



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

Date: November 14, 2006

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

## CALL TO ORDER/ROLL CALL:

3 p.m.

The Board of Trustees of Victor Valley Community College District met in Open Session on November 14, 2006 in the Board Room of the Administration building. Mr. Range, Board President, called the meeting to order at 3:03 p.m.

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

**Absent:** Michael Koenig, Student Trustee

**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. Marianne Tortorici, Deputy Superintendent/ Executive Vice President, Instruction; Dr. Jack Lipton, General Counsel; and Annette McComas (Recorder)

Michael Koenig arrived at 6 p.m.

**PLEDGE OF ALLEGIANCE:** Dennis Henderson led the Pledge of Allegiance to the Flag.

**DELETIONS/CORRECTIONS TO AGENDA:** Agenda items 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.10, 5.14, 5.19, 5.24, 5.30, 5.31, 5.35, 5.36, 5.37, 5.42, 5.48 were corrected and pulled by Mr. Range for separate discussion and vote.

## 1. CLOSED SESSION

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

(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

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**BOARD OF TRUSTEES:** Tom Elder, Dennis Henderson, Donald Nelson, Joe Range, Bettye Underhill, ASB Member

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- (3) Victor Valley Community College District vs. Puckett, San Bernardino County Superior Court Case No. VCVVS 036483
- (4) F. Freeman v. Victor Valley Community College District, San Bernardino County Superior Court Case No. VCVVS 042951
- (5) Simmons vs. Victor Valley Community College, EEOC Charge No. 480-2006-02661
- (6) CTA vs. Victor Valley Community College District, Public Employment Relations Board Case No. LA-CE-4852-E.
- (7) AFT/PTFU vs. Victor Valley Community College District, PERB Case No. LA-IM-3391-E

(b) CONFERENCE WITH LABOR NEGOTIATORS

- (1) Employee organization CSEA

District's representatives: Dr. Marion Boenheim, Bruce Baron, and Willie Davis Pringle

- (2) Employee organization CTA

District's representatives: Drs. Marion Boenheim, Willard Lewallen, Marianne Tortorici, and John Rude

(c) PUBLIC EMPLOYEE APPOINTMENT

Accounting Technician I  
 Administrative Secretary I  
 A&R Technician, Bilingual  
 A&R Specialist  
 Campus Police Officer  
 Clerical Technician II  
 Grounds Maintenance Worker  
 Instructional Network Computer Maintenance Technician  
 Library Technician  
 M&O Clerical Technician  
 Network Manager  
 Office Assistant  
 Placement Specialist  
 Professional Expert  
 Short Term Employee  
 Accompanist  
 Assistant Coach  
 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  
 Student Worker, including work study/work experience, CaWORKS, and tutor  
 Substitute Employee  
 A&R Technician  
 Associate Teacher (CDC)  
 CDC Food Service Worker  
 Clerical Technician I  
 Clerical Technician II  
 Custodian  
 Environmental Studies Specialist  
 Financial Aid Specialist  
 Grounds Maintenance Worker  
 Library Technician  
 Media Services Specialist  
 Office Assistant  
 PAC Technician  
 Sign Language Services Interpreter  
 Temporary Faculty  
 Volunteer

- (d) **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
 Interim Superintendent/President  
 Deputy Superintendent/Executive Vice President, Instruction  
 Vice President, Human Resources  
 Vice President, Student Services  
 Vice President, Administrative Services

- (e) **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

**PUBLIC COMMENTS ON CLOSED SESSION AGENDA ITEMS:** None

At 3:08 p.m., Board President, Joe Range recessed to closed session.

**2. RECONVENE TO OPEN SESSION**

**6 p.m.**

At 6:44 p.m., Board President, Joe Range reconvened the meeting in open session and made the following closed session report:

In the case of Simmons vs. Victor Valley Community College District, EEOC Charge No. 480-2006 02661, the Board voted 4-1, with Trustee Henderson dissenting, to approve a settlement agreement involving payment of \$600. Copies of the settlement agreement will be available to the public through the President's office once finalized.

In the case of CTA vs. Victor Valley Community College District, PERB Case No. LA-CE-4852-E, the Public Employment Relations Board issued an opinion on November 8, 2006 announcing that the complaint and the unfair practice charge is dismissed with prejudice. Copies of the PERB decision are being made available to the public through the President's office.

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

Accounting Technician I  
 Kelley Kingman (Purchasing)  
 Nancy Lewis (Bursar)  
 Tonya McCoy (Fiscal)

Administrative Secretary I  
 Ann Sharp

A&R Specialist  
 Doug Foxworthy

Campus Police Officer  
 Shirley Longway (80%)

Clerical Technician II  
 Rebecca Costello

Grounds Maintenance Worker  
 Ralph Hernandez

Instructional Network Computer Maintenance Technician  
 Jim Comstock

M&O Clerical Technician  
 Arlene Greene

Network Manager  
 Michael Stevulak

Office Assistant  
 Reba Tate

Placement Specialist  
 Elizabeth Duarte

Professional Expert

Aspel, Aaron	11/15/06-12/16/06
Dubegold, Melanie	09/15/06-12/16/06
Medina, Nanci	11/15/06-12/15/06
Omalley, Thomas	11/15/06-12/16/06
Schwing, Jeffery	11/15/06-12/16/06

Short Term Employee

Bookstore Cashier

Hughes, Steven	01/02/07-02/02/07
Mata, Lindsay	01/02/07-02/02/07
Mata, Lindsay	02/05/07-03/09/07
Scheer, Benjamin	02/05/07-03/09/07
Wright, Clarence	01/02/07-02/02/07
Wright, Clarence	02/05/07-03/09/07

Office Worker

Morales, Gisel	11/27/06-01/09/07
Morales, Gisel	02/05/07-03/02/07
Vigil, Donna	11/27/06-01/09/07
Vigil, Donna	02/05/07-03/02/07
Wenger, Amber	11/27/06-01/09/07
Wenger, Amber	02/05/07-03/02/07

PAC Worker

Harris, Terry Lee 11/28/06-11/30/06  
Harris, Terry Lee 12/01/06-12/03/06

Student Worker, including work study/work experience, CalWORKS, and tutor

Beltran, Bernice 01/02/07-02/11/07  
Bernal, Pamela 11/15/06-12/30/06  
Chavez, Laurie 01/02/07-02/10/07  
Chavez, Laurie 02/12/07-06/17/07  
Chesley, Rhonda 01/02/07-02/10/07  
Chesley, Rhonda 02/12/07-06/17/07  
Cobb, Jenny 01/02/07-02/11/07  
Cortez, Lorie 11/15/06-12/30/06  
Cortez, Lorie 01/02/07-06/30/07  
Craig, Erica 09/13/06-12/31/06  
Cross, Heather 11/15/06-12/31/06  
Cross, Heather 01/02/07-02/11/07  
Davis, Ashley 11/15/06-12/30/06  
Davis, Ashley 01/02/07-06/30/07  
Diaz, Cynthia 11/15/06-12/30/06  
Dillon, Chantel 01/02/07-06/30/07  
Dupas, Vanessa 11/15/06-12/30/06  
Frazier, Linda 11/15/06-12/16/06  
Hinkle, Laura 01/02/07-06/30/07  
Hoskins, John 01/02/07-02/10/07  
Hoskins, John 02/12/07-06/17/07  
Jackson, Shanel 01/02/07-02/10/07  
Jackson, Shanel 02/12/07-06/17/07  
Kelleygray, Steven 11/15/06-12/30/06  
Kiss, Amanda 01/02/07-02/11/07  
McGowan, Sarah 11/15/06-12/30/06  
McGowan, Sarah 01/02/07-02/11/07  
Meredith, Jessica-  
Marie 11/15/06-12/30/06  
Mihut, Gyongy, 11/15/06-12/30/06  
Mihut, Gyongyi 01/02/07-02/11/07  
Neal, Ebonie 11/15/06-12/30/06  
Pitre, Simone 01/02/07-06/30/07  
Ponce, Jaime 01/02/07-06/30/07  
Porter, Crystal 11/15/06-12/30/06  
Porter, Crystal 01/02/07-02/11/07  
Ramirez, Thomas 11/15/06-12/31/06

Randle, Candace	01/02/07-06/30/07
Reyes, Susan	01/02/07-06/30/07
Reyes, Susan	11/15/06-12/30/06
Rhue, Cheryl	11/15/06-12/31/06
Roberts, Reillovi	01/02/07-02/11/07
Sanchez, Selina	11/15/06-12/30/06
Sanchez, Selina	01/02/07-02/11/07
Staton, Danielle	11/15/06-12/30/06
Swanberg, Virginia	01/02/07-02/10/07
Swanberg, Virginia	02/12/07-06/17/07
Thomas, Peggy	11/15/06-12/30/06
Thomas, Peggy	01/02/07-02/11/07
Timmons, Dawn	01/02/07-06/30/07
Vasquez, LuzMaria	11/15/06-12/30/06
Wenger, Amber	01/02/07-02/11/07
Wenger, Amber	07/01/06-12/30/06
Westfall, Michelle	02/12/07-06/17/07
Westfall, Michelle	01/02/07-02/10/07
Williams, Clyde	02/12/07-06/17/07
Williams, Clyde	01/02/07-02/10/07
Williams, Michelle	11/15/06-12/30/06
Zapata, Charles	11/15/06-12/30/06
Zipp, Tanya	09/28/06-12/30/06

**Substitute Employee**

**Associate Teacher (CDC)**

Latiolais, Carisha	11/15/06-12/31/06
Shafer, Catherine	11/15/06-12/31/06

**CDC Food Service Worker**

Lopez, Jamie	10/11/06-06/30/07
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**Clerical Technician I**

Lopez, Jamie	10/11/06-12/30/06
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**Custodian**

Mahomes, Anthony	10/11/06-12/31/06
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**Library Technician**

Hartman, Dennis C.	09/13/06-11/14/06
Hartman, Dennis C.	10/11/06-06/30/07

**Sign Language Services Interpreter**

Zachmann, Amy D.	11/15/06-12/16/06
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**Temporary Faculty**

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

Adell, Tim (Honors Program coordinator stipend)  
Basha, Claudia

Golliher, Carol  
Laird, Eklund  
Milroy, Margie  
Previte, James  
Tomlin, Karen

FALL 2006-TEMPORARY ACADEMIC VOCATIONAL PROGRAMS

Fowlkes, Gena  
Gee, Arthur  
Harrington, Darrell  
Hinojosa, Cynthia  
Jenkins, Roxanne  
Menser, Gary  
Oliver, Claude  
Toro, Stacey

FALL 2006-MATH AND SCIENCE

Barmann, Kathrene  
Buchanon, Carolyn  
Childress, Elizabeth  
Hinrich, Kaiser  
Kelly, Linda  
Mauch, William P.  
Morgan, Annette  
Ricci, Melody  
Stephan, Joseph  
Talley, Rebecca  
Visser, Sandy

FALL 2006-STUDENT SERVICES

McCracken, Michael  
Trost, Jaclyn

WINTER 2006-HUMANITIES, ARTS & SOCIAL SCIENCES

Deblock, Ryan

Volunteer

Airy, Margaret	10/07/06-12/31/06
Armenta, Erica	11/15/06-12/31/06
Beltran, Bernice	11/15/06-12/31/06
Beltran, Jesus	10/11/06-12/30/06
Boonyadit, Surapongse	11/13/06-06/30/07
Brown, Brian	11/15/06-03/15/07
Cera, Ernest	11/15/06-12/30/06
Ellis, Gladys	11/15/06-12/31/06
Freeman, Eugene	11/15/06-12/31/06

Peloza, Susan	11/15/06-12/16/06
Phipps, Jacqueline	09/12/06-12/31/06
Rucker, Myra	11/15/06-12/31/06
Sarchet, Beverly	09/01/06-12/31/06

**PUBLIC COMMENTS RELATED TO AGENDA ITEMS ONLY:** The following individuals made comments and spoke with respect to the noted items.

Debby Blanchard 5.1, Mitch Green 5.1, 5.32, Margaret Kagy 5.35, 5.36, 5.37, 5.53, 5.54, and James Wilson 12.2

**3. GOVERNING BOARD**

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

For the Superintendent/President's report, Dr. Zellers spoke on the loss of the bond issue and the potential opportunity of classes being offered at the Southern California Logistics Airport.

4.1 Deputy Superintendent/Executive Vice President/Instruction  
No report

4.2 Vice President, Student Services  
Dr. Lewallen

4.3 Vice President, Administrative Services  
No report

4.4 Vice President, Human Resources  
No report

**5. CONSENT AGENDA**

It was MSC (Elder, Underhill, 5-0) to approve the consent items as amended in one motion with agenda items 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.10, 5.14, 5.19, 5.24, 5.30, 5.31, 5.35, 5.36, 5.37, 5.42, 5.48 pulled by Mr. Range for separate discussion and vote.

5.1 Approval of the minutes of the October 10, 2006 regular Board meeting

5.2 **PULLED FOR SEPARATE DISCUSSION AND VOTE**  
Approval of the minutes of the October 27, 2006 special Board meeting

5.3 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Amended Agreement – Dan Worley Plumbing, Inc.  
Approval of amended agreement with Dan Worley Plumbing, Inc. as submitted.  
Fiscal Impact: \$60,698.34 (Fund 71 expenditure)

5.4 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Amended Agreement – RDM Electric  
Approval of the amended agreement with RDM Electric as submitted. Fiscal Impact: \$60,554.56 (Fund 71 expenditure)



**5.5 PULLED FOR SEPARATE DISCUSSION AND VOTE Agreement Renewal – Hewlett Packard Company**

Approval of the renewal of the annual service agreement with Hewlett-Packard Company.  
Fiscal Impact: Budgeted item, not to exceed \$18,204.09.

**5.6 PULLED FOR SEPARATE DISCUSSION AND VOTE Agreement – Pallotta Installations**

Approval of the agreement with Pallotta Installations, an Independent Contractor, for assembly and installation services through June 30, 2007. Fiscal Impact: Budgeted item, not to exceed \$10,000.00 for the fiscal year.

**5.7 PULLED FOR SEPARATE DISCUSSION AND VOTE Agreements**

Approval of the agreements as listed below:

<b>Vendor/Consultant</b>	<b>Service</b>	<b>Amount</b>
Anywhere Solutions Inc.	SLQ Anywhere Software Support Renewal	\$646.50
Sysix Technologies, Inc.	Consulting Services Agreement for CPU Upgrade and Disk Mirroring Services	\$4500.00
Evisions	Annual Maintenance Agreement Renewal for Enterprise FormFusion	\$2,784.00

Fiscal Impact:

Total: \$7,930.50

**5.8 Renewal Agreement - Library**

Approval of the renewal agreements with Taylor & Francis Group for the Community College League of California for the Community College Library Consortium from January 1, 2007 through December 31, 2007. Fiscal Impact: Budgeted item, not to exceed \$3,662.95

**5.9 Donations**

Acceptance of donations as college property from the Victor Valley College District Foundation for the total amount of \$439,253.70.

**5.10 PULLED FOR SEPARATE DISCUSSION AND VOTE Board of Trustees Transfers & Payments Reports**

Approval of the Board of Trustees Transfers and Payments reports.

**5.11 Out-of-State Travel – Sharon Groom and Greg Ryan**

Approval of the out-of-state travel for Sharon Groom and Greg Ryan to attend the Federal Student Aid (FSA) Conference held November 28 – December 1, 2006 in Las Vegas, NV. Fiscal Impact: Budgeted item, not exceed \$1586.00

**5.12 Out-of-State Travel Greta Moon**

Ratification of the out-of-state travel for Greta Moon to attend the Association of International Educators in Las Vegas, NV, October 30-November 3, 2006. Fiscal Impact: Budgeted item, not to exceed \$609.65

- 5.13 Renewal License – Iparadigms LLC  
Approval of the renewal license with Iparadigms, creator of Turnitin.com which provides plagiarism prevention for the period from November 4, 2006 through November 4, 2007. fiscal Impact: \$7,525.81.
- 5.14 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Learnkey Inc.  
Approval of the agreement with LearnKey, Inc. as a vendor to conduct online courses in the Community Service/Feebase department. Fiscal Impact: Not to exceed \$50,000 to the District.
- 5.15 Agreement – Hobsons, Inc.  
Ratification of the agreement with Hobsons, Inc. to license the Enrollment Management Technology product. The agreement was signed in advance of board approval in order to take advantage of pricing that expired September 30, 2006. Fiscal Impact: Budgeted item, Title V HSI Coop Grant, \$25,000 per year, 2006-2010.
- 5.16 Agreement – Foster and Kinship Care Education Program, #467-112  
Approval of the agreement between the Community College Foundation and Victor Valley College to provide the Independent Living Program educational training from July 1, 2006 through June 30, 2007. Fiscal Impact: \$10,200.00 to the District.
- 5.17 Revised Department Chairpersons for 2006-07  
Approval of the revised list of instructors as department chairpersons for the 2006-07 academic year. Fiscal Impact: Budgeted item.
- 5.18 Out-of-State Travel for Nurse Educators  
Approval of the out of state travel for nursing faculty to attend the Boot Camp for Nurse Educators Conference in Albuquerque, NM, February 2-5, 2007. Fiscal Impact: Dr. Prem Reddy donation, \$13,240.85.
- 5.19 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Foundation for California Community Colleges  
Approval of the agreement with Foundation for California Community Colleges for use of college facilities in support of the BAR Smog Referee and student training program for 2006-07 with options to renew annually for up to three years. Fiscal Impact: \$12,000 to the District.
- 5.20 Curriculum Changes  
Approval of the curriculum changes that have been recommended by the College Curriculum Committee. Fiscal Impact: None
- 5.21 Agreements – Contract Education Services  
Approval of the agreement(s) for Contract Education Services with Executive One, Hacienda-Colima, Hesperia Leisure League, IHOP #919, Olive Garden, Plata's Restaurant, Sizzler Restaurant, Spring Valley Lake Country Club, Star East Buffet Restaurant, Sterling Inn, Valentino's Pizzeria, and Chili's Restaurant.

VENDOR	COURSE	COURSE DATES		TENTATIVE AMOUNT RCVD
Executive One	How to Form a Non-Profit Organization	09/16/06, 11/18/06	10/14/06,	\$1,000.00
Executive One	The Fundamentals of Grant Writing	09/09/06, 11/04/06	10/07/06,	\$1,000.00

Hacienda-Colima	Certified Food Worker Certification	11/14/06 – 11/14/07	\$ 90.00
Hesperia Leisure League	Certified Food Worker Certification	11/15/06 – 11/15/07	\$ 300.00
IHOP #919	Certified Food Worker Certification	11/14/06 – 11/14/06	\$ 90.00
Olive Garden	Certified Food Worker Certification	11/15/06 – 11/15/07	\$4,200.00
Plata's Restaurant	Certified Food Worker Certification	11/14/06 – 11/14/07	\$ 120.00
Sizzler Restaurant	Certified Food Worker Certification	11/15/06 – 11/15/07	\$ 900.00
Spring Valley Lake Country Club	Certified Food Worker Certification	11/15/06 – 11/15/07	\$ 360.00
Star East Buffet Restaurant	Certified Food Worker Certification	11/15/06 – 11/15/07	\$ 140.00
Sterling Inn	Planetarium – Viewing of the Stars	11/17/06	\$ 5.00
Valentino's Pizzeria	Certified Food Worker Certification	11/14/06 – 11/14/07	\$ 180.00
Chili's Restaurant	Certified Food Worker Certification	11/15/06 – 11/15/07	\$ 600.00
		TOTAL	\$8,985.00

Fiscal Impact: Maximum \$8,985.00 based upon student enrollment capacity

**5.22 Renewal Agreement – Community College Library Consortium**

Approval of the renewal agreement with Taylor & Francis Group for the Community College League of California for the Community College Library Consortium from January 1, 2007 through December 31, 2007. Fiscal Impact: Budgeted item, not to exceed \$1,093.95

**5.23 Child Development Training Consortium Instructional Agreement**

Approval of the agreement between the Yosemite Community College District, Child Development Training Consortium and Victor Valley College from August 1, 2006 through June 30, 2007. Fiscal Impact: \$400.00 to the District.

**5.24 PULLED FOR SEPARATE DISCUSSION AND VOTE Agreement – Child Development Services CIMS-6487**

Approval of the resolution to approve the California Department of Education, Instructional Materials Program #CIMS-6487. Fiscal Impact: \$3,341.00 to the District.

**5.25 Americorps Program – Grant Award Renewal 2006-07**

Approval and acceptance of the grant award from the Foundation for Community Colleges for the Americorps Program. Fiscal Impact: The District will receive \$45,194 annually. 38% in-kind match is required.

**5.26 Agreement – Gerald Bryant**

Approval of the agreement with Gerald Bryant to serve as keynote speaker at the SSPIR sponsored workshop. Fiscal Impact: Budgeted item, not to exceed \$800.00

**5.27 Agreement – Gordon Associates, LLC**

Approval of the agreement with Gordon Associates, LLC to develop the ACCUPLACER new platform, including adapting the current multiple measures placement system from CAPP to ACCUPLACER, and converting the current ACCUPLACER testing system to the new platform. Fiscal Impact: Not to exceed \$3,200.00

**5.28 Agreement – Bays Translations**

Approval of the agreement with Bays Translations to provide English to Spanish translation services for various documents and web pages. Fiscal Impact: Budgeted item, not to exceed \$5,000.00

- 5.29 Agreement – William Garrison  
Approval of the agreement with William Garrison to serve as an evaluator for the Title V HSI Independent Grant Program. Fiscal Impact: not to exceed \$2,900.00
- 5.30 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Blaze Fire Logistics, Inc.  
Ratification of the agreement with Blaze Fire Logistics, Inc. (subcontracted by Ebmeyer Charter ad tour) to provide transportation to and from Santa Maria, CA for the Men's soccer team on September 9, 2006. Fiscal Impact: Budgeted item, not to exceed \$3,200.00
- 5.31 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – NELNET  
Approval of the agreement with NELNET to provide software, setup, license and support for JobX, TimesheetX, and SholarX. The Programs are entirely web-based, and will facilitate the student employment and scholarship programs. Fiscal Impact: Budgeted item, not to exceed \$12,500.00 for first year, renewable annually per terms of agreement.
- 5.32 Agreement – Nexus IS Inc.  
Approval of agreement with Nexus IS, Inc. to implement public access to the VVC wireless network. Fiscal Impact: Budgeted item, Title V HIS Coop Grant and District funds, \$43,910.97.
- 5.33 Agreement – Hershey Systems, Inc.  
Approval of the agreement with Hershey Systems, Inc. to implement a document imaging solution. Fiscal Impact: Budgeted item, Title V HSI Coop Grant, \$33,155.00
- 5.34 Risk Management – Trust Fund  
Approval of an increase in the risk management trust account with Keenan & associates to \$40,000. Fiscal Impact: None
- 5.35 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Keenan & Associates  
Approval of the Loss Control Services Agreement with Keenan & Associates from August 1, 2006 through June 30, 2007, in an amount not to exceed \$10,000 for safety training. Fiscal Impact: Budgeted item, not to exceed \$10,000.
- 5.36 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Keenan & Associates  
Approval of the Loss Control Services Agreement with Keenan and Associates from August 1, 2006 through June 30, 2007, to provide a Hazardous Materials Compliance program including a hazardous materials inventory, in the amount of \$12,650.00 Fiscal Impact: \$12,650.
- 5.37 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Agreement – Keenan & Associates  
Approval of the Loss Control Services Agreement with Keenan & Associates from October 1, 2006 through September 30, 2007, for \$7,500 for general safety inspections, regulatory research and attendance at district safety committee meetings. Fiscal Impact: Budgeted item, \$7,500.
- 5.38 Faculty – Non-Credit Program Coordinator  
Approval of the position of faculty Non-Credit Program Coordinator and the job description. Fiscal Impact: Budgeted

- 5.39 ICS/SEMS Training, RDB Consulting  
Approval of the payment of \$800 to RDB Consulting for an ICS/SEMS training Fiscal Impact: Fund 01 budget, \$800.
- 5.40 Management Salary Placement  
Approval of the management salary placement. Fiscal Impact: Budgeted.
- 5.41 Agreement – Susan Saxe-Clifford  
Approval of the agreement with Susan Saxe-Clifford Ph.D. to provide psychological evaluation for campus police officers. Fiscal Impact: Fund 01 Budgeted item, not to exceed \$2,000 per person.
- 5.42 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Superintendent/President Job Announcement  
Approval of the job announcement brochure for the recruitment for Superintendent/President. Fiscal Impact: Fund 01 budgeted item.
- 5.43 Investigative Services – Rebecca Green  
Approval of the services of Rebecca Green to conduct an investigation into the allegations of a Class A violation of the Child Development Center in an amount not to exceed \$800. Fiscal Impact: Fund 01 budget, \$800.
- 5.44 Agreement – Community College Search Services  
Approval of the agreement with Community College Search Services to conduct the search for the Superintendent/President. Fiscal Impact: Fund 01 budget.
- 5.45 Hay Group Methodology Training  
Approval of the payment to the Hay Group for a one-day Guide Chart training, including a professional fee of \$4500, training materials and travel expenses. Fiscal Impact: Fund 01 budget, approximately \$6000.
- 5.46 Out-of-State Travel – Jack Thomas  
Approval of the out-of-state travel and related expenses for Jack Thomas to attend the Legal & Liability Issues in Schools training in Las Vegas, NV, December 6-7, 2006. Fiscal Impact: Fund 01 budget, \$368.00
- 5.47 Classified Resignations – Lucas Anderson, Dennis Hartmann, and Kathleen Moore  
Acceptance of the resignation of Lucas Anderson, instructional network/computer maintenance technician, effective October 13, 2006, Dennis Hartmann, Library technician, effective September 13, 2006 and Kathleen Moore, media services coordinator, effective November 1, 2006.
- 5.48 **PULLED FOR SEPARATE DISCUSSION AND VOTE** Academic Ratification of Equivalency Requests  
Ratification of the academic equivalencies. Fiscal Impact: none
- 5.49 Classified Revised Job Description – Research Analyst  
Approval of the revised job description of salary placement for the position of Research Analytical Technician. Fiscal Impact: Budgeted

- 5.50 Classified Salary Placement – Environmental Studies Specialist  
Approval of the salary placement for the Environmental Studies Specialist. Fiscal Impact: Budgeted.
- 5.51 Administrative/Management/Confidential Payment of Accrued Vacation Days – Phyllis Seifert  
Approval of the payment of accrued vacation hours for Phyllis Seifert, Director of the Child Development Center. Fiscal Impact: Budgeted.
- 5.52 Correction to Previous Board Item  
Approval of the revised Classified Salary Schedule which includes the classification of Student Services Specialist II on Range 12 of the salary schedule and include Anna Garcia, Patricia Montgomery, Gabriella Quesada and Beth Roberts.
- 5.53 Agreement – Lynberg & Watkins  
Approval of the agreement with Lynberg & Watkins to provide legal services as directed by the District's General Counsel as indicated in the agreement. Fiscal Impact: Fund 01 budgeted, not to exceed \$10,000.
- 5.54 Agreement – Labor Consultant Services  
Approval to use the services of Jean Malone as a labor consultant not to exceed \$10,000. Fiscal Impact: Budgeted not to exceed \$10,000.

## **ACTION AGENDA**

### **6. BOARD OF TRUSTEES**

- 6.1 Separate approval of items pulled from consent agenda.
- 5.2 Approval of the minutes of the October 27, 2006 special Board meeting  
The item was amended for the October 27, 2006 Closed Session Report to read that Mr. Range announced that there was no Closed Session Report. As amended, it was MSC (Underhill/Elder 4-0, Nelson abstaining) to approve the item.
- 5.3 Amended Agreement – Dan Worley Plumbing, Inc.  
The item was amended to change the Public Contract Code number from 20118.4 to 20659 on page 2 of the Contract Amendment. It was MSC (Elder/Underhill, Henderson, No, 4-1, as amended) to approve the item.
- 5.4 Amended Agreement – RDM Electric  
The item was amended with the third paragraph deleted on the amended agreement. It was MSC (Underhill/Nelson, 5-0) to approve the item.
- 5.5 Agreement Renewal – Hewlett Packard Company  
It was MS (Underhill/Elder, 2-3) Underhill, Yes, Elder, Yes, Henderson, No, Nelson, No, Range, No). Following discussion, the motion to approve the renewal of the annual service agreement with Hewlett-Packard Company failed

5.6 Agreement – Pallotta Installations

It was MSC (Underhill/Nelson, 5-0) to approve the agreement with Pallotta Installations, an Independent Contractor, for assembly and installation services through June 30, 2007.

5.7 Agreements

It was MS (Underhill/Elder, 2-3) Henderson, No, Elder Yes, Underhill Yes, Nelson, No, Range, No to approve the agreement as listed below. Following discussion, the motion to approve the agreements as listed below failed.

Vendor/Consultant	Service	Amount
Anywhere Solutions Inc.	SLQ Anywhere Software Support Renewal	\$646.50
Sysix Technologies, Inc.	Consulting Services Agreement for CPU Upgrade and Disk Mirroring Services	\$4500.00
Evisions	Annual Maintenance Agreement Renewal for Enterprise FormFusion	\$2,784.00
Fiscal Impact:		Total: \$7,930.50

5.10 Board of Trustees Transfers & Payments Reports

Approval of the Board of Trustees Transfers and Payments reports.

It was MSC (Nelson/Underhill, 5-0) Following discussion, the motion to approve the Board of Trustees Transfers and Payments approved unanimously.

5.14 Agreement – Learnkey Inc.

The item was amended with section 8.2 deleted and in section 15.1 to clarify that only the “prevailing party” in litigation is entitled to attorney’s fees. It was MSC (Nelson/Elder, 5-0, as amended) to approve the item.

5.19 Agreement – Foundation for California Community Colleges

The item was amended to include the following phrase at the beginning of Sections “D” and “H” of Attachment IV: **“Except as may otherwise be required by law”**. It was MSC (Henderson/Nelson, 5-0, as amended) to approve this item.

5.24 Agreement – Child Development Services CIMS-6487

It was MSC (Koenig/Nelson, 5-0) to provide not only for approval of the agreement, but also, approval of the Resolution.

5.30 Agreement – Blaze Fire Logistics, Inc.

It was MSC (Nelson/Koenig 5-0) to approve only for payment.

5.31 Agreement – NELNET

The item was amended with following phrase added to Section 9: **“Except if related to the lack of functionality of the software product.”** It was MSC (Underhill/Elder, 5-0, as amended) to approve the item.

5.35 Agreement – Keenan & Associates

The item was amended to delete Section 6. It was MSC (Henderson/Nelson, 5-0, as amended) to approve the item.

**5.36 Agreement – Keenan & Associates**

The item was amended to delete Section 6. It was MSC (Underhill/Nelson, 5-0, as amended) to approve the item.

**5.37 Agreement – Keenan & Associates**

The item was amended to delete Section 6. It was MSC (Henderson/Nelson, 5-0, as amended) to approve the item.

**5.42 Superintendent/President Job Announcement**

The item was amended with the reference to "language limitations" deleted. It MSC (Underhill/Elder, 5-0, as amended) to approve the item.

**5.48 Academic Ratification of Equivalency Requests**

It was MSC Underhill/Nelson, 5-0, as amended) with the names of the following employees added: Math: Linda Kelly, HVAC: William Weygandt, and Fire Technology: Darrell Herrington

**7. SUPERINTENDENT/PRESIDENT**

None

**8. INSTRUCTION**

**8.1 Agreement – California Department of Education: CCTR-6315**

It was MSC (Henderson/Underhill, 5-0) to adopt the resolution and to approve the agreement California Department of Education, General Child Care & Development Program #CCTR-6315 per the terms and conditions contained therein. Fiscal Impact: Revenue to Fund 72 – Child Development Center in the amount of \$670,532.00

**9. STUDENT SERVICES**

**9.1 Title V Hispanic Serving Institution Cooperative Grant – Award Notification**

It was MSC (Henderson/Koenig, 5-0) to accept the Title V HSI Cooperative Grant Award. Fiscal Impact: Approximately \$1.5 million to the District over 5 years.

**10. ADMINISTRATIVE SERVICES**

**10.1 Interfund Transfer – Temporary Loan**

It was MSC (Elder/Underhill, 5-0) to approve the transfer of funds from the General fund to the Capital Outlay Fund. Fiscal Impact: Temporary loan of \$1,500,000 from the General Fund to the Capital Outlay Fund

**11. HUMAN RESOURCES**

**11.1 Superintendent/President Recruitment Expenses**

It was MSC (Underhill/Elder, 5-0) to approve the expenditures related to the recruitment for Superintendent/President. Fiscal Impact: Not to exceed \$70,000.

**12. INFORMATION/DISCUSSION**

**12.1 Monthly Financial Reports**

This is an information only item.

**12.2 Sabbatical Leave Report – James Wilson**

This is an information only item.



12.3 California Early Childhood Mentor Program

This is an information only item.

13. **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.

13.1 Governmental Relations

No report

13.2 Foundation

No report

13.3 Constituency Representatives

a) ASB

Michael Koenig

b) CCA

No report

c) CSEA

Dave Chip

d) Faculty Senate

Debby Blanchard

e) AFT Part-Time Faculty United

Don Peavy

f) Management

No report

14. **TRUSTEE COMMENTS**

Comments were given by: Mr. Nelson, Mr. Henderson, Dr. Underhill and Mr. Range.

**PUBLIC COMMENTS ON NON-AGENZIED ITEMS:** The following individuals made comments with respect to non-agenzied items: Margaret Kagy, Mitch Greene, Cecilia Rosado, Yvonne Moss, Neal Kelsey, Edward Fink, and Dave Chip

15. **ADJOURNMENT**

It was MSC (Nelson/Henderson) to adjourn the meeting at 9:07 p.m. The motion approved unanimously.

  
Donald Nelson, Clerk

12-12-06  
Date Approved