

**MINUTES**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FOUR HUNDRED THIRTY-SEVENTH REGULAR MEETING**  
**APRIL 10, 2001**

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The meeting was called to order by Mr. Tom Hallinan, President of the Board of Trustees, in YCCD Conference Room B. Trustees then recessed to closed session for the purpose of discussion pursuant to G. C. Section 54957: Public Employee Discipline/Dismissal/Release; G. C. Section 54957: Public Employee Appointment: MJC Interim President; G. C. Section 88022: Authorization to Employ; G. C. Section 54957.6: Negotiations with YFA; and G. C. Section 54956.8: Real Property.

At 5:00 p.m. the Board of Trustees reconvened to public session in the YCCD Board Room.

Board Members Present	Allister Allen Linda Flores Tom Hallinan Joseph Mitchell Paul Neumann Abe Rojas Delsie Schrimp
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Board Members Absent	Brandon Brazil (student trustee)
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Others Present	D. Baggett, E. Baccus, M. Baker, M. Bender, C. Blevins, B. Brach, D. Campbell, S. Cantwell, E. Christopherson, M. Christopherson, A. Clark, D. Clark, H. Clark, K. Clark, M. Clements, S. Collins, S. Cunha, F. Ennenga, J. Ennenga, P. Fisher, T. Flemming, J. Flint, D. Geer, R. Hickman, J. Hill, L. Hoile, C. Honsberg, K. Jeffery, D. Jenner, A. Johnson, O. Johnson, H. Kiley, E. Kirkpatrick, J. Loudemilk, J. Nelson, A. McCracken, D. McCracken, J. McDonnell, W. McLeod, G. Nienhuis, A. Noriega, F. Osnaya, R. Peralta, D. Peters, W. Pierson, D. Pierson, G. Plasencia, R. Rhodes, J. Riggs, W. Rodman, J. Rose, T. R aye, J. Saldana, B. Sanders, J. Schmidt, T. Scott, M. Seward, M. Sheehan, D. Schonhoff, R. Statt, I. Strajan, N. Stavrianoudakis, B. Struve, N. Tanner, B. Thompson, W. Thompson, B. Tom, F. Vaccaro, K. Vaccaro, J. Walk, J. Walker, D. Willson, J. Zagaris, H. Wright, (seven signatures not legible), E. Osnaya (recorder)
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The Pledge of Allegiance to the Flag preceded formal Board action.

13,000 Approval of the Minutes	It was noted that the planned first adjourned meeting of March 31, 2001 was postponed due to a schedule conflict.
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A motion was made by Mr. Allen, seconded by Mr. Mitchell that the Board of Trustees approve the minutes of the regular meeting of March 6, 2001.

The motion carried unanimously.

13,001  
Student Activity Reports

Scott Cunha, ASMJC Events Coordinator, reported on student activities that occurred during the prior month, including the Hispanic Education Conference, the Cesar Chavez celebration, Marketing Day, a CalSAAC conference and the Asian Cultural Awareness Day. He also talked about the upcoming student elections, the 3<sup>rd</sup> Annual Pow Wow and Cinco de Mayo celebrations. The Chancellor commended Mr. Cunha for his volunteer work on many college and community events.

13,302  
Academic Senate Activity Report

Dr. David Baggett, MJC Academic Senate President, briefly reported on the compressed calendar proposals and the recent Senate resolution opposing the closure of the MJC Firing Range.

**13,303**  
**INFORMATION ITEMS**

College Graduations

It was reported that Columbia College's commencement will be held on Thursday, May 17 and MJC's commencement will be held on Friday, May 18. Trustee participation was confirmed and all staff were encouraged to attend these important college events.

Columbia Music Events for Children and Teens

Dr. Riggs reported that during the month of March, Columbia College hosted over 3,500 school-aged children at three separate musical events. On March 14, Columbia College's Symphony of the Sierra performed for nearly 2,500 grade and middle school children from throughout Tuolumne and Calaveras counties for the annual children's orchestra concerts in the Oak Pavilion. On March 2, 3, 16 and 17 over 1,000 students from several high schools throughout northern and central California and Oregon attended the annual Columbia College Jazz Series, Big Band and Vocal Jazz Festivals. These events provided educational opportunities in music appreciation and performance techniques.

MJC Teens on Campus

Dr. Sheehan stated that the activity at MJC on March 31 was historic in size, as 1,000 high school students attended the 17<sup>th</sup> Hispanic Education Conference and 1,300 high school students attended the 48<sup>th</sup> Ag Field Day. Dr. Fisher pointed out that trustees were well represented that day. Ms. Flores stated that the education conference was a well planned event and that she enjoyed her participation. Thanks were expressed to the dozens of staff who worked hard to make these events a huge success. These opportunities for teens are excellent examples of supporting and encouraging student success in cooperation with our local high schools.

MJC Women of Distinction

As part of Women's History Month, the MJC Chapter of the American Association of Women in Community Colleges hosted a special luncheon on March 21. At that time five colleagues and one student were honored for their

outstanding contribution to MJC. The planning committee was commended for an outstanding event and the following honorees were congratulated:

Classified: Barbi Page, Diane Weatherford  
Faculty: Marlies Boyd, Mary Ann Greenwood  
Management: Jane Saldana  
Student: Jenni Marchy

MJC Latina Leadership  
Network

Last month trustees heard from officers of the local chapter of this state association about a state conference to be held in the Central Valley on March 28-30. The Chancellor reported that at the conference, Region 5, led by the MJC Chapter of LLN, received the award for the most outstanding region in California. Ms. Gloria Plasencia, Vice President of MJC's LLN Chapter, provided trustees with more details about the conference and expressed the group's appreciation of Chancellor Fisher and President Sheehan's continuous support of LLN.

Leadership Turlock

Trustee Rojas reported that on April 18 the 2000-2001 Class of Leadership Turlock, a program of the Turlock Chamber of Commerce, will focus on higher education. MJC will host the class for the morning portion of their day. Trustee Rojas, Chancellor Fisher and President Sheehan will take the group on a campus tour and make a brief presentation. The event will provide an opportunity for Turlock leaders to become more familiar with MJC programs and services.

Native American Pow Wows

Modesto Junior College, in cooperation with Red Nations & Friends, will host the 3<sup>rd</sup> Annual Native American Pow Wow on Sunday, April 22, on the East Campus Quad. The 6<sup>th</sup> Annual Columbia College Pow Wow will be held on Saturday, April 28, from 12:00 noon to 10:00 p.m. on Symons Field. Both celebrations will feature Native American drumming, dancing, singing, food and crafts. The events are free and open to the public. They offer a wonderful opportunity to learn more about Native American cultures. MJC's event is co-sponsored by MJC's TRIO programs and by ASMJC. Columbia's event is sponsored by the Columbia College Student Senate.

Shakespeare Night

The Chancellor reported that the MJC Shakespeare Academy will present the 5<sup>th</sup> Annual Shakespeare Night on Monday, April 23, at 7 p.m. in the Auditorium. This popular event features 90 minutes of scenes, soliloquies and spoofs of the Bard's works. The evening's lively presentations are made by MJC students, faculty and staff, and the event is free and open to the public. The Shakespeare Academy at MJC is designed to train and inspire budding young actors, writers and teachers of Drama, Speech and English, and is operated by Academy Director Dr. Peter Raleigh.

## Staff Recognition Dinner

Board President Hallinan reminded everyone that this annual special event will take place on Friday, May 4 at 6:30 p.m. at Legends Café. Twenty-four retirees and thirteen 25-year veterans will be honored. Tickets are \$25.00 and available by contacting Elisa Osnaya (575-6509) or Sandi Rebeiro (575-6513).

## MJC Firing Range

The printed Board agenda reported that the MJC Firing Range was built in 1975 before the MJC West Campus had any permanent instructional facilities. Classroom instruction, which was previously held in WWII temporary facilities, moved to the new Ray Simon Criminal Justice Training Center three years ago. Since 1975, the campus has grown considerably and the student population will more than double when the Sierra Halls are fully occupied. In addition, we have added four new child care facilities. This year, a new soccer field was built immediately south of the range based on plans for the range's removal. Parking lots are scheduled to be built immediately west of the range next year, before Sierra Halls open in the summer of 2002. Eventually two more classroom buildings will be built nearby and the Agriculture Complex is planned for the current site.

Although the Firing Range has served as an important part of the Criminal Justice Training Center during the last 26 years, it has been a source of concern to students, staff and neighbors. Consequently, the Master Plan adopted by the Board of Trustees in 1991, and the Joint Powers Agreement with Stanislaus County and the City of Modesto adopted in 1998, called for the Firing Range to be removed after the firearms classes are moved to the new facility built by the JPA, which includes the Modesto Police and the Stanislaus County Sheriff's Office. This plan was consistent with the moving of the entire Criminal Justice Training Program to its new facility on Crows Landing Road in 1998. Since then, all other West Campus CJTC old buildings have been removed.

The new MPD firing range, which is part of a larger complex including equestrian and canine training, will be completed some time in late summer or early fall. When it is complete, our classes, our weapons arsenal, any useable equipment, and our range master will be located at the new site. The CJTC Academy, Modesto Police, and Stanislaus County Sheriff, as well as other law enforcement agencies, comprise 90 percent of the activity at the range and will be served there. In addition, our two classes per term which are open to the public also will be offered there.

Thus, the remaining issue before the Board of Trustees was the future status of the old Firing Range once the program is relocated. Operating two facilities would incur significant extra costs for staff, utilities, maintenance, and liability insurance. It is staff's conclusion that it is inappropriate to

have an active public firing range on a growing and heavily populated campus. Complaints from students, staff and neighbors regarding safety and noise, as well as concerns about environmental issues, also contribute to this conclusion. The facility could be sold to a private entity, donated to a public agency, demolished, or stay vacant until a later date.

At the March Board meeting Mr. Don Clark, retired MJC instructor, requested that the Board of Trustees hold a special hearing on the removal of the MJC Firing Range. The Board obliged his request.

At this meeting Mr. Clark presented some background about his experience on the MJC Firing Range and expressed his opinion as to why the range should remain open for public use after the college programs are moved to the new MPD site. He stated that the MJC Firing Range is one of the finest firearms facilities in the state of California. He said his purpose was to present information about the MJC Firing Range so that trustees can make an informed decision about the destruction of this valuable and useful facility. Mr. Clark's main points of discussion were:

The Range Protection Act prohibits a firing range from closure due to noise.

MJC Firing Range has a good safety record.

The range has been shamelessly neglected.

The firing range is appropriate on a college campus.

It is an integral part of the academic program.

Faculty affected by the destruction of the range have never been consulted.

Future use of the range.

Mr. Clark stated that if the range is saved from destruction it could be used for "all kinds of diverse training."

He suggested that the youth in our community be embraced and be provided with firearms training for young people between 12-17 years of age and their parents.

He claimed that with creative management and "tolerance and diversity" he could demonstrate how the Firing Range could potentially generate \$300,000 per year.

He said he could have shared much of this information with the Board of Trustees earlier, but the Chancellor's Office has restricted access to the trustees. The Chancellor's Office would not release fax numbers and the District's web pages channel everything through the Chancellor's Office.

With regard to the real value of the MJC Firing Range and the \$4 million figure he quotes, he said he got that amount from a 1997 informal assessment by a representative from the State Commission on Peace Officers Standards and Training. He said an up-to-date assessment should be done by a true professional. He suggested the NRA Range Technical Team.

In the event that the decision is made to destroy this valuable facility, Mr Clark asked:

Does YCCD have the money to destroy this immense structure?

Does YCCD have the money for the EPA cleanup that will be required by law?

Do trustees have the authority to destroy this facility without consulting the representatives from the eight counties that signed the original documents that requested the state funds to build the range?

Mr. Clark also responded to a recent Modesto Bee article, where Mr. Alfie Johnson was quoted as saying "I don't know of anywhere else in the State that lets you bring guns within 500 yards of a campus." Clark said Mr. Johnson was poorly misinformed and listed the colleges that have firing ranges on campus:

San Jose State University (range in basement)  
Rio Hondo College  
American River College  
DeAnza College  
Lassen College (offers an AA in gun smithing)

Trustee Mitchell asked what Mr. Clark envisioned as the use of the MJC Firing Range once law enforcement and the Academy are out of the picture. Mr. Clark responded that he suggests:

expanding the Administration of Justice classes.  
expanding fire arms classes to two per semester  
offering fire arms for women  
youth programs for ages 12-17 to teach basic fundamentals of fire arms use.  
discuss use by the Boy Scouts and ROTC.

Mr. Clark said that with pending legislation relative to concealed weapon laws and licensing of hand gun owners, there will be a tremendous need for more classes.

Trustee Neumann addressed the issue of trustee accessibility. He did not believe this was an issue. He said that as a faculty member, Mr. Clark has access or could get access to trustees' telephone numbers. It also was pointed

out that trustees do not have e-mail addresses and that it has been a long-standing Board policy not to give out private information. All information that is addressed to the trustees is forwarded to them. Dr. Fisher said that if trustees want to change that policy it is their decision. Mr. Hallinan said that this issue will be revisited at an upcoming board retreat.

Trustee Flores stated that she lives three blocks away from the West Campus. She and her neighbors have talked informally about the range. They agree that they have lived with the irritating gun fire noise from the firing range and were glad to hear that it will be gone soon. Ms. Janice Walker, a citizen from Orange County, asked Ms. Flores if she had formal complaints to present to them. If she did not, Ms. Walker objected to her comments going into the record. Mr. Hallinan interjected and said he trusted Ms. Flores' comments.

*5/01/01 - correction to record:  
"additional 6,000 students "  
should read "additional 3,000  
students."*

At this time, MJC staff then made a formal presentation to the Board of Trustees. Dr. Sheehan pointed out that the range sits on a site of future construction of the programs that are needed on a campus that will grow from a student population of 3,000 to an additional ~~6,000~~ students in about a year's time and several thousand more after that. She said we value the Criminal Justice Program and a state-of-the-art program is essential. Dr. María Sheehan and staff presented the rationale for discontinuing firearm use on the West Campus.

Dr. James Guffy, Director of the Ray Simon Criminal Justice Training Center, described the new state-of-the-art Modesto Police Department's range that will be available for all college instruction. He pointed out the many advantages of the new facilities. He touched on the problems with the MJC range which included the noise problem in the middle of campus, the concern of spent bullets found outside of the range, and the high costs of repairs. Dr. Jim McDonnell, Dean of Planning and Budget and chair of the Campus Development Committee, talked about the long discussions that have taken place during the last 10 years about the removal of the range once a new range was available. He pointed out that the Campus Development Committee, which includes representatives of all campus constituencies, favors sticking to the current Facility Master Plan which calls for the removal of the firing range. Dr. Jane Saldana, Dean of Allied Health and Family Consumer Sciences, and faculty member Terry Lyle shared their experiences as residents of the West Campus. They described living with the noise from the firing range and its negative effects on students and the children in the child care programs. Mr. Alfie Johnson, Director of Security and Campus Safety, shared his concerns about safety and students carrying guns on campus. He also presented spent bullets that were found outside the

firing range that he believes came from the range. Ms. Maria Baker, Director of Facilities Development and Operations, reported that preliminary tests of an environmental assessment indicate the range is contaminated with lead. More samplings are being taken and we are waiting the results. Ms. Baker said the concerns relate to environmental and health hazards.

Trustee Schrimp asked Chancellor Fisher to talk about the communications/discussions that have occurred over the years about the proposed closure of the MJC Firing Range. Dr. Fisher provided background beginning in 1991 with the development of *Vision 2000*, revisions over the years, discussions with the City of Modesto and Stanislaus County, the involvement of the Criminal Justice Training Program faculty in the process, the signing of the Joint Powers Agreement which was discussed several times at regular YCCD Board meetings, and finally the MPD's offer to build the new range. Dr. Fisher clarified that throughout this process, it has been assured that the MJC Firing Range will be available until a new range is built and operational. All current firearms classes will be available at the new site. Law enforcement has indicated they will utilize the new facility.

Approximately 20 people requested to address the Board of Trustees to convey their experiences with the MJC Firing Range and their opposition to closing it. Before hearing from these citizens, trustees pointed out that no decision would be made at this time. Their goal was to hear their comments and suggestions. They also clarified that the issue at hand was not whether or not to continue to operate the program. The program will continue.

Don Loudermilk (citizen from Waterford) said he had the opportunity to attend classes at the MJC Range. He said the facility is an asset to the community. He had to leave the meeting early and asked if he could view the meeting tapes at a later time. The Chancellor explained that the meeting was not being video taped. However, audio tapes would be available upon request.

Mike Seward (private citizen and officer in the Coast Guard) stated he has experience with weapons training facilities and said that the MJC Firing Range, although old and in need of repair, can still be considered state-of-the-art. Mr. Seward also commended the quality of the training on basic gun use at MJC. He thanked the trustees for their attention.

Dorris Pierson (probation worker) asked Mr. Alfie Johnson if he was sure the spent bullets he presented earlier actually came from the firing range. She also asked if additional classes would be offered at the new site to accommodate everyone. Dr. Fisher said that more classes could be offered



but no one can guarantee that there will not be waiting lists. Ms. Pierson asked if Mr. Virgil Atchison was a registered range master.

*5/01/01 - correction to record:  
the word "via" should read  
"regarding."*

Hugh Kiley (citizen from Oakdale) expressed concern with the lack of direct access to the trustees. He complained about not being able to get fax number information from the Chancellor's Office. He asked if citizens have a means of contacting their elected board members without going through the administrative offices. Mr. Mitchell stated that he has always been contacted via Columbia College. Trustees reminded Dr. Kiley that the Board's policy on providing private information will be discussed at the Board's retreat.

Bob Thompson (1961 graduate of MJC) asked whether the Modesto City Council had filed an EIR for the new range site. It was suggested that he contact the City Council for that information.

Amelda McCracken (MJC student) asked how the college was going to provide transportation to the new range which is about 15 miles away from campus. Chancellor Fisher said that issue would be addressed. She said 90% of the use is by Academy students, for whom the new location is better than the current one. She pointed out that the college offers classes throughout its service area and we have always worked to accommodate students.

Don Clark asked if the new range would be covered. It was explained that there will be some covering, but not totally covered.

James McCracken (local businessman) wanted to know if a cost benefit analysis was done before determining to destroy the firing range. Trustee Rojas explained that this evening trustees are listening to comments and suggestions so they can make their decision.

NO NAME GIVEN. This person commented that under SB517 California Range Protection Act, it is illegal to consider anything regarding noise when closing a range. He stated that the MJC Firing Range is a very nice facility which would qualify as an indoor range even in its current state.

Dwayne Jenner asked why instead of building a parking lot and soccer field, money is not spent on improving the area around the firing range to attenuate the sound.

Don Clark's teaching assistant pointed out that classes were in session as this meeting was going on and the gunfire was barely audible. (Others in the room disagreed.)

Shawn Cantwell asked what the plans were for a back stop at the new site. Dr. Guffey said that a high berm is planned. He suggested that Mr. Cantwell go out to the site and see for himself. Ms. Cantwell also commented that he had learned much from Mr. Clark's classes which made him a better and safer shooter. Mr. Rojas asked Mr. Cantwell, as a student, how did he get his ammunition and transport his gun. Mr. Cantwell clarified that he is a former student. He said there were two options for buying ammunition: buy from Mr. Clark at the class or from an outside vendor. He said he would place his gun in a locked container in his car and take that container into the range where he would then buy ammunition from Mr. Clark. The weapon was taken out only once he was inside.

David Geer (member of the Modesto City Community Quality Forum) stated that he spoke to the County Board of Supervisors and that Supervisor Paul Caruso told him that a member of the YCCD Board of Trustees had told him that the move and destruction of the range was "a done deal." He asked if that was true and which trustee had said that. Mr. Neumann said that absolutely was not true, as far as he knew. He said that this forum was held to respond to Mr. Clark's request and to hear opinions, which will be useful to the Board of Trustees in assessing matters of fact and the feelings of the community. Mr. Hallinan said that he had spoken with Supervisor Caruso and had discussed the moving of the CJTC under the JPA, but not the future of the firing range.

NO NAME GIVEN. He asked if fear of criminal activity is limiting legal activity.

Jon Zagaris (lifelong Modesto resident and MJC grad) said his concern is that the Board of Trustees consider all the options. He said keeping the MJC Firing Range is less of a liability than putting students at risk by having them drive the extra distance to the new range.

Frank Vacarro (MJC grad) stated that he is the range master for the County of Stanislaus. He said MJC's facility is an excellent range.

Mr. Hallinan asked that it be noted on the record that Ms. Brandy Struve turned in to him petitions opposing the destruction of the firing range. They contain over 600 signatures.

Brandy Struve (MJC student) read her statement which attacked the Chancellor, criticized her integrity and accused her of "lining her pockets" with a million dollars. Ms. Struve asked for an audit of school funds and said the public must be vigilant or more programs will be lost.

Bob Brach (private citizen and private investigator) said the range is a very useful and valuable asset. He is glad to hear that the Board of Trustees is going to be open and consider the public's comments.

Harold Clark (retired) stated that he did not want to repeat what others had already said. He commented that no one is born an innate "pistolero" or knowing how to shoot and protect themselves. Mr. Rojas took offense to the "pistolero" reference. Mr. Clark said he did not mean to offend him and apologized.

M. Thompson had a brief comment. He thanked the Board of Trustees for their patience, wished them good luck and asked that they be fair.

John Rose asked for all of the attachments to the agenda. He said he would contact the office the next day to get that information. He also requested that this discussion be reconvened at a public forum in June in the Modesto City Council chambers as that facility can accommodate more people. He also stated that he has a copy of the JPA agreement and that the item on the Board's March agenda was incorrect. He will be submitting a written statement to Mr. Hallinan on that issue. He recommended that professional advice be sought regarding the value of the MJC Firing Range. He suggested contacting the Commission of Civil Engineers and someone from the Department of Criminal Justice Training.

Richard Rhodes (MJC faculty) said he was happy to hear that the Board of Trustees is going to make their decision independently.

Gary Nienhuis (MJC adjunct instructor) said moving the range to Patterson is a negative move. He asked trustees to consider the benefits to the community.

Don Clark stated that his concern is that the MJC Firing Range will be "plowed under" and then the MPD range will be "red tagged" due to lack of appropriate permits. He believes that MPD should have their range to train law enforcement people, and the MJC range be used for the community's firearms training needs.

Mr. Hallinan thanked the audience, staff and the Board of Trustees for their patience. He said he felt the meeting had been fair and open.

**13,304**  
**CONSENT AGENDA**

Dr. Sheehan requested that on item five, Curriculum Review Reports, the portion referring to the transfer degree be pulled from the agenda. Our colleges will bring back that information to the Board when both colleges have completed their plans.

A motion was made by Mr. Mitchell, seconded by Mr. Neumann, that the Board of Trustees take the following action on the Consent Agenda as amended:

Purchase Orders

Approve the purchase orders issued from February 1, 2001 through February 28, 2001.

Acceptance of Gifts - MJC

Accept with appreciation the following gifts:

- a. Various books of assorted titles from Charmaine Wesley- Hartman, Margo Sassé, Barbara Mortensen, Doug Smith, and Loretta McKeever to be used in the Library at Modesto Junior College.
- b. Equipment, coolers, laminar flow hoods and various other items from Panelized Structures to be used in the Agriculture and Technical Education Programs at Modesto Junior College.
- c. 13 biofeedback temperature training units from Dan Boyd to be used in the Psychology Program at Modesto Junior College.
- d. A Flory pickup machine from Samuel & Virginia Bleakley to be used in the Mechanized Agriculture Program and Beckwith Ranch property at Modesto Junior College.

Acceptance of Gifts -  
Columbia College

Accept with appreciation the following gifts:

- a. Bakery items, to include pans, cake boards, and cake boxes from Lauren Nickell, to be used in the Hospitality Management Program at Columbia College.
- b. 44 copies of Mathematics Children Use and Understand: Preschool through First Grade, from Ann Dutton to Columbia College to be used in the Child Development Center for students preparing to teach.

Special Appointment - Fisher

Approve the appointment of Dr. Pamila Fisher to serve as evaluation team chairperson of the team that will visit Rio Hondo College on October 23-25, 2001.

Curriculum Review - MJC

That the Board of Trustees approve the curriculum additions,

(amended recommendation)

deletions, and modifications for Modesto Junior College for the period of January 23, 2001 through March 27, 2001, **excluding the items relating to transfer degree.**

Distance Learning Report -  
Columbia College

Approve Columbia College Distance Learning Report for 1999-2000 for submission to the State Chancellor's Office. (The report was previously provided to trustees.)

Notice of Completion of  
Contract

Accept the work performed by Paul Anderson Construction to Remodel Culinary Academy at Modesto Junior College, West Campus, Bid #00-1457, as having been completed in accordance with the plans and specifications, and authorize final payment to be made.

Notice of Completion of  
Contract

Accept the work performed by Walther Electric Co. for Electrical Upgrade at Founders Hall and Student Center at Modesto Junior College, East Campus, Bid #01-1478, as having been completed in accordance with the plans and specifications, and authorize final payment to be made.

The motion carried unanimously.

### **DISCUSSION ITEMS**

13,305

Revision to Facility Usage  
Fees and Procedures -  
Modesto and Columbia

A review of the Facility Usage Fees and Procedures at Modesto Junior College recently was conducted because fees being collected do not reflect all the direct costs associated with the usage of facilities. For example, expenses for paper supplies, landscaping material and high-energy lamps have not been charged to facility users. When rental fees were last increased in 1996 most did not include the aforementioned expenses. Additionally, with the energy crisis, facility users must be charged for energy used. The proposed fees for utilities reflect actual cost increases that YCCD has experienced at both Columbia and Modesto for energy. In the past, users have been charged for air-conditioning fees only and have not been charged for utilities during heating season.

A detailed copy of proposed changes had previously been sent to the Board of Trustees. **(Report #2027)** There are four primary revisions at Modesto. The only change for Columbia is the energy fee. Highlights include the following:

- (1) Fees will include all utility costs year-round at both colleges.
- (2) Users are advised in advance of circumstances warranting additional custodial fees. These have been charged at actual cost but were not always communicated in advance.
- (3) Fees for the quad usage, supplies for stadium usage and a house manager for the auditorium are proposed as additions at MJC.

- (4) Fees for performance lighting, tables and chairs are proposed additions for MJC.

A motion was made by Ms. Schrimp, seconded by Ms. Flores, that the Board of Trustees approve the proposed energy fees implementation at Columbia and Modesto and approve the proposed revisions to the Modesto Junior College Facilities Fee Schedule.

The motion carried unanimously.

13,306  
YFA Proposal to YCCD

The Chancellor reported that the current YFA/YCCD negotiated agreement expires on June 30, 2001. In compliance with Article 22.2.1 of the YFA/YCCD Faculty Contract, YFA has presented its opening negotiations statement for the period beginning July 1, 2001.

**(Report # 2028)**

A motion was made by Mr. Allen, seconded by Mr. Neumann, that the Board of Trustees:

- a. Receive the negotiation proposal of YFA.
- b. Schedule a public hearing on the proposal for May 1, 2001.
- c. Refer the proposal to administrative staff for review.

The motion carried unanimously.

13,307  
Columbia - HVAC at Madrone  
and Willow - Change Order

It was reported that during the retrofitting of the heating, ventilation and air-conditioning at the Madrone and Willow Building, the contractor learned the manufacturer had discontinued the specified equipment. As a result, the new equipment would not fit in the existing space without modifications. Therefore, new duct adaptors, unit stand and flue penetration were needed. Change Order 1, in the amount of \$8,982, represents this work.

A motion was made by Mr. Mitchell, seconded by Mr. Allen, that the Board of Trustees approve Change Order 1 for the contract with Gatewood Heating and Air-Conditioning at Columbia College for HVAC and Madrone and Willow in the added amount of \$8,982.

The motion carried unanimously.

13,308  
CCCT Board of Directors  
Election - 2001

The voting period for the California Community College Trustees Board of Directors ends April 25. There are 20 candidates for 11 vacancies on the board. Biographical sketches were distributed previously to the trustees. Trustees agreed to complete a ballot indicating their preferences for the CCCT Board of Directors and to forward the ballots to the Chancellor for compilation and the completion of a single Board ballot.

A motion was made by Ms. Schrimp, seconded by Mr. Rojas, that the Board of Trustees authorize the Yosemite Community College District to submit the following project applications and to enter into a contract with the appropriate donor agencies when the project is selected for funding:  
**(Report #2029)**

- a. Child Development Training Consortium - YCCD  
Submitted to the California Department of Education,  
Child Development Division  
Agency Share: \$7,405,640; Proposer Share: \$0
- b. Faculty & Staff Diversity Registry - YCCD  
Submitted to the Chancellor's Office, California  
Community Colleges  
Agency Share: \$250,000; Proposer Share: \$0
- c. ETP Tracking Services - MJC  
Submitted to E&J Gallo Winery  
Agency Share: \$47,112; Proposer Share: \$0
- d. Yosemite Tech Prep Consortium - MJC  
Submitted to Title II - Tech Prep Education  
Agency Share: \$289,081; Proposer Share: \$0
- e. ETP Tracking Services - MJC  
Submitted to E&J Gallo Winery  
Agency Share: \$149,161; Proposer Share: \$0
- f. Facilitation of Video Jet - MJC  
Submitted to E&J Gallo Winery  
Agency Share: \$9,920; Proposer Share: \$0
- g. Modesto Police Dept./YCCD Demographic Profiling  
Study - YCCD  
Submitted to the Modesto Police Department  
Agency Share: \$10,000; Propose share: \$0

The motion carried unanimously.

**13,3010**  
**PERSONNEL ITEMS**

Mr. Peralta presented 21 personnel items for the Board's approval after asking them to delete the item for David Heldt, who declined the offer of employment.

Trustee Hallinan also asked that the item relative to Dr. Sheehan's resignation be addressed as a separate item.

A motion was made by Mr. Rojas, seconded by Ms. Flores, that the Board of Trustees approve the personnel items, excluding the items regarding Dr. Sheehan's resignation and the David Heldt item.

Eric Christopherson

Grant retirement emeritus status to Eric Christopherson, English Professor, Literature & Language Arts, Modesto

Junior College, effective May 19, 2001, and officially commend him for 36 years of valuable service to the District.

- Norene Dexter Grant retirement status to Norene Dexter, Offset Press Coordinator, Duplicating, Modesto Junior College, effective July 5, 2001, and officially commend her for 32 years of valuable service to the District.
- Tommy Harris Grant disability retirement to Tommy Harris, Skilled Craft Technician, HVAC, YCCD Facilities Operations, effective May 24, 2001.
- Margaret "Peggy" Kroll Approve the appointment of Margaret "Peggy" Kroll to the position of Director, Project Step/MJC, Instruction, Modesto Junior College, starting July 1, 2001.
- Suzanne Garrigan Approve the promotional appointment of Suzanne Garrigan to the position of Program Specialist, Community Education at Columbia College, effective March 20, 2001. This is a 40-hour per week, 12-month per year position.
- Nancee Carrillo Approve the probationary appointment of Nancee Carrillo to Alternative Media Access Technician, DSPS, Modesto Junior College, effective April 16, 2001.
- Vickie Kennedy Approve the probationary appointment of Vickie Kennedy to the position of Support Staff Technician, Community Outreach, Development Services and Public Information at Columbia College, effective April 9, 2001.
- Serena Mulvaney Approve the probationary appointment of Serena Mulvaney to the position of YCCD Campus Security Officer (80%), effective April 2, 2001.
- Roxy Wyrick Approve the probationary appointment of Roxy Wyrick to Support Staff Technician, Allied Health/Family and Consumer Sciences, Modesto Junior College, effective March 26, 2001.
- Linda Cross Approve the probationary appointment of Linda Cross to Support Staff Technician, Columbia College, effective March 5, 2001.
- Melinda Gould Approve the probationary appointment of Melinda Gould to Program Assistant, Planning & Budget, Modesto Junior College, effective March 19, 2001, contingent upon funding.
- Ranai Carlton Approve the probationary appointment of Ranai Carlton to Mailroom/Facilities Assistant, Public Information & Facilities Offices, Modesto Junior College, effect March 23, 2001.



Carla Wightman	Approve the probationary appointment of Carla Wightman to Secretary II, Agriculture, Environmental Sciences & Technical Education, Modesto Junior College, effective April 2, 2001.
Kelly Foster	Approve the probationary appointment of Kelly Foster to General Clerk (47.5%), Counseling, Modesto Junior College, effective March 19, 2001, contingent upon funding (10 month work year).
Ann Crawmer	Approve the probationary appointment of Ann Crawmer as Fiscal Services Technician, Accounts Payable CDTC (50%), YCCD Fiscal Services, effective April 16, 2001.
David Heldt	Omitted due to the fact that he has declined the offer of employment.
Linda Baker	Approve the promotional appointment of Linda Baker to Support Staff Technician, Family & Consumer Sciences/Child Care, Modesto Junior College, effective April 4, 2001.
Adan Alaniz	Approve the reinstatement appointment of Adan Alaniz to Student Outreach Recruiter, Student Outreach, Modesto Junior College, effective March 5, 2001, contingent upon funding.
Tonia Snyder	Accept the resignation of Tonia Snyder, Custodian, Facilities and Operations, Modesto Junior College, effective April 16, 2001.
Suzanne Garrigan	Accept the resignation of Suzanne Garrigan, Support Staff Technician, Allied Health/Family & Consumer Sciences, Modesto Junior College, effective March 19, 2001.
Reduction in Force - Classified	Approve <b>Resolution No. 00-01/05</b> , Classified Reduction in Staff, authorizing reduction in classified personnel and appropriate notice to affected staff.  The motion carried unanimously.
13,311 MJC President's Resignation	Dr. Maria Sheehan had informed the Chancellor and the Board of Trustees of her decision to accept an appointment as Superintendent/President to the Desert Community College District.  Trustees and the Chancellor congratulated Dr. Sheehan on her new appointment and commended her for her dedicated service to MJC and the Foundation. They will miss her. Ms. Schrimp stated that she appreciated the personal feeling she brought to the presidency. Ms. Flores thanked her for her

efforts to bring the community into the college. She said she had appreciated her as an ethnic woman leader and role model for Hispanic women. Dr. Sheehan thanked the trustees for their kind words and said it was a very hard decision to make because she cares so much about MJC.

Mr. Rojas moved, seconded by Ms. Flores, that the Board of Trustees accept the resignation of Dr. María Sheehan, President, Modesto Junior College, effective July 1, 2001 and that the Board of Trustees authorize the Chancellor to enter into a contract with the Association of Community College Trustees to conduct a national search for a new permanent MJC president.

The motion carried unanimously.

**13,312**  
**COMMENTS FROM THE**  
**PUBLIC**

Dr. Wilma McLeod, on behalf of Dr. Sheehan's Cabinet, expressed how much they have enjoyed working with Dr. Sheehan and they are sad to see her go.

**13,313**  
**REPORT OUT FROM**  
**CLOSED SESSION**

Mr. Hallinan reported that during closed session the Board of Trustees approved the appointment of Dr. Stan Hodges as Interim President of MJC, effective upon Dr. Sheehan's departure.

**13,314**  
**ADJOURNMENT**

The meeting adjourned at 8:50 p.m. The next regular meeting will be held on Tuesday, May 1. Closed session will be at 3:30 p.m. and open session will begin at 5:00 p.m. in the YCCD Board Room.

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Tom P. Hallinan, President  
YCCD Board of Trustees

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Pamila J. Fisher, Secretary  
YCCD Board of Trustees

