

**Victor Valley Community College District**  
**Regular Meeting of the Board of Trustees**  
**Tuesday, September 12, 2023**  
APPROVED MINUTES

**1. OPENING ITEMS****1.1 CALL TO ORDER**

The Governing Board of the Victor Valley Community College District met in the Board Room in Administrative Services building #10 on September 12, 2023. Board President Henderson called the meeting to order at 5:00 p.m.

**1.2 ROLL CALL**

Board President, Dennis Henderson  
Board Vice President, Joseph W. Brady  
Board Clerk, Sharon Pinkerton  
Board Trustee, Brandon Wood  
Board Trustee, Jennifer Tarpley  
Student Trustee, Jennifer Weis  
Superintendent/President Dr. Daniel Walden

**1.3 PUBLIC COMMENTS RELATED TO CLOSED SESSION ITEMS**

No Public Comments

**1.4 PUBLIC COMMENT ANNOUNCEMENT:** The complete written request to address the Board shall be submitted at the beginning of the open session portion of the meeting. Individuals may comment after being recognized by the Board President and before Board discussion of the particular item. (Board Policy 2350).

**1.5 ANNOUNCEMENT OF, AND RECESS TO CLOSED SESSION**

The Governing Board recessed to closed session in the Administration Building 10 West Wing Conference Room at 5:01 p.m.

**2. CLOSED SESSION**

2.1 Conference with Labor Negotiators

**3. RECONVENE OPEN/PUBLIC SESSION****3.1 CALL TO ORDER**

The Governing Board of the Victor Valley Community College District reconvened the meeting in the Administrative Services Building 10 Board Room on September 12, 2023. Board President Henderson reconvened the meeting at 6:00 p.m.

**3.2 ROLL CALL**

Board President, Dennis Henderson  
Board Vice President, Joseph W. Brady  
Board Clerk, Sharon Pinkerton  
Board Trustee, Brandon Wood  
Board Trustee, Jennifer Tarpley  
Student Trustee, Jennifer Weis  
Superintendent/President Dr. Daniel Walden

**3.3 PLEDGE OF ALLEGIANCE TO THE FLAG**

Art Lopez led the pledge.

**3.4 CLOSED SESSION REPORT OUT**

No action/no report.

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

Delete Agenda Item 9.21 as it is a duplicate of Agenda Item 9.52.

Correction Agenda Item 13.13 - Dollar amount change of the GANN 2023-2024 recalculation. Correct Dollar Amount \$100,676,729.

**4. PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS:** At this time, the Board of Trustees will listen to communication from the public on nonagendized items pertaining to college business. Each speaker is limited to one presentation per meeting on nonagendized 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 called to approach the microphone at the appropriate time to speak. 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)

**4.1 PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS**

No public comments.

**5. BOARD OF TRUSTEE GOALS****5.1 Board of Trustee Goals**

Trustee Joseph W. Brady reported on Goal 5 pertaining to connecting the college with businesses in the community. They have eight groups they have outlined for this next year, including auto, aerospace, and union groups. Dr. Walden and Trustee Brady will be meeting to begin the plans for these meetings soon.

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

**6.1 Individual Board of Trustees Reports**

- Trustee Tarpley reported that she and her husband recently started coaching her son's little league team. She is very excited about the ATC grand reopening. She was not able to make the 911 memorial event due to transportation issues.
- Trustee Pinkerton will be going to the Friday grand opening. Sunday she helped put the flags in the ground and went to the 911 memorial. She thanked Robert Sewell and ASB for not letting them forget.
- Trustee Wood had nothing to report.
- Trustee Brady said he had some news about past VVC Superintendent/President Roger Wagner regarding his health and life update. Trustee Brady was out at Barstow College reverse raffle event and two BCC board members were there and were trying to do a joint board meeting, and as incoming president he wants to have 2 next year.
- Student Trustee Weis thanked those who attended the 9/11 ceremony set up and who attended the ceremony.
- Trustee Henderson had nothing to report.

**7. SUPERINTENDENT/PRESIDENT'S REPORT**

**7.1 ASB GOALS**

Student Trustee/ASB President Jennifer Weis reported that ASB attended Academic Senate September 7th to respectfully request for more full time hires in the Physics and ASL department.

**7.2 FACILITIES UPDATE**

No update.

**7.3 FOUNDATION**

Kirsten Acosta, Executive Director of Foundation reported on campus grants, sharing a video of the grants awarded.

**7.4 Sabbatical Leave Report - Jacqueline Stahlke**

Dr. Jacqueline Stahlke provided information on her sabbatical leave.

**7.5 2023-2024 Final Budget Presentation**

Deputy Superintendent/Executive Vice President Mr. John Nahlen provided a presentation on the final budget. There was a Town Hall on this budget with over 70 college employees attending to receive the information being provided to the Trustees tonight. Mr. Nahlen provided a 2022-2023 revenue recap on apportionment fluctuations, revenue assumptions including 8.22% COLA for 2023-24 and assuming no growth funding provided by the state. Mr. Nahlen provided a worksheet on the unrestricted budget revenue and expenses, stating they anticipate they will have a balanced budget in 2024-2025. He shared the enrollment growth numbers with our annual at 10,576 FTES to date. We will not know if we are funded until February 2024. He provided specific information on various funds, and facilities projects, including scheduled maintenance projects.

**7.6 PRESIDENT'S COMMENTS**

Dr. Walden reported on the grand re-opening of the various centers taking place on 9/15. He believes the engagement centers will push us over the top to become Aspen college.

**8. REPORTS**

**8.1 ACADEMIC SENATE**

No representation/no report.

**8.2 AFT PART-TIME FACULTY UNITED**

No representation/no report.

**8.3 ASB**

Student Trustee/ASB President Weis reported on the following events:

- ATC Ribbon cutting will be September 15th at 3pm
- Indigenous People's Day celebration will be October 13th from 11am-3pm
- Hispanic Heritage Month Celebration will be October 12th from 11am-2pm

**8.4 CSEA**

Vice President Audrey Vaughn reported for CSEA stating this is the 3rd week of the semester which is a very busy time for all. She said classified staff are also working several Saturdays to make sure students are supported. She expressed that without classified employees the campus would not be as clean, safe, and supported. Ms. Vaughn concluded by asking for the Board's approval on the agenda items pertaining to Classified staff.

**8.5 CTA**

No representation/no report.

**8.6 MANAGEMENT**

No representation/no report.

**9. CONSENT AGENDA:** All matters listed under Consent Agenda are considered by the Board of Trustees to be routine and has been approved by the Superintendent/President (Board Policy #2430). There will be no separate discussion on these items prior to the time the Board votes on them unless a Board member requests a specific item be removed from the Consent Agenda for discussion and a separate vote. Public comment on Consent items from anyone completing a card will be heard prior to the Board's vote on the Consent Agenda

**9.1 PUBLIC COMMENT ANNOUNCEMENT RELATED TO CONSENT AGENDA ITEMS:**

No public comments

**9.2 APPROVAL OF CONSENT AGENDA ITEMS**

Resolution: It is recommended by the Superintendent/President that the Board of Trustees approve the consent agenda items in one vote.

Motion by Brandon A Wood, second by Joseph W Brady.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**9.3 Approval of Minutes - August 8, 2023 Regular Board of Trustees Meeting**

Resolution: To approve the draft meeting minutes of the August 8, 2023 Regular Board of Trustees meeting as submitted.

**9.4 Change Order 2 to Agreement - Vern's Glass Co. LLC**

Resolution: To ratify the change order 2 increase with Vern's Glass Co. LLC in the amount of \$2,073.96.

**9.5 Agreement - United Rentals Northwest, Inc.**

Resolution: To ratify the agreement with United Rentals.

**9.6 Rental Agreement - Bear Valley Party Rentals**

Resolution: To ratify the rental agreement with Bear Valley Party Rentals in the estimated amount of \$2,000.00.

**9.7 Contracted Service with Trade Show Internet**

Resolution: To ratify the agreement with Trade Show Internet to provide 4G Football - bonded 4G Bandwidth for Victor Valley College's June 14, 2023 graduation ceremony.

**9.8 Agreement Renewal - Mesa Energy Systems, Inc. dba EMCOR**

Resolution: To ratify and renew the agreement with Emcor Energy Systems, Inc. dba EMCOR.

**9.9 AGREEMENT - STERIS**

Resolution: To ratify a maintenance agreement with Steris for the purpose of servicing the autoclave in the Biology department from August 1, 2023 - July 31, 2024. Estimated fiscal impact \$11,000.00.

**9.10 Agreement - TransFormNation Training & Development, LLC**

Resolution: To ratify an agreement with The TransFormNation Training & Development, LLC in the estimated amount of \$50,000.00.

**9.11 Amendment 1 to SaaS Agreement - Ellucian**

Resolution: To ratify the Amendment 1 with Ellucian, zero cost.

**9.12 CUPCCAA Emergency Agreement - F.E.C. Electric, Inc.**

Resolution: To ratify the CUPCCAA agreement with F.E.C. Electric, Inc. in the amount of \$35,700.00.

**9.13 Independent Contractor Agreement- High Desert Party Rentals**

Resolution: To ratify an Independent Contractor Agreement with High Desert Party Rentals to provide services for the Adult Education graduation on June 9, 2023. Estimated fiscal impact \$500.00.

**9.14 Independent Contractor Agreement - Flyers Energy, LLC.**

Resolution: To ratify the Independent Contractor Agreement with Flyers Energy, LLC., from July 1, 2023 to June 30, 2024. Estimated fiscal impact \$50,000.00.

**9.15 Facility Use - Apple Valley High School Newton T. Bass Stadium**

Resolution: To ratify the facility agreement for the use of the Apple Valley High School Newton T. Bass Stadium.

**9.16 Independent Contractor Agreement- Culture Plug**

Resolution: To ratify an Independent Contractor Agreement with Culture Plug to develop program materials for the Regional Adult Education Program 04/03/2023 to 10/31/2023. Estimated fiscal impact \$3,145.00.

**9.17 Agreement- Bear Valley Party Rentals**

Resolution: To ratify an agreement with Bear Valley Party Rentals for the regional Adult Education Graduation rental supplies and services.

**9.18 Agreement - Apple Valley Communications**

Resolution: To ratify and renew the agreement with Apple Valley Communications

**9.19 Lock and Load Container Agreement**

Resolution: To ratify an agreement with Lock and Load Containers for the one-time purchase of a 20'x8'6" container. Estimated fiscal impact \$6,681.25.

**9.20 Independent Contractor Agreement - Brad C. Phillips**

Resolution: To ratify the Independent Contractor Agreement with Brad C. Phillips in the estimated amount of \$28,000.00.

**DELETED: 9.21 Marketing Proposal Seven60 Wraps and Signs - Duplicate of Item 9.52****9.22 Independent Contractor Agreement | Rayne of the High Desert**

Resolution: To ratify an independent contractor agreement with Rayne of the High Desert to provide a de-ionized water tank for all labs in the Biology department from August 1, 2023 - August 1, 2024. Estimated fiscal impact \$650.00.

**9.23 Dignity Health Clinical Agreement renewal through February 29th, 2028**

Resolution: To ratify the agreement dated March 1, 2023 for the Education in Nursing Services Agreement between Victor Valley Community College District and Dignity Health. The period of this agreement is from March 1, 2023 through February 29, 2028 for clinical facility use.

9.24 Clinical Agreement Renewal for Knolls West Post Acute LLC. Addendum 1-2021.

Resolution: To ratify the addendum 1-2021 for the Education in Nursing Services Agreement between Victor Valley Community District and Knolls West Post Acute, LLC. The period of this agreement is from September 15, 2023 through September 14, 2025 for clinical facility use.

9.25 Affiliation Agreement Renewal with Loma Linda University Medical Center, Loma Linda University Children's Hospital, Loma Linda East Campus Hospital, Loma Linda University Surgical hospital, Loma Linda University Health Care. Loma Linda University Behavioral Medical Center, Loma Linda University Shared Services, Loma Linda University Medical Center – Murrieta and Palm Imaging.

Resolution: To ratify the affiliation agreement between Victor Valley Community District and Loma Linda University Medical Center, Loma Linda University Children's Hospital, Loma Linda East Campus Hospital, Loma Linda University Surgical hospital, Loma Linda University Health Care. Loma Linda University Behavioral Medical Center, Loma Linda University Shared Services, Loma Linda University Medical Center – Murrieta and Palm Imaging. The period of this agreement is from June 1, 2023 through June 1, 2028 for clinical facility use.

9.26 Clinical Education Agreement Renewal with Providence Health System - Southern California

Resolution: To ratify the Clinical education agreement renewal addendum with Providence Health System - Southern California from June 1, 2023 through May 31, 2025 for clinical facility use.

9.27 Espino Family Enterprises Service Agreement

Resolution: To ratify the agreement with Espino Family Enterprises for inspection, repairs, and maintenance of fire apparatus from July 1, 2023 through June 30, 2024. Estimated fiscal impact of \$10,500.00.

9.28 Southwest Toyotalift

Resolution: To ratify the agreement with Southwest Toyotalift to provide planned maintenance services for the Fire Technology Forklift . The terms of this agreement is July 1, 2023, through June 30, 2024 with an estimated fiscal impact of \$3,000.00.

9.29 Western State Design (WSD) Planned Maintenance Program Agreement

Resolution: To ratify the Agreement with Western State Design to perform maintenance procedures recommended by the manufacture of Owner's laundry equipment from July 1, 2023, through June 30, 2024. Estimated fiscal impact \$648.00.

9.30 Agreement Renewal: Etudes, Inc.

Resolution: To ratify the agreement with Etudes, Inc. in the estimated annual amount of \$4,725.00.

9.31 Agreement - America's Xpress Rent-A-Car

Resolution: To ratify the agreement with America's Xpress Rent-A-Car.

9.32 Agreement: CDW - Government (APC Symmetra Battery Replacement)

Resolution: To ratify the agreement with CDW-Government, LLC. in the estimated amount of \$24,005.92.

9.33 Agreement Renewal: Latest Solutions (Ivanti)

Resolution: To ratify the agreement with Latest Solutions in the estimated amount of \$16,900.00.

9.34 Agreement Renewal: Instructure, Inc. (Canvas Phone Support)

Resolution: To ratify the agreement with Instructure, Inc. in the estimated amount of \$7,473.44.

9.35 Agreement Renewal: Ferrilli (SA Auto Grad & Cert Evaluator)

Resolution: To ratify the agreement with Ferrilli in the estimated annual amount of \$4,425.00.

9.36 Bear Valley Rentals - Independent Contractor Agreement

Resolution: To ratify a contract with Bear Valley Rentals for rental supplies for the Guided Pathway New Student Orientation.

9.37 Agreement - Industrial Technical Services

Resolution: To ratify the agreement with Industrial Technical Services (ITS).

9.38 Agreement- Desert Valley Medical Group, Inc.

Resolution: To ratify the agreement with Desert Valley Medical Group, Inc.

9.39 Agreement with F.E.C. Electric, Inc.

Resolution: To ratify the Agreement with F.E.C. Electric, Inc. in the amount of \$8,420.05.

9.40 Service Agreement - Sign Glasses

Resolution: To ratify the service agreement with Sign Glasses to provide as-needed ASL and captioning services for the deaf or hard of hearing students in Disabled Student Programs and Services (DSPS) for the 2023-2025 academic years.

9.41 Agreement- SignGlasses

Resolution: To ratify the agreement with SignGlasses.

9.42 Change Order 1 to Agreement - Discount Forklift

Resolution: To ratify the Change Order 1 with Discount Forklift.

**9.43 AFT Part-Time Faculty- Revised Memorandum of Understanding for Health Insurance Pilot Program**

Resolution: To ratify the revised Memorandum of Understanding between the District and AFT Part-Time Faculty United Local 6286 for Health Insurance Pilot Program.

**9.44 CUPCCAA Agreement - I.T.S. Group, Inc.**

Resolution: To ratify the CUPCCAA agreement with I.T.S. Group, Inc. in the amount of \$15,629.11 .

**9.45 Board Payment Report August 2023**

Resolution: To accept the Board Payment Report as presented.

**9.46 VVCFA Memorandum of Understanding- Class Stacking**

Resolution: To ratify the Memorandum of Understanding between the District and Victor Valley College Faculty Association (Association) for Class Stacking.

**9.47 Designation of Newspaper for 2023-2024 District Budget Public Hearing**

Resolution: To designate the Victor Valley Daily Press as the newspaper in which to publish the proposed Budget inspection dates as September 5 through 12, 2023, and public hearing date as September 12, 2023.

**9.48 Contract Ed: Victor Elementary School District (VESD)**

Resolution: To ratify a service agreement with VESD's Family Resource Center. VVC to continue providing courses for ESL, Spanish, and GED to VESD's Parent/Client population. Courses scheduled for Fall 2023 with an expected revenue of \$62,228.00.

**9.49 MOU - Northern Alberta Institute of Technology (NAIT)**

Resolution: To ratify a Memorandum of Understanding with The Northern Alberta Institute of Technology (NAIT), to provide technical training, best practices, guidance, and more for the Heavy Equipment program. There is no fiscal impact expected.

**9.50 Kord Fire Protection - Agreement**

Resolution: To ratify the agreement with Kord Fire Protection.

**9.51 Compressed Air Specialists, Inc. - Scope of Work**

Resolution: To authorize the Superintendent/President to execute an agreement with Compressed Air Specialists, Inc. for the estimated amount of \$4,300.00 pursuant to California Public Contract Code Section 22050 - Emergency Contracting Procedures for the semi annual maintenance/repairs and air quality testing on breathing air compressors.

**9.52 Seven60 - Agreement**

Resolution: To ratify Agreement with Seven60 to provide a Full Graphic Wrap for Western Star 57x for the Noncredit CDL Program. Estimated fiscal impact \$8,700.00.

**9.53 Independent Contract Agreement - The Galley Catering Service**

Resolution: To ratify the Independent Contractor agreement with The Galley Fish Tacos to provide catering services for the Adult Education Regional Consortium graduation on June 9, 2023. Estimated fiscal impact \$1,131.13.

**9.54 BMTX Master Service Agreement**

Resolution: To ratify a 5 year Contract Agreement with BankMobile (BM Technologies, Inc) The initial term of this agreement will end on June 30, 2028.

**9.55 Southern California Fleet Services Inc. Agreement**

Resolution: To ratify the Agreement with Southern California Fleet Services, Inc. for inspection, repairs, and maintenance of fire apparatus for FY 2023-2024. The term of this agreement is July 1, 2023, through June 30, 2024 with an estimated fiscal impact of \$5,000.

**9.56 Independent Contractor Agreement- High Desert Party Rentals**

Resolution: To ratify an Independent Contractor Agreement with High Desert Party Rentals to provide services for the Adult Education graduation on June 9, 2023. Estimated fiscal impact \$349.00.

**9.57 Agreement: Ellucian Company L.P. (On-Demand Training)**

Resolution: To ratify the agreement with Ellucian Company L.P. in the estimated annual cost of \$6,500.00.

**10. ACTION AGENDA:** The complete written request to address the Board shall be submitted at the beginning of the open session portion of the meeting. Individuals who want to comment on action items may do so after being recognized by the Board President and before Board discussion of the particular item during the meeting. 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 called upon at the appropriate time to speak. Only those who have been recognized by the Board President will be permitted to speak. (Board Policy #2350)

**10.1 PUBLIC COMMENTS RELATED TO ACTION AGENDA ITEMS**

No public comments.

**11. BOARD OF TRUSTEES - ACTION AGENDA****11.1 SEPARATE APPROVAL OF ITEMS PULLED FROM CONSENT AGENDA**

None

**11.2 Resolution 23-20 - National Hispanic Heritage Month**

Motion by Brandon A Wood, second by Joseph W Brady to adopt Resolution No. 23-20 - National Hispanic Heritage Month. Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.3 Selection of Governing Board Members as Voting Delegate and Alternate - ACCT Leadership Congress

Motion by Joseph W Brady, second by Dennis Henderson to select one Governing Board member Trustee Pinkerton as voting delegate if she is able to attend, with no alternate for the Association of Community College Trustees (ACCT) Virtual Leadership Congress from October 9-12, 2023.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.4 Second Read/Approval: Board Policy 7120 - Recruitment and Hiring

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7120 - Recruitment and Hiring as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.5 Second Read/Approval: Board Policy 7130 - Compensation

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7130 - Compensation as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.6 Second Read/Approval to Delete Board Policy 7131- Community Relations

Motion by Jennifer Tarpley, second by Brandon A Wood to approve the deletion of Board Policy 7131 - Community Relations as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.7 Second Read/Approval - Board Policy 7140 - Collective Bargaining

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7140 - Collective Bargaining as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.8 Second Read/Approval: Board Policy 7210 - Academic Employees

Discussion: Dr. Walden stated there are new laws in California that require new language on certain Board Policies, and this is why it was brought to the Board for the update.

Trustee Henderson stated he found that some states such as Florida and Texas have eliminated this language in their policies. He shared an article regarding this being a Marxist ideology.

Motion by Jennifer Tarpley, second by Joseph W Brady to approve Board Policy 7210 - Academic Employees as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Joseph W Brady, Sharon Pinkerton

Nay: Dennis Henderson

11.9 Second Read/Approval: Board Policy 7250 - Educational Administrators

Motion by Jennifer Tarpley, second by Joseph W Brady to approve Board Policy 7250 - Educational Administrators as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Joseph W Brady, Sharon Pinkerton

Nay: Dennis Henderson

11.10 Second Read/Approval: Board Policy 7310 - Nepotism

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7310 - Nepotism as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.11 Second Read/Approval: Board Policy 7330 - Communicable Disease

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7330 - Communicable Disease as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.12 Second Read/Approval: Board Policy 7335 - Health Examinations

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7335 - Health Examinations as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.



Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.13 Second Read/Approval: Board Policy 7345 - Catastrophic Leave Program

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7345 - Catastrophic Leave Program as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.14 Second Read/Approval: Board Policy 7350 - Resignations

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7350 - Resignations as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.15 Second Read/Approval: Board Policy 7380 - Retiree Benefits

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7380 - Retiree Benefits as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.16 Second Read/Approval: Board Policy 7385 - Salary Deductions

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 7385 - Salary Deductions as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

11.17 Second Read/Approval: Board Policy 2410 - Policy and Administrative Procedure

Motion by Jennifer Tarpley, second by Brandon A Wood to approve Board Policy 2410 - Policy and Administrative Procedure as part of the regular review and assessment of board policies as outlined in Accreditation Standard Standards IV.C.7.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

## **12. SUPERINTENDENT/PRESIDENT - ACTION AGENDA**

12.1 Foundation Donations

Motion by Joseph W Brady, second by Jennifer Tarpley to accept the donations as District property.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

## **13. ADMINISTRATIVE SERVICES - ACTION AGENDA**

13.1 Amendment 2 to SaaS Agreement - Ellucian

Motion by Joseph W Brady, second by Jennifer Tarpley to approve Amendment 2 to the SaaS Agreement with Ellucian in the estimated amount of \$99,205.00.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

13.2 Agreement Renewal: Computerland Silicon Valley (Microsoft Campus Agreement 2023-24)

Motion by Joseph W Brady, second by Jennifer Tarpley to approve the agreement between Victor Valley College District and Computerland of Silicon Valley in the estimated annual amount of \$65,171.00.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

13.3 Citizens' Bond Oversight Committee Members Extended Terms

Motion by Joseph W Brady, second by Sharon Pinkerton to approve the extension the service terms of the Citizens' Bond Oversight Committee members though the completion of the Stadium and Educational Event Center project.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

13.4 Public Hearing: Resolution No. 23-18 Energy Services Agreement Amendment 1 Pursuant to Government Code 4217

Dr. Walden provided information regarding an email that was sent to all Trustees by Trustee Brady this morning, and stated that a copy of that email is available to anyone who wishes to have it.

Kevin Flanagan and Nate Smith-Ide joined via Zoom

Public Hearing opened at 7:26pm.

There were no comments

Public Hearing closed at 7:26pm.

Discussion: Trustee Brady provided a history of the solar fields and said as an educational facility we did not know how to monitor the benefits of the project. After the August meeting he asked for additional information, and to tour the solar field site. He expressed that after last month's meeting it is hard for him to approve a project he cannot see, or a contract that comes in two parts. Trustee Brady also expressed that he feels an independent audit is needed about what we already have. Deputy Superintendent/Executive Vice President Mr. John Nahlen explained the need for the project due to the tracking solar not working properly, and the college having to spend \$80k per year to keep the tracking panels working which is not cost effective. Kevin Flanagan explained the company SPURR is a JPA and they are the experts in procurement. They stand behind the contract they have negotiated, with Forefront Power winning the bid. It is recommended to abandon the old system that is costing the college money each year and get a guaranteed rate for the next 20 years - especially due to the inflation rate utilities which are only going to go up. Dr. Walden made it clear that this project is not costing the college money. Forefront owns it, with us having options to purchase it at a later date. Mr. Nahlen stated that they passed the contract by the construction attorney who nitpicked the contract. Trustee Brady asked when the first phase would go in. Answer: The parking lot will need to be done in the summer. They would first target the decommissioning of the current CPV project followed by construction of the new panels which can be done ASAP. Based on wants/needs of parking lot Q, this date can be determined. Possible ground mount to go in during the summer of 2024 and phase in the parking lot sometime after that.

Investment Tax Credit (ITC) vs. Direct Pay was explained and discussed. Trustee Brady stated he cannot figure out the charts and asked for a new contract with a new format because it is not one document. Trustee Wood asked for worse case scenario, let's say they install the system and then Forefront goes out of business. Mr. Flanagan stated it is a good question and said if Forefront were to disappear the asset will still provide energy. Forefront has investors and it would be in their best interest to use their step in rights to ensure that the system continues to generate electricity. The short answer is they would be protected. One of the reasons SPURR selected Forefront Power is because they are backed by the large conglomerate Mitsue which is a large corporation that operates multiple companies all over the world. Forefront Power is a leader in the solar industry in solar power. Trustee Brady said it all makes sense.

Motion by Brandon A Wood, second by Joseph W Brady to approve Resolution 23-18 Energy Services Agreement Amendment 1 Pursuant to Government Code 4217.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.5 Public Hearing and Adoption of the 2023-2024 Final Budget

Public Hearing opened at 8:12pm.

There were no comments

Public Hearing closed at 8:12pm

Motion by Joseph W Brady, second by Brandon A Wood to open and close a public hearing to accept comments regarding the proposed Fiscal Year 2023-2024 Final Budget for all funds of the District, and adopt the 2023-2024 Final Budget for all funds of the District as submitted.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.6 New Fund - 31 Bookstore Fund

Motion by Joseph W Brady, second by Brandon A Wood to approve the creation of a new Fund 31 for the future operations of the Book Store in the County Financial System.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.7 New Fund - 33 Child Development Fund

Motion by Joseph W Brady, second by Brandon A Wood to approve the creation of a new Fund 33 to account for the future operations of the Child Development Fund.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.8 Rename Fund - 41 Capital Outlay Projects Fund

Motion by Joseph W Brady, second by Brandon A Wood to approve the name change of Fund 41 to account for transactions of the District Capital Outlay Projects Fund.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.9 New Fund - 61 Self Insurance Fund

Motion by Joseph W Brady, second by Brandon A Wood to approve the creation of a new Fund 61 to account transactions of the District self-insurance.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

### 13.10 Rename - Fund 71 Associated Student Body Trust

Motion by Joseph W Brady, second by Brandon A Wood to approve renaming the trust Fund 71 to Associated Student Body Trust Fund in the County Financial System. This name change will be completed after the capital outlay funds are transfer out of current fund 71 to special revenue Fund 41 Capital Outlay Projects Funds following Board approval.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton



**13.11 Rename - Fund 72 Student Representation Fee Trust Fund**

Motion by Joseph W Brady, second by Brandon A Wood to approve renaming the trust Fund 72 to Student Representation Fee in the County Financial System. This name change will take place after the Child Development funds are transferred out of the current Fund 72 to special revenue Fund 33 following Board approval.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**13.12 Close Funds - Fund 15, 80, 83, 85 & 88**

Motion by Joseph W Brady, second by Brandon A Wood to approve the closure of the following funds: Funds 15 Bookstore Account, Fund 80 Associated Student Body Acct, Fund 83 Emergency Loan Fund, Fund 85 Student Financial Aid Acct, and Fund 88 Revolving Cash Fund.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**13.13 2023-2024 Recalculation of Annual GANN Appropriation Limit**

Motion by Joseph W Brady, second by Jennifer Tarpley to approve the Annual GANN Appropriation Limit for Fiscal Year 2023-2024 in the amount \$100,676,729 as corrected.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**14. HUMAN RESOURCES - ACTION AGENDA****14.1 Non-Classified Short-Term Employees**

Motion by Dennis Henderson, second by Joseph W Brady to approve the appointment of non-classified short-term employees as listed.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**14.2 New Management Job Classification and Salary Placement for Student Success Materials Manager**

Motion by Joseph W Brady, second by Sharon Pinkerton to approve the new management job classification and salary placement for Student Success Materials Manager as presented.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**14.3 CSEA Collective Bargaining Agreement (Closing Reopeners)**

Motion by Joseph W Brady, second by Sharon Pinkerton to approve the ratified articles of the Collective Bargaining Agreement between the District and California School Employees Association and its Chapter 584.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**14.4 New Classified Salary Schedule and Job Descriptions**

Motion by Brandon A Wood, second by Joseph W Brady to approve the new Classified Salary Schedule and Job Descriptions as presented.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**14.5 Classified Employees Classification and Compensation Study Reclassification and Placements**

Motion by Joseph W Brady, second by Sharon Pinkerton to approve the Classified Employees Classification and Compensation Study Reclassifications and Placements as presented.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**15. INSTRUCTION - ACTION AGENDA****15.1 Workforce Innovation and Opportunity Act, Grant Received**

Motion by Joseph W Brady, second by Sharon Pinkerton to accept the Workforce Innovation and Opportunity Act II (WIOA) Grant in the amount of \$91,405.00.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton

**16. STUDENT SERVICES - ACTION AGENDA**

No items.

**17. INFORMATION/DISCUSSION**

17.1 First Read: Board Policy 2330 - Quorum and Voting

17.2 First Read: Board Policy 2340 - Agendas

17.3 First Read: Board Policy 2365 - Recording

- 17.4 First Read: Board Policy 3300 - Public Records
- 17.5 First Read: Board Policy 3410 - Nondiscrimination
- 17.6 First Read: Board Policy 3420 - Equal Employment Opportunity

**18. ADJOURNMENT**

18.1 Adjourn September 12, 2023 Board of Trustees Regular Meeting

There being no further action brought before the Governing Board, on a motion by Trustee Tarpley and a second by Trustee Brady the meeting was adjourned at 8:23pm.

Final Resolution: Motion Carries

Student Advisory Vote: Yea

Yea: Brandon A Wood, Jennifer Tarpley, Dennis Henderson, Joseph W Brady, Sharon Pinkerton