

MINUTES
VICTOR VALLEY COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
Special Meeting
Board Room – Administration Building
Victorville, California

September 27, 2004

4 p.m.

- CALL TO ORDER:** The Board of Trustees of Victor Valley Community College District met in special session on September 27, 2004, in the Board Room of the Administration Building. President Dorothy Franke called the meeting to order at 4:05 p.m.
- PLEDGE OF ALLEGIANCE:** Bill Greulich, Public Information Officer, led the audience in the Pledge of Allegiance to the flag.
- MEMBERS PRESENT:** Dr. Dorothy Franke, President; Dennis Henderson, Vice President (arrived at 4:09 p.m.); Joe Range, Clerk; Thomas M. Elder, Trustee; Dr. Bettye Underhill, Trustee (arrived at 4:09 p.m.).
- MEMBERS ABSENT:** Daniel Lee, ASB President, Student Representative to the Board
- STAFF/GUESTS PRESENT:** Dr. Patricia A. Spencer, Bill Greulich, Dr. Bill Schmidt, Penelope Majeske, members of the staff, and the public.

1. OPEN SESSION

2. GOVERNING BOARD

- 2.1 Dr. Franke announced that persons may speak to agenda items if the Agenda Discussion Form has been completed.
- 2.2 Agenda Additions/Revisions
Dr. Spencer reported that the affected individual under Item 3.1 did not request that the matter be heard in public. Dr. Franke announced that Item 3.1 would be withdrawn from the agenda.

3. PUBLIC HEARING (withdrawn)

- 3.1 PUBLIC HEARING ON CHARGES OR COMPLAINTS AGAINST A PUBLIC EMPLOYEE : One (1) Position
This item was withdrawn from the agenda.
- 3.2 Public Comments: None.

4. CLOSED SESSION

Dr. Franke adjourned the Open Session at 4:07 p.m., and the Board met in Closed Session from 4:07 p.m. to 5:13 p.m. to discuss the following:

- (a) Government Code Section 54957:
HEARING OF CHARGES OR COMPLAINTS AGAINST A PUBLIC EMPLOYEE
[NOTE: As the affected individual under Item 3.1 did not request that the matter be heard in public session, the matter was heard in closed session.]
- (b) Government Code Section 54957:
DISCIPLINE/DISMISSAL/RELEASE OF A PUBLIC EMPLOYEE:
One (1) Position
- (c) Government Code Section 54956.9:
CONFERENCE WITH LEGAL COUNSEL —
EXISTING LITIGATION: three (3) cases
Gloria Henderson vs. Victor Valley Community College,
Bettye Underhill, Nick Halisky, #VCVVS 030263;
Nicholas Halisky and Cathleen Halisky vs. Victor Valley
Community College District, Dennis Henderson, et. al, #VCVVS 026112;
Laymon Jordan vs. Victor Valley Community College District, #VCVVS 034629
- (d) Government Code Section 54957.6:
CONFERENCE WITH LABOR NEGOTIATORS
Agency designated representatives: Bill Schmidt, Willard Lewallen, Jeff Cooper,
and Thomas O'Neil; Employee organizations: CSEA, CTA
- (e) Government Code Section 54956.9(b):
CONFERENCE WITH LEGAL COUNSEL —
POTENTIAL LITIGATION: one (1) case
- (f) Government Code Section 54957:
PUBLIC EMPLOYMENT: PUBLIC EMPLOYEE
APPOINTMENT/DISCIPLINE/DISMISSAL/RELEASE

5. RECONVENE TO OPEN SESSION

The board reconvened to Open Session at 5:13 p.m.

5.1 Action as a result of Closed Session

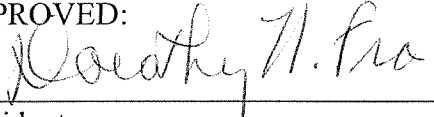
Board President Dr. Dorothy Franke reported that in closed session, the Board deliberated over the proposed findings and recommendations of its administrative hearing officer in the matter of Cathleen Halisky. By unanimous vote, the Board made the following decisions:

- a. The Board adopts the findings and recommendations of the administrative hearing officer.
- b. The Board remands the matter to the administrative hearing officer for a determination of applicable back pay, if any, through October 29, 2004.
- c. The Board orders the reinstatement of Cathleen Halisky effective November 1, 2004.

ADJOURNMENT

The meeting was adjourned at 5:15 p.m.

APPROVED:



President



Clerk

Respectfully submitted,
Patricia A. Spencer, Ph.D.
Secretary

October 12, 2004
Date Approved