SANTA MONICA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES

REGULAR MEETING

DECEMBER 5, 2005

Santa Monica College
1900 Pico Boulevard
Santa Monica, California

Closed Session
Business Building Room 111

Public Meeting
Board Room
Business Building Room 117

The minutes may be accessed on the
Santa Monica College website:
http://www.smc.edu/admin/trustees/meetings/
Minutes

A meeting of the Board of Trustees of the Santa Monica Community College District was held in the Santa Monica College Board Room (Business Building Room 117), 1900 Pico Boulevard, Santa Monica, California, on Monday, December 5, 2005.

The agenda included the following items: (Items for action - recommendations - are listed numerically; items for information are listed alphabetically).

I. ORGANIZATIONAL FUNCTIONS
   A Call to Order
   B Roll Call

II. CLOSED SESSION
   • Public Employee Appointment, pursuant to Government Code Section 54957
     Title: Superintendent/President
   • Collective Bargaining, pursuant to Government Code Section 3549.1
   • Public Employee: Discipline, Dismissal, Release, pursuant to Government Code Section 54957
   • Potential Litigation: One potential case pursuant to Government Code Section 54956.9

III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS (Continued)
   C Pledge of Allegiance
   #1 Approval of Minutes: November 7, 2005 (Regular meeting)
     November 13, 2005 (Special meeting/closed session)
     December 2, 2005 (Special meeting)

IV. SUPERINTENDENT’S REPORT

V. PRESENTATIONS AND BOARD DISCUSSION

VI. ACADEMIC SENATE REPORT

VII. COMMUNICATIONS OR PUBLIC COMMENTS
VIII. CONSENT AGENDA (All items considered in one motion unless pulled for discussion or questions)

Grants and Contracts

#2 Acceptance of Grants and Budget Augmentations
   A Workforce Investment Act Funds for Associate Degree Nursing Programs; Foster Students Success
   B Beverage Container Recycling and Litter Reduction
   C Community-Based Job Training Grant

#3 Contracts and Consultants
   A Engagement of Legal Counsel
   B Continuing and Community Education, Winter, 2006
   C Memorandum of Understanding – USC
   D Planetarium
   E KCRW Contracts and Consultants

Human Resources

#4 Academic Personnel
#5 Classified Personnel – Establish/Abolish Positions
#6 Classified Personnel – Regular
#7 Classified Personnel – Limited Term
#8 Classified Personnel – Non Merit

Facilities and Fiscal

#9 Facilities
   A Award of Bid – Earthquake Replacement Liberal Arts South
   B Award of Bid – Bundy Campus Signage
   C Change Order No. 6 – Theater Arts Renovation
   D Change Order No. 2 – Liberal Arts, North Building
   E Change Order Nos. 11 and 12 – New Music and Performing Arts Theater
   F Amendment to Agreement for Architectural Services – New Music and Performing Arts Theater

#10 2005-06 Amended Adopted Budget – Interest and Redemption Fund 48.0
#11 Budget Augmentation
#12 Commercial Warrant Register
#13 Payroll Warrant Register
#14 Auxiliary Payment and Purchase Orders
#15 Direct Payments
#16 Purchasing
   A Award of Purchase Orders

IX. CONSENT AGENDA – Pulled Items
X. MAJOR ITEMS OF BUSINESS

#17 Approval of Superintendent/President Employment Agreement
#18 Reappointment of Personnel Commissioner
#19 Temporary Pedestrian and Vehicular Access to SMC-Bundy Campus from
   —Airport Avenue—Recommendation Pulled
#20 Upgrade of John Adams Middle School Field
#21 Election of Chair of the Board of Trustees
#22 Election of Vice-Chair of the Board of Trustees
#23 Election of Secretary, Assistant Secretary and Recording Secretary
   D Seating of the Board of Trustees
#24 Authorized Signature Resolutions

XI. BOARD REPORTS AND COMMENTS

XII. INFORMATION

XIII. ADJOURNMENT: The next regular meeting of the Santa Monica Community College
       District Board of Trustees will be Monday, January 9, 2006 at 7 p.m.
       (5:30 p.m. if there is a closed session) Santa Monica College Board
       Room and Conference Center, Business Building Room 117, 1900 Pico
       Boulevard, Santa Monica, California.
I. ORGANIZATIONAL FUNCTIONS

A. CALL TO ORDER – 5:30 p.m.

B. ROLL CALL

Carole Currey, Chair - Present
Dr. Nancy Greenstein, Vice-Chair - Present
Dr. Susan Aminoff - Present
Dr. Dorothy Ehrhart-Morrison - Present
Dr. Margaret Quiñones - Present
Rob Rader - Present
Herbert Roney - Present
Belinda Phillips, Student Trustee – Present (for public session)

II. CLOSED SESSION

- Public Employee Appointment, pursuant to Government Code Section 54957
  Title: Superintendent/President

- Collective Bargaining, pursuant to Government Code Section 3549.1

- Public Employee: Discipline, Dismissal, Release,
  pursuant to Government Code Section 54957

- Potential Litigation: One potential case
  pursuant to Government Code Section 54956.9

III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS – 7:33 p.m.

C. PLEDGE OF ALLEGIANCE – Tom Donner, Interim Superintendent/President

REPORT OUT OF CLOSED SESSION

Chair Carole Currey announced the unanimous decision of the Board of Trustees to appoint
Dr. Chui L. Tsang as Superintendent/President.
IV. SUPERINTENDENT'S REPORT

- Congratulations to the Board of Trustees on a very open search process which resulted in three outstanding finalists.

- Management Association Update/Classified Staff Recognition Award: Earl Goldberg, Electrician II who has worked at SMC for 22 years, was presented the Classified Staff Recognition Award for December by SMC Management Association President Katharine Muller.

- The Holiday Celebration will be held on Sunday, December 11th at 3 p.m. in the Library.

- Outgoing Board Chair Carole Currey was thanked for her services as chair.

V. PRESENTATIONS AND BOARD DISCUSSION

VI. ACADEMIC SENATE REPORT
Richard Tahvildaran-Jesswein

VII. COMMUNICATIONS OR PUBLIC COMMENTS
Dennis Frisch
Lantz Simpson
III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS

RECOMMENDATION NO. 1 APPROVAL OF MINUTES

It is recommended that the minutes from the following meetings of the Santa Monica Community College District Board of Trustees be approved:

November 7, 2005 (Regular Meeting)
MOTION MADE BY: Margaret Quiñones
SECONDED BY: Dorothy Ehrhart-Morrison
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

November 13, 2005 (Special Meeting/Closed Session)
MOTION MADE BY: Dorothy Ehrhart-Morrison
SECONDED BY: Susan Aminoff
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

At this meeting, a motion was made to commence negotiations for the appointment of the Superintendent/President.

December 2, 2005 (Special Meeting/Closed Session)
MOTION MADE BY: Herbert Roney
SECONDED BY: Nancy Greenstein
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0
CONSENT AGENDA

It is recommended that the Board of Trustees take the action requested on Consent Agenda Recommendations #2-#16.

Recommendations pulled for questions
and returned to the Consent Agenda:      #2, #5

Action on Consent Agenda

MOTION MADE BY:             Margaret Quiñones
SECONDED BY:               Herbert Roney
STUDENT ADVISORY:           Aye
AYES:                      7
NOES:                      0
CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 2

ACCEPTANCE OF GRANTS AND BUDGET AUGMENTATIONS

2-A WORKFORCE INVESTMENT ACT FUNDS FOR ASSOCIATE DEGREE NURSING (RN) PROGRAMS: FOSTERING STUDENTS SUCCESS

Granting Agency: California Community Colleges Chancellor’s Office: Career Technical Education/Economic and Workforce Development Units

Appropriated Funding: $1,091,942
- Year 1: $219,702
- Year 2: $217,990
- Year 3: $219,209
- Year 4: $217,051
- Year 5: $217,990

Matching Funds: A match of $2 to every $1 in grant funding is required for a total of $2,261,895, as broken down:
- Year 1: $440,552
- Year 2: $440,634
- Year 3: $449,070
- Year 4: $461,169
- Year 5: $470,470

Performance Period: October 1, 2005 – August 31, 2010

Summary: The purpose of this project is to significantly increase the number of nursing students who complete the college's nursing program within two years of enrollment. The current completion rate within two years of enrollment is about 52 percent due to a large number of students who enter the program without the skills necessary to succeed in the program and the college’s inability to provide supportive services to students once they are in the program. Through this project, the college will increase its completion rate to 90 percent by 1) reassessing its admissions criteria; and 2) developing, piloting, evaluating, and institutionalizing an array of supportive services and interventions designed to promote student success, including tutoring, mentoring, student success workshop, services for non-native English language learners, reading remediation courses, NCLEX Review Courses, and intrusive counseling and monitoring. SMC will partner with St. John’s Health Center, Cedars-Sinai, UCLA Medical Center, and Kaiser, as well as the Marina Del Rey WorkSource.

Budget Augmentation: Income: (Year 1)
- 8100 Income: $219,702

Expenditures (2005-2006)
- 1000 Academic Salaries: 71,220
- 2000 Classified Salaries: 63,875
- 3000 Benefits: 48,634
- 4000 Supplies: 1,500
- 5000 Other Expenditure: 14,500
- 7000 Indirect Costs: 19,973
CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 2

ACCEPTANCE OF GRANTS AND BUDGET AUGMENTATIONS (continued)

2-B BEVERAGE CONTAINER RECYCLING AND LITTER REDUCTION

Granting Agency: California State Department of Conservation—Division of Recycling
Appropriated Funding: $87,400
Matching Funds: $28,309
Summary
The purpose of this project to increase the college’s capacity to collect, process, and safely recycle beverage containers brought on to campus by faculty, staff, and students, as well as those purchased from campus vendors. The college will accomplish this goal by 1) purchasing and installing additional recycling bins on the main campus, as well as each satellite campus; 2) developing and placing additional signage on existing recycle bins to increase public awareness of those bins; 3) developing an educational component that is linked to several college courses and will increase awareness of beverage container recycling; and 4) partnering with Sustainable Works to develop curriculum and promote the recycling program on campus and throughout the community. In addition to purchasing new bins and signage, this grant will enable the college to purchase a one-ton lift gate truck and an electric dump vehicle.

Budget Augmentation:

<table>
<thead>
<tr>
<th>Income: (Year 1)</th>
<th>Expenditures (2005-2006):</th>
</tr>
</thead>
<tbody>
<tr>
<td>8100</td>
<td>4000 Supplies</td>
</tr>
<tr>
<td></td>
<td>5000 Other Expenditures</td>
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<tr>
<td></td>
<td>6000 New Equipment</td>
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<tr>
<td></td>
<td>87,400</td>
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<td>$ 1,500</td>
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<td>7,500</td>
</tr>
<tr>
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<td>78,400</td>
</tr>
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</table>
CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 2  ACCEPTANCE OF GRANTS AND BUDGET AUGMENTATIONS (continued)

2-C  COMMUNITY-BASED JOB TRAINING GRANT

Granting Agency: United States Department of Labor/Employment and Training Administration

Appropriated Funding: $1,393,442
  Year 1  $707,025
  Year 2  $336,288
  Year 3  $350,129

Matching Funds: $401,125 (nearly all of which is administrative costs from SMC as the college can only claim a five percent indirect rate)

Performance Period: November 1, 2005 through October 31, 2008

Summary
Under the leadership of Santa Monica College, the Southern California Nursing Initiative will address the California nursing workforce shortage through the development of an accredited Nursing Program with an online component. This project that meets both the instructional and student services needs of enrolled students will target Licensed Vocational Nurses who want to pursue their Associate Degree in Nursing. The proposed nursing program will serve an additional 40 ADN students per year.

Budget Augmentation: Income: (Year 1)
  8100  $ 707,025

Expenditures (2005-2006):
  1000  Academic Salaries  $ 223,746
  2000  Classified Salaries  49,056
  3000  Benefits  81,841
  4000  Supplies  2,800
  5000  Other Expenditure  18,450
  6000  Equipment  306,988
  7000  Indirect Costs  24,144
CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 3  CONTRACTS AND CONSULTANTS
Action: Approval/Ratification

3-A  ENGAGEMENT OF LEGAL COUNSEL
Provider: Burke, Williams and Sorensen, LLP
Service Provided: Will provide legal advice and representation pursuant to direction of the Board of Trustees, including the development and preparation of a contract with the new Superintendent/President.
Date: November 17 through June 30, 2006
Services Fees: $255 per hour for partners; $205 per hour for associates; $110 per hour for clerks and paralegals; plus costs and expenses in performing legal services.

3-B  CONTINUING AND COMMUNITY EDUCATION, WINTER, 2006
1. Approval of seminars/courses for Santa Monica College Continuing and Community Education for Winter 2006.
Funding Source: All costs will be covered by registration fees charged.

2. Off-campus Continuing and Community Education classes for Winter 2006; payment per class session is authorized as stated on the list.
Funding Source: 2005-06 Budget/Continuing and Community Education

Comment: The lists of seminars/courses and facilities are on file in the Office of Continuing and Community Education.

3-C  MEMORANDUM OF UNDERSTANDING – USC
Provider: University of Southern California Department of Occupational Science and Occupational Therapy
Term of Contract: January 1, 2006 – December 31, 2010
Service Fees: None
Service: Under the terms of the agreement, SMC will provide fieldwork placement for USC students.
Comment: The MOU extends the term of the original agreement for five (5) additional years.

3-D  PLANETARIUM
Provider: Terry Martin
Service Provided: Substitute planetarium lecturer for previously approved lecturer Richard Zurek
Date: November 18, 2005
Services Fees: Fees will be covered by tickets sales

3-E  KCRW CONTRACTS AND CONSULTANTS
Provider: National Public Radio
Purchase Fees: Total not to exceed $1,500,000
Term of Contract: October 1, 2005 through September 30, 2006
Service: Provide programs for purchase
Funding Source: Corporation for Public Broadcasting grant and KCRW Donations
CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 4  ACADEMIC PERSONNEL
Requested Action: Approval/Ratification

All personnel will be properly elected in accordance with district policies, salary schedules, and appropriate account numbers.

ELECTIONS

Girard, Don, Executive Assistant to Superintendent (Acting) (Extension) 01/01/06 – 06/30/06

Philipson, Adam, Assistant Director, Madison Theater (Acting) (Extension) 01/01/06 – 06/30/06

TEMPORARY HOURLY FACULTY
(List on file in the Office of Humans Resources - Academic)
CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 5  CLASSIFIED PERSONNEL
ESTABLISH/ABOLISH POSITIONS

The following positions will be established/abolished in accordance with District policies and salary schedules.

ESTABLISH

Director of Fiscal Services
Comment: This position is part of the fiscal services reorganization recommended by the auditor last year. The position will be classified by the Personnel Commission.

EFFECTIVE DATE

12/5/05

RECOMMENDATION NO. 6  CLASSIFIED PERSONNEL – REGULAR

All personnel assigned into authorized positions will be elected to employment (Merit System) in accordance with District policies and salary schedules.

ELECTIONS

PROMOTIONS
Adams, Deborah, Accountant, Fiscal Services

11/21/05

STIPEND
Romano, Jere, College Police Officer, College Police
Comment: Safety and Security Systems

5 percent

05/01/04

CHANGE IN WORK SHIFT/TEMPORARY
Rodriguez, Rogelio, Groundskeeper, Grounds

5 percent

07/01/05-06/30/06

ADVANCED STEP PLACEMENT
Bernard, Lori, Accounting Specialist II, Fiscal Services
Le, Anh, Accounting Specialist II, Fiscal Services

Step B

Step C

09/14/05

09/15/05

SEPARATIONS

39-MONTH REMLOYMENT LIST-MEDICAL
Terzis, Helen, Personnel Analyst II

11/22/05

RETIREMENT
Drewery, John, Parking Security Officer, College Police

01/03/06

The Board hereby accepts immediately the retirement of the above listed personnel to be effective as indicated.
CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 7     CLASSIFIED PERSONNEL – LIMITED TERM

All personnel assigned to limited term employment (Merit System) will be elected in accordance with District policies and salary schedules. No limited term assignment shall exceed 120 working days per fiscal year.

ELECTIONS

PROVISIONAL
Katter Jackson, Lisa, Lab Tech-Bio Sci, Life Science 11/28/05 - 12/20/05
Montes, John J., Van Driver, Transportation 11/07/07 - 12/20/05
Seeds, Robert, Personnel Analyst, Personnel Commission 11/08/05 - 01/30/06

LIMITED TERM
Bartlet, Frank, Counseling Aide, Trio 10/01/05 - 12/30/05
Branch-Amos, Alixe C., Adm. Assistant I, Pers Comm 11/21/05 - 02/17/06
Luthi, Christopher, Accompanist-Performance, Prog. Dev 09/13/05 - 01/17/06
Parker, Rashad, Counseling Aide, Title V 10/31/05 - 12/31/05

RECOMMENDATION NO. 8    CLASSIFIED PERSONNEL - NON MERIT

All personnel assigned to non-merit employment will be elected on a limited term basis to be used as needed in accordance with District policies and salary schedules.

ELECTIONS

STUDENT EMPLOYEES
CalWORKS
$7.00/hr 1

College Student Assistant
$7.00/hr 32

College Work-Study Student Assistant
$7.00/hr 44

SPECIAL SERVICES
Art Model
$14.00/hr 84

Community Services Specialist I
$27.40/hr 76

Community Services Specialist II
$38.00/hr 23

List(s) available in the Human Resources Office and attached to permanent minutes.
CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 9  FACILITIES
Requested Action: Approval/Ratification

9-A  AWARD OF BID – EARTHQUAKE REPLACEMENT LIBERAL ARTS SOUTH
Award of bid for the Earthquake Replacement Liberal Arts South to the lowest responsive bidder contingent upon final approval by the State Chancellor’s Office and the Department of Finance:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pinner Construction Co.</td>
<td>$13,195,000</td>
</tr>
<tr>
<td>FTR International</td>
<td>$13,350,000</td>
</tr>
</tbody>
</table>

Funding Source: City of Santa Monica Earthquake Redevelopment, State of California, Measure U

Comment: The Liberal Arts Building, originally constructed in 1952, was damaged during the 1994 Northridge Earthquake. The District has determined that the replacement of the Liberal Arts Building is a more sensible, safe, and prudent course of action to take, rather than restoring the building back to its original 1952 condition. This project is directed by and in conformance with the January 13, 1998 SMC Adopted Facilities Master Plan. The Board approved the hiring of Gensler as the lead architect on February 12, 2001 and approved preliminary plans to be submitted it to the state for funding on April 2, 2001. This Board action along with the bid tabulation will be sent to the state for final approval before the District can execute the contract.

The Liberal Arts North building is currently in construction and the South phase will complete the new Earthquake Replacement Liberal Arts Complex. The North Building will house the History Department and the South Building will house Philosophy, Social Sciences, and Psychology and have a lab for Earth Sciences.

9-B  AWARD OF BID – BUNDY CAMPUS SIGNAGE
Award of bid for the Bundy Campus Signage to the lowest responsive bidder:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Architectural Design &amp; Signs</td>
<td>$38,709</td>
</tr>
</tbody>
</table>

Funding Source: Measure U

Comment: This is for interior and exterior building signage. Additional site signage may be required at a later date when a permanent access plan is agreed upon.
CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 9  FACILITIES (continued)

9-C CHANGE ORDER NO. 6 – THEATRE ARTS RENOVATION

Change Order No. 6 - TURNER CONSTRUCTION COMPANY on the Theatre Arts Renovation Project in the amount of $4,595.

<table>
<thead>
<tr>
<th>Original Contract Amount</th>
<th>$13,053,000</th>
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</thead>
<tbody>
<tr>
<td>Previously approved Change Orders 1-5</td>
<td>589,635</td>
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<tr>
<td>Change Order No. 6</td>
<td>4,595</td>
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<tr>
<td>Revised Contract Amount</td>
<td>$13,647,230</td>
</tr>
</tbody>
</table>

Original Contract Time: 425 days
Time Extension Change Order No. 2: 24 days
Current Revised Contract Time: 469 days

Funding Source: Measure U

Comment: Change Order No. 6 provides for the addition of bent reinforcing steel at the main theatre stair treads, furnishing and installing welded clips at long span metal stud framing, and misc. metal framing and drywall work at louver #20.

9-D CHANGE ORDER NO. 2 – LIBERAL ARTS, NORTH BUILDING

Change Order No. 2 – PINNER CONSTRUCTION COMPANY on the Liberal Arts North Building Project in the amount of $6,898.

<table>
<thead>
<tr>
<th>Original Contract Amount</th>
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<tr>
<td>Previously approved Change Order No. 1</td>
<td>6,875</td>
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<tr>
<td>Change Order No. 2</td>
<td>6,898</td>
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<tr>
<td>Revised Contract Amount</td>
<td>$9,964,773</td>
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</table>

Original Contract Time: 425 days
Current Revised Contract Time: 425 days

Funding Source: Measure U

Comment: Change Order No. 2 provides for the addition of vertical reinforcing steel, modification of steel embed plates to avoid anchor bolts, the change from “coated” to plastic “rebar chairs” and additional reinforcing steel at the breezeway wall.
RECOMMENDATION NO. 9  FACILITIES (continued)

9-E CHANGE ORDER NO. S. 11 & 12 – NEW MUSIC AND PERFORMING ARTS THEATER
(MADISON)
Change Order No. 11 – FTR INTERNATIONAL, INC. on the Renovation portion of the
project in the amount of $2,492.

Change Order No. 12 – FTR INTERNATIONAL, INC. on the Theatre portion of the project
in the amount of $2,401.

<table>
<thead>
<tr>
<th>Description</th>
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<tr>
<td>Original Contract Amount</td>
<td>$30,780,000</td>
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<tr>
<td>Previously approved Change Orders 1-10</td>
<td>125,855</td>
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<td>Change Order No. 11</td>
<td>2,492</td>
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<td>Change Order No. 12</td>
<td>2,401</td>
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<td>Revised Contract Amount</td>
<td>$30,910,748</td>
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<table>
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<tr>
<td>Original Contract Time</td>
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<tr>
<td>Current Contract Time</td>
<td>670 days</td>
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</table>

Funding Source: Measure S, U

Comment: Change Order No. 11 provides for the change of emergency light fixtures
from wall-mounted to ceiling-mounted and the removal of an existing toilet
including the capping of pipe and patching of the floor.

Change Order No. 12 provides for the extending of a 6 inch supply air
duct to provide air to the lighting and sound booth.

9-F AMENDMENT TO AGREEMENT FOR ARCHITECTURAL SERVICES – NEW MUSIC AND
PERFORMING ARTS THEATER
Amend the agreement with RENZO ZECCHETTO ARCHITECTS for architectural services
related to the New Music and Performing Arts project for an amount not to exceed $2,500 plus
reimbursable expenses.

Funding Source: Measure U

Comment: This amendment to the agreement provides for the planning, design, and
construction administration for the re-roofing of the Madison Campus
Rehearsal Hall and West Wing. Construction of this project led to the
discovery of unforeseen conditions on the roof of this facility and the
District has determined that the roof will need to be replaced to prevent
leaking on a newly constructed facility.
CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 10
Requested Action: Approval/Ratification

2005-06 AMENDED ADOPTED BUDGET - INTEREST AND REDEMPTION FUND 48.0

Adopt the following amended adopted budget for the Interest and Redemption Fund 48.0 as presented to the District by the Los Angeles County Treasurer’s Office and the Los Angeles County Office of Education.

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<td>8600 STATE REVENUES</td>
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<td>29,064</td>
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<td>6,947,687</td>
<td>9,310,446</td>
<td>14,938,583</td>
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<td>TOTAL INCOME</td>
<td>6,947,687</td>
<td>9,339,510</td>
<td>14,938,583</td>
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<td>15,517,577</td>
<td>23,567,2743</td>
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EXPENSES

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<td>4,090,000</td>
<td>10,470,000</td>
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<td>6,888,886</td>
<td>15,764,877</td>
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<td>ENDING BALANCE</td>
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<td>7,802,397</td>
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</tbody>
</table>

Comment: The Treasurer’s Office has revised their estimates a second time and the District is required to adopt the Interest and Redemption Fund budget as revised by the Treasurer’s Office. LACOE has complete control of this fund since it is the fiscal agent for Bond Fund tax revenue and interest and Bond Redemption and interest.
RECOMMENDATION NO. 11  BUDGET AUGMENTATION

Requested Action: Approval/Ratification

11-A  EXTENDED OPPORTUNITY PROGRAMS AND SERVICES (EOPS)

Granting Agency: State of California
Appropriated Funding: $149,867
Matching Funds: not applicable
Performance Period: July 1, 2005 – June 30, 2006
Summary: The District qualifies for an additional $149,867 in State appropriations for EOPS-Category A.
Budget Augmentation:

- 8000 State Income: $149,867
- Expenditures:
  - 1000 Academic Salaries: $5,205
  - 2000 Classified Salaries: 62,293
  - 3000 Benefits: 22,066
  - 5000 Contracted Services: 11,505
  - 7000 /Student Aid/Book Grants: 48,798
- Total Expenditures: $149,867

11-B  COOPERATIVE AGENCIES RESOURCES FOR EDUCATION PROGRAM (CARE)

Granting Agency: California Community Colleges
Appropriated Funding: $5,335
Matching Funds: not applicable
Performance Period: July 1, 2005 – June 30, 2006
Summary: The District qualifies for an additional $5,335 in State appropriations for CARE.
Budget Augmentation:

- 8000 State Income: $5,335
- Expenditures:
  - 4000 Books & Supplies: 3,450
  - 5000 Contracted Services: 150
  - 7000 Transfers/Student Aid: 1,735
- Total Expenditures: $5,335
**RECOMMENDATION NO. 11**  
**BUDGET AUGMENTATION** (continued)

<table>
<thead>
<tr>
<th>11-C</th>
<th>DISABLED STUDENTS PROGRAM &amp; SERVICES (DSPS)</th>
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<tbody>
<tr>
<td>Granting Agency:</td>
<td>State of California</td>
</tr>
<tr>
<td>Appropriated Funding:</td>
<td>$121,724 Augmentation</td>
</tr>
<tr>
<td>Matching Funds:</td>
<td>not applicable</td>
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<tr>
<td>Performance Period:</td>
<td>July 1, 2005 – June 30, 2006</td>
</tr>
<tr>
<td>Summary:</td>
<td>Additional funds for DSPS allocation per Chancellor’s Office, revised 10/24/2005 (bring the total from $1,113,008 to $1,234,732)</td>
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<tr>
<td>Budget Augmentation:</td>
<td></td>
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<td>Income:</td>
<td></td>
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<tr>
<td>8000 Income</td>
<td>$121,724</td>
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<tr>
<td>Expenditures:</td>
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</tr>
<tr>
<td>1000 Academic Salaries</td>
<td>$96,795</td>
</tr>
<tr>
<td>3000 Benefits</td>
<td>$24,929</td>
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<tr>
<td>Total Expenditures</td>
<td>$121,724</td>
</tr>
</tbody>
</table>
CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 12  COMMERCIAL WARRANT REGISTER

October 1 – October 31, 2005  1792 – 1832  $6,654,645.05

Comment: The detailed commercial warrant documents are on file in the Accounting Department.

RECOMMENDATION NO. 13  PAYROLL WARRANT REGISTER

October 1 – October 31, 2005  C1C – C2D  $7,256,177.61

Comment: The detailed payroll register documents are on file in the Accounting Department.

RECOMMENDATION NO. 14  AUXILIARY PAYMENTS & PURCHASE ORDERS

Payments were authorized upon delivery and acceptance of the items ordered, or performance of the service. All purchases and payments were made in accordance with Education Code requirements and allocated to approved budgets in the Bookstore fund, Trust fund and other Auxiliary funds.

October 1 – October 31, 2005  Payments  $1,376,350  Purchase Orders  $3,980

Comment: The detailed Auxiliary payment documents are on file in the Auxiliary Operations Office.

RECOMMENDATION NO. 15  DIRECT PAYMENTS

Payments were authorized upon delivery and acceptance of the items ordered, or performance of the service. All payments were made in accordance with Education Code requirements and allocated to approved budgets. List on file in Business Office.

October 1 – October 31, 2005  D000394 – D000549  $66,943.91
                                  B000131 – B000194  $1,001,033.49

RECOMMENDATION NO. 16  PURCHASING

16-A  AWARD OF PURCHASE ORDERS

Payments are authorized upon delivery and acceptance of the items ordered, or performance of the service. All purchases and payments are made in accordance with Education Code requirements and allocated to approved budgets. Lists on file in the Purchasing Department.

October 1 – October 31, 2005  $372,273.91
MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 17  APPROVAL OF SUPERINTENDENT/PRESIDENT EMPLOYMENT AGREEMENT

It is recommended that the Board of Trustees approve an employment agreement with Dr. Chui L. Tsang as Superintendent/President.

The terms of the agreement are:

- Three-year rolling contract commencing February 27, 2006
- Salary: $175,000 per year
- $650 per month car allowance
- $24,000 per year housing allowance
- One-time moving expense allowance of $5,000
- All fringe benefits including health, dental and vision insurance.

MOTION MADE BY: Margaret Quiñones
SECONDED BY: Rob Rader
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

PUBLIC COMMENTS:
Lesley Kawaguchi
Richard Tahvildaran-Jesswein
MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 18  REAPPOINTMENT OF PERSONNEL COMMISSIONER

It is recommended that the Board of Trustees confirm the reappointment of Karen Bancroft to the SMC Personnel Commission for a three-year term that commences December 1, 2005 and expires November 30, 2008.

Comment: The process of filling a position on the Personnel Commission requires that one member be appointed by Board of Trustees; one member be appointed by the classified employees of the District; and the third member be in 2004 when Dolores Press was appointed to the Personnel Commission. The vacancy now created by the expiration of Karen Bancroft’s term creates the opportunity for the classified employees to make its appointment to the Personnel Commission.

MOTION MADE BY: Nancy Greenstein
SECONDED BY: Dorothy Ehrhart-Morrison
STUDENT ADVISORY: Aye
AYES: 6
NOES: 0
ABSTAIN: 1 (Margaret Quiñones)
MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 19  PULLED – NO ACTION TAKEN

TEMPORARY PEDESTRIAN AND VEHICULAR ACCESS TO SMC BUNDY CAMPUS FROM AIRPORT AVENUE

It is recommended that the Board of Trustees hold a discussion and provide direction to staff regarding the offer of the City of Santa Monica by City Council action of November 8, 2005, to provide a temporary, seven-month pedestrian access and vehicular right-of-way (exiting only) agreement from the Bundy Campus to Airport Avenue in return for the College District paying for all costs of improvements, providing indemnification, and providing an unconditional and permanent waiver of all claims to any actual or purported property rights regarding access from the Bundy Campus through City property to Airport Avenue, including any implied, expressed, or prescriptive easements and related claims. The Board’s action may include the adoption of a resolution.

Background: In February 2003, the City of Santa Monica closed and locked two gates in a fence that separates the 227-acre Santa Monica Municipal Airport and the 10-acre Santa Monica College Bundy campus. Both of these gates extend across driveways that have historically been used to provide pedestrian and vehicular access from the Bundy campus site to Airport Avenue (a street that traverses the southern edge of the Airport, connecting on the east to Bundy Drive via a traffic signal and on the west to Walgrove Avenue).

The connection of the Bundy campus site with the Santa Monica Municipal Airport originated in 1935, when the City of Santa Monica purchased the 10-acre site and added it to its municipal golf course. The property was later included in the City of Santa Monica’s Airport Master Plan adopted after World War II as one of two parcels needed to provide a southern expansion of the Municipal Airport into the City of Los Angeles. When Los Angeles zoning changes needed to build a runway south of the Santa Monica border were denied in 1950, Santa Monica abandoned its option on the first parcel, a 15-acre site south of the City border and west of the Bundy campus site, and supported and facilitated the sale of the other parcel, the 10-acre Bundy campus site, to Lear, Inc. The sale was approved unanimously by the Santa Monica City Council on January 22, 1952 for $106,000. Lear’s intended use of the site was to manufacture electronic equipment and to install the gear on Air Force planes rolled from the Airport.

Vehicular and pedestrian access to the Bundy campus site from Airport Avenue has occurred without interruption or restriction throughout the Lear ownership through December 2001, and during College ownership and lease to BAE Systems (the new name for Lear Siegler Astronics) through February 2003. At its peak in 1988, Lear Siegler employed approximately 1,280 people working at the site on a daily basis, and during its last year of use, BAE Systems employed 736 people at the site.
This historical investigation underlies Santa Monica College's assertion that it possesses a legally-protected implied easement for direct vehicular access between the Bundy Campus and Airport Avenue. The assertion is based on statute and includes three elements: there was a separation of title from single ownership; before the separation, the use was of adequate duration and so apparent as to indicate it was intended to be permanent; and the implied easement must be reasonably necessary to the beneficial enjoyment of the land granted. The College first asserted this property right to the City of Santa Monica in June 2004.

Importantly, rather than pursuing legal action, the College has pursued a multi-year strategy of resolving this issue through discussion.

The College has worked cooperatively with the City of Santa Monica in the preparation of a vehicle access plan by developing and authorizing a Bundy Campus Long Range Master Plan process that in essence recommends maintaining the current level of operations. The College has analyzed circulation issues and adjusted operations accordingly. The College has reduced any potential impact on Airport operations by relocating the shuttle. The College has supported City of Santa Monica efforts to develop a three-party agreement that includes the City of Los Angeles.

This cooperative effort has in fact led to a proposed three-party agreement developed with the participation of all parties on October 28, 2005, whereby in the immediate term Los Angeles City Councilmember Bill Rosendahl would seek a half-signal on Bundy at the Bundy Campus driveway; Santa Monica would allow entering and exiting from the campus via Donald Douglas Loop South to and from Airport Avenue, with exiting right turn only to Bundy Drive; SMC would agree to keep the gate from the campus to Stewart Street closed except in emergency situations; and SMC would pay for all costs. The immediate term blueprint is to be a pilot for the intermediate term. In the intermediate term, Councilmember Bill Rosendahl would install a traffic signal on Bundy at the Bundy Campus driveway. The other immediate term elements would be extended, with modifications as determined by the pilot program. Additionally, all parties would agree to pursue longer term solutions.

The Santa Monica College Board of Trustees endorsed this agreement on November 7, 2005.

The Council action of November 8, 2005, falls short of meeting the terms of the proposed three-party agreement. It limits access to Airport Avenue to exiting only. It does not provide a commitment to extend the access right beyond seven months, even if the Bundy signal is installed or approved during that time period. It includes a new requirement, the permanent waiver of a College property right, as a condition of the seven-month agreement. This requirement has never been discussed with the College nor has there been any public input regarding the permanent nature of this waiver.
The Bundy Campus extends Santa Monica College's commitment to neighborhood quality of life. Throughout the 1990s, the College has followed a growth management strategy of decentralization and shifting circulation away from residential areas. Since 1992, for example, the College has closed Parking Lot #3 on Pearl Street; has relocated Student Services to the Pico side of the campus; has shifted programs to new satellite locations; and has re-started an off-site parking and shuttle program.

The value of these efforts to reduction of traffic near the main campus is evident. In a City of Santa Monica comparison of vehicular counts between late Fall 1992 and mid-Spring 1998, traffic volume on 20th Street between Pico Boulevard and Pearl Street had been reduced approximately 12% despite overall College growth. This is the street segment north of Ocean Park Boulevard in Sunset Park with the highest total traffic volume and the street segment most affected by student traffic.

Providing long-term, safe access to the Bundy Campus would assist the College in redirecting student traffic away from the main campus and out of residential neighborhoods. In addition, providing interim access would avoid possible interruptions in College programs and the negative impact on student opportunities and College operations that such interruptions would have.

Assuring the public safe access to the Bundy Campus and the long-term cooperation among the above governmental agencies are the basis of Board discussion and possible direction to staff.

MOTION MADE BY:
SECONDED BY:
STUDENT ADVISORY:
AYES:
NOES:
BOARD OF TRUSTEES
Santa Monica Community College District

ACTION
December 5, 2005

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 20  UPGRADE OF JOHN ADAMS MIDDLE SCHOOL FIELD

It is recommended that the Board of Trustees direct Santa Monica College staff to work cooperatively with Santa Monica-Malibu Unified School District staff, City of Santa Monica staff, the Sports Advisory Council, and the existing users to upgrade the John Adams Middle School soccer, baseball, and practice fields to an all-weather synthetic turf surface (preserving the dirt portions needed for baseball/softball) and to make related improvements, with funding from Measure S.

Comment: SMC currently offers credit classes in physical education, athletics, and kinesiology. Compared to many other California community college campuses, SMC is deficient in field space. In order to offer a full program, the District rents field space. However, there is insufficient field space in Santa Monica to meet demand.

Measure S, approved by District voters in November 2004, authorizes the use of bond funds to retrofit existing athletic fields available to the District. This includes installing synthetic turf, which holds up to extended play extremely well and virtually eliminates the down time due to rain, field rehabilitation, mowing, and irrigation associated with natural grass. This increases activity levels for games and practices—it is estimated that synthetic turf adds as many as 600 to 800 games additional annually for a two-field park site.

Synthetic turf provides a number of environmental benefits. Recycled rubber is used in the product to increase surface resiliency, the need for chemical fertilizer is eliminated, and annual water savings are significant.

The fields at the School District’s John Adams Middle School would benefit from such an upgrade. The north and south fields are heavily used by the School District, the College, and many community groups including AYSO, Santa Monica Pony Baseball, Pacific Coast Soccer Club, Santa Monica Little League, Bobby Sox, and Santa Monica United Soccer Club. The College’s use is for women’s soccer practice and games and men’s football practice.

The School District has included the upgrade of the John Adams fields among its priorities. The School District applied for a grant from the Urban Park Act of 2001 Program last year; this fall, the School District learned that the project will not be funded from this source.

College staff and School District staff have recently met regarding the use of Measure S funds to upgrade the fields at John Adams Middle School. College staff believes that the increased playing time provided by this proposed upgrade will be of interim benefit to the College during the future upgrade of Corsair Field and will be of ongoing benefit in terms of reduced maintenance and upkeep costs. Additionally, the improvements would enhance opportunities for John Adams Middle School students and neighborhood youth. Once completed, the John Adams fields would remain available to users consistent with current practice.

MOTION MADE BY: Dorothy Ehrhart-Morrison
SECONDED BY: Rob Rader
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0
MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 21  ELECTION OF CHAIR OF THE BOARD OF TRUSTEES

It is recommended that the election be held for Chair of the Board of Trustees of the Santa Monica Community College District.

Motion was made by Margaret Quiñones and seconded by Dorothy Ehrhart-Morrison to elect Nancy Greenstein as Chair of the Board of Trustees.

STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

RECOMMENDATION NO. 22  ELECTION OF VICE-CHAIR OF THE BOARD OF TRUSTEES

It is recommended that the election be held for Vice-Chair of the Board of Trustees of the Santa Monica Community College District.

Motion was made by Margaret Quiñones and seconded by Herb Roney to elect Susan Aminoff as Vice-Chair of the Board of Trustees.

STUDENT ADVISORY: Aye
AYES: 7
NOES: 0

RECOMMENDATION NO. 23  ELECTION OF SECRETARY, ASSISTANT SECRETARY AND RECORDING SECRETARY

It is recommended that Interim Superintendent/President Thomas J. Donner be elected Secretary to the Board of Trustees; Executive Vice-President Randal Lawson, be elected Assistant Secretary to the Board of Trustees; and Coordinator, District/Board of Trustees Office Lisa Rose, be elected Recording Secretary to the Board of Trustees.

Comment: In accordance with Board Policy 1170, the officers and auxiliary personnel of the Board of Trustees of the Santa Monica Community College District shall consist of a chair, vice-chair, secretary, assistant secretary and recording secretary.

MOTION MADE BY: Rob Rader
SECONDED BY: Herb Roney
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0
MAJOR ITEMS OF BUSINESS

INFORMATION ITEM D SEATING OF THE BOARD OF TRUSTEES

Seating of the Board of Trustees was determined by drawing numbers, with the Board Chair in the middle, the Vice-Chair to the right of the Chair, the Superintendent to the right of the Vice-Chair, and the Student Trustee in the designated Student Trustee position.

RECOMMENDATION NO. 24 AUTHORIZED SIGNATURE RESOLUTIONS

It is recommended that the Board of Trustees resolve that the Interim Superintendent/President Thomas J. Donner, Executive Vice-President Randal Lawson, Associate Vice-President, Fiscal Services Reagan Romali, be authorized to sign warrants, orders for salary payment, notices of employment, contracts, and other documents as directed by the Board of Trustees; Dean, Human Resources Sherri-Lee Lewis, and Dean, Human Resources Patricia Brown, be authorized to orders for salary payment, notices of employment; Director of Auxiliary Services George Prather be authorized to sign Auxiliary warrants; and Director of Purchasing Keith Webster be authorized to sign purchase orders.

It is further recommended that the "Certification of Signatures" be completed and filed with the County Superintendent of Schools. The signatures shall be considered valid for the period of December 5, 2005 through December 31, 2006.

MOTION MADE BY: Rob Rader
SECONDED BY: Herb Roney
STUDENT ADVISORY: Aye
AYES: 7
NOES: 0
XIV.  **ADJOURNMENT**: 9:16 p.m.

The meeting was adjourned in memory of adjunct physics professor **Dr. Rafael Enfiadjian**.

The next regular meeting of the Santa Monica Community College District Board of Trustees will be Monday, January 9, 2006 at 7 p.m. (5:30 p.m. if there is a closed session) in the Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.