

**AGENDA**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FOUR HUNDRED FIFTIETH REGULAR MEETING**  
**JUNE 4, 2002**

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**1:30 P.M.**

Tour of Sierra and Yosemite Halls

**3:30 P.M.** – YCCD Conference Room B

Call to Order

Recess to closed session:

- Discussion:
1. Pursuant to G. C. Section 54957: Public Employee Discipline/Dismissal/Release
  2. Pursuant to G. C. 54956.9: Anticipated Litigation
  3. Pursuant to G. C. 54956.8: Real Estate

**5:00 P.M.**

Reconvene to public session - YCCD Board Room

**Public Comment on Agenda Items:** Persons who want to address the Board of Trustees on an agenda item may do so when the item is discussed. All speakers must complete a Speaker Request form in advance and give it to the Board stenographer.

**Comments from the Public.** Persons who want to comment on Board business issues not included on the agenda can do so as part of agenda item **F**. All speakers must complete a Speaker Request form in advance and give it to the Board stenographer.

Individuals may be limited to 5 minutes each.

Pledge of Allegiance to the Flag

Swearing In of New Student Trustee – Nicole Jansen

Special Presentation - Faculty Consultant

Approval of the minutes of the regular meeting of May 7, 2002.

**RECOMMENDATION:** That the Board of Trustees approve the minutes of the regular meeting of May 7, 2002.

**A. REPORTS**

1. Student Activity Reports
2. Academic Senate Activity Reports

## **B. INFORMATION ITEMS**

### 1. MJC Summer Sonata

The MJC Foundation will hold its annual "A Summer Sonata" fundraiser on the evening of Friday, July 12<sup>th</sup> at the home of Mark & Janet Nicholson in the Del Rio area. The elegant evening will include a gourmet dinner, entertainment, music, and a lively auction. Tickets are \$150 per person and the proceeds benefit MJC academic programs, student services and scholarship funds. Thanks are due to the YCCD/MJC faculty, staff and students who will again support this fundraiser by donating their time to assist at this event. Reservations can be made by calling 575-6068.

### 2. Leadership Team Retreat

On June 18, members of the YCCD Leadership Team, college and district councils, and other staff leaders will participate in a workshop at Lake Tulloch Resort. The topic will be personal/professional leadership development. They will focus on the popular concept known as "Emotional Quotient." Dr. Terry Roberts will join us in the afternoon and will facilitate a discussion and activities related to the practical application of this concept.

### 3. Columbia College Hosts Math Workshop

Columbia College hosted a collaborative workshop for Tuolumne County mathematics educators from grades 7 through 16 on May 21. The workshop enabled local high schools and their feeder schools to bring their math programs in line with one another, and at the same time, align their curriculum with the State Department of Education's standards.

### 4. Sierra Summer Institute

A new partnership with the U. S. Forest Services will enable Columbia College to begin offering classes this summer at the Sierra Summer Institute, 56 miles east of Sonora on Highway 108. The Forest Service is renovating the former CalTrans facility, known as Baker Station, which was built in the 1920's. Limited field study and instruction will be offered this summer. It is anticipated that when the buildings are refurbished, by summer 2003, more classes will be offered.

### 5. Columbia College Culinary & Pastry Arts Program

Chef Educator Today magazine (summer 2002 issue) featured the Columbia College Culinary & Pastry Arts staff and students. Chef Educator Today is the primary publication for culinary educators across the country. Hats off to Chef Gene Womble and lab instructor Charles Rice for their efforts.

### 6. MJC Ag Award

MJC's Agriculture Program has been selected as the Outstanding Large Agriculture Program and the Overall Outstanding Community College Agriculture Program in California. MJC will be honored formally at the Annual California Ag Teachers Association Banquet which will be held on Wednesday, June 26, 2002 in San Luis Obispo. Congratulations to Dr. Mark Bender and the Ag staff for their continuing extra effort for excellence in their program.

**B. INFORMATION ITEMS**

7. Stanislaus County Mayors' Committee for the Employment of Persons with Disabilities – Awards Event

On May 10<sup>th</sup> this special event included honoring MJC staff member Nancee Carillo and former MJC staff member Harley Lee. Congratulations go to Nancy and Harley and to MJC Disabilities staff who played a key role in the well attended program, most notably Barbara Wells and Kim Jordan. Chancellor Fisher served as the keynoter for the program.

8. Quercus Review

Established in 2000, Quercus Review is a literary arts journal published annually by the Division of Literature and Language Arts at Modesto Junior College. Sam Pierstorff, founding editor/faculty advisor, and student editors from Mr. Pierstorff's English 105 poetry class solicited and selected poems, short fiction, and art work from writers and artists all around the state and nation to be published in this second issue. The Quercus Review has brought attention and praise to the Journal and MJC. Congratulations.

9. Valley Insurance Program Joint Powers Authority (VIP/JPA) Accreditation with Excellence

On May 14, 2002 the VIP/JPA Board of Directors received Accreditation with Excellence from the California Association of Joint Powers Authorities, which is the governing and oversight organization for California JPAs.

Only about half of the JPAs in California complete the rigor of accreditation and a much smaller number receive the distinction of accreditation with excellence. The member districts include Yosemite Community College District, State Center Community College District, Merced Community College District, and West Hills Community College District.

This accreditation is an honor for the VIP/JPA member districts.

10. "Change for Children"

The MJC/YCCD Chapter of AAWCC recently held a successful fundraiser in support of MJC's campus childcare services. Many students and staff contributed to this creative activity. Donna Jamison, MJC Support Staff Technician in Counseling, who headed the campaign, and a student recipient, Adriana Ramirez, will tell you the results and what the Center has meant to them.

11. Columbia College & MJC Summer 2002 Marketing

A key part of fulfilling our mission, as well as achieving our enrollment targets is the use of creative and effective marketing. Doug Lau at Columbia College and Linda Hoile at MJC play key roles in this effort. They will share with trustees a sampling of materials being used this summer.

**B. INFORMATION ITEMS**

12. Trustee Area Redistricting

As discussed in previous meetings, state law requires each public entity governed by an elected body with representatives from designated geographical areas to review their internal geographical boundaries every ten years based on new census date. The Board of Trustees, at the February 5 meeting, approved redistricting Option "A" and authorized staff to forward that to the Department of Justice for their approval and to local county Elections Offices when appropriate. On May 13, we received correspondence from the Department of Justice stating no objections to the changes made to YCCD boundaries, which allows us to produce maps of the new YCCD Trustee Areas and distribute them to the local county Elections Offices. YCCD Director of External Affairs Nick Stavrianoudakis deserves credit for researching and preparing the documents leading to this successful conclusion.

**C. CONSENT AGENDA**

1. q Purchase Orders

RECOMMENDATION: That the Board of Trustees approve the purchase orders issued from April 1, 2002 through April 30, 2002.

2. Acceptance of Gifts - MJC

RECOMMENDATION: That the Board of Trustees accept with appreciation the following gifts:

- a. Various books of assorted titles from Max Norton, Fred Earle III, and Tobin Clarke to be used in Library at Modesto Junior College.

3. Columbia College Curriculum Review 2001-2002

RECOMMENDATION: That the Board of Trustees approve curriculum additions, deletions, and modifications for Columbia College for the year 2001-2002.

(The report was previously provided to the Board of Trustees for their review.)

4. Special Appointment – Fisher

RECOMMENDATION: That the Board of Trustees approve the appointment of Chancellor Fisher to serve as an external reviewer for the graduate program review of the Community College Leadership Program in the College of Education at Oregon State University, June 6-8, 2002.

5. Notice of Completion of Contract

The contract to Replace Water Lines at Modesto Junior College on the West Campus, Bid #02-1498, has been completed and inspected.

RECOMMENDATION: That the Board of Trustees accept the work performed by D. A. Wood Construction to Replace Water Lines at Modesto Junior College on the West Campus, Bid #02-1498, as having been completed in accordance with the plans and specifications, and authorize final payment to be made.

**C. CONSENT AGENDA**

6. ☆Project Applications/Amendments

RECOMMENDATION:

That the Board of Trustees authorize the Yosemite Community College District to submit the following project applications/amendments and to enter into a contract with the appropriate donor agencies when the projects are selected for funding:

- a. Supervisory Training – Columbia College  
Submitted to the Black Oak Casino  
Agency share: \$6,000; Proposer share: \$0
- b. Facilitation Services Videojet III – MJC  
Submitted to E & J Gallo Winery  
Agency share: \$4,000; Proposer: \$0
- c. Consumer Service Training – MJC  
Submitted to Valley Sporting Goods  
Agency share: \$2,300; Proposer share: \$0
- d. Neighborhood Outreach Revised Job Description- MJC  
Submitted to Stanislaus Co. Health Services Agency  
Agency share: \$1,300; Proposer share: \$0

#### **D. DISCUSSION ITEMS**

##### **1. MJC Pre-Construction Program**

This successful collaborative partnership involves three public agencies: the City of Modesto, the Community Services Agency, and Modesto Junior College's Workforce Training Center. Another partner is the community based non-profit association, the G. I. Forum, who played a key role in initiating and publicizing the program. The program has generated national acclaim for our college and city at the National League of Cities, in a Ford Foundation Report and, most recently, as a subject of an upcoming report funded by the Packard Foundation. To date, this program has 72% of its graduates employed (50% of those working in the construction industry). In the most recent two phases of the program, the job placement rate jumped to 84%. Of the first three phases, approximately 41% of the graduates are women. Representatives of the partners and a student will be present to describe the program and its impact on the community.

**RECOMMENDATION:** That the Board of Trustees receive the report and commend staff for their innovative efforts to meet a community need.

##### **2. Financing of Capital Projects**

Over the past several months staff have been identifying District-wide capital project financing needs and preparing the necessary documentation for the issuance of Lease Revenue Bonds to finance these District-wide capital needs. Lease Revenue Bonds enable school districts to finance capital assets over a multi-year period.

The projects requiring financing include the Modesto Junior College Swimming Pool, District-wide technology needs, and the Modesto Junior College West Campus Student Center and the shortfall for MJC Sierra and Yosemite Halls and the Columbia College Learning Resource Center. The debt service for all of the projects except for the Modesto Junior College West Campus Student Center will be budgeted in the General Fund. Fees collected from students for the student center project will cover the portion of the project not covered by the prior generous gift from the Mary Stuart Rogers Foundation.

Total project costs are \$9,125,000. The attached resolution authorizes the Execution and Delivery of Legal Documents in Connection with the Lease Purchase Financing not to exceed \$12,000,000 in connection with the Lease Revenue Bond financing with two other participating districts. The purpose of this transaction is to finance capital improvements in the District in an amount not to exceed \$12,000,000. The \$12,000,000 figure is an upper limit on Lease Revenue Bonds, not the actual amount to be issued; the actual amount of Lease Revenue Bonds will depend on interest rates and actual project costs determined at or near the time of pricing. Under the financing, the District will grant the California Community College Financing Authority a leasehold interest in one of its buildings and will lease it back. Lease payments the District makes for such buildings will be used to pay bondholders.

## **D. DISCUSSION ITEMS**

### **2. ☆Financing of Capital Projects (continued)**

The proceeds for the projects will be deposited in the restricted Capital Projects Fund, and expenditures can only be made from the proceeds for the projects identified. Staff has identified specific debt repayment sources for the project costs of \$9,125,000. Ms. Teresa Scott, Vice Chancellor for Fiscal Services, and Mr. Ted Cody, bond counsel, will be present to answer trustees' questions.

**RECOMMENDATION:** That the Board of Trustees adopt Resolution No. 01-02/16, "Resolution authorizing the execution and delivery of legal document in connection with a Lease-Purchase Financing."

### **3. Governor's May Revise**

Despite the State of California's deteriorating economic situation, the budget proposed by the Governor in his "May Revise" in May 14 was actually a little better than his January proposal. Of course, the January proposal contained several reductions so the fact that the May Revise is a slight improvement does not mean it meets our needs. The Legislature is seriously considering additional small increases as well. The good news is a proposed increase of \$20-\$29 million for CalWORKs and a proposal to maintain the COLA at 2%. The bad news was an increase to the CAL PERS fund and no relief from any mandates. Unknowns will continue to exist until a formal budget is signed.

**RECOMMENDATION:** That the Board of Trustees receive the report.

### **4. ☆2002-2003 Tentative Budget**

State law requires that the Board of Trustees adopt a Tentative Budget and file it with the County Superintendent of Schools by July 1. Adoption of the Final Budget will occur at the Board's regular meeting on September 3, 2002, thus providing the Board and staff three months in which to further review the Tentative Budget and modify it when the final adjustments to the 2002-2003 state budget are adopted and when the final accounting for the current fiscal year is complete.

The Amended 2001-2002 Budget adjusts growth to 1.87%. The Amended Budget includes revenue augmentations for part-time faculty pay equity, prior year state revenue re-allocation, and a one-time workers compensation dividend distributed from the Valley Insurance Program Joint Powers Authority (VIPJPA). The expenditure budgets include budget reductions to address a budget deficit in the 2002-2003 year. Adjustments were made to the Scheduled Maintenance match and to the future retiree liability contribution. The Amended Budget also includes an estimate of \$1,400,000 in budget savings from Central Services and the college budgets.



**D. DISCUSSION ITEMS**

4. ☆2002-2003 Tentative Budget (continued)

In the Tentative 2002-2003 Budget, COLA in the amount of 2 percent is included in both the revenue and expenditure budgets. COLA has not been allocated to the unit budgets pending the adoption of the final state budget. Expenditure budgets include new costs for State Teacher Retirement System (STRS), Public Employee Retirement System (PERS), Debt Service, and part-time faculty pay equity. These budgets also include augmentations to cover the second year costs associated with the 2001-2002 salary agreements with the unions and the Leadership Team.

The Tentative Budget also anticipates 3.27 percent growth revenue. The college expenditure budgets have been augmented to cover the cost to grow 2.27 percent. The additional percent growth included in revenue is attributable to converting to the alternative calendar for the 2002-2003 fiscal year. Additional costs are not anticipated to generate this revenue.

We expect modification to the Tentative Budget following the adoption of the state budget.

RECOMMENDATION:

That the Board of Trustees:

- a. Amend the 2001-2002 budget as presented (Column 3).
- b. Adopt the 2002-03 Tentative Budget (Column 4) for the Yosemite Community College District and direct staff to file it with the Stanislaus County Superintendent of Schools by July 1, 2002.

5. ☆Resolution Authorizing Year-End Transfers

California Code of Regulations, Section 58199, provides that the District may, with the consent of the governing board, make transfers as are necessary to permit the payment of the District's obligations incurred during such school year. Transfers may involve modest General Fund and Special Project expenditure adjustments for 2001-02.

RECOMMENDATION:

That the Board of Trustees adopt Resolution No. 01-02/17 authorizing the transfer of appropriations necessary to balance expenditure classifications of the Yosemite Community College District budget for the 2001-02 fiscal year.

**D. DISCUSSION ITEMS**

6. ☆ Establishment of 2002-2003 Appropriation Limit

Section 7910 of the Government Code provides that ". . . each year the governing body . . . shall, by resolution, establish its appropriations limit for the following year . . ." The law further requires that the information relative to the action be available to the public fifteen (15) days prior to the meeting at which the determination of the appropriation limit is made.

RECOMMENDATION:

That the Board of Trustees:

- a. Accept the report regarding the establishment of the 2002-2003 appropriations limit;
- b. Direct that the computation be publicly posted; and,
- c. Declare its intent to adopt the report at the next regular meeting of the Board of Trustees on July 2, 2002.

7. ☆ Governing Board Member Election

A Governing Board Member Election for the positions in Trustee Areas 1, 2 and 4 of the Yosemite Community College District will be conducted on Tuesday, November 5, 2002.

In order to properly schedule the election, the Board of Trustees must adopt a resolution including Specifications of the Election Order and file same with the County Superintendent of Schools prior to June 28, 2002.

RECOMMENDATION:

That the Board of Trustees adopt Resolution No. 01-02/18 ordering an election to be conducted on November 5, 2002 in the Yosemite Community College District, and direct that the adopted resolution be filed with the Stanislaus Superintendent of Schools prior to June 28, 2002.

8. ☆ Board Policies Update (#7345-7347) – Third Reading

At the Board meeting of May 7, trustees unanimously approved 19 out of 22 new and/or revised policies after a second reading. It was requested that minor changes be made to policies #7345 and #7347 and that they be brought back to the Board of Trustees for a final reading. Policy #7546 is scheduled for a third reading because the second reading vote for approval was 6-1.

RECOMMENDATION:

That the Board of Trustees conduct a third and final reading, adopt proposed policies #7345, #7346 and #7347, and delete the policies they replace.

**D. DISCUSSION ITEMS**

9. ☆ Board Policies Update (#7405-7745) – Second Reading

These policies were presented to the Board in May for a first reading. As is true of the policies in Item #8, most of these proposed policies are based on models provided by the Community College League of California and their legal counsel. In a few instances, the policies are long standing YCCD policies for which there was not CCLC equivalent. All are consistent with the current literature related to board policy governance.

RECOMMENDATION:

That the Board of Trustees conduct a second reading of proposed policies #7405 – 7745, approve those policies for which there is unanimous support, and delete the policies they replace.

**E. PERSONNEL ITEMS**

1. Retirement - Classified

RECOMMENDATION: That the Board of Trustees grant retirement status to Emmalene Rippe, Registered Nurse, Health Services, Modesto Junior College, effective June 27, 2002 and officially commend her for 14 years of valuable service to the District.

2. Retirement - Classified

RECOMMENDATION: That the Board of Trustees grant retirement status to Madeline Langford, Curriculum Information Coordinator, Instruction/ College Services, Modesto Junior College, effective September 30, 2002 and officially commend her for 13 years of valuable service to the District.

3. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Janet Bryant, Support Staff II, Instructional Services, Modesto Junior College, effective April 30, 2002

4. Resignation - Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Penny Binney, Community Education Program Representative I, Community Economic Development, Modesto Junior College, effective May 3, 2002.

5. Appointment of Educational Administrator

RECOMMENDATION: That the Board approve the administrative appointment of Diane Wirth to the position of Dean of Allied Health & Family & Consumer Science, Modesto Junior College, effective May 30, 2002.

6. Appointment of Educational Administrator

RECOMMENDATION: That the Board of Trustees approve the administrative appointment of Gina Rose to the position of Dean of Business, Behavioral & Social Sciences, Modesto Junior College, effective July 1, 2002.

7. Temporary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the temporary, full-time appointment (sabbatical leave replacement) of Paul Cripe to the position of Instructor of Mathematics, Science, Mathematics and Engineering, Modesto Junior College, effective for the 2002-2003 academic year.

**D. PERSONNEL ITEMS**

8. Interim Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the academic Appointment (interim) of Ann Smith to the position of Faculty Coordinator/Literature & Language Arts (50%), Modesto Junior College, effective for the 2002-2003 academic year.

9. Probationary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the probationary appointment (first year contract) of Dr. Joseph M. Ryan to the position of Instructor of Chemistry, Columbia College, effective Fall Semester 2002.

10. Probationary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the probationary appointment (second year contract) of Mary Roslaniec to the position of Instructor of Chemistry, Science, Mathematics & Engineering, Modesto Junior College, effective Fall 2002.

11. Contract Management Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the contract management appointment of George Retamoza to the position of Modesto Junior College Foundation Director, Modesto Junior College, effective June 15, 2002.

12. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Elizabeth Pflieger, Support Staff I, Financial Aid, Columbia College, effective June 13, 2002.

13. Termination of Probationary Employment – Classified

RECOMMENDATION: That the Board of Trustees approve the termination of probationary employment of Margaret Diaz, Child Development Center Associate Teacher, MJC, effective May 17, 2002.

**D. PERSONNEL ITEMS**

14. Inter-jurisdictional Agreement/Retirement: Educational Administrator

Dr Mark Bender has been appointed Chair of Agricultural Studies at California State University, Stanislaus (CSUS) and has requested an inter-jurisdictional agreement permitting this service through February 28, 2003. He will then retire from District employment.

RECOMMENDATION:

That the Board of Trustees approve:

- a. An inter-jurisdictional agreement with California State University, Stanislaus, for service by Dr. Mark Bender as Chair of CSUS Agricultural Studies effective July 1, 2002 to February 28, 2003.
- b. Dr. Bender's retirement as Dean of Agriculture, Environmental Sciences and Technical Education, Modesto Junior College, effective March 1, 2003 and officially commend him for 27 years of valuable service to the District.

**F. COMMENTS FROM THE PUBLIC**

This time is for comments on district business items not included elsewhere on the agenda. Persons wanting to address the Board of Trustees at this time should have completed a Speaker's Request form and given it to the Board stenographer. Individuals may be limited to 5 minutes each. No action will be taken.

**G. COMMENTS FROM THE BOARD OF TRUSTEES**

This time is for trustees to report on conferences, meetings and other activities related to district business. No action will be taken.

**H. ANNOUNCEMENTS**

1. There will be no July meeting.
2. The next regular meeting will be held on Tuesday, August 6, 2002. Closed session will begin at 3:30 p.m. and open session at 5:00 p.m. in the YCCD Board Room, 2201 Blue Gum Avenue, Modesto.

**I. ADJOURNMENT**

The meeting will be adjourned in memory of Kim Pratt-Pantaleo, a member of the YCCD custodial staff, who passed away on May 14.