Date: September 12, 2006

Place: Board Room, Victor Valley College
       18422 Bear Valley Road, Victorville, CA 92395

CALL TO ORDER/ROLL CALL: 2 p.m.
The Board of Trustees of Victor Valley Community College District met in Open Session on
September 12, 2006 in the Board Room of the Administration building. Mr. Range, Board President,
called the meeting to order at 2 p.m.

TRUSTEE ROLL CALL: Present: Joe Range, Board President; Dennis Henderson, Vice President;
Donald Nelson, Clerk; Thomas M. Elder II, Trustee, Dr. Bettye Underhill, Trustee

Sara Sgarlata arrived at 6 p.m. and substituted for Michael Koenig, Student Trustee.

Absent: Michael Koenig

MANAGEMENT PRESENT: Dr. Louis E. Zellers, Interim, Superintendent/President; Dr.
Lewallen, Vice President, Student Services; Bruce Baron, Vice President, Administrative
Services; Dr. Marion Boenheim, Vice President, Human Resources; Dr. Jack Lipton, General
Counsel; and Annette McComas (Recorder)

PLEDGE OF ALLEGIANCE: Dr. Louis Zellers led the Pledge of Allegiance to the Flag.

DELETIONS/CORRECTIONS TO AGENDA:

Item 5.10 is corrected to add the following sentence: “This signatory authority is subject to Board
Policies pertaining to the delegation of authority to the Superintendent/President.” Also, the citation to
Section 72282 of the Education Code is corrected to Section 70902(d) of the Education Code.

Regarding Item 5.20, after legal review by the District’s General Counsel, the Agreement with Patton
Hospital has been revised. Copies of the revised Agreement were made available to the public.

Regarding Item 5.25, the salary increase should read 5.92% and not 59.2%

1. CLOSED SESSION
Mr. Range, Board President, announced the agenda items that the Board would consider in Closed
Session.

BOARD OF TRUSTEES: Tom Elder, Dennis Henderson, Donald Nelson, Joe Range, Bettye Underhill, ASB Member
(a) CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION under Government Code Section 54956.9(a):

(1) G. Henderson vs. Victor Valley Community College, San Bernardino County Superior Court Case No. VCVVS 030263

(2) N. Halisky and C. Halisky vs. Victor Valley Community College District, San Bernardino County Superior Court Case No. VCVVS 026112

(3) Warren vs. Victor Valley Community College District, San Bernardino County Superior Court Case No. VCVVS 037382

(4) Victor Valley Community College District vs. Puckett, San Bernardino County Superior Court Case No. VCVVS 036483

(5) CTA vs. Victor Valley Community College District, Public Employment Relations Board Case No. LA-CE-4852-E

(6) G. Olin vs. Spencer, San Bernardino County Superior Court Case No. VCVVS 040360

(7) CSEA v. Victor Valley Community College District, CSMCS Case No. ARB-06-0032

(8) CSEA v. Victor Valley Community College District, CSMCS Case No. ARB-05-0305

(9) F. Freeman v. Victor Valley Community College District, San Bernardino County Superior Court Case No. VCVVS 042951

(b) CONFERENCE WITH LABOR NEGOTIATORS

(1) Employee organization CSEA
    District's representatives: Dr. Marion Boenheim, Bruce Baron, and Willie Davis
    Pringle

(2) Employee organization PTFU
    District's representatives: Drs. Marion Boenheim, Willard Lewallen, Marianne Tortorici, and John Rude

(d) PUBLIC EMPLOYEE APPOINTMENT

Accounting Technician I
Administrative Secretary I
Administrator on Special Assignment
Bookstore Operations Assistant
Director, Admissions & Records
DSPS Assistant/Interpreter
Instructional Assistant I
Instructional Assistant III
Instructor
Interim Superintendent/President
Library Technical Assistant
Office Assistant
Professional Assistant
Short Term Employee:
Accompanist
Assistant Coach
Board Assistant
Bookstore Cashier
Bookstore Stocker
Community Fee Base
Equipment Manager
Events Worker
Life Drawing Model
Office Worker
Operations Worker
PAC House Manager
PAC Worker
Van Driver
Sign Language Services Interpreter
Student Worker, including work study/work experience, CalWORKS, and tutor
Substitute Employee:
  Administrative Secretary I
  Admissions & Records Assistant
  Associate Teacher (CDC)
  Bookstore Operations Assistant
  Campus Police & Public Safety Officer
  Campus Police Reserve Officer
  Clerical Technician II
Custodian
DSPS Assistant/Interpreter
Instructional Assistant I
Instructional Assistant III
Instructional Network Computer Maintenance Technician
Library Technical Assistant
M & O Clerical Technician
Media Services Specialist
Office Assistant
Reserve Police Officer
Sign Language Services Interpreter
Switchboard Operator
Webmaster
Temporary Academic
Volunteer

(e) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

PUBLIC COMMENTS ON CLOSED SESSION AGENDA ITEMS:

At 2:06 p.m., Board President, Joe Range recessed to closed session.

2. RECONVENE TO OPEN SESSION 6 p.m.
At 6:06 p.m., Board President, Joe Range reconvened the meeting in open session and made the following closed session report:

In the case of CTA vs. Victor Valley Community College District, PERB Case No. LA-CE-4852, the
Board voted unanimously to approve a settlement agreement. Copies of the agreement are available through Dr. Zeller’s office.

In the case of Freeman vs. Victor Valley Community College District, San Bernardino County Superior Court Case No. VCVVS 042951, the Board voted as follows:

The Board voted unanimously to defend the District in the litigation.

The Board voted unanimously to provide a legal defense for Dr. Underhill, Tom Elder, and Joe Range as defendants, with individual Board members recusing themselves from the vote on themselves.

The Board voted 4-1, with Mr. Henderson voting No, to provide a legal defense to the other defendants, Patricia Spencer, William Schmidt, Jeffrey Cooper, and Dorothy Franke.

The Board voted unanimously to approve the public employee appointments as noted on the handout provided to the public.

Director, Admissions & Records
Greta Moon, 9/13/06

Instructional Assistant III
Susana Jimenez (ESL), 9/13/06
Troy Kuhns (Welding), 9/12/06

Library Technical Assistant
Dennis Hartmann, 9/13/06

Office Assistant
Laura Katnic (Nursing, 75%), 10/2/06

Professional Expert
Close, Katie 08/28/06-12/16/06
Fenley, Michelle 08/28/06-12/16/06
Krumsiek, Kristy 09/13/06-12/15/06
Melbihess, Misty 08/28/06-12/16/06
Pasqua, Lisa 08/28/06-12/16/06
White, Adam 08/28/06-12/16/06

Short Term Employee
Assistant Coach
Humphrey, Rocky 08/15/06-12/15/06

Community Fee Base
Shaner, Keith 10/16/06-01/29/07
Kiss, Christopher 09/12/06-12/16/06
Magan, Melissa 09/14/06-12/16/06

Student Worker, including work study/work experience, CalWORKS, and tutor
Aispuro, Gloria 09/13/06-12/30/06
Alford, Hannah 09/13/06-12/30/06
Angulo, Sonia 09/13/06-12/30/06
Bantug, Hoize 08/28/06-12/31/06
Beltran, Stephanie 09/13/06-12/30/06
Bratulin, Aleksandr 07/01/06-12/30/06
Brown, Tammy 09/13/06-12/31/06
Chavez, Laurie 09/12/06-12/15/06
Crawford, Krystal 08/28/06-12/15/06
Deards, Erin 08/28/06-12/15/06
Dunkerley, Erika 08/28/06-12/31/06
Glisson, Roger 09/13/06-12/31/06
Guinn, Mandi 08/28/06-12/22/06
Gutierrez, David 07/19/06-12/30/06
Hodgkins, Melanie 09/14/06-12/31/06

Student Worker, including work study/work experience, CalWORKS, and tutor, cont’d
Jeter, Quaniesha 09/13/06-12/30/06
Keith, Marlene 09/13/06-12/18/06
Lopez, Noel 09/14/06-12/31/06
Montgomery, William 09/14/06-12/31/06
Morgan, Dale 09/12/06-12/16/06
Morgan, Dale 01/08/07-06/09/07
Pimentel, Tricia 08/16/06-12/30/06
Ponce, Jamie 09/13/06-12/30/06
Ramirez, Arthur 09/05/06-12/15/06
Rosas, Rosario 08/28/06-12/31/06
Taylor, Tawny 08/23/06-12/20/06
Vaccari, Michelle 08/28/06-12/31/06
Voltz, Pamela 08/23/06-12/20/06
Willaims, Clyde 08/28/06-12/15/06
Williams, Michelle 09/13/06-12/31/06
Yun, Ok-Kyong 09/14/06-12/31/06
Zamora, Maria 08/28/06-12/15/06

Substitute Employee
Associate Teacher (CDC)
Baker, Amy 08/28/06-06/30/07

Clerical Technician II
Select Personnel 09/13/06-02/28/06

M & O Clerical Technician
Select Personnel 08/21/06-12/30/06

Media Services Specialist
Majeske-Lozada, Elizabeth 09/12/06-03/31/07

Office Assistant
Thornhill, Elizabeth 09/13/06-10/31/06

Sign Language Services Interpreter
Herd, Brandy 09/13/06-12/15/06

Webmaster
Gullet, Andrew 09/13/06-01/13/07

Temporary Academic

FALL 2006—MATH AND SCIENCE
Box, Jeffrey
Brown, William
Butros, Michael
Carlson, Robert
Garcia, Antonia
Kulasxa, Robert
Malone, James P.
Paine, John
Ridge, Jeff

**FALL 2006--HUMANITIES, ARTS & SOCIAL SCIENCES**

Davis, Tracy
Golder, Patricia
Mellado, Lisa 09/28/06-12/16/06

**FALL 2006--HUMANITIES, ARTS & SOCIAL SCIENCES**

Moss, Yvonne
Peloza, Susan
Reed, Annalisa 08/28/06-12/16/06
Selden, Emily
Spotts, Dave
Wagner, Pat
Wilson, Nancy 08/28/06-12/16/06

**FALL 2006--TEMPORARY ACADEMIC VOCATIONAL PROGRAMS**

Ayers, Jennifer
Bennett, Lee
Cescolini, Diana 08/28/06-12/16/06
Ccon, Greg
Eisenbrey, Jennifer
Emarine, Tracey
Garza, Al
Jones, Jimmie J
McCullough, John
Modlin, Jerry
Murchmore, Darin
Peak, Gloria
Ramsey, Robert
Rankin, Timothy
Smith, Gerald
Stewart, Bobbie
Thibeault, Sally
Weygandt, William 08/28/06-12/16/06
Williams, Chantae

**FALL 2006--STUDENT SERVICES**

James, Pamela
Johnson, Eartha
Mayer, Peggy

**Volunteer**

Carpenter, Sharon 09/13/06-12/22/06
Cline, Chao 10/12/06-12/16/06
Cline, Diane 08/26/06-02/01/07
Cline, Theresa 09/12/06-06/30/06
Ferreira, Julie 09/13/06-12/31/06
Gonzalez, Krystal 10/11/06-12/15/06
PUBLIC COMMENTS RELATED TO AGENDA ITEMS ONLY:  The following individuals made comments and spoke with respect to the noted agenda items:

Neal Kelsey (4.3 and 5.26) and Debra Blanchard (5.24 and 5.26)

3. GOVERNING BOARD

4. SUPERINTENDENT/PRESIDENT’S REPORT
   For the Superintendent/President’s report, Dr. Zellers announced that he was honored to be selected as interim Superintendent/President. In addition, he pointed out that all faculty, full-time and part-time are equally appreciated.

   4.1 Deputy Superintendent/Executive Vice President/Instruction
       No report

   4.2 Vice President, Student Services
       Dr. Lewallen

   4.3 Vice President, Administrative Services – 2006/07 Budget Update
       Mr. Baron

   4.4 Vice President, Human Resources
       No report

5. CONSENT AGENDA
   It was MSC (Underhill/Elder, 5-0) to approve the consent items as corrected.

   5.1 Approval of the minutes of the August 18, 2006 special Board meeting

   5.2 Approval of the minutes of the August 22, 2006 special Board meeting

   5.3 Renewal Software Licensing – Computerland of Silicon Valley
       Approval of renewal of the annual software licensing with Computerland of Silicon Valley. This renewal will provide site license for the product and the server for Microsoft Campus Agreement for 517 faculty and staff FTES. This renewal will be effective for the period of October 1, 2006 through September 30, 2007. Fiscal Impact: Budgeted item, not to exceed $28,347.25.00

   5.4 Agreement – Public Economics, Inc.
       Approval of the funding for Phase II of it’s original agreement with Public Economics. Fiscal Impact: $25,000.00 reimbursable from proceeds of the redevelopment funds.

   5.5 Property Disposal
       Approval of the disposal of surplus equipment on the attached list through the auctioneer services of the Liquidation Company. Fiscal Impact: None
5.6 Board of Trustees Transfers and Payments Report
Approval of the Board of Trustees Transfers and Payments Reports.

5.7 Donations
Acceptance of the donations as college property from the Victor Valley District Foundation for a total amount of $98,005.21.

5.8 Training Proposal – Tier Technologies, Inc.
Approval of the proposal with Tier Technologies, Inc. to provide on-site Basic Script Express Training for the Tier software program. Fiscal Impact: Budgeted item, not to exceed $9,000.00.

5.9 Rescind – Board Delegated Authorized Signatory
Approval to rescind all previous signatory authority for Dr. Patricia Spencer, Superintendent/President, effective August 31, 2006. Fiscal Impact: None

5.10 CORRECTED Authorized Signatory – Dr. Louis E. Zellers
Approval of the signature of Dr. Louis E. Zellers, Interim Superintendent/President to represent the board in the cases as listed for fiscal year 2006-07 per Education Code 72282. Fiscal Impact: None

5.11 Out-of-State Travel – Lael Willingham
Approval of the out-of-state travel for Lael Willingham to attend the California Association of Joint Powers Authorities Fall Conference in South Lake Tahoe, Nevada September 19-22, 2006. Fiscal Impact: Budgeted item, not to exceed $2,075.00

5.12 Agreement for Personal Services – Luis Pena
Approval of the agreement with Luis Pena for Personal Services to conduct maintenance and repair on all weight room equipment as listed. Fiscal Impact: Not to exceed $3,700.00

5.13 Out-of-State Travel – Barbra Louis
Approval of the out-of-state travel for Barbra Louis to attend a Leadership Conference at Rutgers University, New Brunswick, NJ held September 8-17, 2006. Fiscal Impact: None to the District

5.14 Agreement – Big Bear Lake Fire Department
Approval of the clinical agreement with the Big Bear Lake Fire Department as attached. Fiscal Impact: None

5.15 Agreement – Contract Education Services
Approval of the agreement with Archangel for the course offered in Contract Education department. Fiscal Impact: $2,000.00 to the District.

5.16 Academic Reduced Workload Request
Approval of Juanita Chou’s request for a reduced workload of 80% for the 2006-07 academic year which is permissible according to Article 25 of the CTA agreement. Fiscal Impact: Budgeted.
5.17 **Appointment of Search Consultant Firm for Superintendent/President**  
Approval of the appointment of Community College Search Services to assist the District in the recruitment and selection of a Superintendent/President. Fiscal Impact: to be determined.

5.18 **Out-of-State Travel – Renay Butler and Rocio Chavez**  
Approval of the out-of-state travel and related expenses for Renay Butler and Rocio Chavez to attend the ACHRO/EEO EEO Model Plan Workshop and Fall Training Institute in South Lake Tahoe, Nevada, from October 17-20, 2006. Fiscal Impact: Budgeted item, $1,163.00

5.19 **Classified Additional Position**  
Approval of the additional position of Webmaster, categorically funded through Title V HSI cooperative grant, effective September 13, 2006. Fiscal Impact: Funded through Title V HSI cooperative grant.

5.20 **CORRECTED Renewal Agreement – Patton State Hospital**  
Approval of the renewal agreement with Patton State Hospital from September 1, 2006 through June 30, 2011. Fiscal Impact: None to the District.

5.21 **Agreement – Six Ten & Associates**  
Approval of the agreement with Six Ten and Associates for State Mandate claim preparation for the 2006-2007 fiscal year. Fiscal Impact: Budgeted item, not to exceed $24,000.00

5.22 **Management Resignation – Phyllis Seifert**  
Acceptance of the resignation of Phyllis A. Seifert, CDC Director, effective September 8, 2006.

5.23 **Ratification of Tentative Agreement – CSEA**  
Ratification of the tentative agreement reached with CSEA on Article VIII, Salary and Article IX, Health and Welfare Benefits.

5.24 **CTA Tentative Agreement – Salary Increase**  
Pending ratification by the faculty, ratification by the Board of Trustees on the tentative agreement reached with CTA for a 5.92% cost of living adjustment to be distributed on the salary schedule by the Association and approved by the District, effective with the academic year 2006-2007. Fiscal Impact: Budgeted item.

5.25 **CORRECTED Management Meet and Confer Agreement**  
Approval of a salary increase of 59.2% 5.92%, fund the benefit package, and make changes to retiree benefits. Fiscal Impact #1 and #2 budgeted, #3 no cost.

5.26 **Faculty Minimum Qualifications under Equivalency Process**  
Approval of the equivalencies for minimum qualifications for faculty. Fiscal Impact: Budgeted

5.27 **Classified Temporary Increase in Assignment**  
Approval of the position of Office Assistant in the Teacher Learning Center, currently held by Esperanza Aragon, to be temporarily increased from 20 hours/week to 40/hours week, effective September 1, 2006. Fiscal Impact: Additional 20 hours/week from credit matriculation.
5.28 **Cancellation of the October 24, 2006 Board meeting**
Approval of the cancellation of the October 24, 2006 Board meeting. Fiscal Impact: None

5.29 **Administrative/Management/Confidential Payment of Accrued Vacation Days – Patricia Spencer**
Approval of the payment of accrued vacation hours for Patricia Spencer, Superintendent/President, not to exceed 31.61 days, $24,194.93

5.30 **Classified Resignation – Bonifacio Solis**
Acceptance of the resignation of Bonifacio Solis, Admission and Records technician, bilingual, effective August 30, 2006.

5.31 **Revised Classified Salary Schedule**
Approval of the revised Classified Salary Schedule which includes the classification of Student Development Center Specialist II on Range 12 of the salary schedule and include Anna Garcia, Patricia Montgomery, Gabriella Quesda, and Beth Roberts. Fiscal Impact: Budgeted.

5.32 **Agreement – Louis E. Zellers**
Approval of the agreement with Dr. Louis E. Zellers to serve as the Interim Superintendent/President for one year, effective August 21, 2006. Fiscal Impact: $13,400 salary plus $400 stipend and $1500 housing allowance in lieu of health and welfare benefits per month.

**ACTION AGENDA**

6. **BOARD OF TRUSTEES**
6.1 Separate approval of items pulled from consent agenda
   None

7. **SUPERINTENDENT/PRESIDENT**
   None

8. **INSTRUCTION**
   None

9. **STUDENT SERVICES**
   None

10. **ADMINISTRATIVE SERVICES**
10.1 **Public Hearing and Adoption of the 2006-2007 Budget**

   The Board president declared the hearing open. Hearing no comments, the Board President declared the public hearing closed.

   It was MSC (Underhill/Elder, 5-0) to adopt the 2006-2007 budget as presented.

11. **HUMAN RESOURCES**
11.1 **Appointment of a Search Committee for Superintendent/President**
   It was MSC (Elder/Underhill, 5-0) to approve the formation of the search committee for the position of Superintendent/President. Fiscal Impact: Budgeted
12. INFORMATION/DISCUSSION
None

13. REPORTS

13.1 Governmental Relations
Bill Greulich

13.2 Foundation
None

13.3 Constituency Representatives
a) ASB
   Sara Sgarlata

b) CCA
   Debra Blanchard

c) CSEA
   Margaret Kagy

d) Faculty Senate
   Debra Blanchard

e) AFT Part-Time Faculty United
   Neal Kelsey

f) Management
   Robert Sewell

14. TRUSTEE COMMENTS
Don Nelson, Bettye Underhill and Joe Range.

PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS: None

15. ADJOURNMENT
It was MSC (Underhill/Elder, 5-0) to adjourn the meeting at 7:01 p.m. The motion approved unanimously.

Donald Nelson, Clerk

Date Approved

10-10-06

September 12, 2006
Minutes

Victor Valley Community College District
Board of Trustees Regular Meeting