



MINUTES
Victor Valley Community College District
Board of Trustees Regular Meeting
Tuesday, January 12, 2016

Place: **Closed Session:** 5-6:00 p.m. West Wing Conference Room, Victor Valley Community College, 18422 Bear Valley Road, Victorville, CA 92395

Open Session: 6:00 p.m. Board Room, Victor Valley Community College, 18422 Bear Valley Road, Victorville, CA 92395

1. OPEN SESSION

2.1 CALL TO ORDER:

The Board of Trustees of the Victor Valley Community College District met in open session on January 12, 2016 in the Board Room. Board President Pinkerton called the meeting to order at 5:03 p.m.

2.2 ROLL CALL:

John Pinkerton, President; Brandon Wood, Vice President; Marianne Tortorici, Clerk; Dennis Henderson, Trustee; Joseph W. Brady, Trustee.

Absent:

Gabrielle Galindo, Student Trustee

Student Trustee Gabrielle Galindo arrived at 7:18 p.m.

2.3 PLEDGE OF ALLEGIANCE TO THE FLAG:

Justin Gatewood led the Pledge of Allegiance to the Flag.

2.4 ANNOUNCEMENT OF ITEMS DELETED OR CORRECTED FROM THE AGENDA: None

3. CLOSED SESSION

3.1 ANNOUNCEMENT OF CLOSED SESSION ITEMS

3.2 PUBLIC COMMENTS RELATED TO CLOSED SESSION ITEMS: Justin Gatewood, 3.4; Jason Terkeurst, 3.4

3.3 ADJOURN TO CLOSED SESSION

At 5:11 p.m. Board President Pinkerton recessed to closed session.

3.4 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Government Code 54957

Employee 180812082015

- 3.5 CONFERENCE WITH LABOR NEGOTIATOR -
Government code Section 5495736
District Representative: Roger Wagner
Employee Organization: CTA
- 3.6 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (d)(2) of Government
code section 54956.9 One case

4. OPEN SESSION REGULAR MEETING

4.1 CLOSED SESSION REPORT

At 6:10 p.m. Board President Pinkerton reconvened the meeting. Legal Counsel Jeff Morris reported out from closed session on the anticipated litigation. The board took action to reject the timely portion of the claim that was submitted and the Superintendent has been directed to return the balance of the claim that is untimely without action and that notice will be provided. On the employee discipline matter, the board took action on a motion by Board Member Tortorici with a second by Board President Pinkerton to take action on the employee involving an arbitration decision, that motion passed 3-2, the employee will be provided notice of the specific outcome of the decision by the board so that we can maintain the personnel privacy of that employee.

5. SUPERINTENDENT/PRESIDENT'S REPORT

Board President Pinkerton introduced Tedi Wilson who sang the National Anthem.

Special Report:

Superintendent/President Roger Wagner introduced Steve Toner who provided the Board with a PowerPoint presentation on the reorganization of our math Department dated January 2016; minimizing "Exit Points", Solution #1 Non-STEM Pathway; Solution #2 Changes to VVC Placement Strategy; The Typical Questions; & End Result. The Board provided positive feedback.

5.1 Foundation:

Board President Eric Schmidt reported out on the Alumni Hall of Fame and Distinguished Service Award celebration scheduled to occur on February 27, 2016. This is the largest fundraising event of the year; 5 Distinguished Service Awards will be presented during the event. 1) Service to our Community - the Foundation will be honoring Regina Weatherspoon-Bell, currently works for Supervisor Lovingood; 2) service to education in our region - the Foundation will be honoring Victorville Motors and Desert Fiat, as it's a gas to go to class program has inspired High School students for better attendance; 3) service to supporting Victor Valley College - the Foundation will recognize past President Janice Olson; thanked Trustee Brady for getting the notice to Janice and Dr. Wagner for helping with the selection process. Individuals being inducted into the Alumni Hall of Fame, 4) Patrick Silvestri, Vice President of Facilities and Construction for Prime Health Care, & 5) Willie Davis Pringle will be inducted posthumously recognizing him for Honorable Alumni, he was loved in the community for much of the work he has done not only for this institution but for many local educational institutions in the community.

Included during the event a lip sync battle will take place, 7 couples in the desert will be engaged in this battle for the golden microphone trophy, Eric and his wife will be taking part along with Dr. Wagner and his wife Stacy. Looking forward to raising money in support of the students. In support of the student success program, Eric shared an example of the work that they have been doing. Two years ago the Foundation launched a fundraising focus that is referred to as The Year of STEM, most of the items on the list were supported by gifts received in 2014, however there was one item on the list that could not be closed in 2014; thanks to the tenacity of Cathy Abbott, Eric is very proud tonight to showcase the Victor Valley College Chemistry Program who now have a new portable Nuclear Magnetic Resonance Machine (NMR). Eric introduced the chair of the physical science department and chemistry instructor TJ Kennedy who talked about the grant and the equipment donated. TJ explained what the instrument was used for. We are on a small list of Community Colleges that have grant funded research; Looking at 10 years of stipend funded research. TJ introduced a student who spoke about the equipment and congratulated the donors. Eric asked the 7 students who had stood behind TJ to state their majors. Eric recognized the donors in the audience who were able to attend. TJ and Eric stated that the equipment costs 50k. The grant was written with CSUSB, grant is 3million; funded annually our portion is roughly 20k. Eric thanked the Board, Dr. Wagner, and the College.

5.2 ASB Student Trustee Goals:

ASB Athletics Senator Maria Soto provided two goal updates to the board; Goal #5 & Goal #2.

5.3 Academic Senate:

No report.

5.4 Accreditation Steering Committee:

No report.

5.5 Facilities Update:

Stephen Garcia welcomed everyone back from the holiday break and updated the board on repairs done during the holiday break. Repaired a boiler in Student Services, bldg. 50; Main Gym had a bad VFD drive within one of the heaters; 2 bad control boards replaced at the Apple Valley gun range; all repairs are 100% operational. Repaired small individual units, had time to catch up on heating and air conditioning issues. On the Facilities side, addressed sound issues at the Liberal Arts building; began a re-roofing project on the Electronics bldg., along with bldg. 72; working on a larger overall plan to re-roof many buildings on campus; Main Gym was flooded as a result of a major storm during the December Board meeting, floor was repaired; sanded & painted stage floor at the theatre, and putting up new curtains on the main stage; The Center for Institutional Excellence in building 10 is about 98% complete. On the Capital Construction side, continuing to work on the new Tutoring Center which will be located in building 21; Committee will be meeting tomorrow to review the final revisions and plans for the Auto Welding building and will be re-submitted to DSA for final approval, we should be breaking ground sometime in late March; Meetings are being held to discuss the One-Stop, identifying Community Colleges that have One-Stops similar to

what we are looking at, starting to arrange campus visits. Steve updated the board on the status of the conference center.

Special Report:

Dr. Wagner reported out by stating that our last meeting went long and we didn't have an opportunity for our outgoing Board President to have some comments therefore Dr. Wagner has reserved some time under his report section to allow Trustee Brady to say a few words. Trustee Brady thanked the Board and staff for making last year a transitional year; we are trying to make the Board more open whereas everyone has the opportunity to speak; accomplished a lot by meeting with Barstow on 2 occasions and is very glad to see that Board President Pinkerton will continue that, hopefully we will be able to meet with Barstow twice this year; heard great things in the Barstow Community about it, there is a lot of pride in Barstow and by us reaching out and vice versa sent out a very strong message; pleased to have had Congressman Cooke and Assemblyman Obernolte here, the President from Cal State San Bernardino Thomas Morales; great leadership at the college; enjoys the Board meetings and interaction as a group, and appreciates what our Board is doing; thanked the leadership, Peter, Trinda, Dr. Wagner and those that are present helping the Board to become better Trustees; thanked everyone for the support last year; looking forward to great things and likes the change that Board President Pinkerton has implemented with the singing; need to change the Board meetings and look forward to the day that they move from the current building to another location.

6. REPORTS

6.1 CTA:

President David Gibbs reported out by saying that he is here today in support of the CTA agreement that is up and make his presence known.

6.2 CSEA:

President Margaret Kagy wished the Board a Happy New Year and stated that this year is going to be positive one, working together for what's most important to all of us, the students; announced that she is the new Union President of CSEA Local 584, unique to the college as a retiree to be a President; introduced the new Executive Board for 2016, Justin Gatewood/past President, Frederick Board/2nd Vice President, Sheila Burnham/Secretary, Magdalen Chavez/Treasurer, Marena Campos/Public Relations, Arlene Greene Wadsley/ Side Rep Coordinator unique position as Arlene is a retiree; hoping to work well within their own unit & the Board of Trustees; 2 vacancies on the Board, 1st Vice President and the Chief Union Steward; new negotiating team; looking forward to working with the District, promoting a positive attitude; established a meeting schedule with President Wagner and Director Best; excited to have the opportunity towards open communication; Board Agenda review during College Council meetings; as President of the CSEA she is going to move forward in a positive, upswing position so that we all stay focused on the students because that's what it's all about.

6.3 AFT Part-Time Faculty United:

President Lynne Glickstein wished the Board a Happy New Year. She echoed Trustee Brady's comment about collegially being able to work together over the past months, she has seen a big turnaround; learned that implementing change is difficult and slow in governmental institutions; read a quote from Hamlet, then stated that Dr. Wagner had the tenacity to hold true to the findings of the root to our problems and going about his way to fix those problems. She applauded him as she is aware that some of the choices he has made have been very difficult one's; it's been a pleasure and she has the rest of this year for her tenure, hoping to pass the torch to someone else; Lynne recognized Yolanda Austin, nurse (12 years of employment with the District) and prior VVC student, she is also part of the E-Board.

6.4 Management:

Jason Judkins Director of Financial Aid and Veterans Services reported that during the managements 3 minutes every month a new manager will come up and talk about their programs, there departments and what they are doing. Discussed Financial Aid; new financial aid application year for 16-17; notified students via email regarding the new financial aid year for the free application for federal student aid; informed the campus about the new application; opened up FAFSA labs to assist the students; partnered with local High Schools to do financial aid presentations for their seniors; partnered with Chris Piercy with the Bridge Program to schedule presentations; as of this fall we have disbursed over 11.2 million dollars in grant aid to our students, still have spring and summer to go, looking forward to a bigger year than last year. Discussed the Veterans; met with the Foundation office to apply for additional grants for our Veterans Resource Center; thanked the Facilities Committee and the Community for getting that up and running, it's been beneficial to our students; have seen over 1200 veteran students and their families; over 700 counseling appointments for our veterans; looking to expand counseling hours for veteran students and hopefully get a bigger space as it has been very successful and it is growing.

7. CONSENT

7.1 PUBLIC COMMENTS RELATED TO CONSENT AGENDA ITEMS: None

7.2 APPROVAL OF CONSENT ITEMS

It was MSC (Brady/Wood, 5-0) to approve the consent agenda items in one motion.

7.3 Approval of the Minutes of the December 8, 2015 Regular Board of Trustees Meeting

7.4 Agreement – Trane Building Services

7.5 Contract Agreement – Service Plus

7.6 Board of Trustees Budget Transfer Request Report

7.7 Independent Contractor Agreement- National Association for Community College Entrepreneurship

- 7.8 Agreement - Trane Building Services
- 7.9 Board of Trustees Payments Report
- 7.10 Independent Contractor Agreement - El Sali & RF, Inc. dba El Pescador
- 7.11 Independent Contractor Agreement - Mojave Copy
- 7.12 Independent Contractor Agreement - Apple Valley Unified School District
- 7.13 Independent Contractor Agreement - Virtual Enterprises International, Inc.
- 7.14 Institution Participation Agreement – Instructure
- 7.15 A.N.D. Technologies, Inc. (PCOUNTER)
- 7.16 Golden Star Technology, Inc.
- 7.17 Curriculum Changes
- 7.18 Non-Classified Employees
- 7.19 Agreement – Outback Industries
- 7.20 Amendment #1- Memorandum of Understanding- AB86 Adult Education Regional Consortia Member Districts
- 7.21 Independent Contractor Agreement - Massage Envy
- 7.22 Agreement - Erickson Law Firm, A.P.C.
- 7.23 Independent Contractor Agreement - California State University, Fresno Foundation
- 7.24 Agreement - Execu-Sys, Ltd
- 7.25 Agreement - Tricade
- 7.26 Agreement - Kenneth Perea
- 7.27 Agreement - Meltwater News US Inc
- 7.28 Agreement - FP Mailing Solutions
- 7.29 Agreement Amendment - University Enterprises Corporation at CSUSB

8. ACTION AGENDA

8.1 PUBLIC COMMENTS RELATED TO ACTION ITEMS: NONE

9. BOARD OF TRUSTEES - ACTION AGENDA

9.1 SEPARATE APPROVAL OF ITEMS PULLED FROM CONSENT AGENDA - None

9.2 Certificate of Election of Board President and District Clerk

It was MSC (Brady/Wood, 5-0) to open the item up for discussion. It was a 5-0 vote to elect Brandon Wood as Representative to the County Committee on School District Organization.

9.3 Vote for the CCCT Board Election - 2016

It was MSC (Brady/Pinkerton, 5-0) to nominate Marianne Tortorici for membership as the 2016 CCCT candidate.

10. INSTRUCTION AND STUDENT SERVICES - ACTION AGENDA - None

11. ADMINISTRATIVE SERVICES - ACTION AGENDA

11.1 AGREEMENT - A&E INSPECTION SERVICES

It was MSC (Henderson/Wood, 5-0) to approve the agreement.

11.2 INCREASE - KEENAN & ASSOCIATES PROPERTY/ CASUALTY CLAIMS ADMINISTRATION

It was MSC (Wood/Brady, 5-0) to approve the increase.

11.3 NON RESIDENT TUITION FEE

It was MSC (Wood/Brady, 5-0) to approve the Non Resident Tuition Fee.

11.4 Revised Lease Agreement - Xerox Corporation/ImageSource

It was MSC (Wood/Tortorici, 5-0) to approve the agreement.

11.5 **MOVED TO THE BEGINNING OF THE ACTION ITEMS** 2014-2015 FINANCIAL AUDIT

It was MSC (Brady/Henderson, 5-0) to move item 11.5 to the beginning of the Action Items. Ryan Milligan (Auditor) briefly reported and explained the 2014-2015 financial audit and answered any of the Boards questions.

It was MSC (Tortorici/Henderson, 5-0) to approve the 2014-2015 Financial Audit.

11.6 **MOVED TO THE BEGINNING OF THE ACTION ITEMS.** 2014-2015 PERFORMANCE AUDIT ON GENERAL OBLIGATION BONDS

It was MSC (Brady/Henderson, 5-0) to move item 11.6 to the beginning of the Action Agenda Items. Ryan Milligan (Auditor) briefly reported and explained the 2014-2015 Performance Audit on General Obligation Bonds and answered any of the Boards questions.

It was MSC (Wood/Brady, 5-0) to approve the 2014-2015 Performance Audit on General Obligation Bonds.

12. HUMAN RESOURCES - ACTION AGENDA

12.1 CTA AGREEMENT

It was MSC (Pinkerton/Wood, 5-0) to approve the CTA agreement.

13. INFORMATION/DISCUSSION

13.1 CAMPUS TECHNOLOGY PROJECT LIST

Submitted as an informational item. Fiscal Impact: None

14. PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS

14.1 PUBLIC COMMENTS RELATED TO NON-AGENDA ITEMS – None

14. BOARD COMMUNICATION

14.1 BOARD COMMUNICATION

Student Trustee Galindo apologized for being late this evening as she is taking two courses during winter; reported that the council is working on a few things; she was sorry to have missed Maria Soto's report on the two ASB goals; Council is working with the Hispanic Chamber of Commerce to get ready for the Cinco De Mayo event that happens here every year as the student body is responsible for the children's area; began meetings to get ready for their advocacy in Washington D.C. in March; working with the Foundation making sure they receive as many scholarship applications as possible; Gabrielle will be attending the CCLC workshop in Sacramento on January 28th.

Trustee Brady attended the CCLC conference in November 2015 and reported out; asked President Pinkerton to put a new contract on either the February or March meeting for Dr. Wagner for another 3 year contract as he deserves it; asked Dr. Wagner if we decided on an RFQ or RFP for our legal services, Dr. Wagner responded by stating it was done; met with Atresia Albertson from the California Community Colleges Classified Senate and she would like to make a presentation to our Classified Senate here, Trustee Tortorici responded by stating we do not have a Classified Senate here, Trustee Brady acknowledge and stated she would like to have one here as there are only 65 in the state; asked President Pinkerton to take a look, maybe in May on what is our social media plan, what are we doing, and how does it compare; found the President of the Academic Senate for the State most interesting and would like President Pinkerton to consider in mid-year to invite the President of the Academic Senate for the State to provide a presentation.

Trustee Wood had a great holiday season, nice to be back and get back into the groove of things; good to be back and see everyone here.

Trustee Tortorici hoped that everyone had a safe and happy holiday; addressed Trustee Brady and appreciates having worked at a University for 25 years, and Foundations at Universities; Foundation Alumni bring in millions of dollars; states that our Foundation is a very mature Foundation even though we don't bring in millions or billions we should

still be proud of the money that we do bring in as it has a positive impact on the students and the curriculum; pleased that ASB has provided the board with an update on their goals every month; she is going on her 2nd year as Trustee and asked President Pinkerton to encourage the board to have some kind of retreat to establish our goals; attended the nursing graduation; attended the Corrections Graduation; thanked Ginger for supporting Chemistry, and Corrections and the impact she makes on the college; attended the Paramedic graduation; asked President Pinkerton to talk about what we would like to see for topics; coming into the P1 and would like an update either next month or in the very near future on our FTES, would like to know where we are and if we are hitting our target as we are in our first year of restoration, and would like to know what our plans are for the coming years; asked President Wagner to provide a brief update on the SVL vote; asked Dr. Wagner for an update on the contents of the minutes; wished everyone a happy 2016.

Trustee Henderson hoped everyone had a great Christmas and Happy New year; he spent Christmas with his new grandson; thought this was a good meeting tonight and thinks the laptops are going to work; supports the Foundation as they do a great job. Wished everyone a happy 2016.

Trustee Pinkerton thanked Trustee Henderson and is pleased that we have maintained this board as we have a variety of angles of perspectives; he would like to maintain that this year; values Trustee Brady's look at the bottom line and raises questions; values that Trustee Wood plays the devil's advocate; Trustee Henderson is the anchor of the board as he has been here the longest and has staying power; election coming up for Trustee Pinkerton and Trustee Brady and they intend to run; values Trustee Henderson because he keeps the board stable and values his courage and commitment; the smartest member of the board with the most experience in college management is Trustee Tortorici; President Pinkerton stated that we all have our balance and if we keep it up we will accomplish good things this year.

15. ADJOURNMENT

15.1 ADJOURNMENT

It was MSC (Henderson/Brady, 5-0) to adjourn the meeting at 8: 24 p.m.



Marianne Tortorici, Clerk

2-9-2016

Date Approved