

Regular/Study Session Meeting

Board of Trustees

Coast Community College District

District Board Room

5:00 p.m. Closed Session, 6:30 p.m. Open Session

Wednesday, October 17, 2012

MINUTES*

A Regular/Study Session Meeting of the Board of Trustees of the Coast Community College District was held on October 17, 2012 in the Board Room at the District Office.

1. Call to Order

President Moreno called the meeting to order at 5:00 p.m.

2. Roll Call

Trustees Present: Moreno, Hornbuckle, Patterson, Prinsky and Grant.
Student Trustee Torre joined the meeting at 6:30 p.m.
Trustees Absent: None

3. Public Comment (Closed Session - Items on Agenda)

There were no requests to address the Board at this time.

4. Recess to Closed Session

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

The Board recessed to Closed Session at 5:02 p.m. to discuss the following items:

a. Public Employee Performance Evaluation (Pursuant to *Government Code* Section 54957)

Position: Chancellor

b. Public Employment (Pursuant to *Government Code* Section 54957 (b)(1))

Public Employment materials are available upon request from the Board of Trustees' Office

1. Classified Management
Administrative Director of Human Resources

c. Public Employee Discipline/Dismissal/Release
(Pursuant to *Government Code* Section 54957)

d. Conference with Legal Counsel: Existing Litigation
(Pursuant to sub-section "a" 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
Damian Rodriguez vs. George Phan et al., Orange County Superior Court Case
No. 30-2011-00445563
Coast Federation of Classified Employees vs. Coast Community College District,
Public Employment Relations Board Case No. LA-CE-5682-E
Coast Federation of Educators vs. Coast Community College District Public
Employment Relations Board Case No. LA-CE-5714-E
Janet Redding vs. California Community Colleges, et al., Sacramento County
Superior Court, Case No. 34-2012-00120487
Haedeh Khamneian vs. Coast Community College District, Office of Administrative
Hearings Case No. 2012070966
Vector Resources, Inc. vs. Coast Community College District, Orange County
Superior Court Case No. 2012-00600648

e. Conference with Legal Counsel: Anticipated Litigation

Significant exposure to litigation pursuant to sub-section "b" of *Government Code* Section 54956.9. Three Cases:

Construction Delays at Golden West College
Claim by Debra von Trapp
Claim filed by Homa Myandoab and Yasmeen Nouri

f. Conference with Legal Counsel: Anticipated Litigation

Potential exposure to litigation pursuant to sub-section "c" of *Government Code* Section 54956.9. One Case

g. Situation Involving a Coastline Community College Student

Pursuant to Section 72122 of the *Education Code*

h. Conference with Labor Negotiator
(Pursuant to *Government Code* Section 54957.6)

Agency Negotiator: Dr. Andrew Jones, Chancellor

Employee Organization:
Educational Administrators

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

Employee Organizations:

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)

5. Reconvene Regular Meeting

The meeting was reconvened by Board President Moreno at 6:40 p.m.

6. Pledge of Allegiance - Trustee Lorraine Prinsky

Trustee Prinsky led the Pledge of Allegiance.

7. Report of Action from Closed Session (if any)

Ms. Julie Frazier-Mathews, Secretary of the Board of Trustees, reported that for Item 1.04b. Public Employment, on a motion by Trustee Prinsky, seconded by Trustee Grant, the Board voted unanimously to approve the personnel item. (See Appendix page 9)

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle and Grant
Noes: None
Absent: Student Trustee Torre
Abstain: None

Ms. Frazier-Mathews also reported that for Item 1.04d, Haedeh Khamneian vs. Coast Community College District, Office of Administrative Hearings Case No. 2012-070966, on a motion by Trustee Patterson, seconded by Trustee Grant, the Board voted unanimously to approve the settlement agreement.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle and Grant
Noes: None
Absent: Student Trustee Torre
Abstain: None

Additionally, it was reported that for Item 1.04d., Vector Resources, Inc. vs. Coast Community College District, Orange County Superior Court Case No. 2012-00600648, on a motion by Trustee Hornbuckle, seconded by Trustee Patterson, the Board voted unanimously to authorize a response to the complaint.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle and Grant
Noes: None
Absent: Student Trustee Torre
Abstain: None

Also, on a motion by Trustee Grant, seconded by Trustee Patterson, the Board voted unanimously to hire legal counsel of Callahan and Blaine.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle and Grant
Noes: None
Absent: Student Trustee Torre
Abstain: None

Lastly, for Item 1.04e Conference with Legal Counsel: Anticipated Litigation, Homa Myandoab and Yasmeen Nouri, and other related claim by Vahid Rezazdeh, on a motion by Trustee Grant, seconded by Trustee Patterson, the Board voted to deny both claims.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle and Grant
Noes: None
Absent: Student Trustee Torre
Abstain: None

8. Public Comment (Open Session)

At this time, Dr. Eduardo Arismendi-Pardi, Dr. Vesna Marcina and Ms. Jamie Blair addressed the Board regarding Community Education. Dr. Martha Parham addressed the Board regarding Measure M, and Ms. Ann Nicholson addressed the Board regarding Resolution #12-36 Employee Recruitment.

9. Ceremonial Resolution Honoring Mr. Jack Shaw

On a motion by Trustee Patterson, seconded by Trustee Hornbuckle, the Board voted to present Mr. Shaw with a Ceremonial Resolution honoring him for his many contributions to the El Viento Foundation.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle, Grant and Student Trustee Torre
Noes: None
Absent: None
Abstain: None

10. Ceremonial Resolution Honoring Dr. Sylvia M. Jenkins

On a motion by Trustee Hornbuckle, seconded by Trustee Prinsky, the Board voted to accept the Ceremonial Resolution congratulating Dr. Jenkins on being named the fifth president of Moraine Valley Community College.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle, Grant and Student Trustee Torre
Noes: None
Absent: None
Abstain: None

11. Board of Trustees' Resolution #12-36 Employee Recruitment

After an overview of the resolution by Chancellor Jones, clarification by District Legal Counsel, Dr. Jack Lipton, and discussion by the Board, on a motion by Trustee Moreno, seconded by Trustee Grant, the Board voted to approve Resolution#12-36, Employee Recruitment.

Motion carried with the following vote:

Ayes:	Trustees Moreno, Patterson, Prinsky, Hornbuckle, Grant and Student Trustee Torre
Noes:	None
Absent:	None
Abstain:	None

12. Review of Board Directives Log

The Board discussed Item 3 on the Board Directives Log, Report on Plans for Community Education, specifically requesting the Chancellor to provide clarification in his report on the types of community education classes being proposed.

13. Board Retreat Discussion

Board members discussed the format and proposed topics for the Board Retreat scheduled for November 26, 2012. It was agreed that there was no need for an outside facilitator for this retreat based on the internal topics to be covered. Based on feedback, the Board President suggested the retreat agenda be brought back to the next Board Meeting for finalization and approval.

14. Approval of Employment Agreement, President, Coastline Community College

15. Approval of Employment Agreement, President, Golden West College

16. Approval of Employment Agreement, President, Orange Coast College

17. Approval of Employment Agreement, Vice Chancellor of Finance and Administrative Services

18. Approval of Employment Agreement, Vice Chancellor of Human Resources

On a motion by Trustee Hornbuckle, seconded by seconded by Trustee Grant, the Board voted to approve the Employment Agreements for the President of Coastline Community College, the President of Golden West College, the President of Orange Coast College, the Vice Chancellor of Finance and Administrative Services and the Vice Chancellor of Human Resources effective July 1, 2012, as listed in Agenda Items 14-18. The Board President, or designee, is authorized to sign the Agreement and any related documents, indicating approval by the Board of Trustees.

Motion carried with the following vote:

Ayes:	Trustees Moreno, Patterson, Prinsky, Hornbuckle, Grant and Student Trustee Torre
Noes:	None
Absent:	None
Abstain:	None

19. **Study Session**

- **Shared Governance**

Board President Moreno opened the Study Session and moved the topic of Shared Governance forward.

Dr. Jack Lipton, District General Counsel, gave a presentation on Shared Governance, and answered questions from Board Members and students. Lengthy discussion took place regarding the involvement of students (with the Student Trustee serving on the Board, District Student Council, Student Government organizations and participating on governance committees), classified staff (through the Union) and faculty (through Academic Senates). Clarification was also provided regarding the role of students in amending or grading policies according to Title 5. Dr. Lipton clarified that this referred to students' involvement in making changes to policies at the college level, and not grading instructors' policies. Brown Act meeting requirements for holding student government meetings were also discussed with clarification being given on the unforeseeable emergency situations that would preclude student involvement.

- **Accreditation**

i. Review and Discussion of Current Draft of Functional Map Delineating Roles and Responsibilities of the District Office and the Colleges

Chancellor Jones commented on the outstanding collaboration and cooperation between the colleges and the District Office, indicating that the colleges have done a great job obtaining required documentation. He explained the format of the Functional Map, indicating that the Board Accreditation Committee would be familiar with the information as they had been very involved in the process, and indicated that approximately 90% had been completed, although it was still a work in progress.

The Trustees reviewed each portion of the Functional Map draft in detail and extensive conversation took place. Board members discussed the format of the map, and suggested some verbiage changes. The Chancellor and Vice Chancellor Hirsh provided clarification on some questions raised by the Trustees. Dr. Lipton questioned whether the format for references to Accreditation standards in the report could be revised to make them clearer.

ii. Review and Discussion of Most Recent Drafts of College Institutional Evaluations

The three college self-evaluation drafts were then reviewed by the Board. The Chancellor indicated that the colleges had done an extraordinary job in researching and closing the loop in any areas needing improvement. He added that accreditation should be continuous improvement and that we should always be in self study mode, looking at our processes and ways to improve. Board members made some suggestions to the format of the self-evaluation drafts including possible standardization between the colleges of the certification pages and the college mission statements. It was commented that the Board Accreditation Committee meets regularly year-round and had been very supportive of the accreditation process. Lengthy discussion took place between the Trustees and representatives from the colleges involved in compiling the self evaluation reports, and some revisions were suggested.

CFE President, Dean Mancina, addressed the Board with some comments on the accreditation process, indicating that he had not been interviewed during this process. Questions that he raised regarding funding for conferences and professional development were addressed by Vice Chancellor Hirsh.

Trustees expressed their appreciation to Vice Chancellor Serban and all those who had worked so hard on this process and compiling these reports. As Dr. Serban was not present at the meeting, it was requested that she be provided with an audio tape of the study session. Final versions of the Self-Evaluation reports will be presented to the Board at the November 7, 2012 Board Meeting.

20. Adjournment

On a motion by Trustee Hornbuckle, seconded by Trustee Prinsky, the Board voted to adjourn the meeting at 10:01 p.m.

Motion carried with the following vote:

Ayes: Trustees Moreno, Patterson, Prinsky, Hornbuckle, Grant and Student
Trustee Torre

Noes: None

Absent: None

Abstain: None

Secretary of the Board of Trustees

**The Student Trustee of the Coast Community College District is provided with an advisory vote to the Board of Trustees, per Board Policy 2015. As such, the Student Trustee's votes recorded within these minutes are advisory only in nature and are not counted in the final outcome of each action taken by the Board. Additionally, per Board Policy 2015, the Student Trustee does not participate in Closed Session meetings of the Board, therefore, votes reported from Closed Session will not include a reference to the Student Trustee.*

APPENDIX

A. Public Employment..... Page 9

Classified Management

In accordance with Board policies and procedures, the following Classified Management Staff are recommended for appointment to advertised positions; these include promotions, new hires, and retiree;

<u>NAME</u>	<u>LOC</u>	<u>Title</u>	<u>Start Dt.</u>	<u>Plcmt.</u>
Andrews, James	DIST	Admin. Director of Human Resources	11/12/12	G-32-05