

REGULAR MEETING MINUTES*

Board of Trustees Coast Community College District

Via Telephone

4:00 p.m. Closed Session, 5:00 p.m. Open Session

Wednesday, August 17, 2022

A Regular Meeting of the Board of Trustees of the Coast Community College District was held on August 17, 2022 via telephone.

1.00 Preliminary Matters

1.01 Call to Order

Board President Hornbuckle called the meeting to order at 4:00 p.m.

1.02 Roll Call

Trustees Present: Trustees Hornbuckle, Moreno, Parker, Patterson and Prinsky

Trustees Absent: Student Trustee Fuentes-Perez joined the meeting at 5:00 p.m.

1.03 Public Comment (Items on Closed Session Agenda)

There were no requests to address the Board.

1.04 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 to discuss the following:

a. Public Employee Discipline/Dismissal/Release

Pursuant to *Government Code* Section 54957(b)(1)

b. Conference with Legal Counsel: Existing Litigation

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

Coast CCD et al. vs. Commission on State Mandates, California Supreme Court Case No. S262663

Angie de la Paz vs. Coast Colleges, Orange County Superior Court Case No. 30-2020-01166473

Angela Bell vs. Coast CCD, Orange County Superior Court Case No. 30-2021-01184221

Stanislav Dubrovskiy vs. Coast CCD, Arbitration

Stanislav Dubrovskiy vs. Coast CCD, Public Employment Relations Board Case No. LA-CE-6636-E

Tom Tran vs. Coast CCD, Department of Fair Employment and Housing Case No. 2021-05-1359112

Williams vs. Orange Coast College, U.S. Office for Civil Rights Case No. 09-21-2357

Richard Melim vs. Coast CCD, Equal Employment Opportunity Commission Case No. 480-2022-00190

Workers' Compensation Appeals Board ("WCAB") Cases:

Anthony Bryant vs. Coast CCD, WCAB Case No. 12007849

Thomas Flood vs. Coast CCD, WCAB Case No. 9347588

Ildefonso Flores vs. Coast CCD, WCAB Case No. 11921849

Francisco Fonseca, Sr. vs. Coast CCD, WCAB Case No. 7699536

Constance George vs. Coast CCD, WCAB Case No. 9152145

Rafael Herrera vs. Coast CCD, WCAB Case No. 15985980

Vincent Martinez vs. Coast CCD, WCAB Case No. 10547972

Elizabeth Ann Myers vs. Coast CCD, WCAB Case No. 12704896

Phuong Phan vs. Coast CCD, WCAB Case No. 15039592

Thai Pham vs. Coast CCD, WCAB Case No. 11064970

Lim Schramm vs. Coast CCD, WCAB Case No. 11409468

Elizabeth Sykes vs. Coast CCD, WCAB Case No. 8672113

c. Public Employment

Pursuant to *Government Code* 54957(b)(1)

1. Approval of Appointment of Full Time Faculty
2. Ratification of Appointment of Substitutes, Academic Staff
3. Ratification of Appointment of Part Time Faculty
4. Approval of Appointment of Educational Administrators
5. Approval of Appointment of Classified Management
6. Approval of Appointment of Classified Staff
Administrative Assistant to the Vice President
7. Approval of Appointment of Confidential Staff
8. Approval of Reclassification and Reorganization/Reassignment, Classified Staff
9. Ratification of Temporary Out of Class Assignments, Classified Management
10. Ratification of Project-Specific Assignment, Classified Management
11. Ratification of Temporary Out of Class Assignments, Classified Staff
Café Specialist
Instructional Food Services Event Coordinator
Instructional Food Services Hospitality Coordinator

- 12. Ratification of Project-Specific Assignment, Classified Staff
 - Administrative Assistant II
 - Contract Education Associate Senior
 - Human Resources Generalist
 - Instructional Assistant
 - IT Cyber Security Analyst

d. Conference with Labor Negotiator

Pursuant to *Government Code* Section 54957.6

District Negotiators:

Dr. Marco Baeza, Vice Chancellor Human Resources

Dr. John Weispfenning, Chancellor

Crystal Crane, Executive Director Human Resources (for CCCA-CTA/NEA)

Employee Groups:

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),

Classified Managers and Educational Administrators

1.05 Reconvene to Open Session

The meeting was reconvened by Board President Hornbuckle at 5:00 p.m.

1.06 Report of Action in Closed Session

General Counsel, Dr. Jack Lipton, reported the following action from Closed Session:

For **Item 1.04 c. Public Employment**, on a motion by Trustee Prinsky, seconded by Trustee Patterson, the Board voted to approve and ratify the public employment items.

(See Appendix pages13-15)

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson and Prinsky

Noes: None

Abstain: None

Absent: None

1.07 Public Comment

Rob Schneiderman addressed the Board.

2.00 Informational Reports, Matters for Review, Discussion and/or Action

2.01 Authorization under Brown Act, Government Code § 54953(e), for Conducting Board Meetings Remotely Due to the COVID-19 Emergency Because Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees

On a motion by Trustee Prinsky, seconded by Trustee Parker, the Board voted to continue to conduct meetings remotely with the intention of resuming meeting in-person with the September 21, 2022 Board Meeting.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	Trustee Moreno

2.02 Workers' Compensation Self-Insured Open Claims: Annual Status Report

The Board reviewed the annual status report and Julie Hallsted, Director of Risk Services, responded to Trustees' questions.

2.03 Student Debt Forgiveness

Dr. Andreea Serban, Vice Chancellor of Educational Services and Technology, presented a report providing information on student debt relief. \$4.5 million in federal COVID-19 Higher Education Emergency Relief Fund (HEERF) allocations were identified to pay off and forgive outstanding debt that students accumulated at Coastline College, Golden West College, and Orange Coast College from spring 2020 through spring 2022.

2.04 Board Meeting Dates

The Board reviewed upcoming meeting dates.

2.05 Meetings and Conferences of the AACC, ACCT, CCLC and CCCT

The Board reviewed upcoming Meetings and Conferences of the AACC, ACCT, CCLC and CCCT.

2.06 Board Directives and Reports Log

On a motion by Trustee Hornbuckle, seconded by Trustee Moreno, the Board voted to add an update report on Student Debt Forgiveness to the September 21, 2022 agenda.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

3.00 Consent Calendar (Items 4.01 - 18.01)

Item 6.01 DIS - Instructional Material Fees was pulled for discussion.

On a motion by Trustee Moreno, seconded by Trustee Prinsky, the Board voted to approve the balance of the Consent Calendar as revised.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

Following discussion, on a motion by Trustee Prinsky, seconded by Student Trustee Fuentes-Perez, the Board voted to approve Item 6.01 DIS - Instructional Material Fees.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

19.00 Discussion Calendar

20.00 Approval of Non-Standard Agreements in Excess of \$99,100

20.01 DIS - Non-Standard Consultant Services Agreement with Townsend Public Affairs, Inc.

On a motion by Trustee Moreno, seconded by Trustee Prinsky, the Board voted to approve the Consultant Services Agreement with Townsend Public Affairs, Inc.

Townsend Public Affairs, Inc. provided local, state, and federal advocacy services. The firm represented the Coast Community College District on public policy matters pertaining to community colleges at the State Capitol in Sacramento, CA, and in Washington, DC. The firm supported District management and Trustees in developing and implementing legislative strategies, building relationships with elected and appointed officials, tracking proposed legislation, coordinating advocacy trips, communicating District positions to policymakers, and supporting the work of the Board Legislative Affairs Committee and Orange County Legislative Task Force.

Term: May 1, 2022 - April 30, 2025

Fiscal Impact: \$6,550 per month paid with legislative advocacy funds.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

20.02 DIS - Non-Standard Third Amendment to the Power Purchase and Storage Services Agreement with Solar Star Coastal Pirate, LLC

On a motion by Trustee Prinsky, seconded by Trustee Parker, the Board voted to approve the third amendment to the Power Purchase and Storage Services Agreement with Solar Star Coastal Pirate, LLC.

On December 11, 2019, the Board approved a Power Purchase and Storage Services Agreement (PPA) with Solar Star Coastal Pirate, LLC., an affiliate of SunPower Corporation, for the design, installation, and operation of a 2.8MW solar photovoltaic carport system and 2MW battery storage system at Orange Coast College. As a condition of receiving the Permit to Operate the new Generating Facility inclusive of the solar photovoltaic panels and Tesla battery storage system from Southern California Edison, Orange Coast College was required to upgrade to a new 3-way padmount gas switch at the main electrical house as noted in the Facilities Financing and Ownership Agreement. This Amendment modified the utility rate, identified in Schedule C of the PPA, to cover the costs of the civil work associated with the equipment upgrade.

Term: December 12, 2019 - December 31, 2022

Fiscal Impact: No cost to the District

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

20.03 DIS - Non-Standard Renewal Agreement with Ready Education Inc.

On a motion by Trustee Parker, seconded by Trustee Moreno, the Board voted to approve the Renewal Agreement with Ready Education Inc.

Since June 2017, all three colleges used a mobile application to enable the colleges to provide timely and relevant information to students and to enable students to access and share information pertaining to academics, deadlines, activities, communities, and other products including the learning management system Canvas. The renewal agreement ensured the continuity of utilizing the mobile application by all three colleges.

Term: August 17, 2022 – August 16, 2025

Fiscal Impact: \$75,000 per year paid with general and categorical funds.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

21.00 Revenue Generating Agreements/Contracts Over \$99,100

21.01 DIS - Funded Program

On a motion by Trustee Patterson, seconded by Trustee Prinsky, the Board voted to approve participation in the following funded program and the revision to the contract:

Coast Community College District received a Modified Participation Agreement for the FY 2021-22 Strong Workforce Regional Funds from the California Community College Chancellor's Office via Rancho Santiago Community College District. The July 2022 modification included the Launching a Talent Pipeline project for additional funding in the amount of \$251,855. All other terms remained unchanged.

Fiscal Impact: Coast Community College District received \$747,555 (increased from 495,700) from January 1, 2021 - June 30, 2023. No matching funds required.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

22.00 Ratification/Approval of General Items of Business

22.01 OCC, GWC and CCC - Ratification of Non-Standard Program Agreements with Second Harvest Food Bank of Orange County

On a motion by Trustee Moreno, seconded by Trustee Patterson, the Board voted to ratify the Non-Standard Program Agreements with Second Harvest Food Bank of Orange County.

The College Pantry Program with Second Harvest Food Bank of Orange County provided support to District-wide students' basic needs of food insecurity through food donations from Second Harvest.

Term: July 1, 2022 – June 30, 2025

Fiscal Impact: No fiscal impact to the District

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes: None
Abstain: None
Absent: None

22.02 GWC - Ratification of Non-Standard Service Activation Agreement with Mackey LLC (Career Snapshot)

On a motion by Trustee Parker, seconded by Student Trustee Fuentes-Perez, the Board voted to ratify the Non-Standard Service Activation Agreement with Mackey LLC (Career Snapshot). Career Snapshot provided career labor market information on the Golden West College website.

Term: August 3, 2022 - June 30, 2023

Fiscal Impact: \$5,500 paid with Strong Workforce Regional funds

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes: None
Abstain: None
Absent: None

22.03 DIS - Ratification of Job Specification for position of Instructional Associate - Art/Ceramics

On a motion by Trustee Prinsky, seconded by Trustee Parker, the Board voted to ratify the new job specification effective August 17, 2022, for the position of Instructional Associate - Art/Ceramics. The District Office of Human Resources had submitted the new job specification for ratification by the Board as a result of the reorganization process.

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes: None
Abstain: None
Absent: None

22.04 DIS - Approval of Executive Educational Administrator Employment Agreement (Dr. Vincent Rodriguez)

On a motion by Trustee Moreno, seconded by Student Trustee Fuentes-Perez, the Board voted to approve the Executive Educational Administrator Employment Agreement for Dr. Vincent Rodriguez, President of Coastline Community College, with an annual salary of \$268,830 commencing on July 1, 2023 and ending on June 30, 2026.

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes: None
Abstain: None
Absent: None

22.05 DIS - Approval of Amendments to Executive Educational Administrator Employment Agreements for Fiscal Year 2022-2023

On a motion by Trustee Moreno, seconded by Trustee Parker, the Board voted to approve the Amendments to the Executive Educational Administrator Employment Agreements to the following salaries: Dr. Marco Baeza- \$299,959, Marlene Drinkwine- \$289,206, Tim McGrath- \$299,959, Dr. Vincent Rodriguez- \$268,830, Dr. Andreea Serban- \$299,959, and Dr. Angelica Suarez- \$299,959.

Motion carried with the following vote:

Ayes: Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes: None
Abstain: None
Absent: None

22.06 DIS - Approval of District's 2024-2028 Five Year Construction Plan

On a motion by Trustee Moreno, seconded by Student Trustee Fuentes-Perez, the Board voted to approve the submittal of Coast Community College District's 2024-2028 Five-Year Construction Plan to the California Community Colleges Chancellor's Office.

The Five-Year Construction Plan (FYCP) was an annual document required by the State Chancellor's Office for every California Community College District in the State. Included in the FYCP were upcoming projects in which the District might pursue State funding assistance.

The proposed FYCP included the same four Initial Project Proposals (IPPs) previously submitted with escalated budgets. Preliminary analysis suggested these projects could be viable candidates for state funding, and upon approval of the IPP they would become eligible to compete for funding as Final Project Proposals (FPPs). The projects were as follows:

- Orange Coast College PE Complex Replacement: \$32,946,689 project that would receive \$16,722,550 in state funding;
- Orange Coast College Fine & Performing Arts Replacement: \$49,898,180 project that would receive \$25,320,230 in state funding;
- Golden West College Instructional Building Replacement: \$45,426,524 project that would receive \$23,187,131 in state funding;
- Golden West College Performing Arts Replacement: \$28,884,462 project that would receive \$14,634,789 in state funding.

The proposed FYCP included the following two previously submitted Final Project Proposals (FPPs) which upon approval from the State, would become eligible for future state funding:

- Golden West College PE Complex Replacement: \$39,546,559 project that would receive \$20,075,806 in state funding;
- Orange Coast College Skills Lab Replacement: \$18,106,019 project that would receive \$9,177,623 in state funding.

Fiscal Impact: No fiscal impact for plan submission

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

22.07 DIS - Approval of Emergency Conditions Recovery Plan

On a motion by Trustee Parker, seconded by Trustee Prinsky, the Board voted to approve the District's Emergency Conditions Recovery Plan.

On June 14, 2022, the California Community Colleges Chancellor's Office sent a memorandum regarding the 2022-23 Covid-19 Emergency Conditions Allowance Application due September 1, 2022. Districts which submitted the application and had their application approved would have their apportionment for 2022-23 calculated based on the final California resident full-time equivalent students used to calculate the 2019-20 recalculation apportionment. The District estimated that it would receive an additional \$9 million in funding in 2022-23 and 2023-24 if it applied and was approved. One of the requirements of the application was the development and submission with the application of an Emergency Conditions Recovery Plan, approved by the Board.

Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

23.00 Approval of Minutes

23.01 DIS - Minutes

On a motion by Trustee Moreno, seconded by Trustee Patterson, the Board voted to approve the Minutes of the Regular Meeting of August 3, 2022.

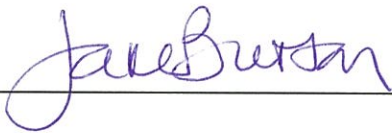
Motion carried with the following vote:

Ayes:	Trustees Hornbuckle, Moreno, Parker, Patterson, Prinsky and Fuentes-Perez
Noes:	None
Abstain:	None
Absent:	None

24.00 Close of Meeting

24.01 Adjournment

Trustees acknowledged Chancellor Weispenning's final Board Meeting, thanked him for his years of dedicated service to the District, and wished him well in his retirement. The meeting was adjourned at 6:02 p.m. in memory of Bob Wetzel and Patrick McMaster.



Jane Burton
Secretary of the Board

**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

	Pages
Public Employment.....	13-15

APPENDIX

Public Report of Personnel Actions Taken by the Board of Trustees in Closed Session

1. Approval of Appointment of Full Time Faculty

In accordance with Board Policies and Administrative Procedures, the following academic staff are recommended by the Vice Chancellor of Human Resources for appointment for service. Employment and payment for services will follow upon notification that all required documents have been completed and filed. Salary placement may be revised upon presentation of evidence of additional education and/or experience:

None

2. Ratification of Appointment of Substitutes, Academic Staff

Part Time Faculty Substitutes

It is recommended by the Vice Chancellor of Human Resources that the following individuals be appointed as substitutes, pursuant to *Education Code* Section 87482.5 and subject to Board Policies governing such appointments, to be paid \$48.601/hr based on the part-time faculty daily miscellaneous teaching rate for services rendered during the 2021-22 academic year.

CCC

Cordovil, Heather

Discipline

Adapted Fitness (Summer)

OCC

Moniz, Pamela

Discipline

Biology

3. Ratification of Appointment of Part Time Faculty

It is recommended by the Vice Chancellor of Human Resources that the following appointments be ratified for:

SUMMER 2022

Appointments for the period of 06/13/22-08/19/22

GWC

Little Zermeno, Antonio

Discipline

Coaching

The following **GWC Part-time Police Academy** Instructors to be paid hourly rates based on the Administration of Justice "C" salary schedule. Assignments are for the period 07/01/22 to 06/30/23:

Tran, Claire

4. Approval of Appointment of Educational Administrators

In accordance with Board Policies and Administrative Procedures, the following academic administrative staff are recommended by the Vice Chancellor of Human Resources for appointment for service during the period shown below. Employment and payment for services will follow upon notification that all required documents have been completed and filed. The following educational administrators are recommended for appointment for service during the period shown below, subject to subsequent Board approval of the respective employment agreements.

None

5. Approval of Appointment of Classified Management

In accordance with Board Policies and Administrative Procedures, the following Classified Management are recommended by the Vice Chancellor of Human Resources for appointment to advertised positions; these include promotions, new hires, and rehires:

None

6. Approval of Appointment of Classified Staff

In accordance with Board Policies and Administrative Procedures, it is recommended by the Vice Chancellor of Human Resources that the following Classified Staff are recommended for appointment to advertised positions:

<u>Name</u>	<u>LOC</u>	<u>Title</u>	<u>Start Dt</u>	<u>Vacancy #</u>
Hardy, Carmella	OCC	Administrative Assistant to the Vice President	08/22/22	O-046-2

7. Approval of Appointment of Confidential Staff

In accordance with Board Policies and Administrative Procedures, the following Confidential Staff are recommended for appointment to advertised positions:

None

8. Approval of Reclassification and Reorganization/Reassignment, Classified Staff

It is recommended by the Vice Chancellor of Human Resources that the following changes for Classified Staff be ratified:

None

9. Ratification of Temporary Out of Class Assignments, Classified Management

It is recommended by the Vice Chancellor of Human Resources that the following changes for Classified Management working temporarily Out of Class (minimum of 7.5% differential) be ratified:

None

10. Ratification of Project-Specific Assignment, Classified Management

It is recommended by the Vice Chancellor of Human Resources that the following changes for Classified Management working in a Project-Specific Assignment (7.5% differential) be ratified:

None

11. Ratification of Temporary Out of Class Assignments, Classified Staff

It is recommended by the Vice Chancellor of Human Resources that the following changes for Classified Staff working temporarily Out of Class (minimum of 7.5% differential) be ratified:

<u>Name</u>	<u>LOC</u>	<u>From</u>	<u>To</u>	<u>Start Dt</u>	<u>End Dt</u>
Boyer, Kelli	OCC	Café Assistant	Café Specialist	08/01/22	10/31/22
Pham, Jason	OCC	Café Specialist	Instructional Food Services Hospitality Coordinator	08/01/22	10/31/22
Yeung, Michelle (Men)	OCC	Café Specialist	Instructional Food Services Event Coordinator	07/25/22	10/31/22

12. Ratification of Project-Specific Assignment, Classified Staff

It is recommended by the Vice Chancellor of Human Resources that the following changes for Classified Staff working in a Project-Specific Assignment (7.5% differential) be ratified:

<u>Name</u>	<u>LOC</u>	<u>Title</u>	<u>Project-Specific Assignment</u>	<u>Start Dt</u>	<u>End Dt</u>
Barba, Nakia	OCC	Instructional Assistant	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	08/01/22	10/31/22
Guray, Minerva	CCC	Contract Education Associate Senior	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	07/01/21	06/30/22
Hernandez, Laura	GWC	Administrative Assistant II	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	07/01/22	09/30/22
Kiefer, Jill	GWC	Division Coordinator	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	07/01/22	09/30/22

Extension of End Dates for Out of Class Special Assignments

<u>Name</u>	<u>LOC</u>	<u>Title</u>	<u>Project-Specific Assignment</u>	<u>Extend From</u>	<u>Extend To</u>
Gorman, Danny	DIST	IT Cyber Security Analyst	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	07/01/22	09/30/22
Morales, Margaret	DIST	Human Resources Generalist	Temporary duties that are not fixed and prescribed to the assigned position that exceed five working days.	07/01/22	09/30/22