



## Victor Valley Community College District REGULAR MEETING OF THE BOARD OF TRUSTEES

Date: July 9, 2013

Place: **Closed Session:** 5-6 p.m. West Wing Conference Room, Victor Valley Community College, 18422 Bear Valley Road, Victorville, CA 92395

**Open Session:** 6:00 p.m. Board Room, Victor Valley Community College, 18422 Bear Valley Road, Victorville, CA 92395

**Welcome** to a meeting of the Victor Valley Community College Board of Trustees. If you wish to address the Board for any reason, please complete one of the cards on the table and give it to the Board Secretary **before** the meeting is called to order. Those requesting to speak on an agenda item will be called upon under the "Public Comments Related to Agenda Items" section. Anyone wishing to speak on items not on the agenda will be called upon under the "Public Comments Not Related to Agenda Items" section. *Comments are limited to no more than three minutes per person.*

### REGULAR MEETING AGENDA ~ Board Room

1. **CALL TO ORDER** 5 p.m.  
**ROLL CALL**  
**PLEDGE OF ALLEGIANCE**

**ANNOUNCEMENT OF ITEMS DELETED OR CORRECTED FROM THE AGENDA**

**ANNOUNCEMENT OF ITEMS TO BE CONSIDERED IN CLOSED SESSION**

### CLOSED SESSION ~ West Wing Conference Room

2. **CLOSED SESSION** 5 p.m.

**PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**  
Employee Number 102007032013  
Government Code section 54957(b)(1)

**PUBLIC APPOINTMENT – Government Code Section 54954.5**  
Interim, Superintendent/President

**Conference with Legal Counsel - Anticipated Litigation - Government Code Section 54956.9(b)**  
Threatened Litigation (one case)

This is the opportunity for the public to address the Board on any of these Closed Session items. Public comments are limited to three minutes per individual and a total of 15 minutes per topic. Speakers will be timed electronically, and all speakers will be required to address the Board from the lectern. Only those who have been recognized by the Board President will be permitted to speak. (Board Policy #2350)

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**BOARD OF TRUSTEES:** Lorrie Denson, Dennis Henderson, Joseph W. Brady, John Pinkerton, ASB Member

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## REGULAR MEETING AGENDA ~ Board Room

*This meeting will be electronically recorded and web cast live at  
<http://www.vvc.edu/offices/president/webcast.shtml>*

### 3. OPEN SESSION

6 p.m.

#### 3.1 Closed Session Report

#### 3.2 PUBLIC COMMENTS RELATED TO AGENDA ITEMS

This is the opportunity for the public to address the Board on any agenda items. Public comments are limited to three minutes per individual and a total of 15 minutes per topic. Speakers will be timed electronically, and all speakers will be required to address the Board from the lectern. Only those who have been recognized by the Board President will be permitted to speak. (Board Policy #2350)

### 4. SUPERINTENDENT/PRESIDENT'S REPORT

- Academic Senate

### 5. CONSENT AGENDA

Approval of consent items.

YES \_\_\_ NO \_\_\_

#### 5.1 Approval of the minutes of the June 11, 2013 regular Board meeting

#### 5.2 Independent Contractor Agreement – Stanley R. Conway

Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Stanley R. Conway to provide an appeal process for parking citations. The period of this agreement is from July 1, 2013 through June 30, 2014. Fiscal Impact: Not to exceed \$750.00, budgeted item.

#### 5.3 Increase Independent Contractor Agreement – Joanne Bodine

Ratification the increase of the Independent Contractor Agreement between Victor Valley Community College District and Joanne Bodine, for an additional \$4,218.50 for mediation services as needed for conflict resolution. This contract was originally approved on February 19, 2013 for up to \$4,400.00 Fiscal Impact: \$4,218.50, including expenses, budgeted item.

#### 5.4 Independent Contractor Agreement – Nancy K. Bohl, Inc. DBA The Counseling Team

Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Nancy K. Bohl, Inc. DBA The Counseling Team to provide psychological testing for police officers. The Counseling Team International will be used as primary contractor for psychological testing services. The period of this agreement is from July 1, 2013 through June 30, 2014. Fiscal Impact: Not to exceed \$2,200.00, budgeted item.

#### 5.5 Curriculum Changes

Approval of the curriculum changes made on May 23, 2013 and May 30, 2013 and recommended by the College Curriculum Committee. Fiscal Impact: None

- 5.6 Agreement – MKH Medical Electronics  
Ratification of the agreement between Victor Valley Community College District and MKH Medical Electronics for the maintenance, calibration and performance verification of therapy equipment in the athletic training room. The period of this agreement is July 1, 2013 to June 30, 2014. Fiscal Impact: Not to exceed \$1,000.00, budgeted item.
- 5.7 Agreement – American Medical Response (AMR)  
Ratification of the agreement between Victor Valley Community College District and American Medical Response (AMR) to provide medical standby services for commencement. The period of this agreement is June 7, 2013. Fiscal Impact: \$225.00, budgeted item.
- 5.8 Independent Contractor Agreement – Dawn Niemeyer  
Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Dawn Niemeyer to provide academic support services at GEAR UP partner school sites. The service period for this agreement is July 1, 2013 through June 31, 2013. Fiscal Impact: Not to exceed \$1,000, GEAR UP grant funded.
- 5.9 Independent Contractor Agreement – H&L Charter Co.  
Ratification of the Independent Contractor Agreement between Victor Valley Community College District and H&L Charter Co. to provide transportation services for GEAR UP students/staff/chaperones in GEAR UP partner schools to educational/academic activities. The service period for this agreement is from July 10, 2013 through June 30, 2014. Fiscal Impact: Not to exceed \$60,000, GEAR UP grant funded.
- 5.10 Board of Trustees Payment Report  
Approval of the Board of Trustees Payment Report. Fiscal Impact: None
- 5.11 Rescind – Board Delegated Authorized Signatory  
Approval to rescind all signatory authority for Christopher O’Hearn, effective immediately.
- 5.12 Authorized Signatory – Peter Allan  
Approval to authorize Peter Allan as a representative of the Board of Trustees to conduct college business in named matters for fiscal year 2013-2014 per Education Code 72282. Fiscal Impact: None
- 5.13 Agreement – Trane Building Services  
Ratification of the agreement between Victor Valley Community College District and Trane Building Services to remove and replace the water temperature sensor on Chiller #1 at the Central Plant. Fiscal Impact: \$1,756.97, Fund 71.
- 5.14 Agreement – HCI Systems, Inc.  
Ratification of the agreement between Victor Valley Community College District and HCI Systems, Inc. to investigate, troubleshoot and repair current panel trouble on Simplex 4020 alarm system in the Child Development Center. Fiscal Impact: \$650.00, Fund 71.
- 5.15 Agreement – Epower Network  
Ratification of the agreement between Victor Valley Community College District and Epower Network to provide onsite service, preventive maintenance and remote monitoring for UPS system and batteries plus a Thermography inspection for fiscal year 2013-2014. Fiscal Impact: \$3,300.00, Fund 71.

- 5.16 Agreement – Epower Network  
Ratification of the agreement between Victor Valley Community College District and Epower Network to troubleshoot existing Mitsubishi UPS and battery system located in Student Services I. Recommendations on how to repair the system will be provided. Fiscal Impact: \$650.00, Fund 71.
- 5.17 Notice of Completion – Pacific Contractors Group, Inc.  
Ratification of the Notice of Completion for Pacific Contractors Group, Inc. for the Met Tile Roof Painting. This project was originally Board approved on April 9, 2013. Fiscal Impact: None.
- 5.18 Notice of Completion – Securitech  
Ratification of the Notice of Completion for Securitech for the Proximity Lock Installation project. This Liberal Arts project was originally Board approved on May 14, 2013. Fiscal Impact: None.
- 5.19 Agreement – Continuant  
Ratification of the agreement between Victor Valley Community College District and Continuant to purchase a Right Fax Server, this is a network fax software application that runs on a Windows platform. This solution allows users to send and receive faxes from users' desktop computers as well as the fax machine. (Item IN-10, on the Campus Technology Project list). Estimated cost savings of \$750/month. Fiscal Impact: \$27,192.00, budgeted item.
- 5.20 Agreement – OmniUpdate  
Ratification of the agreement between Victor Valley Community College District and OmniUpdate for year to continue maintenance support on Contract Management System for the Victor Valley College website so that departments can update their own websites. Term 7/1/13-6/30/14. Fiscal Impact: \$29,000.00, budgeted item.
- 5.21 Notice of Completion – Securitech  
Ratification of the Notice of Completion for Securitech for the Door Access and Equipment project at the Regional Public Safety Training Center. This project was originally Board approved on April 9, 2013. Fiscal Impact: None.
- 5.22 A Notice of Completion – Apple Valley Communications  
Ratification of the Notice of Completion for Apple Valley Communications for the Main Campus Fiber Relocation project. This project was originally Board approved on October 9, 2012. Fiscal Impact: None.
- 5.23 Agreement – All American Fence Erectors  
Ratification of the agreement between Victor Valley Community College District and All American Fence Erectors to continue use of the temporary fencing around the damaged storm drainage ditch located on District property between the college and Spring Valley Lake Association. The fencing installation was originally approved by the Board on December 11, 2012. Fiscal Impact: \$1,147.00, Fund 71 (May be reimbursable by Keenan Insurance Company.)
- 5.24 Agreement– Frick, Frick, & Jette Architects, Inc.  
Ratification of the agreement between Victor Valley Community College District and Frick, Frick, & Jette Architects, Inc. for architectural services needed for the Drainage Channel Repair project. This agreement was originally approved by the Board on April 9, 2013. Fiscal Impact: \$7,650.00, Fund 71.

- 5.25 Agreement Addendum – Golden State Labor Compliance, LLC  
Ratification of the addendum to the agreement between Victor Valley Community College District and Golden State Labor Compliance, LLC to provide labor compliance services for the Music Building Renovation and Addition, a local bond funded project. Fiscal Impact: \$20,000.00, Bond Funded.

**ACTION AGENDA**

**6. BOARD OF TRUSTEES**

- 6.1 Separate approval of items pulled from consent agenda YES \_\_\_ NO \_\_\_
- 6.2 Approval of Resolution #13-02 – Declaring Board Vacancy YES \_\_\_ NO \_\_\_  
Approval of Resolution #13-02 declaring a vacancy on the Board of Trustees at Victor Valley Community College District. Fiscal Impact: None
- 6.3 Proposed Process to Appoint a New Board Member to Fill Vacancy YES \_\_\_ NO \_\_\_  
Approval of the process, timeline, application materials and criteria. Fiscal Impact: None.

**10. ADMINISTRATIVE SERVICES**

- 10.1 Vote for Spring Valley Lake Association Water Purchase Plan YES \_\_\_ NO \_\_\_  
Approval to vote for each of the 19 parcels owned by the District to determine if consent is given for SVLA to purchase water rights which will significantly save on the cost of maintaining the water level of their lake. The District property falls under the SVLA CC&Rs, therefore requiring a vote be cast for each of the 19 District owned parcels. Fiscal Impact: None.
- 10.2 Agreement – A&E Inspection Services YES \_\_\_ NO \_\_\_  
Approval to use the existing three (3) year agreement with A&E Inspection Services for Division of State Architect Inspector of Records services for the Music Renovation and Addition project which was Board approved June 14, 2011. Fiscal Impact: \$104,400.00, Bond funded.
- 10.3 Agreement – GiantPowerComm. YES \_\_\_ NO \_\_\_  
Approval to use the three (3) year agreement GiantPowerComm for specialized maintenance and cleaning of the 1 Megawatt CPV system located on the lower campus. This original scope of work was being completed by Sol-Focus who has recently filed bankruptcy and gone out of business. Fiscal Impact: \$68,745.00, Fund 71
- 10.4 Award Contract – Music Renovation and Addition YES \_\_\_ NO \_\_\_  
Approval to award the contract to Webb Brothers Construction for the Musical Renovation and Addition. Fiscal Impact: \$2,368,000.00, Bond funded.
- 10.5 Agreement – Merrell Johnson Companies YES \_\_\_ NO \_\_\_  
Approval to use the existing three (3) year agreement with Merrell Johnson Companies, which was originally approved by the Board on April 9, 2013, for materials testing and special inspection services needed during construction of the Music Renovation and Addition project which was Board approved on June 14, 2011. Fiscal Impact: \$79,230.00, Bond funded.

- 10.6 Statewide Association of Community Colleges YES \_\_\_ NO \_\_\_  
Approval to renew the contract with Statewide Association of Community Colleges to provide liability and property insurance coverage for Victor Valley College during fiscal year 2013-2014. Fiscal Impact: \$333,098.00, budgeted item.

11. **HUMAN RESOURCES**

- 11.1 Public Hearing for the District and CSEA for Successor Contract YES \_\_\_ NO \_\_\_  
The District sunshined reopeners at the June 22, 2013 Board meeting. It is now requested that the Board of Trustees conduct a public hearing to provide the opportunity for comments on their initial proposals: Articles 5, 8, 9, 10, 12, 13, 21, 22, 24, and 25

- a) The Board President hereby declares the hearing open
- b) The public may now comment on the initial proposals
- c) The Board President hereby declares the hearing closed

Fiscal Impact: Exact potential amounts are subject to negotiations between District and CSEA.

12. **REPORTS (3 minute limit per report)**

The purpose of these reports is to inform the Board of Trustees regarding Issues pertaining to those constituency groups.

12.1 Foundation

12.2 Employee Groups

- a) CTA
- b) CSEA
- c) AFT Part-Time Faculty United

13. **PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS**

At this time, the Board of Trustees will listen to communication from the public on non-agendized items pertaining to college business. Each speaker is limited to one presentation per meeting on non agendized matters. Public comments are limited to three minutes per individual and a total of 15 minutes per topic. Speakers will be timed electronically, and all speakers will be required to address the Board from the lectern. Only those who have been recognized by the Board President will be permitted to speak. State law prohibits the Board from addressing any issues not included on the agenda. (Board Policy #2350)

14. **BOARD COMMUNICATION**

*At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members.*

15. **ADJOURNMENT**

YES \_\_\_ NO \_\_\_

It is the intention of Victor Valley Community College District to comply with the Americans with Disabilities Act in all respects. Any person with a disability may request that this agenda be made available in an appropriate alternative format. A request for a disability-related modification or accommodation may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting to Fusako Yokotobi, Victor Valley College, 18422 Bear Valley Road, Victorville, California 92395-5849, (760) 245-4271, Ext. 2455, from 8:30 a.m. to 5:00 p.m., Monday through Friday, at least 48 hours prior to the meeting to make reasonable arrangements. Government Code Section 54954.2.