



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

Date: February 14, 2012

Place: **Closed Session:** 5:30 p.m. West Wing Conference Room, 18422 Bear Valley Road, Victorville, CA 92395
Open Session: 6 p.m. Board Room, Victor Valley Community College, 18422 Bear Valley Road, Victorville, CA 92395

AGENDA~ Board Room

1. CALL TO ORDER 5:30 p.m.

The Board of Trustees of Victor Valley Community College District met in Open Session on February 14, 2012 in the Board Room of the Administration Building. Mr. Range, Board President called the meeting to order at 5:30 p.m.

TRUSTEE ROLL CALL: Joe Range, President; Lorrie Denson, Vice President; Michael Krause, Clerk; Joseph W. Brady, Trustee; Dennis Henderson, Trustee; Christopher Dustin, Student Trustee

Dennis Henderson led the Pledge of Allegiance to the Flag.

ANNOUNCEMENT OF ITEMS DELETED OR CORRECTED FROM THE AGENDA: None

ANNOUNCEMENT OF ITEMS TO BE CONSIDERED IN CLOSED SESSION:

CLOSED SESSION ~ West Wing Conference Room

2. CLOSED SESSION 5:30-6 p.m.

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – Government Code Section 54957(b)
Employee Number 1804021412

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54954.5
Instructional Media Coordinator

ED CODE SECTION 72122:
STUDENT DISCIPLINE: EXPULSION (Case Nos. 2011-2012-001 and 2011-2012-002)

LIABILITY CLAIM – Government Code Section 54956.95
Claimant: Teresa Ann Hoepfner (Claim No. 458452)

2.1 PUBLIC COMMENTS RELATED TO CLOSED SESSION ITEMS: Jason Terkerust

At 5:36 p.m. Board President Range recessed to closed session.

3. OPEN SESSION REGULAR MEETING

6 p.m.

- 3.1 At 6:22 p.m. Board President Range reconvened the meeting. Mr. Jeffery Morris, legal representative with Stutz, Artiano, Schinoff & Holtz, announced that as a result of Closed Session the following occurred:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – Government Code Section 54957(b) Employee Number 1804021412 – It was MSC (Krause/Brady, 5-0) to uphold the recommendation of the arbitrator for suspension of the employee for five (5) days without pay.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54954.5 Instructional Media Coordinator – No action taken

ED CODE SECTION 72122:STUDENT DISCIPLINE: EXPULSION (Case Nos. 2011-2012-001 and 2011-2012-002)
In both cases the recommendation for expulsion was upheld 5-0.

LIABILITY CLAIM – Government Code Section 54956.95
Claimant: Teresa Ann Hoepfner (Claim No. 458452)
The Board voted 5-0 to reject the claim.

- 3.2. **PUBLIC COMMENTS RELATED TO AGENDA ITEMS:** Margarket Kagy withdrew her request

4. SUPERINTENDENT/PRESIDENT'S REPORT

Mr. Range announced that the video streaming will be discussed by the Board of Trustees at the end of the Superintendent/President's report.

Dr. O'Hearn reported that classes started today at the Regional Public Safety Training Center and encouraged everyone to visit the complex.

Vice President Javaheripour was pleased to report that as a result of the energy management project that was implemented last spring, representatives from Southern California Edison were presenting the District with an energy efficiency incentive check in the amount of \$233,227.

Lorena Ochoa, Counselor and Dean Tim Johnston spoke on the various services the Transfer Center provided to the students.

Dr. O'Hearn reported that a draft of PPL's accreditation report was received today and the Administration was pleased with what is being presented.

Trustee Brady gave a report on a CCLC Trustee Workshop that he attended with Trustee Range in late January. A copy of the report is available for review in the Superintendent/President's office.

Academic Senate: On behalf of the Academic Senate, Lisa Harvey reported that three potential faculty members have been successfully interviewed and those members have been extended positions. The Biology Department will be submitting a multi-million dollar five-year grant through the National Science Foundation which will include Biology, Chemistry and Psychology departments which will help us provide students research opportunities and monies to participate in the research. In an effort to address the campus climate, Zombies will be coming to Victor Valley College which will be referred to Humans vs. Zombies. This is a week-long game in which the students, faculty, staff and hopefully administration will want to participate.

Following Dr. O'Hearn's report, President Range spoke on the policy of web streaming. He feels the District has not notified or posted in the room that individuals are being videotaped. He wanted to use this meeting to provide the Board members an opportunity to speak their issues about this subject. He feels that some type of process or procedure should be created to address web streaming. He apologized for any miscommunication that has occurred and assumes all responsibility and hopes to have it all resolved by the March 13th Board meeting. Trustee Brady was concerned that Granicus had failed us and hoped to see this resolved quickly. Trustee Denson agreed with President Range that it does need to be posted and that it should be implemented as soon as possible. Trustee Henderson is concerned regarding the legal aspect of video streaming and felt that it should be posted that the meeting is being recorded. Jeff Morris, legal counsel, proposed that the current board policy (BP 2365) should be updated to reflect the live web streaming and present that at the March meeting for a first reading for discussion. Trustee Krause would like to see the protocols in for the next meeting. He pointed out that the board meeting had started to be recorded and it was cut off this evening and that he was unaware of that decision and takes no responsibility for that action. It was pointed out by Jeff Morris that an audio recording was still in effect with the recording available in the Library as well as the President's Office. President Range pointed out that this was the first opportunity to discuss this topic amongst all Board members. He would like the quality of the video improved, the camera position needs to be relocated, the agenda should be on a screen to allow the audience to follow the meeting, voting lights and monitors should be a part of the upgrade.

5. CONSENT AGENDA

It was MSC (Krause/Henderson 5-0) to approve the consent items with agenda item 5.21 pulled by Trustee Krause, agenda item 5.10 pulled by Trustee Denson and agenda item 5.25 corrected to add student, Evonne Tirado for separate discussion.

- 5.1 Approval of the minutes of the January 24, 2012 regular Board meeting and February 7, 2012 special Board meeting.
- 5.2 Independent Contractor Agreement – Joanne Bodine
Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Joanne Bodine to provide mediation services from December 1 through December 21, 2011. Fiscal Impact: \$3,000.00 budgeted item.
- 5.3 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and Vector Resources, Inc. to upgrade multimedia equipment in eight classrooms located in Liberal Arts and Academic Commons. (Item #I-1, on the Campus Technology Project list.) Fiscal Impact: \$29,762.90, Fund 71.
- 5.4 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and Vector Resources, Inc. to for design and installation of campus owned multimedia equipment in eight class rooms. (Item #I-1, on the Campus Technology Project list) Fiscal Impact: \$59,947.18, Fund 71.
- 5.5 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and VectorResources, Inc. to purchase wireless access equipment for support of campus, students, faculty and staff. (Item #IN-25, on the Campus Technology Project list) Fiscal Impact: \$40,922.85, Fund 71.

- 5.6 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and Vector Resources, Inc. to connect Building 72 to main campus fiber network. (Item #IN-24, on the Campus Technology Project list) Fiscal Impact: \$578.33, Fund 71.
- 5.7 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and Vector Resources, Inc. to purchase materials to remedy tripping hazard in MIS Conference room in the Advance Technology Center Building 21, which will also address ADA compliance. (Item #IN-26, on the Campus Technology Project list) Fiscal Impact: \$1,060.26, budgeted item.
- 5.8 Furniture, Fixtures & Equipment (FF&E) Purchase – G/M Business Interiors
Ratification of the FF&E purchase with G/M Business Interiors to supply and install table legs that will modify an existing table so that it is more functional for student use. Fiscal Impact: \$457.42, Local Bond Funded.
- 5.9 Agreement – Galaxy Moving Company, LLC
Ratification of the agreement between Victor Valley Community College District and Galaxy Moving Company, LLC to provide equipment and labor to move office items and program equipment from the main campus to the Regional Public Safety Training Center. Fiscal Impact: \$5,440.00, **Local Bond Funded**.
- 5.10 **PULLED FOR SEPARATE DISCUSSION (see item 6.1)**
Agreement – C.H.J. Consultants
It was MSC Brady, Krause, 4-0, Denson recused) to ratify the lease agreement between Victor Valley Community College District and C.H.J. Consultants to perform a geotechnical investigation for the stadium lighting installation at the football field. Fiscal Impact: \$4,500.00, Funded 71, 100% reimbursable through the agreement with VVUHSD/EEC.
- 5.11 Furniture, Fixtures & Equipment (FF&E) Purchase – Midway Appliance
Ratification of the FF&E purchase from Midway Appliance for the Regional Public Safety Training Center. Fiscal Impact: \$2,591.25, **Local Bond Funded**.
- 5.12 Contract/Language Change – Datatel, Inc.
Ratification of the contract/language change between Victor Valley Community College District and Datatel, Inc. to restate nature of work from Technical Services to Remote Systems Management Service in order to meet Datatel accounting/contracting terminology requirement and pay for services rendered. (Item #IN-, on the Campus Technology Project list) Fiscal Impact: None.
- 5.13 Agreement – Golden Star Technology, Inc.
Ratification of the agreement between Victor Valley Community College District and Golden Star Technology, Inc. to purchase software that will integrate the Regional Public Safety Training Center with the main campus network equipment. (Item #IN-7, on the Campus Technology Project list) Fiscal Impact: \$7,355.66, Local Bond Funded.
- 5.14 Agreement – Golden Star Technology, Inc.
Ratification of the agreement between Victor Valley Community College District and Golden Star Technology, Inc. to purchase servers in support of replacing desktop computers throughout the campus. (Item #IN-23, on the Campus Technology Project list) Fiscal Impact: \$44,982.78, Fund 71.

- 5.15 Agreement – Golden Star Technology, Inc.
Ratification of the agreement between Victor Valley Community College District and Golden Star Technology, Inc. to purchase an HP Server for the Regional Public Safety Training Center. Fiscal Impact: \$5,585.75, **Local Bond Funded.**
- 5.16 Agreement – Dempsey Bluevar
Ratification of the agreement between Victor Valley Community College District and Dempsey Bluevar to purchase software that will restore computer configuration on instructional computers. (Item #I-7, on the Campus Technology Project list) Fiscal Impact: \$1,800.00, budgeted item.
- 5.17 Agreement – Tricade Technologies
Ratification of the agreement between Victor Valley Community College District and Tricade Technologies to relocate the disaster recovery Storage Area Network device to the Regional Public Safety Training Center for redundancy and survivability for the survival of data. . (Item #IN-19, on the Campus Technology Project list) Fiscal Impact: \$2,500.00, Local Bond Funded.
- 5.18 Agreement – Ferrilli Information Group
Ratification of the agreement between Victor Valley Community College District and Ferrilli Information Group to purchase contracted services for Datatel instructional programming support. (Item #I-8, on the Campus Technology Project list) Fiscal Impact: \$2,500.00, Fiscal Impact: \$24,000.00, budgeted item.
- 5.19 Board of Trustees Transfer Request Report
Approval of the budget transfers as submitted. Fiscal Impact: None
- 5.20 Board of Trustees Payments Report
Approval of the Board of Trustees Payments Report. Fiscal Impact: None
- 5.21 **PULLED FOR SEPARATE DISCUSSION (see item 6.1)**
Independent Contractor Agreement – Jeff Duncan-Andrade
It was MSC (Krause/Denson, 5-0) to ratify the Independent Contractor Agreement between Victor Valley Community College District and Jeff Duncan-Andrade to provide an employee development presentation to the college on March 14, 2012. Fiscal Impact: \$7,500.00, Categorical budgeted item.
- 5.22 Insurance Renewal – Marsh U.S. Consumer
Ratification of the insurance renewal between Victor Valley Community College District and Marsh U.S. Consumer for students who will be enrolled in Phlebotomy courses and who are required to obtain clinical and lab practical liability insurance. The period of the insurance policy is February 1, 2012 through February 1, 2013. Fiscal Impact: None. Insurance fees are collected from students enrolled in phlebotomy.
- 5.23 Independent Contractor Agreement – Tanya Salazar
Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Tanya Salazar to provide K16 Bridge Program coordination services at designated schools site. The service period of this agreement is February 15, 2012 through June 15, 2012. Fiscal Impact: Not to exceed \$1,000.00, budgeted item.
- 5.24 Agreement – Ferrilli Information Group
Ratification of the agreement between Victor Valley Community College District and Ferrilli Information Group to provide the annual set-up of the Financial Aid Department's modules on Colleague, the District's comprehensive Datatel computer system. The period of this contract is from February 13, 2012 through February 24, 2012. Fiscal Impact: \$7,400.00, plus any travel expenses – BFAP funded.

5.25 PULLED FOR SEPARATE DISCUSSION (see item 6.1)

Out-of-State Student/Staff Travel – Washington, D.C.

It was MSC (Henderson/Krause, 5-0) to approve the travel and add student Evonne Tirado. Approval of the out-of-state travel to attend the National Student Advocacy and Leadership Conference in Washington, D.C., March 15, 2012 through March 20, 2012. Fiscal Impact: None to the District. Associated Student Body Funds not to exceed \$20,000.00.

5.26 Curriculum Changes

Approval of the curriculum changes made on December 8, 2011, January 9 and January 30, 2012 that have been recommended by the College Curriculum Committee Fiscal Impact: None

5.27 Independent Contractor Agreement – Lou Zigman

Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Lou Zigman to provide arbitration services March 1, 2012. Fiscal Impact: Total cost to be borne equally by the District and AFT. District portion: \$2,000.00, budgeted item.

5.28 Independent Contractor Agreement – Richard Hobin

Ratification of the Independent Contractor Agreement between Victor Valley Community College District and Richard Hobin for arbitration services conducted on October 14, 2011. Fiscal Impact: \$5,344.75, budgeted item.

ACTION AGENDA

6. BOARD OF TRUSTEES

6.1 Separate approval of items pulled from consent agenda

5.10 PULLED FOR SEPARATE DISCUSSION (see item 6.1)

Agreement – C.H.J. Consultants

It was MSC Brady, Krause, 4-0, Denson recused) to ratify the lease agreement between Victor Valley Community College District and C.H.J. Consultants to perform a geotechnical investigation for the stadium lighting installation at the football field. Fiscal Impact: \$4,500.00, Funded 71, 100% reimbursable through the agreement with VVUHSD/EEC.

5.21 PULLED FOR SEPARATE DISCUSSION (see item 6.1)

Independent Contractor Agreement – Jeff Duncan-Andrade

It was MSC (Krause/Denson, 5-0) to ratify the Independent Contractor Agreement between Victor Valley Community College District and Jeff Duncan-Andrade to provide an employee development presentation to the college on March 14, 2012. Fiscal Impact: \$7,500.00, Categorical budgeted item.

5.25 PULLED FOR SEPARATE DISCUSSION (see item 6.1)

Out-of-State Student/Staff Travel – Washington, D.C.

It was MSC (Henderson/Krause, 5-0) to approve the travel and add student Evonne Tirado. Approval of the out-of-state travel to attend the National Student Advocacy and Leadership Conference in Washington, D.C., March 15, 2012 through March 20, 2012. Fiscal Impact: None to the District. Associated Student Body Funds not to exceed \$20,000.00.

10. ADMINISTRATIVE SERVICES

10.1 Non-Resident Tuition Fee

It was MSC (Brady/Denson, 5-0) to approve the non-resident tuition rate of \$179.00 per unit (statewide basis). This non-resident tuition fee will be effective for the 2012 fall semester. Fiscal Impact: Income to the District. The District collects approximately \$327,000.00 annually in non-resident tuition fees.

11. HUMAN RESOURCES

11.1 Foundation Employment Agreements

It was MSC (Henderson/Krause, 5-0) to approve the following Foundation Employment Agreements:

Contract & Community Education Manager – James Johnson
Assistant Director Foundation – Catherine Wilkinson
Donor Relations Assistant – Jesika Connaghan
Executive Assistant/Financial Coordinator – Glennis Duncan
Grants Development Manager – Sierra Orr

Fiscal Impact: None. All funds must be reimbursed to the District in cash or in-kind.

11.2 Academic First-Year Contract Recommendation - Sandra Cegielski

It was MSC (Henderson/Brady, 5-0) to approve to enter into a contract with Sandra Cegielski (Respiratory Therapy) for the following academic year 2012-2013. Fiscal Impact: Budgeted item.

11.3 Academic Tenure Recommendation - Marsha Cole

It was MSC (Henderson/Brady, 5-0) to approve to grant tenure for all subsequent academic years to Marsha Cole (Child Development.) Fiscal Impact: Budgeted item.

11.4 Renewal of Administrator Contract – Joseph Morris

It was MSC (Henderson/Brady, 5-0) to approve; the Administrative contract for 2 years for Joseph Morris, Director, Associate Degree Nursing Program and Allied Health. Fiscal Impact: Budgeted.

11.5 Academic Equivalency Request - Brandon Lendak, Construction Technology

It was MSC (Krause/Henderson, 5-0) to approve the equivalency for Brandon Lendak, Construction Technology.

Fiscal Impact: None

11.6 Academic Equivalency Request – Nicholas Hartman

It was MSC (Henderson/Brady, 5-0) to approve the equivalency for Nicholas Hartman, Journalism. Fiscal Impact: None

12. REPORTS (3 minute limit per report)

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

12.1 Foundation – Ginger Ontiveros

12.2 Employee Groups

a) CTA - absent

b) CSEA – Jeffrey Board

c) AFT Part-Time Faculty United - absent

- 13. PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS:** Jason Terkurst, Matthew Woods, Scott, Eckert, James Carr (remarks and contact information available for public review in the Superintendent/President's Office)

14. BOARD COMMUNICATION

Trustee Brady: Spoke about his visit of the Regional Public Safety Center with the Foundation and President's Circle members. He is concerned regarding comments made by Matthew Woods in the past. Enjoyed his trip to the CCLC in Sacramento and learned a lot.

Trustee Denson: Congratulated the college for the Regional Public Safety Center. In addition she thanked the college for partnering with Excelsior in providing concurrent enrollment for her students, the opportunity to be on campus, as well as the K-16 Bridge Program. She was recently recognized in the Dreamers, Visionary and Leaders this month in the newspaper and thanked those who nominated her

Trustee Krause: Thanked everyone for coming to the meetings. The issue of students dropping out of classes after receiving their financial has arisen again. He wanted to make everyone aware that the Board of Trustees do listen, however, by law they are limited on what actions they can take. Information is passed on the District Administration, who then will take the appropriate actions necessary.

Trustee Henderson: Wished everyone a Happy Valentine's Day.

Student Trustee Dustin: Spoke on his personal life experiences and the services that Victor Valley College has provided for him to accomplish his educational goals.

Dr. O'Hearn was pleased to announce that he has just received confirmation that Eric Skinner, Executive Chancellor, will be the keynote speaker at the Regional Public Safety Training Center dedication ceremony

Trustee Range: Encouraged everyone to visit the Regional Public Safety Training Center.

15. ADJOURNMENT

It was MSC (Brady/Krause, 5-0) to adjourn the meeting at 8:06 p.m.


Michael Krause, Clerk


Date Approved