



**RIO HONDO COMMUNITY COLLEGE DISTRICT
SPECIAL MEETING OF THE BOARD OF TRUSTEES
MINUTES – WEDNESDAY, JANUARY 23, 2019, 6:00 P.M.**

Location:	Rio Hondo College Board Room 3600 Workman Mill Road, Whittier CA 90601
Members Present:	Mr. Gary Mendez, President Mr. Oscar Valladares, Vice President Ms. Rosaelva Lomeli, Clerk Ms. Norma E. García, Member Ms. Vicky Santana, Member Ms. Diana E. Laureano, Student Trustee
Members Absent:	None
Staff Members:	Ms. Teresa Dreyfuss, Superintendent/President Mr. Henry Gee, Vice President, Student Services Dr. Laura Ramirez, Vice President, Academic Affairs Mr. Yulian Ligioso, Vice President, Finance & Business Ms. Michelle Bean, President, Academic Senate Ms. Jill Pfeiffer, President, RHCFA Ms. Sandra Rivera, President, CSEA Mr. Matthew Mangoba, President, ASRHC Ms. Reneé Gallegos, (Recorder)

I. CALL TO ORDER

A. Call to Order (6:00 p.m.)

Mr. Mendez called the meeting to order at 6:00PM. Trustee Mendez reported a correction in the order of the meeting business that does not conform with past practice and moved item V. Study Session, to be conducted after the HVAC update.

B. Pledge of Allegiance

Ms. Angelica Bio led the Pledge of Allegiance.

C. Roll Call

Ms. Santana arrived at 6:10PM. All members present.

II. HVAC STATUS UPDATE – Yulian Ligioso

Yulian Ligioso, Vice President of Finance & Business provided the Board with an update on the Heating/Ventilation and Air Conditioning system.

VICKY SANTANA - reported that the infrastructure is again and we need to have mitigations in place. Deferred maintenance we have to do it to avoid further problems.

BOARD OF TRUSTEES: Norma E. García, Rosaelva Lomeli, Gary Mendez, Oscar Valladares, Vicky Santana,
Diana E. Laureano, Student Trustee

ANGELIA BIO – brought up the issue in A & R about space heaters and the outlets are melting. Yulian will go to A & R to follow up.

MICHELLE BEAN – in C & L safety issue overloading the electricity a lot of office share one outlet and you have two power strips to one outlet. Entire work stations are operating on one outlet and then add in space heaters. We need education so that we can do this safely.

VICKY SANTANA - What if they forget to turn them off? Can an outlet hold the capacity of 2 heaters?

NORMA E. GARCIA – no, space heaters are not safe.

The Board stressed the sense of urgency in addressing the HVAC issues and the college's infrastructure needs to ensure a comfortable learning environment for students and staff and that adequate communication is being sent to the campus and the Board throughout this process.

Mr. Mendez moved the Study Session items to the beginning of the agenda.

V. STUDY SESSION – (See Attachments)

- **Board Goals & Objectives – Dr. Caroline Durdella**

- **Review & Discussion of 2018-19 Board Goals & Objectives**

Dr. Caroline Durdella provided a review of Board Goals and Objectives, specifically, for the two new board members

Dr. Durdella fielded questions from the Board.

GARY MENDEZ – Lets start on Goal 1.

NORMA E. GARCIA - clarifying we were going to revisit this in February, does this replace that?

GARY MENDEZ- this is a review of what was already presented in the fall the initial introduction.

NORMA E. GARCIA – so just for clarifying can we make updates or do we wait for February when we have a conversation about whether these goals align with our collective goals? I just want to make sure that I understand what the purpose is. Ok got it

GARY MENDEZ – that is a review for the new members of what has already been presented in November, the work session that we will have in February. The short version.

NORMA E. GARCIA - ok then I am good.

VICKY SANTANA- Well I am just wondering why?

GARY MENDEZ –Because we have two new board members.

VICKY SANTANA- I know but the idea was I thought for the two new board members to have input so we are going to have two discussions on it? So basically if we give direction these may change so I feel like I would like to hear if there are objections to these so we don't waste time.

GARY MENDEZ – You may ask questions. This is for the two new board members and actually myself because I was in New York at the time this was presented.

VICKY SANTANA- so I get that but, I was going to ask for the dates that we set and are going to discuss this and if there are going to be changes there is no sense in giving direction on how we are going to implement this.

GARY MENDEZ – The cope for today is just an introduction to the Board goals for the new board members. We are just sitting and listening unless you have something to compliment the presentation.

ROSAELVA LOMELI – Board goals you are talking about date. How will goals be measured. Guided Pathways if we discuss is that going to get us to meet that goal?

DR. CAROLINE DURDELLA- My understanding is that the Board wanted to hold in depth discussion as part of their activities. Another issue is that when we were developing these it was November. And so these are annual activities and goals that we were adopting in November. Essentially you have six months to complete the goals and objectives as outlined. We wanted to come up with a set of activities that were actually achievable for the board in the next six months for the Board so these are the parameters under which they were developed.

ROSAELVA LOMELI – so when we discuss the Guided Pathways are we going to look at the data and then make recommendations? Or? I just want to clarify.

DR. CAROLINE DURDELLA- it is up to the Board what they want to do. It is a special meeting regarding the transition to guided Pathways to talk with their stakeholders about Guided Pathways.

VICKY SANTANA- so normally we receive a briefing and then they tell us what the plan in and then we can provide input on what we think, ask questions.

GARY MENDEZ – that can be in the form of a presentation or in the form of an information item or action item.

DR. CAROLINE DURDELLA- in regard to GP, in terms of the engaging stakeholders the board might want to consider having a conceptual presentation, what is GP, how is it different from what's been going on, that type of thing because it is a very different approach to education.

NORMA E. GARCIA - I think just to be fair that this presentation, it was much more than that. We have already been there done that. Our goal was to make sure that we looked at GP mapping and look at the implementation plan for GP. So it is much more than just a presentation. And so we want to make sure that GP is underway so it was underway in implementation and not an introduction 101 to GP, it was much more. Much deeper in regards to that to make sure that we are on the path to implementation for GP. So I think if we want to have a “101” that it is not just the goal of this goal that we engage the entire community is on the path of implementation for and that we as a board understand what that path looks like.

GARY MENDEZ – Michelle.

MICHELLE BEAN – Well if it pleases the Board I happen to know one of the liaisons of the GP and we have brought the GP 101 presentation forward before and I know that we have new board members. In addition, we can update you on where we are at with mapping so we can definitely do that.

NORMA E. GARCIA- that is fine.

MICHELLE BEAN- We have an entire steering committee where are ASRHC President is on there and we get feedback. We also have a CSEA member who we hope continues to be invited and there is a lot of work that continues. At the will and pleasure of the Board we can or are willing to come.

VICKY SANTANA - at the presentation, I would like to see how the board can support the implementation. If there is any direction that we need to give. Whatever it is I think that is the appropriate time to come to us and ask us so we can provide guidance.

SANDRA RIVERA – This document does not reflect that Norma.

NORMA E. GARCIA- Yeah that is why I am bringing it up and that is why I asked that clarifying question. The intention is to go much deeper than that. I want to make sure that you guys (Lomeli & Valladares) have that 101 but I am not sure that you will be satisfied with that.

ROSAELVA LOMELI – No that is my question. It does say discussion that is why I am asking how it will be measured.

NORMA E. GARCIA- the last update we were looking at the mapping and I want to know where we are currently at, this is what we are doing this year and where we are going so that we all have a conversation and how we support that implementation effort as a Board. I feel bad because now we are getting into the February discussion.

GARY MENDEZ - Directed to Caroline Durdella – is this the extent of the presentation that you got on the original.

DR. CAROLINE DURDELLA - the document that I was provided when I arrived was much more detailed.

GARY MENDEZ - so that is what we were asking for.

DR. CAROLINE DURDELLA - oh I thought this was just a review.

GARY MENDEZ - no because this is two board members who are new. This is their introduction to the whole topic period.

NORMA E. GARCIA- then we can have a deep dive into the topic.

VICKY SANTANA – They were here when we did that. Weren't you?

ROSAELVA LOMELI – Is it one meeting or two, that is what I would like to see.

VICKY SANTANA -I would like to get the dates on the calendar.

GARY MENDEZ- IF we can get Matthew and Diana in here I'd like to hear what they want to see.

MATTHEW MANGOBA - from the last discussion about this we still have not even figured out time and place ASRHC meeting on Mondays from 3-5 so I am not sure how the board schedules on that and on top of that 20-25 Students schedules if we decide to stray away from that time. We have to consider everyone's schedule,

DIANA LAUREANO- not that everyone has to attend weekly meetings, I know everyone has things to do maybe bi monthly where a special meeting can be held. I know there was discussion about a joint meeting being held with ASRHC and the Board. I know this is something that we need to discuss and is there the possibility to actually have that meeting to give the heads up to the Board and the students to have that meeting and get that in so that we have the designated times ASRHC is Mondays from 3 to 5 and the other thing that was discussed was having a standing meeting between the student's representatives and the board so that we can get to know each one of you and have that opportunity to network with you.

GARY MENDEZ – Trustee Santana

VICKY SANTANA- This is a new concept for all of us so I am still trying to wrap my head around, we have certain responsibilities and they have very distinct responsibilities so I would like to brainstorm on the topics within our legal parameters within our roles and responsibilities and ability to have a joint board meeting. I think we need to have that discussion so we can see where the overlap is. We have our responsibilities are and they have theirs. I am still not sure on the overlap.

GARY MENDEZ - we can put that as an informational item on the agenda to have that discussion so that we come up with our five things to discuss with the students and they can come up with their five things.

VICKY SANTANA - the other question, are we just having dialogue, or are we jointly discussing an issue, is it a joint issue, are we going to actually have a meeting where we vote on things jointly. There is where I am not clear.

GARY MENDEZ – Possibly. The possibilities are open. There is a consultation process that exists where if they wanted us to consider something they could pass theirs and bump it up to PFC. There is a consultation process for that if they wanted to affect policy. If it is a social thing for them to communicate what their issue are what their concerned about that can be done is the...

VICKY SANTANA then that is not a joint meeting.

GARY MENDEZ – it can be.

VICKY SANTANA – Then that is different then what we talked about originally.

NORMA E. GARCIA- I think that we can discuss that in February and that we don't have to get into the logistics today.

VICKY SANTANA – no, no I just still, so for February, I need to have more concrete, like what does the possibility look like because I can't wrap my head around it right now.

ROSALVA LOMELI – At the February meeting can we go back and look at the objectives, because the Board actively engaged with Student Leadership is not just attending a meeting or a joint board meeting I think there is a lot of things that we can do outside of this, so maybe we can look at that objective or activity and maybe tweak that so we can meet the needs of the students as well.

NORMA E. GARCIA - Correct.

VICKY SANTANA – We had talked about a social mixer at first. Just to be clear I would make myself available on Monday, I just need advance notice to be able to clear my calendar at work. It just need to be clear on what we are doing. I want to make sure that staff and students are comfortable. I know that it is a balancing act so.

GARY MENDEZ- to clarify we had planned to do a joint meeting in march.

PRESIDENT DREYFUSS – Special Board meeting on the 4th Wednesday.

VICKY SANTANA- but that doesn't; work for them necessarily.
President Dreyfuss & GARY MENDEZ – We will work that out.

GARY MENDEZ – we will have a discussion with them and work out what is best for them.

VICKY SANTANA- I have no problem moving it on Monday from 3-5 if that works for the rest of the Board.

NORMA E. GARCIA –we have a lot of constituencies to think about here as well as the public because I think the public will also would like to participate in this style of event. That is a February conversation.

GARY MENDEZ – what we will do is, the Superintendent will have initial discussion with the students and come back as an informational item for the first meeting in February and to make sure the special meeting in March works out. Let's move on to board goal 3 review roles, responsibilities and Accreditation. This is something that we will have a scheduled presentation in the near future. Any questions on that item? (No comments made) Moving on to Board goal 4 - College wide conversation on definition of effectiveness.

NORMA E. GARCIA – Can I provide a little background? During our last Accreditation process the board members are actually interviewed by the committee and one of the new questions that was asked was how Board members measure effectiveness. And it was one of the areas that we felt as a Board we did not have strong consensus or strong response to. So we have struggles as Boards have thought about especially because of the 10+1 issues how board members engage and define effectiveness. So this is something, I think it is introduction because I believe that it is pertinent to you that we can begin a dialogue all together as a board. And probably we even talked about getting some professional development getting other Community Colleges, experts to help us define, how we would view and how we engaged in defining effectiveness for this board. So the good thing is that there has not been work done on this but the idea is to begin to engage so that we have some commonalities so that the next Time Accreditation comes we have an understanding of our role as Board members in effectiveness as a campus. One of us may think is it academic effectiveness. Others may say it's the effectiveness in regards to how we operate our meetings. And another person may some another thing so it is really important how do we as board members define effectiveness for and get

technical expert help around the state with help on how they define effectiveness for their board. So that was the intention of that.

GARY MENDEZ – We will fit that into our schedule of two meetings a month. Ok any other questions, on to the next one. Board goal 5 institutional planning process and integrating the board. I like what we are doing here and if there is any follow up and elaborate down the road. Any questions on number five? (none)

NORMA E. GARCIA- just want to mention that Trustee Lomeli that this gets into her concern regarding metrics that is when we stark tracking the numbers and the growth.

ROSAELVA LOMELI – thank you.

GARY MENDEZ – ok on to number 6 Board will engage stakeholder with the transition to Guided Pathways– special board meeting that is being planned. Any questions ok one to number 7 – the board will oversee the college’s financial sustainability, during the implementation of the Student Centered Funding formula.

VICKY SANTANA - are we interchanging the words Study Session and Special meeting?

GARY MENDEZ – Yea they are specific, a study session can happen at a special meeting or regular meeting. A study session which is the 4th Wednesday of the month.

PRESIDENT DREYFUSS – Yes.

VICKY SANTANA- I thought the study sessions were intended to look stuff like this?

GARY MENDEZ – Yeah sure, if it was a shorter subject, then it would probably be best in a regular board meeting where there would be a presentation that was about 20 minutes.

VICKY SANTANA- because on 6 and 7 it says, goal 6 says special board meeting where goal 7 says study session, so are we interchanging those or do they mean the same thing? Just making sure.

PRESIDENT DREYFUSS – they mean the same thing.

GARY MENDEZ – We will take note and make it consistent for clarity.

- **New Funding Formula Update**

- **New Funding Formula Faculty Taskforce Report** – Dr. Adam Wetsman & Diana Valladares

Questions/concerns raised by the board.

DIANA VALLADARES - We will be going to Academic Senate to present this and move it forward.

VICKY SANTANA- are we considering the evening students?

DIANA VALLADARES- yes so far we have only looked at psychology degree and there are many more that need to be developed.

VICKY SANTANA- how many Associate Degrees for Transfer do we have?

PRESIDENT DREYFUSS - 27

DIANA VALLADARES - there are different have the GE (Local degree), CSU and IGETC.

- **Pell Grant & BOG Process** – Henry Gee
- **Transfer & Certificate Information** – Henry Gee

Questions/concerns raised by the board.

PRESIDENT DREYFUSS – CSULA is trying to encourage students to come to Community College first. CSULA wants to work with CSULA and wants the counselors to encourage students to come to RHC and then transfer to CSULA. Coordinating with RHC, ELAC, West LA and LA Trade tech who met with CSULA president. We will be sending two administrators to engage with CSULA. One is PCC and ELAC where they will have community forums.

NORMA E. GARCIA- Are they honoring the EI Monte Pledge? We may need to remind them of the signed contract. That is a signed compact are they honoring that?

HENRY GEE- Because of the changes in leadership there, they took administrating outreach and Admissions of Student Services and put that in Academic Affairs, now student services staff have zero control over it.

NORMA E. GARCIA- We probably need to have a delegation of Board members, all superintendents and RHC Admins and possibly staff from UCI to support us because, regardless of who is the President, that is a signed compact.

VICKY SANTANA- so they're reducing their student population by 5,000 so until they are able to redirect those students to us they are not going to accept as many transfers?

PRESIDENT DREYFUSS – no they are going to accept our transfers. The 5,000 student surge they are not able to take at this time.

VICKY SANTANA- Right so until they are able to redirect they are not going to be able to accept as many transfer students?

PRESIDENT DREYFUSS – they did not say that. They are going to work out the details.

HENRY GEE – we went from 264 to 218 in one year. So the disconnect is that they want more transfers but they have not quite . . .

VICKY SANTANA – Redirected them. The bigger issue is the 5,000 that they are not funded for are they capped at their capacity and should be add that to our advocacy?

HENRY GEE- Almost every CSU now is impacted.

NORMA E. GARCIA- that is the toughest thing. CSULA was a guarantee for our students. We know that Long Beach, Fullerton are the easily accessible campuses and Pomona had been impacted for years. Long Beach and even Dominguez Hills have been our safety nets for our students, if they are not then we need to be engaged at that level of advocacy. We are not helping our students then. Those were the guaranteed colleges for our students. That is a big issue for me.

HENRY GEE - you have to understand that about 8 years ago when there was impact in the CSU's our students with high GPAs got turned down and they could have gone to UC's had they applied. CUS's are more their school of choice so now we are trying work hard and encourage them to apply to both. Our colleges of choice students used to be able to get in with a 2.6 or 2.8 and now those colleges are saying no. So where does that leave our students?

VICKY SANTANA- I don't think our legislators understand the impact that this is creating on ours. We are getting pressure to transfer, transfer, transfer but where?

NORMA E. GARCIA- they need to have a landing pad.

GARY MENDEZ - you remember the Fireball thing and what he did. He held funding from certain universities until they talked to community college and enrolled students.

NORMA E. GARCIA- that's right.

VICKY SANTANA- I have never had this in my experience.

GARY MENDEZ – And this starts locally.

SANDRA RIVERA- Can't our student transfer to our BA offerings at other colleges.

GARY MENDEZ – they are very specialized degrees in Mortuary science, Auto, equestrian etc.

LAURA RAMIREZ - Thy are very specialized degrees and there are only 15 community colleges in the state, there is a niche population.

Henry Gee continued on with his presentation.

ROSANELVA LOMELI – All this information was shared at the All Counselor breakfast?

HENRY GEE - yes. Students apply.

NORMA E. GARCIA- Have we done any analysis on why are students are not getting in so we can really focus on that and provide services to them and be intentional. Is it that we need to give professional support for their essay, is it that we need to support them with letters of recommendation. Can we do an analysis who those 500 kids did not get in? Were they not ready? We should have a policy that our kids are applying to at least one UC.

HENRY GEE – there were 297 that did not get accepted for the CSU. In the UC 230 and 98 are enrolled. Our yield is not horrible. I believe that we don't have students that believe in themselves to apply to UC's. Students who say I can do this!

NORMA E. GARCIA- Our UC numbers are bad and our kids with their income should be getting a free ride at UCs. We should have a policy that the students should apply to at least one UCs to create those benchmarks, especially.

GARY MENDEZ – Santana is on the list and then Michelle.

VICKY SANTANA – You had mentioned the goals of 1200 by 2020 is that part of the institutional goals?

HENRY GEE- no that is a goal that I set for our outreach, transfer and Counseling teams. I knew that we were at 700 so set a goal high enough, I think that even if we are at 900 or 1,00 by 2020 that is an improvement. I just believe in setting goals high enough. No point in setting a low bar.

VICKY SANTANA- What is our institutional goal for transfers?

NORMA E. GARCIA- We increase by percentage.

PRESIDENT DREYFUSS - An increase of 5%

MICHELLE BEAN- Speaking of Garcia's comment on obstacles such as the personal statements, when we started the WRC we saw three, the last year we have increased to around 20, but it is an obstacle. Students come in asking for help with the personal statement. We do work with the transfer center so that the students have the awareness and the knowledge that we have this facility. It should be institutionalized and reach for capacity, without it, it will continue to be an obstacle.

GARY MENDEZ-The Transfer Center has come a long way. I remember when it used to be a bookshelf!

Henry Gee continued on with Financial Aid portion of presentation.

GARY MENDEZ – so there is a correlation between those students who are eligible for a BOG and they qualify for some form of Financial Aid?

HENRY GEE – the difference is if you have \$1 of unmet need, you qualify for BOG, but not necessarily for PELL. It used to be the case but no longer.

GARY MENDEZ- I think I heard there is a gap of student who do not apply for financial aid but are eligible.

HENRY GEE we use the RIO promise as an example where they have to fill out the FASFA. Application, FASFA and at that time assessment. Complete all three and you get priority registration, you get the money. We have kept that for Rio Promise 2 you complete 24 units, have a 2.0 and fill out the FASFA for next year.

GARY MENDEZ - how aggressive are we going to get in year 2?

HENRY GEE- if you do not fill those things out then you do not get those things. Technically, we cannot hold it, however. . .

GARY MENDEZ- that is the control group

HENRY GEE –we do try to get our new students to apply. This is why we have Saturday hours the first few weeks before school to help students get their financial aid

ROSANELVA LOMELI – next year the projection is?

HENRY GEE – Auto awarding will continue and there is still more to be had and spread those out. These are past students that we never awarding.

ROSALVA LOMELI - so how far back are we going to go? That is where the numbers are a bit deceiving because it is not our current students.

VICKY SANTANA - it is good that students get their degree that they should have had.

ROSALVA LOMELI – what if they needed it for a job and were not aware? I don't necessarily think it is a good thing. Are any students surprised they received this?

HENRY GEE – there is a return response in communication.

VICKY SANTANA - glad that we are dealing with this. Students may decide they need to fast track, get in and get out because of need. Frustrates me when students change their major to an unrelated area. Get the first degree and then when they have time they can go back and get degree.

➤ **Credit Certificates & Degree Offerings** – Dr. Laura Ramirez

Questions/concerns raised by the board.

GARY MENDEZ - looking though Continuing Ed. schedule is there a desire to make non-credit credit courses, specifically in Health Science area credit/certificate courses?

DR. LAURA RAMIREZ - these are basic entry level courses that may help someone get their foot in the door in the health care facility. Sometimes students use non-credit as exploratory to see if that is what they like. They would have to go through the credit side Some of our non-credit and credit courses are schedule concurrently so it is structured that way to see if that is something the student wishes to do.

VICKY SANTANA- the Police Academy it's not a certificate program?

DR. LAURA RAMIREZ - because the academy is not sequenced, it is not looked at that way so we don't get a bump in the funding formula.

VICKY SANTANA- our goal is to make it that way? So what does that entail?

DR. LAURA RAMIREZ – yes. The first step was to rewrite the curriculum because it can't be a stand-alone course it has to be in a sequence of classes so we broke it up into modules. We have to approve locally by our Curriculum committee, then it goes to the LA/OC Regional Consortium who looks at three things 1) Labor market 2.) Advisory Committee 3) Not engaging in “destructive competition.” We are in a good spot because we are really the only college in the area offering this program other than the Sheriff's academy and I believe that we will get the approval from the consortium. Then it goes to the state for archiving. The longest step is getting to the Consortium that meets once per month.

VICKY SANTANA – how does this fit into the current AJ programs?

DR. LAURA RAMIREZ - currently it does not we would have to write an Associate's degree as well. Most of the Police Academy recruits are looking to be employed or already are employed and are sponsored. That is the goal we don't want them to get into the academy and stay here. Some already have degrees and decided to go into law enforcement. We do offer this for AOT classes. We offer advising and can customize a plan. Some of them already have degrees. We do have some recruits that already have degrees and decided to go into law enforcement. So, the goal is they want to get through

the program. You're talking about a very intensive Monday through Friday program. They are completely engaged in the Police Academy since it's a standalone program.

VICKY SANTANA- So what the Sheriff's department did was they created a Sheriff's university because what they realized is that an educated workforce, an educated police force meant that there would be smarter more effective ways of deescalating violence, versus brute force, which is what ends up happening. So they actually incentivize degrees and they created like these sort of, these universities that were there. Police force actually goes to one of their sites to do it. If we could tie it into the homeland security degree or something like that. I think one of the things that we can do to improve is we need to get counselors to look and evaluate their transcripts as well and see how many units they have and then start doing that advising.

➤ **Non-Credit Certificate Offerings** – Yolanda Emerson & Dr. Francisco Suarez

Questions/concerns raised by the board.

GARY MENDEZ- this is wonderful that we are offering these types of programs to the community. \$1600 is a lot that many probably cannot afford. How do we fund this? President Dreyfuss – these are non-credit and this is allocated in the general fund and they are reinventing the programs to make them more attractive. We used to get half of the FTE's in apportionments. It was \$2,500 in the past, now it will be \$5,000.

OSCAR VALLADARES - who is teaching the classes?

YOLANDA EMERSON - They have been submitted through curriculum and are in the Chancellor's Office for approval process and hopefully will be offering classes in the fall.

DR. LAURA RAMIREZ- There are minimum quals set by the state of California for non-credit as well.

VICKY SANTANA- Thank you for providing more practical offerings. I have seen the schedule in the past and they were kind of fuzzy, not practical things. People can continue on with Rio Hondo.

DR. FRANCISCO SUAREZ- we tried to revamp the schedule so it is more purposeful, convenient and so it does not get lost in the rest of your mail.

GARY MENDEZ- Do you have plans with regards to phlebotomy and some of the other stuff. Those are money makers.

YOLANDA EMERSON- We are going to be taking a look at the Police Academy and the kids college because those are both growing programs.

VICKY SANTANA – One of the issues that members of our community have that want to enter into law enforcement is educating them about some of their past histories and not understanding that they need to be honest on a polygraph and not get disqualified. Especially, with prior drug infractions. Are we frank with them up front at the beginning so that they have time to get things expunged and have things removed so that they can actually excel, or, if not that they don't really try to pursue this type of career.

YOLANDA EMERSON- So we did have multiple meetings with the department and drawing the inner information session. They do address that. You use drugs in the past where you perhaps currently use marijuana. When those are permitted by the state, it's not private by the Feds. You have, disrespectful or offensive things on your Facebook. You're not going to be hired if you're maybe younger than 21, perhaps you can't because you can't go bust somebody in a bar. They do address some of their very honest with the cadet or the candidate and they pull them aside and have private conversations when the student does have a concern and want to talk to them frankly. So they do discourage them if they have certain things so that they don't come and invest all their time and they are not hired.

VICKY SANTANA- Well the thing is with the Probation Department, it's the drug use, it's the frequency and the lying. So on the polygraph if they lie then it comes up like who knows if the person is a sex offender or something else. And so they don't know what it is. It just now that there is a lie there and they can't get to the bottom of what it is in that session. I think that's a big issue for especially our juveniles and, especially now with the bar, it'd been marijuana use being equal in the state of California. That that's going to be an issue for law enforcement in general regionally. That if we were having a hard time recruiting good candidates for those reasons and that's why I'm bringing it forward. The other issue, especially in the Fire Academy for women is the physical assessment passing the test. So I don't know if maybe there's a component that could be added in the free side.

YOLANDA EMERSON - Actually it is the Health and Stress Management one and two are addressed that we cannot call it "fitness" then it doesn't qualify for the CDC. So part of this component is to allow them and show them techniques on how jump the six foot wall and so the certificates are to prep you before the Police Academy. Just so you know and then give you sample tests of the palate, you're going to give you a report writing fundamentals so that you are not part of the 50% that fail. So this is meant to help them prior to entry.

VICKY SANTANA- And that's one of the challenges with getting women into law enforcement and in the fire academy, it's the physical agility test because women are smaller, we have more lower body strength than upper body strength. There are different techniques, because also like people with height challenges will have similar problems. Is that part of it too? The reason I say this is because when I looked at it, I was looking at the policy issues at the county for recruiting more women. The county itself or public, any public entity can't do these type of prep classes because it would be gender specific, but I don't see why we wouldn't be able to put it out there for candidates who want to do that. So they come here for their prep. It's free. So we should target this audience.

DR. FRANCISCO SUAREZ – we are also working on computers unlimited offerings in Microsoft word, excel, power point, etc. We want to be intentional about sports isn't as well and making certificates and have a sequence of courses with a specific skill. For example, this a certificate here we provide two classes, one introduction to computers, the other one be introduction to work processing. So we want a specific skill and soon we are able to master that. So having a high level computer class would be another offering and transition into credit or for job placement.

So once we got some data, we went to the schools, we knocked on doors and said would you like to offer a class? Apparently schools talk to each other and there are also regional meetings. So all this goes back to Evergreen, other schools wanted the same thing. We want to host an ESL class for parents. So that was very easy to manage because the classes fill themselves because the parents were present and it's convenient

for them. Refer to the map and we currently have 31 partnerships so far, I just got a couple more schools today from other high schools.

GARY MENDEZ – Thank you for that these pamphlets are everywhere. Thank you very much. We noticed when intention, I've noticed that thickness increasing, which is wonderful. It was a time; it was four pages only. It's good cause it's service to our community directly. Three-minute recess was called.
Meeting resumed.

GARY MENDEZ – Moving on to the consent agenda. Is there a motion to approve?

OSCAR VALLADARES- So moved.

ROSAELVA LOMELI – Second.

GARY MENDEZ - Moved by Valladares/Seconded by Lomeli, secretary call the roll.

NORMA E. GARCIA – Can we have comments? Wait.

GARY MENDEZ - You have to pull it before you so it's almost too late.

NORMA E. GARCIA- do you want me to retract really quickly because I want to add to the legislative calendar agenda. Sorry.

GARY MENDEZ - Okay. So we're going to pull A.I.2. from Consent. So Mr. Valladares moves the consent agenda absent A.2. so secretary call the roll.

RENEE GALLEGOS (SECRETARY)- Trustee Garcia–Aye, Lomeli-Aye, Mendez-Aye, Santana- Aye, Valladares-Aye, Student Trustee Laureano-Aye.

GARY MENDEZ - Secretary close the roll and tally the vote

RENEE GALLEGOS (SECRETARY)- 5-0-1.

III. CONSENT AGENDA

Item III.A. 2. was pulled for discussion at the request of Ms. Garcia.

26. On the motion of Mr. Valladares, seconded by Ms. Lomeli, the Board voted unanimously by vote of the five members present [Garcia, Lomeli, Mendez, Santana, and Valladares] to approve the Consent Agenda as outlined below. The Student Trustee advisory vote was aye.

A. PRESIDENT'S OFFICE

1. Consultant Services – American Life Security

The Board of Trustees has determined that campus safety, security and emergency management protocols and services should be reviewed and evaluated to best serve the needs of the Rio Hondo College community.

Administration would like to engage American Life Security to provide consultant services to review and evaluate the campus safety, security and emergency management protocols and services with a not to exceed amount of \$35,000.00 to be paid from General Funds:

Term is from January 24, 2019 through December 31, 2019

The Board of Trustees approved engagement of American Life Security as summarized above and authorized the Administration to execute appropriate documents on behalf of the District.

2. Approval of Annual Legislative Agenda

This item was pulled for discussion.

GARY MENDEZ – okay now is there a motion to approve item A.2 Annual Legislative Agenda.

NORMA E. GARCIA – So moved.

GARY MENDEZ – Moved by Trustee Garcia. Seconded by?

VICKY SANTANA - I will second.

GARY MENDEZ - Second by Santana discussion.

NORMA E. GARCIA - Thank you. I just wanted to see if we also want to give ourselves credit and the legislative priorities. We're going to be advocating for the State of California to add the second year of the college promise. But if on the second page, which I really liked is, "do you know", do we just want to do, we want to add here that we were the first community college to offer the second year because, one of them is our legislative agenda. But the other is about do you know. So that was my only input on that.

GARY MENDEZ - Okay. So we will, you're amending it to add first college offers.

(Inaudible) – Rio Hondo

GARY MENDEZ - first college to offer second year of promise in California.

NORMA E. GARCIA – In Los Angeles County.

GARY MENDEZ – In LA County and so that's your amendment.

NORMA E. GARCIA – That is my amendment, thank you.

VICKY SANTANA – So we talked about the new funding formula. Do we want to add that? We are supportive of the 70/20/10 because legislators don't know. I know that they like to hear from us and we want to keep it to where we were because that's what we are planning towards. And then any changes would affect our funding now. So we want to make sure that at least we keep it the same. And then the other one in regards to our state legislators, if we could add the CSU problem with how the CSU's are being impacted, and how it affects our transfer rates to them and that so they could see that, we're doing our best to try to transfer students, but there's going to be a negative impact to them, if this continues

GARY MENDEZ – Clarified, so after the sentence new funding formula period, it would be to maintain current formula plan

PRESIDENT DREYFUSS – 18/19 with 70/20/10.

NORMA E. GARCIA – that's good.

GARY MENDEZ – and the second bullet, a bullet point following the funding formula, new bullet point CSU issue of Rio Hondo College student transfers, i.e., Cal State LA

President Dreyfuss - I don't know if that is the best way to say it. Perhaps CSU enrollment surge.

VICKY SANTANA- Negative impact due to CSU enrollment surge.

PRESIDENT DREYFUSS - Yes, it should be by itself.

GARY MENDEZ – Okay.

VICKY SANTANA – This is good we should do every year.

GARY MENDEZ - This is nice.

VICKY SANTANA - And then that's good for all of us to have. So if we could get a fresh copy for all of us to have this, we all meet with our legislators and randomly or not and so on.

GARY MENDEZ – The intent is to start a process of planning that would start no later than October, November to start. And then this would be the product at the January meeting and in time for legislative visits.

VICKY SANTANA - Yes. That's great.

GARY MENDEZ - Okay. So Secretary call the roll.

RENEE GALLEGOS (SECRETARY) - Trustee Garcia–Aye, Lomeli-Aye, Mendez-Aye, Santana- Aye, Valladares-Aye, Student Trustee Laureano-Aye.

GARY MENDEZ – Secretary close the roll and tally the vote.

RENEE GALLEGOS (SECRETARY) – 5-0-1 as amended.

27. On the motion of Ms. Garcia, seconded by Ms. Santana, the Board voted unanimously by vote of the five members present [Garcia, Lomeli, Mendez, Santana, and Valladares] to approve item III.A.2. as outlined below. The Student Trustee advisory vote was aye.

The Board of Trustees approved the 2019 Legislative agenda with the inclusion of the items listed below in blue as amendments.

LEGISLATIVE PRIORITIES

Second Year of Community College Promise

- Rio Hondo College successfully launched the Rio Promise in May 2017 and Rio Promise-Year 2 in September 2018 for qualifying full-time students. Rio Hondo supports AB 2 (Santiago) which would add a second year to the California Community College Promise. [Rio Hondo was the first community college in Los Angeles County to offer Year 2 free tuition to eligible students.](#)

New Funding Formula

- Rio Hondo College strives to be involved in the ongoing discussions on the best way to implement the new funding formula in 2020-21. [Rio Hondo advocates for the new funding formula to use a 70% \(Enrollment\) / 20% \(Equity\) / 10% \(Student Success\) approach in the first year of implementation.](#)

Support for Educating Surge of Students Resulting from CSU System

- Since CSUs are capping the number of transfer admissions due to insufficient funding, Rio Hondo College advocates for additional support for educating this surge of students and preparing them for transfer.

IV. ACTION ITEMS

A. PRESIDENT'S OFFICE

1. Approval of Members to the Board Sub-Committees

On the motion of Ms. Garcia, seconded by Ms. Laureano, for purposes of discussion.

GARY MENDEZ – Next item, Action Item under the President's Office, item IV.A.1. That the Board of Trustees discuss the Board Sub-committees as presented above. Do we have a motion for discussion?

NORMA E. GARCIA – Can we discuss?

GARY MENDEZ – Yeah, are you going to move to discuss?

NORMA E. GARCIA – I move to discuss.

GARY MENDEZ – moved by Trustee Garcia. Seconded by?

DIANA LAUREANO- Moved.

GARY MENDEZ – Seconded by Student Trustee Laureano.

NORMA E. GARCIA – Teresa under the President's Office. Did you originate action items A?

PRESIDENT DREYFUSS – What is your question?

NORMA E. GARCIA – the items under the President's Office did you originate action items A. one, two, three, four, five?

PRESIDENT DREYFUSS – Did I originate it? No, the Board President and I discussed.

NORMA E. GARCIA - So why, why are they there. Just a question? Just a point of order. Why are they under President's Office if you did not originate these action items?

PRESIDENT DREYFUSS – Because then I don't know where or which office to put it under so it was put under the President's Office.

NORMA E. GARCIA – Okay and just for clarification, and you know, I'm very comfortable if it's about change and transformation, but I just want to feel like any changes should probably have a board discussion. So in my nine years, in my nine years, I've never seen a board president to unilaterally without a board discussion, appoint, create subcommittees and make appointments. And I reviewed our, board policy of the roles and responsibilities of the board president as well as the vice president and the roles and responsibilities of our board members. Its BP number 2210. And so here there is based on in my entire nine years, and that's never happened, and in our board policy. It does not give the president that authority. I am just wondering why did it happen this time?

GARY MENDEZ - That's not true that uh. . .

NORMA E. GARCIA - In my, in my nine years.

GARY MENDEZ - And so anybody can propose a subcommittee, every board member here has the right to do that. Every board member has a right to place it on the agenda just about any item, any subject, every board member has that, right. It originated from the, as you see President's Office because that's just the consultation process or not consultation I would call it the yeah consultation because that's what the board policy says. So any board member can propose that it get considered. It gets considered by the board president and the, the college president and it gets placed in the agenda.

NORMA E. GARCIA – And so Trustee Mendez, I haven't seen it in nine years and every, every subcommittee is developed out of a board discussion and we really need to dive into the issue. And then the procedure has been that we asked for volunteers and that there are no appointees because the board president's role and responsibilities is not to appoint members to a subcommittee. And so if we are going to vote on subcommittees then these become Brown Act subcommittees.

GARY MENDEZ – Wrong.

NORMA E. GARCIA – Brown acted subcommittees, because in the past we have never had action items on subcommittees, we've never taken action items on subcommittees. And so then if we take action items, he's become Brown Act because we are voting. As you recall, even for the Search of the Presidential Committee, we took a volunteer, there was no action item and we said, who would like to volunteer. Two of us volunteered. Trustee Mendez you and I have volunteered to sit on many, on many subcommittees that entailed no action item and that our roles from a board discussion. So, if this is the direction of the collective board, I support that. But I want to make sure that we're following our own board policies and the roles and responsibilities of the board president and, and as a point of discussion, this has never happened in my nine years.

GARY MENDEZ - Okay. If I can respond that board policy doesn't offer (inaudible) of subcommittees.

NORMA E. GARCIA - But that's not the role of a board president to create subcommittees unilaterally.

GARY MENDEZ - You're wrong. Cause I'm not creating. It only gets created if you vote on this. I haven't created anything. What I've done is listened to board members and it was more than one fellow board member in the last couple of board meetings that expressed concern about public safety until this is a result of that discussion and that is expressive interest to look at our roles as policy roles. So I have not created, this only gets created if you vote on it. Any board member can propose a subcommittee. It's your right according to our board policies.

NORMA E. GARCIA - And our board policy also says that any member that proposes an item on the agenda should submit it to the board president within 18 days. Did that happen?

GARY MENDEZ - I am the Board President. Did you read that, read that section again.

NORMA E. GARCIA – They should provide it to the Board President. So I, I don't want to cause.

GARY MENDEZ - I checked with counsel on every one of these. Counsel says it's fully alright.

NORMA E. GARCIA - Which counsel have you checked?

GARY MENDEZ - I have a checked our counsel of Hernandez and Garcia and Lowly. I've checked with, they said that this is above board. I am not creating. I have not created. Every board member has a right by Ed. Code.

NORMA E. GARCIA - Correct.

GARY MENDEZ - To propose any item. So this is a proposal. This is not a creation.

NORMA E. GARCIA - So when, when the Board, when the President of the college, Superintendent is directed to put these items on the agenda and on the agenda, it appoints members.

GARY MENDEZ - Does not appoint members. The item does not appoint members. You appoint members by voting on it.

NORMA E. GARCIA - So why, so why is this the recommendation?

GARY MENDEZ - Why is it the recommendation? Because several board members have expressed concern on this policy. Allow me to elaborate.

NORMA E. GARCIA- I am not arguing that.

GARY MENDEZ – Trustee Santana was the last person to express interest in campus safety and Trustee Valladares prior to that. There was a huge concern about harassment on this campus, which is causing the Board to review the harassment policy to be responsive to our campus constituents.

NORMA E. GARCIA – So just so you know, that was, that was something I brought up. So my point is who appointed these other recommendations?

GARY MENDEZ - Allow me to, to clarify the appointment. These are not appointments. I can only talk to one board member at a time. I was refused your phone number uh, five months ago when Sandy was here so I could not, I don't have the means to call you.

NORMA E. GARCIA – You have my email address.

GARY MENDEZ - Oh, well, I can only talk to one board member. This is, this is a proposal. In fact, Trustee Garcia, I was going to ask you if you could sit on the harassment policy committee.

NORMA E. GARCIA – Trustee Mendez, I want to be collaborative, but I want us to also in nine years, this is just to be fair.

GARY MENDEZ -Yeah.

NORMA E. GARCIA - This has never happened in nine years and I want to make sure that all our staff committees has always been derived from a board dialogue which has taken five members. Now let me tell you, I said I meet a lot of constructive comments in

today's study session. Does that mean we're going to that at the next meeting, we're going to create five other subcommittees based on my constructive feedback? Remember.

GARY MENDEZ – Do you want me to answer that?

NORMA E. GARCIA - I think in the past too, we create, we create subcommittees based on our board priorities. We're going to have that really robust conversation. These are very valuable and I will say to you, safety, absolutely supportive, harassment, I'm glad we're talking about it. Um, the new Superintendent welcome reception. But my point is it's, it's the procedural act of doing it or doing it prior to a board discussion and making sure that you know, what is the protocol? Are we going to have 10 subcommittees? Are we going to have 20?

GARY MENDEZ – It is whatever the Board wants. But let me clarify your questions. Your questions. Yeah. You had done it one way all these nine years. Parliamentary procedures and our board policies allow this much means. For instance, a Board committee was created on the subcommittee for the Presidential Search and action was taken on the same day as it was discussed. That is not allowable by Brown Act. You cannot take action in creating a subcommittee at the same board meeting that it was just brought up, because that's a new business.

NORMA E. GARCIA- There was no action. Just so you know the Board did not take action.

GARY MENDEZ – I read the minutes.

NORMA E. GARCIA – there was no action.

GARY MENDEZ - That was the problem. Allow me to explain. Please, allow me to explain as we are using the official process of agendizing of the Brown Act by putting on the agenda for your consideration, you could vote no, you could vote yes and that's your choice. This is put before you, I am have not appointed. What I have done is listen.

NORMA E. GARCIA - And so when Mary Dowell provided us all training, we were all there at the training, she talked about that only short term subcommittees are not subject to the Brown Act and that.

GARY MENDEZ - You got that wrong.

NORMA E. GARCIA – No, no she said ad hoc.

GARY MENDEZ – It's based on a quorum.

NORMA E. GARCIA – No, no, no she talked about ad hoc. We are taking action on them on subcommittees, which has never taken before. Now these become Brown Acted. Brown Act. So I just want to make sure that procedurally, once again, you're right. I mean Trump is making all kinds of laws and hiring their attorneys to justify what he's doing. But I just want to make sure that we're having a Board dialogue if we're going to change things. I'm very supportive of transformation and change, but that we all engage in wanting to make sure that this change is a collective change. So if we say, look, you know, we want more Board involvement, we're going to have much more need for more subcommittees. Those, I think our collective discussions that we should have and I support that. But what I am concerned about getting an agenda 26 hours before

this meeting with a number of agenda items and I'm having another understanding where this is coming from.

GARY MENDEZ – Wait. (hits the gavel) Okay. You ask questions, you want to know what's coming from, I heard several board members talk about campus safety. It was so pressing that it was almost, uh, it was, it sounded very important to people and campus climate was, there was a lot of concern about it. You have experienced one way of creating subcommittees that's not the totality of our rights. So you're used to this one way of doing it.

NORMA E. GARCIA - So can we engage in a Board dialogue about that?

GARY MENDEZ – Please allow me to speak I don't interrupt you.

NORMA E. GARCIA – Okay that's fair.

GARY MENDEZ - So it's not exclusive to what you're used to. There is a variety of ways and the Board Policy talks about quorum being the establishment of the Brown Act.

NORMA E. GARCIA – No.

GARY MENDEZ - Read it. Please read it.

NORMA E. GARCIA - Teresa, last question. Have we ever done this? You've been president six or seven years that you've been part of this executive committee. Has this ever happened before? So not that I just experienced.

PRESIDENT DREYFUSS – Well if I recall, no.

NORMA E. GARCIA - But if it changes.

GARY MENDEZ - Just because we have only done it only one way Norma doesn't mean that everything else is wrong.

NORMA E. GARCIA – No, no, no, no. Let's engage in dialogue first.

GARY MENDEZ - That's why it's on the agenda. It is. This is the consideration point and nothing gets consideration unless it's put on. You could put the squirrel problems at Rio Hondo College. You think it's so urgent that there's a process where you put that on the agenda and for us to discuss it, whether it's an action item or we vote on it is a different story.

NORMA E. GARCIA - So one more comment Trustee Mendez. It is such an important issue that we just approved a contract for security and safety.

GARY MENDEZ – Exactly.

NORMA E. GARCIA – So it's not about the issue. Once again, it's not about the issue. Of course these issues are important. It's about procedures and if we're going to, and I'm saying you're absolutely right, not every procedure has to be done the same way, but we all act as a Board. We all act as a board and so I'm hoping that if no.

GARY MENDEZ – Right this is it.

NORMA E. GARCIA – No, if you want to move and transform, I opened to that, I'm open for transformational change, but if we're going to move there, that we moved there together, and we don't do it unilaterally.

GARY MENDEZ - That's what it's here for. It's on the agenda.

NORMA E. GARCIA - That's an action item it doesn't talk about how we'd like to see, you know, maybe discuss our procedural changes for how we conduct business as a Board.

GARY MENDEZ – That may be your understanding of Robert's Rules and our rules of order it is putting it on the agenda it's consideration is open for discussion. You can vote, you could comment as much as you'd like. You could vote it down and it will not happen. That's up to you, but nothing gets discussed unless it's agendaized. There's already been discussion in concern for these two topics, the third is that this going to come soon, they need to make reservations for a place, that we can do some initial planning. I thought maybe it's a good thing for Board Members to start thinking about that. You could vote it, you could separate it and you could vote it down, but it does not get considered according to Robert's Rules of Order unless it's placed on the agenda.

NORMA E. GARCIA – I don't think that you are muffling my concerns.

GARY MENDEZ – I tell you what, I can make an appointment with you and district counsel to go over the process for you.

NORMA E. GARCIA – And just so you know, unilaterally, I've heard that our general counsel has been dismissed.

GARY MENDEZ – It is not unilaterally.

NORMA E. GARCIA - Without our, our general counsel has been dismissed without no Board action.

GARY MENDEZ – Where did you hear that from? What do you mean unilateral? Can you explain that?

NORMA E. GARCIA- Who did you seek counsel from?

VICKY SANTANA – Can we have that discussion. So, I mean I am concerned that, well first of all it doesn't say Ad hoc on there and so if we have a standing committee it will be subject to the Brown Act.

GARY MENDEZ – If you have a standing committee.

VICKY SANTANA – So we need to be mindful that it has an expiration. We've done that. We've had successful many successful ad hoc committees because the Board has to do its business. I don't object to that, but I am concerned that it's not stated as an ad hoc committee or and that we don't really have an expiration date. So that for example.

GARY MENDEZ – I can tell you why.

VICKY SANTANA - So the safety and security committee. When does it sunset? And that's my concern because we should have like we've had before. Like the Presidential Search, it sunsets at the end of the Presidential Search. The Accreditation Committee, it sunsetted at the end of the Accreditation process. So I think that, while I don't object to

creating committees and I do think that there are others that need to be graded. I am concerned that we are creating a standing committee without having those things put in place.

GARY MENDEZ - It's not a standing committee. A standing committee. Sub-Committee is our normal term or ad hoc here at Rio Hondo College. And your second question was.

VICKY SANTANA - Was the sunset.

NORMA E. GARCIA - Correct.

GARY MENDEZ - It's in our policy that ad hocs are subcommittees, are time based, or at the completion of the project and it also its in Robert's Rules.

VICKY SANTANA - I understand that, but that's not.

GARY MENDEZ - Sure.

VICKY SANTANA - So that's what I'm saying, and those are my areas of concern. And so then on that, if we're going to have a harassment policy says we're also looking at in the Board Goals at equity, maybe we could also charge that subcommittee with also looking at the equity policies, in order to, move that discussion forward.

GARY MENDEZ – Okay, sure. Well who made the motion?

PRESIDENT DREYFUSS - I think we can amend the subcommittee and add the word ad hoc and then upon conclusion of that discussion and completion of the task.

VICKY SANTANA - So my concern with the safety and security.

NORMA E. GARCIA – I did the motion.

GARY MENDEZ – so to expedite it, you are replacing subcommittee with ad hoc and adding after harassment and equity policy.

VICKY SANTANA – The ad hoc subcommittee of the Board.

PRESIDENT DREYFUSS – Yeah ad hoc subcommittee of the Board.

VICKY SANTANA - And then for the purpose with the safety and security that that to me is not sufficient to give it a task or a project for an end date. So we need to elaborate to what is the real purpose of that committee.

GARY MENDEZ - Review policy.

VICKY SANTANA - So to review security policy. So just can we just give it a sunset of six months?

GARY MENDEZ – Oh my gosh, I was thinking three months.

VICKY SANTANA - Okay. We could do it but to end it in three months.

PRESIDENT DREYFUSS – But not the welcome reception.

VICKY SANTANA – No I know; I'm looking at them individually because they don't all make sense to give one sunset.

GARY MENDEZ – So what would you like the sunset to be on safety and security?

VICKY SANTANA – Or we could give it a goal, like when this goal is reached it.

PRESIDENT DREYFUSS – so let's say six months. Okay, six months' duration.

VICKY SANTANA - And then with the harassment, I would recommend that we add and equity.

GARY MENDEZ - Yes. Done.

VICKY SANTANA - And then, review harassment and equity policies and make recommendations to the Board. So that recommendation would sunset it?

GARY MENDEZ - Yes.

PRESIDENT DREYFUSS - Yeah.

VICKY SANTANA - And then the new superintendent welcome. Um, so who would they advise?

NORMA E. GARCIA – that is not going to take just six months from now.

PRESIDENT DREYFUSS - Usually it will be the end of September. So if you calculate from right now to September that is about nine months.

NORMA E. GARCIA - So, but then the more pressing one is the Teresa's farewell party.

PRESIDENT DREYFUSS – No, no you guys don't have to worry about it. I'm working on it. The new Superintendent one we already made the reservation for the Clarke Estate already in September, Renéé already did. So we can just put that it will end by the end of September.

VICKY SANTANA – and then the other one I was thinking, because our goals are big. I don't know and I am just making a suggestion that if we do the Board Goals implementation subcommittee because there is a lot of things like doing a draft schedule of everything and maybe providing some of the information that we were asking about. I'm sure by February there will be a lot more, but I think that it would be good to have a subcommittee of the Board that would kind of hash out some of the details so that it comes to the Board because these are our goals because they come back to the Board as a recommendation for us to move forward on.

NORMA E. GARCIA – I support that.

GARY MENDEZ – So procedurally, what happened with that, is that's considered a notice to agendaize then it will be placed on the February agenda because we can't create something that's not on the agenda.

VICKY SANTANA – But we can edit that amends it.

GARY MENDEZ - Would you say there's a notice?

VICKY SANTANA - We can't amend this one to include that?

NORMA E. GARCIA – yes we could. Its by approval of members of the Board.

GARY MENDEZ - It's a, if this was the Robert's Rules of Order, if ah it was anything else on the agenda, a new subject cannot be brought up.

NORMA E. GARCIA – Trustee Mendez, in that regard, the agenda item that is before us is not the safety, security, harassment policy and new superintendent, the agenda item is approval of members to the board sub committees and it doesn't specify what subcommittees or how many subcommittees. So we could amend to add more committees because the board agenda, because the action item does not, does not have any of the subcommittees on here.

GARY MENDEZ - If it is not stated in the proposal and it's not.

NORMA E. GARCIA - Well there was no proposal in there.

GARY MENDEZ - You could amend what's printed here. You can amend, you could add, but a new subject. I'm just advising. You could try it and you could do it. I'm advising then it's probably not a good idea.

VICKY SANTANA - Yeah. Because you could do a substitute, substitute motions are allowed.

GARY MENDEZ – Being a legislative body that adheres to Brown Act, it's different.

NORMA E. GARCIA - This is what happens when change happens to quickly without having an informed body.

GARY MENDEZ –Oh please Norma. You are just not used to doing it a certain way and we've been doing it your way.

NORMA E. GARCIA – My way?

GARY MENDEZ – Your way. It's not wrong.

VICKY SANTANA - It's been our way. We have to take responsibility for all board decisions and so it's our way.

GARY MENDEZ – Yeah, but it's not, just because it's new, doesn't mean it is wrong.

VICKY SANTANA - I'm not saying that. I was a little surprised too. I'll be honest. But, those are my concerns. And I agree with Trustee Garcia that because it's the general topic of the ad hoc sub committees that yeah, we discussed it in a prior item. It makes sense.

GARY MENDEZ – It's not agendized.

VICKY SANTANA – Its neither here nor there because we have another board meeting.

GARY MENDEZ – It's not agendized. What's the big deal? I'm just worried that we're violating the Brown Act by introducing a new one that hasn't been agendized. I mean, that's so basic. It's not agendized, you can't consider it.

VICKY SANTANA - But they're not independent actions.

GARY MENDEZ – If you create a subcommittee, my understanding and reading of Robert's Rules and the Brown Act, it has to be agendaized. You cannot discuss a new item on the agenda without it be noticed.

NORMA E. GARCIA – Oh my God.

GARY MENDEZ - Okay, so Trustee Valladares.

OSCAR VALLADARES – Trustee Santana are you comfortable or do you accept moving this, your recommendation of amendment to move into the next board meeting?

VICKY SANTANA – The entire thing?

OSCAR VALLADARES - No, not just the entire thing just the amendment to add to the last two items you suggested?

VICKY SANTANA - No, no. I only added one. The board goals and limitations of committee.

OSCAR VALLADARES - Yes. Are you comfortable moving into the next meeting?

VICKY SANTANA- I don't have objection to it but I disagree that it would be (inaudible). Yeah.

OSCAR VALLADARES – She is not objecting to moving in two weeks and moving it forward. She obviously disagrees, but she does not object to moving it in two weeks so we can abandon that amendment.

GARY MENDEZ – Okay

VICKY SANTANA – No, no, so we are doing the notice too, we're doing here what you said has to be noticed for the agenda? But then the question, would it be in the same way that the board would discuss the board subcommittee and that the board approve the participants?

GARY MENDEZ - We consider participants now.

VICKY SANTANA- How do you do that if that you can't discuss it? I don't understand. You just said that we can't discuss it because it's not on the agenda.

NORMA E. GARCIA – We're creating new rules for this Board.

GARY MENDEZ – No its not. Its Robert's Rules, its Robert's Rules.

NORMA E. GARCIA – It's your interpretation of Robert's Rules.

VICKY SANTANA - So that's why I'm confused. If we can't discuss it, if that's your position, right. We can't discuss it. I can respect that. But then how do we discuss the idea of it and potential appointees if it doesn't exist on the agenda?

GARY MENDEZ – Allow me to explain, and I will read Robert's Rules. If its agendaized and it's on the agenda, it can be amended. If it's not on the agenda.

NORMA E. GARCIA – So she's amending it.

GARY MENDEZ – Then it cannot be considered amended. So in this case, there are agendized sub committees. There's three of them that have been named. You can amend that at any time. Okay. You could amend that.

VICKY SANTANA- No you are missing my point.

NORMA E. GARCIA – the recommendation is listed in the body and Teresa knows this. I think Teresa's caught between a rock and a hard place. The body of every action item is a descriptive body. Every time and you guys just go back to the agenda. Let's go back to last month's agenda. It's a description of the item, the board item agenda that we're discussing and maybe you didn't mean for it to happen, approval of members to board sub committees. The action item doesn't describe the three subcommittees. The recommendation is 1.) That the board of trustees discuss the sub committees as presented above 2.) The Board of Trustees approve the participants for the board subcommittees as presented. But it never says that they approve the subcommittees. So that allows us room to add a subcommittee.

GARY MENDEZ – You are wrong.

NORMA E. GARCIA - So it's not an important issue, but I.

GARY MENDEZ – Then why do it? Why create problems? It's done according to Robert's Rules and our board policy, it's been agendized. We can amend it according to Robert's Rules, but you cannot add a new item.

VICKY SANTANA - But that wasn't my point. My point was addressing Trustee Valladares' point, question, request to hold it.

GARY MENDEZ - Notice it for the next agenda.

VICKY SANTANA - Then you said that we can discuss who would be recommended people.

GARY MENDEZ – Correct.

VICKY SANTANA - Then that's where I don't understand.

GARY MENDEZ – Because it is not a new item. You're talking safety and security. That's been agendized. That's open for discussion.

NORMA E. GARCIA – So Trustee Mendez, in the spirit really of collaboration. Say I wanted, for example to sit on the harassment policy. I'm not on here. So you're telling me that we can't change it?

GARY MENDEZ – Wrong. You can change it.

NORMA E. GARCIA - Oh now you could.

GARY MENDEZ - That's on the agenda. It's been agendized. You could do that. So Trustee Garcia, can you do us a great favor and serve on the harassment & equity policy with trustee Lomeli?

NORMA E. GARCIA - I would love to serve, so we're going to amend this now?

GARY MENDEZ - Yes. Okay.

VICKY SANTANA - So Michelle Bean wanted to say something.

GARY MENDEZ – Okay Michelle.

MICHELLE BEAN - I mean I'm just trying to help and brainstorm off of Trustee Valladares. There is in Robert's Rule where you can move to divide a motion so you can address each one.

GARY MENDEZ – Yes.

MICHELLE BEAN - That's kind of what you were talking about so you could divide each one of those subcommittees and then add and move or amend them one at a time if you wanted.

NORMA E. GARCIA – And add a new one.

MICHELLE BEAN - Right. So that is.

GARY MENDEZ – That is the division of the question does not add a new item.

MICHELLE BEAN – Oh well, I mean like in other words it can discuss and add in however you want on each item.

GARY MENDEZ - We'll need to just separate what's been agendized.

MICHELLE BEAN - Right.

GARY MENDEZ - So we could do that and vote on each one or we can work this out and vote on all of it.

MICHELLE BEAN – Matt also had his hand up too.

GARY MENDEZ – Oh sorry Matt.

MATTHEW MANGOBA - Just real quick, because when we were talking about subcommittees and ad hoc committees, I was just thinking if the purpose of the subcommittees is to look into harassment and all of that, if we're going to create, ad hoc committees it's not going to be bound by Robert's Rules of Orders. Where is the transparency in that when we are looking into things specifically like harassment?

GARY MENDEZ - Well it, it has, Robert's Rules are our rules for the board period. What distinction is, is the Brown Act requirements are different with a quorum, less than quorum is two people. Anything three and above has to be quorum, which makes it a standing committee. So we're not doing that by pointing two members only.

MICHELLE BEAN – So there would still be minutes and things like that?

GARY MENDEZ – No, a report. So they would report out to the board, any recommendations that will cause us to agendize something if they wanted to amend board policy and then the consultation process begins.

VICKY SANTANA - But it doesn't require that we post an agenda. It's an ad hoc. That's why I wanted to make sure that it was ad hoc and in order to meet that criteria it also has to sunset.

NORMA E. GARCIA – Correct.

VICKY SANTANA – so we can't have a two year long standing committee on a budget and because that's now in effect a standing committee.

MICHELLE BEAN - No, that feels good. I know what he's saying. Just making sure that we all understand.

GARY MENDEZ – the distinction is Brown Act.

VICKY SANTANA – The purpose of these types of committees is that the work, the Board work that we do and it's very hard to get five people to have these discussions and really do the work. And it's like other people, you know, they couldn't do the research and kind of limit the discussions and when it comes to the board, there's something to work from versus let's just say harassment then it's too broad and it takes a lot of work to get it down to a narrow scope. So we're kind of, we're kind of trusting and our colleagues to get the work done. It allows us to hone in so that we have a workable discussion and if our goal is to amend the policy or create a policy or whatever, then that's the work.

GARY MENDEZ – Trustee Santana, would be as kind and gracious to maybe serve on the safety and security committee since you've mentioned interest in the past?

VICKY SANTANA - Yes.

GARY MENDEZ - Anybody for the Superintendent's Welcome as well.

NORMA E. GARCIA – I will serve on that one as well. We will be party planners.

GARY MENDEZ – So will you accept these amendments by friendly amendment without any objection?

NORMA E. GARCIA - Yes.

GARY MENDEZ - Okay.

PRESIDENT DREYFUSS – Can you read the amendment back.

GARY MENDEZ – Approval of members to the Board ad hoc subcommittees. Under safety and security with a six-month deadline or sunset to report 2.) On the second one, harassment, insert “and equity” policy

VICKY SANTANA - To review and propose recommendations on the new harassment and equity policy.

GARY MENDEZ – You got that? And that will be Lomeli and Garcia with a sunset of nine months. Is that correct?

GROUP RESPONSE – no six months.

GARY MENDEZ – Got it.

VICKY SANTANA - Well, actually for that one because it has a clear purpose, I would fine without a date.

NORMA E. GARCIA – No we can go with six months.

GARY MENDEZ - And so with the addition, after appointing Rosaelva Lomeli and insert Trustee Garcia. I think I forgot to insert for the safety and security and Trustee Vicky Santana. I don't think student trustees count for a quorum so you could jump in on any one of these. Is there anyone in particular you'd like to serve on?

DIANA LAUREANO – I am interested in both the safety and security and the harassment policy.

GARY MENDEZ - Okay. secretary call the roll.

VICKY SANTANA – Add the board goals implementation.

OSCAR VALLADARES – We will notice that.

GARY MENDEZ - We notice it and it will be put on the February agenda. Okay. secretary, call the role.

RENEE GALLEGOS (SECRETARY) – roll call vote Trustee Garcia-Aye, Trustee Lomeli-Aye, Trustees Mendez-Aye, Trustee Santana-Aye, Trustee Valladares-Aye, Trustee Laureano-Aye.

GARY MENDEZ – Secretary tally the vote.

RENEE GALLEGOS (SECRETARY)- 5-0-1- as amended.

28. After lengthy discussion, on the revisited motion of Trustee Garcia, the Board voted unanimously, by vote of the five members present [Garcia, Lomeli, Mendez, Santana, and Valladares] to approve item III.A.2. as outlined below. The Student Trustee advisory vote was aye. Amendments are listed in blue below.

Safety & Security Ad Hoc:

Purpose: To review security policies and ~~the guide security assessment~~ make recommendations to the Board.

Duration: Six months

Appointed Members: Oscar Valladares, Vicky Santana and Student Trustee Laureano

Harassment & Equity Policy Ad Hoc:

Purpose: To review and propose recommendations on the harassment and equity policy to the Board.

Duration: Six months

Appointed Members: Rosaelva Lomeli, Norma E. Garcia and Student Trustee Laureano

New Superintendent Welcome Reception Ad Hoc:

Purpose: Advise on planning welcome reception for the new Superintendent/President

Duration: Nine months

Appointed Members: Rosaelva Lomeli and Norma E. Garcia

2. Revision of Board Policy 2715 – Code of Ethics/Standards of Practice (First Reading)

GARY MENDEZ – Next item presented in IV.A.2 that the Board of Trustees approve BP 2715 first reading and to be referred to PFC agenda on the meeting on February 12th. Is there a motion to approve?.

VICKY SANTANA - No, that's not here.

GARY MENDEZ – What's not?

VICKY SANTANA - That the board trustees discuss the recommended revisions of the board of trustees revised policy.

GARY MENDEZ – I am entertaining the motion. So if anybody moves it.

VICKY SANTANA - But that's not what you read right now.

GARY MENDEZ - I said that the board of trustees approved the revised board policies for 2715 for first reading and revert to PFC agenda at the February 12th meeting.

VICKY SANTANA – That's not here.

GARY MENDEZ - That's my motion.

VICKY SANTANA – So you are revising your own motion?

NORMA E. GARCIA – You can't revise your own motion Gary. We just went into an item a little while ago.

GARY MENDEZ - Show me. Show me where you can't revise a motion?

VICKY SANTANA - So shouldn't we move it and then discuss it?

GARY MENDEZ – Yeah.

VICKY SANTANA – Because this is the way it was posted.

GARY MENDEZ – We will move it and then discuss it.

PRESIDENT DREYFUSS – And then revise.

NORMA E. GARCIA – Thank you Teresa.

VICKY SANTANA- My point is that is not what you read.

GARY MENDEZ - Let me tell you what I read. Here is what I read. That the Board of Trustees approve the revise of BP 2715 for the first reading and refer to PFC to be agendized for their meeting on February 12th.

NORMA E. GARCIA – But that is not on the agenda.

GARY MENDEZ – I know. I am reading.

NORMA E. GARCIA – no you can't do that.

GARY MENDEZ – Who says?

VICKY SANTANA – because that is not what was posted. Gary can we just pull this one and you can amend your motion please.

GARY MENDEZ - But if I'm making the motion.

VICKY SANTANA- Right, then it is clear.

GARY MENDEZ – Okay let's do it that way too. Alright.

VICKY SANTANA – Because then it is very confusing.

GARY MENDEZ – Okay then the Board of Trustees revise BP2715 for first reading.

OSCAR VALLADARES – So moved.

ROSAELVA LOMELI – Second.

NORMA E. GARCIA – Can I have discussion?

PRESIDENT DREYFUSS - Discussion

GARY MENDEZ - So in light of, information, of PFC is going to be meeting February 12th. So we would want to refer this, this to PFC after our consideration,

MICHELLE BEAN – For collegial consultation?

GARY MENDEZ - Yes.

VICKY SANTANA – So shouldn't that be referred to them first before our first reading?

NORMA E. GARCIA – That is our proper procedure but we're changing things, you unilaterally. But normally, we're going to get dinged in accreditation, we're going to get dinged in the accreditation. We never ever have a board policy that starts here and the goes to the shared governance process.

GARY MENDEZ – Well don't ever say ever again. You haven't been on 20 years.

NORMA E. GARCIA - Well let me tell you, we've got dinged and this board you, myself and many of those board members here made a commitment of shared governance. And since we've got dinged, we've never done this before.

GARY MENDEZ - That's why it's going to PFC.

NORMA E. GARCIA - Why did you put it on the agenda?

GARY MENDEZ - Because any board member here has the right to place an item on the agenda.

NORMA E. GARCIA - But it's not part of the proper procedures and we're going to get dinged on accreditation.

GARY MENDEZ – Show me where it must originate from PFC, nor for the board policy too in order for the board to propose, a board can propose and then it goes to the PFC.

NORMA E. GARCIA - Teresa, can you talk to us? Can you just share process?

PRESIDENT DREYFUSS – Well the process is we have is, in the revision or addition of the board policies and administrative procedures go through the process first. You know, I'll take a look and then it goes to the co-chairs of the PFC to review it. Then if there's any changes, then we'd go through the President's Cabinet, then President's Council, then Administrative Council and then to PFC. Then PFC might have changes. If PFC has changes, then we have to go back the same route to finish. Then when PFC finishes, then we'd go to the first reading of the Board Policy and second reading.

NORMA E. GARCIA – Correct.

PRESIDENT DREYFUSS – With Administrative Procedures, we go to the board as an information item.

GARY MENDEZ – Santana and then Valladares.

VICKY SANTANA - I don't disagree that we have the right to amend our own board policies. I don't disagree with that at all. What I do have an issue with is that this is an action item. We should have just, we had a study session, it should have been a discussion item, which we could ever reach consensus on. And then that would have gone to PFC for consideration and then it would have come back to us for first reading. That's the way we normally have done board policy revisions. When we initiate them, this is not the way. So I was very surprised when I got the, received the board agenda yesterday because there's a lot of action items for a study session, which is normally not what our practice is. So in the spirit of how we've done it before, I don't have an issue with reaching consensus on an issue, but I don't, I feel extremely uncomfortable voting on this because we've already approved it before we've consulted.

GARY MENDEZ – That's not true. You will not approve it tonight; it has to go for second reading. So if we revert it to PFC they consider it. It comes back to us second reading and then we approve.

NORMA E. GARCIA – Trustee Mendez.

GARY MENDEZ – Please wait your turn. I, we consulted with an attorney, we consulted and had an opinion based on what we're doing here, because I knew there would be some concern. And he said that we have every right to originate a board policy because it is our legal statutory responsibility. We are sticking to AB 1725.

VICKY SANTANA - Which attorney did you consult?

GARY MENDEZ – You don't know our attorneys are?

VICKY SANTANA – No I don't know who our attorneys are.

NORMA E. GARCIA – No.

VICKY SANTANA – Who are our attorneys?

GARY MENDEZ – We.

NORMA E. GARCIA – We had a general counsel who is longer with us.

GARY MENDEZ – We have to stick to one subject at a time. Okay. So if we cannot have any disruptions when someone is speaking to be respectful, please. So what was the question? Okay, so it is a board policy can be proposed by anybody here and placed on the agenda. It doesn't mean it gets approved the first time. It get considered. There is nothing restricting that a board policy, or states that it can originate from the board and therefore be referred to PFC to get considered under the shared governance process. That's the way it is. You're used to having that discussion and originating the policy. That works too. But it's not exclusive. It's inclusive. Is there are various ways of originating policy. This is one of them coming from the board? Yes.

OSCAR VALLADARES – Mr. President and I was next.

GARY MENDEZ - Okay. I'm sorry.

OSCAR VALLADARES - Well first, Trustee Santana do you object to the proposed language. Is that your hesitation?

VICKY SANTANA – No. Look, we have shared governance. We've been through the road of having to clean up, messing up shared governance.

OSCAR VALLADARES – I understand.

VICKY SANTANA - Okay. Through our accreditation process, it was very painful.

NORMA E. GARCIA – That's right.

VICKY SANTANA - Okay. For everybody involved. I don't want to go back there. Okay. So we've had this process where, I'm not saying we don't have the right to generate to amend a board policy. That's not what I am saying here. Because that is our purview, right? We said policy and you know we have certain powers that we have. That is definitely one of them. When I do have concerns with is that within 24-hour notice is to our constituency groups. They found out that we're amending a board policy. We didn't have the consideration to have a discussion that we could

have. It could have easily been all of these board policy changes could have been discussion items where we reach consensus, like you guys have participated already in and then that gets moved forward to PFC and then they do. Most of the time when it comes from us. Unless it's a major concern with the relationship or the 10 plus one, they are they're probably not going to change it very much. Hey, they're probably going to defer to us, but that is our process. I don't want to create a foul so early in the game so close to accreditation.

GARY MENDEZ - You do understand. This is going through the point of orders. This is not on the germane topic, so these are point of orders. It is procedural questions, so procedures, questions cannot be, you know, so from here on, anybody that wants to bring up a point of order, state what your order is, tell me what it is.

NORMA E. GARCIA – Oh wow.

GARY MENDEZ - And we have that. That's Robert's Rules. I mean you should really read this.

VICKY SANTANA - Which is why it should be a study session item.

NORMA E. GARCIA – That is why it should be a study session.

GARY MENDEZ – That's not true because discussion happen here.

VICKY SANTANA - You're not allowing for a real discussion. That's why.

GARY MENDEZ - You could discuss it for two hours if you want.

NORMA E. GARCIA – Trustee Mendez, the Superintendent is shaking their head. You've got faculty that is shaking their head, you've got CSEA that is shaking their head. You've got board members that are shaking their head. Something is wrong here.

GARY MENDEZ – It is your misunderstanding of it.

NORMA E. GARCIA – Something is wrong here.

GARY MENDEZ – It will be referred to PFC. So we will vote on the subject because what the Superintendent is not telling you is that we had two inquiries to legal counsel about this and that has been straightened out.

NORMA E. GARCIA – With counsel that is on the agenda today and basically that's a retroactive contract.

GARY MENDEZ – One at a time. One thing at a time. Legal Counsel says it's good.

NORMA E. GARCIA – It's good that we are on the agenda tonight.

GARY MENDEZ – Michelle.

MICHELLE BEAN – Maybe because I didn't explain this or bring this up ever as a PFC co-chair but in reference to what we dinged with accreditation a while back, there was prior to me, the predecessor and the VPAA created a schematic of the process that is codified in our current BP's. Which these are a little out of order of, so you are

very right that you can bring that up and it be within our Ed code and legal rights, but our own process was codified because we did get dinged, and so if you look at it, there is a schematic that says that it originates with any one of the constituency groups but then goes through the process.

GARY MENDEZ – Unless I see that.

VICKY SANTANA – It's right here.

MICHELLE BEAN – It is in our BP in writing.

GARY MENDEZ – State law, state law.

MICHELLE BEAN – It's in our BP in writing but the schematic is in our PFC handbook.

GARY MENDEZ - There's no restriction on how it originates and gets to PFC.

MICHELLE BEAN - Right now I'm just [inaudible] trying to show you our own policies.

NORMA E. GARCIA – Trustee Mendez you are right. We have a right as a board today, every day, to put policy forward but we don't have to consult with them. That is our right as a board. So Mr. Trustee President Mendez is absolutely right, but every board meeting we can set policy but we have to decorum and we have the shared governance process that we respect and that is to consult with our president, with our Management Council, with our faculty, with CSEA, with Academic Senate, and with our students.

GARY MENDEZ – That is what is happening. That is PFC.

NORMA E. GARCIA - And that is the value that has been our shared governance process.

GARY MENDEZ – Right.

NORMA E. GARCIA - Well we are not following today.

GARY MENDEZ - That's not true. You are wrong because us discussing it and referring it to PFC, we have not voted on the approval of it. PFC reviews it they give a minority report.

NORMA E. GARCIA – Action item it is recommended that the Board of trustees approve. . .

GARY MENDEZ – hitting the gavel. You've got to wait your turn. I wait my turn when you talk. So the point of orders are over.

NORMA E. GARCIA - Okay.

GARY MENDEZ - We're going to put it to a vote. With that, the board of trustees approve the revised board policy 2715 for first reading and refer to PFC to be agenda on their meeting of February 12th. Secretary call the roll.

RENEE GALLEGOS (SECRETARY) - roll call vote - Trustee Garcia-No,

GARY MENDEZ – Do you have a point of order?

ROSAELVA LOMELI – I have, need some clarification. Not sure what we are voting on.

GARY MENDEZ – We are voting that the Board of trustees revised board policy 2715 for first reading and refer to PFC to be agendaize on their meeting of February 12th.

NORMA E. GARCIA – You can't dictate to PFC what item goes on their agenda.

GARY MENDEZ – Oh please Ms. Garcia we are voting whether they take it up, that is their business but we are politely asking for it to be considered.

OSCAR VALLADARES – So Trustee Mendez I wasn't done when you called for the question. You have done this several times and you continue to move on when you have not asked me if I was done with my point of order.

GARY MENDEZ – I am sorry. The floor is yours.

OSCAR VALLADARES – Three times.

GARY MENDEZ – The floor is yours.

OSCAR VALLADARES – Continuous. That is a problem.

GARY MENDEZ – yes sir.

OSCAR VALLADARES – I was going to ask whether you and the President consulted with legal counsel on this.

GARY MENDEZ – yes.

OSCAR VALLADARES – President, do you acknowledge that there was communication.

PRESIDENT DREYFUSS – You know in addition, I also advised Board President that we should go through the process. The consultation.

GARY MENDEZ – Which it is.

NORMA E. GARCIA – So this recommendation is against.

PRESIDENT DREYFUSS – I let him know what our process is. And we always do that to avoid problems.

OSCAR VALLADARES – So point of order Madame President. 1.) It made it to the agenda. My understanding and it may be very limited when it comes to procedure. Even that is it is on the agenda, it comes to the President. Even if the President refuses to put it on the agenda, the item will still make it on the agenda if three board members request it correct?

GARY MENDEZ – Correct.

OSCAR VALLADARES – Well we have it here anyways. I am still missing why there is objection if this is a valid item on the agenda giving that Board President and College President acknowledge that there was consultation with legal counsel about whether or not this is under the purview of our board. Correct?

GARY MENDEZ – Correct. So please speak to the point of order or to the content of policy.

NORMA E. GARCIA – So the content of the policy. The content of the policy is that you violated the Brown Act three board members were consulted.

GARY MENDEZ – It doesn't say that here. The content of the policy here is to change, add, breach of confidentiality or perception of breach of confidentiality. That is the subject up for discussion now. I know you disagree with it.

VICKY SANTANA – How did three members get consulted? Then why bring it up? How do you justify it being on the agenda?

GARY MENDEZ – First of all you have no right to question the person's point of order.

NORMA E. GARCIA – That is my question too and the violation of the Brown Act.

GARY MENDEZ – you have no right to question the person's point of order.

ROSAELVA LOMELI – First of all, I was not part of the discussion.

GARY MENDEZ –Secretary, if there is no discussion on the content.

ROSAELVA LOMELI – I'm sorry, I have a question.

GARY MENDEZ – Yes ma'am.

ROSAELVA LOMELI – So is it going to go through the shared governance process?

GARY MENDEZ - Yes ma'am. That is the motion to revert to PFC the February 12th meeting to be considered, debated, cross examined. Yes, it will be up for PFC for the consultation process.

ROSAELVA LOMELI – Okay.

GARY MENDEZ – No other questions, Secretary call the roll.

RENEE GALLEGOS (SECRETARY) – Ok so again, Trustee Garcia-No, Trustee Lomeli-Yes, Trustees Mendez-Aye, Trustee Santana-No, Trustee Valladares-Aye, Trustee Laureano-No.

GARY MENDEZ – Secretary close the roll and tally the vote.

RENEE GALLEGOS (SECRETARY) - 3-2-1 as amended.

NORMA E. GARCIA – Shared governance

GARY MENDEZ – Motion adopts.

SANDRA RIVERA- Did you all read AP 2410. Did you all read it?

VICKY SANTANA – Can you read it.

GARY MENDEZ – Well it's not in order yet so you.

SANDRA RIVERA - Yeah. Okay. You're right, you are right. It's here, what we are doing.

29. On the revised motion of Mr. Valladares, the Board voted by vote of the five members present [Garcia-No, Lomeli-Aye, Mendez-Aye, Santana-No, and Valladares-Aye] to approve the proposed revision of BP 2715 for the first reading and refer to PFC to be agendaized for their meeting on February 12th as part of the collegial consultation process. The Student Trustee advisory vote was No. Motion adopts.

3. Revision of Board Policy 2431 Superintendent/President Selection (First Reading)

GARY MENDEZ – Yeah. We'll save that for a point of order or something? So board policy IV. A.3. That the board of trustees approved the revised board policy 2431 for first reading. Is there a motion to approve?

ROSAELVA LOMELI – So moved.

GARY MENDEZ – Moved by Trustee Lomeli. Is there a second?

NORMA E. GARCIA – Seconded with comments.

GARY MENDEZ – Seconded by Trustee Garcia

NORMA E. GARCIA - Which one is this one?

GARY MENDEZ – It is item A.3. Okay.

NORMA E. GARCIA – And for the record Trustee Mendez. A couple of years ago you've dated the student trustee. So I think that we should also include the board members appointing.

GARY MENDEZ – I am sorry but there is no personal attacks are not allowed them. You're out of order. Personal attacks are not welcomed. You're out of order. (Hitting the gavel)

NORMA E. GARCIA – No, no I'm just saying

GARY MENDEZ – You are out of order please. Because you got personal.

NORMA E. GARCIA - That we shouldn't be dating.

GARY MENDEZ – Don't get personal. Don't get personal. (Hitting the gavel)

NORMA E. GARCIA – Isn't this personal?

GARY MENDEZ – Your statement is personal. So that's a first warning. So that'll will be placed in the minutes. We're doing that, violating our code of civility please. So that's your first warning Trustee Garcia. Okay. So any other comments on this about. VICKY SANTANA- I have the same concerns about not following the, our shared governance process.

GARY MENDEZ - Okay. The point of order is well taken. Any other comments on the, on the item? What, Point of order?

MICHELLE BEAN – Are we allowed to comment

GARY MENDEZ - Yeah, of course.

MICHELLE BEAN- I just want to make sure that, and I really do appreciate that we're welcoming and following our collegial consultation and making sure that all voices are heard and shared governance process. I just want to make sure that when we are, you know how, important imagining in the way we do things around here, this to me and that would be consider everything so that we are healing not hurting.

GARY MENDEZ - Yeah.

MICHELLE BEAN - So if it's, if it's about changing these processes because it's healing the campus, then I'm always forward it. But if it is about hurting that I asked that you really

GARY MENDEZ - No, it's not hurting. If I could just explain that there's been a lot of concern. I received eight calls the last time we appointed, appointees to the search committee. Eight calls, several of them from on campus, several from in the community. Concerned about an appointment of a person's significant other on the search committee that they believe will compromise the process. I checked with counsel. Counsel says it is a conflict of interest, that it is actionable. So I thought the first, please. And I thought that the best way to handle it, was to ask PPL questions, which I did indirectly, without referring to any particular board member in question. And it was aired. So it wasn't well taken at that time by that time probably. So in consultation with counsel, is that board policy change would be advisable. So board policy stage, what I'm hoping happens is as a result of this, it will never happen again, is that no one's spouses, relatives or significant others will be appointed to committees on this college because it is a conflict of interest.

So, but that doesn't bar anybody from changing and appointed by February 20th. So that's what I'm going to politely ask that based on these policies, is that to please change out if anybody feels that you've appointed a relative, significant other or partner, is to do that at this time before the starting of the search committee. I'm more concerned about what community members are telling me and how upset that they are and I'm afraid of that threat. And so I think it's important to do it this way. I haven't pointing anybody out. I didn't say any names, but I had to ask at this point for board members to reconsider.

NORMA E. GARCIA -Trustee Mendez - So I think at the last board meeting, at the last board meeting, we approved, all the members. So that the board took action on all our numbers. So if this policy you and including yourself sir it was a 5-0 decision. It was an action by the board. And we've talked about it as a board, that once we make a decision, we support that decision and we stand by that decision. This policy will go to PFC and will not be a policy until it comes back to the board.

GARY MENDEZ – Right.

NORMA E. GARCIA - And you can't apply this policy retroactively. And I want to say, I'm not going to mention any names, but we never in any situations in the past, it might've happened at the board, got into anyone's business. And even though there may have been, and I'm going to, perceptions, perceptions of breach of confidentiality. This board was so respectful of each one of us that we never bought this up. This is a witch hunt and so we all need to take responsibility of that.

Let's all take responsibility of that. And I guess this, this is what's so scary about the sort of things that in my nine years when we disagreed to the core, we never have done this. We've never have done this to each other and how do we build a board? How do we move forward? We are, instead of focusing on equity, instead of focusing on what our students need, we're focusing on this junk to really pull each other apart. How sad, how sad this is the leadership of this board that instead of focusing on our transfer rates, we've had more discussion about this. Then our sad transfer rates. How sad that this is going to divide us instead of focusing on what we should be doing here is our students, equity, and making sure that they graduate. I'm appalled. I'm appalled. So I'm voting no on all of these items for procedural reasons.

GARY MENDEZ – Are you okay with board members appointing spouses, significant others?

NORMA E. GARCIA – I was not okay when you were dating our student trustee.

GARY MENDEZ – Are you okay with this item?

NORMA E. GARCIA - But he never brought it up until now because I respected your opinion and I, and I thought that you would so the right thing. And you know what. Because those are personal relationships.

GARY MENDEZ - Is it okay to appoint significant others and spouses?

NORMA E. GARCIA - Why not? You are appointing friends?

GARY MENDEZ - Here's the alternative and discussing with counsel is that we could deal with it legally or we can deal with it in policy.

NORMA E. GARCIA - The board has taken action on who are appointees are

GARY MENDEZ – Doesn't mean it is right

NORMA E. GARCIA - For the, for the.

GARY MENDEZ - That's the point. It doesn't make it.

NORMA E. GARCIA - Oh wow.

GARY MENDEZ – the wrong does not make it right.

NORMA E. GARCIA – Oh wow.

GARY MENDEZ - Trustee Santana.

VICKY SANTANA - So the name that was proposed was given probably in November. We had it. It was no secret. It was posted and given out before. I don't understand why that the issue wasn't raised privately and/or why it wasn't brought up during the discussion when we voted on the committee members.

GARY MENDEZ – When it was agendized and passed, the information circulated, it rose to prominence.

NORMA E. GARCIA - And we say the board approved.

GARY MENDEZ – Vicky. Vicky. I am trying to do this by policy, I mean really do you think appointing a significant other or spouse is okay? Or significant other.

VICKY SANTANA – he is not my spouse and no because he . .

NORMA E. GARCIA – hey that is a personal issue. That's a personal issue.

VICKY SANTANA – Hold on. So we all.

NORMA E. GARCIA – that is the heart of this issue. Wow guys this is what we are allowing on this board.

VICKY SANTANA - This is about my appointee. Which I made no secret of and first of all, he was a former ASB president. He, was very involved in passing the bonds back then, he was a very, the most active member of our COC board, our bond committee. Every time we have a board meeting, I don't breach confidentiality.

NORMA E. GARCIA – You don't have to justify Vicky.

VICKY SANTANA - And I stated that and I asked the board that if anybody felt that they could not meet the criteria of confidentiality, that they should change their appointment because I know I can and I have for the last however many years. But what I don't violate is the discussions in closed session. I do think that there's a difference between a spouse and the significant other because how do you define that? So that's where I do feel that I do feel there's, there's definitely equal differences in that and this could have been a private discussion and not, and you've never given me the courtesy. I've never done any of that. So, you know, I, and I, you know, if the sad thing, because the last time our presidential search, I appointed someone on the committee from the community and they could not commit to it. And I had no representative. I know for a fact this person will represent, my community very well. And I will know nothing about the discussions in that committee. And I've discussed it with the leadership of our constituency groups and there have been no objections.

GARY MENDEZ – Anybody else. Well, it's not personal.

VICKY SANTANA - Well, you could have made it.

NORMA E. GARCIA - You just made it personal. While we respected your personal decision to date someone on that dais and never brought it up, you made this issue personal.

VICKY SANTANA- do you want to add someone you are dating to this?

GARY MENDEZ - I'm sorry is that an amendment?

VICKY SANTANA – Then how do you define all that? It's like a slippery slope like that.

NORMA E. GARCIA - I think these are not bones that you are throwing at us. I think it is unethical.

GARY MENDEZ – Look, I am going to compromise with you. I want this passed cause nothing in the future should ever. You have to have the perception of the college. The perception, people in the community are concerned about the perception of what appointees are being appointed. It's a concern. I'd run the corrected here than have them come to the door.

VICKY SANTANA – But nobody has brought it up.

GARY MENDEZ - To you.

VICKY SANTANA - And I've asked.

GARY MENDEZ – To you. To you.

NORMA E. GARCIA – You know what Trustee Mendez, you should be more concerned of the racism and the fights that are happening on campus about the subcommittee that this politics.

GARY MENDEZ - You're making it an issue. It's on the agenda. You shouldn't appoint a spouse or significant other on the presidential search committee because the perception is it, it looks bad if you can't do this. A County of Los Angeles Supervisor cannot do that.

VICKY SANTANA – Yes they can. Yes, they can. They can appoint.

GARY MENDEZ – They can appoint the spouses,

NORMA E. GARCIA – Yes they can.

VICKY SANTANA – They can appoint their relatives to the COC and they've been active members and they haven't. There has been no reason so why now? There's nothing to base this on before. This is not the first time he's served on the.

GARY MENDEZ – The perception is if it happens in it, it moves forward. There is going to be a lot of concern of how we're operating the search committee.

NORMA E. GARCIA - Okay. Just mask it. Mask it.

GARY MENDEZ - So you decide how to vote. IF you are opposed to it you can vote against it.

VICKY SANTANA - You should have just consulted with me. That's it.

GARY MENDEZ – I don't have your number.

VICKY SANTANA – Yes you do.

GARY MENDEZ – I was refused your number.

NORMA E. GARCIA – you have her email.

VICKY SANTANA- You know I don't know who refused you my email and I just texted you today saying I was going to be late. So you have my number.

GARY MENDEZ – No if I could show you that your number is not in my system.

NORMA E. GARCIA – That is no surprise.

GARY MENDEZ – I asked the Superintendent who's calling me and she recognized your number. So it's not that. I can't prevent you.

VICKY SANTANA – You were sitting right next to me at the last board meeting.

GARY MENDEZ - It's not personal.

VICKY SANTANA - But without bringing it forward to me personally and.

GARY MENDEZ – Community members, some people on this campus find it a problem. Why would you want that perception?

NORMA E. GARCIA - So Gary, Gary, under your President leadership, we've had this leak, you haven't done anything about it for two months and you are concerned. You're concerned about a couple of people calling you about who's going to serve on the presidential search committee. Come on! Come on! Get your priorities straight.

GARY MENDEZ - Okay, thank you. I appreciate that.

VICKY SANTANA – Well if they didn't know it, they know now. So thank you.

GARY MENDEZ – Ok so we are waiting for Trustee Lomeli to come back. Okay. Secretary, call the roll.

RENEE GALLEGOS (SECRETARY) – Trustee Garcia–No, Trustee Lomeli-oh I am sorry is this going to shared governance?

GARY MENDEZ – Yes.

RENEE GALLEGOS (SECRETARY) – Lomeli – Yes/Aye, Trustee Mendez-Aye, Trustee Santana-Abstain, Trustee Valladares-Aye, Trustee Laureano-Abstain.

NORMA E. GARCIA – I change my vote to an abstention.

30. On the revised motion of Ms. Lomeli, the Board voted by vote of the five members present [Garcia-Abstained, Lomeli-Aye, Mendez-Aye, Santana-Abstained, and Valladares-Aye] to approve the proposed revision of BP 2431 for the first reading and refer to PFC to be agendaized for their meeting on February 12th as part of the collegial consultation process. The Student Trustee advisory vote-Abstained. Motion adopts.

4. Revision of Board Policy 6740 – Citizen’s Oversight Committee (First Reading)

GARY MENDEZ – That the board of trustees approved the revised policy 6740 for first reading. Board Policy 6740. Is there a motion to approve? Is it out of order? Yeah 6740. Is there a motion to approve 6740?

OSCAR VALLADARES – I am just trying to figure out which one.

GARY MENDEZ – the same as the Presidential Search Committee. This one pertain to the Citizen’s Oversight Committee. Point of order. You can have a point of order if it is about content.

OSCAR VALLADARES – So moved open for discussion.

GARY MENDEZ – Moved by Trustee Valladares. Seconded by Lomeli. Discussion

OSCAR VALLADARES – Yes would this be retroactive to anyone already sitting?

GARY MENDEZ – The attorney said that it’s already unethical.

OSCAR VALLADARES – that doesn’t answer my question.

GARY MENDEZ – Is this retroactive? Well, no, it can’t apply to anybody who has served in the past.

OSCAR VALLADARES – No currently and voted by the board.
(Inaudible)

GARY MENDEZ – Okay no further discussion?

PRESIDENT DREYFUSS – there is nobody on the COC that this would apply to at this time.

GARY MENDEZ – so the friendly amendment would be to add and to be referred to PFC and agendize for the meeting of February 12th is that okay? Secretary call the role.

RENEE GALLEGOS (SECRETARY) – Trustee Garcia–Abstain, Trustee Lomeli–Yes, Trustee Mendez–Aye, Trustee Santana–Abstain, Trustee Valladares–Aye, Trustee Laureano–Abstain.

GARY MENDEZ – Secretary close the role and tally the vote.

RENEE GALLEGOS (SECRETARY)- 3-0-3 abstentions.

GARY MENDEZ – Item passes.

31. On the motion of Mr. Valladares, the Board voted by vote of the five members present [Garcia-Abstained, Lomeli-Aye, Mendez-Aye, Santana-Abstained, and Valladares-Aye] to approve the proposed revision of BP 6740 for the first reading and refer to PFC to be agendized for their meeting on February 12th as part of the collegial consultation process. The Student Trustee advisory vote-Abstained. Motion adopts.

5. Approval of General Counsel and Approval of Amended Retainer Agreement

GARY MENDEZ – Next item, the board of trustees approve the amended retainer agreement with Garcia, Hernandez and Sawhney LLP, as outside general counsel to which law firms with retainer agreements from the District to provide services. Is there a motion to approve? Discussion?

GARY MENDEZ – Moved by Trustee Lomeli.

OSCAR VALLADARES – Second.

GARY MENDEZ – Seconded by Valladares.

OSCAR VALLADARES - You guys, I have a question.

NORMA E. GARCIA – I have a question.

GARY MENDEZ – One at a time.

OSCAR VALLADARES - So my question is to truly understand and interpret this. So are we currently already have retained the services of Garcia, Hernandez and Sawhney, LLP?

GARY MENDEZ – Currently, they have been counsel for the last 12 or 13 years.

GARY MENDEZ – Garcia.

VICKY SANTANA – In what capacity?

NORMA E. GARCIA – Teresa can you explain the solicitation for a retainer agreement. Because there has been no solicitation for this, for this firm. Someone put it on the public record, but there has been no public solicitation for this firm to sit as our general counsel. I want to state for the record that this previous attorney, services were not required when, he was involved in a legal matter involving our former President/Superintendent. And so Teresa, in your years as President/ Superintendent, have you ever seen, has this ever happened when a Board President has put this item on the agenda?

PRESIDENT DREYFUSS - Well, as I recall, no.

GARY MENDEZ – She was not around

NORMA E. GARCIA – So President/Superintendent. Did you negotiate this contract with this firm?

PRESIDENT DREYFUSS - No. For this outside general counsel no.

NORMA E. GARCIA - Was it your decision to change general counsels?

PRESIDENT DREYFUSS - No.

NORMA E. GARCIA - And so why in our board policies and our board policies does not give one, one president of the board unilaterally to ask, to bully a President/Superintendent into putting into a contract that can, that has fiscal implications without an RFP, without you negotiating and without a cause.

GARY MENDEZ – Anybody else have a question?

ROSAELVA LOMELI – So I have a question. When you say they have been on retainer, what does that mean? So they have been paid a fee by the college right?

GARY MENDEZ – They have been on retainer for 12 or 13 years.

PRESIDENT DREYFUSS – So not very often.

ROSAELVA LOMELI – but they have been paid a fee. So then they're on retainer, right? We don't have to go through the process. You already interviewed them, right?

PRESIDENT DREYFUSS – No.

GARY MENDEZ – She was not President when they were hired about 12 or 15 years ago.

PRESIDENT DREYFUSS – What this is, is for outside general counsel. Okay. Is it different than others? We have four law firms.

NORMA E. GARCIA – Thank you that we have solicited bid from.

PRESIDENT DREYFUSS – I hardly use this one. Rick Olivarez I hardly use. The two that I use the most is Atkinson, Andelson, and the one that is Mary Dowell's firm. That is, it. Okay. These are the two firms that I use. So, if I feel that if we have to go to outside general counsel, we should use these four firms. They all have the retainer fees. They all service us. Okay, and get the proposal and then select one. Okay. And that I will say that I was I was surprised that I wasn't involved.

GARY MENDEZ – Valladares, Lomeli and then Garcia.

NORMA E. GARCIA - Wow. And that's on the public record.

GARY MENDEZ - I'm sorry, can you wait your turn please. No loud bursts.

NORMA E. GARCIA - Sure.

PRESIDENT DREYFUSS - I have to say that.

GARY MENDEZ – I'm sorry.

NORMA E. GARCIA - The president can speak.

GARY MENDEZ - I'm sorry. But there are rules of order. So I called Valladares, Lomeli and then Garcia and then the Superintendent. I'm sorry we are board members.

OSCAR VALLADARES - Is legal counsel as part of professional services within the jurisdiction of a board president?

PRESIDENT DREYFUSS - No.

OSCAR VALLADARES - No. Okay.

GARY MENDEZ – Trustee Lomeli.

ROSAELVA LOMELI - Just back to what you were saying Teresa, four are on retainer. So, but they're on retainer as well?

PRESIDENT DREYFUSS - Yeah. They are one of the four.

ROSAELVA LOMELI - Okay. So I actually had my hand up.

GARY MENDEZ – But I called the order.

NORMA E. GARCIA - I know the process; however, I want you to remind me. They're on retainer, but they're not on retainer to be a general counsel.

PRESIDENT DREYFUSS – Right.

NORMA E. GARCIA - So I want to make that clear for the record and for the minutes. They are on retainer but they're not on retainer to be our general counsel. So there was no public contract bidding process. There was no proposal. The President/Superintendent was charged to negotiate all services on behalf of the college, was not informed, did not participate. These negotiations were done by our board president and our board president consulted with this attorney on these action items. That is a conflict of interest.

GARY MENDEZ – (Laughing). What we'll do is we'll get legal opinions for every one of those statements you just said because it's ethically wrong, I did not negotiate the contract. It's on the agenda.

NORMA E. GARCIA – The President/Superintendent just said she didn't.

PRESIDENT DREYFUSS – I wasn't there.

GARY MENDEZ – She just told me. You just told me that.

NORMA E. GARCIA – Oh wow.

GARY MENDEZ - You will negotiate the contract details with the law firm.

PRESIDENT DREYFUSS - No. You, you brought the proposal to me.

GARY MENDEZ - their proposal, not my proposal, their proposal.

PRESIDENT DREYFUSS – (Speaking loudly) No their proposal. You brought their proposal to me and tell me that you even asked me to write the recommendation verbiage, a Superintendent/President has never been forced to write the recommendation. Recommendation, comes from the administration. Comes from the Superintendent and the administration. This law firm we used them 15 or 16 years ago. Okay. They charge us every month so much bills. Okay. I compared the ones, the one before them, they charge at that time, \$200,000 to \$300,000 a year in comparison to prior year, the year before it was \$50 to \$60,000. If you go to the Google and Google this firm, you will see three releases of the news that first he got expelled/resigned from the two entities he was working on. The city of Rosemead and another city that were overbilling. They have three firms. I Googled it.

NORMA E. GARCIA – They were terminated there.

PRESIDENT DREYFUSS - And there is another firm that put him on the grand jury. Okay. So this is the firm that we are trying to hire? Okay.

NORMA E. GARCIA - We're forced to hire.

GARY MENDEZ - We are not hiring. We hired him 12 to 13 years ago.

PRESIDENT DREYFUSS – Forced to be on there. Outside general counsel.

NORMA E. GARCIA – Wow.

GARY MENDEZ – Wait. I waited for you to be done. Let's keep some decorum. I'll respect your right to speak, if you respect mine.

NORMA E. GARCIA – My stomach is hurting.

GARY MENDEZ- There was no negotiated contract. The President/Superintendent does that after today. That's the way it is. They are currently counsel. They have been counsel for 12 or 13 years. It is not a new contract. As it says, it is an amended contract. There's no violation of legal opinion. Garcia, and Jill and Sandy. I'm sorry Santana you first.

VICKY SANTANA – So President Dreyfuss, in what capacity have we utilized the firm, in the last three years?

PRESIDENT DREYFUSS - Very, very, seldom, maybe one or two cases. And so this was with these fees? So when you're negotiate a contract, is it customary to negotiate the hourly rate as part of the negotiation?

PRESIDENT DREYFUSS – Yes. But this is on their proposal.

VICKY SANTANA - So we're just accepting their proposal without negotiation? Do we normally do that?

PRESIDENT DREYFUSS – No.

GARY MENDEZ - It's not. She has to negotiate the contract.

VICKY SANTANA - We're approving the fee schedule. That is the contract. There is no other contract retainer.

GARY MENDEZ – It is different than the retainer fees.

VICKY SANTANA- That is what this is.

GARY MENDEZ – Are they any different than retainer fees?

PRESIDENT DREYFUSS – yes.

VICKY SANTANA – Yes.

GARY MENDEZ – That is different than the retainer fees?

VICKY SANTANA – That is what was negotiated.

GARY MENDEZ - Do you know if whether this is a change of their fees? Do you know?

VICKY SANTANA - No, I don't.

GARY MENDEZ - Exactly.

VICKY SANTANA - So then these are 15 years old.

GARY MENDEZ – No.

VICKY SANTANA – Hold on. These fees are 15 years old. Then is that what you are saying?

GARY MENDEZ - I don't know.

VICKY SANTANA - Because then if the retainer was signed 15 years ago. Then that and that's where that came from. Then those fees are 15 years old. So this is misleading because there are certain things that are not, and it's going to look not very nice to have a \$275 per hour rate for a partner. But that's not the reality. It is very misleading.

GARY MENDEZ - Do you know the reality?

VICKY SANTANA - Yeah. It's a lot more than this.

GARY MENDEZ – It is?

VICKY SANTANA - Yes. So this is, this is 15 years old based on a retainer. This is very misleading to make it look like that they're the cheapest in town where they are not.

GARY MENDEZ - If it's on this agenda and we pass it, it's locked in.

VICKY SANTANA – No.

GARY MENDEZ - The Superintendent signs the contract. We have Jill, Sandy, and Garcia. Okay.

PRESIDENT DREYFUSS – And then I want to speak.

GARY MENDEZ – Okay.

JILL PFEIFFER - So I contacted all the board members and after I found out about this on the agenda and there's significant concern and you're hearing it here, right? I have voiced my concern. Would you be willing to consider some other firm that doesn't bring a controversial aspect to this, to this college, we don't need that. We do not need that.

GARY MENDEZ – Do you want to answer?

JILL PFEIFFER - Are you open to considering other legal services that are not going to bring this kind of controversy to our campus?

GARY MENDEZ – The controversy that you are discussing is different then what you emailed me. I have known about that and I've contacted people to look at it. What it was, is that Latinos took over a school board in San Diego. People of non-minority of a

certain uh, part of some persuasion anti-Latino fought back and every Latino leader in Orange County knows that in San Diego County knows that.

JILL PFEIFFER – Okay.

GARY MENDEZ - When you brought that up, I kind of figured, you obviously haven't heard two sides of the story.

JILL PFEIFFER - Okay. So that's why I'm asking. But what is your, why are you so invested in this particular legal firm?

GARY MENDEZ – They're existing counsel, they are prominent presenters at our trustee conferences on diversity and equity. There are in fact doing the presentation this Friday in Sacramento. They are the leaders of diversity and equity in the California community colleges. You may laugh and not agree with it, but it is true.

JILL PFEIFFER - I'm just saying that there's, there's enough in this room going on that we're taking away from the real important things on this campus that need to get done. I'm sitting here until 10:30 and I've never sat in a board meeting this long. So Gary, I'm asking you as President of the Board, are you willing to consider so that we can move on with the business at this college to consider other options? Are you or are you not?

GARY MENDEZ - If the board believes that, then sure, I did not. I can't. I can't ah move it.

JILL PFEIFFER – If you have a problem with the current legal counsel, that's okay. It's okay to change

GARY MENDEZ – What I have an issue with.

JILL PFEIFFER – Are you willing? Why are you invested in this particular legal firm?

GARY MENDEZ - Here's what I have an issue with. Here's what I have issue with, with your question. What you emailed me was a political situation, it was a white person every Latino in San Diego. Every Latino from that area knows that, for you to use that.

JILL PFEIFFER – Okay! My questions is.

GARY MENDEZ – really!

JILL PFEIFFER – We know that there is an issue.

GARY MENDEZ – You are jumping on that bandwagon.

JILL PFEIFFER – There is an issue. Are you willing to consider?

GARY MENDEZ - Are you willing to consider this one?

JILL PFEIFFER - No, I'm not.

GARY MENDEZ - Why?

JILL PFEIFFER - Because there's already baggage attached

GARY MENDEZ – Because of the San Diego thing. So they told me that it was a white person and Latino thing.

JILL PFEIFFER - We don't need that kind of thing connected to this college.

GARY MENDEZ – I don't agree. For Latinos becoming prominent.

NORMA E. GARCIA – Oh my God, there are so many Latino law firms Gary! Give them a chance to compete.

GARY MENDEZ - It's not an RFP. It's not an RFQ.

NORMA E. GARCIA - We need to do an RFP. I'm not concerned about this attorney. I'm concerned that we are not following, we're not following the public contracting code period!

GARY MENDEZ - Okay. I'm going to get a legal opinion on that.

JILL PFEIFFER – From who?

NORMA E. GARCIA – From this guy? From this guy? You're not do a solicitation for a general counsel that is basic 101 governance.

GARY MENDEZ – No.

NORMA E. GARCIA – Oscar, Vicky and I do ethics training for the county and Oscar, Vicky, and I know that any.

GARY MENDEZ – Norma. Norma.

NORMA E. GARCIA - Any money or solicitation, should require a public solicitation process.

GARY MENDEZ – It's not a new contract. Right.

JILL PFEIFFER - Gary, you're not listening.

GARY MENDEZ –I'm listening. You don't want.

NORMA E. GARCIA - I do not want to be Bell Gardens. I don't want to be Bell Gardens here.

GARY MENDEZ – (Hitting the gavel). I'm listening to you Jill. You sent me a text of an article from San Diego. I know all about that situation and that was the Latino versus, that took over the board.

JILL PFEIFFER – So then why are people shaking their heads yes, that it would be good idea to do that?

NORMA E. GARCIA – Lets do a public solicitation.

JILL PFEIFFER - That's all we're asking. I'm not.

NORMA E. GARCIA – Change the attorneys.

JILL PFEIFFER – There are other options that's all.

DREYFUSS – Also, I would like to make some comments regarding the comments that you made earlier Oscar. You know when Gary called him regarding that it is okay for the Board to place the agenda items, then you mentioned that he mentioned as long as three board members then can have a special board meeting. I said, I'm not asking about special board meeting. We already set it up. Then he said that again, three board members, as long as they approve. They can have a special meeting. I said, I'm not asking about if three board members approve a special meeting, I'm asking can the board have authority to put this kind of stuff.

Okay, and then I had the same question as I said. Then he kept on saying three board members, you know. Then I said isn't this against the Brown Act? That's one thing. Then I said that this agenda, you are doing the legal opinion all yourself. Okay isn't that a conflict of interest? That was another thing. Then when he led the what do you call it the legal opinion, he said the board can go ahead and place it on the agenda. He cited a very small portion of the case of a college a long time ago. And then Gary, you asked me, you know, what do I think? I said, first of all, it doesn't have Ed. Code that says that. It's just a small, small portion of a college, that case about Academic Senate. Okay, so you said that, well you asked legal counsel, if there is Ed Code or CCLC language for the Board to put on the agenda. Legal counsel asked what CCLC is? He doesn't even know what CCLC is.

NORMA E. GARCIA – Wow.

DREYFUSS – I was right there. Yes, so these are the things that I find that was uncomfortable. On top of that, the experience we have when we go to soliciting of the proposals. If anybody asks me what is your experience, because we'll have to do the reference check. Just like we hire people, right. I will not hire this firm because they charge us so much.

JILL PFEIFFER – from past experience.

DREYFUSS – So if you go to Google, and Google that firm, okay, you will see that at least three, three firms that he worked for before, how much over billing, it's including the City of Rosemead. Yeah.

JILL PFEIFFER - That was what I was saying.

GARY MENDEZ – (Hitting the gavel) One at a time. One at a time. It's Superintendent and then Mr. Valladares. And then you can have an opportunity instead of blurting out. Please. Thank you.

OSCAR VALLADARES – So point of order.

GARY MENDEZ - So yes.

OSCAR VALLADARES – Yes, I am concerned that there are different concerns. I understand there is a desire perhaps to have different legal counsel. And in spirit of collaboration both being supportive of the President as well as being respectful to all the concerns other trustees have brought up, do we need to, can we pull it before voting on it?

GARY MENDEZ – It's not that, it's not the technical term, you could table this, not pull it.

OSCAR VALLADARES - Okay.

NORMA E. GARCIA - I would like to suggest that we take a vote. Trustee Valladares, this is not about you siding with us. This is about an ethical stance and I think that you need to make. You need to decide as a board member, if you're going to allow the contract to go before this vote, this board without a public, a public contract, without a public bid. When a President/Superintendent is recommending what she didn't even negotiate the fees? Is that how we want to run this board and this college?

OSCAR VALLADARES – Board President I wasn't done yet.

GARY MENDEZ – Yes sir, go ahead.

OSCAR VALLADARES – So there is a motion to table the item.

DREYFUSS – Yeah I think that will be good. Just table the item.

VICKY SANTANA- But if it is tabled, then it could come back? As is.

GARY MENDEZ - Yes.

VICKY SANTANA – As is. Yes. So then if we vote it down then it is dead.

OSCAR VALLADARES – That is what I was trying to clarify.

JILL PFEIFFER – then we can start over right?

GARY MENDEZ – Okay one at a time. So Jill and then Sandy, and then Lomeli.

ROSAELVA LOMELI – I think I was trying to clarify that too. So if you, table it, so it still comes back the same way?

GARY MENDEZ – it lays on the table until it's brought up again. Its agendized, item is requested to be agendized?

SANDRA RIVERA – Clarifying question. So we're still going to keep this firm just not to be general counsel?

PRESIDENT DREYFUSS - That's right. Outside general counsel.

SANDRA RIVERA– So why do we keep them? Because I'll tell you, we've had issue with them against classified staff.

NORMA E. GARCIA - Correct.

SANDRA RIVERA - So it's cool to keep them when they're on our back, but now that they are in your face, no it's an issue. I don't want these people here. They are not good.

NORMA E. GARCIA – So Sandra. Good point they have never handled an issue. This firm was involved handling, handling an issue on behalf of the prior Superintendent/President that was unethical.

SANDRA RIVERA – Right.

NORMA E. GARCIA - That was unethical.

SANDRA RIVERA – Then why retain them?

VICKY SANTANA – They are on retainer by the way but it is an old contract.

NORMA E. GARCIA – No they are not on retainer but, but it's an old contract. But I want you to know that's fine.

PRESIDENT DREYFUSS – we never terminated them.

SANDRA RIVERA – Why? So that means that we are still paying them?

NORMA E. GARCIA – No. No.

PRESIDENT DREYFUSS – No we are not. Unless we ask them to do the work.

VICKY SANTANA - So that's why I asked the question how often do we use them.

GARY MENDEZ – (Hitting the gavel). One at a time. One at a time. So Sandy, the floor is still yours.

SANDRA RIVERA – so that is just it. If we find them to be as offensive as people are thinking about, then why do we continue to do business with them?

VICKY SANTANA - That's a good question.

GARY MENDEZ – That's true. They have been on the books for 13 years. I had to.

NORMA E. GARCIA - I didn't know they were on the books for 13 years.

GARY MENDEZ – Hey wait. One at a time please. So to answer your question. They have been on retainer for 13 years.

SANDRA RIVERA– Yes.

GARY MENDEZ - I had some questions. I didn't have confidence and trust to ask Liebert Cassidy. So I picked somebody that I knew that provided services to the league.

NORMA E. GARCIA - You picked?

GARY MENDEZ - I have a right to ask counsel legal questions. Yes.

NORMA E. GARCIA – But you picked.

GARY MENDEZ - I picked who to ask out of our retainer people on who to ask a legal question.

NORMA E. GARCIA – Wow. Wow.

GARY MENDEZ – If you don't know. You don't know. I have the right to call legal counsel and ask questions. I have the right.

VICKY SANTANA – Yeah we all do.

GARY MENDEZ - So there's a process for that you know. There's a process.

VICKY SANTANA – And there is a board policy for that.

GARY MENDEZ – Yeah is a board policy for that and it's a process.

JILL PFEIFFER - You chose that firm.

GARY MENDEZ – There is a board policy for that. So I had to pick somebody that I had confidence in to give me an honest answer. And that's the person I picked up the phone and called. Does it have to be this person?

NORMA E. GARCIA - there has to be a compromise.

GARY MENDEZ - No, but I think that it has to come this, this person has to have the confidence of the board and the prior counsel, Liebert Cassidy, well some of the opinions and the process on how some of those opinions were written, I did not agree with. And so I had to call somebody that I know and trust. So I picked up the phone and called Bonny Garcia. It doesn't have to be him in the future, but I had to settle some questions.

One of the questions that I had asked is whether or not a board member or board president has a right to place something on the agenda. The Superintendent thought not. So I got a legal opinion and I called the first person that I knew. That person corrected it, corrected the Superintendent/President, that the Board and the Superintendent have a right to agendize items corrected that. Then that turned into three other legal questions. So it doesn't matter who, it just has to inspire confidence. That's all.

JILL PFEIFFER - What do you think about, the competence today?

GARY MENDEZ – Oh, that's what this process is for. That's what this process is for.

NORMA E. GARCIA - How are we going to attract a President/Superintendent to come and lead this with, with this unethical behavior when, when a Board President is going to say.

GARY MENDEZ – Keep your voice down.

NORMA E. GARCIA – Here's the contract I want you to hire them!

GARY MENDEZ – Norma keep your voice down (Hitting the gavel). Keep your voice down.

NORMA E. GARCIA – Wow.

GARY MENDEZ - Because that's why it's up for consideration. You cannot consider anything unless its put on the board. Okay. If the board doesn't like that, we could do something else. There's no problem with that. Let me tell you we are talking about perception. You're talking about perception. All these three amendments, policies addressed that perception. So it doesn't just work but it works for you. It has to work for everybody.

NORMA E. GARCIA – So this perception is okay with you that there was unethical behavior to get this attorney on.

GARY MENDEZ – If that is a concern. I'm going to go with your concern. That's no problem. So I had a situation.

NORMA E. GARCIA – So let's do a public solicitation. Trustee, I want to help you and I want to help this Board so that we do not go off the tracks of being an unethical Board. Let's do a public solicitation for an attorney. An attorney.

GARY MENDEZ - I'm willing to do that. But Trustee Garcia please understand that every Board member has the right to put something on the agenda. I needed help. I needed help to avert something larger.

NORMA E. GARCIA – Not against the Superintendent/President's recommendation.

GARY MENDEZ – When the Superintendent says no Board Member has the right, when the Board President puts something on the agenda, I have a legal question now.

PRESIDENT DREYFUSS – No. I showed the AP to Gary about placing on board agenda. The Board President consults with the Superintendent/President when they wish to place an item on agenda.

GARY MENDEZ - I'm sorry, I'm sorry. So I called the attorney and got a legal opinion. That turned into other questions that I got legal opinion. I have to find somebody I trust on the board.

NORMA E. GARCIA – Or to hear the answer you wanted.

GARY MENDEZ – The question of whether or not, what is conflict of interest, what is perception of breach? I had to ask those questions and I had to, it could have been, it could have been, um, Atkinson Andelson Irma Moisa. It could have been her. I know Paul Loya.

VICKY SANTANA – Just call for the vote.

GARY MENDEZ - Okay. So, uh, is the motion to table still on?

NORMA E. GARCIA – No. There was no motion.

VICKY SANTANA – This is the motion.

NORMA E. GARCIA – This is the motion. So call the vote.

GARY MENDEZ – okay so secretary call the roll.

RENEE GALLEGOS (SECRETARY) – Trustee Garcia – No, Trustee Lomeli – No, Trustee Mendez-Aye, Trustee Santana-No, Trustee Valladares-No, Trustee Laureano-No.

32. On the motion of Mr. Valladares, the Board voted by vote of the five members present [Garcia-No, Lomeli-No, Mendez-Aye, Santana-No, and Valladares-No] to approve the amended retainer agreement with Garcia, Hernandez, Sawhney, LLP, as outside general counsel to determine which law firms with retainer agreements with the District will provide services to the District. The Student Trustee advisory vote was No. Motion fails.

VI. ADJOURNMENT

GARY MENDEZ – Okay so is that the last item on the agenda? Okay. So there is no closed session so good night.

NORMA E. GARCIA – Wait we aren't doing board comments?

PRESIDENT DREYFUSS – No you have to call the time.

GARY MENDEZ – Oh so it is 10:48 then I have a motion to adjourn?

NORMA E. GARCIA – Can I.

GARY MENDEZ – Moved by Trustee Garcia, seconded by Trustee Lomeli.

33. Trustee Mendez reported that there were no Closed Session items and wished everyone a good night. It was moved by Trustee Garcia, seconded by Trustee Lomeli to adjourn the meeting at 10:48PM.

- **Date of Next Regular Board Meeting – Wednesday, February 20, 2019, 6:00 p.m.**

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY

Any individual with a disability, who requires a reasonable accommodation to participate in a Board meeting of the Rio Hondo Community College District, may request assistance by contacting the President's Office of Rio Hondo College, 3600 Workman Mill Road, Whittier, California. This document is available in alternate format. Telephone (562) 908-3403; TDD (562) 908-3422.



Recommended 18/19 Board Goals

				Goal Alignment	
18/19 Board Goals	Advance in the Coming Year	Objectives/Activities	Baseline/Benchmark	College	Vision for Success
<p>18/19 Board Goals</p> <p>Goal One: The Board will strengthen and enhance the college's commitment to a campus culture that integrates equity, diversity, and inclusivity at all levels in an effort to close the achievement gap among disproportionately impacted student populations.</p>	<ul style="list-style-type: none"> Plan to have a Guided Pathways update at September Board meeting. GP Institute #4 in San Francisco in September. Faculty committee – GP 22 people Fully implement Guided Pathways. Need more in depth discussions. As decisions are being made, need to ask questions about how decisions help campus to be more inclusive on equity and diversity issues. Evaluate our policies on diversity. Reaffirm our commitment to diversity. Future Board discussion. 	<p>Schedule in-depth discussion of:</p> <ul style="list-style-type: none"> Guided Pathways Board policies related to diversity Commitment to diversity 	<p>Discussion of:</p> <ul style="list-style-type: none"> Guided Pathways Board policies related to diversity Commitment to diversity 	<p>Aligns with: Goal 1.</p>	<p>Aligns with: Goals 1 – 6.</p>

				Goal Alignment	
18/19 Board Goals	Advance in the Coming Year	Objectives/Activities	Baseline/Benchmark	College	Vision for Success
	<ul style="list-style-type: none"> - Continue to make sure we are a learning institution. Provide additional training and conversations on implicit bias. - Include all constituent groups and students. - Ask campus leadership to continue to build our capacity. Continue to train. 				
<p>Goal Two: The Board will actively engage with student leadership.</p>	<ul style="list-style-type: none"> - Meet all the student leaders on campus. Would be very helpful to engage with student leaders. Share external connections with each other. - Offer more opportunities for students to engage with the Board. - Attend ASRHC meetings. 	<p>Special joint Board and ASRHC meeting with agenda items (policy issues), include an informal interactive component.</p>	<p>Meet with student leaders, attend ASRHC meetings.</p>	<p>Aligns with: Goal 2.</p>	<p>Not Applicable</p>
<p>Goal Three: The Board will continue its yearly review of its roles and responsibilities in areas such as accreditation, board policies, protocols, professional development, and budget.</p>	<ul style="list-style-type: none"> - Look at opportunities for professional development for the Board. - Board will develop 5-6 topics for professional development for discussion when feasible. - Mini professional development at Board 	<p>Develop 3 topics for professional development for the Board.</p> <p>Schedule at least one mini professional development program during an 18/19 Board meeting.</p>	<p>3 professional development areas identified.</p> <p>1 mini professional development program completed during 18/19</p>	<p>Aligns with: Goal 2.</p>	<p>Not Applicable</p>

		Goal Alignment			
18/19 Board Goals	Advance in the Coming Year	Objectives/Activities	Baseline/Benchmark	College	Vision for Success
<p>Goal Four: The Board will spark an ongoing and meaningful college-wide conversation about the definition of effectiveness.</p>	<ul style="list-style-type: none"> - meeting. 10-15 minutes. Share questions to explore. - "Forge" a Board by sharing XYZ... - Ongoing policy and procedure review. - Receive the schedule of AP and BP policies that PFC is going to address to allow for discussion prior to updating. - Review of Board protocols at special Board meeting. Actively review diversity policies. Trigger Board discussion. - Discuss effectiveness with all constituent groups at special Board meeting. - Recommend that effectiveness should align with the community college initiatives, including the new funding formula. - Discuss how to improve the outcome of effectiveness based on scorecard data.. 	<p>Study session engaging constituencies on the topic of institutional effectiveness, improving student outcomes, and Student Centered Funding Formula metrics.</p> <p>Professional Development session on the role of community college board members in defining and approaching institutional effectiveness.</p>	<p>Study session to be scheduled</p>	<p>Aligns with: Goal 1-2.</p>	<p>Aligns with: Goals 1 – 6.</p>

		Goal Alignment			
18/19 Board Goals	Advance in the Coming Year	Objectives/Activities	Baseline/Benchmark	College	Vision for Success
<p>Goal Five: The Board will participate in the college's institutional planning process with the long-term goal of integrating the Board and institutional goals.</p>	<p>The office of Institutional Research and Planning (IRP) will conduct a gap analysis of alignment and integrated planning.</p>	<p>The office of Institutional Research and Planning will present results of the gap analysis.</p>	<p>Results of the gap analysis presented to the Board.</p>	<p>Aligns with: Goal 1-2.</p>	<p>Aligns with: Goals 1 – 6.</p>
<p>Goal Six: The Board will engage stakeholders with the transition into Guided Pathways.</p>	NEW	<p>Special Board meeting regarding the transition to Guided Pathways.</p>	<p>1 Special Board Meeting</p>	<p>Aligns with: Goal 1.</p>	<p>Aligns with: Goals 1 – 6.</p>
<p>Goal Seven: The Board will oversee the college's financial sustainability, during the implementation of the Student Centered Funding Formula.</p>	NEW	<p>Study session on the topic of institutional effectiveness, improving student outcomes, and Student Centered Funding Formula metrics.</p>	<p>1 study session held</p>	<p>Aligns with: Goal 3.</p>	<p>Aligns with: Goals 1 - 5.</p>