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# AGENDA

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**Victor Valley Community College District  
Board of Trustees Regular Meeting**  
Board Room, Victor Valley College  
18422 Bear Valley Road, Victorville, CA 92395

*This meeting will be electronically recorded*

March 14, 2006

## **CALL TO ORDER**

**4 p.m.**

## **PLEDGE OF ALLEGIANCE**

## **ACTION**

### **1. CLOSED SESSION**

- (a) Government Code Section 54956.9:  
CONFERENCE WITH LEGAL COUNSEL —  
EXISTING LITIGATION: six (6) 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)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
  - (4)Lynn Puckett vs. Victor Valley Community College District, Ron Krimper, Nick Halisky, Bettye Underhill, Dennis Henderson, Maxine Moore, and Does 1-1000; VCVVS 037295
  - (5)Lynn Puckett vs. Victor Valley Community College District, Ron Krimper, Nick Halisky, Bettye Underhill, Dennis Henderson, Maxine Moore, and Does 1-1000; VCVVS 036483
  - (6)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, Richard Prystowsky, Willie Davis Pringle, Bruce Baron. Employee organizations: CSEA, CTA, AFT-PTFU
- (c) Government Code Section 54957:  
DISCIPLINE/DISMISSAL/RELEASE OF A PUBLIC EMPLOYEE:  
Five (5) positions
- (d) Government Code Section 54956.9  
POTENTIAL LITIGATION: Student Complaint
- (e) Government Code Section 54956.9 Conference with legal counsel – existing litigation: three (3) cases.
  - (1) Modification of November 8, 2005, settlement agreement regarding DSPS grievances filed by California School Employees Association;

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

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- (2) Modification of hourly lawsuit settlement agreement with California School Employees Association in order to create Auxiliary Services Assistant position;
- (3) Grievance filed by California Employees Association re: health and welfare benefits for classified specials
- (f) Government Code Section 54957; PUBLIC EMPLOYEE PERFORMANCE EVALUATION
- (g) PUBLIC EMPLOYEE EMPLOYMENT: Network Manager
- (h) PENDING LITIGATION - Government Code Section 54956.9(a): United States Bankruptcy Court for the Southern District of New York (Adv. Action No. 05-01242-AJG) (the “Trading Claim Litigation”)

**2. RECONVENE TO OPEN SESSION**

**6 p.m.**

- 2.1 Action as a result of Closed Session

**3. GOVERNING BOARD**

- 3.1 Consider approval of the minutes of the February 14, 2006, regular Board meeting. YES\_\_\_ NO\_\_\_

- 3.2 Announcement that persons may speak to agenda items if the Agenda Discussion Form has been completed. Information

- 3.3 Agenda Additions/Revisions YES\_\_\_ NO\_\_\_

**4. REPORTS**

Information

- 4.1 Superintendent/President
- 4.2 Instruction
- 4.3 Student Services
- 4.4 Administrative Services
- 4.5 Human Resources
- 4.6 Governmental Relations
- 4.7 Foundation
- 4.8 Board of Trustees
- 4.9 Constituency Representatives
  - a) ASB
  - b) CCA
  - c) CSEA
  - d) Faculty Senate
  - e) AFT Part-Time Faculty United
  - f) Management
- 4.10 Public Comments

This is the time for the general public to address the Board. State law prohibits the Board from addressing any issue not included on the agenda. Please limit comments to three minutes per individual and a total of 15 minutes per topic. Discussion of personnel matters is inappropriate for open session. The Board is committed to protecting the privacy interests of District personnel. Should any member of the public wish to discuss a personnel matter, it must first be brought to the attention of the director of human resources. Speakers are cautioned that under California law, no person is immune from liability for making intentionally false or defamatory comments regarding any person simply because those comments are made at a public meeting.

#### 4. CONSENT AGENDA

All matters listed under **Consent Agenda** are considered by the Board of Trustees to be routine or sufficiently supported by back-up information as not to require additional discussion. Consent items will be enacted by one motion. 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 Agenda items from anyone completing an Agenda Discussion Form will be heard prior to the Board's vote on the Consent Agenda.

**Consider approval of the following consent items to be approved in one motion.**

YES \_\_\_ NO \_\_\_

- a. Classified Additional Positions  
Consider approval of the addition of the office assistant (50%), Teacher Learning Center, and Administrative Secretary II, Instruction as listed. Fiscal impact: Budgeted
- b. Non-Classified Employees  
Consider approval of the appointments as listed. Fiscal Impact: Budgeted
- c. Academic Ratification of Equivalency Requests  
Consider ratification of the equivalencies as listed. Fiscal impact: None
- d. Academic Ratification of Eminence Request  
Consider approval of the eminence request as listed. Fiscal impact: None
- e. Temporary Academic  
Consider approval of the appointments as listed Fiscal impact: Budgeted
- f. Classified Bargaining Unit Appointments, Promotions, and/or Transfers  
Consider approval of the transfers/appointments as listed. Fiscal Impact: Budgeted Item

g. Agreements

Consider ratification of the agreement as listed. Fiscal impact: Budgeted Items, as detailed below. Budgeted items, HIS Title V Grant.

Vendor/Consultant	Service	Amount
Kathi Williams	Facilitate training workshop, provide materials and educational resources, conduct follow-up of participants, March 17, 2006 – March 30, 2006.	\$1,500.00
Ed Gomez	Serve as keynote speaker at HSI Title V Open House, develop evaluation instrument and administer survey, March 17, 2006 – March 30, 2006.	\$750.00
	Total	\$2,250.00

h. Agreement – Chappell Graduation Images

Consider approval of agreement with Chappell Graduation. Fiscal Impact: None

i. Agreement – Chariot Software Group

Consider approval of the agreement as detailed below. Fiscal Impact: Budgeted Item.

Vendor/Consultant	Service	Amount
Chariot Software Group	Annual site license renewal for campus-wide Webgrade services	\$995.00
	Total	\$995.00

j. Agreement – Systems Technology Association

Consider ratification of the agreement as detailed below: Fiscal Impact: Budgeted Item

Vendor/Consultant	Service	Amount
Systems Technology	1000 LAN card, three years support and HP installation	\$1,215.43
	Total	\$1,215.43

k. Board of Trustees Transfers and Payments Report

Consider approval of the Board of Trustees and Payments Reports.

l. Quarterly fiscal Status Report

Consider approval of the December 31, 2005 quarterly report to be submitted to the Chancellor's Office and county schools. Fiscal Impact: None

**ACTION AGENDA**

**6. BOARD OF TRUSTEES**

**6.1 Excused Absence of Trustee**

Consider adoption of the resolution, excusing Trustee Thomas M. Elder, II absence from the February 14, 2006 regular meeting of the board and allowing him to be compensated for that meeting.

YES\_\_\_ NO\_\_\_

**7. SUPERINTENDENT/PRESIDENT**

**8. INSTRUCTION**

8.1 Agreement – SIRSI Corporation

Consider ratification of the agreement as detailed below

Fiscal impact: \$6,000

YES\_\_\_ NO\_\_\_

Vendor/Consultant	Service	Amount
SIRSI Corporation	Unicorn System migration consulting services	\$6,000.00
	Total	\$6,000.00

8.2 Agreement – Contract Education Services

Consider approval of the agreement as detailed below

Fiscal impact: \$6,920 income to the district

YES\_\_\_ NO\_\_\_

Vendor/Consultant	Service	Tentative Amount Recvd
Daily Press	“How to Achieve Customer Excellence”	\$6,920.00
	Total	\$6,920.00

8.3 Full-time Faculty Overload Pay for 2005-2006

Consider approval of the attached list of full-time faculty for overload pay in the amount of \$67,071.00. Fiscal Impact: Budgeted item.

YES\_\_\_ NO\_\_\_

8.4 Out-of-State Student Travel

Consider approval for Dino Bozonelos, Sharon Wright and the Model United Nations Club members, as listed, to attend and compete at the 2006 National Model United Nations Conference in New York City.

Fiscal Impact: \$16,000 paid for through donations.

YES\_\_\_ NO\_\_\_

8.5 Amended Agreement – Federal Bureau of Prisons

Consider acceptance of the amended agreement (Modification #9 and #11) for the ASE, Motor Vehicle Repair Program at the Federal Correctional Institution in Victorville, CA, per the terms and conditions contained therein. Fiscal Impact: an additional \$40,678.00 to the district.

YES\_\_\_ NO\_\_\_

8.6 Agreement – Northwoods Resort and Convention Center

Consider approval of the booking agreement with the Northwoods Resort and Convention Center for the purpose of holding a Department Chairs Retreat on April 20-21, 2006 in Big Bear, California. Fiscal Impact: Budgeted item through Staff Development Fund, estimated cost

\$7,283.95

YES\_\_\_ NO\_\_\_

**9. STUDENT SERVICES**

- 9.1 Agreement – Computer Prompting and Captioning Co. – DSPS  
Consider approval of the agreement with Computer Prompting & Captioning as detailed below. Fiscal impact: \$9,830.00 (DSPS Budget) YES\_\_\_ NO\_\_\_

Vendor/Consultant	Service	Tentative Amount Recvd
Computer Prompting & Captioning	CaptionMaker Software licensing fee	\$5,995.00
Computer Prompting & Captioning	Equipment	\$3,835.00
	Total	\$9,830.00

**10. ADMINISTRATIVE SERVICES**

- 10.1 Signature Authority  
Consider rescinding all previous signatory authority for Mr. Jeffrey Cooper, effective march 14 2006.  
Fiscal Impact: none YES\_\_\_ NO\_\_\_
- 10.2 Agreement – Donations  
Consider acceptance of the donations as college property. Total donation amount \$41,318.71 YES\_\_\_ NO\_\_\_
- 10.3 Adopt a Resolution – Enron Bankruptcy  
Consider adoption of the resolution attached, authorizing settlement of the district’s bankruptcy claims against Enron, including participation in the “True-up” process, and authorizing the Community College League of California to execute the Settlement Agreement on behalf of the district. Fiscal Impact: Settlement to the district of \$138,098.04 YES\_\_\_ NO\_\_\_
- 10.4 Proposal – Spencer/Hoskins  
Consider acceptance of the proposal of Spencer/Hoskins as listed. Fiscal Impact: Budgeted item, not to exceed \$18,000.00 YES\_\_\_ NO\_\_\_
- 10.5 Amend Agreement – Reliable Graphics  
Consider approval of the amendment to the agreement with Reliable Graphics as submitted. Fiscal Impact: \$50,000.00 (This project is State funded and will be 100% reimbursable to the district through Fund 71.) YES\_\_\_ NO\_\_\_
- 10.6 Notice of Completion - Nesdoor  
Consider acceptance of the work of Nesdoor for the installation of ADA compliant doors and direct the district to file the Notice of Completion. Fiscal Impact: There is no fiscal impact to file a Notice of Completion. YES\_\_\_ NO\_\_\_
- 10.7 Agreement – D & G Flooring  
Consider acceptance of the proposals from D&G Flooring as presented. Fiscal Impact: \$10,575.86 – Charged from Redevelopment Funds. YES\_\_\_ NO\_\_\_

10.8 Amend Agreement – Cal K-12 Construction, Inc.  
Consider approval of the amendment to the agreement with Cal K-12 Construction, Inc. as submitted. Fiscal Impact: \$50,000.00 increase to original amount of \$525,957.00 for a total contract amount of \$575,957.00. (This project is State funded and will be 100% reimbursable to the district through Fund 71.) YES\_\_\_ NO\_\_\_

**11. HUMAN RESOURCES**

11.1 Administrative/Management/Confidential Payment of Accrued Vacation Days  
Consider approval of payment of accrued vacation days for Margarita Barbosa, administrative assistant, Auxiliary Services. Fiscal Impact: Budgeted \$14,629.69 YES\_\_\_ NO\_\_\_

11.2 Management New Job Description, Budget Analyst  
Consider approval of the new management position and job description for a budget analyst as listed. Fiscal Impact: Budgeted YES\_\_\_ NO\_\_\_

11.3 Administrative/Management/Confidential Termination of Select Plan  
Consider adopting of the resolution to terminate the SELECT Defined contribution 401(A) Plan. Fiscal Impact: None YES\_\_\_ NO\_\_\_

11.4 Approval of Out-of-State Travel  
Consider approval for travel and expenses for Cindy Wilson to attend the National Institute for Leadership Development Institute as listed. Fiscal Impact: Budgeted item, approximately \$3,000 to be paid from Auxiliary Funds. YES\_\_\_ NO\_\_\_

11.5 Approve Settlement Agreement Between the VVCCD and Faculty Association  
Consider ratification of the settlement agreement that provides for a collective bargaining agreement between the district and CTA for the period July 1, 2004 through June 30, 2007. YES\_\_\_ NO\_\_\_

11.6 District Initial Negotiations Proposal for CTA Contract  
Consider appropriate action as noted. YES\_\_\_ NO\_\_\_

**12. FOR INFORMATION ONLY**

12.1 Substitutes Provided Through Contract  
Provided as an informational item. Information

12.2 Monthly Financial Reports  
Provided as an informational item. Information

12.3 Feasibility Study  
Provided as an informational item. Information

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### **13. ADJOURNMENT**

It is the intention of Victor Valley Community College District to comply with the Americans with Disabilities Act in all respects. Any person with a disability may request that this agenda be made available in an appropriate alternative format. A request for a disability-related modification or accommodation may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting to Jeffrey Holmes, Victor Valley College, 18422 Bear Valley Road, Victorville, California 92395-5849, (760) 245-4271, Ext. 2596, from 8:30 a.m. to 5:00 p.m., Monday through Friday, at least 48 hours prior to the meeting to make reasonable arrangements. Government Code Section 54954.2.