 3 pending clarification and rebid of the technical specifications related to this trade package.

Furthermore, it is recommended that the President of the Board of Trustees, or designee, be authorized to sign related documents, indicating approval by the Board of Trustees.

<i>Bid Package 1 – SWPPP, Site Maintenance & Temporary Facilities</i>		
1.	Inland Building Construction Co., Inc. 323 South Sierra Way, San Bernardino, CA 92408	\$843,000.00
2.	Heartland Grading, Carlsbad, CA 92010	\$1,282,250.00
3.	Southern California Grading, Inc., Irvine, CA 92606	\$2,200,000.00
4.	Kemp Bros. Construction, Inc. Santa Fe Springs, CA 90607	No Bid
5.	Sanders Construction Services, Inc. Irvine, CA 92630	No Bid
<i>Bid Package 3 - Earthwork & Site Demolition</i>		
	REJECT ALL BIDS	
1.	Southern California Grading, Inc. 16291 Construction Circle East, Ste. A, Irvine, CA 92606	\$650,000.00

2.	Heartland Grading Carlsbad, CA 92010	\$895,700.00
3.	Cattrac Construction, Inc. Fontana, CA 92337	\$1,193,000.00
4.	CS legacy Construction, Inc Chino, CA 91710	No Bid
5.	GCI Construction, Inc. Costa Mesa, CA 92626	No Bid
6.	Kemp Bros. Construction, Inc. Santa Fe Springs, CA 90670	No Bid
7.	Bryan Engineering & Grading, Inc. Anaheim, CA 92801	No Bid
8.	West-Tech Contracting, Inc., Escondido, CA 92025	No Bid
Bid Package 4 – Site Utilities		
1.	Interpipe Contracting, Inc. 10870 Hartley Road, Santee, CA 92071	\$467,370.00
2.	GCI Construction, Inc. Costa Mesa, CA 92626	\$480,933.00
3.	JPI Development Group, Inc. Murrieta, CA 92562	\$545,000.00
4.	Bali Construction, Inc., El Monte, CA 91733	\$550,000.00
5.	Atlas-Allied, Inc. Anaheim, CA 92806	\$658,940.00
6.	R Dugan Construction, Mira Loma, CA 91752	No Bid
7.	West-Tech Contracting, Inc., Escondido, CA 92025	No Bid
Bid Package 17 - Fire Protection		
1.	Millennium Fire Protection Corp. 101 Copperwood Way Ste. H, Oceanside, CA 92058	\$318,950.00
2.	JPI Development Group, Inc. Murrieta, CA 92562	\$339,000.00
3.	Cosco Fire Protection, Inc. Brea, CA 92821	\$355,800.00
4.	Link-Nilsen Corporation, Arcadia, CA 91006	No Bid
5.	Wolverine Fire Protection, Co Santee, CA 92071	No Bid
Bid Package 20 – Electrical, Fire Alarm, IT, AV, Security, Structured		
1.	Gould Electric, Inc. 12975 Brookringer Place Ste. 280, Poway, CA 92064	\$3,742,000.00
2.	Bergelectric Corporation, Escondido, CA 92029	\$4,070,000.00
3.	Dennison Electric, Inc., Los Alamitos, CA 90720	\$4,098,000.00
4.	Zolman Construction & Development, Inc., Irvine, CA 92602	\$4,128,000.00
5.	Baker Electric, Inc. Escondido, CA 92029	\$4,219,000.00
6.	Morrow-Meadows Corporation, City of Industry, CA 91789	\$4,387,000.00
7.	Stronghold Engineering, Inc., Riverside, CA 92501	\$5,127,721.00
8.	Rosendin Electric, Inc., La Palma, CA 90623	No Bid
9.	SASCO Fullerton, CA 92833	No Bid

Fiscal Impact: \$5,371,320

(Measure M – General Obligation Bond Funds)

Master Plan Approved Project

OCC Interdisciplinary (IDC) Complex

OCC Business, Math, Computing Center

13. Approval of Employment Agreement - Chancellor (See Attachment #6)

14. External Auditor Bids Update (See Attachment #7)

15. Public Comment (Items Not on the Agenda)

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16. Adjournment