Napa Valley Community College District

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF TRUSTEES
May 31, 2007
5:30 p.m. Closed Session
6:30 p.m. Public Session
Room 1340 McPherson Administration Building
Napa Valley College, Napa, California

AGENDA

1.0 CALL TO ORDER 5:30 p.m.

2.0 CLOSED SESSION (5:30 p.m.): As there were no comments regarding closed session items, the board went immediately into closed session to consider and/or take action upon any of the following items:

With respect to every item of business to be discussed in closed session pursuant to Section 54957.6, CONFERENCE WITH LABOR NEGOTIATORS
Name of agency negotiators: Scott Miller, Sue Nelson, Laura Ecklin
Name of organization representing employees: NVCFA/CTA/NEA
Name of agency negotiators: Scott Miller, Laura Ecklin, Judie Walter-Burke
Name of organization representing employees: NVC-ACP/SEIU
Name of agency representatives: Chris McCarthy
Name or organization representing employees: NVC Administrative Senate

With respect to every item of business to be discussed in closed session pursuant to Section 54957, PUBLIC EMPLOYMENT
Titles:
1) Psychiatric Technician Instructor (Tenure Track)

With respect to every item of business to be discussed in closed session pursuant to Ed. Code Section 54957, Consideration of Student Complaint Against District Employees

3.0 RETURN TO PUBLIC SESSION (6:30 p.m.)

3.1 Members Present: Michael Baldini, Bruce Ketron, Charles Meng, JoAnn Busenbark, Steve Reinbolt, Brenda Knight
Members Absent: Tom Andrews
Staff Present: Dr. McCarthy, Sue Nelson, Scott Miller, Laura Ecklin, Dan TerAvest
Guests Present: Arvin Chaudhary, Mike Thomas

3.2 Pledge of Allegiance
The audience recited the pledge of allegiance.

3.3 **Introduction of Visitors, Guests, and New Staff**

3.4 **Swearing-in of New Student Trustee**
Dr. McCarthy administered the oath of office to Christopher Adams, the new student Trustee. The board warmly welcomed Mr. Adams to the board, saying they all looked forward to serving with him.

The approval of Psychiatric Technician instructor was pulled from the closed session agenda.

3.5 **Announcement of Items from Closed Session**
Regarding the student complaint of Mr. Gregorio Uy against district employees that was reviewed in closed session, the board upheld the administrative decision. The board directed Dr. McCarthy to notify Mr. Uy in writing of its decision.

3.6 **Adoption of Current Agenda**
M/S/C (Ketron/ Busenbark) to adopt the current agenda.

3.7 **Announcement of Future Meetings** (5:30 p.m. closed session, 6:30 p.m. public session)
- **June 14, 2007** – This meeting has been changed to June 28, 2007.
- **July Meeting** – none currently scheduled.
- **August 9, 2007**

4.0 **PUBLIC COMMENTS — GENERAL**
There were no public comments.

5.0 **ACTION ITEMS**

5.1 **Performing Arts Center Phase I – North Site Development, Including Magnolia Drive, Project Bid Award**
This project packages sitework and infrastructure improvements to support circulation improvements and the future Performing Arts Center (PAC). Utilities will be extended to the PAC building site as well as the future fieldhouse building site. Initial building pad preparation for the Performing Arts Center is also included. Roadwork will include realignment of James Diemer Drive, primarily to add parking, but this will also improve the college’s visibility from the highway. The Exit Road from campus will be converted to two-way traffic, both entrance and exit, and the hook ramp entry will be eliminated.

Board members received proposed modifications suggested by a board member to this project. He stated that the suggested modifications were not intended to change the award of the bid. Trustees discussed appropriate protocol, and some expressed concerns about that the proposed changes were received too late in the process to be considered. There also was discussion regarding where latitude for changing a project at various points in the process. Mr. Meng stressed the importance of each board member supporting whatever action the board collectively approves.
M/S/C (Knight/Busenbark; Ketron votes no) to award the PAC Phase I – North Site Development, Including Magnolia Drive, Project to O. C. Jones, and Sons, the lowest responsible bidder.

5.2 Approval of Construction Manager at Risk Selection
The Core group interviewed three (3) firms for Construction Manager at Risk services for construction of the Performing Arts Center (PAC). Due to the size of this upcoming project, a “construction manager at risk” approach will be used, in which subcontractors whose contract have been approved by the college operate under the supervision and responsibility of the construction management firm rather than the college. This approach allows the college to deal with one entity the construction management firm rather than juggling up to 30 subcontractors.

Board members expressed their appreciation for Dan TerAvest who has managed all the bond projects to date, but the size and scope of this project requires a construction manager at risk. Dan will remain the owner’s manager of the PAC project.

M/S/C (Busenbark/Ketron) to approve Wright Construction for Construction Manager At Risk for construction of the Performing Arts Center (PAC) and authorize staff to enter into contract negotiations for preconstruction work.

5.3 Approval of Joint Use Agreement with the Napa Valley Community College Viticulture and Winery Technology Foundation
M/S/C (Busenbark/Knight) to approve an agreement with the Napa Valley College Viticulture and Winery Technology Foundation for the joint use of the teaching winery, the wine storage facility, the vineyard, and other related facilities as described in the agreement.

5.4 Approval of New Members of the Independent Citizens’ Oversight Committee
M/S/C (Ketron/Busenbark) to approve three new members to the Measure N Independent Citizens Oversight Committee: Skip Keyser, Richard Walton, and Rick Whatley.

5.5 Approval of Authorization to Advertise for Administrative and Faculty Positions for 2007 - 2008
M/S/C to authorize advertising for the following administrative and faculty positions
For 2007 – 2008: In-Service and Corrections Academy Coordinator; Regional Simulation Lab Director; and One-Year Leave Replacement Biology Instructor.

Trustee Knight asked staff to prepare an updated report on Napa Valley College diversity hiring. Dean, Human Resources Laura Ecklin said that would be prepared for the June 28, 2007 meeting.

5.6 Approval of Division Chair Election
M/S/C (Busenbark/Knight) to approve the results of the division chair election for Sciences, Mathematics, and Engineering Division: Bonnie Moore.

6.0 ADJOURNMENT
The meeting was adjourned at 7:10 p.m.