



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

Date: September 11, 2012

Place: **Open Session:** 5 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 September 11, 2012 in the Board Room of the Administration Building. Mr. Range, Board President called the meeting to order at 5:33 p.m.

TRUSTEE ROLL CALL: Joe Range, President; Lorrie Denson, Vice President; Michael Krause, Clerk; Dennis Henderson, Trustee; Joseph W. Brady, Trustee; Monique Ballard, Student Trustee and Dr. O'Hearn

Peter Allan 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) (1)
Employee Number 020409112012

2.1 PUBLIC COMMENTS RELATED TO CLOSED SESSION ITEMS: None

At 6:38 p.m. Board President Range recessed to closed session

3. OPEN SESSION

6 p.m.

3.1 Closed Session Report

At 6 p.m. Board President reconvened the meeting and announced that it was MSC (Brady/Denson 5-0) to grant employee #020409112012 an additional 6 months unpaid leave of absence.

3.2 Public Comments Related to Agenda Items – Fred Board 11.3

4. SUPERINTENDENT/PRESIDENT'S REPORT

Tom Turner spoke on the 9-11 events that occurred this week on campus which included a moment of silence and placing a wreath at the bell.

Fusako Yokotobi spoke on the ACCA leadership training attended by Dino Bozonelos, Dr. Joseph Morris and Kimberly Day.

Professor Steve Toner thanked everyone that was involved in establishing a math support center located in the Academic Commons and is looking forward to supporting the goal of student success.

In response to Safety Awareness Month, Chief Knight provided a report outlining security on campus and what the department does on campus. He pointed out that an emergency comprehensive plan is posted on the website.

Vice President Peter Allan gave an update on the accreditation recommendations 1-6 and pointed out that recommendations 7-8 and Commission Recommendation #1 were complete.

Public Comments Related to Non-Agenda Items:

It was MSC (Brady/Krause, 5-0) to change the order of the agenda allowing Public Comments related to non-agenda items to be presented at this time.

Dr. O'Hearn introduced Tracy Davis as the new Academic Senate President.

- **Academic Senate** – Tracy Davis introduced the new Academic Senate officers; Claude Oliver, Vice President, Leslie Huiner, Secretary, Steve Toner, Treasurer, and Lisa Harvey, Past President.

5. CONSENT AGENDA

It was MSC (Krause/Brady, 5-0) to approve the consent items in one motion with items 5.1, 5.7, 5.9 and 5.31 pulled by Trustee Denson for separate discussion.

5.1 PULLED FOR SEPARATE DISCUSSION (see Agenda Item 6.1)

Approval of the minutes of the August 14, 2012 regular Board meeting.

5.2 Agreement – Mike Brown Grandstands, Inc.

Ratification of the agreement between Victor Valley Community College District and Mike Brown Grandstands, Inc. to provide temporary rental of grandstand equipment for athletics. Fiscal Impact: \$12,890.00, budgeted item.

5.3 Child Development Laboratory Classroom Handbook

Approval of the Child Development Laboratory Classroom Family Handbook as submitted for 2012-2013 school year. Fiscal Impact: None

5.4 Agreement Renewal – Identix, Inc.

Ratification of the agreement between Victor Valley Community College District and Identix, Inc. to provide maintenance services for the Live Scan fingerprinting machines. Fiscal Impact: \$5,434.00, budgeted item.

5.5 Agreement Renewal – San Bernardino County Information Services Department

Ratification of the agreement between Victor Valley Community College District and San Bernardino County Information Services Department for the County Wide Area Network (WAN) to provide countywide data, voice and video communications. The period of this agreement is from September 1, 2012 through August 31, 2018. Fiscal Impact: \$35,895.00, budgeted item.

- 5.6 Agreement – H&E Equipment Services
Ratification of the agreement between Victor Valley Community College District and H&E Equipment Services for the rental of two 35 foot scissor lifts, plus the cost of fuel, to be used at home football games. The period of this agreement is September 10, 2012 through November 12, 2012. Fiscal Impact: Not to exceed \$2,547.21, budgeted item.
- 5.7 **PULLED FOR SEPARATE DISCUSSION** (see Agenda Item 6.1)
Agreement – Ebmeyer Charter & Tour
Ratification of the agreement between Victor Valley Community College District and Ebmeyer Charter & Tour to provide charter bus transportation for various athletic programs. The period of this agreement is August 28, 2012 through November 10, 2012. Fiscal Impact: Not to exceed \$30,000.00, budgeted item.
- 5.8 Independent Contractor Agreement – Johnny Ramirez
Approval of the agreement between Victor Valley Community College District and Johnny Ramirez to provide academic workshops/training to GEAR UP students and parents. The service period for this agreement is September 12, 2012 through December 20, 2012. Fiscal Impact: \$10,000.00, GEAR UP grant funded.
- 5.9 **PULLED FOR SEPARATE DISCUSSION** (see Agenda Item 6.1)
Agreement Renewal – ACT, Inc.
Ratification of the Agreement between Victor Valley Community College District and ACT, Inc. to provide a comprehensive, computer-adaptive testing program that assesses students' skill levels in mathematics provides placement information and connects students to the campus resources they need to achieve their academic goals. The period of this agreement is from July 20, 2012 through August 31, 2012 and will automatically be renewed for successive one-year periods for a total contract period not to exceed five (5) years. Fiscal Impact: \$12,348.00, budgeted item.
- 5.10 Independent Contractor Agreement – Patricia Pena
Ratification of the agreement between Victor Valley Community College District and Patricia Pena dba Tech4fit to maintain and repair all of the weight room equipment as required by the District. The period of this agreement is July 1, 2012 through June 30, 2013. Fiscal Impact: Not to exceed \$15,000.00, budgeted item.
- 5.11 Agreement – Quick Caption
Ratification of the agreement between Victor Valley Community College District and Quick Caption to provide real-time captioning for students who participate in Disabled Students Programs and Services (DSPS). The period of this agreement is from August 27, 2012 through December 15, 2012. Fiscal Impact: Not to exceed \$18,000.00, budgeted item.
- 5.12 Agreement Renewal – Samuel Sepuya, M.D.
Ratification of the agreement between Victor Valley Community College District and Samuel Sepuya, M.D. to serve as the Medical Director for the District's Respiratory Therapy Program for the 2012-2013 school year. The period of this agreement is from August 27, 2012 to August 26, 2013. Fiscal Impact: \$4,000.00, budgeted item.
- 5.13 Agreement – American Medical Response (AMR)
Ratification of the agreement between Victor Valley Community College District and American Medical Response (AMR) to provide medical standby services for athletic events. The period of this agreement is from September 8, 2012 through October 27, 2012. Fiscal Impact: \$1,950.00, budgeted item.

- 5.14 Agreement – RGA Environmental, Inc.
Ratification of the agreement between Victor Valley Community College District and RGA Environmental, Inc. to prepare and monitor respirable dust testing on campus and provide report of findings. Fiscal Impact: \$1,945 00, Fund 71.
- 5.15 Board of Trustees Payments
Approval of the Board of Trustees Payments Report. Fiscal Impact: None.
- 5.16 Quarterly Financial Status Report (CCFS-311Q)
Acceptance of the Quarterly Financial Status Report (CCFS-311Q). Fiscal Impact: None.
- 5.17 Agreement Renewal – Hesperia Unified School District
Ratification of the agreement between Victor Valley Community College District and Hesperia Unified School District to lease six (6) classroom spaces at Hesperia High School to hold college courses at this site. Fiscal Impact: \$15,300.00, budgeted item.
- 5.18 Agreement Renewal – Victor Valley Unified School District
Ratification of the agreement between Victor Valley Community College District and Victor Valley Unified School District to lease eight (8) classroom spaces at Victor Valley Unified School District to hold college courses at this site. Fiscal Impact: \$20,400.00 budgeted item.
- 5.19 Agreement – Merrell Johnson Companies
Approval of the agreement between Victor Valley Community College District and Merrell Johnson Companies for soils surveys and engineering as required by the Division of State Architect's office (DSA) to complete the foundation work for the installation of Solar Car Port structure Photovoltaic systems in parking lots 11, 12 and 16. Fiscal Impact: Estimated \$11,550.00, Local Bond funded.
- 5.20 Notice of Completion – NCM Contracting Group, LP
Ratification of the Notice of Completion between Victor Valley Community College District and NCM Contracting Group, LP for the Main Campus Music Building Abatement project. This project was originally Board approved on May 8, 2012. Fiscal Impact: None.
- 5.21 Agreement – Southern California Edison
Ratification of the agreement between Victor Valley Community College District and Southern California Edison for a company release allowing SCE to complete a case study of the District's 1 Megawatt Solar Facility. Fiscal Impact: None.
- 5.22 Agreement Renewal – Solarwinds, Corp.
Ratification of the agreement between Victor Valley Community College District and Solarwinds, Corp. for its software suite that allows network managers to monitor many servers and other devices for outages on and off campus. Term 9/18/12-9/17/13. Fiscal Impact: \$4,489.00, budgeted item.
- 5.23 Agreement Renewal – Dempsey Bluevar
Ratification of the agreement between Victor Valley Community College District and Dempsey Bluevar for Deep Freeze licenses ENT to run concurrently with purchase of Deep Freeze MAC (EDU) maintenance which was originally approved by the Board on February 12, 2012. The software automatically resets computer configurations. Term: 9/26/12-9/26/13. Fiscal Impact \$3,211.00, budgeted item.

- 5.24 Agreement Renewal – Bomgar Corporation
Ratification of the agreement between Victor Valley Community College District and Bomgar Corporation for software to assist the help desk and other technical personnel to view and control any workstation on or off campus with troubleshooting when students or staff call with technical computer problems. The period of this agreement is from October 1, 2012 through September 30, 2013. Fiscal Impact: \$2,753.60, budgeted item.
- 5.25 Correction to Contract Amount – Somerset Capital Group, Ltd.
Ratification of the agreement between Victor Valley Community College District and Somerset Capital Group, Ltd. to correct the Board item submitted and approved at the August 14, 2012 Board of Trustees meeting to include the omitted sales tax. (Item #IN-43, on Campus Technology Project list) Fiscal Impact: \$1,112.13, budgeted item.
- 5.26 Agreement Renewal – Industry Weapon, Inc.
Ratification of the Agreement between Victor Valley Community College District and Industry Weapon, Inc. for Command Center HD (CCHD) licenses used to power the digital signage located at the Regional Public Safety Training Center. Term: 9/2/12-9/1/13. Fiscal Impact: \$2,250.00, budgeted item.
- 5.27 Agreement – Nuventive, LLC
Ratification of the agreement between Victor Valley Community College District and Nuventive, LLC to purchase TracDat SharePoint software, maintenance, and professional services in support of instructional and operational needs. (Item # IN-44, on Campus Technology Project list) Term: 7/27/12-7/26/13. Fiscal Impact: \$15,587.50, budgeted item.
- 5.28 Agreement – Vector Resources, Inc.
Ratification of the agreement between Victor Valley Community College District and Vector Resources, Inc. to purchase 3 years of Smartnet support for our Cisco controller. This is needed to support wireless network for instructional programs. Term: 7/1/12-6/30/15. Fiscal Impact: \$2,142.72, budgeted item.
- 5.29 Agreement – Computerland of Silicon Valley
Ratification of the agreement between Victor Valley Community College District and Computerland of Silicon Valley to purchase Microsoft Desktop Bundle for faculty and staff. Term: 9/29/12-9/30/13, year 2 of 3. Fiscal Impact: \$62,549.50
- 5.30 Independent Contractor Agreement – John Tonyan
Ratification of the agreement between Victor Valley Community College District and John Tonyan to provide piano tuning and servicing in the Music Department. Fiscal Impact: Not to exceed \$3,500.00, budgeted item.
- 5.31 **PULLED FOR SEPARATE DISCUSSION** (see Agenda Item 6.1)
Fiscal Crisis and Management Assistance Team (FCMAT)
Ratification of the agreement with Fiscal Crisis and Management Assistance Team (FCMAT), which was established by legislation to provide fiscal, management, and operational analysis and assistance for educational entities. This is a one-time agreement to assist in reviewing the 2012-2013 budget and the subsequent fiscal years through 2015-2016. Fiscal Impact: \$30,000.00, budgeted item.

ACTION AGENDA

6. BOARD OF TRUSTEES

6.1 Separate approval of items pulled from consent agenda

5.1 Approval of the minutes of the August 14, 2012 regular Board meeting.

It was MSC (Brady/Henderson, 5-0) to approve the minutes of the August 14, 2012 regular Board meeting.

5.7 Agreement – Ebmeyer Charter & Tour

It was Brady/Henderson, 5-0) to ratify the agreement between Victor Valley Community College District and Ebmeyer Carter & Tour to provide charter bus transportation for various athletic programs. The period of this agreement is August 28, 2012 through November 10, 2012. Fiscal Impact: Not to exceed \$30,000.00, budgeted item.

5.9 Agreement Renewal – ACT, Inc.

It was MSC (Denson/Henderson, 5-0) to ratify the Agreement between Victor Valley Community College District and ACT, Inc. to provide a comprehensive, computer-adaptive testing program that assesses students' skill levels in mathematics, provides placement information and connects students to the campus resources they need to achieve their academic goals. The period of this agreement is from July 20, 2012 through August 31, 2012 and will automatically be renewed for successive one-year periods for a total contract period not to exceed five (5) years. Fiscal Impact: \$12,348.00, budgeted item.

5.31 Fiscal Crisis and Management Assistance Team (FCMAT)

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8. INSTRUCTION

8.1 Contract CSPP-2426, Contractor Certification Clauses (CCC-307) and Resolution

It was MSC (Henderson/Krause, 5-0) to approve the California Department of Education Child Care Contract CSPP-2426 for fiscal year 2012-2013 and adopt the resolution certifying the approval of the Governing Board to enter in this transaction with the California Department of Education. Fiscal Impact: \$115,484, Maximum Reimbursable Amount.

10. ADMINISTRATIVE SERVICES

10.1 Public Hearing and Adoption of the 2012-2013 Budget

It was MSC (Henderson/Krause, 4-1, Brady opposed) to approve to hold a public hearing and adoption of the 2012-2013 Budget.

The Board president hereby declared the hearing open, hearing no public comments; the Board president closed the public hearing.

Fiscal Impact: Non-formally establishes the budget.

10.2 Recalculation of Annual Gann Appropriation Limit

It was MSC (Henderson/Brady, 5-0) to approve the annual Gann appropriation limit for fiscal year 2012-2013 in the amount of \$98,683,767.00. Fiscal Impact: None

11. HUMAN RESOURCES

11.1 Public Hearing for the District and AFT for Successor Contract

It was MSC (Brady/Henderson, 5-0) to approve to hold a public hearing to provide the opportunity for comments on initial proposals, Article 2 - Recognition; Article 7 – Personnel Files; Article 9 – Workload; and Article 12 – Compensation

The Board president hereby declared the hearing open, hearing no public comments; the Board president closed the public hearing.

11.2 CTA Agreement – Articles 8, 9, 38, and 40

It was MSC (Brady/Henderson, 5-0) to approve the ratified articles as presented.

11.3 Management Appointment – Director of Student Services – Arthur Lopez

It was MSC (Henderson/Brady, 5-0, with the salary range corrected to Range 19) to approve the appointment of Arthur Lopez to fill the position of Director of Student Services beginning September 12, 2012 through June 30, 2013. Fiscal Impact: Range 48, 19, Step F on the Management Salary Schedule, \$10,246.00/month plus benefits, budgeted item.

12. INFORMATION/DISCUSSION

12.1 Sunshine Items with the District and AFT for Successor Contract
Submitted as an information 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 Foundation – Val Christianson

13.2 Employee Groups

a) CTA – Lisa Ellis

b) CSEA – Fred Board

c) AFT Part-Time Faculty United – Teresa Shellcroft

14. Public Comments Related to Non-Agenda Items: *Moved to the beginning of the meeting*

15. BOARD REPORTS

At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members.

Trustee Range: welcomed the staff back and reflected on 9-11 and said that it is a very important day to remember.

Trustee Krause: announced that it was great to see what the college has done in remembrance of 9-11.

Trustee Denson: thanked everyone for attending this evening and appreciates what everyone is doing.


Trustee Brady: thanked President Range for allowing the Spring Valley Lake residents to speak at the beginning of the meeting. Welcomed all constituents back from the summer break.

Student Trustee Ballard: thanked the paramedic, fire technology, and other students for placing the flags on campus in remembrance of 9-11. ASB students are preparing for the upcoming ASAC council in Tampa, Florida.

Trustee Henderson: stated that looking at the flags placed on campus in remembrance of 9-11 was heart wrenching. He is not happy with the negative press in the newspaper. He also welcomed everyone back from the summer break and reminded everyone how lucky they are to have a job right now.

16. ADJOURNMENT

It was MSC (Henderson/Brady, 5-0) to adjourn the meeting at 6:25 p.m.


Michael Krause, Clerk

10-9-12

Date Approved