

MINUTES
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FOUR HUNDRED FIFTY-FIFTH REGULAR MEETING
DECEMBER 17, 2002

Since this was the YCCD Board of Trustees' annual organizational meeting, the Chancellor called the meeting to order at 3:30 p.m. in the YCCD Board Room and presided during the election of the Board Chair.

The Pledge of Allegiance to the Flag preceded formal Board action.

Board Members Present Anne DeMartini
 Linda Flores (arrived at meeting at approximately 3:40 p.m.)
 Tom Hallinan (left the meeting at approximately 6:15 p.m.)
 Paul Neumann
 Abe Rojas
 Delsie Schrimp

Board Members Absent Joseph Mitchell
 Nicole Jansen (student trustee)

Others Present M. Baker, G. Boodrookas, D. Campbell, K. Clark, D. Clark, S. Conner, L. Diggs-Gray, R. Engstrom, P. Fisher, B. Gibbs, J. Gance, R. Green, M. Greenwood, R. Guillen, M. Hacker, D. Hanson, P. Harrelson, R. Hickman, T. Hobert, Donna Jamison, Dick Jamison, K. Jeffery, A. Johnson, S. King, P. Kroll, K. Lipke, T. Lyle, L. Masingale, L. Mayhew, M. McBride, E. McCormick, A. McKissick, W. McLeod, L. Martin, V. Metcalf, C. Mullins, I. Nunez-Pippin, F. Osnaya, W. Page, A. Porter, J. Riggs, C. Rodriguez, T. Scott, B. Scharffer, B. Scroggins, K. Silva, S. Stroud, N. Stavrianoudakis, J. Swank, B. Tom, M. Turner, E. Vaca, J. Walker, J. Williams, S. Woodside, E. Osnaya (recorder)

14,602 Chancellor Fisher reported the November 5 election results.

Election Results

In Trustee Area 1, Mr. Joseph Mitchell received 460 votes from Stanislaus County, 9,448 from Tuolumne County, and 3,575 from Calaveras County for a total of 13,483. His opponent, Don Stone received 305 votes from Stanislaus County, 5, 227 from Tuolumne County, and 1,862 from Calaveras County for a total of 7,394.

In Trustee Area 2, Ms. Delsie Schrimp received 8,877 votes from Stanislaus County and 31 from San Joaquin County for a total of 8,908. Her opponent, Mr. Mathew S. Ward, received 6,746 votes from Stanislaus County and 12 from San Joaquin County for a total of 6,758 votes.

In Trustee Area 4, Mr. Allister Allen received 2,878 votes from Stanislaus County, 1,133 from Merced County and 12 from Santa Clara County for a total of 4,023 votes. His opponent, Anne DeMartini, received 4,326 votes from Stanislaus County, 1,935

from Merced County, and 7 from Santa Clara County for a total of 6,268 votes. Therefore, the County Clerks certified the elections of Mr. Mitchell, Ms. Schrimp and Mrs. DeMartini.

Dr. Fisher said that Mr. Mitchell, who was unable to be at this meeting, had been previously sworn into office by the County Clerk of Tuolumne County.

14,603
Administration of Oath of Office
Superior Court Judge Michael R. Cummins administered the Oath of Office to newly elected Mrs. Anne DeMartini and re-elected Trustee Delsie Schrimp.

Reorganization of the Board of Trustees
Education Code section 35143 requires that the annual organizational meeting of the Board of Trustees be conducted within 15 days after the first Friday in December. In compliance with this code section, the Board of Trustees accomplished the following:

14,604
Election of Board Chair
It was moved by Mr. Hallinan, seconded by Mr. Rojas, that Mr. Paul Neumann be elected Chair of the YCCD Board of Trustees.

The motion carried with a vote of 5-0.

14,605
Election of Board Vice Chair
It was moved by Mr. Neumann, seconded by Mr. Rojas, that the Board of Trustees elect Ms. Delsie Schrimp Vice Chair of the YCCD Board of Trustees with authority and power to act on behalf of the chair of the board in the event of his absence.

Mr. Hallinan pointed out that the usual rotation of the Board would place Ms. Flores in line for the Vice Chair position. Mr. Neumann explained that he had contacted Ms. Flores who indicated that she would not like to be the Vice Chair at this time. She would like to be on the Board a bit longer before taking that role. Mr. Neumann said he then asked Ms. Schrimp who agreed to take the position if Ms. Flores declined.

The motion carried with a vote of 5-0.

14,606
Appointments of the Secretary to the Board and the Stenographer
Chair Paul Neumann appointed Dr. Pamila Fisher secretary to the Board of Trustees.

Ms. Elisa Osnaya was appointed stenographer for the Board of Trustees.

(Ms. Flores arrived at the meeting at approximately 3:40 p.m.)

14,607
Time/Pace of Regular Meetings
There was some discussion about changing the regular board meetings from the first Tuesday of each month due to a calendar conflict for Mr. Hallinan. He asked that the Board consider holding the meetings on the first Thursday of each month beginning February 2003. Mr. Rojas and other trustees stated that whatever day is chosen, it should remain consistent and not be changed as often as in the past. Dr. Fisher stated Thursdays would pose some scheduling conflicts with staff at this time, as regular college

meetings are scheduled to protect Tuesdays, and changing, especially mid-year, would be difficult. Mrs. DeMartini said she also would have scheduling problems with Thursdays. As there were concerns about changing the meeting day at this time, Mr. Hallinan amended his request and made a motion, seconded by Mr. Rojas, that the Board of Trustees continue to meet on the first Tuesday of the month, and change the meetings effective July 2003 to be held on the first Thursday of each month. Mrs. DeMartini asked again how that would play out on the months that she has a conflict on Thursdays. It was suggested that more discussion occur before considering a change, which also would allow Mr. Mitchell to join the discussion. Mr. Rojas retracted his second to the earlier motion and asked that the motion be tabled. There was discussion that this issue could be revisited in the future.

A final motion was made by Mr. Hallinan, seconded by Mr. Rojas, that the Board of Trustees keep the Board meetings on the first Tuesday of each month indefinitely.

The motion carried with a vote of 6-0.

14,608
Representative to the
Stanislaus County Annual
Meeting & Schools Board
Association

Chair Neumann volunteered to be the voting representative to attend the Stanislaus County annual meeting where vacancies on the Stanislaus County Committee on School District Organization are filled; and to serve on the Stanislaus County Schools Board Association. Mr. Abe Rojas was appointed alternate.

CLOSED SESSION

At approximately 3:45 p.m. the Board of Trustees recessed to closed session in YCCD Conference Room B for the purpose of discussion pursuant to G. C. Section 54957: Public Employee Discipline/Dismissal/Release; G. C. 54956.9 Litigation regarding Clark vs. YCCD and other anticipated litigation.

PUBLIC SESSION

At 5:00 p.m. the Board reconvened to open session in YCCD Board Room.

14,609
Approval of the Minutes

Ms. Janice Walker, audience member and resident of Orange, CA, asked that the minutes of the November 13 Board meeting be corrected. She said that the comments she had made during the Comments from the Public portion of the meeting were incorrectly recorded. She said that on page 15 of 17 the minutes read "Dr. Stroud strongly voiced his objection to a letter written wherein the author ridiculed the district staff." Ms. Walker said "I don't believe that is what Dr. Stroud said. I believe he said I stabbed them in the back, which I did not do, but I'd like it referenced correctly." Ms. Osnaya, Board stenographer, clarified that the minutes are not transcribed verbatim from the tape recording. Ms. Walker also said "It said Dr. Stroud said the author of the letter appeared to be compiling these documents for a lawsuit against the district. That is not what he said. He said that this was for monetary gain down the road on the lawsuit I had filed against the district, and I would like to have that reflected." Mr. Neumann asked Ms. Osnaya to make those corrections.

Anne DeMartini asked that when her name is referenced in future minutes she would appreciate being referred to as either Anne DeMartini or Mrs. DeMartini.

A motion was made by Mr. Hallinan, seconded by Ms. Flores, that the Board of Trustees approve the minutes of the regular meeting of November 13, 2002, as corrected.

The motion carried with a vote of 6-0.

REPORTS AND INFORMATION ITEMS

14,610
Student Activity Reports

Dr. Kathryn Jeffery, Vice President of Student Services at Columbia, reported on student activities at Columbia. The ASCC partnered with the Columbia College Health Office in the Great American Smoke Out and assisted in hosting a day with Mr. Yukio Negishi, a visitor to Columbia from Japan who works with students in Japan interested in transferring and studying abroad. Dr. Jeffery also reported that the ASCC had a successful canned food drive. The food collected went to local charities. In January, ASCC will host a joint training retreat with ASMJC which will include sessions on parliamentary procedure, the Brown Act, student advocacy and leadership, fund raising and event planning, and motivational tips from Drs. Riggs and Williams.

MJC Associated Students President Mr. Emilio Vaca reported that students had been very active during the fall term. The students had the opportunity to attend conferences, seminars, community events, and activities related to the Beyond Tolerance Initiative. He thanked and commended the Chancellor and the Board of Trustees for their continued support. Other student activities included participating in the staff bowling league, movie night events, a students' issues forum, community projects (i.e., latch-key programs), and fundraisers. Events planned for the spring term include co-sponsoring the Safe Schools Conference, Black History Month events, an ASMJC Presidents' Dinner, Women History Month celebration, the annual Valentine's Day flower sale, and a break dance competition.

Trustees thanked Dr. Jeffery and Mr. Vaca for their reports.

14,611
Academic Senate Activity
Reports

Morgan McBride, Columbia Academic Senate President, reported that the last Academic Senate meeting for the semester was held on November 22. Their discussion included input for the rewrite of their constitution and bylaws. She said they hope to have that completed and ready for a vote in February. They discussed how elections would be impacted by the new compressed calendar. A resolution was passed supporting the creation of a testing center to assist faculty who are not able to give in-class tests as a result of the shorter terms.

Ms. McBride reported that a resolution also was passed with the directive that she present it to the Board of Trustees. The resolution asks and encourages the Board of Trustees to provide

equal opportunities for all employees, including the provision of health benefits for domestic partners. She said that the district, under the leadership of the Board of Trustees, has a history of progressiveness and the Academic Senate is asking that they continue this progressiveness. Ms. McBride said that the state also has become more progressive as supported by the passage of AB 1001 which changed the state civil rights code to include sexual orientation and prohibits discrimination in the form of employee compensation; AB 25 that provides definitions of domestic partners with the state registry; and AB 17 in the process of being passed that will stipulate that no entity will be able to do business with the state of California unless it has and honors a domestic partnership policy.

Ms. McBride pointed out that YCCD is touted for its Beyond Tolerance Initiative and has a district policy of non-discrimination, yet it discriminates against a protected class of people (gays and lesbian employees). She urged the district to provide full acceptance of all groups. Ms. McBride said the Senate is not asking to change the contract, for an expansion of benefits, for a pay raise, nor any negotiable item. She said they are asking for equal treatment within the current contract, for equal opportunity under state law for all district employees, and for parity within the current benefit structure of YCCD. She said the Senate believes that civil rights should not be negotiated, but honored. Mr. Neumann thanked and commended Ms. McBride for her statement.

Mr. Terry Lyle, MJC Academic Senate President, reported that MJC has been working on the Excellence Initiative. The Senate held its second faculty hour to discuss writing across the curriculum and the standards for English 101. He said they also have discussed forming a student/faculty committee to discuss the issues of attendance policy and academic integrity. He said the Academic Senate has passed a resolution requesting to change MJC's internet address suffix to *.edu*. A resolution was passed to form a committee to assist in the implementation of administrative software. Eight volunteers have been identified for that committee. Mr. Lyle said that a first reading was conducted of a resolution supporting benefits for domestic partners. He also voiced faculty concerns about the demise of Channel 27. He said they hope it can be saved as several telecourses and live courses are broadcast on that channel. Mr. Lyle also reported that he had the opportunity to attend the CCLC conference in November and participated in several sessions related to passing a local bond.

14,612

Activities/Announcements

Spring Institute Days

Board Chair Neumann reported that Columbia College would hold its Institute Day on Thursday, January 2, beginning at 8:15 a.m. in Dogwood Forum. The day's focus will be Student Transformation which is part of the Excellence Initiative. MJC's Institute Day will be held on Friday, January 3 beginning at 8:00 a.m. in the Auditorium. Their focus will be "Achieving Educational Excellence."

Juan Alvarez Recognized	Chair Neumann reported that MJC's Dean of Student Services Juan Alvarez was recently selected by the Latino Community Roundtable (LCR) as one of ten Latino community leaders being recognized for his dedication and leadership as a volunteer for over 20 years and for his commitment to education. Mr. Neumann said Mr. Alvarez has dedicated himself not only to the campus community but the community at large as well. Dean Alvarez will be honored at an LCR awards banquet on Friday, December 20 at the SOS Club in Modesto.
Chancellor Fisher Recognized by the Board of Governors	Mr. Neumann reported that a resolution honoring Dr. Fisher was passed by the State Board of Governors at their meeting on November 12, 2002. The resolution commended Chancellor Fisher for twenty-eight years of demonstrated leadership at Yosemite Community College District, and further acknowledged her accomplishments and contributions to the California Community College system and higher education, such as her recent appointment to serve as Chair of the American Association of Community Colleges (AACC) and her position as Past President of the American Association of Women in Community Colleges.
MJC Foundation Held Successful Campus Campaign	Dr. Williams reported that the MJC Foundation's campus membership drive resulted in a total of \$32,510 in pledges and donations from 225 generous MJC and Central Services staff members. The Foundation held a campaign wind-up reception on November 19 and presented prizes to the top giving departments by percentage of participation. Arts, Humanities and Communications came in first (76.3%), Allied Health and Consumer Science came in second (58.3%) and Financial Aid came in third (56.3%). All Foundation donors were recognized with a thank you gift.
Columbia College Foundation Holiday Brunch	Dr. Riggs reported that Columbia College Foundation held its annual Holiday Brunch on Sunday, December 8, 2002 at the City Hotel in Columbia. The event was well attended with approximately 100 individuals from the community, college and district office participating. Christmas carols were sung by the College's choral class under the direction of Professor John Carter.
Dairy Judging Team Continues MJC's Winning Tradition	Dr. Williams reported that the MJC Dairy Judging team won 1 st High Team Overall at the North American International Livestock Exposition Post-Secondary Dairy Cattle Judging National Championship Contest on November 10, 2002. The contest is held every year in conjunction with the North American International Livestock Exposition Dairy show in Freedom Hall in Louisville, Kentucky. Representing MJC was Joe Alves (Los Banos), Derek Silva (Hilmar), Joseph Silva (Modesto), Adam Van Exel (Lodi) and MJC professor and coach Mark Anglin. In addition to the team's top award, MJC's students won 16 individual awards, including six "1 st High" awards. Trustees congratulated the Ag faculty and students for their efforts.

MJC Educational Talent Search Team Wins Recognition For Website Design

Chair Neumann reported that five teams from MJC's Educational Talent Search program competed in ThinkQuest, a contest among participants in the Federal TRIO program to design websites. One of MJC's website entries was among the top 12 (out of 200 entries) and was awarded a prize as "Notable Site of Recognition." Dr. Wilma McLeod, MJC Vice President of Student Services, added that MJC students did very well in this competition where most participants are from four-year institutions. MJC's winning team will receive certificates from the ThinkQuest organizers and the U.S. Department of Education, as well as special recognition from WESTOP and prizes from Microsoft, Adobe, Apple and other companies. The winning entries can be viewed at: <http://depts.washington.edu/trio/comp/entries/winning02.shtml>

Community Forum on Water

Dr. Riggs reported that Columbia College conducted a Community Forum on Water on November 22 in the Dogwood Forum. Panel presentations focused on state and local water issues. Panelists represented regional and statewide environmental organizations.

Tech Prep Innovative Practices Grant

Chair Neumann reported that Modesto Junior College was awarded a \$500,000 Tech Prep Innovative Practices grant in Heavy Civil Construction Management, in partnership with Cal Poly, San Luis Obispo and Granite Construction, Inc. Mr. Neumann explained that students interested in Heavy Civil Construction Management must complete specific course work at any California community college with a 2.5 GPA. Successful candidates will attend Cal Poly for two quarters then apply for the Cal Poly Cooperative Education Program allowing students to work full-time for Granite Construction, Inc. while completing their BS degree through distance education and experiential learning. Granite Construction will pay cooperative educational costs.

CSEA Presentation to Board of Trustees

Mr. Jeff Swank, President of CSEA Chapter 420, reported that Chapter 420 engaged in a very successful Membership Unity Program this past year. The goal was to generate funds for CSEA scholarships to Columbia and MJC students. A major activity was the development of the "What's Cooking" cookbook. Mr. Wes Page and Ms. Irene Nunez-Pippin presented copies of the cookbook to the Board of Trustees. Mr. Swank also congratulated Trustees Schrimp and DeMartini on their election to the Board of Trustees.

14,613
Presentations/Updates

Chair Neumann stated that the following items are report updates and no action would be taken. However, he said some of these may lead to future agenda items which may require action.

Update on Channel 27

Trustee Hallinan asked that this item (originally #5) be heard first, so he could be present for it. He said he needed to leave this meeting early.

Dr. Fisher explained that for more than two decades, MJC has had access to a public cable television network provided by the local cable station, as required by law and their contract. Although there had been significant YCCD staff costs to produce items for

broadcast, there had been no fee for use of the station. When the City of Modesto negotiated its contract with a new cable provider, AT&T Broadband, no free access was provided for educational, government or public use. Consequently, the City asked MJC/YCCD to contribute \$132,000, the first year, and \$85,333 per year in the future in order to continue use of Channel 27. Dr. Fisher stated that an in-depth review by Dr. Williams and MJC leadership, and a fiscal review by Central Services, concluded that an additional fee of this magnitude makes the program infeasible. The instructional component already is offered more via video than TV and growth in distance learning is in the Internet area. Although it would be nice to continue using Channel 27 for public information/relation purposes, this is not considered a good use of funds, particularly at a time when the district is facing a \$7 million shortfall. Dr. Fisher said that the option to revisit this issue at a later date is open. Mr. Hallinan said he did not question why the decision was made and understands the budget situation. He said he is concerned, though, about the broadcast of future board meetings. Board Chair Neumann asked staff to find out what options are available to allow for the meetings to continue to be televised.

Domestic Partners
Benefits

The Chancellor reported that the YCCD Chancellor's Office had recently received a written request from approximately 100 staff that this item be placed on the Board Agenda for a presentation.

Professor Sandra Woodside and members of the ad hoc committee on domestic partner benefits addressed the Board of Trustees to express their concerns with what they referred to as the inequity and lack of parity in current health care coverage which is the absence of benefits for domestic partners. Professor Rose Engstrom and Dr. Marianne Greenwood elaborated on this lack of fairness and equity to full-time employees. Enza McCormick and Professor Timothy Hobert pointed out that failure to provide these benefits is contrary to the mission of the district's Beyond Tolerance Initiative. Professor Janelle Glance addressed the objections to implementing domestic partners benefits and said the objections provide no good reason for denying these benefits.

(Mr. Hallinan left the meeting at approximately 6:15 p.m.)

Ms. Woodside concluded their presentation by stating that extending benefits for domestic partners is a step toward correcting the current participation in discriminating against gays and lesbians. Ms. Woodside stated that they believe the solution is simple, as the Board of Trustees has the right and authority to add benefits for domestic partners. Providing such benefits would not be depriving anyone of anything that has already been negotiated. They formally asked the Board of Trustees to extend equity of benefits to domestic partners.

Trustee DeMartini asked how many people would be added to the benefits program if their request was approved. Ms. Woodside stated that it would probably be about a 1% increase in enrollment,

which would mean no more than five people. There also was some discussion as to whether this consideration would also include opposite sex partners. Ms. Woodside said that is not what the ad hoc committee is requesting at this time. Trustees voiced their appreciation of the professional and concise presentation provided by the ad hoc committee members. Some trustees voiced their support for extending benefits to domestic partners. However, they said they needed to discuss this issue further in order to be able to decide on the best way to proceed. Mr. Neumann expressed his appreciation for everyone's comments. He directed the Chancellor to bring this issue back as a discussion agenda item with a more detailed proposal that answers some questions and lists their options.

Ms. Donna Jamison, MJC classified staff member, said she appreciated the concerns of the ad hoc group. However, she said she values the institution of marriage and is concerned when she sees that benefits that have been ascribed to a marriage relationship are extended to couples that are not married. Also, as a member of the classified staff at MJC and a member of CSEA, she said she understands that working conditions, benefits and wages are negotiated items. Consequently, she would like to see this request go through the negotiation process. Ms. Jamison stated that Chancellor Fisher has convened a task force to look into this issue, and she feels that group should explore the concerns involved in extending benefits beyond what is currently provided.

Mr. Lew Mayhew, YFA President, stated he, too, appreciated the presentation and the concerns brought forward by the ad hoc committee. However, because of the seriousness of the issue, YFA felt that they should have legal counsel review this issue in detail. He reported that their legal counsel has reviewed in detail all applicable law. Their opinion is that there are no violations of civil rights and that the issue is negotiable. He said there is no intent in the law to set domestic partners equal with marriage. He said he is not arguing against benefits for domestic partners. However, he made the point that YFA objects strongly to unilateral action from the Board. He stated that about 18 districts in the state have taken action on domestic partners; however, he feels that there are major problems in the definition of domestic partners. Mr. Mayhew stated that the best way to proceed is to allow the study to go forward and then District, YFA or CSEA can have the option of putting this on the negotiations agenda in the spring. He said that given the amount of faculty interest on this issue, he would be surprised if it did not make it to the top of the negotiating agenda this year. He requested that the Board of Trustees not take unilateral action at this meeting and that they let the process move forward. Chair Neumann clarified for Mr. Mayhew that the Board would not be making a unilateral decision at this meeting. However, the Board will be bringing this issue back in February and may take action at that time. Dr. Fisher clarified that the Board has directed that she bring back an agenda item that would give more background on the issue, answer some of the questions posed, share legal opinions, and present several options to the Board on how they can proceed

and take action. Mr. Mayhew pointed out that the legal argument is pivotal and asked trustees to analyze the law before making their decision. Dr. Fisher and trustees agreed that legal issues need to be brought back. Dr. Stephen Stroud, Faculty Consultant to the Board, asked that the Board of Trustees consider the emotion of the issue and how it applies to all staff. He said he does not mind if this is addressed through negotiations, but he said the Board must realize that it is a slower process and this issue has not ever been part of negotiations, although there has been much interest on the part of some staff. He hopes that the Board of Trustees considers the logical and humanistic sides of this issue. Chair Neumann summarized that the Board is looking for options, arguments, background material and a clear legal opinion. Dr. Fisher added that such information will be presented in February so the Board can take action.

Excellence Initiative
Presentations

The colleges' Excellence Initiatives are focused on the development and implementation of strategies designed to promote student success, to better serve our communities, and to meet the new accreditation standards that will be implemented in 2004. College presidents Riggs and Williams provided an update on the Excellence Initiative at their respective site. Dr. Riggs focused on Columbia's Five Centers of Excellence and Dr. Williams addressed MJC's use of the "Culture of Evidence" model. All of the strategies address higher level learning and behavior. Both college presidents added that a Center of Accountability will be pursued as well. The college presidents were commended by the trustees for their work in this area, which is a high priority for the Board.

Request from
Mrs. DeMartini

When making presentations to the Board, Mrs. DeMartini asked that as a courtesy to the audience, staff should insure that information be projected in a way so the audience can see the information as well as the Board.

Grant Development
Annual Report

Dr. Ben Tom, Vice Chancellor of Educational Services, introduced Ms. Shelly Conner, Director of Grant Development and Special Projects, who presented a summary of grants obtained and sources of funds. She said that during the 2001-2002 academic year, YCCD's grant development and management activities continued to expand. Competitive and ongoing funded activities, categorically funded programs, and contract education increased at both Modesto Junior College and Columbia College. The district's total was over \$10 million in competitive grant funds, and over \$8.3 million in categorically funded programs. Ms. Conner stated that our colleges would not be as successful in starting programs and providing services, if it were not for the tremendous and creative energy by our staff. She expressed her appreciation of the support provided by Central Services staff, in particular Human Resources and Fiscal Services, the project directors, her staff and Dr. Tom. Chancellor Fisher added that YCCD is "head and shoulders" above any college district our size in our success rate with grants. She and trustees commended Ms. Conner for her efforts.

State and Local Budget Update Dr. Fisher reported that she met with the management team earlier that day to review the gravity and scope of our budget issue and the dramatic steps that would have to be taken in the next 18 months. Vice Chancellor Scott explained that the state's fiscal condition continues to deteriorate. The Governor has called the Legislature back into Special Session and is preparing significant mid-year cuts. The cuts being proposed for community colleges total approximately \$200 million, which is a 3.66% cut across the board. According to tentative information, it appears that the impact of these cuts to YCCD may be \$3 million. Unfortunately, this comes at the same time as major increases in health benefit and retirement costs of \$4 million. It was further stated by Dr. Fisher that all options must be considered in looking for ways to correct the deficit. The Governor's 2003-2004 budget will be proposed on January 10, 2003 and is expected to increase the magnitude of the deficit.

MJC East/West Campus Shuttle Survey Trustee Schrimp had previously requested information on the possibility of a shuttle service between the two MJC campuses. Dr. Fisher said this item was being presented a bit prematurely and asked trustees to consider this a work in process not a proposal.

Dr. Williams introduced Dr. Kathleen Silva, MJC Director of Research and Planning. She reported that faculty and students had surveyed over 4,000 students. They found that students and faculty would use a shuttle service. Most students are willing to pay between fifty cents and a dollar for each ride. Dr. Silva said that the information also indicated that a shuttle service may even foster student achievement and goal attainment. Dr. Williams said that the next step is to arrange a meeting with City Transit to share the data collected and determine their interest in putting a trial shuttle service in place. Chancellor Fisher stated that in the past the City has indicated interest in this possibility.

ACTION ITEMS

14,614
Consent Agenda A motion was made by Ms. Flores, seconded by Ms. Schrimp, that the Board of Trustees take the following action on the Consent Agenda:

Purchase Orders Approve the purchase orders issued from October 1, 2002 through October 31, 2002.

Acceptance of Gifts – Columbia College & MJC Accept with appreciation the following gifts:

- a. \$250 from Gary Hinman to purchase three CDRW drives for the Digital Darkroom Class (Art 47A) at Columbia College.
- b. Plastic film from Borges Construction to be used for the Environmental Horticulture program in the Ag and Environmental Sciences & Technical Education Division at Modesto Junior College.
- c. 1994 Ford Taurus from James Lerch to be used for the

Smog and Transmission and Auto Body classes in the Ag and Environmental Sciences/Technical Education Division at Modesto Junior College.

- d. Various books of assorted titles from Sheldon Greene, Jim Johnson, Norma Garcia, Karen Emerson, and HM Tarique Kafi to be used in the library at Modesto Junior College.
- e. Walnut hulling and drying services from Cover's Dehydrator to be used in the Beckwith Instructional Lab at Modesto Junior College.

Sabbatical Leave Reports – Columbia College Accept the 2001-2002 Columbia College Sabbatical Leave reports from the following faculty:

Academic Year 2001-2002

Morgan McBride

Fall 2002

Suzanne Patterson

The motion carried with a vote of 6-0.

Special Appointment – Connie Mical Approve the appointment of Connie Mical to serve on the Central Valley Conference Site Visitation team visiting Reedley College in December, 2002.

Special Appointment – Baker Approve the one-year appointment of Ms. Maria Baker to serve as a member of the California Community Colleges, Chief Business Officials Facilities Task Force.

Project Applications/Amendments 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: **(Report #2071)**

- a. Paraprofessional Title I Education Program – Guidance 110 Class – MJC
Submitted to Newman-Crows Landing Unified School District
Agency share: \$2,140.00; Proposer share: \$0
- b. Technology Telecommunications Infrastructure Project (TTIP) – Columbia, MJC, Central Services
Submitted to California Community College's Chancellor's Office
Agency share: \$214,856; Proposer share: \$0
- c. Instruction Materials – MJC/CC
Submitted to California Department of Education
Agency share: \$3,758; Proposer share: \$0

Mr. Neumann abstained on the vote for the purchase orders. The motion on the approval of the purchase orders carried by a vote of 5 ayes and 1 abstention.

On the remainder of the Consent Agenda, the motion carried with a vote of 6-0.

14,615
Personnel Items

Vice Chancellor Richard Peralta presented 24 personnel items for the Board's approval. He made corrections to the items relating to Alan Cover and Hye Ok Park.

Board Chair Neumann recognized the retirements of Allen Boyer, Daniel Petersen, Jerry Reilly, Brenda Freitas, Barbara Young, Wendy Archer, and Joy Mace and officially commended them for their valuable service to the District.

A motion was made by Mr. Rojas, seconded by Ms. Flores, that the Board of Trustees approve the personnel items as corrected.

Daniel Petersen

Grant emeritus retirement status to Daniel Petersen, Art Instructor, Arts, Humanities & Communications, Modesto Junior College, effective April 25, 2003 and officially commend him for 36 years of valuable service to the District.

Jerry Reilly

Grant emeritus retirement status to Jerry Reilly, Art Instructor, Arts, Humanities & Communications, Modesto Junior College, effective April 25, 2003 and officially commend him for 35 years of valuable service to the District.

Darlene Brenda Freitas

Grant retirement status to Darlene Brenda Freitas, Health Services Technician, Health Services, Modesto Junior College, effective December 30, 2002 and officially commend her for 13 years of valuable service to the District.

Barbara Young

Grant retirement status to Barbara Young, Custodian, Columbia College, effective November 1, 2002 and officially commend her for 13 years of valuable service to the District.

Wendy Archer

Grant retirement status to Wendy Archer, Career/Transfer Center Technician III, Columbia College, effective December 30, 2002 and officially commend her for 13 years of valuable service to the District.

Allen Boyer

Grant emeritus retirement status to Allen Boyer, Music Instructor, Arts, Humanities & Communications, Modesto Junior College, effective June 30, 2003, and officially commend him for 35 years of valuable service to the District.

Joy Mace

Grant emeritus retirement status to Joy Mace, Instructor, Family & Consumer Sciences, Modesto Junior College, effective April 25, 2003, and officially commend her for 29 years of valuable service to the District.

Merry Bauman

Accept the resignation of Merry Bauman, Secretary III, Technical Education, Modesto Junior College, effective November 29, 2002.

Bridget Beck

Accept the resignation of Bridget Beck, Program Representative I, EOPS (47.5%), Modesto Junior College, effective December 20, 2002.

Thuy Pham	Accept the resignation of Thuy Pham, Support Staff III, EOPS, Modesto Junior College, effective January 10, 2003.
Patricia Dyer	Accept the resignation of Patricia Dyer, Instructor of Physical & Health Education/Coach, Physical, Recreational & Health Education, Modesto Junior College, effective May 4, 2003.
Alan Cover	Approve the administrative appointment (interim) of Alan Cover to the position of Dean of Agriculture & Environmental Services, Modesto Junior College, effective January 1, 2003 to <u>on or before</u> June 30, 2003.
Dennis Gervin	Approve the administrative appointment of Dennis Gervin to the position of Dean of Instructional Services, Modesto Junior College Instruction, effective January 1, 2003.
Hye Ok Park	Approve the administrative appointment of Hye Ok Park to the position of Dean of Technology and Learning Resources, Columbia College, effective March 1, 2003. EMPLOYMENT OFFER DECLINED.
Kathy Haskin	Approve an increase in assignment for Kathy Haskin, Support Staff III, Learning Resources and Technology, Modesto Junior College from 11 months to 12 months effective November 15, 2002.
Patricia Cavanagh	Approve an increase in assignment for Patricia Cavanagh, Campus Security Dispatcher, from 40% to 100%, effective November 15, 2002.
Gary Fair	Approve the probationary appointment of Gary Fair to the position of Instructional Assistant II, Arts, Humanities & Communications, Modesto Junior College, effective November 4, 2002.
Cielo Alvarado	Approve the probationary appointment of Cielo Alvarado to the position of Program Representative I (50%), Student Development and Campus Life, Modesto Junior College, effective November 14, 2002.
Daniel Wright	Approve the probationary appointment of Daniel Wright to the position of Campus Security Officer I, Yosemite Community College District, effective November 15, 2002.
Scott Fernandes	Approve the probationary appointment of Scott Fernandes, Software/Network Analyst, YCCD Network & Technology Services, effective December 3, 2002.
Glen Stovall	Approve the promotional appointment of Glen Stovall to Program Representative II, TRIO/Student Support Services, Modesto Junior College, effective January 15, 2003, contingent upon funding (11 month work year).
Robert Christian	Approve an unpaid leave of absence (medical disability) for Robert Christian, Custodian, Columbia College, effective September 11, 2002 for a period not to exceed 6 months.

John Has-Ellison

Confirm the termination of employment of John Has-Ellison, Instructional Assistant II – ESL (50%), Modesto Junior College effective October 6, 2002.

The motion carried with a vote of 5-0.

Discussion Items

14,616
2001-2002 Audit Report

Vice Chancellor Teresa Scott reported that the firm of Matson & Isom completed the audit of the District's 2001-2002 fiscal operations. **(Report #2072)** The audit report was previously provided to the Board for their review. Ms. Scott introduced the firm's representative, Mr. Bryce Gibbs, who formally presented the report. He reported that there were no misstatements noted and a clean opinion was issued. Ms. Scott and Mr. Gibbs answered trustee's and audience questions. The Chancellor commended Vice Chancellor Scott, Ms. Deborah Campbell (YCCD Controller) and their staff for their efforts throughout the year. Trustees commended them as well.

The Board of Trustees authorized staff to file the 2001-2002 audit report with the appropriate state agency in accordance with Education Code Section 84040.

14,617
Representatives to the
VIP/JPA Board of
Directors

The bylaws of the Valley Insurance Program Joint Powers Agency require that each member of the authority appoint two members to the Board of Directors. One Director shall be an elected official of the member's governing board. The other Director shall be a management-level employee of the member.

Vice Chancellor Scott reported that at the September 4, 2001 Board Meeting, Board Member Mr. Allister Allen had been appointed to the elected official position for the term beginning October 1, 2001 and expiring September 30, 2003. Since Mr. Allister is no longer on the Board, this position is now vacant making it necessary for the Board of Trustees to appoint another Board member on an interim basis to fulfill the remainder of the elected official position term.

Chair Neumann appointed Trustee Rojas to fill the elected official position on an interim basis beginning immediately and expiring September 30, 2003.

COMMENTS

14,618
Comments from the
Public

Dr. Richard Hickman, MJC Mathematics Instructor, addressed the Board of Trustees and expressed his concerns regarding summer session classes and the Board's approval of a four-day workweek during the summer. Dr. Hickman pointed out that based on Board policy faculty, staff and students have the right to participate in district and college governance and have their opinions given reasonable consideration when decisions are made. Dr. Hickman

Page 15 of 17

claimed that discussions had occurred without staff input on the issue of the 4-day workweek. He cautioned the Board of Trustees against not including staff in discussions that they have a right to be a part of. Board Chair Neumann thanked him for his comments.

Ms. Janice Walker, member of the audience, stated that on December 16, she attended the Criminal Justice Training Center JPA (CJTC JPA) meeting. Ms. Walker said that the Commissioners voted on a Scenario B (proposal for the continued management of the training center). She promised to mail trustees a copy of that scenario. Ms. Walker said the Chancellor stated that this issue would not be an agenda item at this meeting but would be on the February Board agenda. Mr. Neumann stated that trustees were aware of that. Ms. Walker also advised trustees that she would continue to send them copies of communications between herself and the district so there are no discrepancies as to what her requests are. Chancellor Fisher advised trustees that an item regarding the CJTC JPA would be on their February agenda. She also clarified that the CJTC JPA Commission did not approve Scenario B. They did not approve it because of the budget shortfall. She said it was agreed that each party would go back to their entity and find out if they are willing to pick up the extra \$186,000. It also was agreed that if no agency is willing to make up the shortfall, that they would look at ways of dissolving the partnership and MJC continuing the program on its own, on a smaller scale next year.

14,619
Comments from the
Board of Trustees

Mr. Rojas stated that he had attended the CCLC Conference. He attended sessions on bond initiatives, as well as discussions on the proposed budget deficit. Dr. Fisher mentioned that the CSUS Leadership graduate program class (11 students out of 22 are YCCD staff) attended one full day of this conference. She said it was a good experience for them. They had the opportunity to network with state leaders and get a realistic view of what the coming year will bring.

Chair Neumann stated that he had attended the College Hour that focused on the "Writing Across the Curriculum." He commended Dr. Scroggins for his participation at this forum.

Mr. Rojas reported that he attended Columbia College Foundation Holiday Brunch. It was a very nice event.

Chair Neumann said that he and Mr. Mitchell are forming a sub-committee to re-write the Chancellor's evaluation process. He asked for another volunteer for that committee. He said they would carry out their work by correspondence. Mrs. DeMartini volunteered.

The Chancellor pointed out that Dr. Tom is taking an extended sick leave and this would be his last Board meeting. This also would be Mr. Alfie Johnson's last Board meeting, as he is retiring. Trustees wished them both well.

Mr. Neumann said that he had enjoyed his first meeting as Chair and thanked everyone present for their participation.

14,620
NEXT MEETING

The meeting adjourned at 8:05 p.m. The next regular meeting will be held on February 4, 2003. 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.

Paul Neumann, Chair
YCCD Board of Trustees

Pamila J. Fisher, Secretary
YCCD Board of Trustees