

MINUTES



SPECIAL MEETING OF THE GOVERNING BOARD SOUTHWESTERN COMMUNITY COLLEGE DISTRICT

TIM NADER, GOVERNING BOARD PRESIDENT
NORMA L. HERNANDEZ, GOVERNING BOARD VICE PRESIDENT
JEAN ROESCH, ED.D., GOVERNING BOARD MEMBER
TERRI VALLADOLID, GOVERNING BOARD MEMBER
HUMBERTO PERAZA, JR., GOVERNING BOARD MEMBER
CLAUDIA DURAN, STUDENT GOVERNING BOARD MEMBER
DENISE WHITTAKER, INTERIM SECRETARY TO THE GOVERNING BOARD AND
INTERIM SUPERINTENDENT/PRESIDENT

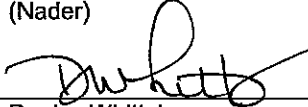
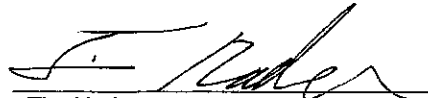
Written notice is hereby given in accordance with Government Code Section 54956 that a special meeting of the Governing Board of the Southwestern Community College District will be held as noted below:

DATE: Wednesday, October 26, 2011
TIME: 6:30 p.m.
LOCATION: Southwestern College
Learning Resource Center (LRC), L238 N&S
900 Otay Lakes Road
Chula Vista, CA 91910

Compliance with Americans With Disabilities Act

Southwestern Community College District, in compliance with the American Disabilities Act (ADA), requests individuals who may need special accommodation to access, attend, and/or participate in Board meetings to contact Mary Ganio at (619) 482-6301 in advance of the meeting for information on such accommodation.

	ITEM
Call to Order	1. CALL TO ORDER (Nader) 6:30 p.m., LRC, L238 N&S Attendance at this special meeting (Board members arriving after meeting commences will be noted as "present" at point in this suggested order of business at which they arrive). Present: Nader, Roesch, Peraza Absent: Hernandez, Valladolid, Duran (Student Board Member)
Announcement Closed Session Agenda	2. ANNOUNCEMENT OF CLOSED SESSION AGENDA (Nader) Members of the public may be present to hear the closed session announcements 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 yellow request card (available at the reception table). PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT Government Code Section 54957(b) Title: Superintendent/President <i>No speakers appeared.</i>
Closed Session	3. ADJOURN TO CLOSED SESSION (Nader) LRC, L246 (<i>Board Member Valladolid arrived.</i>)
Reconvene in Open Session	4. RECONVENE IN OPEN SESSION (Nader) 7:54 p.m., LRC, L238 N&S Present: Nader, Roesch, Valladolid, Peraza, Duran (Student Board Member) Absent: Hernandez
Pledge of Allegiance	5. PLEDGE OF ALLEGIANCE (Nader)
Closed Session Report	6. CLOSED SESSION REPORT OF ACTION(S) (If Applicable) (Nader) <i>President Nader announced that there was no reportable action and the Board would continue closed session to trail at the balance of the agenda. He added that it was unlikely that the Board will have reportable action to report.</i>

	ITEM																								
Oral Communication	<p>7. ORAL COMMUNICATION (Nader)</p> <p>Persons wishing to address the Governing Board under this item should fill out a yellow request card (available at the reception table) and indicate on the card if they wish to be called under Oral Communication, or when a specific agenda item is considered. Pursuant to the Brown Act (Government Code Section 54954.3) members of the public shall be afforded the opportunity to directly address the Governing Board concerning any agenda item that has been described in the notice for the special meeting.</p> <p>An oral presentation to the Board does <i>not</i> constitute an open discussion on the presentation topic, unless that topic is on the posted agenda. 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 <i>briefly</i> respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3."</p> <p><i>No speakers appeared.</i></p>																								
Recusal from Agenda Items	<p>8. ANNOUNCEMENT OF RECUSAL FROM AGENDA ITEMS (Nader)</p> <p>The Governing Board members will announce recusal from item(s) which may be a potential conflict of interest.</p> <p><i>None.</i></p>																								
Action (No action was taken on this item)	<p>9. SUPERINTENDENT/PRESIDENT EMPLOYMENT CONTRACT WITH DR. MELINDA NISH (Nader)</p> <table><tr><td></td><td>Hernandez</td><td></td><td>Nader</td><td></td><td>Roesch</td><td></td><td>Peraza</td><td></td><td>Valladolid</td><td></td><td>Duran Student Advisory Vote</td></tr><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table> <p>Recommend approval of an Agreement of Employment of Superintendent/President for Dr. Melinda Nish, effective January 2, 2012.</p>		Hernandez		Nader		Roesch		Peraza		Valladolid		Duran Student Advisory Vote												
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Study Session	<p>10. BOARD STUDY SESSION ON LEGAL ISSUES (Nader)</p> <p>Dannis Woliver Kelley attorneys Janet Mueller and Jonathan Pearl serve as counsel to the College and will facilitate an informative and interactive discussion with the Governing Board about key legal issues of importance. Topics are likely to include, but are not limited to the following:</p> <ul style="list-style-type: none">• Brown Act• Records• Role of the Board and Individual Board Members• Education Code Requirements (Assistance, Due Process and Progressive Discipline)• Constitutional Issues• Collective Bargaining Obligations• Political Activity• New Cases, Legislation and Ethics• Other <p><i>Due to time limitations, Counsels Jon Pearl and Janet Mueller covered the Brown Act and new cases, legislation and ethics. The remainder of the workshop to be rescheduled at a later date.</i></p>																								
Closed Session	<p>11. CLOSED SESSION/REPORT OF ACTION (If Applicable) (Nader)</p> <p><i>No reportable action.</i></p>																								
Adjournment	<p>12. ADJOURNMENT 11:00 p.m. (Nader)</p> <div></div> <div>Denise Whittaker Governing Board Secretary (Interim)</div> <div></div> <div>Tim Nader Governing Board President</div>																								