



Victor Valley Community College District Board of Trustees Regular Meeting

Minutes

Board Room, Victor Valley College
18422 Bear Valley Road, Victorville, California

July 12, 2005

4:00 p.m.

CALL TO ORDER: The Board of Trustees of Victor Valley Community College District met in Open Session on July 12, 2005, in the Board Room of the Administration Building. Mr. Range, Board President, called the meeting to order 4 p.m.

PLEDGE OF ALLEGIANCE: Mr. Cooper led the audience in the Pledge of Allegiance to the flag.

MEMBERS PRESENT: Mr. Range, Board President; Mr. Dennis Henderson, Vice President; Dr. Bettye Underhill, Clerk Thomas M. Elder II, Trustee. (ASB President and Student Trustee Kimberlee Kelly arrived for Open Session at 6 p.m.) Dorothy Franke, Trustee arrived at 4:12 p.m.

MEMBERS ABSENT: None

STAFF/GUESTS PRESENT: Dr. Patricia A. Spencer, Mr. Jeff Cooper, Mr. Bruce Baron, Dr. Willard Lewallen, Dr. William Schmidt, Mr. Bill Greulich, Dr. Tom O'Neil, Mr. Nick Parisi, Steve Garcia, Jack Thomas, John Rude, Jonathan Barbatoe, Robert Sewell, Eddie Miro, Mary Pringle, Dewey Kelleygray other staff, and members of the public.

CLOSED SESSION Mr. Range recessed the Open Session at 4:01 p.m., and the Board met in Closed Session from 4:01 p.m. to 7:01 p.m. to discuss the following:

1. CLOSED SESSION

(a) Government Code Section 54956.9:

CONFERENCE WITH LEGAL COUNSEL —

EXISTING LITIGATION: eight (8) cases

(1)Gloria Henderson vs. Victor Valley Community College,
Bettye Underhill, Nick Halisky, VCVVS 030263;

(2)Nicholas Halisky and Cathleen Halisky vs. Victor Valley
Community College District, Dennis Henderson, et. al, VCVVS 026112; consultation
with legal counsel per Government Code Section 54956.9(a)

(3)Laymon Jordan vs. Victor Valley Community College District, VCVVS 034629;

(4)Chris Wagenseller vs. Victor Valley Community College District, VCVVS 035285

(5)Carissa M. Warren, Gaye L. Giarmo, and Karen E. Salazar v. Victor Valley
Community College District, Larry Boutcher and Does 1 through 100,

VCVVS 027382

(6)Lynn Puckett vs. Victor Valley Community College District, Ron Krimper
Nick Halisky, Bettye Underhill, Dennis Henderson, Maxine Moore,
and Does 1-1000; VCVVS 037295

(7)Lynn Puckett vs. Victor Valley Community College District, Ron Krimper
Nick Halisky, Bettye Underhill, Dennis Henderson, Maxine Moore, and Does 1-1000;
VCVVS 036483

(8)Victor Valley Community College District vs. Nicholas Louis Halisky, Lynn Puckett,
and Does 1 through 100, VCVVS 036483

- (b) Government Code Section 54957.6: CONFERENCE WITH LABOR NEGOTIATORS
Agency designated representatives: Bill Schmidt, Willard Lewallen, Jeff Cooper, Thomas
O'Neil; Willie Davis Pringle, Bruce Baron. Employee organizations: CSEA, CTA
- (c) Government Code Section 54957:
DISCIPLINE/DISMISSAL/RELEASE OF A PUBLIC EMPLOYEE:
Three (3) positions
- (d) with respect to every item of business to be discussed in closed session pursuant to Section
54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION
- (e) Government Code Section 54956.9
POTENTIAL LITIGATION: Student Complaint

2. RECONVENE TO OPEN SESSION

The Board reconvened to Open Session at 7:01 p.m.

2.1 Action as a result of Closed Session

Mr. Range reported that it was MSC (Elder/Franke, Henderson excluded, 4-0) to authorize
signature by the Superintendent/President once signed by all parties, with no changes to the
agreement, involving Cathleen Halisky in case # VCVVS 026112.

3. GOVERNING BOARD

3.1 MSC (Underhill/Elder, 5-0) to approve the minutes of the June 28, 2005,
special Board meeting.

3.2 Announcement that persons may speak to agenda items and/or a no agenda item if
the Agenda Discussion Form has been completed.

Mr. Range announced that persons may speak to agenda items if the
Agenda Discussion Form has been completed.

3.3 Agenda Additions/Revisions

Dr. Spencer reported that there were not additions or changes.

3.4 Discuss Board Self-Evaluation

Mr. Range led the discussion for the board's self-evaluation, in which the members rated
themselves individually and as a board. Mr. Elder requested that Mr. Range announce the rating
categories to the public.

4. REPORTS

4.1 Superintendent/President

Dr. Spencer reported on the successful reaffirmation of the accreditation for six years. A progress report highlighting the seven recommendations by the site team is due to ACCJC by October 15. Dr. Spencer invited all contingency groups to participate in this report.

4.2 Instruction

Mr. Cooper reported that the summer/fall enrollments have done quite well in terms of FTES. He is looking forward launching the 11.19% growth target for the next academic year. Dr. John Rude was introduced, who will be serving as interim Dean replacing Henry Yong.

4.3 Student Services

No report

4.4 Administrative Services

Mr. Baron reported that the governor did sign off on the 2005/06 budget. He has been busy analyzing the budget for future discussion and presentation. Mr. Baron presented the recycling program for printer cartridges and encouraged everyone to deposit their used cartridges

4.5 Human Resources

No report

4.6 Governmental Relations

Mr. Greenish reported on the status of one two assembly bills and one senate bill, SP 361, AB 110, and AB 967.

4.7 Foundation

Dr. Spencer, as a Foundation board member, reported on the successful three-year fundraising campaign. She thanked the Foundation for achieving their goal of \$2.1 million with the Legacy Campaign.

4.8 Board of Trustees

Dr. Underhill reported that Maxine Moore recently spent 5 weeks in a convalescent home battling pneumonia and was recently released to return home. Mr. Range reported on the success of the foundation's fundraising efforts and asked that everyone continue to and work together to be able to serve more students and be a larger college.

4.9 Constituency Representatives

a) ASB

Ms. Kelley thanked everyone that worked on getting the class schedules out. Flyers were distributed for the various dance and theater productions that will be held on campus. She encouraged the Board of their attendance at the upcoming leadership conference. Ms. Kelly reported that a good dialog regarding class cancellations has begun with Dr.

O'Neal, Mr. Cooper, Dr. Llewellyn and Dr. Spencer. She appreciated the time they took out of their schedules to meet with various students.

b) CCA

Ms. Blanchard announced that tonight was her last board meeting as president of faculty senate. That the new president would begin August 1, however the new president has asked her to continue to serve on the board. She wanted to draw attention to item 11.2 in the agenda packet. Ms. Blanchard listed many articles that were in question. Ms. Blanchard said that full-time faculty members that were listed should not be held accountable in this contract since they have their own contract. Ms. Blanchard said that if this contract were accepted, a lot of changes would have to be made. Dr. Spencer pointed out that the board of trustees were voting to open and close the public hearing and that they were not voting on the proposal

c) CSEA

Mrs. Green congratulated Mark Clair, Eileen Do and a past employee Andy Gullet on receiving a state-wide award from the Research and Planning Group for California Community Colleges.

d) Faculty Senate

Ms. Blanchard reported that the faculty senate would like to be a part of the accreditation report and progress report writing teams. Once she receives a response from executive team, she will have a special academic senate meeting the 2nd week of school. In the meantime, they are gathering information to submit to the writing teams. She expects to have something to the district and so that it can be sent by October 15.

e) AFT Part-Time Faculty United

None

f) Management

None

4.10 Public Comments

None

5. **CONSENT AGENDA**

MSC (Underhill/Elder, 5-0) to approve Consent items 5.a through 5.j.

a. Educational Affiliation Agreement – Dept. of Veterans Affairs

Consider approval of the renewal agreement of the Education Affiliation Agreement with the Department of Veterans Affairs as attached. Fiscal Impact: Revenue to the District: \$7,314.None

- b. Department Chairpersons for 2005-06
Consider approval of the attached list of instructors as department chairpersons for the 2005-06 academic year.
- c. Classified Bargaining Unit Appointments, Promotions, and/or Transfers
Consider approval of the following classified appointments:
 - a) Nonnie Compton, from Payroll technician to Human Resources technician, effective on or after July 18, 2005
Fiscal Impact: Budgeted.
- d. Temporary Academic
Consider approval of the temporary academic appointments as listed.
Fiscal Impact: Budgeted.
- e. Non-Classified Employees
Consider approval of the non-classified employee appointments as listed.
Fiscal Impact: Budgeted.
- f. Curriculum Changes
Consider approval of the curriculum changes that have been recommended by the College Curriculum Committee
- g. Board of Trustees Transfer and Payment Reports
Consider approval of the transfers and payments as listed.
- h. Change Order
Consider approval of Change Order #1 with C.H.J., Inc.
- i. Agreements – Administrative Services
Consider approval of the agreements as detailed below. Fiscal Impact: as listed

Vendor/Consultant	Service	Amount
American Engineering Labs, Inc.	Additional soils in investigation required by State Architect for Speech/Drama addition	\$4,500.00
Computer Protection Technology, Inc.	Equipment Maintenance Agreement for Mitsubishi Batteries	3,400.00
LANSolutions LLC	Protection Support Agreement Renewal Gwava System	2,715.00
Parlance	NameConnector Service/Phone System	3,600.00
	TOTAL	\$14,215.30

j. Agreements – Student Services

Consider ratification of the agreements listed below.

Vendor/Consultant	Service	Amount
Medina, Robert	Provide pre-participation medical screening for athletics	\$1500.00
Tate, Joseph	Provide pre-participation medical screening for Athletics as well as medical coverage of 5 home football games	\$1875.00
Taylor, Keith	Provide pre-participation medical screening for Athletics	\$1500.00
Hot Dog on a Stick	Cater Financial Aid awareness event to be held by the end of July 2005	\$3,500.00
	TOTAL	\$8,375.00

ACTION AGENDA

6. BOARD OF TRUSTEES

6.1 Excused Absence of Trustee

MSC (Underhill/Henderson, 5-0) to adopt the resolution, excusing the absence of Trustee Dorothy M. Franke, Ph.D., from the June 14, 2005, regular meeting of the Board and allowing her to be compensated for that meeting.

YES ___ NO ___

6.2 Excused Absence of Trustee

MSC (Henderson/Franke, 5-0) to adopt the resolution, excusing the absence of Trustee Thomas E. Elder, II from the June 28, 2005, special meeting of the Board and allowing him to be compensated for that meeting.

YES ___ NO ___

7. SUPERINTENDENT/PRESIDENT

No items.

8. INSTRUCTION

8.1 Agreements, Contract Education Services

MSC (Franke/Underhill, 5-0) to approve the agreements for Contract Education Services courses with the contractors as listed. Fiscal Impact: See listing below

YES ___ NO ___

Vendor/Consultant	Service	Course Dates	Amount
Bobrow Test Preparation Services	CBEST Test Preparation	9/17/05-10/01/05	\$ 5300.00

Lord & Payne Inc.	Anger Management	6/27/05	\$ 1000.00
Lord & Payne Inc.	Anger Management	9/12/05	\$ 1000.00
Liberty Tax Service	Federal Income Tax Preparation	9/12/05-11/17/05	\$ 2000.00
Terry S. Rowen, Inc.	Medical Billing	11/19/05-11/20/05	\$ 5060.00
Coast Traffic School	Spanish Traffic School	8/13/05-12/10/05	\$ 1500.00
Boylin Management Institute	Key Supervisory Skills	7/16/05	\$ 2500.00
		TOTAL	\$18,360.00

8.2 Agreement – TANF-CDC Grant

MSC (Henderson/Elder, 5-0) to approve the renewal of the agreement with the Foundation for California Community Colleges to receive the grant award of \$19,065 for the 2005-2006 Temporary Assistance for Needy Families-Child Development Centers (TANF-CDC) project.

YES ___ NO ___

9. STUDENT SERVICES

10. ADMINISTRATIVE SERVICES

10.1 Agreement – Dell Computers, WSCA

MSC (Underhill/Elder, 5-0) to approve the resolution to participate in the WSCA agreement for the purchase of Dell computers as indicated. Fiscal Impact: Substantial cost savings to the District for budgeted technology purchases.

YES ___ NO ___

10.2 Agreement – Constellation New Energy a

MSC (Franke/Underhill, 5-0) Following discussion, the motion carried unanimously to approve to amend and extend the agreement for reduced rates for electricity for the district for a one year period.

Fiscal Impact: Reduced rates for electricity, guaranteed over the contract period.

YES ___ NO ___

10.3 Agreement, Xerox

MSC (Henderson/Underhill, 5-0) to approve the revised lease agreement with Xerox for the services and terms as indicated. Fiscal Impact: Budgeted item with a projected savings over the current lease of \$31,984 in the first year and \$86,703 over the five year period.

YES ___ NO ___

10.4 Agreement, Novell Software License Renewal

MSC (Elder/Henderson, 5-0) to approve the agreement with Novell for software maintenance through June 8, 2006 per the terms listed. Fiscal Impact: \$100,711

YES ___ NO ___

10.5 Agreement, Carrier Johnson

MSC (Elder/Underhill, 5-0) Following discussion, the motion carried unanimously to approve the agreement with Carrier Johnson to serve as the

district's facilities master planning firm. Fiscal Impact: Not to exceed \$625,000 YES ___ NO ___

10.6 Agreement, Interior Wall Systems
MSC (Franke/Underhill, 5-0) to approve the agreement with Interior Wall Systems for the services as indicated in the agreement. Fiscal Impact: Budgeted item \$13,172 YES ___ NO ___

10.7 Agreement, The Liquidation Company
MSC (Underhill/Elder, 5-0) to approve the agreement with The Liquidation Company as submitted. Fiscal Impact: None YES ___ NO ___

10.8 Agreement, Air-Ex Air Conditioning, Inc.
MSC (Henderson/Franke, 5-0) to approve the agreement with Air-Ex Air Conditioning Inc. as submitted. Fiscal Impact: Not to exceed \$10,000 YES ___ NO ___

10.9 Agreement, McQuay Service Air Conditioning
MSC (Henderson/Elder, 5-0) to approve the agreement with McQuay Service Air Conditioning Fiscal Impact: Budgeted item \$6,480 YES ___ NO ___

10.10 Agreement, Nesdoor Entry Systems
MSC (Underhill/Elder, 5-0) to approve the agreement with Nesdoor Entry Systems for the services as indicated in the agreement. Fiscal Impact: Not to exceed budgeted item \$8,000 YES ___ NO ___

10.11 Agreement, North State Environmental
MSC (Franke/Underhill, 5-0) to approve the agreement with North State Environmental for the services as indicated in the agreement. Fiscal Impact: Budgeted item \$12,000 YES ___ NO ___

10.12 Agreement, Dewey Pest Control
MSC (Henderson/Underhill, 5-0) to approve the agreement with Dewey Pest Control for the services as indicated in the agreement. Fiscal Impact: Budgeted item \$5,500 YES ___ NO ___

10.13 Agreement, America's Express Rent-A-Car
MSC (Underhill/Franke, 5-0) to approve the agreement with America's Express Rent-A-Car for the services as indicated in the agreement. Fiscal Impact: Budgeted item \$25,000 YES ___ NO ___

10.14 Agreement, Periwinkle Entertainment Productions
MSC (Underhill/Elder, 5-0) to approve the agreement with Periwinkle Entertainment Productions for the services as indicated in the agreement. Fiscal Impact: \$9,000 YES ___ NO ___

10.15 Resolution, FEMA Grant Reimbursement
MSC (Henderson/Underhill, 5-0) to approve the resolution designating the Vice President, Administrative Services and Director of Maintenance and

Operations as approved agents on behalf of the district to execute such agreements. Fiscal Impact: Approved reimbursement of \$5,746 YES ___ NO ___

10.16 Bid Award, Campus Street Repairs

MSC (Henderson/Underhill, 5-0) Following discussion, the motion carried unanimously to approve the bid award to Robert R. Yeghoian Co., Inc. for street repairs. Fiscal Impact: Fund 71 redevelopment expenditure, \$43,679.

YES ___ NO ___

10.17 Bid Award, Fire Technology Demonstration Yard

MSC (Underhill/Henderson, 5-0) to approve the bid award to Sonora Equipment Rental, Inc. for the Fire Technology Demonstration Yard. Fiscal Impact: \$19,000 VETA funds.

YES ___ NO ___

10.18 Donations

MSC (Franke/Henderson, 5-0) to approve the agreement totaling \$33,690.69 from Victor Valley College Foundation (for the period May 1 through May 31, 2005) on behalf of the district.

YES ___ NO ___

10.19 Agreement, Pacific Blue Micro/Cisco Equipment

MSC (Franke/Underhill, 5-0) to approve the maintenance agreement with Pacific Blue Micro/Cisco Equipment as noted. Fiscal Impact: Budgeted item \$55,814

YES ___ NO ___

10.20 Amendment to Bid Extension – G.W. Reed

MSC (Underhill/Elder, 5-0) to approve the option to extend the G.W. Reed bid acceptance for the final year of 2005-06 as amended. Fiscal Impact: Estimate not to exceed \$108,828.

YES ___ NO ___

11. HUMAN RESOURCES

11.1 Administrative/Management/Confidential Payment of Accrued Vacation Days

MSC (Henderson/Underhill, 5-0) to approve the payments Fiscal Impact: Budgeted

YES ___ NO ___

11.2 AFT Part-Time Faculty United Initial Labor Proposal and Public Hearing

MSC (Elder/Franke, 5-0) to open a public hearing regarding the initial proposal from AFT Part-Time Faculty United. The public hearing as opened. Being there were no public comments, it was MSC (Franke/Elder, 5-0) to close the public hearing.

12. FOR INFORMATION ONLY

12.1 District’s Initial Labor Proposal for Adjunct Faculty

The initial proposal from the district to AFT is presented to the board for information.

INFORMATION

12.2 Classified Resignations

The following classified resignations has been received and accepted by the superintendent/president per Board Policy 7350 and are included for the Board’s information:

- 1. Michelle Knatt, network manager, effective June 18, 2005.

12.3 Monthly Financial Statements

Financial reports are being presented for the period ending May 31, 2005 for the General Fund (01), Debt Service Fund (29), Capital Outlay Projects Fund (71), Child Development Center Fund (72), Student Center Fee Fund (73), Health Trust Fund (75), Insurance Trust Fund (78), Federal Grants, Bookstore, Auxiliary Services, and ASB Funds.

13. ADJOURNMENT

The meeting was adjourned at 8:07 p.m.

APPROVED:

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

Joe Range, President

Bettye Underhill, Ph.D., Clerk

Date Approved