EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard, Torrance, California 90506-0001
Telephone (310) 532-3670 or 1-866-ELCAMINO

November 21, 2011

Board of Trustees
El Camino College

Dear Members of the Board:

Happy Thanksgiving. I trust you and your families will enjoy our national holiday and the spirit in which we celebrate. We are thankful for so many gifts that we give and receive in our lives. May your celebration be fulfilling and rewarding.

As you are aware, you have rescheduled the November meeting to the Monday after Thanksgiving. The meeting will be held in the Campus Theatre. I trust all the rumors about tryptophan in turkey will not put you to sleep nor will this Board packet.

We have a somewhat unusual order of business on the agenda starting with a presentation to Coach John Featherstone for his historic accomplishment as the El Camino College head coach with 200 football victories.

The next item will provide the public an opportunity to comment on closed and open session agenda items. Attention will most likely focus on the Resolution Regarding Implementation of Recommendations Made by the Impartial Factfinding Chair to the Agreement Between the District and the Federations of Teachers. The first item (attachment 1) in your packet is Board Policy 2350.

You will notice there is a closed session between public comment and my recommendation to adopt the Impartial Factfinder's recommendation. Once you return to the public session and after the vote on the resolution, you will then go to the normal consent agenda. Please note that after the consent agenda, we will have another closed session. Our first closed session will include an opportunity for a little sustenance.

Several items on the consent agenda are highlighted as follows:

A. Student and Community Advancement, Item D, recommends expulsion of a student. A confidential letter explaining this item is included in your packets under separate cover. If you have questions, comments or concerns before the Board meeting feel free to contact me or you can pull this item for a closed session discussion.

B. Administrative Services, Item B is a bid award for Phase 1 Utility Infrastructure, Central Plant and Stadium Lighting Project for Compton Community College District. All State projects for the Compton Center are awarded to El Camino Community College District. Both Boards of Trustees must adopt and award the bids. As explained in attachment 2, this item is undergoing last minute legal review and may not be resolved until Thanksgiving eve. If the review requires a rejection of all bids, this item will be withdrawn from the agenda.

   Item C is to provide an increase to contract amendment for our construction management agreement with Lend Lease, Inc. The original Facilities Master Plan has been updated to provide an extension for the added service of the 2010 Facilities Master Plan.

   Item D, is to provide an increase to the construction management contract for Compton projects and will be paid for by the Compton Community College District.

   Item E is the selection of Futuris as the firm to provide Trust Investment Management and Administrative Services for GASB 43-45 Post Employment Benefit Plan. Please note attachment 3 is a memo from Vice President Higdon in response to Trustee Gen's request for an alternative planned saving structure. The three responses that were received varied substantially from a document of approximately 204 pages to one of only 27 pages. The interview consisted of 21 questions. One of the questions focused on the number of funded California Community Colleges that were clients. That response ranged from 14 California Community Colleges to only one California Community College. The selected vendor was clearly the preferred firm based upon our "vendor review" outline.

C. Board of Trustees section, Item B, includes your visit to the dentist's office, i.e., a discussion of your evaluation of your performance of the 2010-2011 Board goals. Your self-evaluation questionnaire is included on the Board agenda.

You have an extensive reading packet for November which includes:

1. Letter from Taisei Construction Corporation, November 11, 2011, regarding the El Camino Community College MBAH Building Project, Exterior Metal Fins;

2. Memo from Chief Trevis to me, November 17, 2011, giving update on "Occupy ECC" activities;

3. Letter from Special Trustee Henry to retired Assemblymember Mervyn Dymally, October 12, 2011;

4. Letter from retired Assemblymember Mervyn Dymally to Special Trustee Henry, October 17, 2011;

5. Memo from Barbara Perez to President Fallo, November 21, 2011, regarding Universal College of Beauty;

6. Letter from Keith Curry, November 2, 2011, regarding assignment for Mr. Babatunde Atane;

7. Memo from Ann Garten, November 14, 2011, responding to PBC-related listserv emails;

8. Memo from Ann Garten, November 14, 2011, regarding theft of student personal information;

9. Memo from the Faculty Development Committee, November 14, 2011, regarding Outstanding Adjunct Award Parking Spot;

10. Program for the Effective Trustee Workshop, January 27-29, 2012, Sacramento;

11. AB 1825 Harassment Seminar, December 7 and Ethics Seminar, December 14, 2011;

12. Memo from Lynn Solomita to President Fallo, August 22, 2011, regarding Educational Reimbursement;

13. Letters from President Fallo, September 8, 2011, to candidates for Board seats;

14. Information regarding campus smoking policies, November 30, 2011;

15. "Fix For-Profit Colleges," September 24, 2011, *The Daily Breeze*;

16. Twelve Point Pension Reform Plan, October 27, 2011;

17. "Ex-CCSF Chancellor Philip Day Pleads Guilty to Funding Scam," September 29, 2011;

18. El Camino College Midterm Report as submitted to the Accrediting Commission for Community and Junior Colleges, October 15, 2011;

19. El Camino College Compton Center, Five Years of Success, Report to the Community;

20. El Camino College Community News, Summer 2011.

As mentioned previously, this is a relatively unusual Board agenda and, because the October meeting was a while ago, please feel free to call me or Kathy on any of the agenda items or enclosed reading.

Please note our December meeting is on the 12th of December which will include a swearing in ceremony for all recently elected Board members.

You are welcome to visit in my office prior to the Board meeting, however, because of the remote location, we will probably be in the Campus Theatre by around 3:40 p.m.

Again, I hope your Thanksgiving is joyful and look forward to the November Meeting.

Sincerely,

Tom Fallo

Thomas M. Fallo
Superintendent/President

TMF/kao

Cc: Vice Presidents, Director, Community Relations

Board Policy 2350 Speakers

Persons may speak to the Board either on an agenda item or on other matters of interest to the public that are within the subject matter jurisdiction of the Board.

Oral presentations relating to a matter on the agenda, including those on the consent agenda, shall be heard before a vote is called on the item.

Persons wishing to speak to matters not on the agenda shall do so at the time designated at the meeting for public comment.

Those wishing to speak to the Board are subject to the following:

1. The President of the Board may rule members of the public out of order if their remarks do not pertain to matters that are within the subject matter jurisdiction of the Board or if their remarks are unduly repetitive.

2. Employees who are members of a bargaining unit represented by an exclusive bargaining agent may address the Board under this policy, but may not attempt to negotiate terms and conditions of their employment. This policy does not prohibit any employee from addressing a collective bargaining proposal pursuant to the public notice requirements of Government Code Section 3547 and the policies of this Board implementing that section.

3. No member of the public may speak without being recognized by the President of the Board.

4. Each speaker will be allowed a maximum of five minutes in the aggregate on all agenda items. Each speaker will be allowed at lest five minutes on non-agenda items. Thirty minutes shall be the maximum time allotment for public speakers on any one agenda item regardless of the number of speakers. At the discretion of a majority of the Board, these time limits may be extended.

5. Each speaker coming before the Board is limited to one presentation on agenda items before the Board, and to one presentation per meeting on non-agenda matters.

Reference:

Government Code Sections 54950, *et seq.*;
Education Code Section 72121.5

El Camino College
Adopted: 6/11/01

Attachment 2

From: Higdon, Jo Ann
Sent: Sunday, November 20, 2011 6:23 AM
To: Fallo, Thomas; Oswald, Kathy; Pickens, Susan
Subject: Board comments #1

There are currently three major State capital outlay projects for Compton Center which are funded to ElCamino Community College District Compton Center. As explained by the Chancellor's Office, the State only funds accredited institutions. Therefore the funding must come to ElCamino. The funding can only be used at Compton Center. An updated MOU between ElCamino CCD and Compton CCD is currently being drafted by both parties.
The bid for Phase 1 Infrastructure Project will be approved by both districts. This process will be followed on all of the projects.

This bid is currently under review by attorneys, and our board agenda recommendation could change based on the out come of that review.

Sent from my Verizon Wireless Phone

Attachment 3

Office of the Vice President, Administrative Services
November 21, 2011

To: President Fallo
From: Jo Ann Higdon
Subject: Trust Investment Management and Administrative Services for GASB 43-45 Post Employment Benefit Plan

After Board approval on agenda item E, there will be a meeting with the vendor and "next steps" will be planned. Those steps will include the development of a specific Trust Document/s and a risk tolerance profile. The risk tolerance profile will provide an investment strategy and grid to be followed. While we cannot yet provide specific dates for these actions, we expect these items to be forthcoming to the Board in a timely manner in order to have the irrevocable designation of funds prior to our planning of the next series of bond sales. The Board will recall that such a designation and funding is estimated to save our taxpayers up to $8 million on those bond sales. Trustee Gen had requested a calculated range of savings should the OPEB obligation be funded in various increments or percentages. We have checked with the managing director of RBC Capital Markets, and he has confirmed that such precise estimates are not possible.

Following are two e-mails from Roderick Carter, RBC Capital Markets.

From: Carter, Roderick [mailto:Roderick.Carter@rbccm.com]
Sent: Monday, November 14, 2011 10:49 AM
To: Higdon, Jo Ann
Subject: RE: Reminder

HI JoAnn: I stand behind my previous comment about the potential savings to the District from satisfying its OPEB obligations. You have now ask me to estimate the savings if we satisfy the obligation in various increments or percentages. That is not possible to do. Please let me know if you wish further information or if I can be of further assistance.

From: Carter, Roderick [mailto:Roderick.Carter@rbccm.com]
Sent: Wednesday, July 20, 2011 1:29 PM
To: Higdon, Jo Ann
Subject: Re: Reminder

Jo Ann, depositing funds in an irrevocable trust to manage your OPEB obligations is recommended. It will strengthen the rating agencies view of your credit. A stronger credit view could save the District as much as 25 basis points on your next borrowing. On $ 180 million this could save the tax payers over $8 million. Please do not hesitate to let me know if I can be of further assistance.

TAISEI

TAISEI CONSTRUCTION CORPORATION

November 11th, 2011 *Sent via: overnight mail*

CC: Ms. Mary E. Combs
Mr. Randy Hartman
BOVIS LAND LEASE
El Camino Community College District
16007 Crenshaw Blvd.
Torrance, CA 90506

Project: ***El Camino Community College MBAH Building Project***

RE: Exterior Metal Fins

Dear Mr. Hartman:

Receipt of the Architect of Record's ("ARCHITECT") letter sent directly to Taisei Construction Corporation ("TAISEI") dated October 12th, 2011, regarding the MBAH Building Metal Fins acknowledged. As it contains a series of false statements, please accept this as TAISEI's response.

The ARCHITECT's suggestion that the Metal Fins as fabricated and finished do not meet the "expectation for a consistent finish surface", is entirely without merit. Moreover, the Construction Documents specifically direct a process that by its very nature results in inconsistencies within the finish.

Under California Code of Regulations Title 24, Article 1, Section 4 in Paragraphs 4-316, 4-317, 4-341 and 4-343b, the responsibilities of the ARCHITECT and/or Engineer are clearly defined. These responsibilities include: providing complete plans with clearly defined dimensions as to provide for the proper completion of the Project.

Public Contract Code §10120 provides that before entering into any contract for a project, the department (the "DISTRICT") shall prepare full, complete, and accurate plans and specifications and estimates of cost, giving such directions as will enable any competent mechanic or other builder to carry them out.

Cc: Bd, Jo Ann Higdon.

Herein, TAISEI asserts the fact the ARCHITECT failed to fulfill his responsibilities as defined California Code of Regulations Title 24; moreover, by virtue of the ARCHITECT's failure to comply with Title 24, the DISTRICT failed to comply with Public Contract Code §10120.

The Construction Documents fail to direct a process that results in a consistent finish surface, this is clearly an omission and/or deficiency on the part of the ARCHITECT, which TAISEI anticipated and actually **warned** the DISTRICT.

The Spearin Doctrine (Spearin v. United States, 248 U.S. 132 (1918)) has determined the Owner's (the "DISTRICT"") implied warranty as the plans & specifications are not defective and are complete and are suitable for building a project; by virtue of the fact that the Approved plans and specifications direct a process that results in a consistent finish surface, the plans & specifications are neither complete nor suitable.

Be assured the ARCHITECT's arrant "catch-all note to follow AESS, AISC and SSPC requirements in no way relieves the ARCHITECT and/or the DISTRICT of their respective obligations to provide complete and buildable Construction Documents.

Caselaw of the Owner's ("DISTRICT's") responsibility has been established as:

"If the Contractor is bound to build according to the plans & specifications prepared by the Owner the Contractor will not be responsible for the consequences of the defects in the plans & specifications. This implied warranty is NOT overcome by the general clauses requiring the Contractor to examine the site, to check up the plans, and to assume responsibility for the work until completion and acceptance." –Justice Brandeis

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FACTUAL BACKGROUND

As documented in the Project meeting minutes, early on in the Project, TAISEI expressed significant concern regarding the desired level of finish of the Metal Fins.

Specifically, TAISEI **warned** the DISTRICT that HOT DIP GALVANIZING process pursuant to the Project Specifications requires 05' x 09' Metal Fins to be lowered into a kettle containing 850 degree fahrenheit molten zinc where the steel and zinc metallurgically react to form three zinc-iron intermetallic layers and one pure zinc layer. TAISEI vehemently highlighted the fact that the nature of dipping huge Metal Fins into molten zinc vs. other alternative methods of galvanizing, would result in an inconsistent and unsatisfactory aesthetic condition.

Further, TAISEI recommend that a CARBO ZINC process be used, in order to: 1) eliminate the warping that occurs during HOT DIP GALVANIZING process, especially with large metal pieces, and 2) achieve the desired level of finish.

Moreover, TAISEI offered to provide the CARBO ZINC process at NO COST, to the DISTRICT.

Despite TAISEI sounding the **warning siren** that HOT DIP GALVANIZING process would result in an inconsistent and unsatisfactory aesthetic condition and offering to provide the CARBO ZINC process at NO COST, the DISTRICT unadvisedly ignored TAISEI's resolute **warning** and rejected TAISEI's generous offer based upon the fact that ARCHITECT was "ignorant" and unwilling to educate himself with regard to the CARBO ZINC process.

- The Galvanizing Institute has confirmed and re-confirmed that the finish of Metal Fins which received the HOT DIP GALVANIZING process, pursuant to the Project Specifications meets or exceeds the Industry Standards, set forth by the Galvanizing Institute and the Project Specifications.

- The Paint Manufacturer ("Glidden") has confirmed and re-confirmed that the paint finish of Metal Fins which received the High Performance Paint Application pursuant to the Project Specifications meets or exceeds the Industry Standards, set forth by Glidden and the Project Specifications.

- The Project Inspector of Record ("IOR") has confirmed and re-confirmed that, the HOT DIP GALVANIZING and PAINTING of the for the Metal Fins, meets or exceeds the requirements of the Project Specifications.

OTHER PROJECT ERRORS AND OMISSIONS ON THE PART OF THE ARCHITECT

TAISEI prepared its Lump-sum Bid Proposal for the MBAH Project, believing that the Bid Documents were in compliance with California Code of Regulations Title 24 and Public Contract Code.

California Code of Regulations Title 24, Article 1, Section 4 in Paragraphs 4-316, 4-317, 4-341 and 4-343b, the responsibilities of the ARCHITECT and/or Engineer are clearly defined. These responsibilities include: providing plans with clearly defined dimensions as to provide for the proper completion of the project.

Public Contract Code Section §10120 provides that before entering into any contract for a project, the department shall prepare full, complete, and accurate plans and specifications and estimates of cost, giving such directions as will enable any competent mechanic or other builder to carry them out.

Herein, TAISEI again asserts the fact the Architect failed to fulfill his responsibilities as defined California Code of Regulations Title 24; moreover, by virtue of the ARCHITECT's failure to comply with Title 24, the DISTRICT failed to comply with Public Contract Code §10120.

These assertions are evidenced by the fact that to date, the Project has been beleaguered by over 690 RFI's and 80 Construction Directives. The innumerable conflicts within the Construction Documents combined with the vast number of ongoing changes proliferated by the ARCHITECT have resulted in over 160 PCO's totaling millions of dollars $$$ in added work. Of course, the valuation of this added work does not account for the significant time and cost impacts of the associated delays resulting there from.

The impact of these innumerable conflicts, has been made worse by the fact that the ARCHITECT does not provide a response for at least fourteen (14) calendar days. Moreover, the impact is often further exacerbated by incomplete and inadequate responses on the part of the ARCHITECT.

At the inception of the Project, TAISEI and the DISTRICT were in agreement that the approved Baseline Schedule as presented was achievable, however, the ongoing additional work and continuing out-of-sequence work propagated by defective and uncoordinated Design Documents as well as the momentous changes required have resulted in a "Change", that presents an ongoing and unreasonable challenge with regard to Project coordination beyond TAISEI's control.

Fundamentally, the innumerable design conflicts within the Construction Documents combined with the vast number of changes demanded have had a detrimental "domino effect" on the project in (2) two ways: (1) setting back the cumulative work schedule and (2) detrimentally affecting both the cash flow positions of TAISEI and its Subcontractors.

The Project has become substantially different from what was originally contemplated in TAISEI's original Lump-sum Bid Proposal; the Project Scope, quantity and frequency of changes are all factors. Under normal circumstances a myriad of changes may not transform a project, however, this Project is different. TAISEI understands that a certain amount of change is inherent to the construction process, however, the quantity and frequency of the changes for this Project has altered the nature of the undertaking TAISEI contemplated when it signed the Contract.

EXAMPLE OF OTHER ERRORS AND OMISSIONS ON THE PART OF THE ARCHITECT RELATED SPECIFICALLY TO THE METAL FINS

This is not the first instance in which the ARCHITECT has attempted to conceal design errors and omissions related to the Metal Fins.

In the ARCHITECT's Field Report No. 15, the ARCHITECT, stated:

"It was observed that the shade fin is on the NORTH side of the window. The shade fin shall be installed so that the fin is on the SOUTH side of the window, providing shade to the glazing. The shade fin shall be constructed and installed per the approved contract documents as the opposite hand. See plans and elevations below."

Essentially, the ARCHITECT accused TAISEI of installing the Metals Fins "backwards"!

In addition, the ARCHITECT's Field Report No. 15, the ARCHITECT further attempted to conceal errors and omissions related to the Metal Fins, by disingenuously including a "sketch", that deceitfully depicting that the Metal Fins should be on the SOUTH side of the window.

However, a careful review of the "Contract Documents", by TAISEI, the DISTRCT and the IOR revealed the disingenuous nature of the comments made in the ARCHITECT's Field Report No. 15. Further, this careful review confirmed the installation of the Metal Fins by TAISEI on the NORTH side of the window was in indeed accordance with the Construction Documents.

Herein, TAISEI asserts that this egregious error and omission on the part of the ARCHITECT constitutes a failure by the ARCHITECT to act with the acceptable "Standard of Care" for design professionals.

Specifically, the ARCHITECT prepared Construction Documents which clearly depict, indicate and direct the Metal Fins be installed on the WRONG side, and then maliciously and intentionally tried to blame TAISEI.

As you know, this particular error and omission of the part of the ARCITECT has resulted in an additional cost of over **$118,000.00** and a delay of at least thirty (30) days to the Project Schedule.

RECOURSE BY TAISEI

TAISEI assumes no liability and/or culpability whatsoever, furthermore, liability and culpability are expressly denied, for errors and omissions on the part of the ARCHITECT's and/or the DISTRICT's incomplete and unsuitable Construction Documents. TAISEI maintains the fact that this patent defect is not a deviation of the approved plans and/or specifications, but rather is another unfortunate consequence of design errors & omissions and failure to heed TAISEI's resolute **warnings**.

TAISEI stands ready to, in accordance with California Civil Procedure Code Section 411.35, to provide a "Certificate of Merit"[1], validated by a third-party architect, which will conclude that the ARCHITECT failed to act within the acceptable "Standard of Care", for a design professional.

Specifically, the ARCHITECT failed to act within the acceptable "Standard of Care", for a design professional by:

- designing the Metal Fins on the WRONG side of the window, and
- directing repeatedly that the Metal Fins be subject to the HOT DIP GALVANIZING process, which TAISEI **warned**, by its very nature, would result in an inconsistent, unsatisfactory aesthetic finish condition.
-

The DISTRICT is again advised that TCC assumes no liability and/or culpability whatsoever, moreover liability and culpability are expressly denied, for errors and omissions on the part of its ARCHITECT.

As directed by the DISTRICT, TAISEI along with the relevant subcontractors, are proceeding **"UNDER PROTEST"**, with the additional Work associated with the enhancement of the Metal Fins.

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[1] CAL. CIV. PROC. CODE section 411.35 (Deering 2004) is the California certificate of merit statute. Section 411.35 concerns actions for professional negligence against architects, engineers, and land surveyors. The statute requires a certificate of merit be sent contemporaneous with or before the service of plaintiff's lawsuit on the defendant. Id. section 411.35(a). The certificate must be executed by the plaintiff's lawyer where he or she must state, in pertinent part, that he or she has reviewed the facts of the case and consulted with a third-party design professional "in the same discipline as the defendant" and "that the attorney has concluded on the basis of this review and consultation that there is a reasonable and meritorious cause for the filing of this action." Id. section 411.35(b)(1). A plaintiff's failure to comply with this statute will be grounds for a demurrer, i.e., dismissal for failure to state a cause of action. Id. section 411.35(g). It should be noted that this statute applies to claims against a design professional based upon equitable indemnity. Id. section 411.35(i).

Further, TAISEI reserves its rights to receive additional compensation and/or time related to and/or arising from the aforementioned conditions addressed herein, including, but not limited to, compensation for: field overhead, office overhead, profit, supervision costs, administrative costs, impact costs, cumulative impact costs, delay costs, cumulative delay costs and/or any other direct or indirect costs.

TAISEI has assigned **PCO Number CM255** to track this colossal change which includes, but is not limited to the following description: Enhancement of the Finish at the Metal Fins. The current rough order of magnitude ("ROM") and/or estimated impact on the Project is at least **$272,555.00** and a project time extension of at least ninety (90) calendar days.

In the interim, TAISEI as directed by the DISTRICT will continue with the Enhancement of the Finish of the Metal Fins unless otherwise directed to **'STOP'**.

The aggregate negative effect on the Project Completion Date, resulting from the ARCHITECT's failure to comply with its obligations and failure to act within the acceptable "Standard of Care", for design professionals, is considerable, and continues to escalate. TAISEI once again implores the DISTRICT to take the necessary steps to rectify its failures and the failures of its ARCHITECT.

Should you have any questions or additional concerns, please contact the undersigned.

Regards,
TAISEI CONSTRUCTION CORPORATION

-jaysen van
Operations Risk Manager

6261 Katella Avenue, Suite 200 Cypress California 90630
Tel (714) 886-1530 Fax (714) 886-1546 SL 574837

Enclosures: Copy of LPA letter, dated October 12th, 2011
Copy of disingenuous LPA Field Observation Report, dated July 12th, 2011

CC:
T. Uchida
N. Maulit
R. Aman
Y. Kato
K. Nishi
J. Megia
E. Dickson
J. Jaramillo
M. Dickson
J. Mendrin
M. Combs
B. Gann
B. Hoerning
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Architecture
Sustainability
Planning
Interior Design
Landscape Architecture
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Graphics

LPA

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October 12, 2011

Richard Aman
SENIOR VICE PRESIDENT/SENIOR OPERATIONS MANAGER
Taisei Construction Corporation
6261 Katella Ave., Suite 200
Cypress, CA 90630

Re: ECC Math Business Allied Health Building – Window Fins
LPA Project No. 27124.10

Dear Mr. Richard Aman:

LPA has received and reviewed Taisei's letter dated October 11, 2011 regarding the El Camino College steel window fins, letter attached for reference. As the LPA Principal in Charge of this project I have been actively involved in assisting LPA's Project Manager, Wendy Robison and LPA's Architect of Record, Jim Raver who have been coordinating with the District and District's Representatives, Lend Lease, regarding this issue.

LPA's position regarding the quality of the installation and finish are clearly defined in the contract documents. The level of quality and finish as installed by Taisei on the mock up and the first floor window fins are acceptable and are proof that the desired finish is achievable as specified in the Contract Documents. The drawings and specifications do set an expectation for a consistent finish surface throughout with the continued reference to AESS, AISC and SSPC requirements. All of these standards are recognized industry wide as a higher standard of finish and are the standards by which all bidders were asked to follow if awarded the project. LPA cannot define the means and methods by which this work is performed, as the architect we only observe the work and identify work that does not meet the minimum requirements or standards as defined in the Contract Documents. LPA believes that the mock up and the first floor window fins already installed meet this minimum standard and expect the same level of quality on the remaining steel window fins to be installed.

Rejection of materials or installations by the District, the District Representatives or the Architect does not constitute a notice to stop work. Any delay resulting from the unacceptable finish or installation of the steel window fins will not be recognized by LPA as an acceptable PCO.

This project is nearing completion and there have been hurdles along the way that we have been able to overcome as a team and I'm confident that we can resolve this issue for the benefit of The District, LPA and Taisei.

Sincerely,

LPA, Inc.

SMF

Steve Flanagan
Principal, LPA Inc.

cc: Randy Hartman, Lend Lease

LPA

FIELD OBSERVATION REPORT

Owner	☐	Bruce Hoerning, El Camino College
Architect	☐	Wendy Robison, LPA
Landscape Architect	☐	Rich Bienvenu , LPA
MP Engineer	☐	LPA
Structural Engineer	☐	MHP
Construction Manager	☐	Tess daSilva, Lend Lease
IOR	☐	Jim Cohn, SPA

PROJECT:	Math Business Allied Health Building	**FIELD REPORT NO.:**	15 (Fifteen)
OWNER:	El Camino College	**LPA PROJECT NO.**	27124.10
CONTRACT FOR:	Taisei Construction	**DATE:**	7/12/11
		TIME:	2:00pm

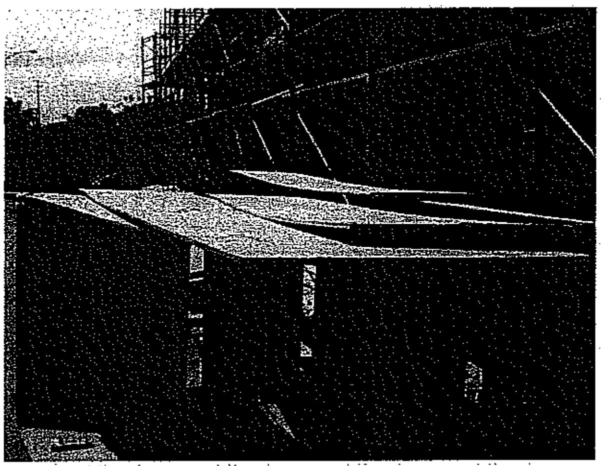
Weather: ☒ Clear ☐ Snow ☒ Warm ☐ Rain ☐ Overcast ☐ Fog ☐ Hot ☐ Cold ☐

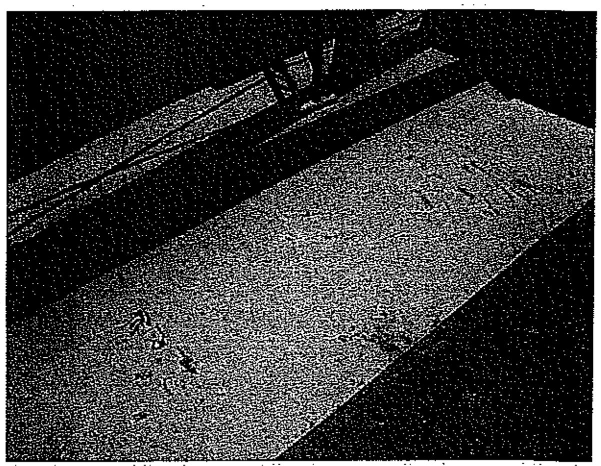
Site Conditions: ☒ Clear ☒ Dusty ☐ Muddy ☐

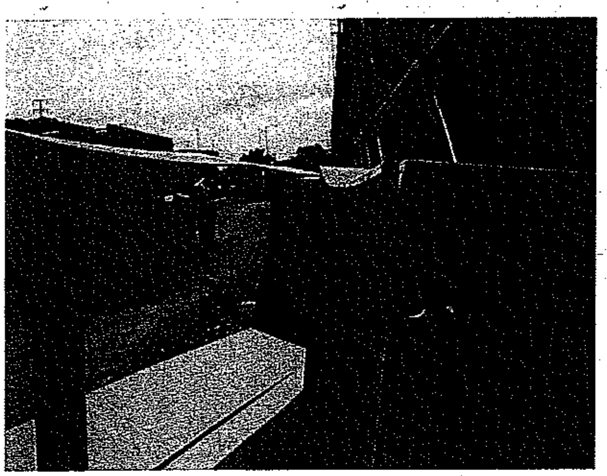
Temperature Range: 70° - 80

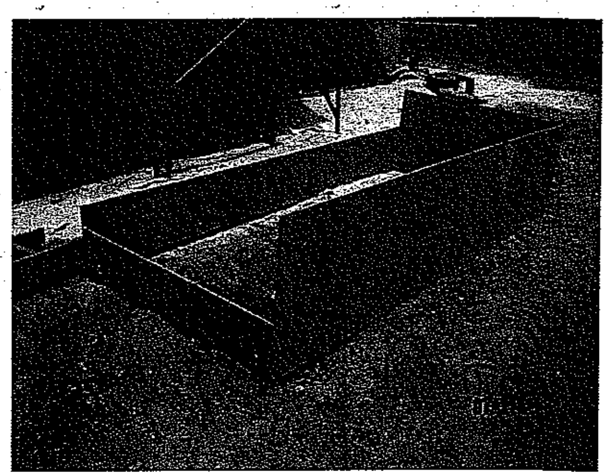
WORK OBSERVED:

1. Steel Window Surround/Fin Material was delivered to site. The material is being stored on site as shown in the photos below. The storage and the finish of the material are not in conformance with the contract specifications. Without remedy this material will be rejected. Contractor to provide remedy in 10 days.



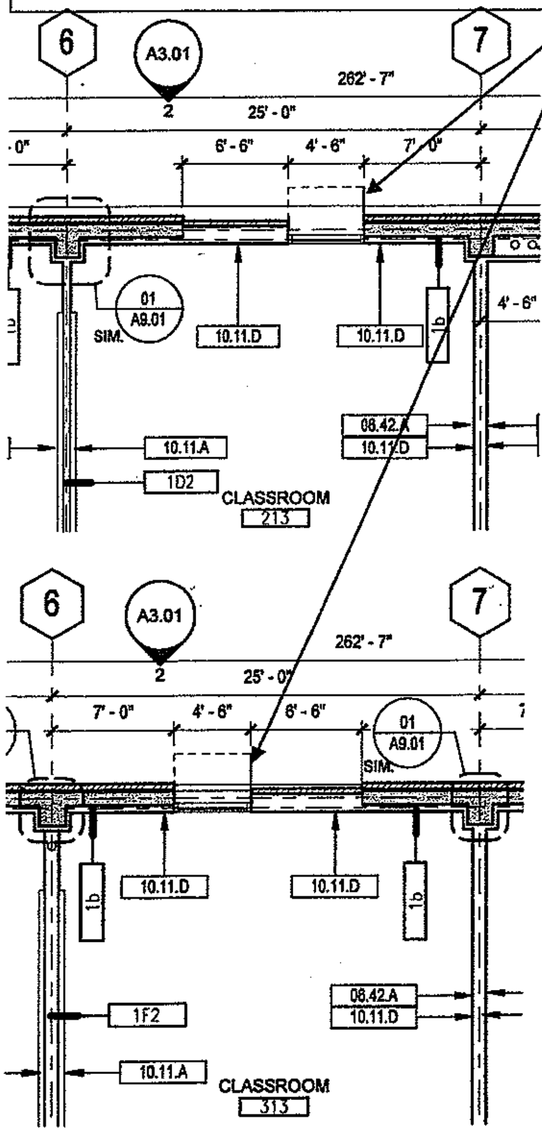


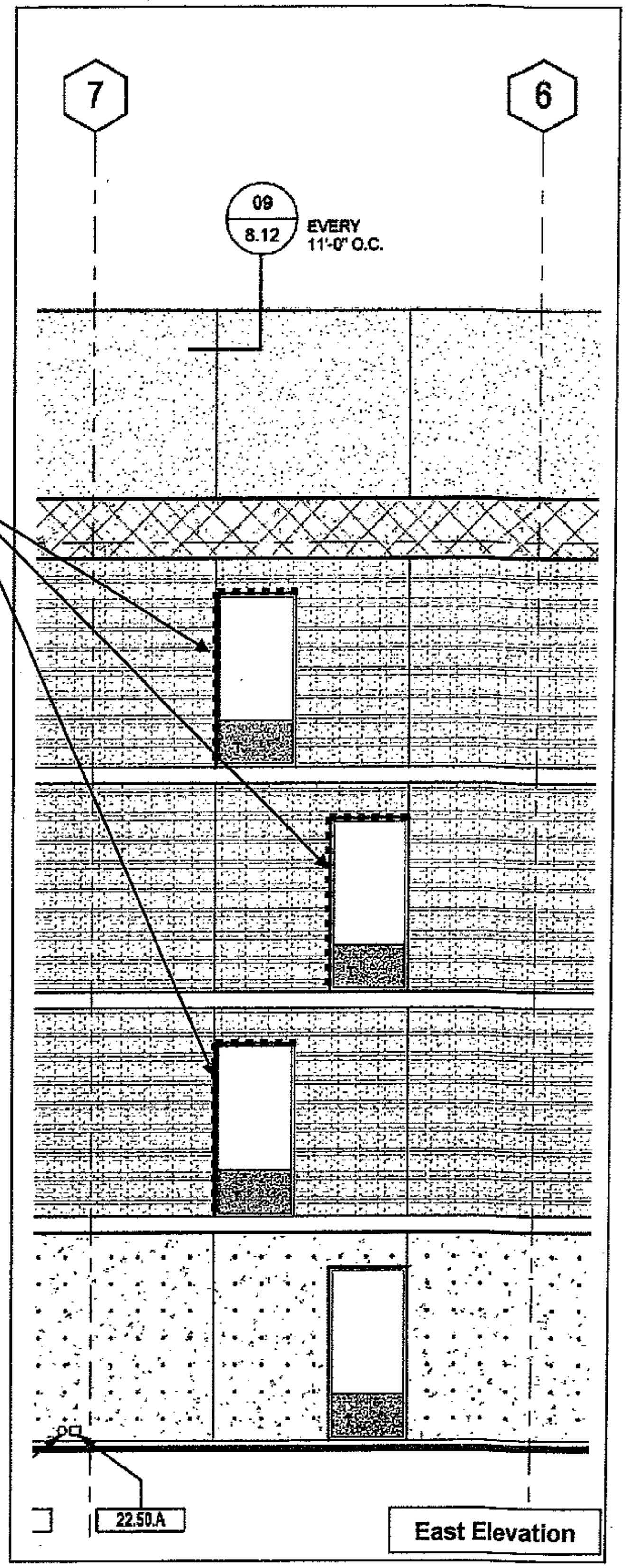




2. Steel Window Surround/Fin installation started on north end of the EAST elevation. It was observed that the shade fin is on the NORTH side of the window. The shade fin shall be installed so that fin is on the SOUTH side of the window, providing shade to the glazing. The shade fin shall be constructed and installed per the approved contract documents and details as the **opposite hand**. See partial plans and elevations below.

SHADE FIN ON SOUTH SIDE





From: Trevis, Michael
Sent: Thursday, November 17, 2011 11:45 AM
To: Fallo, Thomas
Cc: Higdon, Jo Ann
Subject: Occupy ECC

Good morning. I observed the following: Today at about 10:15, four people set up a table near the library lawn. At about 10;30 the group grew to about 15 people. There were about three signs being held up by members of the group which indicated " We are the 99%:" with some low level chanting. At about 10:30 a group of about 20 students arrived with an instructor. The students simply stood by and observed. I did not see any other students participate from my vantage point which was near the Camino Cafe. There were many students that walked passed, stood to watch for a few minutes then walked away. At about 11:30 there were about 15 people left. There were no reported issues with this group as of this e-mail.

Compton Community College District

Serving the Communities of Carson, Compton, Lynwood North Long Beach, Paramount and Willowbrook

1111 East Artesia Boulevard
Compton, CA 90221-5393
Phone: (310) 900-1600
Fax: (310) 900-1696
www.compton.edu

KEITH CURRY, Ed.D.
Chief Executive Officer

THOMAS E. HENRY
Special Trustee

October 12, 2011

Dr. Mervyn Dymally
5533 Sherbourne Drive
Los Angeles, CA. 90056

Dear Congressman Dymally:

Thank you for your interest regarding the Compton Community College District (CCCD). Please know that we take your questions and concerns seriously. We welcome this opportunity to share with you how the communities served by the CCCD continue to have access to quality educational opportunities, as well as to provide you with an accounting for how the public's resources are being utilized. A five year report on the progress of the El Camino College Compton Center is available at www.elcamino.edu/administration/publicrelations/docs/CEC-Five-Year-Report-2011.pdf.

The Compton District is undergoing its annual financial audit which is conducted by an independent, external auditing firm. The auditing firm is required to conduct its audits in a manner consistent with both federal accounting standards and the California Community Colleges Board of Governor's audit requirements. This audit covers the fiscal year ending June 2011. We are also currently undergoing our annual independent, external CCCD Bond Fund audit.

All audits are public records routinely posted on the Compton District website and available via the Compton District CEO's Office. We will be providing a new Measure C Facilities Bond Update once the bond audit has been completed. The most current bond update document may be viewed at the following web page, http://district.compton.edu/measure_cc_bond/docs/compton-bond-faq.pdf.

In order to protect the public's investment in the CCCD's recovery, the Legislature has required oversight by the State's independent Fiscal Crisis and Management Assistance Team (FCMAT), among other strategies. This is consistent with how other school and college districts in financial distress have been assisted; this method of operating has proven successful over a considerable period of time. A national examination of State intervention by Rutgers University, pointed to FCMAT as having the "best practices" in the nation, relative to State intervention in local educational agencies.

FCMAT will be visiting the Compton District in spring 2012 to conduct their annual review of all District matters, including the fiscal area. FCMAT has assisted numerous educational institutions in California and has provided high quality independent assistance on behalf of the State.

The Compton District's Special Trustee and CEO provide regular updates to the community regarding District activities, including progress on financial and facilities matters. As the State's Special Trustee, Mr. Thomas E. Henry, has been requested by the State Chancellor to provide an update to the Board of Governors (BOG) at the November BOG meeting, relative to the State's role and responsibility for the CCCD.

In 2006, AB 318 allocated a $30 million 'line of credit' to the Compton District in order to keep the site open to allow a fully accredited college to provide academic programs and student support services to the residents of the CCCD. To date $17.8 million have been drawn against the line of credit. Funds from the line of credit are only used for the purposes designated in law. For fiscal year 2011-12, the CCCD does not plan to utilize any funds from the remaining balance on the line of credit.

The State annually appropriates $4 million to the El Camino Community College District (ECCCD) in the following manner: $1 million for costs associated with having a Center (El Camino College Compton Educational Center); and $3 million for the total number of Full-Time Equivalent Students (FTES) the El Camino Community College District is serving. Currently, the El Camino College Compton Center generates approximately one-fourth of the total FTES generated by all El Camino College classes at both locations (Compton and Torrance). Accordingly, from the $4 million annual State appropriation, El Camino College allocates $1 million to fund programs and services specifically for the ECC Compton Center. These allocations are outlined on the "Fund 14" and "Fund 15" sections of the ECCCD budget at www.elcamino.edu/fund14-15.pdf.

Regarding the enrollment fees from students attending the Compton Center, those fees are collected at the Compton Center and remain part of the overall Compton District budget. Additionally, the state appropriation for FTES is allocated directly to the Compton District and included in the general fund. The 2011-12 Compton District proposed budget is available on the District website, as well as via the CEO's office.

In the past, the ECCCD has charged CCCD certain administrative costs that include salaries or partial salaries of individuals who are employees of the ECCCD but assigned to the CCCD. The annual allocation provided to the El Camino District by the Compton District, pursuant to AB 318, in part, helped fund the fully accredited educational institution, El Camino College Compton Center. Essentially, without a partnering district, students of the CCCD community would not have been able to continue their accredited education at the Compton District site.

In closing, we would like to reassure you that progress has been, and continues to be made through the current partnership with the El Camino Community College District. The students, faculty, staff and community of the Compton District have benefited greatly by the educational programs and services provided by the El Camino College Compton Center. The last thing the educational community of the Compton District needs, is another State audit and additional outside intervention.

We submit that the State Chancellor's exercise of fiduciary responsibility through the Special Trustee, the State's Fiscal Crisis and Management Assistance Team, and the State's required independent, external auditor, provides ample independent scrutiny and protection of the State's resources.

Thank you again for your interest in the Compton Community College District and the students who benefit from the programs and services offered at the ECC Compton Center. Please know that quality instruction, educational mission, fiscal stability and keeping the doors to higher education open at the Compton Community College District site is of greatest importance to everyone. Please let us know if you have any questions, or would like to know more on how we are successfully meeting the needs of students through an accredited institution within the CCCD.

Regards,

Thomas E. Henry

Thomas E. Henry
Special Trustee

Keith C. Curry
Chief Executive Officer

c: Governor Jerry Brown
Chancellor Jack Scott
Superintendent/President Thomas M. Fallo

Similar letters were sent to:

President Alice Huffman, State President of NAACP
Senator Curren Price

With copies to: Governor Jerry Brown, Congresswoman Laura Richardson, Assemblyman Isadore Hall, Superintendent/President Thomas Fallo, Members of the California Legislative Black Caucus, Members of the California Legislative Latino Caucus, and Chancellor Jack Scott.

RECEIVED OCT 2 1 2011

HON. MERVYN M. DYMALLY, PhD.
ASSEMBLYMAN, RET.
5533 SHERBOURNE DRIVE
LOS ANGELES, CA 90056
TEL: 310 563-5965 FAX: 310 338-1056

October 17, 2011

Mr. Thomas E. Henry
Special Trustee
Dr. Keith Curry
Chief Executive Officer
Compton Community District

Gentlemen,

I am in receipt of your letter, dated October 12, 2011, regarding the partnership between Compton Community College District and El Camino Community College (AB 318 2006).

My response to you is in my capacity as author of AB 318, and a voting resident of El Camino College District.

I refer to your statement that "The last thing the educational community of the Compton District needs is another state audit and additional <u>outsiders intervention</u>".

If all is well then why are you opposed to a state audit?

Do you consider a state audit "outside intervention"?

Keep in mind we are talking about state funds, not private donations.

Here is my position. I am requesting an audit by the State Auditor of the following:

√one hundred million dollar (2002) bond measure

√thirty million dollar state loan to CCCD (AB 318)

√four million dollar "partnership" fee

√the names of the members of the bond advisory committee

√the names of the members of the Advisory Committee (AB 318)

(The above two have never been implemented)

√progress report on accreditation

A state audit may very well prove that the partnership is on the right track.

Respectfully,

Mervyn M. Dymally
Assemblyman (Ret.)

Copy
Governor Brown
Chancellor Jack Scott
President Thomas Fallo
Los Angeles Sentinel

El Camino College
Compton Center

November 21, 2011

TO: Thomas M. Fallo

FROM: Barbara Perez

SUBJECT: Universal College of Beauty

I apologize for the lateness of this contract. Instructional service agreements are prepared and board approved by both the El Camino Community College Board of Trustees and the Special Trustee for the Compton Community College District for the Compton Center. The agreement with Universal College of Beauty was prepared and signed by all parties in June for the July boards. Unfortunately instead of being forwarded to Purchasing at ECC for inclusion on the ECC board agenda, the signed contracts were returned to the Compton Center. It was not until I was pulling information for the audit that I discovered while the Special Trustee approved the agreement, the ECC Board did not.

RECEIVED NOV 14 2011

November 2, 2011

Serving the Communities of
Carson, Compton, Lynwood
North Long Beach, Paramount
and Willowbrook

1111 East Artesia Boulevard
Compton, CA 90221-5393
Phone: (310) 900-1600
Fax: (310) 900-1696
www.compton.edu

KEITH CURRY, Ed.D.
Interim Chief Executive Officer

THOMAS E. HENRY
Interim Special Trustee

Dr. Thomas Fallo
Superintendent /President
El Camino Community College District
16007 Crenshaw Boulevard
Torrance, CA. 90506

Dear President Fallo;

With the recent resignation of our Chief Business Officer, I would like to request Mr. Babatunde Atane, ECC Internal Auditor, to serve as the Compton Community College District Interim Business Manager. In this position, Mr. Atane would oversee the Accounting Department, work on Compton Community College District responses to the 2010-2011 financial audit, and would be responsible for submitting state and federal financial reports.

If approved by you, Compton Community College District would reimburse El Camino Community College District for Mr. Atane's salary and benefits from November 7, 2011 through March 31, 2012. Thank you very much for your consideration of this request.

Respectfully,

Keith Curry
Interim Chief Executive Officer
Compton Community College District

c: Thomas E. Henry, Special Trustee

EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard, Torrance, California 90506-0001
Telephone (310) 532-3670 or 1-866-ELCAMINO

MEMORANDUM

November 21, 2011

To: Thomas M. Fallo, Superintendent/President

From Francisco Arce, VP Academic Affairs
Ann M. Garten, Community Relations Director
Jo Ann Higdon, VP Administrative Services
Arvid Spor, Dean, Enrollment Services

Re: Response to PBC-related listserv emails

Following several emails on the El Camino College listservs, regarding Planning & Budget Committee representation and the current faculty negotiations, we met to clarify several mis-statements in the emails. Attached are responses to the PBC-related emails.

Please note, there are two attachments: the first includes the PBC-related responses; the second lists the five recommendations made by PBC to the President since May of this year.

Luukia Smith email:

1. **Absence of Collegial Consultation in the Planning & Budgeting process** – Collegial Consultation occurs at all PBC meetings with participation from faculty, staff, students, and managers. PBC members review and discuss content and when appropriate, vote and make recommendations to the President. All recommendations are forwarded to the President for his consideration. Most recommendations are accepted in their entirety, some are modified and then accepted, and only one or two have been denied.
   a. **Luukia's example:** Additional funding for OPEB from the General fund $1.2M). This item was brought before the PBC at the August 18th meeting as an information item but not for a recommendation.

2. **Lack of response to PBC for request of information** – Two GASB related recommendations were originally denied. The requested reasoning for the denial took a couple of months to get back to PBC.
   a. **Luukia's example**: (Equipment purchases – UGF) We are not fully certain what she is referring to here as Fund 11 shows a zero dollar amount in the equipment category (6400) for 2011/12. She might be referring to $630,402 set aside under Fund 15 for furniture and equipment that was allocated last year but not spent. The money was reallocated to purchase equipment and furniture this year. This was discussed in PBC.

3. **Lack of formal notification/presentation to the Board regarding discussions, votes, and concerns noted during PBC** - No other collegial consultation committee makes a formal presentation to the Board. Board members receive PBC minutes in the Academic Senate packets. PBC minutes contain the discussion, votes, and concerns.

Lance Widman's email:

1. **Negotiations and IBC** – This is a negotiations item and not related to PBC
2. **Top management dismissed three unanimous votes to defer spending on $1.5M -** (The second attachment shows all of the recommendations made by PBC since May 2011. Only two votes were unanimous and they totaled $900,000). PBC made two recommendations on June 14th that were split votes, one of which sought a $700,000 reduction in funding split between the Worker's Compensation ($200,000) and Dental Self-Insurance ($500,000) reserve funds. The President initially chose not to support the reduction of the two reserves, but upon reconsideration the President chose to reduce the Dental Self-Insurance fund reserve by $500,000 as recommended by PBC.

The $500,000 was allocated to cover the Child Development Center fund ($100,000), Language Academy ($65,000 current year loss and $35,000 cash flow), and $200,000 for the Parking fund.

3. **Winter intercession** - The calendar committee is a consultation body made up of all the required constituent groups. Any committee is free to introduce proposals for the Calendar Committee consideration and recommendation to the President.

Elizabeth Shaddish's email:

1. **Lack of genuine collegial consultation on campus** - There has been and continues to be collegial consultation at PBC, College Council, Calendar Committee, Facilities Steering Committee, and all other collegial committees.
2. **Negotiation process.**
3. **On the PBC, faculty opinions and recommendations are marginalized on PBC. Near or actually unanimous recommendations are ignored in the final decision-making process** - All opinions are freely expressed at PBC meetings. The chair seeks consensus before bringing the committee to a vote on any potential recommendation. Some faculty have brought forward ideas they consider to be worthy of a recommendation only to find that the committee (faculty members included) do not support their idea. The motion dies. The GASB-related recommendations were unanimous and the Worker's Compensation reserve recommendation was nearly unanimous. All three were denied. However, the near unanimous vote to reduce the Dental Self-Insurance reserve which was originally denied ended up being reconsidered and approved.

Response to Collegial Consultation theme of other emails

1. The listserv emails during the past week have a tendency to mix the issues of Collegial Consultation and the process of Collegial Consultation with labor negotiations. This is incorrect. Labor negotiations are completely separate from the consultation process and should not be confused.
2. The consultation process is set up to give all constituent groups an opportunity to discuss and make recommendations. Recommendations are considered by the President but are not the final determination. It is the job of the President to make final determinations and recommendations to the Board based on recommendations from the consultation groups. The President may or may not accept those recommendations.
3. **Shaddish** – Faculty should stop all work on program review and SLOs – Program review and SLO assessment/ participation is required (see Appendix J of contract and job description (Item #17) "To perform assigned committee work, including

participation in program review and the accreditation process, and to attend meetings called by the District, as long as such obligations are reasonable".

<u>November 8, 2011 Emails Regarding Salaries</u>

1. Mary Leiby claims she has not had a raise four years. The following is fact:

Employee pay increases (in addition to step and column):
2006 - 8%
2007 - 5%
2008 – 3%

2. Listing of Pres and VP salary increases since 2006:

   Pres and VPs receive same pay increases as all other employee groups 9note increases provided in 2006, 07 and 08.
   Vice Presidents receive step increments just as all other employee groups receive. They are hired at step one and receive a step increment each year for the next 4 years. Then they are maxed out on their step increments.
   Vice Presidents have received stipends for additional responsibilities for ECC Compton Center. Just as faculty receive additional compensation for additional work they perform.
   President turned down a Compton stipend of $36,000 per year offered by the board in 2009
   ECC Compton Center VP salary is not fully paid by ECC. The Compton District pays the salary for an Administrative Dean, and ECC pay the difference between that salary and the VP salary. ECC pays this difference from Fund 14 – which are funds specifically allocated for Compton Center-related expenses.
3. ECC had no VP SCA until 2007. This is not true. There has been a VP SCA for decades.

Attachment One
F.M. Arce

PBC RECOMMENDATIONS TO THE PRESIDENT SINCE MAY 2011

May 19th

The PBC voted unanimously on two separate recommendations.

The PBC Recommends:

1. That any unexpended *2011-2012* Fund-15 monies should not be transferred to GASB; and
2. That the *2011-2012* Fund-15 GASB line item for $900,000 be zeroed out with the $900,000 moved into the contingency line item.

June 14th

Recommendation 1: The College should reduce its contribution from the general fund to the Worker's Compensation and Dental Self-Insurance funds by $200,000 and $500,000 respectively for 2011/12. (Votes = 6 - yes, 0 – no, and 1 – abstention)

Recommendation 2: The College should adopt the 2011/12 Tentative Budget.
(Votes = 4 – yes, 3 – no, o – abstention)

The PBC asks for a *written reason why* May 19th recommendations were not accepted:

Final Budget (9/1/11)

After lengthy review and discussion a majority of the PBC voted today to endorse the 2011 – 2012 Final Budget as written. There were seven voting members in attendance of which 5 voted to endorse the budget and two voted not to endorse the budget.

Attachment Two
A.Spor

EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard, Torrance, California 90506-0001
Telephone (310) 532-3670 or 1-866-ELCAMINO

MEMORANDUM

November 21, 2011

To: President Fallo

From Ann M. Garten
Community Relations Director

Re: Theft of Student Personal Information

In 1999, a list of student's names, social security numbers and dates of birth, were stolen from the El Camino College library. A copy of this partial student list (904 former student names) was found in the possession of an individual who was arrested in Los Angeles this past October.

On the advice of the college's attorney, these former students were notified via U.S. Mail. See the attached letter, which recommends they immediately place a fraud alert on their credit files. The phone numbers to Experian, Equifax and TransUnion were also provided to the former students, advising them to place the alert with all three agencies.

The former students were directed to contact El Camino College Police Chief Mike Trevis if they wished to speak with someone at El Camino College. Chief Trevis has received 19 calls from some of these former students, mostly verifying that the letter they received is legitimate.

EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard, Torrance, California 90506-0001
Telephone (310) 532-3670 or 1-866-ELCAMINO
www.elcamino.edu

October 12, 2011

Dear Former El Camino College Student:

We are writing to you because of a recent incident which may indicate an attempt at identity theft. A copy of a partial student list containing names, social security numbers and dates of birth, including your own, that was stolen from the El Camino College library in 1999 was found in the possession of an individual who was arrested in Los Angeles last week.

Because your social security number was involved, we recommend that you immediately place a fraud alert on your credit files. A fraud alert requires potential creditors to use what the law refers to as "reasonable policies and procedures" to verify your identity before issuing credit in your name. A fraud alert lasts for 90 days. To establish the fraud alert, call one of the three credit reporting agencies at the number listed below. This will let you automatically place an alert with all three of the agencies. You will receive a letter from each of the three agencies confirming the fraud alert and advising you how to get a free copy of your credit report from each of them.

Experian	1-888-397-3742
Equifax	1-800-525-6285
TransUnion	1-800-680-7289

When you receive your credit reports, review them carefully. Look for accounts you did not open; look for inquiries from creditors that you did not initiate; and look for personal information, such as home address and social security number, that is not accurate. If you see anything you do not understand, immediately call the credit reporting agency at the telephone number on the report.

If you do find suspicious activity on your credit reports, call your local police or sheriff's office and file a police report of identity theft. Get a copy of the police report. You may need to give copies of the police report to creditors to clear your records.

Even if you do not find any signs of fraud on your reports, we recommend you check your credit reports periodically. You may keep the fraud alert in place by calling again after 90 days. For more information on identity theft, visit the web site of the California Office of Privacy Protection at www.privacy.ca.gov. We apologize for any inconvenience this stolen list of names may have caused you.

If you would like to speak with someone at El Camino College, please contact ECC Police Chief Mike Trevis, 310-660-3101.

Very truly yours,

Michael Trevis
Chief of Police

hard copy for your records

DATE: November 14, 2011

TO: Lynn Solomita, Interim Vice President, Human Resources
& Francisco Arce, Vice President, Academic Affairs

CC: T. Fallo, C. Gold, D. Vakil, D. Manno, M. Trevis, D. Toruno, J. Higdon, J. Nishime, B. Perez, B. Beverly, R. Gen, M. O'Donnell, M. Combs, and K. Brown

SUBJECT: Outstanding Adjunct Award Parking Spot

Chris Gold and Donna Manno have informed us that the administration rescinded the reserved parking spot for the Outstanding Adjunct Award recipient because the Campus Parking Committee did not have the authority to grant such permission. As such, we did not advertise it in the award publication this semester; however, we received multiple faculty inquiries regarding this part of the award, and both full-time and part-time faculty members were dismayed to hear that the administration had taken away something so seemingly minor that carries such a positive impact for the faculty. A previous recipient even stated that the parking spot was the "best part" of receiving the award since it provided a daily reminder that her work was appreciated.

We understand that the Distinguished Full-Time Faculty and Staff members' spots were rescinded because the monetary rewards alone were deemed sufficient. However, the Outstanding Adjunct Award recipient receives no monetary reward. Further, the memo of September 13, 2011 does not explain why that spot was rescinded, and thus, it would seem just to grant a parking spot to the Outstanding Adjunct.

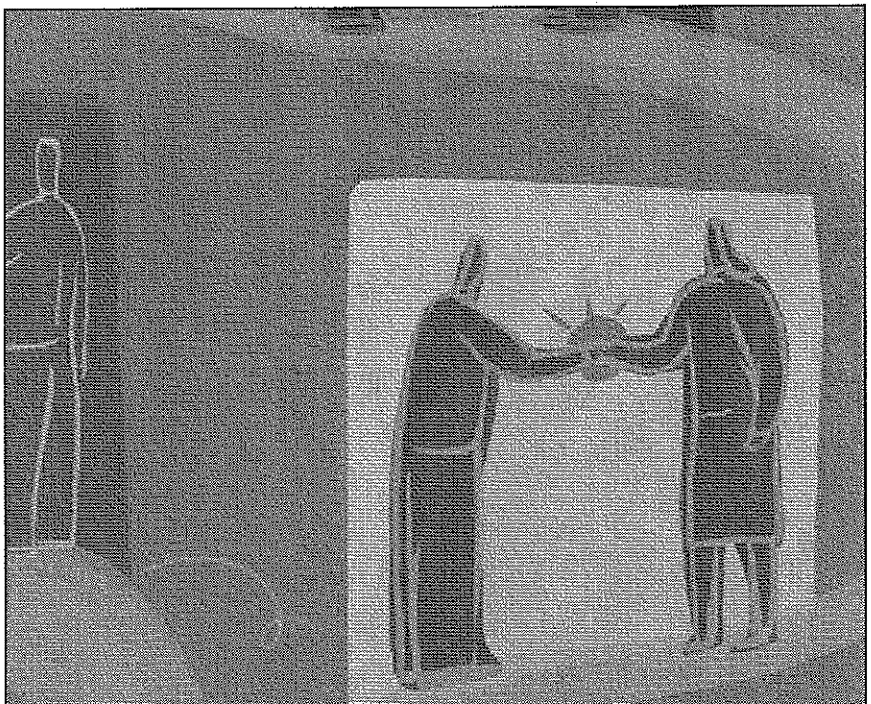
We are writing today with both a question and a request regarding this issue. Our question is this: What is the rationale for revoking the Outstanding Adjunct recipient's parking spot?

Our request is this: The spot was rescinded because the Faculty Development Committee unknowingly did not go through the proper channels, so we are now going through what we have been told are the proper channels, asking that you reinstate the parking award for the Outstanding Adjunct. We believe it would be perfectly equitable to grant the adjunct recipient a parking spot in lieu of money, and asking for just one spot to honor a hard-working, exceptional adjunct faculty member is a very modest request. This seems like an excellent (and FREE) opportunity for the administration to raise the already-low faculty morale on campus.

It's not just the potential awardees who are disappointed; many of us see the impact it has, not only on individual faculty but on our institution's morale as a whole.

Sincerely,

The Faculty Development Committee
Briita Halonen and Moon Ichinaga, Co-Chairs
Fazal Aasi, Florence Baker, Rose Ann Cerofeci, Kristie Daniel-DiGregorio, Ross Durand, Linda Ho, Cris Pajo, Rusty Reece, Mercedes Thompson, Angela Simon, and Rachel Williams



EFFECTIVE TRUSTEESHIP WORKSHOP

January 27 – 29, 2012
Sheraton Grand, Sacramento

Board Chair Workshop
January 28

Community College League of California

EFFECTIVE TRUSTEESHIP

The **Effective Trusteeship Workshop** is the single best overview of responsibilities required for board members of California's community colleges. State leaders and experienced trustees will provide comprehensive information on the knowledge and skills necessary to be an effective trustee. There will be ample opportunity to discuss your questions. The *Trustee Handbook* will be released at the workshop, along with other important resources.

Who Should Attend?

All recently elected and appointed trustees should attend the Trusteeship Workshop. Continuing trustees, student trustees, and CEOs are also very welcome, and will gain much from the workshop.

Board presidents and vice presidents are encouraged to attend the orientation to trusteeship with their new trustees and participate in the Board Chair Workshop in the afternoon.

SPECIAL WORKSHOPS

Certified Ethics Training

Friday, January 27 • 2:30 p.m. – 4:30 p.m.
included with registration to Effective Trusteeship Workshop
This workshop will cover ethics and legal issues you will face as a trustee. Topics include identifying your obligations under Government Code Section 1090, the Political Reform Act, and common law requirements. The presentation will focus on real-life situations and will ask the question, "what are ethics?"

Board Chair Workshop

Saturday, January 28 • 1:45 p.m. - 5:00 p.m.
included with registration to Effective Trusteeship Workshop or separate registration for $60
Being a board president is an important leadership role. The chair runs board meetings, fosters teamwork, represents the board, and works closely with the CEO. The workshop is designed for board presidents, vice presidents, CEOs, and interested trustees. The Board Chair Handbook will be distributed.

Topics include: Board Chair Roles; Running Effective Meetings; Handling Difficult Situations; and CEO – Board Chair Relations.

The Board Chair workshop is included as part of the Trusteeship Workshop, or participants may register for the Board Chair Workshop separately.

PROGRAM

The program is subject to change

Friday, January 27

3:00 p.m. – 4:30 p.m.	Intro to California Community Colleges Mission, Vision and the State We Serve
5:00 p.m. – 6:00 p.m.	Special Session for New Trustees
6:00 p.m. – 8:00 p.m.	*Dinner on own*
8:00 p.m. – 9:00 p.m.	Reception for New Trustees

Saturday, January 28

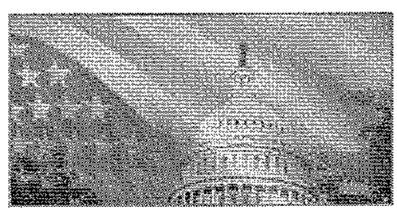
8:00 a.m. – 7:00 p.m.	Registration Opens
9:00 a.m. – Noon	Introduction to Trusteeship: Roles and Responsibilties
Noon – 1:30 p.m.	*Lunch on own*
1:45 p.m. – 3:30 p.m.	Board Role in Fiscal Policy
3:45 p.m. – 5:00 p.m.	Local Decision-Making: Faculty, Staff, and Student Roles
6:00 p.m. – 9:00 p.m.	Reception & Welcome Banquet

Sunday, January 24

8:00 a.m. – 9:15 a.m.	Breakfast Session: The Board and CEO Partnership
9:30 a.m. – 10:30 a.m.	Introduction to the Brown Act

Legislative Conference
January 29 & 30, 2012

The Effective Trusteeship and Board Chair Workshops are scheduled in conjunction with the Annual Legislative Conference. *Separate registration is required.*



Visit www.ccleague.org/legconf for a schedule and online registration.

Hotel & Travel

All workshop events will be held at the Sheraton Grand hotel in downtown Sacramento. A block of rooms has been reserved at the Sheraton at the special room rate of $149 single or double, plus room tax. **The special conference room rate is guaranteed only if reservations are made prior to January 6, 2012.** Reservations made after that date are on a space available basis only.

The hotel is a 15-minute drive from Sacramento International Airport. Airport Super Shuttle Service to the Sheraton Grand is $17 one way. Shuttle service picks up every 25 and 55 minutes after the hour Sunday through Friday, and every 25 minutes after the hour on Saturday.

Parking at the hotel is $16 per day for self-parking and $23 per day for valet parking for registered guests only.

Travel Information

Please visit the League's website at www.ccleague.org to access the Sacramento Sheraton Grand's website for driving directions, location, area recreation and activities.

Registration Fees

The **$295 Effective Trusteeship Workshop** registration fee includes all workshops and sessions, most meals, receptions, the *Trustee Handbook* and other publications.

The **$60 Board Chair Workshop** fee includes refreshments, the League's *Board Chair Handbook* and other publications. **The fee is required only if you are not attending the Effective Trusteeship Workshop.**

Cancellation Policy

All cancellations must be in writing. **No refunds are available if cancellation is received after January 6, 2012.** All refunds will be assessed a $50 cancellation fee.

REGISTER ONLINE AT WWW.CCLEAGUE.ORG/ETW

Goal: Promote effective leadership at all levels for community colleges.

Events
Calendar
Leadership Development
District Services
Corporate Partners
Government Relations
Publications
About the League
Links
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Annual Legislative Conference

Home > Events

January 29–30, 2012
Sheraton Grand, Sacramento

The League's Annual Legislative Conference provides a unique opportunity to connect with other advocates and learn the latest news on the state budget and economic outlook for California. Attendees will also learn about new members of legislative committees, legislative proposals affecting colleges and student learning, and advocacy strategies for the current legislative year. Join your community college colleagues in the launch of this exciting legislative year as we advocate for community colleges and student success.

REGISTER ONLINE

Schedule-at-a-Glance

Hotel Accommodations & Travel Information

Conference Registration
Registration fees cover all workshop and/or conference costs (except non-CCLC sponsored functions and/or district organized events), including the meals below.
Legislative Conference — $395

Daily

- Sunday, January 29 — $265
- Monday, January 30 — $245

Advocacy Team — $355
To encourage participation in advocacy by representative teams from campuses, we offer a discounted rate of $355 per person for teams of five or more. To qualify, each team must either consist of a trustee, faculty member, administrator, classified member and a student from the same district OR five or more students from the same district.

Guest Meal Tickets

- Sunday Luncheon — $55
- Sunday Reception — $75
- Monday Breakfast — $35

- Monday Breakfast — $35
- Monday Luncheon — $45

Cancellations
All cancellations must be in writing. No refunds are available if cancellation is received after January 6, 2012. All refunds will be assessed a $50 cancellation fee.

For more information on the League's legislative bills and updates, visit the Government Relations section.

Program Schedule

Home > Events > Annual Legislative Conference

Program subject to change.

Sunday, January 29
7:00 a.m. – 6:00 p.m.
Registration

9:30 a.m. – 10:30 a.m.
Community College Budget and Fiscal Update

10:45 a.m. – 11:45 a.m.
Federal Update

Noon – 1:45 p.m.
Luncheon

2:00 p.m. – 3:00 p.m.
Concurrent Sessions

3:15 p.m. – 4:45 p.m.
Roundtable Conversations

5:00 p.m. – 6:00 p.m.
Affiliate Meetings

5:00 p.m. – 7:00 p.m.
Networking Reception

Monday, January 30
7:30 a.m. – Noon
Registration

8:15 a.m. – 9:45 a.m.
Continental Breakfast/General Session

10:00 a.m. – 11:15 a.m.
General Session

11:15 a.m. – 11:45 a.m.

Hotel Check out

11:45 a.m. – 1:00 p.m.
Luncheon

1:30 p.m. – 5:00 p.m.
State Capitol Discussions

T: 916-444-8641 · F: 916-444-2954 · E: cclc@ccleague.org

AB 1825 Harassment Seminar

Preventing Harassment Training To Supervisors

Los Angeles, San Francisco, Fresno and San Diego - December 7, 2011

Time: 9:30 a.m. - 11:30 a.m. and 1:30 p.m. - 3:30 p.m.
Location: Liebert Cassidy Whitmore Offices
Cost: $100 per person

One of the key components of Government Code Section 12950.1 (also known as AB 1825) is the provision requiring training in the prevention of harassment to all supervisory employees **once every two years** and to **new supervisors within 6 months** of their assumption of a supervisory position.

Liebert Cassidy Whitmore has scheduled a series of informative and interactive presentations that will meet this requirement.

AB 1234 Ethics Seminar

Mandated Ethics Training

Los Angeles, San Francisco, Fresno and San Diego - December 14, 2011

Time: 9:30 a.m. - 11:30 a.m.
Location: Liebert Cassidy Whitmore Offices
Cost: $100 per person

Do you have newly elected officials required to receive Ethics Training? Did you have training two years ago? Then it's time for Mandated Ethics Training!

AB 1234 mandates that if a local agency provides any type of compensation, salary, or stipend to a member of a legislative body, or provides reimbursement for actual and necessary expenses incurred by a member of a legislative body in the performance of official duties, then all local agency officials shall receive a minimum of 2 hours of ethics training by January 1, 2007, and every two years thereafter.

Registration

Visit **www.lcwlegal.com/seminars** for more information and to register online. Please contact Anna Sanzone-Ortiz at asanzone-ortiz@lcwlegal.com or 310.981.2051 for more information on how to bring this training to your agency.

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Memo to: Tom Fallo August 22, 2011

From: Lynn Solomita

Re: Educational Reimbursement

In response to questions and concerns raised by board members, I have consolidated information that was provided to a faculty member questioning the non-availability of money for reimbursement for educational expenses.

Educational Reimbursement is addressed in ONLY two contracts, Classified and Police Officer. The initial language in those contracts stated that "The offering of the Educational Reimbursement Program is based on the determination of "cap" and that this program is intended as a neutral cost to the District when the ERP is offered to assist the District in achieving cap. It will be evaluated annually during the duration of the contract, and adjusted, if necessary taking into consideration the achievement of cap or constraints on the District budget." That continues to be the language in the current ECCE contract. There is no specific budgeted amount in either the ECCE or POA contract.

In reviewing the past several years, it appears the amount budgeted was based on a combination of the amount used previously and the availability of money in the ongoing budget. In some cases the budget was reduced and in others it was increased. From 2003 to present, amounts budgeted to the various groups were exceeded in 2004-2005. No other budgets were exceeded until 2010-2011 when it was exceeded early in 2011 by the faculty. Management was notified in February that the faculty money was depleted and that no further payments were authorized. The classified exceeded their budget in June 2011; however, due to the language in their contract we continued to reimburse them for approved expenses.

The final budget for 2011-2012 does not have a specific allocation for educational reimbursement for any group. Depending on the outcome of fact finding, we may have to put dollars into the POA and Classified accounts. We clearly do not need to encourage education reimbursement in order to reach our FTES cap and this was a place to reduce expenses.

The contention that this is a no cost issue for the District as alleged by one faculty member, is not correct. Since we are not funded for FTES which is above our cap, monies required to finance FTES above cap comes out of the District's general fund.

While this program has been very successful and represents a benefit to the employees and their families, it was a program that, we believe, can be cut without significant impact on our student population.

EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard Torrance, California 90506-0001
Telephone (310)532-3670 or 1-877-ECAMINO

September 8, 2011

Mr. William Beverly
3424 Carson Street, Suite 400
Torrance, CA 90503

Dear Mr. Beverly:

Thank you for your interest in serving on the El Camino Community College District Board of Trustees. I hope the election experience will be a positive one for you as you examine the issues challenging the College and its students.

You are invited, as are all candidates, to meet with me during the early part of September. Please call Ms. Kathy Oswald, the Assistant to the President, in my office at 310-660-3111, to arrange for a personal one-hour appointment. I will be pleased to present you with various College publications and attempt to answer any questions you might have regarding El Camino College.

I look forward to meeting with you.

Sincerely,

Thomas M. Fallo
Superintendent/President

EL CAMINO COMMUNITY COLLEGE DISTRICT
16007 Crenshaw Boulevard Torrance, California 90506-0001
Telephone (310) 532-3670 or 1-866-ELCAMINO

August 26, 2011

Ms. Wendy Doeh
P. O. Box 264
Manhattan Beach, CA 90267

Dear Ms. Doeh:

Thank you for your interest in serving on the El Camino Community College District Board of Trustees. I hope the election experience will be a positive one for you as you examine the issues challenging the College and its students.

You are invited, as are all candidates, to meet with me during the early part of September. Please call Ms. Kathy Oswald, the Assistant to the President, in my office at 310-660-3111, to arrange for a personal one-hour appointment. I will be pleased to present you with various College publications and attempt to answer any questions you might have regarding El Camino College.

I look forward to meeting with you.

Sincerely,

Thomas M. Fallo
Superintendent/President

Trevis, Michael

From: Graff, Irene
Sent: Tuesday, November 30, 2010 5:18 PM
To: ECC Supervisors; ECC Managers
Subject: Campus Smoking Policies

Dear Colleagues:

College Council is considering the implementation of a smoking policy on campus. [Smoking restrictions are currently based on state law.*]

I'll be taking a quick poll of managers and supervisors at the next management forum. If you'd like to provide comments in addition to the poll, feel free to drop me an email.

FYI...a recent (2006) student survey revealed that 65% of students favored restricting smoking to designated areas, while 47% favored a complete ban on smoking on campus. More detailed results below.

8. Smoking should be *restricted* on campus to designated areas.

	Scale	n	%	Valid %
	Strongly Agree	691	41.5	54.7
	Agree	124	7.4	9.8
	Neutral	249	14.9	19.7
	Disagree	73	4.4	5.8
	Strongly Disagree	126	7.6	10.0
	Total	1263	75.8	100.0
Blank			403	24.2
Total			1666	100.0

9. Smoking should be *completely banned* on campus.

	Scale	n	%	Valid %
	Strongly Agree	410	24.6	32.4
	Agree	186	11.2	14.7
	Neutral	296	17.8	23.4
	Disagree	151	9.1	11.9
	Strongly Disagree	223	13.4	17.6
	Total	1266	76.0	100.0
Blank			400	24.0
Total			1666	100.0

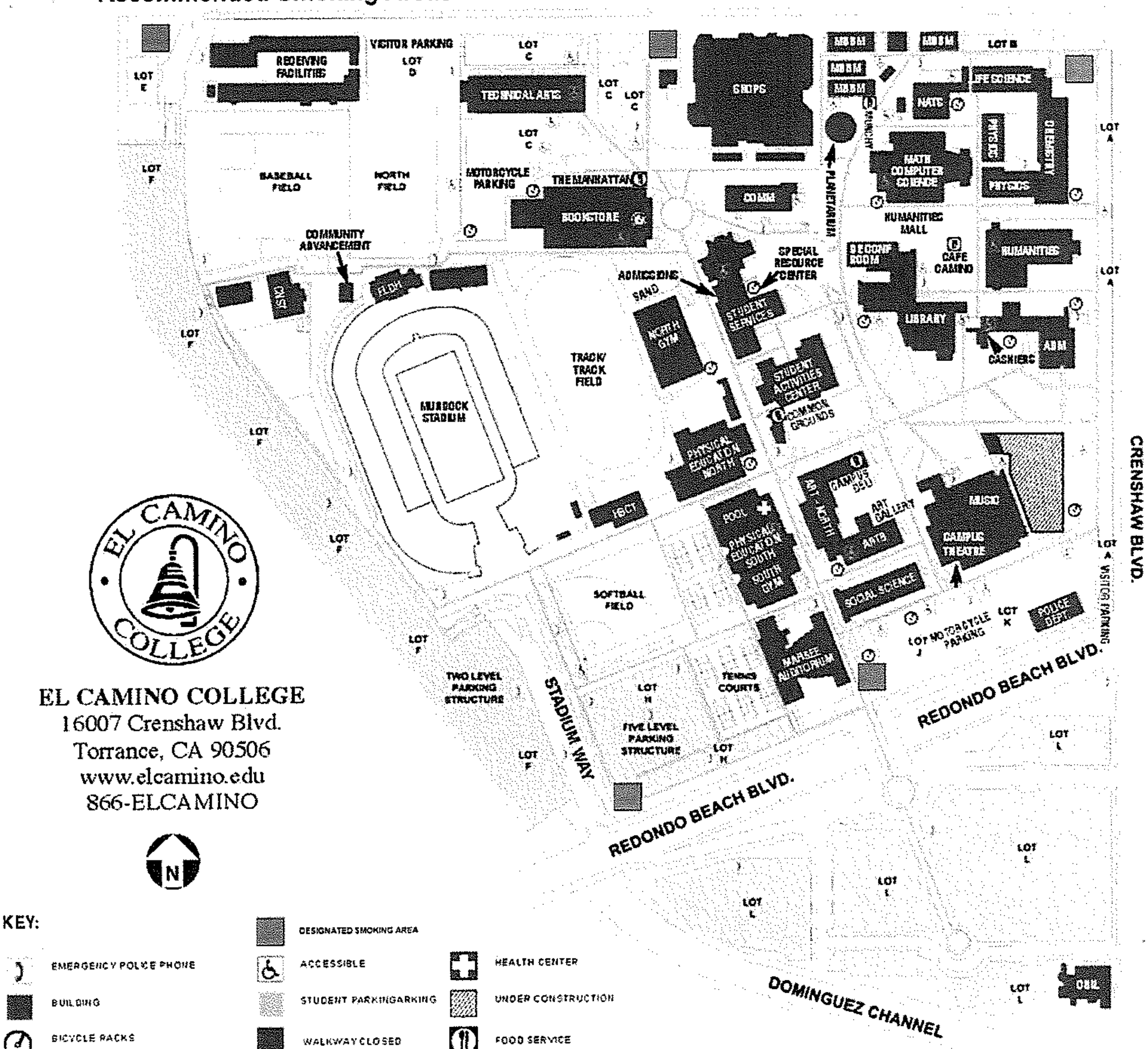
Thank you!

Irene

*California state law (AB 846, 1995) prohibits smoking within 20 feet of entryways and operable windows of public buildings in the state including all California community colleges. (Restriction of smoking *inside* buildings was addressed in previous legislation.) Additional restrictions at other levels are permitted by AB 846. Los Angeles County has banned smoking in all county parks since 2007.

Irene Graff
Institutional Research
Administration Bldg., Rm. 205
igraff@elcamino.edu
(310) 660-3593, x3515

Recommended Smoking Areas



EL CAMINO COLLEGE

BUILDING / LOCATION	ABBREVIATION	BUILDING / LOCATION	ABBREVIATION
ADMINISTRATION	ADM	MURDOCK STADIUM	STAD
ART AND BEHAVIORAL SCIENCE	ARTB	MUSIC	MUSI
ART BUILDING - NORTH	ARTN	NATURAL SCIENCE	NATS
BASEBALL FIELD	BBFL	NORTH FIELD	NFLD
BOOKSTORE	BKST	NORTH GYM	NGYM
BUSINESS	BUSI	PHYSICAL EDUCATION NORTH	PE-N
POLICE DEPARTMENT	ECPD	PHYSICAL EDUCATION SOUTH	PE-S
CAMPUS THEATRE	TH	PHYSICS	PHYS
CHEMISTRY	CHEM	PLANETARIUM	PLAN
CHERRY TREE OFFICES	CTO	POOL	POOL
CHILD DEVELOPMENT CENTER	CHIL	SAND COURTS	SAND
COMMUNICATIONS	COMM	SHOPS	SHOP
COMMUNITY ADVANCEMENT OFFICE	CADV	SOFTBALL FIELD	SBFL
CONSTRUCTION TECHNOLOGY	CNST	SOCIAL SCIENCE	SOCS
FIELDHOUSE	FLDH	SOUTH GYM	SGYM
HANDBALL COURTS	HBCT	SPECIAL RESOURCE CENTER	SRC
HUMANITIES	H	STUDENT ACTIVITIES CENTER	ACTC
SCHAUERMAN LIBRARY	LIB	STUDENT SERVICES CENTER	SSVC
LIFE SCIENCE	LS	TECHNICAL ARTS	TECH
MANHATTAN BEACH BLVD. MODULES	MBBM	TENNIS COURTS	TENN
MARSEE AUDITORIUM	AUD	TRACK/TRACK FIELD	TRAK/TRFL
MATH / COMPUTER SCIENCE	MCS	YARD	YARD

Fix For-Profit Colleges **The Daily Breeze** Posted: 09/24/2011

Americans are beginning to catch on to the fact that low-skill jobs no longer will provide a middle-class life. Its college or else.

But that's not the only answer either, as English majors and new Ph.D.s are learning in our stagnant economy.

Education and training must be relevant to the job market, which is strong for those with the right skills, and weak for those without.

Even jobs that traditionally required little training have evolved into highly technical fields that pay well but often require preparation at the college level. Auto technicians (no longer "mechanics") can command salaries of up to six figures, but only if they can master the computerized systems that cars and repair facilities rely on.

President Barack Obama has said that every young American needs to not just finish high school, but ALSO continue for a degree or certificate suitable to the marketplace. And 70 percent of students are entering college, although fewer than half actually graduate, and most who drop out are far from prepared for the kind of job search ahead of them.

Obama's idea of a solution, which will not work, is to propose spending billions on community colleges. Among the nation's 1,200 community colleges are some very good ones, like El Camino, Long Beach City, Santa Monica and many others. But there also are entities like the L.A. Community College District, a disastrously managed and politically corrupt morass that is the last place taxpayers should put more money.

Also, even the best-managed community colleges are poorly suited to low-income students who work at least part time and need to attend classes either at night or online. Private, for-profit schools provide those opportunities, and in that respect are a much better choice.

But, as we've said before, many of the for-profits themselves are in a corrupt relationship with government, siphoning off up to 90 percent of their revenue from grants and loans, then leaving the bills to taxpayers when almost half of those students default. There is a double penalty, because well-run public universities like California State University, Dominguez Hills and Cal State Long Beach, which enroll high percentages of low-income students, get shortchanged on government aid.

The Justice Department has gone after some of the for-profits, and it would be tempting to simply put them out of business, at least as far as taxpayers are concerned. But that would be a bad mistake.

There is a fairly simple solution, if politicians whose palms are greased by the for-profits are willing to take some action. Force the for-profits to screen their student applicants for college readiness, and assume some of the losses when students default. As the respected business writer Joe Nocera pointed out recently in The New York Times, both the for-profits and the nonprofits have serious flaws.

But we need them both.

Twelve Point Pension Reform Plan

October 27, 2011

The pension reform plan I am proposing will apply to all California state, local, school and other public employers, new public employees, and current employees as legally permissible. It also will begin to reduce the taxpayer burden for state retiree health care costs and will put California on a more sustainable path to providing fair public retirement benefits.

1. Equal Sharing of Pension Costs: All Employees and Employers

While many public employees make some contribution to their retirement – state employees contribute at least 8 percent of their salaries – some make none. Their employers pay the full amount of the annual cost of their pension benefits. The funding of annual normal pension costs should be shared equally by employees and employers.

My plan will require that all new and current employees transition to a contribution level of at least 50 percent of the annual cost of their pension benefits. Given the different levels of employee contributions, the move to a contribution level of at least 50 percent will be phased in at a pace that takes into account current contribution levels, current contracts and the collective bargaining process.

Regardless of pacing, this change delivers real near-term savings to public employers, who will see their share of annual employee pension costs decline.

2. "Hybrid" Risk-Sharing Pension Plan: New Employees

Most public employers provide employees with a defined benefit pension plan. The employer (and ultimately the taxpayer) guarantees annual pension benefits and bears all of the risk of investment losses under those plans. Most private sector employers, and some public employers, offer only 401(k)-type defined contribution plans that place the entire risk of loss on investments on employees and deliver no guaranteed benefit.

I believe that all public employees should have a pension plan that strikes a fair balance between a guaranteed benefit and a benefit subject to investment risk. The "hybrid" plan I am proposing will include a reduced defined benefit component and a defined contribution component that will be managed professionally to reduce the risk of employee investment loss. The hybrid plan will combine those two components with Social Security and envisions payment of an annual retirement benefit that replaces 75 percent of an employee's salary. That 75 percent target will be based on a full career of 30 years for safety employees, and 35 years for non-safety employees. The defined benefit component, the defined contribution component, and Social Security should make up roughly equal portions of the targeted retirement income level. For employees who don't participate in Social Security, the goal will be that the defined benefit component will make up two-thirds, and the defined contribution component will make up the remaining one-third, of the targeted retirement benefit.

The State Department of Finance will study and design hybrid plans for safety and non-safety employees, and will fashion a cap on the defined benefit portion of the plans to ensure that employers do not bear an unreasonable liability for high-income earners.

3. Increase Retirement Ages: New Employees

Over time, enriched retirement formulas have allowed employees to retire at ever-earlier ages. Many non-safety employees may now retire at age 55, and many safety employees may retire at age 50, with full retirement benefits. As a consequence, employers have been required to pay for benefits over longer and longer periods of time.

The retirement age for non-safety workers in 1932, when the state created its retirement system, was 65. The retirement age for a state highway patrol officer in 1935 was 60. The life expectancy of a twenty-year old who began working at that time was mid-to-late 60s, meaning that life expectancy beyond retirement was a relatively short period of time. Now with a growing life expectancy, pensions will pay out not just for a few years, but for several decades, requiring public employers to pay pension benefits over much longer periods of time. Under current conditions, many years can separate retirement age from the age when an employee actually stops working. No one anticipated that retirement benefits would be paid to those working second careers.

We have to align retirement ages with actual working years and life expectancy. Under my plan, all new public employees will work to a later age to qualify for full retirement benefits. For most new employees, retirement ages will be set at the Social Security retirement age, which is now 67. The retirement age for new safety employees will be less than 67, but commensurate with the ability of those employees to perform their jobs in a way that protects public safety.

Raising the retirement age will reduce the amount of time retirement benefits must be paid and will significantly reduce retiree health care premium costs. Employees will have fewer, if any, years between retirement and reaching the age of Medicare eligibility, when a substantial portion of retiree health care costs shift to the federal government under Medicare.

4. Require Three-Year Final Compensation to Stop Spiking: New Employees

Pension benefits for some public employees are still calculated based on a single year of "final compensation." That one-year rule encourages games and gimmicks in the last year of employment that artificially increase the compensation used to determine pension benefits. My plan will require that final compensation be defined, as it is now for new state employees, as the highest average annual compensation over a three-year period.

5. Calculate Benefits Based on Regular, Recurring Pay to Stop Spiking: New Employees

Where not controlled, pension benefits can be manipulated by supplementing salaries with special bonuses, unused vacation time, excessive overtime and other pay perks. My plan will require that compensation be defined as the normal rate of base pay, excluding special bonuses, unplanned overtime, payouts for unused vacation or sick leave, and other pay perks.

6. Limit Post-Retirement Employment: All Employees

Retirement with a pension should not translate into retiring on a Friday, returning to full-time work the following Monday, and collecting a pension and a salary. Retired employees often have experience that can deliver real value to public employers, though, so striking a reasonable balance in limiting post-retirement employment is appropriate. Most employees who retire from state service, and from other CalPERS member agencies, are currently limited to working 960 hours per year for a public employer, and do not earn any additional retirement benefits for that work. My plan will limit all employees who retire from public service to working 960 hours or 120 days per year for a public employer. It also will prohibit all retired employees who serve on public boards and commissions from earning any retirement benefits for that service.

7. Felons Forfeit Pension Benefits: All Employees

Although infrequent, recent examples of public officials committing crimes in the course of their public duties have exposed the difficulty of cutting off pension benefits those officials earned during the course of that criminal conduct. My plan will require that public officials and employees forfeit pension and related benefits if they are convicted of a felony in carrying out official duties, in seeking an elected office or appointment, or in connection with obtaining salary or pension benefits.

8. Prohibit Retroactive Pension Increases: All Employees

In the past, a number of public employers applied pension benefit enhancements like earlier retirement and increased benefit amounts to work already performed by current employees and retirees. Of course, neither employee nor employer pension contributions for those past years of work accounted for those increased benefits. As a result, billions of dollars in unfunded liabilities continue to plague the system. My plan will ban this irresponsible practice.

9. Prohibit Pension Holidays: All Employees and Employers

During the boom years on Wall Street, when unsustainable investment returns supported "fully-funded" pension plans, many public employers stopped making annual pension contributions and gave employees a similar pass. The failure to make annual contributions left pension plans in a significantly weakened position following the recent market collapse. My plan will prohibit all employers from suspending employer and/or employee contributions necessary to fund annual pension costs.

10. Prohibit Purchases of Service Credit: All Employees

Many pension systems allow employees to buy "airtime," additional retirement service credit for time not actually worked. When an employee buys airtime, the public employer assumes the full risk of delivering retirement income based on those years of purchased service credit. Pensions are intended to provide retirement stability for time actually worked. Employers, and ultimately taxpayers, should not bear the burden of guaranteeing the additional employee investment risk that comes with airtime purchases. My plan will prohibit them.

11. Increase Pension Board Independence and Expertise

In the past, the lack of independence and financial sophistication on public retirement boards has contributed to unaffordable pension benefit increases. Retirement boards need members with real independence and sophistication to ensure that retirement funds deliver promised retirement benefits over the long haul without exposing taxpayers to large unfunded liabilities.

As a starting point, my plan will add two independent, public members with financial expertise to the CalPERS Board. "Independence" means that neither the board member nor anyone in the board member's family, who is a CalPERS member, is eligible to receive a pension from the CalPERS system, is a member of an organization that represents employees eligible to or who receive a pension from the CalPERS system, or has any material financial interest in an entity that contracts with CalPERS. My plan also will replace the State Personnel Board representative on the CalPERS board with the Director of the California Department of Finance.

True independence and expertise may require more. And while my plan starts with changes to the CalPERS board, government entities that control other public retirement boards should make similar changes to those boards to achieve greater independence and greater sophistication.

12. Reduce Retiree Health Care Costs: State Employees

The state and the nation have seen the costs of health care skyrocket. The state's retiree health care premium costs have increased by more than 60 percent in the last five years and will almost double over ten years. This approach has to change.

My plan will reduce the taxpayer burden for health care premium costs by requiring more state service to become eligible for health care benefits at retirement. New state employees will be required to work for 15 years to become eligible for the state to pay a portion of their retiree health care premiums. They will be required to work for 25 years to become eligible for the maximum state contribution to those premiums. My plan also will change the anomaly of retirees paying less for health care premiums than current employees.

Contrary to current practice, rules requiring all retirees to look to Medicare to the fullest extent possible when they become eligible will be fully enforced.

Local governments should make similar changes.

Ex-CCSF Chancellor Philip Day pleads guilty to funding scam

By: Ari Burack | 09/29/11 9:12 PM

Former City College Chancellor Philip Day took a plea deal, and must pay fines and restitution. (Courtesy photo)

Former City College of San Francisco Chancellor Philip Day has pleaded guilty to felony charges of misusing public funds, in connection with an investigation into the use of school money to support state and local education bond measures.

Prosecutors had accused Day, 65, of illegally diverting about $100,000 of money to fund political campaigns for measures benefiting community colleges in 2001, 2005 and 2006. He also was accused of maintaining a secret account to pay for parking tickets, alcohol at functions and a membership at an exclusive business club. He had been facing eight felony counts.

On Sept. 19, Day pleaded guilty to three felony counts of the use of public funds to support a political campaign, according to Stephanie Ong Stillman, spokeswoman for the District Attorney's Office.

In 2001, Day used $50,000 from a Pepsi vending contract with the school to support a local bond measure to raise funds for campus construction projects, prosecutors said. In 2005, $20,000 was diverted from another vendor, the Bean Scene, to a similar local bond measure. And in 2006, $28,000 in Pepsi money was used for a state bond measure to raise funds for the California community college system, according to prosecutors.

As part of the plea deal, Day will pay $30,000 in fines and restitution to the school, in an amount to be determined by a judge at a later hearing, Stillman said. Sentencing is scheduled for Nov. 1.

Day was chancellor of City College from 1998 to 2008.

Stephen Herman, 63, a former associate vice chancellor at the school, also pleaded guilty Sept. 19 to two felony counts of using public funds to support a political campaign, in connection with the 2001 and 2006 diversions, Stillman said. He has been ordered to pay $20,000 and restitution as well.

Both Day and Herman avoided any jail time.

Another former associate vice chancellor, James Blomquist, 64, still faces one felony count of using public funds to support a political campaign and is due in court for a preliminary hearing on Oct. 11, Stillman said.

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