



## ADOPTED MINUTES

### FOR THE SPECIAL MEETING OF THE IMPERIAL COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES

Thursday, July 8, 2010

**Location**  
**Administration Building – Board Room**  
**380 East Aten Road**  
**Imperial, CA 92251**

#### **CALL TO ORDER/ROLL CALL**

On Thursday, July 8, 2010, at 5:14 P.M., Board President Jerry Hart called the Special Meeting of the Imperial Community College District Board of Trustees to order in the Administration Building Board Room.

#### **BOARD MEMBERS PRESENT:**

Carlos R. Acuña  
Rudy Cardenas, Jr.  
Norma Sierra Galindo [arrived at 5:20 P.M.]  
Romualdo Medina [arrived at 5:16 P.M.]  
Louis Wong  
Jerry D. Hart  
Rebecca L. Ramirez

**BOARD MEMBERS ABSENT:** None.

#### **CONSULTANTS PRESENT:**

Dr. Ed Gould, Superintendent/President  
John Lau, Vice President for Business Services  
Frank Oswalt, Legal Counsel

#### **PLEDGE OF ALLEGIANCE**

Trustee Wong led the Pledge of Allegiance to the Flag.

President Gould reported that CTA President Finnell requested public comment be moved before closed session. He stated there was no audience present and did not want to set a precedent by allowing Public Comment to be moved.

Legal Counsel Oswalt stated he recommended moving public comment and allow those that are present to speak.

There was discussion among the board members and legal counsel regarding public comment length of time and protocol.

**Motion by Trustee Ramirez to leave agenda as is. The motion died for lack of a second.**

**M/S/C Cardenas/Acuña to move Public Comment before Closed Session  
Motion Passed.**

**PUBLIC COMMENT**

CTA President Gaylla Finnell spoke and asked the Board to consider CTA's position before considering impasse. She requested that the Board table the resolution and direct negotiators to return to the table.

**CLOSED SESSION**

**M/S/C Cardenas/Acuña to go into CLOSED SESSION at 5:43 P.M.**

1. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT  
Conference with District Negotiators: John Lau and Travis Gregory  
Employee Organization: CSEA Chapter 472  
RE: Negotiations
2. NEGOTIATIONS UNDER THE EDUCATIONAL EMPLOYMENT RELATIONS ACT  
Conference with District Negotiators: John Lau and Travis Gregory  
Employee Organization: IVC Chapter of CCA/CTA/NEA  
RE: Negotiations

**OPEN SESSION**

**M/S/C Cardenas/Acuña to go into OPEN SESSION at 6:51 P.M.**

1. Information was received and direction given to negotiators.
2. Information was received.

**BUSINESS**

**M/S/C Acuña/Wong (ABSTAIN: Galindo) to amend Resolution 14744 to change the third paragraph as follows:**

**WHEREAS, *the IVC Chapter of CCA/CTA/NEA has rejected the best, last, and final offer of the District and* the Board has determined that further negotiations with the IVC Chapter of CCA/CTA/NEA would be futile;**

**M/S/C Acuña/Ramirez (OPPOSE: Galindo) to adopt Resolution No. 14744 as amended.**

**ROLL CALL VOTE:**

**YES: Acuña, Cardenas, Hart, Medina, Wong, Ramirez**

**OPPOSE: Galindo**

**ABSTAIN: None**

**Resolution No. 14744: Declaration of Impasse with IVC Chapter of CCA/CTA/NEA**

**Discussion**

IVC CCA/CTA/NEA Vice President and lead negotiator Lisa Solomon spoke against the resolution stating it was untimely.

**Resolution**

WHEREAS, the Board of Trustees recognizes that the State of California is experiencing a fiscal and cash crisis, and

WHEREAS, the Board of Trustees recognizes that the Imperial Community College District is also in a fiscal and cash crisis state; and

WHEREAS, the IVC Chapter of CCA/CTA/NEA has rejected the best, last, and final offer of the District and the Board has determined that further negotiations with the IVC Chapter of CCA/CTA/NEA would be futile;

NOW, THEREFORE BE IT RESOLVED, that the Board hereby declares impasse with IVC Chapter of CCA/CTA/NEA and directs the Superintendent/President or designee to file appropriate documents with the Public Employment Relations Board (PERB).

**ADJOURNMENT**

**M/S/C Cardenas/Acuña to ADJOURN the meeting at 7:02 P.M.**

The next regular meeting of the Imperial Community College District Board of Trustees is scheduled for **WEDNESDAY, JULY 21, 2010, AT 6:00 P.M.** in the Administration Board Room located in Building 10.

Adopted this 18<sup>th</sup> day of August 2010.

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ICCD Board President

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ICCD Board Secretary