

**BOARD OF TRUSTEES
LONG BEACH COMMUNITY COLLEGE DISTRICT**

**Minutes of Meeting of
November 11, 2003**

The meeting of the Board of Trustees of the Long Beach Community College District, County of Los Angeles, California, was held in Building I, Liberal Arts Campus, 4901 East Carson Street, Long Beach, on November 11, 2003.

CALL TO ORDER

The meeting was called to order at 4:10 p.m., the items to be discussed in closed session were announced and the meeting was adjourned to closed session.

The meeting was reconvened in open session at 5:05 p.m., in the Board Room, Building I, Liberal Arts Campus. President McNinch reported that, in closed session, no action was taken.

PLEDGE OF ALLEGIANCE

Victor Collins led the Pledge of Allegiance.

ROLL CALL

Present: President McNinch, Vice President Kellogg, Member Clark,
Member Polsky, Member Uranga, Student Trustee Dominguez

WELCOME AND INTRODUCTIONS

President McNinch welcomed everyone to the meeting.

APPROVAL OF MINUTES

President McNinch: Is there a motion for approval of the minutes of October 28, 2003?

It was moved by Member Kellogg, seconded by Member Uranga, that the minutes of the meeting of October 28, 2003, be approved as distributed. The motion carried, all voting aye.

ORDERING OF THE AGENDA

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

President McNinch: We will take Pat McKean and his Journalism students right after “Ordering of the Agenda,” and I would like to excuse myself from 5.1, page 8 of 11, line 14, because if I vote on that particular person that constitutes a conflict of interest, since they are a renter of mine. Thank you.

ACADEMIC AFFAIRS

Journalism Awards

Pat McKean: Good evening!

Thanks to all of you for allowing me to take some time during a busy agenda. Special thanks to Dr. Callahan for inviting us tonight.

I am pleased to inform you that City magazine and Viking newspaper students earned 23 awards at the Journalism Association of Community Colleges southern section conference Saturday, Oct. 18 at Cal State Fullerton.

Kindly hold your applause until our list is complete:

Duke Rescola captured first place in on-the-spot editorial writing.

Another first place honor went to Viking students Chaim Adler, Rick Devereux and Justin Brakefield for a mail-in informational graphic.

Joseph Franklin earned a second place plaque for on-the-spot feature photo, while the magazine staff earned a second for cover design.

Third-place honors went to John Taylor for a newspaper feature photo, the City staff for design and to Rick Devereux for a magazine profile article.

Rick Devereux also gained fourth place for another magazine profile and Manuel Chapeton took fourth for a magazine opinion piece.

Newspaper honorable mentions went to:

Terry Greene for an editorial;

Tracy McDannald for a sports story;

Andrew George for a feature photo;

Chani Craig for a bring-in photo;

and Duke Rescola for on-the-spot headline writing.

Magazine honorable mentions were earned by:

Patricia Rawlinson for a profile;

Sergio Garcia for an opinion;

Angelica Hernandez for a photo;

and Anieska Timms, Duke Rescola and Christina Barany for three news-features.

Rachel Nead and Kevin Aguilar’s photo essays and another photo essay by the City staff also attained honorable mention status.

(applause)

The magazine was advised by Cees Kendall, Mike Jacobs, Evan Ballinger and Joe Ponepinto, while Jim Truitt co-advises the newspaper with me. Journalism faculty members Nancy Redmond and Javier Mendoza also are attending tonight.

Thank you! I would like to introduce Mike Jacobs.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Mike Jacobs: I want to introduce two students, Rick Devereux, editor in chief of the magazine, and, Larry Wood, photo editor, who will give the Board copies of the 2002 magazine. Our 2003 issue will be published in January.

McKean: I would like to ask Viking students Duke Rescola and Chaim Adler to present to Dr. Kehoe bound copies of the Viking from the last two school years.

Dr. Kehoe: Thank you so much.

REPORT OF BOARD OF TRUSTEES

Resolution, Governing Board Member Election

It was moved by Member Clark, seconded by Member Uranga, that the Board adopt Resolution 111103A ordering a Governing Board Member election on April 13, 2004, and setting forth the specifications of the election order.

The motion carried, all voting aye.

Governing Board Election Calendar – April 13, 2004

The calendar for the April 13, 2004, Governing Board Member election was presented to the Board of Trustees for information.

Resolution, Candidates' Statements – Governing Board Member Election

It was moved by Member Clark, seconded by Member Uranga, that the Board adopt Resolution 111103B pertaining to candidates' statements for the April 13, 2004, Governing Board Member election.

The motion carried, all voting aye.

Approval of 2004 Calendar of Board Meetings

It was moved by Member Kellogg, seconded by Member Polsky, that the Board of Trustees approve the following Calendar of Meetings of the Board of Trustees for 2004:

CALENDAR OF BOARD MEETINGS – 2004
5:00 P.M. - TUESDAYS
CLOSED SESSION – 4:00 P.M.

January 20, 2004	LAC
February 17, 2004	PCC
March 9, 2004	LAC
March 23, 2004	LAC (Study Session)
April 13, 2004	LAC
May 11, 2004	LAC
May 25, 2004	PCC
June 22, 2004	LAC (Budget Workshop)
July 13, 2004	LAC (Study Session)

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

August 24, 2004	LAC (Budget Workshop and Public Hearing)
September 7, 2004	PCC
September 21, 2004	LAC
October 12, 2004	LAC
October 26, 2004	LAC (Study Session)
November 9, 2004	PCC
December 14, 2004	LAC

Liberal Arts Campus (LAC)
I Building, Rm. 101
4901 East Carson Street
Long Beach, CA 90808

Pacific Coast Campus (PCC)
FF107 (Dyer Assembly Room)
1305 East Pacific Coast Hwy.
Long Beach, CA 90806

The motion carried, all voting aye.

Committee Reports

There were no Committee Reports.

STUDENT TRUSTEE

Natalie Dominguez: Good evening members of the Board of Trustees, Superintendent-President Kehoe, college administrators, and members of the audience.

The Long Beach City College Women's Water Polo Team continues their domination with an overall record of 25 victories to one loss. The Lady Vikings are undefeated in conference with a (9-0) record and recently beat Chaffey College to become conference champions. The women's team is currently ranked number one in the state. The LBCC Lady Vikings will go on to compete at regionals and hopefully state competitions next week. Good Luck Ladies!

The Outstanding LBCC Women's Soccer Team concludes their regular season with an overall record of (17-0) and are still currently ranked number one in the nation. The Lady Vikings won conference and finished with a record of (12-0). For the first time in LBCC history the Women's Soccer Team went untied and undefeated in conference games. The soccer team did not allow one goal to be scored at any conference game. The Lady Vikings will go on to compete at regional and state competitions. I'd like to congratulate the women's team and wish them well on their upcoming games.

The Student Senate will host an Entrepreneur Day Event at the Liberal Arts Campus tomorrow from 9 a.m. to 4 p.m. This event will grant students, staff, and faculty an opportunity to sell various types of items on campus as long as they are appropriate.

The Associated Men Students will be hosting a special screening and discussion of "Two Towns of Jasper," a documentary about the murder of James Byrd, Jr., by a group of three men who chained him to a truck and dragged him to his death. The documentary was filmed by two film crews and discusses the aftermath of the murder. The film will be played in the Nordic Lounge at the Liberal Arts Campus from 5:30-9 p.m. and, due to

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

the graphic nature of the film, the AMS asks that those in attendance be at least 18 years of age.

The Associated Women Students in collaboration with the Student Health & Psychological Services and the Women & Men’s Resource Center will be hosting “Coping with the Holiday,” a forum that will help students cope with the pressures of the holiday season. The forum will be held on November 12th from 11 a.m. to 1 p.m. at LAC and on November 13th from 12-2 p.m. at PCC.

The OLE or On-Line Experience is now ready to for use. LBCC Students will now be able to register for classes for spring 2004 online. Last week letters went out to students which contained their student pin numbers assigned registration dates. The schedule of classes will be available tomorrow at both campuses and at seven-eleven stores in the area. The online system will allow more students to register for classes at one time. I’d like to remind students to register at their assigned times to avoid having to wait in lines during alternate registration times.

President McNinch: An excellent report. What you’ve done, not only have you given us a great report, knowing that this meeting will be televised three times, you’ve provided a fabulous public service for our students and for those wishing to come and register here. Thank you so very much.

PUBLIC COMMENTS ON AGENDA ITEMS

President McNinch: At their request, members of the public may address the Board of Trustees on any item prior to or during the Board's consideration of that item. A five (5) minute time limit will be allotted to each speaker, with a maximum of twenty minutes for each subject, unless extended by the Board President. (There were no Public Comments.)

The following items were part of the Consent Agenda

HUMAN RESOURCES (Academic)

It was recommended by the Executive Vice President, Human Resources, and the Superintendent, that the Board of Trustees approve/ratify the following actions:

Appointments

Hourly Instructors – Fall	293
Hourly Counselors – Fall	8
Hourly Librarians - Fall	5
Hourly Readers - Fall	6
Hourly Substitutes – Fall	3
Long Term Substitute	1
Hourly Coordinators – Fall	2
Evening Administrators – Fall	1
12-Month Management Position	1
Stipends	39
<u>In-Service Changes</u>	
Department Head Elections	3

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

HUMAN RESOURCES (Classified)

It was recommended by the Executive Vice President, Human Resources, and the Superintendent that the Board of Trustees approve/ratify the following actions:

APPOINTMENTS

Probationary	2
Working Out of Class	1
Temporary	10
Exempt From the Merit System	39

FINANCE AND PURCHASING

It was recommended by the Vice President, Administrative Services, and the Superintendent that the Board of Trustees approve/ratify the following actions:

FINANCE

Appropriation Transfers

(a) Appropriation Transfers number 104927, 104939, 104963, 104989, 105055, and 105189 for the Unrestricted General Fund, in the amount of \$39,605 as listed.

From: Classified Salaries	\$	1,200	
Staff Benefits		84	
Books and Supplies		250	
Other Operating Expenses		20,304	
Other		<u>17,767</u>	<u>\$ 39,605</u>
To: Books and Supplies	\$	27,074	
Other Operating Expenses		3,003	
Capital Outlay		<u>9,528</u>	<u>\$ 39,605</u>

Appropriation Transfers number 105014, 105027, 105036, 105043, 105196, 105212, 105228, 105272, and 105298 for the Restricted General Fund, in the amount of \$538,772 as listed.

From:	Academic Salaries	\$	22,286	
	Classified Salaries		312,072	
	Staff Benefits		84,088	
	Books and Supplies		7,652	
	Other Operating Expenses		15,969	
	Capital Outlay		91,665	
	Other		<u>5,040</u>	<u>\$ 538,772</u>
To:	Academic Salaries	\$	50,301	
	Classified Salaries		375,741	
	Staff Benefits		16,677	
	Books and Supplies		40,160	
	Other Operating Expenses		17,156	

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Capital Outlay	21,275	
Student Financial Aid	<u>17,462</u>	<u>\$ 538,772</u>

Appropriation Transfer number 104943 for the Self Insurance Fund, in the amount of \$49,750 as listed.

From: Other	\$ 49,750	<u>\$ 49,750</u>
To: Other Operating Expenses	\$ 49,750	<u>\$ 49,750</u>

Included in the appropriation of \$49,750 for the Self Insurance Fund is the following transfer greater than \$25,000:

<u>AT</u>	<u>From</u>	<u>To</u>	<u>Department</u>	<u>Amount</u>
104943	790100-61-67760-0000	544000-01-677600-0000	Risk Management	\$ 37,312

From Reserves, Risk Management to Other Insurance, Risk Management to increase the amount of the SCRMA 9-month administration of “tail” claims.

Salary Warrants

Ratify issuance of salary warrants listed on Register No. 4145 through Register No. 4149 for the period of October 6, 2003, through October 17, 2003, in the amount of \$1,984,723.81 as listed.

Register No. 4145 Issue Date 10/10/03	Warrant Nos. 0715783 – 0716114	\$ 887,611.90
Register No. 4146 Issue Date 10/10/03	Warrant Nos. 0716115 – 0716162	\$ 187,792.71
Register No. 4147 Issue Date 10/10/03	Warrant Nos. 0716163 – 0716870	\$ 609,891.85
Register No. 4148 Issue Date 10/16/03	Warrant Nos. 0716871 – 0716907	\$ 61,391.35
Register No. 4149 Issue Date 10/16/03	Warrant Nos. 0716908 – 0716944	<u>\$ 238,036.00</u>
	Total Salary Warrants Issued	<u>\$ 1,984,723.81</u>

Commercial Warrants

Ratify issuance of commercial warrants for the period of October 6, 2003, through October 17, 2003, in the amount of \$4,798,392.50 as listed.

Period Ending October 10, 2003	
Unrestricted General Fund	\$ 542,389.12
Restricted General Fund	17,244.09
Child Development	99.00
General Obligation Bond Fund	4,780.00

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Community Contract Ed Fund	2,000.00	
Student Financial Aid Fund	3,019,230.03	
Payroll Clearing Fund	858.48	
Retiree Benefits Fund	<u>1,562.28</u>	\$ 3,588,163.00
Period Ending October 17, 2003		
Unrestricted General Fund	\$ 190,136.24	
Restricted General Fund	14,963.62	
Capital Outlay Projects Fund	432.00	
General Obligation Bond Fund	921,122.07	
Community Service Contract Ed	285.54	
Student Financial Aid Fund	27,492.50	
Payroll Clearing Fund	<u>55,797.53</u>	\$ <u>1,210,229.50</u>
	Two Weeks Total	\$ <u>4,798,392.50</u>

Included in the total expenditure of \$4,798,392.50 are the following payments greater than \$25,000, excluding employee benefits and utilities:

Unrestricted General Fund

1. \$ 42,385 to Sweetwater, for Digi Studio recording system item, for the Music Lab, Liberal Arts Campus.
2. \$ 29,754 to College Enterprises Inc., for duplicating charges through Pulse for August 2003.

Capital Outlay Projects Fund

1. \$500,100 to Koch Financial Corporation, for PeopleSoft software licensing.
2. \$370,388 to LaSalle Bank, to close out the lease/purchase agreement for the telephone system.
3. \$ 42,074 to Wolff, Lang, Christopher Arch, for partial payment for professional services August 1, 2003, through August 31, 2003, for agency plan check fees for Technology building.

Other Payment

Authorize the payment of \$9,027.06 to the Long Beach Community College Foundation PCC Activities account #2105. The payment represents net proceeds from a carnival held at the Pacific Coast Campus from September 22, 2003, through September 28, 2003.

Direct Payment

Authorize direct payment for the following item. Direct payment is a method of making payments without using the standard procedure of processing a Purchase Requisition and issuing a Purchase Order. This alternative payment method is used in special circumstances and requires board approval.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

\$ 20,000 to establish a Risk Management Deposit fund with Keenan & Associates. The fund will be used to pay liability claims lower than the deductible threshold of \$10,000. Check made payable to Statewide Association of Community Colleges (S.W.A.C.C.)

PURCHASING

Contract Award

CN99605.9 – Authorize the Vice President, Administrative Services to approve the selection of the responsible contractor from the responsive bidders for slurry seal and stripe for parking Lots D and E at the Liberal Arts Campus and the parking lot at the Pacific Coast Campus.

Contract Amendment

CN99611.8 – With Associated Retarded Citizens (ARC Mid-Cities), Amendment #1, for personnel contract leasing to change the fee for services monthly rate from \$600 to \$360 for a total contract amount not to exceed \$4,320.

Contract To Provide Services

PO#60148 - Award to provide training to Sun Tran, Professional Transit Management of Tucson, Inc., for the period November 17, 2003, through November 21, 2003, for an amount of \$13,500.

Purchase Order Approvals/Ratifications

Authorize the issuance of purchase orders for the period October 6, 2003, through October 17, 2003, in the amount of \$248,903.80 as listed.

47486	\$ 2,376.09
47584 – 47648	<u>246,527.71</u>
Total amount	\$248,903.80

There are no purchase orders greater than \$25,000 in the total amount of purchase orders of \$248,903.80.

ACADEMIC AFFAIRS, STUDENT SUPPORT AND ADMINISTRATIVE SERVICES

It was recommended by the Vice President, Academic Affairs; the Vice President, Administrative Services; the Vice President, Student Support, Planning and Research; and the Superintendent, that the Board of Trustees approve/ratify the following actions:

Agreements

Authorize the Vice President, Administrative Services, to enter into and execute the following agreements:

CN 92990.1 – Ratify – Amend – With Bixby Knolls Towers, to provide a clinical practice site for School of Health and Science students, to extend the termination date from June 15, 2003, to June 15, 2005, at no cost to the District.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

CN 93069.3 - Ratify – Amend – With Cambrian Homecare, to provide a clinical practice site for School of Health and Science students, to extend the termination date from November 5, 2003, to November 5, 2005, at no cost to the District.

CN 93088.7 – Ratify – With William S. Rule, to hear employee discipline appeals and render decisions to the Personnel Commission on an as-needed basis, for a fee of \$900 per diem, for the 2003-04 fiscal year.

CN 93089.4 – Ratify – With Walter Norwood, to hear employee discipline appeals and render decisions to the Personnel Commission on an as-needed basis, for a fee of \$1,000 per diem, for the 2003-04 fiscal year.

CN 93091.7 – Ratify – Amend – With Honeywell International, Inc., to increase contract amount due to Long Beach Gas Company requirements for welded piping instead of threaded piping for the Co-Gen Project, effective September 10, 2003, for the amount of \$6,710.

CN 93101.5 – Ratify - With Oxford HealthCare, to provide a clinical practice site for School of Health and Science students, effective November 1, 2003, through October 31, 2005, at no cost to the District.

CN 93110.2 – Ratify – With Bellflower Medical Center, to provide a clinical practice site for School of Health and Science students, effective September 1, 2003, through August 31, 2005, at no cost to the District.

CN 93110.3 – Ratify – With Long Beach Unified School District (Unified), for Long Beach Community College District to provide a Computer Aided Design (CAD) class at Wilson High School, effective September 1, 2003, through May 31, 2004, at no cost to Unified.

CN 93110.4 – Ratify – With the Community College Foundation, to provide funding for the Model Approaches to Partnership in Parenting (MAPP) Program to provide one 36-hour training utilizing state funding, effective July 1, 2003, through December 31, 2003. Amount of funding is \$8,050.

CN 93110.5 – Ratify – With the Community College Foundation, to provide funding for the Independent Living Program (ILP), effective October 1, 2003, through September 30, 2004. Amount of funding is \$21,123.

CN 93110.6 – Ratify – With the Community College Foundation, to provide funding for the Kinship Education Preparation Support (KEPS) Program effective July 1, 2003, through December 31, 2003. Amount of funding is \$8,100.

Use of Facilities

Ratify request to use District facilities for activity and on date as shown.

<u>Organization</u>	<u>Campus</u>	<u>Event</u>	<u>Facilities</u>	<u>Date</u>
Hagerty Tennis	LAC	Tennis Lessons	Tennis Courts	10/6, 13, 20,

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Park Pictures	LAC	Film Shoot	Stadium	and 27/03 10/7/03
Bedford Falls Films	LAC	Film Shoot	Stadium	10/8/03
Zooma Productions	LAC	Film Shoot	Stadium	10/12/03
American Cancer Society	LAC	Car Auction	Stadium	10/25/03
National Evaluation Systems	PCC	C-SET Testing	BB, DD, EE FF Bldgs.	11/08/03,

User to be charged fees in accordance with Board-approved fee schedule.

Ratify requests to use District facilities for activities and on dates as shown.

<u>Organization</u>	<u>Campus</u>	<u>Event</u>	<u>Facilities</u>	<u>Date</u>
LBCC Matriculation Office	PCC	STAR Gathering	Student Center	10/4/03
LBCC Transfer Services	LAC	Transfer Fair	Nordic Lounge	10/6/03
American Red Cross	PCC	Informal Outreach	Viking Corner	10/8/03
City of Long Beach	PCC	Community Forum	Dyer Hall	10/11/03
LBCC Women's Basketball	LAC	NJB Basketball Camp	Large Gym	10/25/03
Delta Sigma Theta	PCC	Fundraiser	Parking Lot 1	10/25/03
LBCC Matriculation	LAC	High School Orientation	Nordic Lounge	11/1/03

Facility use rental waived. Equipment/staffing will be charged if necessary.

Grant requests to use District facilities for activities and on dates as shown.

<u>Organization</u>	<u>Campus</u>	<u>Event</u>	<u>Facilities</u>	<u>Date</u>
Champion Youth	LAC	Karate Competition	Large Gym	12/14/03

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

National Evaluation Systems	PCC	C-SET Testing	BB, DD, EE FF Bldgs.	1/24/04
LBCC Music Dept.	LAC	Twirling Championships	Large & Small Gyms	3/19, 20/04
National Evaluation Systems	PCC	C-SET Testing	BB, DD, EE FF Bldgs.	3/20/04
Champion Youth	LAC	Karate Competition	Large Gym	3/28/04
LBUSD	LAC	Moore League Track Prelims-Finals	Stadium	5/5 & 5/7/04
National Evaluation Systems	PCC	C-SET Testing FF Bldgs.	BB, DD, EE	5/15/04
LBUSD	LAC	High School Graduations	Stadium	6/9 & 6/10/04
National Evaluation Systems	PCC	C-SET Testing	BB, DD, EE and FF Bldgs.	7/17/04

Users to be charged fees in accordance with Board-approved fee schedule.

Grant requests to use District facilities for activities and on dates as shown.

<u>Organization</u>	<u>Campus</u>	<u>Event</u>	<u>Facilities</u>	<u>Date</u>
LBCC Order of Thane	LAC	Talent Show	Nordic Lounge	11/14/03
LBCC Basketball	LAC	Fund Raiser League	Large Gym	Sundays Jan-Mar 2004
LBCC Track	LAC	Discus Throw	Golf Mall	Wednesdays 3/25, 31, 4/8, 21, and 28/04

Facility use rental waived. Equipment/staffing will be charged if necessary.

Rejection of Claims

Reject the claim presented by Gayle Jackson, with regards to an incident that occurred at the Liberal Arts Campus on September 12, 2003.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Reject the claim presented by Denell Jacobs, with regards to an incident that occurred at the Liberal Arts Campus on September 12, 2003.

It was moved by Member Kellogg, seconded by Member Polsky, that the items on the Consent Agenda, with the exception of Item 5.1, be approved and authorized.

The motion carried, all voting aye.

It was moved by Member Clark, seconded by Member Polsky, that item 5.1, Academic Personnel, be approved and authorized.

The motion carried, with Members Clark, Kellogg, Polsky and Uranga voting aye, and President McNinch abstaining.

ACADEMIC SENATE (Title 5, Section 53203)

Addition to GE Course Plans

It was moved by Member Uranga, seconded by Member Clark, to add VIET 1, VIET 1A, and VIET 1B, Elementary Vietnamese, to LBCC General Education Course Plan A in the Humanities and Arts to read Vietnamese 1 (1A, 1B), and to Plan B in C-2 to read Vietnamese 1 (1A + 1B).

The motion carried, all voting aye.

SUPERINTENDENT-PRESIDENT

Academic Calendar – 2004-2005

It was moved by Member Kellogg, seconded by Member Clark, that the Board approve the Academic Calendar for 2004-2005.

The motion carried, all voting aye.

Academic Calendar: Tentative 2005-2006

The Tentative 2005-2006 Academic Calendar was presented to the Board for First Reading.

Superintendent-President's Report

Superintendent-President Kehoe: I wanted to introduce to you our Interim Dean of Counseling, Mike Tuitasi. You just approved him on the Personnel list. (applause)

That's the end of my report.

ACADEMIC AFFAIRS

See above.

STUDENT SUPPORT, PLANNING AND RESEARCH

No Report.

ADMINISTRATIVE SERVICES

2002-2003 CCFS-311 Annual Financial and Budget Status Report

It was moved by Member Clark, seconded by Member Polsky, that the Board approve the 2002-2003 CCFS-311 Annual Financial and Status Budget Report of the Long Beach Community College District and authorize transmittal of the report to the Chancellor's Office, California Community Colleges.

Member Uranga: I'm guessing we're balanced.

Eloy Oakley: We are balanced. Essentially, this takes the budget that the Board approved and translates it into the State Chancellor's format and then we have to send this to the State Chancellor in their format and you have to take action on this, as well. So it's the same budget as you approved previously, and that is a balanced budget. Yes.

The motion carried, all voting aye.

Approval of Purchase Agreement for 3340 North Los Coyotes Diagonal, Long Beach, California

Eloy Oakley: This is a piece of property that we've been negotiating on over the last 14 months and this property, in conjunction with the neighboring property at 3320, we've been negotiating with the two owners of the property. They are on one plot of land. It is a seven acre plot of land out on the corner of Los Coyotes Diagonal and Palo Verde. Currently, it was the Northwest Airlines Call Center, as well as on the other piece of property – 3320 – there are two medical office buildings.

The action before you tonight is for the property at 3340 North Los Coyotes Diagonal. As I had mentioned, there are two separate owners and because of the timing of the transaction, the property at 3340 North Los Coyotes Diagonal had to go first. The property at 3320 North Los Coyotes, as well as its neighboring property, 3325 Palo Verde, will come to the Board on December 9, although we have agreed with the owner of the other two properties in terms of the price and terms. Essentially, as is described in the Board agenda in the background, back in December of 2000, we issued a Certificate of Participation in the amount of \$34.3 million. We have used that Certificate of Participation for various capital projects, reimbursement of various capital projects, and we have determined that we can use that financing to also purchase real estate. The reason we are proposing this to you today is because this property would provide us the opportunity to move our existing Economic Development operation out of its leased space. It currently leases space in the Wing office building. Transfer that operation to this property as well as once the entire transaction is completed, it would include two almost 100% leased commercial office buildings, which currently house dental and medical operations. Those tenant leases would allow us to pay the debt service on the financing that we're using to finance this transaction, so there would be no cost to the District's General Fund for the transaction of this property. Just to make clear, we do have the Certificate of Participation. It can only be used for capital projects to include the purchase of real estate. It will not impact the General Fund. We will not use any General Fund dollars to purchase this property and the debt service on that financing will be paid back throughout the twenty-plus years by using the lease payments from the tenants in the other two office buildings going forward.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

President McNinch: Excellent. Thank you.

Member Clark: Eloy, you've mentioned to us that the purchase of this would only be contingent on the availability of the property?

Vice President Oakley: Correct.

Member Clark: So we'll have the complete package. And, with the purchase of this, in essence, this property has the same protection as far as all the insurance and liabilities insurance that we have here on our other campuses?

Vice President Oakley: Yes. Our memorandum of coverage covers any property owned by the District, regardless of when we came into ownership of the property. It would automatically cover it as soon as we became owners.

Member Clark: And you've indicated to us by studies that we have looked at that property and there are no serious liabilities that have been determined as far as toxic waste or anything of that sort. I think that should be made clear.

Vice President Oakley: Yes, that's right, Trustee Clark. We have done a complete building assessment. An architect and engineering firm did a complete building assessment to give us an idea of the structural integrity of the building, the infrastructure and all those issues. We feel that it is still a sound property. We have done general environmental analysis of the property to ensure that there are no unknown environmental risks going into the property. We also had an appraisal done of the entire property and I'm happy to report that for the property we're purchasing today, we offered the appraisal price so we are buying it for the appraisal price. The other property was appraised at \$4.9 million and that property we have agreed to price and terms of \$4.6 million, which is \$300,000 less than the appraised value.

Member Clark: Thank you.

Vice President Kellogg: Thank you. I just wanted, before the vote, to, it was suggested by legal counsel that I could vote on this item because I'm not involved in this transaction. Nonetheless, I am involved in commercial real estate. I do know the parties involved, so I've removed myself from discussion on this with my colleagues. I just think it would be prudent that I do not vote on it, so I'll be abstaining for that reason. I just wanted to make that statement. Thank you.

President McNinch: Thank you. I think your prudence is recognized. It was moved by Member Clark, seconded by Member Uranga, that the Board of Trustees approve the purchase agreement for property at 3340 North Los Coyotes Diagonal in Long Beach, California, for a purchase price of \$4,450,000. Closing of escrow is contingent on terms of the purchase agreement being met by December 14, 2003.

The motion carried, with Members Clark, McNinch, Polsky and Uranga, voting aye, and Member Kellogg abstaining.

PACIFIC COAST CAMPUS

No Report.

ECONOMIC AND RESOURCE DEVELOPMENT

Grants and Career and Technical Education Update

Lynne Miller and Paul Creason gave the following Powerpoint presentation:

Member Clark: How many disabled students do we have?

Paul Creason: I'd have to refer to Dr. Byrd on that. I don't know.

Member Clark: I'd be curious. Just a ballpark figure?

Vice President Byrd: I think it's about 1600, but I'd have to get the exact number.

Member Clark: So it's a sizable number of students. Ok, thank you.

Paul Creason: Just very quickly, outside funds have supported radio/television programs, journalism programs, fashion, child development and many others and we're really excited about what we do with workforce development and our connections with business and industry. And I believe that's it. Thank you very much.

President McNinch: Thank you. One of the outstanding strengths of the Long Beach Community College District is collaboration. And I have been President of the Dr. Miller fan club for a number of years and I'd like to also be President of your fan club too, Paul, if that would be ok. I'd like to comment that collaboration really is the best use of taxpayer funds, because it decreases redundancy of programs and it provides such a richness of opportunity to our students by bringing in agencies that we may not partner with if it wasn't for this sort of collaboration. You're really doing good work. Thank you so very much. (applause)

Los Angeles County 17th Annual Productivity and Quality Award

Gail Schwandner: Speaking of collaboration, President McNinch, I'd like to build on what you were talking about. I would like to introduce Mr. Greg Warren, who is going to do a special presentation to the Board from our Workforce Development area.

Greg Warren: Thank you, Gail. Good evening.

President McNinch: Could you move the microphone a little closer to you, please?

Greg Warren: Yes, ma'am.

President McNinch: Thank you.

Greg Warren: Superintendent Kehoe, President McNinch, Board of Trustees. Thank you and good evening. I feel like I am expanding on the collaboration efforts that we have made in workforce development programs. My name is Greg Warren and I'm the Employment Coordinator for the Economic and Resource Development Department. Tonight, I'm here on behalf of Dr. Jim Martois, who is the Dean of our Workforce

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

Development Programs. Recently, one of our short-term training programs has been recognized by Los Angeles County for the savings that we have brought for a Room Attendant training program, where we have partnered with the GAIN program, Department of Public Social Services, as well as the Carson Hilton, and through our workforce development programs have been able to pay for that training, which, in the red folder, yes, there's a handout that describes the training, yes, including the cost savings estimated by the County to be over \$3.5 million. The Workforce Development Department has spent about \$8,400 and, according to L. A. County estimates, has saved over \$3.5 million, based on cash and other benefit savings. So, with that information, we were honored recently at the 17th Annual Productivity and Quality Awards Program, with the Million Dollar Club and traditional award also that I wanted to bring tonight to the Board and I had the pleasure of being there with President McNinch and let me bring these to you.

President McNinch: Well, thank you. I would like to actually have them presented to Dr. Kehoe, if that's all right. Because she is our CEO.

Greg Warren: The traditional award is recognition of the quality of the program and because of the significant savings we also qualified for the million dollar club, which is this additional award.

Superintendent-President Kehoe: Thank you very much. These are lovely.

Greg Warren: Well, we're very proud. Thank you.

President McNinch: And thank you for your continued good work.

(applause)

Greg Warren: Thank you for all your support.

President McNinch: And I do believe, during that lunch perhaps an additional collaboration was hatched. So we'll perhaps receive even greater recognition by our County Superintendent.

ACADEMIC SENATE

No Report.

TRUSTEES COMMUNICATIONS

Member Uranga: I just want to inform the Board that we have our upcoming conference in Oakland next week, the 20th and 21st. Wish you well. I will be unable to join you during that conference. But, have a good conference.

Vice President Kellogg: Just my thanks for Roberto, Tom - we were at the North Long Beach Veterans Parade this past Saturday and today being the official holiday. It was nice, the typical huge parade in North Long Beach as far as numbers and it was enjoyable. It's always nice to be part of that. Eventually we'll move up to the first half of the parade. It's a running gag now, where we seem to sit, but, as I always say, we're no

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

longer behind the food-for-less truck. We're farther up now. It doesn't really matter. We look at that for what the parade was about and that was for the individuals who gave the ultimate sacrifice.

Member Clark: And this year it didn't rain.

Vice President Kellogg: And it didn't rain this year. Last year it did rain. But, anyway, it's always nice, the fact that the college is well represented there and I think that's important so I was very pleased to be part of that. Thank you.

President McNinch: I would like to say that since our last meeting, I did get called out on Red Cross duty for the Southern California wildfires. I would just like to say that so many of our community college districts were affected by this. Staff, students, in Southern California, 3,700 homes were lost and millions and millions of dollars. If you have the opportunity to drive through the Simi Valley, through San Bernardino, through San Diego County, you become very aware of how very lucky we are and in Cuyamaca, 90% of their town was destroyed. It's a small town and six firefighters' homes were destroyed because they were out taking care of the property of others. I just wanted to bring that up, that we need to be very aware of how fortunate we are and to perhaps at the conference see if there are ways that we can be supportive of our fellow community college colleagues that have experienced this tremendous difficulty.

NEW BUSINESS

There was no New Business.

FUTURE REPORTS

Future Reports or Discussion Items Requested by Board Members:

December 9, 2003: Two-College District Committee Report
Impact of State Budget Cuts on LBCC Students

Superintendent-President Kehoe: Madam President. We would like to get the figures from this semester together and would like to have that report after the first of the year?

President McNinch: I think that would be an excellent idea, because, with the budget cuts, heavens to betsy, we still don't know what's going on.

Before I go to Public Comments on Non-Agenda Items, I do want you to know that, after this meeting is concluded, we will convene the Annual Meeting of the Long Beach Community College District Financing Corporation.

PUBLIC COMMENTS (NON-AGENDA ITEMS)

President McNinch: At their request, members of the public will be given the opportunity to address the Board of Trustees on matters of general District business. This is the time for members of the public to speak and be heard and share their comments with the Board and for the Board to listen. Therefore, the public should not expect the Board to comment or respond to public comments. A particular position should not be inferred if there are no Board member comments during this time.

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

A total of five (5) minutes will be allotted to each subject, unless extended by the Board President. After receiving testimony, the Board may recommend placing such item or item(s) on the agenda of a future meeting or referring the item(s) to staff for a report.

Robert Castellanos: Good evening President McNinch and Honorable Board of Trustees. My name is Robert Castellanos. I'm compelled to bring information to this board of injustices that have gone on too long without being addressed by this college. On September 3rd and 4th, 2003, the students of this college went to the polls and voiced their choice for several positions open on the Associated Student Body Board. The student voices were apparently heard, with the exception of the position of Vice President. The vote and the voices of the students were ignored and contaminated to meet the needs of others in charge of the election.

I was one of the candidates vying for the position of Vice President, and after following all of the rules of this election, the election committee took to a secret private meeting Sept 5th, approximately 20 hours after the election had been completed and accused me of violating the rule of going over budget on expense limits. With this accusation they must have made a new rule during this meeting to disqualify me for this violation. In the rules I received, during the mandatory meeting with elections chair, Angel Ortega, there are no provisions for disqualification; furthermore, when looking into the ASB Constitution of this college one will not find any said provision. Rule number 4 covers over limit of expense, and says, *"If candidates exceed advertising limits, after warning, all materials will be removed."* When I received this rule, as well as the rest of the rules for the September 2003 election, I signed a form of contract that limits only these rules be followed for this election. Rule 8 of the same contract it brings up items not covered on an expense sheet. It says, *"Any item not covered on the report of election advertising expenses must be explained in detail to the election committee chair. Price will be established according to fair market value. Receipts for all items are mandatory and must be submitted."*

This brings up another state of affairs that has not been talked about much by the election committee, ASB President Edwin Balonos, and John Fylpaa. On the first day of the election I received a call from Balonos, and was advised I was going to be disqualified because I had not turned in my receipts at the required time of 4 p.m. on the 2nd of September. I advised Balonos, there was no time restraint as to when the receipts were due. There is no deadline for receipts in the contract I have signed for this election. After several other students had taken up this issue with Balonos and Ortega, there was a meeting set to discuss this charge. The time of this meeting was set for 7 p.m. on September 4th at the Liberal Arts Campus. When this time came Balonos and Ortega had called off this meeting saying there was no room to hold a meeting. This was also the last time the charge of violating the "unwritten" receipt time limit was brought up. The reason I bring this issue before you is because I have filed complaints with the proper staff of this college and have met with hesitation and discrimination. Because I have made complaints to this college I have received discriminative charges and actions brought against me. I feel this is because I refuse to let the voice of the students go unheard and because I feel the ASB president, Election Committee Chair, and Dr. Fylpaa have wronged the students of Long Beach City College as well its reputation. On the 4th of September at 11:37 I talked on my cell phone with Dr. Fylpaa. Shortly after I met with him in his office, I told Fylpaa I felt

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

there were some unethical actions being taken by Balonos and Ortega in regards to the election. What I took away from this meeting was that Fylpaa was not going to interfere, or investigate any actions I had brought to him. All I remember him say was something suggesting it is a student issue and he has nothing to do with it. From that point I felt the Dean of Student Affairs wanted no affair with the students.

Rule number 12 states *“Any problems or protest must be filed with the election committee chair immediately, not after the election.”* When you have a contract it is duty-bound between all parties, and must not be used to set the standard of justice in the favor of the people running the election, but in the favor of the voice of the people voting in the election. The end result of this election has been the one person and or one hundred persons who may have cast their vote to my name, have been victimized in the vilest demeanor. They have had their vote tossed aside - not counted. The ASB President, Election Committee, and Dean of Student Affairs has told them, you are not worth the paper you cast your vote upon. So we will not count you, we will change the rule and not count your candidate. We will run our college our way and no one can, will or is strong enough to make us follow any contract. I hope you are strong enough to look into these actions. Each day these actions go unchecked, adds to the great wrong that has been put upon the students of Long Beach City College; even the students who chose not to vote are victims, as these actions solidify the old adage “My vote don’t matter.” Because here at Long Beach City College the adage is proven to be true as long as we go on believing the election of September 2003 was valid and non-corrupt.

In closing, I ask this Board to stop all business of the ASB, ASBE, and ASB Election Committee until this issue is resolved and the votes of all students who voted September 3rd and 4th, 2003, are counted and the ASB cabinet be proven valid. Due to the changing of the rules after the election, a new election is ordered due to breach of contract. And all candidates from the September 3rd and 4th 2003, are allowed to run. And a special committee oversees the new election. Because the students have no guarantee the count of vote for all other offices are valid, due to the obvious deceitfulness that has taken place.

Thank you for your time and thank you for bearing with my nerves.

President McNinch: Thank you, Mr. Castellanos.

John Fylpaa: I do just want to respond that Mr. Castellanos is correct. This is a student to student issue and he should address this with the ASB Cabinet. Since my name was brought into this, I just want to reassure this Board that my office remains open to students and I will support them. This has been my direction to Mr. Castellanos. I invite him back to my office at any time to discuss this with me and I just want to reassure this Board that this Dean of Student Affairs will represent students.

President McNinch: Thank you Dr. Fylpaa.

ADJOURNMENT

President McNinch adjourned the meeting at 6:05 p.m. The next regular meeting of the Board of Trustees will be held on December 9, 2003. The first order of business will be

**Minutes, Meeting of the Board of Trustees
November 11, 2003**

adjournment to a closed session, as needed. The Board will reconvene in open session at 5:00 p.m. in Building I, Liberal Arts Campus.

Assistant Secretary

(Immediately following the adjournment of the meeting of the Board of Trustees of the Long Beach Community College District, the meeting of the Long Beach Community College District Financing Committee was convened.)