



Victor Valley Community College District Board of Trustees Special Meeting

Minutes

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

January 24, 2006

5 p.m.

CALL TO ORDER: The Board of Trustees of Victor Valley Community College District met in Open Session on January 24, 2006, in the Board Room of the Administration Building. Mr. Range, Board President, called the meeting to order at 5 p.m.

PLEDGE OF ALLEGIANCE: Annette McComas led the audience in the Pledge of Allegiance to the flag.

MEMBERS PRESENT: Mr. Range, Board President; Mr. Dennis Henderson, Vice President; Mr. Donald Nelson, Clerk Trustee, Thomas M. Elder II, Dr. Bettye Underhill, Trustee. Michael Koenig, substituted for Kimberlee Kelly ASB President and Student Trustee)

MEMBERS ABSENT: None

STAFF/GUESTS PRESENT: Dr. Spencer, Mr. Baron, Dr. Schmidt, Mr. Bill Greulich, Dr. Prystowsky, Dr. Lewallen, Annette McComas, Tom O'Rourke, Robert Sewell, Stephen Garcia, Dave Chip, Neal Kelsy, Willie Davis Pringle, Dale Morgan, Kevin Crowley, Lael Willingham, David Lane, William Carlton other staff, and members of the public.

CLOSED SESSION: Mr. Range recessed the Open Session at 5:04 p.m. and the Board met in Closed Session from 5:04 p.m. to 6:23 p.m. to discuss the following:

The Board moved to Closed Session from 5:04 p.m. to 6:23 p.m. to discuss the following:

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;

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

- (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:
Two (2) positions
- (d) Government Code Section 54956.9
POTENTIAL LITIGATION: Student Complaint
- (e) Government Code Section 54956.9 Conference with legal counsel – existing litigation: one (1) case. Grievance filed by California School employees Association re: health and welfare benefits for classified specials

2. RECONVENE TO OPEN SESSION

6 p.m.

- 2.1 Action as a result of Closed Session
Mr. Range reported that there were no actions taken by the Board in Closed Session.

3. GOVERNING BOARD

- 3.1 It was MSC (Underhill/Nelson, 5-0) to approve the minutes of the January 10, 2006, regular Board meeting.
- 3.2 Announcement that persons may speak to agenda items if the Agenda Discussion Form has been completed.
- 3.3 Agenda Additions/Revisions
Dr. Spencer announced that item 5.d had an amendment and item 7.1 had a typographical correction.
- 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.

Two public comments:

On behalf of the college, Mr. Range and Dr. Spencer presented Dr. Franke with a plaque in recognition for her years of service to the students and to the college.

On behalf of the Spring Valley Lake Lion's club, Mr. Nelson presented Dr. Spencer with a check in the amount of \$1,200 in support of the Student Experience Fund.

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.

Item 5.c was pulled from the Consent Agenda and acted on separately by the Board. See item 11.2

It was MSC (Elder/Underhill, 5-0) to approve the following consent items in one motion.

- a. Academic Appointments
Consider approval of appointments as listed. Fiscal Impact: Budgeted
- b. Temporary Academic
Consider approval of the appointments as listed. Fiscal Impact: Budgeted
- c. Faculty Reassignment Moved to 11.2 for discussion and separate vote
Consider approval of the reassignment of Chris Cole as listed. Fiscal Impact: None
- d. Non-Classified Employees
Consider approval of the appointments as listed.

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ACTION AGENDA

6. BOARD OF TRUSTEES

7. SUPERINTENDENT/PRESIDENT

7.1 Second Reading: Proposed Board Policy No. 6620 – Naming Recognition

It was MSC (Elder/Underhill, 5-0) to accept for second reading the proposed Board Policy No. 6620, Naming Recognition.

8. INSTRUCTION

8.1 Out-Of-State Travel – Theatre Arts

It was MSC (Underhill/Nelson, 5-0) to approve the out-of-state travel for Ed Heaberlin, Lee Harris and 15 students to attend the Kennedy Center American College Theatre Festival in Cedar City, Utah on February 13-18, 2006. Fiscal Impact: None to the District.
The cost of \$6,000 associated with this travel will be paid by the Associated Student Body and through funding from the Student Experience Fund.

9. STUDENT SERVICES

9.1 Second Reading: Revised Board Policy No. 4230 – Grading Symbols

It was MSC (Elder/Nelson, 5-0) following discussion, the motion carried to accept for second reading the revised Board Policy No. 4230 –Grading Symbols. Fiscal Impact: None

9.2 Second Reading: Revised Board Policy No. 5040 – Student Records and Directory Information

It was MSC (Underhill/Elder, 5-0) to accept for second reading the revised Board Policy No. 5040 –Student Records and Directory Information. Fiscal Impact: None

9.3 Americorps Program – Grant Award

It was MSC (Henderson/Underhill, 5-0) to accept the grant award of \$43,369 (annually for three years). Fiscal Impact: The district will receive \$43,369 annually.

9.4 SSPIRE (Student Support Partnership Integrating Resources and Education) – Grant Award Notification

It was MSC (Henderson/Underhill, 5-0) to accept the SSPIRE grant award.

9.5 Agreement – Datatel Executive Mentoring for Information Systems

It was MSC (Elder/Nelson, 5-0) following discussion, the motion carried to approve the agreement with Datatel, Inc. for Executive Mentoring for Information Systems. Fiscal Impact: Budgeted item, approximately \$141,500 for 2005-06 fiscal year, approximately, \$84,900 for 2006-07 fiscal year.

9.6 Agreement – FACTS Management Company

It was MSC (Underhill/Nelson, 5-0) following discussion, the motion carried to approve the agreement with FACTS Management Company. Fiscal Impact: The current debt balance from uncollected student fees will not continue to grow.

9.7 Non-Resident Tuition Fee

It was MSC (Elder/Underhill, 5-0) following discussion, the motion carried to approve the non-resident tuition rate of \$160 (statewide basis). This nonresident tuition fee will be effective for the fall semester 2006.

10. ADMINISTRATIVE SERVICES

10.1 Agreement - Public Economics, Inc.

It was MSC (Nelson/Underhill, 5-0) to approve the agreement with Public Economics, Inc. as listed. Fiscal Impact: \$7,500 reimbursable from proceeds of the redevelopment funds.

10.2 Agreement – Reliable Graphics

It was MSC (Henderson/Nelson, 5-0) to approve the agreement with Reliable Graphics as listed. Fiscal Impact: \$35,000 (this project is State funded and will be 100% reimbursable to the district through Fund 71).

10.3 Request to Hold a Public Hearing and Adopt a Resolution, Seismic Replacement Auxiliary Gymnasium building Project

It was MSC (Elder/Underhill) to open a public hearing regarding the seismic replacement auxiliary gymnasium building project. The public hearing was opened. Being there were no public comments, it was MSC (Elder/Nelson, 5-0) to close the public hearing. It was MSC (Nelson/Elder, 5-0) to adopt the Resolution for the Auxiliary Gymnasium Project and Negative Declaration as submitted

11. HUMAN RESOURCES

11.1 Revision to Management Salary Schedule

It was MSC (Elder/Underhill, 5-0) to approve the revision in the management salary schedule to include the executive dean at Range 49.

11.2 Faculty Reassignment (from Consent Item 4.c)

It was MSC (Nelson/Elder, 4-1, Henderson, No) following discussion, the motion carried to approve the reassignment of Chris Cole as listed. Fiscal Impact: None

12. FOR INFORMATION ONLY

12.1 Classified Resignation

Provided as an informational item.

12.2 MIS Organizational Change

Provided as an informational item.

13. ADJOURNMENT

The meeting was adjourned at 7:30 p.m.

APPROVED:

Joe Range, President

Donald Nelson, Clerk

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

Date Approved