

Board of Trustees

Ventura County Community College District

Robert O. Huber

Chair

Stephen P. Blum, Esq.

Vice Chair

Cheryl Heitmann

Trustee

Arturo D. Hernández

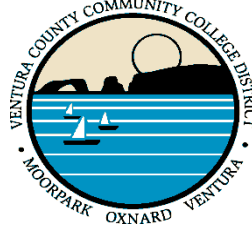
Trustee

Larry O. Miller

Trustee

Donna Valle

Student Trustee



James M. Meznik

Chancellor/Secretary to the Board

<p>MINUTES FOR THE MEETING OF TUESDAY, FEBRUARY 10, 2009</p>

The regular meeting of the Board of Trustees of the Ventura County Community College District was held at Oxnard College on Tuesday, February 10, 2009, in Room CSSC-101, Oxnard, California.

ROLL CALL

Board Members Present:

Robert O. Huber, Chair

Stephen P. Blum, Esq., Vice Chair

Cheryl Heitmann, Trustee

Arturo D. Hernández, Trustee

Larry O. Miller, Trustee

Donna Valle, Student Trustee

Management Present:

James Meznik, Chancellor

Robin Calote, President, Ventura College

Richard Durán, President, Oxnard College

Pam Eddinger, President, Moorpark College

Sue Johnson, Vice Chancellor, Business Services

Patricia Parham, Vice Chancellor, Human Resources

Richard Dawe, Vice Chancellor, Planning and Organizational Development

Ramiro Sanchez, Executive Vice President, Student Learning

Ray Di Giulio, Vice President

David Keebler, Vice President

John al-Amin, Vice President

Michael Arnoldus, Director

Lori Bennett, Dean

Kay Faulconer Boger, Dean

Dave Fuhrmann, Director

Dan Brown, Dean

Pat Ewins, Dean
Clare Geisen, Director
Karen Gorback, Assistant Dean
Carmen Guerrero, Dean
Lucia Haro, Interim Dean
Tim Harrison, Dean
Brian Hu, Director
Carolyn Inouye, Dean
Gwen Lewis-Huddleston, Dean
Victoria Lugo, Dean
Floyd Martin, Dean
Tim McGrath, Director
Alex Miranda, Dean
Mary Anne McNeil, Director
Darlene Melby, Business Manager
Lisa Miller, Dean
Jerry Mortensen, Assistant Dean
Inajane Nicklas, Dean
David Oliver, Dean
Rick Shaw, College Technical Services
John Sinutko, Director
Julius Sokenu, Dean
Kathy Scott, Dean
Robert Taylor, Dean
Heather Untalan, Assistant Dean
Rich DeLaO, Chief

Faculty/Staff/Student Representatives:

P. Scott Corbett, Academic Senate President, Oxnard College
Peter Sezzi, Academic Senate President, Ventura College
Rolland Petrello, Academic Senate President, Moorpark College
Barbara Cogert, Classified Senate President, Ventura College
Lauren Lewow, Director of External Affairs, ASG, Moorpark College
Sara Yakhi, President, Associated Student Government, Moorpark College
Johnny Garcia Vasquez, President, ASG, Oxnard College
Handel Evans, Bond Measure S Program Director
Les Dickey, Heery International
John Wagner, AFT President
Eileen Welser, Executive Assistant to the Chancellor

CALL TO ORDER

Chair Huber called the meeting to order at 5:35 p.m.

RECESS TO CLOSED SESSION

At 5:37 p.m., the meeting was recessed to Closed Session per items posted on the agenda.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

{Government Code §54956.9(a)}

- Case No. 56-2007-00303058-CU-WM-VTA, Ventura County Community College Retirees Association, Petitioners and Plaintiffs, vs. Ventura County Community College District; Board of Trustees of Ventura County Community College District; Does 1 through 50, inclusive, Respondents and Defendants

PUBLIC EMPLOYEE/DISCIPLINE/DISMISSAL/RELEASE {Government Code § 54957}

CONFERENCE WITH LABOR NEGOTIATOR

- SEIU

RECONVENE IN OPEN SESSION

Chair Huber called the meeting to order at 7:29 p.m. and apologized for the delay.

PLEDGE TO THE FLAG

P. Scott Corbett led the Pledge to the Flag.

CLOSED SESSION REPORT

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

1. It was moved by Trustee Miller, seconded by Chair Huber, and carried on a 4-0-1 vote, with Vice Chair Blum abstaining, that employee #900000290 be placed on immediate suspension without pay effective February 12, 2009, and the District initiate dismissal proceedings.

	Yes	No	Abstain
Chair Huber	<u>X</u>	___	___
Vice Chair Blum	___	___	<u>X</u>
Trustee Hernández	<u>X</u>	___	___
Trustee Heitmann	<u>X</u>	___	___
Trustee Miller	<u>X</u>	___	___

PUBLIC COMMENTS

There were no public comments.

REPORTS

- **Student Representatives**

- Lauren Lewow, Director of External Affairs, Moorpark College Associated Student Government, reported on upcoming college events and invited the Board to the Associated Students Annual Talent Show on February 20 in the Performing Arts Center.
- Sara Yakhi, President, Moorpark College Associated Student Government, provided a brief overview of the preparation for the student rally scheduled on March 16 in Sacramento. Ms. Yakhi commented on lobbying efforts to keep fees low and education options open for students.
- Johnny Garcia Vasquez, President, Oxnard College Associated Student Government, reported on activities at Oxnard College, the Legislative Conference in Washington D.C., and breakfast with Senator Diane Feinstein. Mr. Garcia Vasquez acknowledged Oxnard College administration, faculty, and staff for their efforts in determining solutions to the budget challenges.
- Donna Valle commented on the student rally scheduled in Sacramento on March 16.

- **Chancellor**

Chancellor Meznek asked the Board Chair to appoint a Trustee who would be the Board liaison to the Chancellor's Office regarding accreditation standards. Dr. Meznek mentioned the liaison would provide a brief commentary to the Board regarding the District's accreditation responsibilities between now and the arrival of the District's site visitation teams in Fall 2010.

Chair Huber appointed Vice Chair Blum to serve as the Trustee Liaison for accreditation purposes. Vice Chair Blum accepted the appointment.

- Vice President David Keebler distributed and reviewed *Green Initiatives at Ventura College: Ventura College is Committed to Sustainability and Resources Conservation*. Trustee Heitmann acknowledged the colleges for their efforts on these activities. Chair Huber asked for reports, within the next two months, regarding green activities at Moorpark and Oxnard Colleges.

- **Academic Senates**

- Peter Sezzi, Ventura College Academic Senate President, addressed the Board regarding budget cuts that would least affect students. Mr. Sezzi distributed and read a resolution from the Ventura College Academic Senate regarding this issue.
- Rolland Petrello, Moorpark College Academic Senate Representative, commented on academic senate elections and announced Dr. Jeff Baker would be the academic senate president next year.

- P. Scott Corbett, Oxnard College Academic Senate President, welcomed the Board to Oxnard College and announced that the Follow-Up Report submitted by Oxnard College and the report of the evaluation team were accepted by the Accrediting Commission for Community and Junior Colleges, Western Association of Schools and Colleges.
- **Classified Senates**
 - Barbara Cogert, Ventura College Classified Senate President, reported on senate activities and fund-raising events. She commented on planned scholarships for children and grandchildren of classified staff, and acknowledged the Ventura College Foundation for their assistance in this effort. Ms. Cogert mentioned the 4-40 schedule during the summer.
- **Trustees**
 - **Committees**
 - Chair Huber reported on the Capital and Facilities Planning Committee meeting and recommended approval of all Capital Planning and Facilities agenda items. Chair Huber indicated that Trustee Miller attended the committee meeting for Trustee Hernández.
 - **Reports/Announcements/Correspondence**
 - Chair Huber read a thank you letter from the Moorpark College Academic Senate regarding sabbatical leaves.
 - The Board thanked Oxnard College for hosting the Board meeting.
 - Trustee Heitmann commented on the Ventura College *State of the College* speech given by Robin Calote.
 - Trustee Hernández mentioned budget challenges.

CONSENT CALENDAR ITEMS

It was moved by Trustee Miller, seconded by Vice Chair Blum, and carried on a unanimous vote, to approve the Consent Calendar Items with the exception of Item C-5. (Valle - yes)

Approval of Minutes

C-1 Meeting Minutes

- A. Action to Approve the Minutes of the Regular Meeting of the Board of Trustees for January 13, 2009. [Page 1] was approved.**

Human Resources

C-2 Employment and Position Control

- A. Approval of Establishment of Positions [Page 12]** was granted to approve an Administrative Assistant II position at Ventura College/Limited-term, 6 month/100%, effective February 11, 2009, and an Instructional Technologist position at Oxnard College, 12 month/100%, effective February 11, 2009.
- B. Approval of Abolishment and Establishment of Positions [Page 14]** was granted to abolish an Accounting Technician I, 12 months/100% position at Oxnard College, effective March 2, 2009, and to establish a Grant Assistant position at Oxnard College, effective February 11, 2009.

C-3 Changes in Personnel/Employment Status

- A. Approval of Separation from Employment [Page 16]** was granted for Employee # 900093661, Job Developer at Oxnard College, effective January 2, 2009.
- B. Approval of Tenure Track 2nd Contract Recommendations [Page 17]** was granted as listed.
- C. Approval of Tenure Track 3rd Contract Recommendations [Page 20]** was granted as listed.
- D. Approval of Tenure Recommendations [Page 23]** was granted as listed
- E. Approval of Employment under Special Pre-Retirement Program [Page 26]** was granted for Denise Avila, Counselor at Moorpark College, to participate in the Special Pre-Retirement Program.
- F. Approval of Revisions to Employment Contract [Page 28]** was granted to revise the employment contract for James Meznek, Ph.D., effective July 1, 2008 through June 20, 2012.

Business Services

- C-4 Ratification of Accounts Payable and Payroll for the Period of December 10, 2008, to January 15, 2009 [Page 34]** was approved.
- C-5 Approval/Ratification of Board Purchase Order Report #9 for FY 2008-09 [Page 35]** was pulled for discussion.
- C-6 Surplus/Disposal of Equipment [Page 48]** was approved for the disposal of computers that are outdated and too costly to be repaired (less than a \$5,000 value).
- C-7 Acceptance of Gifts [Page 49]** was approved to accept a donation of Orthopedic Supplies from Ventura Orthopedic Group to be used by the Oxnard College Health, Physical Education, and Athletics Departments.
- C-8 Acceptance of Completion of Bid 321, Supply and Installation of Parking Lot Emergency Phones [Page 50]** was approved.

- C-9 Acceptance of Completion of Bid 326, Campus Parking Lot and Roadway Maintenance [Page 51]** was approved.
- C-10 Monthly Budget Transfer [Page 52]** was approved to ratify the monthly budget transfer summary for the month of December 2008, for the General Fund-Unrestricted and General Fund-Restricted.
- C-11 Quarterly Financial Status Report, General Fund – Unrestricted (CCFS-311Q) [Page 54]** was approved for the General Fund-Unrestricted as required by law.
- C-12 Approval of Amendments to California Community College Grant for Fiscal Year 2008-09 [Page 58]** was granted to approve amendments to a grant for FY 2008-09 and to authorize amendment to the General Fund Restricted budgets.
- C-13 Approval of Amendments to California Community College Student Services Categorical Program Funds for Fiscal Year 2008-09 [Page 60]** was granted to approve amendments to Student Services Categorical program funds and to authorize the amendment of the FY 2008-09 General Fund Restricted budgets.

Capital Planning and Facilities

- C-14 Capital Planning and Facilities**
- A. Approval of Proposal with Collicutt Energy Services to Supply Diesel Generator for the Moorpark College EATM Complex, Project #19116 [Page 66]** was granted to accept the proposal from Collicutt Energy Services in the amount of \$75,332.40 to supply and deliver a diesel generator for the Moorpark College EATM Complex, project #19116.
 - B. Approval of Contract with Viola, Inc., for the Moorpark College EATM Zoo Entry, Project #19116 [Page 67]** was granted, in the amount of \$489,000, for the relocation and upgrade of the EATM Zoo Entry and to provide access for vehicular traffic at Moorpark College.
 - C. Acceptance of Completion with Hughes General Engineering for the Oxnard College Track & Field Deep Pier Foundation – Bleacher Annex, Project #29110 [Page 68]** was granted.
 - D. Acceptance of Completion with Sturdisteel for the Oxnard College Track & Field Bleacher Annex, Project #29110 [Page 69]** was approved.
 - E. Approval of Subcontractor Substitution for the Oxnard College Student Services Building, Project #29120 [Page 70]** was granted to substitute Aage Specialty Piping (Aage) as the listed plumbing subcontractor with MM Mechanical, Inc. (MM) for the plumbing portion of the work on the Oxnard College Student Services, project #29120.
 - F. Approval to Cancel Contract with BTC Laboratories for the Oxnard College Auto Technology Project #29208 [Page 71]** was granted to cancel a contract with BTC Labs (now Bureau Veritas) issued in 2005.

- G. Approval to Supplement the Contract with Nething & Associates Inspection Consultants for the Oxnard College Auto Technology Paint Booth, Project #29208 [Page 72]** was granted to supplement the contract in the amount of \$50,000 with Nething & Associates Inspection Consultants, for project inspector services as required by the Division of the State Architect at a rate of \$82/hr. based upon a 5-month schedule for the Oxnard College Auto Technology Paint Booth, project #29208.
- H. Acceptance of Completion of Contract with Taft Electric for Security Lighting at Ventura College, Project #39105 [Page 73]** was approved.
- I. Approval of Measure S Budget Transfers at Ventura College to Replace State Funding for Building G Renovation Work, Project #39117 [Page 74]** was granted.
- J. Acceptance of Change Order Summary Report for Capital Projects [Page 76]** was approved.

Student Learning

- C-15 Authorization for Destruction of Records - Moorpark College [Page 93]** was approved to authorize the destruction of records at Moorpark College pursuant to provisions of “Regulations for Destruction of Records” (Title 5, Division 6, Chapter 10, Subchapter 2.5, Sections 59020-59041), approved by the Board of Governors on September 23, 1976.

Action on Items Listed on the Consent Calendar but Pulled to be Considered Individually

Business Services

- C-5 Approval/Ratification of Board Purchase Order Report #9 for FY 2008-09 [Page 35]** was moved by Vice Chair Blum, seconded by Trustee Heitmann, and carried on a unanimous vote, to approve the ratification of Board Purchase Order #9 for FY 2008-2009 from December 10, 2008, to January 16, 2009.

The following items were discussed:

- Legal expenses this fiscal year
- Process used to incur legal expenses
- Efforts to cut attorney costs
- Additional explanation on quarterly updates
- Notify Board if expect legal expenses to exceed budgeted amount

End of Consent Calendar Items

First Reading

- **First Reading: Course Approvals: New and Revised Courses Moorpark College [Page 94]** was accepted for Second Reading.

OPEN STUDY SESSION

At 8:10 p.m., Chair Huber opened the Study Session.

- **Proposed Prison Health Care Facility Ventura County.** Chancellor Meznek recommended the opposition of the imposition of an additional \$7 billion debt for the construction of new prison facilities at a time when California is not meeting its public education financing obligations.

CLOSE STUDY SESSION

At 8:15 p.m., Chair Huber closed the Study Session.

ACTION ITEMS/SECOND READING ITEMS

Capital Planning and Facilities

- A-1 Proposed Prison Health Care Facility Ventura County [Page 102]** was moved by Trustee Heitmann, seconded by Vice Chair Blum, and carried on a unanimous vote, to oppose the imposition of an additional \$7 billion debt for the construction of new prison facilities at a time when California is not meeting its public education financing obligations. (Valle – yes)

Vice Chair Blum commented on this item.

Human Resources

- A-2 Action of Consideration of Contract/Tenure Status Recommendations [Page 104]** was moved, seconded, and carried as follows to approve the following recommendation of the College Presidents:

1. **John Loprieno**, Theater (Moorpark College) to continue in third contract was moved by Trustee Hernández, seconded by Trustee Heitmann, and carried on a 3-2 vote, with Chair Huber, Trustees Heitmann, and Trustee Hernández voting yes, and Vice Chair Blum and Trustee Miller voting no. (Valle – abstain)
2. **John Houdeshell**, Fire Technology (Oxnard College) to advance to third contract was moved by Trustee Hernández, seconded by Vice Chair Blum, and carried on a 4-1 vote, with Chair Huber, Vice Chair Blum, Trustee Heitmann, and Trustee Hernández voting yes and Trustee Miller voting no. (Valle – yes)

3. **Shannon Ordonez**, Counseling/Articulation (Oxnard College) to advance to third contract was moved by Trustee Hernández, seconded by Vice Chair Blum, and carried on a unanimous vote. (Valle- yes)

Student Learning

- A-3 Second Reading/Approval: Addition to Board Policy Manual Sections BP 5700: Athletics [Page 107]** was moved by Trustee Miller, seconded by Trustee Heitmann, and carried on a unanimous vote, to approve BP 5700: Athletics. (Valle – yes)

There was discussion regarding the process to conduct an internal audit of the athletic department budget.

ADJOURNMENT

At 8:30 p.m. the meeting was adjourned