

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

Prior to the meeting trustees were given a tour of the new buildings, Sierra and Yosemite Halls, on the MJC West Campus.

At 3:30 p.m. Board Chair Joseph Mitchell called the meeting to order in YCCD Conference Room B. Trustees then recessed to closed session for the purpose of discussions pursuant to G. C. Section 54957: Public Employee Discipline/Dismissal/Release; G. C. 54956.9: Anticipated Litigation; and G. C. 54956.8: Real Estate.

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

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

Board Members Present Allister Allen (left meeting at 6:10 p.m.)
 Linda Flores
 Tom Hallinan (left meeting at 7:50 p.m.)
 Joseph Mitchell
 Paul Neumann (arrived at 5:10 p.m.)
 Abe Rojas
 Delsie Schrimp
 Nicole Jansen (student trustee)

Others Present B. Au, M. Baker, M. Bender, A. Boyer, D. G. Casnocha, D. Clark,
 K. Clark, P. Fisher, L. Gonzalez, L. Hoile, C. Hudelson, D.
 Jamison, A. Johnson, D. Lau, T. Lyle, B. J. Marks, P. Mendez, V.
 Metcalf, W. McLeod, J. Monast, L. Muñoz, A. Murillo, A. Navarro,
 R. Ortega, R. Peralta, S. Pierstorff, A. Ramirez, G. Retamoza,
 J. Riggs, L. Schut, T. Scott, B. Scroggins, N. Stavrianoudakis, S.
 Stroud, P. Vantress, J. Swank, B. Tom, J. Walker, J. Williams, D.
 Wirth, G. Womble, E. Osnaya (recorder)

14,521 Chancellor Fisher administered the oath of office to new student
Swearing In of New trustee Nicole Jansen. Ms. Jansen is a second year Agriculture
Student Trustee student at MJC Student who plans to transfer to UC Davis and
 eventually become a lobbyist for an agricultural organization.
 She replaces Doralynn Foletti.

14,522 Board Chair Joseph Mitchell made a special presentation to Allen
Special Presentation Boyer. Mr. Boyer was presented with a plaque of appreciation in
 recognition for his role as Faculty Consultant to the Board of
 Trustees for the last two years.

14,523 A motion was made by Mr. Allen, seconded by Ms. Flores, that
Approval of the Minutes the Board of Trustees approve the minutes of the regular meeting
 of May 7, 2002.

The motion carried by a vote of 6-0 (Neumann not present).

14,524
Student Activity Reports

Bryan Justin Marks, ASMJC President, reported on the various student activities which included working with the Tobacco Coalition on anti-smoking education, the annual Leukemia fundraiser, and a ceremony commemorating the September 11 tragedy. Students also will be working on updating a Student Services brochure, developing an ASMJC web page, and continuing to do research pertaining to the attendance policy and the policy on academic integrity.

Dr. Riggs advised that there was no student report from Columbia College.

Mr. Neumann arrived at 5:10 p.m.

14,525
Academic Senate Activity Reports

Terry Lyle, MJC Academic Senate President Elect, reported on behalf of Dr. David Baggett. Mr. Lyle stated that he was surprised by comments made earlier by ASMJC President Marks about lack of student representation in the discussions regarding the Attendance and Academic Integrity policies. He stated that students had been invited and were present at the Senate meetings where these issues were discussed.

Mr. Lyle thanked the Board of Trustees for the opportunity given to Senate presidents to attend leadership conferences.

Gene Womble, Columbia Senate Vice President, reported that the college had a memorable graduation that included a very touching testimonial from a graduating student. Mr. Womble said the Senate also is working on trying to make curriculum development a seamless and paperless process. Through a HECCC grant they hope to get funds for software that would assist them in that effort. The Senate has reviewed the Senate Chair duties. Grant funds also will enable them to host a conference on "Trends in Tourism" on June 17-19. Mr. Womble invited and encouraged everyone to attend. Other good things happening at Columbia were excellent summer enrollments and the successful joint Senate meeting with MJC.

Trustees thanked Mr. Lyle and Mr. Womble for their reports.

14,526
INFORMATION ITEMS
MJC Summer Sonata

Chair Mitchell reported that the MJC Foundation would hold its annual "A Summer Sonata" fundraiser on the evening of Friday, July 12th at the home of Mark and Janet Nicholson in the Del Rio area. The elegant evening will include a gourmet dinner, entertainment, music, and a live auction. Tickets are \$150 per person and the proceeds benefit MJC academic programs, student services and scholarship funds. He thanked the YCCD/MJC faculty, staff and students who will again support this fundraiser by donating their time to assist at this event.

Leadership Team Retreat	Chair Mitchell reported that 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 the session in the afternoon and will facilitate a discussion and activities related to the practical application of this concept.
Columbia College Hosts Math Workshop	Dr. Riggs reported that Columbia College hosted a collaborative workshop for Tuolumne County mathematics educators from grades 7 through 16 on May 21. He said 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.
Sierra Summer Institute	Dr. Riggs also reported that a new partnership with the U. S. Forest Service 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. However, he said it is anticipated that when the buildings are refurbished, by summer 2003, more classes will be offered.
Columbia College Culinary & Pastry Arts Program	<u><i>Chef Educator Today</i></u> magazine (summer 2002 issue) featured the Columbia College Culinary & Pastry Arts staff and students. Dr. Riggs said that <u><i>Chef Educator Today</i></u> is the primary publication for culinary educators across the country. He, Chancellor Fisher and the Board of Trustees commended Chef Gene Womble and lab instructor Charles Rice for their efforts.
MJC Ag Award	Dr. Williams announced that the MJC’s Agriculture Program had been selected as the Outstanding Large Agriculture Program and the Overall Outstanding Community College Agriculture Program in California. Dr. Mark Bender, Dean of Agriculture, Environmental Science, and Technical Education at MJC, informed trustees that MJC would be honored formally at the Annual California Ag Teachers Association Banquet which will be held on Wednesday, June 26, 2002 in San Luis Obispo. The Board of Trustees congratulated Dr. Mark Bender and the Ag staff for their continuing extra effort for excellence in their program.
Stanislaus County Mayors’ Committee for the Employment of Persons with Disabilities – Awards Event	Chancellor Fisher reported that on May 10 th this special awards event included honoring MJC staff member Nancee Carillo and former MJC staff member Harley Lee. Trustees congratulated Ms. Carillo and Mr. Lee and the MJC Disabilities staff who played a key role in the well attended program, most notably Barbara Wells and Kim Jordan. Dr. Fisher added that YCCD had been well represented at this event. Chancellor Fisher served as the

keynoter for the program.

Quercus Review

Dr. Williams and MJC Professor Sam Pierstorff reported on the Quercus Review, a literary arts journal that was established in 2000, and is published annually by the Division of Literature and Language Arts at Modesto Junior College. Professor Pierstorff, the founding editor/faculty advisor, and student editors from 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. The Board of Trustees thanked Mr. Pierstorff for his report and congratulated him on his work.

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

Vice Chancellor Teresa Scott reported that 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. She explained that 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. Trustee Allen pointed out that Ms. Scott is currently the president of the VIP/JPA. Trustees congratulated Ms. Scott on this accomplishment.

"Change for Children"

Dr. Williams informed the Board that the MJC/YCCD Chapter of AAWCC recently had 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, reported that over 200 staff and students participated in the event and raised \$4,604.74. A closing reception was held on May 9. A student recipient, Adriana Ramirez, shared her personal account of what the Childcare Center has meant to her. Ms. Jamison thanked AAWCC members Nancy Holmes, Felicia Osnaya, Sherri Potts, and Shawna Crampton, as well as Linda Baker, Donna Durham, and Lisa Schut for their help in organizing the "Change for Children" campaign. Trustees thanked them for their reports and congratulated them on their successful fundraiser.

Columbia College & MJC
Summer 2002 Marketing

Chancellor Fisher stated that a key part of fulfilling our mission, as well as achieving our enrollment targets is the use of creative and effective marketing. Doug Lau and Linda Hoile, Directors of Marketing and Public Relations at Columbia and MJC respectively, play key roles in this effort. Mr. Lau and Ms. Hoile shared with trustees a sampling of the marketing materials being used this summer. Trustees thanked them for their efforts and asked them to keep up the good work.

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 10 years based on new census data. 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. Chancellor Fisher reported that on May 13, we received correspondence from the Department of Justice stating no objections to the changes made to YCCD boundaries, which allowed 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 presented the new map to the Board of Trustees. The Board of Trustees commended Mr. Stavrianoudakis for his efforts in researching and preparing the documents leading to this successful conclusion.

14,527
CONSENT AGENDA

Chair Mitchell asked if there were any comments from the public on the Consent Agenda items.

Janice Walker, resident of Orange, California, indicated she had questions pertaining to 7 or 8 purchase orders. Chair Mitchell said she could ask about two or three at this meeting and suggested she submit her other questions in writing. Ms. Walker chose to address only one item. She asked if a purchase order is changed after the Board has approved it, does the Board see that change? Ms. Walker used purchase order number 469A to Attorney Marilyn Kaplan as an example. Ms. Teresa Scott, Vice Chancellor for Fiscal Services, explained the process to her. She assured Ms. Walker that any time purchase orders are changed they go through the approval process again. Ms. Scott said she would need to research this particular purchase order in order to give Walker the detail she wanted. Chair Mitchell and Chancellor Fisher asked Ms. Walker to contact Vice Chancellor Scott after the meeting to clarify what additional information she wanted.

A motion was made by Ms. Schrimp, seconded by Mr. Rojas, that the Board of Trustees take the following action on the Consent Agenda including the item on the addendum:

Purchase Orders Approve the purchase orders issued from April 1, 2002 through April 30, 2002.

Acceptance of Gifts - MJC 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 the Library at Modesto Junior College.

Columbia College Curriculum Review 2001-2002 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.)

Special Appointment – Fisher 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.

Notice of Completion of Contract 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.

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:

- 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

Completion of Contract (Addendum item) Accept work performed by Collins Electrical Company, Inc. for Replacement of PCB Ballasts at Founders Hall at Modesto Junior College, East Campus, Bid #02-1497, as having been completed in accordance with the plans and specifications, and authorize final payment to be made.

Regarding purchase orders, the motion carried by a vote of 6 ayes and one abstention (Neumann).

The motion carried by a vote of 7-0 on the remaining Consent Agenda items.

DISCUSSION ITEMS

14,528
MJC Pre-Construction Program

The Board of Trustees received a report on MJC's 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. Paul Vantress, Director of the MJC Workforce Training Center, Pedro Mendez, Director of Technical Education at MJC, Judith Monast, Manager of Corporate Training at MJC, and Mr. Raul Ortega representing the GI Forum, made the program presentation to the trustees. It was reported that the program has generated national acclaim for MJC and Modesto 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. Ms. Lisa Gonzalez, a student participant of the program, shared her personal experience as a successful participant in the program and her optimism that her new skills helped her get a good job.

The Board of Trustees congratulated Ms. Gonzalez, and commended MJC staff and Mr. Ortega for a very successful and growing program.

Trustee Allen left the meeting at 6:10 p.m.

14,529
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 capital needs. Lease Revenue Bonds enable school districts to finance capital assets over a multi-year period.

At this meeting Vice Chancellor Scott proposed proceeding with the issuance of Lease Revenue Bonds. She explained that these bonds are similar to the Certificates of Participation used previously by the district in similar situations. She also pointed out that Lease Revenue Bonds, unlike General Obligation Bonds (GO Bonds), require Board approval but not voter approval. Ms. Scott said that an added advantage is that if the district decides to pursue a GO Bond measure at a later date, that measure would allow the district to pay off the Lease Revenue Bond debt with the GO Bond funds and not the general fund.

The projects requiring financing include the Modesto Junior College Swimming Pool, District-wide technology needs, the Modesto Junior College West Campus Student Center, the shortfalls 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.

The total costs for these capital projects are expected to be between \$9.225 and \$9.325 million, but may go higher. The resolution presented to the Board 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 \$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.

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. Ms. Teresa Scott introduced Mr. David Casnocha, bond counsel, who explained the bond issuance process and answered trustees' questions.

Janice Walker asked if this was the first time trustees were hearing about this issue. The Chancellor explained that this was the first time that the formal resolution had come to the Board. However, these conversations started almost a year ago when the \$1 million shortfall for the Columbia Learning Resource Center came to light.

Mr. Terry Lyle asked what would be the annual debt service payment. Ms. Scott said it would be approximately \$725,000 and explained that this payment would come from the general fund and the student fee fund. Mr. Lyle asked about fund transfers if the district decided to abandon an approved project and go with a new project. Mr. Casnocha explained how the funds are issued to the district. Chancellor Fisher further explained that the district decides how these funds are allocated. If there are any changes made those would go to the Board of Trustees for their approval.

A motion was made by Mr. Hallinan, seconded by Mr. Rojas, 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."

The motion carried by vote of 6-0.

14,530
Governor's May Revise

Ms. Scott reported that despite the State of California's deteriorating economic situation, the budget proposed by the Governor in his "May Revise" of May 14 was a little better than his January proposal. Of course, the January proposal contained several reductions so the fact that the May Revise was 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 CalPERS fund and no relief from any mandates. Ms. Scott said that unknowns will continue to exist until a formal budget is signed.

14,531
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.

Vice Chancellor Scott reported that planning for budget reductions and finding budget savings are priorities in the coming years. 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.

Ms. Scott said that the Tentative 2002-2003 Budget includes a COLA in the amount of 2 percent in both the revenue and expenditure budgets. A 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. **(Report #2055)**

Ms. Scott pointed out that 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 new calendar for the 2002-2003 fiscal year. Additional costs are not anticipated to generate this revenue.

Modification to the Tentative Budget is expected following the adoption of the state budget.

A motion was made by Mr. Rojas, seconded by Ms. Schrimp, 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.

The motion carried by a vote of 6-0.

14,532
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.

A motion was made by Mr. Hallinan, seconded by Mr. Neumann, 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.

The motion carried by a vote of 6-0.

14,533
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.

A motion was made by Mr. Rojas, seconded by Ms. Flores, 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 August 6, 2002.

The motion carried by a vote of 6-0.

14,534
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.

A motion was made by Ms. Schrimp, seconded by Mr. Neumann, 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.

The motion carried by a vote of 6-0.

14,535
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 (Public Participation at Board Meetings – Oral Communications) and #7347 (Written Communications to the Board) and that they be brought back to the Board of Trustees for a final reading. Policy #7546 (Items Placed on the Board Agenda by the Public) is scheduled for a third reading because it failed to get a unanimous vote at the second reading. The Board discussed the editing changes made to these policies. **(Report #2056)**

Chair Mitchell opened the floor for comments from the public. Ms. Cece Hudelson, MJC Geography Professor, encouraged the Board to delete the portion of Policy #7345 that requires completing a speaker request form. She said the facilitator of meeting has enough power to maintain control of the meeting. She commended Mr. Mitchell for encouraging public comments at this meeting. He pointed out to Ms. Hudelson that the language had been changed already to reflect that public members “should” instead of “must” complete a speaker request form.

Ms. Janice Walker voiced concern that the new policies limited the opportunity for members of the public to address the Board. Chair Mitchell assured her that the public has always had the opportunity to address the Board and will continue to do so whether it is on a specific agenda item or under the section for “Comments from the Public.”

Trustee Hallinan stated that he would again vote against this recommendation. He explained that very rarely would the Board evoke these rules. He said that it appears that these changes were made in response to people using their First Amendment rights to talk about their Second Amendment rights relative to the gun range issue. Chair Mitchell disagreed and said there must be some confusion as this was never a Second Amendment issue. The other trustees stated they did not believe they have ever denied anyone their right to address the Board. Although these policies may not always be needed, the majority of Board members felt that these policies must be in place for when they are needed.

Mr. Mitchell reminded everyone that the Board had delegated to the Chancellor the task of updating these policies. This is the culmination of that process. He reiterated that there is no Second Amendment issue here. He added that closing the firing range is not the same as denying people the access to weapons

or infringing on their right to own weapons.

A motion was made by Mr. Neumann, seconded by Ms. Schrimp, that the Board of Trustees conduct a third and final reading, adopt proposed policies #7345, #7346 and #7347, and delete the policies they replace.

The motion carried by a vote of 5 ayes (Flores, Mitchell, Neumann, Rojas, Schrimp) and 1 nay (Hallinan).

14,536
Board Policies Update
(#7405-7745) – Second
Reading

These policies were presented to the Board in May for a first reading and at this meeting for the second reading. As is true of the policies in the previous item, 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 no CCLC equivalent. All are consistent with the current literature related to board policy governance. Chancellor Fisher noted that since Trustee Allen had to leave the meeting early there was no point in voting at this time. A unanimous vote by a full Board is needed at a second reading. Trustees discussed each policy. The only editing changes were to policy #7420 – Legal Counsel which were to specify legal counsel is for district business and to provide the Board with periodic expenses overview. Policies #7405-7745 will be brought back in August for a third and final reading without further editing.

Janice Walker asked about the Accreditation Standard referenced in policy #7430. Chancellor Fisher explained that it refers to the body that accredits our institution, which is the Accrediting Commission for Community and Junior Colleges, Western Association of Schools and Colleges.

Trustee Hallinan left the meeting at 7:50 p.m.

Mr. Neumann asked if the Board of Trustees had done a self-evaluation as stipulated in policy # 7745. Trustees reminded him that that had taken place at their last retreat. Chancellor Fisher said that a request also had been made to look at other evaluation documents. She suggested to Chair Mitchell that he consider appointing a sub-committee of the Board to work on this year's self-evaluation process. He agreed to do that.

14,537
PERSONNEL ITEMS

The Board agenda, as printed, presented 14 personnel items for the Board's approval. However, Vice Chancellor Peralta requested that the third item regarding Janet Bryant be rescinded. Ms. Bryant has requested to remain employed at the district. Mr. Peralta also provided some clarification on Dr. Mark Bender's retirement and inter-jurisdictional agreement.

Mr. Peralta and trustees recognized the retirements of Ms. Emmalene Rippe, Ms. Madeline Langford, and Dr. Mark Bender. Trustees commended them for their valuable years of service to the district.

A motion was made by Mr. Neumann, seconded by Ms. Schrimp, that the Board of Trustees approve the personnel items as amended.

- Emmalene Rippe 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.
- Madeline Langford 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.
- ~~Janet Bryant~~
Resignation rescinded ~~Accept the resignation of Janet Bryant, Support Staff II, Instructional Services, Modesto Junior College, effective April 30, 2002.~~
- Penny Binney Accept the resignation of Penny Binney, Community Education Program Representative I, Community Economic Development, Modesto Junior College, effective May 3, 2002.
- Diane Wirth 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.
- Gina Rose Approve the administrative appointment of Gina Rose to the position of Dean of Business, Behavioral & Social Sciences, Modesto Junior College, effective July 1, 2002.
- Paul Cripe 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.
- Ann Smith 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.
- Joseph M. Ryan 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.
- Mary Roslaniec 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.
- George Retamoza Approve the contract management appointment of George Retamoza to the position of Modesto Junior College Foundation Director, Modesto Junior College, effective June 15, 2002.

Dr. Williams introduced Mr. Retamoza to the trustees. He said Mr. Retamoza comes to MJC from Ohlone College and will be a tremendous asset to our Foundation. Mr. Retamoza has many years of experience in the fundraising profession in the private and public sectors.

Elizabeth Pflieger Accept the resignation of Elizabeth Pflieger, Support Staff I, Financial Aid, Columbia College, effective June 13, 2002.

Margaret Diaz Approve the termination of probationary employment of Margaret Diaz, Child Development Center Associate Teacher, MJC, effective May 17, 2002.

Mark Bender Approve the following:

- 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.

The motion on the personnel items carried by a vote of 5-0. (Trustees Allen and Hallinan left the meeting earlier.)

14,538
COMMENTS FROM THE
PUBLIC

Janice Walker, resident of Orange, California, informed the Board of Trustees that she had requested to review public records and none were made available to her. She stated that she is entitled to inspect public records upon notification.

Ms. Walker then said that she would be talking with Vice Chancellor Scott about the purchase order she had mentioned to the Board earlier. She said she wants to be sure she has access to that.

Ms. Walker also reported that she had visited the Museum of Tolerance (MOT) and believes it a worthwhile organization. However, considering the current budget restraints, she feels that too much money has been spent on these trips, which could be spent better elsewhere. She suggested that the district train someone to provide the MOT training in-house and save the expense of making those trips.

Regarding Ms. Walker's request to review public documents, Chancellor Fisher clarified for the record that her request had been received the day before this Board meeting. The Chancellor pointed out that we are well within the 10-day period allowed to respond to her request.

14,539

**COMMENTS FROM THE
BOARD OF TRUSTEES**

Trustee Neumann distributed informational materials to trustees for their perusal.

14,540

ADJOURNMENT

Chair Mitchell announced that there would not be a Board meeting in July. 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.

At 8:00 p.m. the meeting was adjourned in memory of Kim Pratt-Pantaleo, a member of the YCCD custodial staff, who passed away on May 14.

Joseph K. Mitchell, Chair
YCCD Board of Trustees

Pamila J. Fisher, Secretary
YCCD Board of Trustees