

PALO VERDE COMMUNITY COLLEGE DISTRICT

REGULAR MEETING

BOARD OF TRUSTEES

Tuesday, March 12, 2013

5:00 p.m.

One College Drive in Blythe – CL 101

(ITV held at Palo Verde College Needles Center – 725 W. Broadway, Needles, CA)

Teleconferencing with Board Member Jerry Lewis

10301 Dunbar Street

Albuquerque, New Mexico 87114

Palo Verde Community College District, in compliance with the Americans with Disabilities Act (ADA), requests individuals who may need special accommodation to access, attend, and/or participate in Board meetings to contact Carrie Mullion at 760-921-5440 at least forty-eight hours in advance of the meeting for information on such accommodation.

Persons wishing to address the Governing Board under Hearing of Citizens need to complete a Speaker Request Form (available at the reception table).

In compliance with Government Code Section 54957.5, non-exempt writings that are distributed to a majority or all of the Board in advance of a meeting, may be viewed at Palo Verde Community College District, Office of the Superintendent/President, One College Drive, Blythe, CA 92225; at the College website www.paloverde.edu; or at the scheduled meeting.

Meeting 13-06

AGENDA

I. OPENING OF MEETING

- 1. Call to Order
- 2. Flag Salute
- 3. Roll Call

Millie Rodriguez, President	_____
George Thomas, Vice President	_____
Ted Arneson, Clerk	_____
Lincoln Edmond, Trustee	_____
Ed Gonzales, Trustee	_____
Ned Hydeuke, Trustee	_____
Jerry Lewis, Trustee	_____
Laura Bowley, Student Trustee	_____

Denise Whittaker, Interim Superintendent/President	_____
Sharon Jones, Interim Vice President of Instructional and Student Services	_____
Russi Egan, Chief Business Officer	_____

- 4. Approval of the Minutes of the Regular Meeting of February 12, 2013.
- 5. Approval of the Agenda for this meeting.

II. HEARING OF CITIZENS (AGENDA ITEMS)

Members of the public have this opportunity to directly address the Board on agenda items, subject to a five (5) minute time limitation per individual. Pursuant to the Brown Act Government Code Section 54954.2(a): "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3."

III. ANNOUNCEMENT OF RECUSAL FROM AGENDA ITEMS

The Interim Superintendent/President respectfully asks if any of the Governing Board members need to recuse themselves from any item where there might be a potential conflict of interest.

IV. RECESS TO CLOSED SESSION (ONLY IF NEEDED EARLY IN THE AGENDA)

Refer to end of meeting.

V. RECONVENE TO OPEN SESSION (ANY ACTION TAKEN IN CLOSED SESSION WILL BE ANNOUNCED AT THIS TIME.)

Not applicable.

VI. PUBLIC NOTICE/HEARINGS

Open Public Notice/Hearing on the following item:

1. Public Notice/Hearing – Sale of Spring Street Property.
 - A. Bid Opening Spring Street Property – Russi Egan, Chief Business Officer.

Take comments.

Open Public Notice/Hearing on the following item:

2. PVCCD notice of intent to Sunshine Successor Agreement with CCA/CTA for a Revised Bargaining Proposal to the MOU 2012-2013; Article II, Article III, Article IV, Article V, and other; shown as Reference VI.2 (*FIRST READ*).

Take comments.

Open Public Notice/Hearing on the following items:

3. PVCCD notice of intent to Sunshine Successor Agreement with CSEA, Chapter 180; Article 3, Article 4, Article 7, Article 8, and other; shown as Reference VI.3 (*FIRST READ*).

Take comments.

Close Public Notice/Hearings.

VII. PRESENTATION

None.

VIII. DISCUSSION

1. Second Read of Board Policy 1200, Revised Palo Verde College Mission Statement (*shown as Reference D-14*).
2. Publication of Board of Trustees contact information.

IX. REPORTS

1. Associated Student Government – Laura Bowley, Student Trustee or designee
2. Academic Senate - Biju Raman, President
3. CSEA, Chapter 180 - Richard Soto, President
4. CCA/CTA - Derek Copple, President or Robert Robertson, designee
5. Denise Whittaker - Interim Superintendent/President
 - Interest in community Trustee welcome
 - Rescheduling of Board Finance and Audit Committee meeting
 - Report on Board of Governor’s Meeting – Exemption from Fifty Percent Law
 - Conference on Role of Trustees and CEO’s on the Goal of Student Success, Harris Ranch Inn, Coalinga, CA, April 12-13, 2013 *(conference information shown loose in Board folders)*
6. Sharon Jones - Interim Vice President of Instructional and Student Services
7. Russi Egan - Chief Business Officer
 - General Fund Cash Analysis for February 2013 *(shown loose in Board folders)*
 - General Fund Comparative Statement of Revenue and Expenses February 2013 *(shown loose in Board folders)*
 - 2012-2013 First Principal Apportionment Report (P1) *(shown loose in Board folders)*
8. Board of Trustees Comments and Discussion

X. INFORMATION ITEMS

1. Out-of-State travel request for Hortensia Rivera and Ida Hamblen to Las Vegas, NV, to attend TRIO Grant Conference, February 27-March 1, 2013 *(justification shown as Reference X.1.)*.
2. Report of Purchases and Warrants for February 2013 *(shown loose in Board folders)*.

XI. CONSENT RESOLUTIONS

(All consent resolutions will be voted on in one motion with 15 minutes allocated for questions by Board members. After the question period, any Board member may request that any item(s) be moved to the Action Agenda.)

A. INSTRUCTION

Resolution 13-06 A-05 – K-12 ENROLLMENTS, SPRING 2013

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves that K-12 students, completing approved college enrollment process, as shown in Reference A-05, be approved to attend classes at Palo Verde College for Spring 2013. Administration is recommending approval subject to space availability in classes.

B. BUSINESS

Resolution 13-06 B-16 – CLINICAL AFFILIATION AGREEMENT WITH DESERT URGENT CARE

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the Clinical Affiliation Agreement with Desert Urgent Care to provide required clinical experiences for Palo Verde Community College students enrolled in the Phlebotomy and Vocational Nursing Programs at Palo Verde College, effective March 1, 2013 through March 1, 2014, as shown in Reference B-16.

(Blanket Motion)

It was moved by _____, and seconded by _____, that
Consent Resolutions be: (approved) (tabled until _____) (denied).

XI. CONSENT RESOLUTIONS (continued)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

XII. ACTION ITEMS

A. INSTRUCTION

Resolution 13-06 A-06 - ACADEMIC AND WORK CALENDAR FOR 2013/2014

BE IT RESOLVED, that the Palo Verde Community College District Board of Trustees approves the Academic and Work Calendar for 2013/2014, as shown in Reference A-06.

It was moved by _____, and seconded by _____, that Resolution 13-06 A-06 be: (approved) (tabled until _____) (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

B. BUSINESS

Resolution 13-06 B-17 – TEMPORARY LOAN FROM CAPITAL FUNDS

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves a temporary loan to the General Fund is necessary, not to exceed \$5,000,000, for cash flow purposes during the fiscal year 2012-2013 as follows, and as shown as Reference B-17.

WHEREAS, the governing board of the Palo Verde Community College District has determined that a temporary loan to the General Fund in the amount of \$5,000,000 is necessary for cash flow purposes during the fiscal year 2012-2013; and

WHEREAS, the governing board of the Palo Verde Community College District has sufficient funds in the Capital Fund to provide a temporary loan.

NOW, THEREFORE, BE IT RESOLVED that a temporary loan not to exceed \$5,000,000 be approved for the General Fund for the fiscal year 2012-2013 from the Capital Fund.

It was moved by _____, and seconded by _____, that Resolution 13-06 B-17 be: (approved) (tabled until _____) (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

XII. ACTION ITEMS (continued)

C. PERSONNEL

(Academic Administrator)

Resolution 13-06 C-24 – TEMPORARY ACTING TITLE III PROJECT DIRECTOR (ATTAWAY)

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the temporary employment of Vicki Attaway (retired annuitant), as full-time, 40 hours per week, Acting Title III, Project Director, an Academic Administrator position at a classification of Row 3, Step 3, (\$60,879/year prorated) on the Administrator Salary Schedule, effective March 18, 2013 as needed through June 30, 2013. The Grant is due to end September 30, 2013 and it could take up to 3 months to close out the Grant.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-24 be: (approved) (tabled until _____) (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye _____ No _____ Abstain _____ Absent _____

Resolution 13-06 C-25 – MOU BETWEEN PVCCD AND CSEA CHAPTER 180, ENROLLMENT FEE WAIVER PILOT PROGRAM, SPRING 2013

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees ratifies the Memorandum of Understanding (MOU) between PVCCD and CSEA Chapter 180, to provide a one semester Enrollment Fee Waiver Pilot Program for Spring 2013, as shown in Reference C-25.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-25 be: (approved) (tabled until _____) (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye _____ No _____ Abstain _____ Absent _____

Resolution 13-06 C-26 – SPRING BREAK CLOSURE FOR CLASSIFIED STAFF, MANAGEMENT/CONFIDENTIAL, AND ADMINISTRATION (PER MOU BETWEEN PVCCD AND CSEA, CHAPTER 180)

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the recommendation to close Palo Verde College on April 3, 4, 5 per the attached Memorandum of Understanding (MOU) between PVCCD and CSEA, Chapter 180, as shown in Reference C-26.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-26 be: (approved) (tabled until _____) (denied)

XII. ACTION ITEMS (continued)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

Resolution 13-06 C-27 – MOU BETWEEN PVCCD AND CSEA, CHAPTER 180, 2013-2014 COLLEGE CALENDAR

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the 2013-2014 College Calendar, per the terms of the Memorandum of Understanding (MOU) between PVCCD and CSEA, Chapter 180, as shown in Reference C-27.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-27 be: _____ (approved) _____ (tabled until _____) _____ (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

Resolution 13-06 C-28 – MEMORANDUM OF UNDERSTANDING BETWEEN PVCCD AND CSEA, CHAPTER 180, HEALTH AND WELFARE BIDDING FOR 2014-2015 PLAN YEAR

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the Memorandum of Understanding giving notice that CSEA intends to go to bid Health and Welfare for 2014-2015 Plan Year, as shown in Reference C-28.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-28 be: _____ (approved) _____ (tabled until _____) _____ (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

Resolution 13-06 C-29 – MEMORANDUM OF UNDERSTANDING BETWEEN PVCCD AND CSEA, CHAPTER 180, 2012-2015 CONTRACT CLEAN UP

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the Memorandum of Understanding authorizing CSEA, Chapter 180, Contract Clean up provisions, as shown in Reference C-29.

It was moved by _____, and seconded by _____, that Resolution 13-06 C-29 be: _____ (approved) _____ (tabled until _____) _____ (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

XII. ACTION ITEMS (continued)

D. MISCELLANEOUS

Resolution 13-06 D-14 – REVISION OF BOARD POLICY 1200, PALO VERDE COMMUNITY COLLEGE MISSION STATEMENT

BACKGROUND: Accreditation Standards require that the College’s Mission Statement is regularly reviewed. The College Council has reviewed and revised the Mission Statement as shown below, disseminated it to all constituent groups (Academic Senate, CSEA, Management/Confidential, CTA, and Associate Student Government), and all have approved the proposed revised Mission Statement. College Council approved the new Mission Statement and is submitting it to the Board of Trustees for their approval as follows:

Palo Verde College is a California community college that supports an exemplary learning environment with high quality educational programs and services. The College promotes student success and lifelong learning for a diverse community of learners.

BE IT RESOLVED, that Palo Verde Community College District Board of Trustees approves the Palo Verde Community College *revised* Mission Statement. The Mission Statement is evaluated and revised on a regular basis, as shown in Reference D-14.

It was moved by _____, and seconded by _____, that Resolution 13-06 D-14 be: (approved) (tabled until _____) (denied)

Student Advisory	_____	Gonzales	_____	Rodriguez	_____
Arneson	_____	Hyduke	_____	Thomas	_____
Edmond	_____	Lewis	_____		

Motion carried/failed; Aye_____ No_____ Abstain_____ Absent_____

XIII. HEARING OF CITIZENS (NON-AGENDA ITEMS)

Members of the public have this opportunity to directly address the Board on items of interest to the public, subject to a five (5) minute time limitation per individual.

XIV. RECESS TO CLOSED SESSION

Members of the public may be present to hear the Closed Session announcements and/or action and will be given an opportunity to speak on any closed session items at this time. Persons wishing to address the Governing Board under this item should fill out a Speaker Request Form available at the reception table.

1. Conference with Labor Negotiators
Negotiator: Denise Whittaker
Employee Organizations: CCA/CTA, CSEA Chapter 180, Non-Represented Employees
2. Superintendent/President Search
3. Conference with Real Property Negotiator pursuant to Government Code Section 54956.8; Spring Street property
4. Existing litigation pursuant to Government Code Section 54956.9(a) Palo Verde Community College District v. Western Insurance Company

XV. RECONVENE TO OPEN SESSION *(ANY ACTION TAKEN IN CLOSED SESSION WILL BE ANNOUNCED AT THIS TIME.)*

ACTION ITEM

RESOLUTION TO ACCEPT/REJECT/CHANGE BID THRESHOLD – SPRING STREET PROPERTY

XVI. ADJOURNMENT