

Regular Meeting
Board of Trustees
Coast Community College District
District Board Room

5:00 p.m. Closed Session, 6:30 p.m. Regular Meeting

June 17, 2009

MINUTES

A Regular Meeting of the Board of Trustees of the Coast Community College District was held on June 17, 2009 in the Board Room at the District Office.

1.00 Procedural Matters

1.01 Call to Order

Board President Jim Moreno called the meeting to order at 5:01 p.m.

1.02 Roll Call

Trustees Present: Jim Moreno, Jerry Patterson, Mary Hornbuckle, Walter Howald,
Lorraine Prinsky and Student Trustee Robert Lane

Trustees Absent: None

1.03 Public Comment (Open Session – Items on Agenda)

There were no requests to address the Board during Public Comment.

1.04 Recess to Closed Session

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

1.04.01 Public Employment (Pursuant to Government Code 54957 (b)(1))

1. Faculty Special Assignments
2. Substitute Faculty
3. Full time Faculty
4. Part time Faculty
5. Classified Staff
 - a. Contract Ed Operations Coordinator, Senior, Temporary
 - b. Nursing Innovation Grant Clerk, Intermediate, Temporary
 - c. Workforce Specialist, Temporary
 - d. CTE Community Collaborative Grant Coordinator, Temporary
 - e. Workforce Specialist, Temporary
6. Classified Temporary Assignments
7. Hourly Staff
8. Substitute Classified
9. Clinical Advisors
10. Student Workers
11. Interim Associate Vice Chancellor of Educational Services

1.04.02 Conference with Labor Negotiator (Pursuant to Government Code 54957.6)
Agency Negotiator: Dr. Joseph Quarles, 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)

1.04.03 Conference with Legal Counsel: Existing Litigation (Pursuant to sub-section "a" of Government Code Section 54956.9)

Morgenstern v. Orange Coast College et al, Orange County Superior Court Case No. 30-2008-00109222
Zandieh v. Coast Community College District, Orange County Superior Court Case No. 30-2008-0108991
Orellana v. Coast Community College District, Orange County Superior Court Case No. 30-2008-00114631
Lewis v. Coast Community College District et al. Orange County Superior Court Case No. 30-2008-114263
Steidinger v. Coast Community College District, Orange County Superior Court Case No. 30-2008-109197
Coast Federation of Classified Employees v. Coast Community College District ("Me too" Grievance)
Campbell v. Coast Community College District (CFCE Arbitration)
Sleep v. Coast Community College District (CCCA-CTA/NEA)
Chambers v. Coast Community College District (CCCA-CTA/NEA)
Warwick v. Coast Community College District (CFE)
Jasser v. Coast Community College District (CFE Grievance)

1.04.04 Conference with Legal Counsel: Anticipated Litigation (Pursuant to sub-section "c" of Government Code Section 54956.9)
Potential initiation of litigation - 1 Case

1.04.05 Conference with Legal Counsel: Anticipated Litigation (Pursuant to sub-section "b" of Government Code Section 54956.9)
Significant exposure to litigation: Claim filed by Jeannette Faber
Significant exposure to litigation: Claim filed by Leon Kimball

1.04.06 Conference with Legal Counsel: Anticipated Litigation
(Pursuant to sub-section "b" of Government Code Section 54956.9)
Significant exposure to litigation - 1 Case

1.05 Reconvene Regular Meeting

The Board reconvened to Open Session of the Meeting at 6:30 p.m.

1.06 Pledge of Allegiance

Trustee Howald led the Pledge of Allegiance to the United States of America.

1.07 Report of Action in Closed Session

It was reported by Christian Teeter, Secretary of the Board of Trustees that on a motion by Mr. Patterson and seconded by Ms. Hornbuckle, the Board voted unanimously to approve Item 1.04.01 Public Employment, as it appears in the Agenda.

Motion carried with the following vote:

| | |
|---------|--|
| Aye: | Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle |
| No: | None |
| Absent: | None |

1.08 Public Comment – Open Session (Items on the Agenda)

Jamie Blair, OCC, addressed the Board and recommended that a Steering Committee is established to oversee the budget cuts.

1.09 Resolution Acknowledging Orange Coast College’s 2009 Championship Baseball Team

It was moved by Ms. Hornbuckle and seconded by Mr. Patterson to adopt Resolution #09-30 acknowledging Orange Coast College’s 2009 Championship Baseball Team.

Motion carried with the following vote:

| | |
|---------|--|
| Aye: | Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle |
| No: | None |
| Absent: | None |

1.10 Acceptance of Retirements

The Board expressed appreciation and congratulations to the following retirees with 10 or more years of service to the Coast Community College District:

Administrator

Dees, Robert Vernon, OCC, President, retirement effective 06/30/09.

Faculty

Blackburn, Brian W., GWC, Instructor, Automotive Technology, retirement effective 06/01/09.

Walker, David B., GWC, Instructor, Diesel Technology, retirement effective 05/28/09.

Classified

Frutos, Rene, OCC, Groundskeeper II, retirement effective 03/13/09.

Higgins, William J., DIST, Lead Mechanic, retirement effective 07/11/09.

Matthews, Lillian B., CCC, Corporate Developer, retirement effective 07/01/09.

White, Douglas R., DIST, Computer Operator, retirement effective 06/20/09.

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to accept these retirements.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle

No: None

Absent: None

2.00 General Information and Reports

2.01 Informative Reports

(Oral reports shall be limited to a maximum of three minutes. If requested and provided to the Board during the oral report, a written report shall be included as part of the public record. These reports generally will cover issues such as past and upcoming activities, student enrollment, budgetary issues, student concerns, and employee concerns)

2.01.01 Report from the Chancellor

Acting Chancellor Ding-Jo Currie provided a report to the Board.

2.01.02 Reports from the Presidents

The following college presidents or designee provided reports to the Board:

Wes Bryan, Golden West College (GWC)

Acting President, Cheryl Babler, Coastline Community College (CCC)

Bob Dees, Orange Coast College (OCC)

2.01.03 Reports from the Officers of Student Government Organizations

The following representatives provided reports on behalf of the student government organizations:

Kris Cutting, Student Senate, Orange Coast College

David Lopez, Associated Students, Golden West College

2.01.04 Reports from the Academic Senate

The following Academic Senate Presidents provided reports to the Board:

Diane Restelli, Golden West College (GWC) Academic Senate President

Eduardo Arismendi-Pardi, Orange Coast College (OCC) Academic Senate President

Cheryl Stewart, Coastline Community College (CCC) Academic Senate President

2.01.05 Reports from Employee Representative Groups

Reports were presented by:

Barbara Price, President, Coast Community College Association/California Teachers Association-National Education Association (CCCA/CTA-NEA)
Dean Mancina, President, Coast Federation of Educators (CFE)
Neal Kelsey, Executive Director, Coast Federation of Classified Employees (CFCE)
Michael Mandelkern, President, Coast District Management Association (CDMA)

2.01.06 Reports from the Board of Trustees

Board members provided individual reports.

2.01.07 Reports from the Board Committees

Ms. Hornbuckle provided a report on the Audit Committee, and Mr. Howald provided reports on the Career and Technical Education Committee and the Land Development Committee.

2.02 Matters for Review, Discussion and/or Action

2.02.01 Review of Board Meeting Dates

The Board reviewed the scheduled Board Meeting dates presented in the June 17, 2009 Agenda.

Trustees Mary Hornbuckle and Jerry Patterson indicated they would be unable to attend the Board Meeting scheduled for August 5, 2009.

2.02.02 Consideration of Association of Community College Trustees (ACCT) & California Community Colleges League (CCLC) Meeting and Conferences

The Board reviewed the meeting dates and conferences listed for the ACCT and CCLC.

2.02.03 Opportunity for the Board to Review the Board Directives Log

Following review and discussion of the Board Directives Log, Dr. Currie asked that items #6 and #8, as they correspond to the items listed on the Board Directives Log on the June 17, 2009 Agenda, be reported out at the September 16, 2009 Board Meeting.

2.02.04 Opportunity for the Board of Trustees to Review Policy 040-11-2 "Identity Theft Prevention"

Bill Kerwin, Risk Services, presented Policy 040-11-2 "Identity Theft Prevention" for review by the Board.

2.02.05 Opportunity for the Board of Trustees to Review the Orange Coast College President Profile

Following review and discussion of the Orange Coast College President Profile, suggestions for changes were made. Dr. Currie indicated she would consult with the search committee and bring the profile back for further review.

2.03 Review of Buildings and Grounds Reports

The Board reviewed the Buildings and Grounds Reports as presented in the June 17, 2009 Agenda.

2.04 Review of Quarterly Financial Status Report

The Board reviewed the Quarterly Financial Status Report.

3.00 Consent Calendar

Following review, the following items were removed from the Consent Calendar for discussion:

1. Travel Authorizations for Daniel S. Kuo and Georgie H. Monahan under Item 3.02 of the Agenda. The trip scheduled by Mr. Kuo was cancelled and the funding source for Ms. Monahan's trip was stated incorrectly.
2. Clinical Contract for Cedars-Sinai Medical Center under the Renewal section of Item 3.03.08 of the Agenda.
3. Independent Contractor Agreement with John M. Breihan under Item 3.05.04 of the Agenda.
4. All Independent Contractor Agreements in Items 3.05.01 through 3.05.03 of the Agenda.

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to approve the Consent Calendar, with the exception of the items removed for discussion.

Motion carried with the following vote:

| | |
|---------|--|
| Aye: | Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle |
| No: | None |
| Absent: | None |

It was moved by Mr. Patterson and seconded by Ms. Hornbuckle to approve the Travel Authorization for Ms. Monahan under Item 3.02 of the Agenda with the change that funding for the trip would come from the President's Conference Travel fund.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Acting Chancellor Dr. Currie advised the Board that the Clinical Contract for Cedars-Sinai was stated as a Renewal under Agenda Item 3.03.08, whereas it should have stated it was an amendment to the two previously approved contracts with Cedars-Sinai.

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to approve the amendment to the existing Clinical Contracts with Cedars-Sinai.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Acting Chancellor Dr. Currie addressed the Board to clarify that the contract for Mr. Breihan was not an Independent Contractor Agreement but an Interim Vice Chancellor Contract Agreement.

It was moved by Mr. Patterson and seconded by Ms. Hornbuckle to approve the Interim Vice Chancellor Contract Agreement with Mr. John Breihan under Agenda Item 3.05.03.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Acting Chancellor Dr. Currie explained that the reason for pulling all the Independent Contractor Agreements in Items 3.05.01 through 3.05.03 of the Agenda was to point out to the Board the amended language in the Agreement that is part of the District's continued efforts to update various District Standard Agreements.

It was moved by Mr. Patterson and seconded by Ms. Hornbuckle to approve the Independent Contractor Agreements under Agenda Items 3.05.01 through 3.05.03 with the amended language.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.00 Action Items

4.01 Approval of Agreements – Coastline Community College

4.01.01 Approve an Amendment to an Agreement between the Kendall/Hunt Publishing Company and the Coast Community College District to Design and Produce a Physical Geology Online Course and Textbook/Workbook

It was moved by Mr. Howald and seconded by Ms. Hornbuckle to approve the Amendment to the Agreement between the Kendall/Hunt Publishing Company and the Coast Community College District to design and produce the Physical Geology Online Course and Textbook/Workbook. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the amendment to the agreement.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: None

4.01.02 Approve Agreement between Business Empowerment, Inc. (DBA Dale Carnegie Training of Orange County) and the Coast Community College District to provide Dale Carnegie Training

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to approve the Agreement between Business Empowerment, Inc. (DBA Dale Carnegie Training of Orange County) and the Coast Community College District for the term of June 18, 2009 through June 30, 2011. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Income to District will vary between \$165 and \$215 per enrollment

4.01.03 Approve Agreement between NCS Pearson, Inc. and the Coast Community College District to Operate as a Controlled Testing Center

It was moved by Mr. Howald and seconded by Ms. Hornbuckle to approve the Agreement between NCS Pearson, Inc. and the Coast Community College District authorizing Coastline to operate as a Controlled Testing Center for the administration of the Millers Analogies Test (MAT) from June 18, 2009 until terminated by either party. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Income to District: \$25 per test administered

4.01.04 Approve Agreement Addendum between Mobile Modular Management Corporation and the Coast Community College District to Lease a Commercial Coach Modular Unit

It was moved by Mr. Howald and seconded by Mr. Moreno to approve the Agreement Addendum with Mobile Modular Management Corporation and the Coast Community College District for the lease of one 48x60 HCD (NonStd) Commercial Coach Modular Unit for the term of July 1, 2009 through June 30, 2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Monthly rent is \$1,599

4.01.05 Authorization to Approve an Agreement with the County of Orange and the Coast Community College District to provide Workforce Investment Act Approved Training

It was moved by Mr. Moreno and seconded by Mr. Lane to approve the Agreement between County of Orange and Coast Community College District to provide Workforce Investment Act (WIA) services to eligible participants as determined through the Orange County One-Stop Delivery Center for the term of July 1, 2009 to December 31, 2011. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Income to District \$363,792; In-kind consideration of \$188,000

4.01.06 Authorization to Amend an Existing Sublease between City of La Habra, and the Coast Community College District for the Purpose of Leasing Space for the Youth Program at the Orange County One-Stop Center – Westminster Site

It was moved by Mr. Howald and seconded by Mr. Lane to approve the Amendment to an Agreement between the City of La Habra and the Coast Community College District for the City of La Habra for the term of June 1, 2009 through September 30, 2009, at which time they will revert to the previous space and terms in the original sublease Agreement. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Monthly rent of \$2,545.61

4.01.07 Authorization to Approve Agreement between the County of Orange and the Coast Community College District to Operate the Orange County One-Stop Center - North

It was moved by Mr. Patterson and seconded by Mr. Moreno to approve the Agreement between the County of Orange and the Coast Community College District for the period of July 1, 2009 through June 30, 2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: The County of Orange will reimburse Coastline Community College \$3,361,559 for operation of these programs.

4.01.08 Authorization to Approve Agreement between the County of Orange and the Coast Community College District to Operate the Orange County One-Stop Center - South

It was moved by Mr. Patterson and seconded by Mr. Howald to approve the Agreement between the County of Orange and the Coast Community College District for the period of July 1, 2009 through June 30, 2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: The County of Orange will reimburse Coastline Community College \$3,053,382 for operation of these programs.

4.02 Approval of Agreements – Golden West College

4.02.01 Approve Agreement with Streaming Media Hosting for Video Streaming

It was moved by Ms. Hornbuckle and seconded by Mr. Lane that the Board approve the agreement with Streaming Media Hosting for video streaming of P.O.S.T. Case Law Today series, from July 1, 2009 through June 30, 2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: \$8,555.40; paid from New Media Auxiliary funds.

4.03 Approval of Agreements – Orange Coast College

4.03.01 Approve Amendment to Agreement between Follett Higher Educational Group, Inc. and the Coast Community College District to Amend Sections 8.2 and 15.2
4.03.02

Speaker, Helen Hawthorne, addressed the Board in opposition to the Amendment to the Agreement between Follett Higher Educational Group, Inc. and the Coast Community College District.

It was moved by Mr. Patterson and seconded by Mr. Lane to continue this Item to a later date so that the parties would have time to review additional information.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Orange Coast College to receive a one-time amount of \$75,000 upon execution of this amendment.

4.03.02 Approve Agreement with CI Solutions-Card Integrators Corporation and the Coast Community College District to provide a Service maintenance and license agreement for the student photo Identification system and hardware for the period July 1, 2009, through June 30, 2010

It was moved by Ms. Hornbuckle and seconded by Mr. Moreno that the Board approve the Agreement between CI Solutions-Card Integrators Corporation and the Coast Community College District to provide a service maintenance and license agreement for the student photo identification system and hardware. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: \$1,917.00 to be paid from general funds.

4.04 Approval of Agreements – District

4.04.01 Authorization to Enter into a Professional Services Agreement between Strata Information Group, Inc. (SIG) and Coast Community College District

It was moved by Mr. Patterson and seconded by Mr. Moreno that authorization be given to enter into a Professional Services Agreement between SIG and the Coast Community College District for the purpose of providing the Project Voyager computer software solutions for the District such as the Banner 8 Upgrade Support for the term July 1, 2009, through June 30, 2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: The District will incur varying purchase-order-based costs for individual projects, depending upon the scope of work needed by project to be based on \$170.00 per hour for any work under this agreement and within the term of the agreement. \$50,000 from General Funds.

4.04.02 Authorization to Enter into an Agreement Renewal between Coast Community College District and Mandate Resource Services to Provide Claim Preparation Services

It was moved by Ms. Hornbuckle and seconded by Mr. Howald that authorization be given to enter into an Agreement Renewal between Coast Community College District and Mandate Resource Services to provide mandated cost claim preparation services for Fiscal Year 2009-2010. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: The cost of this service is \$8,000 and is fully reimbursable.

4.04.03 Approval by the Board of Trustees for a Motion Presented by the Orange County Department of Education

It was moved by Mr. Patterson and seconded by Mr. Howald that this item be continued and placed on the Agenda for the July 15, 2009 Board Meeting so that it could be reviewed by General Counsel.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.04.04 Approve Agreement between InterSchola and the Coast Community College District for the Purpose of Disposal of Surplus Equipment

It was moved by Ms. Hornbuckle and seconded by Mr. Patterson that the Board approve the Agreement between InterSchola and the Coast Community College District for the disposal of surplus equipment. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: None

4.04.05 Authorization to (1) Approve Blackboard Master Terms, (2) Enter Into Blackboard Vista On-line Learning System Software License and Services Agreement and (3) Enter into Blackboard Hosting Services Addendum

It was moved by Mr. Howald and seconded by Ms. Hornbuckle that the Board approve these agreements with Blackboard. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: \$254,740 from General funds

4.04.06 Authorization to enter into a Dedicated Access Service Agreement between Time Warner Cable and Coast Community College District

It was moved by Mr. Moreno and seconded by Mr. Patterson that the Board approve this dedicated access service agreement with Time Warner. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: \$47,520, payable at \$1,980 per month from General Funds for the 24-month contract.

4.04.07 Authorization to enter into a Loan Servicing Agreement between ACS Education Services, Inc. and the Coast Community College District

It was moved by Ms. Hornbuckle and seconded by Mr. Lane to approve authorization to enter into a Loan Servicing Agreement between the Coast Community College District and ACS Education Services for the term of June 18, 2009 through June 17, 2012. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: Each campus shall pay a minimum monthly service fee of \$300, for a total of \$10,800 per/year for three years. Possible increased costs per Exhibit "B" fee schedule depending upon volume of services performed.

4.04.08 Authorization to enter into a Master Equity Lease Agreement between Enterprise Rent-A-Car Company of Los Angeles and the Coast Community College District, Pursuant to City of Tulare Bid No. 06-422 Master Terms and Conditions

It was moved by Ms. Hornbuckle and seconded by Mr. Moreno that the Board approve a Master Equity Lease Agreement between Enterprise Rent-a-Car of Los Angeles and the Coast Community College District pursuant to the master terms and conditions of City of Tulare Bid No. 06-422, for the purpose of leasing seven vehicles, including full maintenance coverage, for a term of five years. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: The total cost of this lease will be the sum of \$228,648.25, payable in the annual sum of \$45,729.65, from District General Funds.

4.04.09 Authorization to Enter into Memorandum of Understanding between Newport-Mesa Unified School District and the Coast Community College District

This item was pulled at the request of Acting Chancellor Currie.

4.05 Buildings and Grounds Approvals

4.05.01 Bid Tabulations and Award of Contract: Coastline College Center Restoration of Exterior Metal Panels; Bid No. 1967

It was moved by Mr. Patterson and seconded by Mr. Moreno to award a contract with Painting and Décor LTD as the lowest qualified base bid of \$108,500 as shown below. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

| | <u>Base Bid</u> |
|--|------------------|
| 1. Painting and Décor LTD | \$108,500 |
| P.O. Box 5926, Orange, CA 92863 | |
| 2. A.J. Fistes Corporation, Long Beach, CA 90806 | \$159,600 |
| 3. Industrial Coating & Restoration, Oceanside, CA 92054 | \$209,730 |
| 4. C.T. Georgiou Painting Co., Wilmington, CA 90744 | \$219,000 |
| 5. Newton Painting, San Pedro, CA 90731 | \$250,000 |
| 6. Kitson Specialty Contracting Inc., Santa Fe Springs, CA 90670 | \$260,750 |

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: \$108,500 (Campus Auxiliary Funds)
 Master Plan Approved Project

4.05.02 Authorization to Enter into a Lease Agreement with Mobile Modular Management; Coastline Community College Parent Education Program

It was moved by Ms. Hornbuckle and seconded by Mr. Moreno that a contract be awarded to Mobile Modular Management Corporation in accordance with Public Contract Code Section 20652 (Purchase Through Public Corporation without Advertising for Bid). The Board was requested to approve the lease of a modular building utilizing the Santa Ana Unified School District Piggyback Bid No. 14-05. It was further

recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

- 1. 24 Month Lease Contract #220000738.1 \$15,383.00
(1 Classroom, 12x24 DSA)

This additional classroom is for the Parent Education Program.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: \$15,383.00 (General Funds)

4.05.03 Approve Change Order No. 1; Orange Coast College Sailing Center Remodel; Bid No. 1940

It was moved by Mr. Howald and seconded by Ms. Hornbuckle to approve Change Order No. 1 to Orange Coast College Sailing Center Remodel; Bid No. 1940. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Agreement and any related documents.

These changes are necessary for the following reasons:

Telecu Corporation

- 1. Raise the Eights Bay Sectional Door (found condition) \$ 990
- 2. Credit for Aluminum Storefront Doors <\$ 1,500>
- 3. Second Layer of Roof Underlayment \$ 1,200
- 4. Emergency Phone Conduit \$ 425
- 5. Plaza Concrete Revision \$ 16,247
- 6. Patch and Texture Existing Walls \$ 1,000
- 7. Install Circuit Breakers \$ 727
- 8. Install Fire Alarm Horn \$ 500
- 9. Install Additional Roof Drains \$ 3,000
- 10. Install Furred Wall per Bulletin 10 \$ 1,000
- 11. Install Additional Lathe & Plaster per Bulletin 28 \$ 3,650
- 12. Swing Change at Door 110 \$ 600
- 13. Frame Shaft in Northwest Corner of Fours Bay (found condition) \$ 709
- 14. Install Flatstock \$ 1,200
- 15. AT & T Site Concrete Repair \$ 2,250
- 16. Site Concrete Repair Bulletin No. 23 Includes PCH Sidewalk \$ 11,887
- 17. Add Stainless Steel Coping \$ 4,872
- 18. Add Notched Channel at Stair No. 1 \$ 776
- 19. Extend Stainless Steel Railing at Stair No. 1 \$ 1,000
- 20. Connect Existing Guard Rail to New Stairs \$ 520
- 21. Install Three Shop Windows \$ 2,500
- 22. Unforeseen Demolition Work \$ 2,200
- 23. Add Concrete Under the Existing Stairs \$ 500
- 24. Add Concrete Between Shop and Stairs \$ 3,400
- 25. Demolish Concrete Footing at Seawall (found condition) \$ 2,132
- 26. Install 27 Foot of Channel Drain \$ 2,700

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| 27. | Add Slurry to Cover Fire and Electrical Pipe | \$ 2,000 |
| 28. | Relocate Lockers to Prevent Conflict in Door Swings | \$ 250 |
| 29. | Correction to Bent Radius Steel in Second Floor | \$ 15,000 |
| 30. | Paint Second Floor Classrooms | \$ 4,254 |
| 31. | Install Densboard for Water Protection | \$ 552 |
| 32. | Correct Found Condition by Deepening Footing | \$ 7,250 |
| 33. | Stabilization of Soil Under Footing (found condition) | \$ 3,100 |
| 34. | Stabilization of Existing Curb at Parking Lot (found condition) | \$ 1,300 |
| 35. | Delete Exterior Paint from Contract | <\$2,100> |
| 36. | Add Relief Air Valve Per Bulletin No. 7 | \$ 3,200 |
| 37. | Add Ventilation Fan Per Bulletin No. 11 | \$ 3,827 |
| 38. | Seismic Joint Revision to Drywall | \$ 795 |
| 39. | Install Soffit Framing Per Bulletin No. 13 | \$ 927 |
| 40. | Add Drywall Tape to 2 nd Floor Classroom | \$ 927 |
| 41. | Add Drywall Behind Electrical Boxes in Fours Bay | \$ 244 |
| 42. | Additional Taping and Sanding Behind Electrical Boxes | \$ 328 |
| 43. | Fur, Add Drywall and Tape North Elevation of Room 107 | \$ 1,988 |
| 44. | Tape and Sand South Elevation of 2 nd Floor Classroom | \$ 644 |
| 45. | Tape and Sand Additional Portions of 2 nd Floor Classroom | \$ 344 |
| 46. | Install Drywall on 2 nd Floor | \$ 1,054 |
| 47. | Tape in Existing 2 nd Floor Rooms | \$ 707 |
| 48. | Install New Sill and Jamb Flashing | \$ 858 |
| 49. | Install Drywall Per 11/24/08 E-mail | \$ 1,610 |
| 50. | Add a Tamper Switch | \$ 250 |
| 51. | Sandblast and Seal Concrete Plaza (To protect concrete from Rowing Shells) | \$ 4,948 |
| 52. | Retrofit Brackets for Sunshade (found condition) | \$ 1,200 |
| 53. | Repair to Seismic Joint (found condition) | \$ 3,100 |

Almost all of the change order items were completed on a "time and materials" basis. The contractor was directed to do the work then each day the DSA inspector or Construction Manager signed off on the daily tickets. This resulted in some of the items above seeming to be the same work but the work was performed on different days.

Contract Amount: \$2,753,000 (C.O. 1: 4.46% Increase)
Total Change Orders: \$123,042

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: \$123,042 (Measure C – General Obligation Bond Fund)
 Master Plan Approved Project
 OCC Upgrade Sailing Center

4.05.04 Authorization for Addendum No. 6; Bundy-Finkel Architects; Orange Coast College Sailing Center Upgrade

It was moved by Mr. Howald and seconded by Mr. Moreno to approve Addendum No. 6 for additional architectural services for the Orange Coast College Sailing Center Upgrade. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the addendum to the agreement.

The scope of service is to include the following tasks:

- | | | |
|----|--|---------|
| 1. | Additional Services for Existing Issues along PCH Review and provide plan for waterproofing issues along PCH and retaining walls. | \$1,536 |
| 2. | Additional Structural Services for Plate Embed Design Additional services needed by structural engineer to fix the plate embed design issues caused by contractor. | \$2,275 |
| 3. | Additional Electrical Engineering Services | \$1,500 |
| 4. | Additional Construction Administration Additional construction administration services needed for the extension of the project from original March 2009 completion date to final closeout by June 30, 2009. | \$7,650 |
| 5. | Additional Reimbursable Expenses Additional fee for printing, mailing, etc. through DSA project closeout. | \$ 900 |

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: \$13,861 (General Obligation Bond Fund/Measure C)
 Master Plan Approved Project
 OCC Upgrade Sailing Center
 ADA & Women’s Locker Room

4.05.05 Approval and Submission of the 2011–2015 Five-Year Construction Plan; Orange Coast College, Golden West College, Coastline College, and the District

It was moved by Mr. Howald and seconded by Ms. Hornbuckle to approve and submit the 2011-2015 Five-Year Construction Plan; Orange Coast College, Golden West College, Coastline College, and the District. It was further recommended that the President of the Board of Trustees, or designee, be authorized to sign the Five-Year Construction Plan and any related documents.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
 No: None
 Absent: None

Fiscal Impact: No Impact

Master Plan: This is in accordance with the District’s Master Plan

4.06 General Items of Business – Coastline Community College

None

4.07 General Items of Business – Golden West College

4.07.01 Authorization to Conduct a Short-Term Study Abroad Program in History in London, England, June 26 – July 26, 2010

It was moved by Mr. Lane and seconded by Ms. Prinsky that authorization be given to enter into a standard travel contractor agreement to conduct a Study Abroad Program in History in London, England from June 26 – July 26, 2010.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Fiscal Impact: No cost to the District. No replacement cost for faculty assigned to the program. All payments by trip participants for travel services shall be made to the service provider who shall account to CCCD for the total cost of the trip as well as the faculty's salary.

4.08 General Items of Business – Orange Coast College

4.08.01 Authorization to Change Signatories for the Orange Coast College Union Bank accounts effective July 1, 2009

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to authorize the change of signatories for the Orange Coast College Union Bank accounts effective July 1, 2009.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.09 General Items of Business – District

The Board recessed the Regular Meeting at 8:55 p.m.

The Board reconvened the Regular Meeting at 9:05 p.m.

4.09.01 Public Hearing on Coast Community College District Tentative Budget for 2009-2010

1. The Public Hearing was opened at 9:06 p.m. by Board President Moreno.

2. Staff Report on Tentative Budget

Acting Chancellor Dr. Currie and Vice Chancellor C.M. Brahmbhatt presented the Board with a report of the Tentative Budget.

3. Public Testimony

Tamar Goldman spoke in favor of the Budget Guiding Principles presented by Acting Chancellor Dr. Currie and asked the Board to adopt them.

Dr. Eduardo Arismendi-Pardi addressed the Board as a private citizen and member of the faculty of Orange Coast College regarding concerns of managerial hiring practices of open positions.

Dean Mancina addressed the Board over concerns with items of the proposed Tentative Budget.

4. Board of Trustees' Comments

Board President Moreno commented that this was a very tough process and he was grateful to the leadership of those who have taken part in the budget discussions during this unsettling time.

5. The Public Hearing was closed at 9:47 p.m.

4.09.02 Approve Coast Community College District Tentative Budget for 2009-2010

It was moved by Mr. Patterson and seconded by Mr. Howald to approve the Coast Community College District Tentative Budget for 2009-2010 with the 7 Budget Recommendations as listed in the Agenda of June 17, 2009 and that due to planning and preparation time that the Budget Recommendations begin to take place September 15, 2009.

Motion carried with the following vote:

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|---------|--|
| Aye: | Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle |
| No: | None |
| Absent: | None |

4.09.03 Authorization for District to Enter Into Meet and Confer and Negotiations with All Employee Groups

It was moved by Mr. Moreno to authorize the Chancellor to meet with all of the employee groups on potential reductions in salaries, work conditions, benefits, or compensation for all employees for FY 2010-2011, and create a schedule to meet and discuss items for consideration and report back at the September 2, 2009 meeting. Mr. Moreno indicated that by the time discussions were started, the state would have their numbers down and there would be some basis to work from. The time would allow the parties to meet and discuss potential areas to be cut, and bring back a schedule to the Board for further discussions.

Following additional discussion Mr. Moreno amended his motion to add that the language in the motion be reviewed by the Chancellor and General Counsel, and to report back at the next Board meeting with a new recommended motion.

All previous motions were withdrawn.

It was moved by Mr. Howald and seconded by Ms. Hornbuckle to amend the motion made by Mr. Moreno to continue this Item to the July 15, 2009 Board Meeting and in the meantime the Chancellor was authorized to meet with General Counsel and Employee Groups to develop a plan and a more substantive motion to come back to the July Board Meeting.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: Mr. Patterson
Absent: None

4.10 Personnel Action Items

4.10.01 Authorization to Approve Salary Schedules for 2009-2010

It was moved by Mr. Patterson and seconded by Mr. Moreno to approve the salary schedules as presented with the additional statement that if the legislature or governor approved the COLA retroactive for fiscal years 2008/09 and 2009/10, such compensation would be promptly distributed to COLA eligible employees.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.11 Resolutions

4.11.01 Coast Community College District Board of Trustees Resolution #09-31 Budget Transfers

It was moved by Ms. Hornbuckle and seconded by Mr. Howald to adopt Resolution #09-31, Budget Transfers.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.11.02 Coast Community College District Board of Trustees Resolution #09-32 Adoption of Resolution to Participate in the State Capital Outlay Program Budget Year 2011-2012

It was moved by Mr. Howald and seconded by Mr. Hornbuckle to adopt Resolution #09-32 to participate in the State Capital Outlay Program Budget Year 2011-2012.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.11.03 Coast Community College District Board of Trustees Resolution #09-33 Adoption of Resolution to Participate in the State Capital Outlay Program Budget Year 2011-2012

It was moved by Mr. Howald and seconded by Mr. Hornbuckle to adopt Resolution #09-33 to participate in the State Capital Outlay Program Budget Year 2011-2012.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

4.12 Approval of Minutes

It was moved by Mr. Howald and seconded by Mr. Patterson to approve the Minutes of the following meetings:

- Special Meeting of May 18, 2009
- Regular Meeting of May 20, 2009
- Regular Meeting of May 20, 2009

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

5.00 Public Comment (Items not on the Agenda)

There were no requests to address the Board during Public Comment.

The Board recessed the Regular Meeting for Closed Session at 11:02 p.m.

The Board reconvened the Regular Meeting at 12:04 a.m.

It was reported by Christian Teeter, Secretary of the Board of Trustees, that on a motion by Mr. Patterson and seconded by Ms. Hornbuckle, the Board voted to approve the Tolling Agreement with Plato Learning.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle
No: None
Absent: None

Mr. Teeter also reported that the Board voted to reject the claim as listed in Item # 1.04.05 of the Agenda as follows:

Conference with Legal Counsel: Anticipated Litigation (Pursuant to sub-section "b" of Government Code Section 54956.9)

Significant exposure to litigation: Claim filed by Jeannette Faber

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle

No: None

Absent: None

6.00 Adjournment

There being no further business, it was moved by Mr. Howald and seconded by Ms. Hornbuckle that the meeting be adjourned.

Motion carried with the following vote:

Aye: Mr. Moreno, Mr. Patterson, Mr. Howald, Dr. Prinsky, and Ms. Hornbuckle

No: None

Absent: None

The meeting was adjourned at 12:07 a.m.

Secretary of the Board of Trustees