

AGENDA
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FIVE HUNDRED AND SIXTEENTH REGULAR MEETING
February 6, 2008

2:00 P.M. Tour - Board Members to tour MJC Auditorium renovation project site, MJC East Campus, Stoddard and South Drive.

3:30 P.M. Open Session - Call meeting to order in the YCCD Board Room, adjourn to closed session in YCCD Conference Room B

CLOSED SESSION AGENDA:

- Discussion:
1. Pursuant to G. C. Section 54957
Discipline/Dismissal/Release/Appointment
 2. Pursuant to G.C. Section 54956.9(b) – Anticipated Litigation
Significant Exposure to Litigation: Two Cases
 3. Pursuant to G.C. Section 54956.8 – Property Negotiator
Conference with real property negotiators (APN: 021-016-037, 021-017-015, 025-006-034, 021-070-002, 021-0088-several, 109-015-054 and 109-015-071)
 4. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators
District Representatives: D. Wirth, T. Scott, G. Rose
Employee Organizations: CSEA & YFA

5:30 P.M. - Reconvene to open session – YCCD Board Room

Pledge of Allegiance to the Flag

Report out from Closed Session (if any)

Approval of the Minutes

RECOMMENDATION: That the Board of Trustees approve the minutes of the regular meeting on January 9, 2008.

Comments from the Public

Persons who want to comment on Board business issues not included on the agenda can do so as part of this section of the agenda.

Persons who want to address the Board of Trustees on an agenda item may do so after being recognized by the Chair of the Board and before Board discussion on the action item.

Prior to comment of the Board Meeting, all speakers should complete a Speaker Request form in advance and give it to the Board stenographer. Individuals will be allowed a maximum of five (5) minutes per topic. **Other guidelines may apply. See Board Policies #7345 and #7346.**

Televised Meetings: Board meetings are televised on the two Fridays immediately following the meeting on Modesto Channel 96 or Channel 2 in greater Stanislaus County, from noon – 3:00 p.m.

Video Streams: Video streams occur on the two Fridays following the Board meeting and will broadcast from noon – 3:00 p.m. The video stream can be accessed by logging on to: www.gomjc.org/mjcvideo.

I. REPORTS AND INFORMATION ITEMS

A. Student Presentation – TRIO

Modesto Junior College offers a comprehensive set of student services programs to help students be successful. TRIO programs are federally funded and have operated on the MJC campus since the 1994-95 academic school year. Several million dollars have been brought in to fund Upward Bound, Educational Talent Search and the Student Support Services Program. These programs assist low-income and first-generation students with enrollment, graduation and transfer to four-year institutions. Francisco Banuelos, Martha Robles, and Layla Yousif will provide an overview, highlighted by student presentations and views.

B. Student Activity Reports

C. Academic Senate Activity Reports

D. Activities and Announcements

Modesto Junior College – President Rose

1. Civic Engagement Project – Spring Film Series

Modesto Junior College's Civic Engagement Project is presenting a series of documentary films for the Spring semester on Wednesdays at 7 p.m. in Forum 101 on East Campus. *The Power of Forgiveness* was shown on January 23, and *Hacking Democracy* is being shown tonight, February 6. Upcoming films include *Sicko* on February 20, *Black Gold* on March 5, *No End in Sight* on March 19, and *Crude Awakening* on April 2. The films series is free and open to the public. Open discussion following each showing. More information is available on the MJC website or by contacting Professor James Clarke at 575-6281.

2. Off-Balance Dance - "Moments In Between"

The Modesto Junior College Off-Balance Dance Company is currently offering a dance concert entitled "Moments In Between" with additional performances offered on February 7, 8 and 9 at 7:30 p.m. in the Cabaret West Dance Theatre, El Capitan Building, West Campus. The concert is the creative expression of the Off-Balance ensemble as they perform the choreography of Lori Bryhni, Kim T. Davis, Sandra Scheuber and Justin Tate. General admission is \$10 and \$8 for students and seniors. Tickets will be available at the door 90 minutes before each performance. Seating is limited.

I. REPORTS AND INFORMATION ITEMS

D. Activities and Announcements

Modesto Junior College, Continued – President Rose

3. Art Gallery Exhibit

The MJC Art Gallery is displaying “Most Wanted” – an installation of manipulated digital images by San Francisco artist Taraneh Hemami through February 15. The Gallery is open Monday – Friday, 10 a.m. - 6 p.m. and is free to public. “Most Wanted” investigates the nature of perception, recognition and representation while examining the construction of the image of the new enemy. Interpretations of a series of faceless portrayals of the most wanted terrorists contemplate the ways in which stereotypical perceptions of people are created while pondering the relationship between image and identity. Hemami has exhibited multi-disciplinary works internationally and has received many awards.

4. African American Education Conference

The 19th Annual African American Education Conference will be held on Saturday, February 23, 9 a.m.– 5 p.m., in the Mary Stuart Rogers Student Learning Center on MJC’s West Campus. The conference is designed to help community youth, grades 7-12, gain skills and motivation to stay in school and continue on to college. A continental breakfast and lunch are included in this free conference. The conference is open to all students and registration is available on site. More information is available by calling the MJC Student Development Office at 575-7990.

5. MJC Agriculture Fundraiser

The Modesto Junior College Ag Department will present a Crab Feed and Auction on February 15 beginning at 6:30 p.m. in the Mary Stuart Rogers Student Learning Center on MJC’s West Campus. This will be the first general fund raising activity for the MJC agriculture program, and proceeds raised will be used to enhance the Agriculture Department’s Measure E building projects. In addition to the all-you-can-eat crab; there will be silent and live auctions featuring a broad spectrum of items for sale. Tickets are \$40 each and can be purchased from the Agriculture Division Office by contacting Gloria Wilson at 575-6200.

Columbia College – President Smith

1. Annual Big Band Jazz Festival

The Columbia College Jazz Series will present the 29th Annual Big Band Jazz Festival on February 8 and 9. Eleven middle school, high school and college groups from the foothills, Bay Area and Central Valley will attend a weekend of clinics and workshops with special evening concerts. Festival guest artists will be featured including trumpeter Marvin McFadden of Huey Lewis and the News; trombonist Mic Gillette of Tower of Power and Santana; woodwind artist Paul Contos of the Monterey Jazz Festival; and noted arranger, composer and pianist Bob Secor.

I. REPORTS AND INFORMATION ITEMS

D. Activities and Announcements

Columbia College, Continued – President Smith

2. Columbia College Choir Spring Tour

The Columbia College Choir is making plans for their three-day Spring Tour on March 27 to 29. The students will travel through Northern California singing at high schools and colleges, including Pioneer High School (Placerville), Cosumnes River College, Sacramento State University, and at the State Capitol.

3. Cash for College Nights

Columbia College's Financial Aid Department will be busy hosting two Cash for College Nights: Feb. 12 at 6 p.m. in the campus Community Education Room and on February 19 at 5:30 p.m. at the Calaveras Center in Angels Camp. The free workshops will be for high school and college students, who need help in meeting college expenses. Staff will be available for assistance with the Free Application for Federal Student Aid (FAFSA) forms and will provide information on applying for financial aid. Applicants will be randomly selected for a \$1,000 cash scholarship.

District, Central Services – Chancellor Darnell

1. State Legislative Conference

On January 27-28, 2008, the Community College League of California held its annual Legislative Conference in Sacramento. Trustees Dean, DeMartini and Flores; Chancellor Darnell, and staff members Shelley Akiona and Nick Stavrianoudakis attended the conference. District representatives met personally with six State legislators and/or their representatives (Senators Jeff Denham, Dave Cox, Dave Cogdill and Roy Ashburn and Assembly Members Greg Aghazarian and Tom Berryhill) to recap the past year and discuss state budget issues and concerns.

2. Strategic Plan – Central Services

The Board of Trustees previously received a copy of the "Central Services Strategic Plan – Moving Forward and Upward" which was prepared under the direction of the Chancellor. The Central Services Strategic Plan was discussed with the Central Services Leadership Team in December 2007 and with the entire Central Services staff in January 2008. The Central Services Strategic Plan is directly in line with the District Strategic Plan and contains the broad elements upon which the more specific unit action plans will be based. The next phase of Strategic Planning at Central Services will be at the unit level.

I. REPORTS AND INFORMATION ITEMS

E. Presentations/Updates

1. Enrollment Update

Columbia College President Joan Smith and Modesto Junior College President Richard Rose will provide the Board of Trustees with an update regarding student enrollment at both colleges.

2. Chancellor's Update

Chancellor Roe Darnell will provide the Board of Trustees with an update on District and college priorities.

3. Classification Study Update

Vice Chancellor of Human Resources Diane Wirth will provide the Board of Trustees with an update regarding the Classification Study.

4. Fiscal Services Update

According to Board Policy 3330, the Chancellor is delegated the authority to purchase supplies, materials, apparatus, equipment, and services, as necessary, for the efficient operation of the District. Transaction of \$10,000 or more shall be reviewed by the Board every 60 days and are listed in the purchase orders on the Board's Consent Agenda. The transactions listed below are provided for the Board's further information for December 20, 2007, to January 22, 2008:

Service (Non-Construction) Agreements

Vendor	Cost	Location	Purpose
SEIU-UHW Joint Employer Education Fund	\$13,751	MJC	MANAT 125 Human Anatomy, Spring 2008

Public Works (Construction) Awards

There are no completed Public Works Awards to report at this time.

I. REPORTS AND INFORMATION ITEMS

E. Presentations/Updates, Continued

5. ☆Bond Update

Kitchell representative Mr. Mark Newton will provide the Board with an update on the progress of current Bond projects. The District Projects Progress Report is attached.

Citizens' Bond Oversight Committee – The next meeting of YCCD Citizens' Bond Oversight Committee (CBOC) is scheduled for Tuesday, April 2, 2008, at 6:00 pm on the Columbia College campus.

Columbia College: *Child Development Center:* Construction documents for the Child Development Center have been submitted to DSA for review. Expected start of construction is June 2008. *Science and Natural Resources:* The design firm is working with the project committee to finalize the schematic design package. *Public Safety Center:* The project has been approved by the State. We are currently bidding the hazardous materials remediation and swing space requirements. The project is likely to bid in February 2008; construction to begin in March. The *Madrone* project has received comments back from the State. The design team is preparing for the back-check. Construction is likely to start in April.

Modesto Junior College: *Campus Master Planning:* A college-wide forum was held on January 11 highlighting the Master Plan. MJC has been reviewing and forwarding comments to Kitchell. Revisions will be made to the document, and the final document will be submitted to the Board for review in March. The *Multi-Use Pavilion* project is currently in schematic design. The design phase for the *Beef Unit and Sheep Unit* is underway. *Allied Health* project is nearing completion of construction documents and will be submitted to the State. The expected start of construction is Fall 2008. The *Parking Garage* project is on hold pending land acquisition on Tully Road. The *Auditorium* project is 70% complete and proceeds on schedule and within budget. *Softball Complex:* The architect has presented the facility plan which has been approved by the committee. *Science Community Center:* The project is proceeding in schematic design. The museum consultant has initiated meetings with the committee.

Calaveras Educational Site: Final analysis is underway.

Oakdale Educational Site: College and District are currently reviewing possible sites.

West Side Educational Site: The college and District are considering various site offers.

Turlock Educational Site: Various properties are being considered for a future location.

Action items listed in Sections II.A, II.B & II.C are part of the Board's consent agenda. Trustees may pull specific items off the consent agenda for separate discussion and action. Items not pulled for separate discussion/action will be acted upon as one action by the Board.

II. ACTION ITEMS

A. Consent Agenda, Fiscal Services

1. ☆Purchase Orders

A recommendation is made that the Board of Trustees approve the purchase orders issued from December 1, 2007 through December 31, 2007.

2. Acceptance of Gifts

A recommendation is made that the Board of Trustees accept with appreciation the following gift(s):

Donor	Gift	College	Program
BK Welding	\$100.00	MJC	Young Farmers Ag Mechanics Club ¼ Scale Tractor Competition
Frank Assali	22 tons of almond shells	MJC	Bedding for the Beef and Sheep Units at Beckwith Instructional Laboratory
Richard Nimphius	28" TV	MJC	Ag Student Interim Housing, West Campus
Bavaro Ranches, Inc.	\$1000.00	MJC	¼ Scale Tractor Project
TuCARE (Tuolumne County Alliance for Resources & Environment)	Plaque	MJC	Natural Resources Program, Natural Resources Competition

3. ☆Grant Project Applications/Amendments

A recommendation is made that the Board of Trustees authorize the Yosemite Community College District to submit the following grant project applications/amendments and to enter into a contract with the appropriate agencies when the projects are selected for funding:

Agency	College	Agency Share	Proposer Share
California Community Colleges Chancellor's Office	MJC	\$214,000	-0-
Foster & Kinship Care & Education Training Child Care	Columbia	\$1,500	-0-
Child Development Division/California Department of Education	YCCD	\$3,707,704	-0-
California Community Colleges Chancellor's Office	MJC	\$126,759	-0-
California Community Colleges Chancellor's Office	MJC	\$163,277	-0-
The James Irvine Foundation	MJC	\$400,000	-0-

II. ACTION ITEMS

A. Consent Agenda, Fiscal Services, Continued

4. Notice of Completion of Contracts

The following project contract has been completed and inspected. A recommendation is made that the Board of Trustees accept the work performed as having been completed in accordance with the plans and specifications and authorize final payment of 10% of contract amount.

Bid #	Project Name	College	Contractor	Original Amount	Revised Amount
07-1579	Electrical Upgrade, Main Switchboard	Columbia	Big Valley Electric	\$198,000	\$215,339

B. Consent Agenda, Personnel

1. Sabbatical Leaves 2008-2009

At its January meeting, the Board approved recommendations presented by Columbia College and MJC Sabbatical Leave Committees for 2008-2009 sabbatical leave recipients. A recommendation is made that the Board of Trustees approve the following additional 2008-2009 sabbatical leave.

Faculty Name	College	Fall Semester	Spring Semester
Tom Nomof	MJC	-	Yes

2. Personnel Transaction Items

A recommendation is made that the Board of Trustees approve the following list of Personnel Transaction Items and commend retirees for their years of service:

PERSONNEL TRANSACTIONS LIST

Name	Position	Department	College	Effective
Retirements:				
Kedrick Nicholson 17 years of Service	Campus Security Office	Safety & Security	YCCD	2/29/2008
Robert Williams 33 years of Service	Counselor	Special Programs, DSPS	MJC	5/1/2008
Probationary Appointments - Academic:				
Craig Johnston	Academic Achievement Center Coordinator	Academic Achievement Center	CC	1/14/2008
Promotional Appointments - Classified:				
Amanda Landis	Secretary III	Business, Behavioral & Social Sciences	MJC	2/1/2008

II. ACTION ITEMS

B. Consent Agenda, Personnel, Continued

2. Personnel Transaction Items, Continued

PERSONNEL TRANSACTIONS LIST

Name	Position	Department	College	Effective
Temporary Appointments - Academic:				
Suzanne Hulsey	Instructor of Chemistry	Science, Math & Engineering	MJC	Spring 2008 Only
Karin Rodts	DSPS Faculty Coordinator – 50%	DSPS	CC	1/14 to 6/30/2008
Susan Medeiros	EOPS/CARE/CalWorks/Veterans Faculty Coordinator – 50%	EOPS	CC	1/14 to 6/30/2008
Lateral Transfers - Classified:				
Shawn Smith	Child Development Center Associate Teacher	From General Child Care to Early Headstart, Family & Consumer Sciences	MJC	1/4/2008
Reduction in Assignment - Academic:				
Susan Medeiros	Counselor (100% to 50%)	DSPS	CC	1/14 to 6/30/2008
Reduction in Assignment - Classified:				
Karin Rodts	Laboratory Assistant I (100% to 50%)	DSPS	CC	1/14 to 6/30/2008
Increase in Assignments – Classified:				
Santiago Uvina	Program Representative II (11 months to 12 months)	TRIO/Upward Bound	MJC	2/1/2008
Aurelia Gonzalez	Program Representative II (11 months to 12 months)	TRIO/Upward Bound	MJC	2/1/2008
Tiffnie Akiona	Program Representative II (11 months to 12 months)	TRIO/Ed Talent Search	MJC	2/1/2008
Resignations:				
Maria Baranova	Instructor of Chemistry	Science, Math Math & Engineering	MJC	12/15/2007
Carmen “Melissa” Soto	Admissions & Records Tech III	Admissions & Records	MJC	1/31/2008
Aracely Rodriguez	Financial Aid Technician II	Financial Aid	MJC	1/31/2008
Amanda Lewis	Support Service Aide	Workforce Training	MJC	12/31/2007
Terminations:				
Classified Probationary Employee	Grounds Maintenance II	Facilities Operations	CS	1/11/2008

II. ACTION ITEMS

B. Consent Agenda, Personnel, Continued

3. Short-Term Appointee List

A recommendation is made that the Board of Trustees approve the following list of short-term appointees, in accordance with state law (AB500-Goldberg).

Name	Classification	Department	Coll	Start Date	End Date
Archer, Wendy	Laboratory Asst I	DSPS	CC	2/7/08	6/30/08
Caballero, Ruby	Program Aide	Technical Ed.	MJC	2/7/08	6/30/08
Castillo, Leticia	Outreach Recruiter	TRIO/Upward Bound	MJC	2/7/08	6/30/08
Ibarra, Luis	Custodian	Facilities Operations	CS	2/7/08	6/30/08
Johnson, Pauline	Fiscal Analyst III	District Grants	CS	2/7/08	6/30/08
Mathies, Janet	Secretary III	Chancellor	CS	2/7/08	6/30/08
Rodriguez, Aracely	Financial Aid Tech II	Financial Aid	MJC	2/15/08	6/30/08

C. Consent Agenda, Student Travel

The following student travel events have been approved by the college Presidents and District Chancellor. A recommendation is made that the Board of Trustees approve:

1. Summer Basque Country Travel-Study

A three-week travel/study/home stay program to the Basque region of north central Spain will again be conducted this summer. Based at Vitoria, Alava, participants will attend the Zador Institute, an accredited school of Spanish language where classes will be taught by certified native teachers. Afternoon activities and field trips with Spanish-speaking guides will include city tours, art and history museum visits, bike tours, dining at typical Basque restaurants, and cider house samplings. In addition, three units of credit in Spanish from Columbia College will be awarded. The program runs from May 17 through June 8 and the cost of \$3,930 is the individual responsibility of the students and instructor. The cost includes home stay, meals, tuition, excursions, airport transfer and insurance. Columbia College instructor Vonna Breeze-Martin is coordinating the program.

II. ACTION ITEMS

D. Discussion Items

1. ☆Quarterly Report on the District's Financial Condition

Consistent with prevailing fiscal practices and in compliance with current statute, staff have prepared the quarterly statement of the District's financial condition for the quarter ended December 31, 2007. A copy of the statement is attached. The Board is required by law to hold a public hearing to review the report and direct that it be filed with the Stanislaus County Superintendent of Schools and the California Community Colleges Chancellor's Office.

RECOMMENDATION:

That the Board of Trustees:

- a. Conduct a public hearing to review the District's financial report for the quarter ended December 31, 2007; and
- b. Direct Staff to submit a copy of the required report to the Stanislaus County Superintendent of Schools and the California Community Colleges Chancellor's Office.

2. Property Purchase (APN 109-015-054 and a Portion of 109-015-071)

At the YCCD Board of Trustees January meeting, Vice Chair Paul Neumann reported out from closed session that the Board unanimously authorized the Chancellor to negotiate property purchases of APN's 109-015-054 and 109-015-071 at Tully Road, Modesto. As directed, a property purchase agreement was submitted by YCCD to the property owner conditioned upon acceptance of the offer, property appraisal and approval by YCCD Board of Trustees. Since that meeting, the agreement was signed by the property owner and an appraisal was completed. Board of Trustees approval is now sought. After Board approval, the YCCD will conduct its due diligence and complete the escrow process.

RECOMMENDATION:

That the Board of Trustees accept the agreement and direct staff to conduct the due diligence activities to finalize the purchases.

II. ACTION ITEMS

D. Discussion Items, Continued

3. ☆MJC Spring 2009 Academic Calendar - Revised

The 2008 - 2009 Academic Calendar for Modesto Junior College was previously approved at the November 14, 2007 Board of Trustees meeting. In order to facilitate the two flex days mandated by the State, this revised Spring/Summer 2009 calendar reflects those dates by moving the Spring 2009 and Summer 2009 calendars forward one week.

RECOMMENDATION: That the Board of Trustees approve the revised 2008 - 2009 academic calendar for Modesto Junior College.

4. ☆Negotiations - YFA

Discussion with the Yosemite Faculty Association (YFA) regarding 2007-2008 contract negotiations are continuing. Based on the interest-based bargaining process, a tentative agreement on salary has been reached with YFA. Faculty will receive a retroactive or salary payment for services rendered beginning July 1, 2007.

RECOMMENDATION: That the Board of Trustees approve the attached 2007-2008 negotiated agreement on salary with the Yosemite Faculty Association (YFA).

5. ☆Resolution Authorizing Issuance of GO Bonds

The California Education Code requires districts to adopt a resolution authorizing the issuance of General Obligation Bonds. The resolution approves not-to exceed \$150 million of Series B Bonds and approves the preparation of the Official Statement which will be used by Citigroup to market the bonds. The resolution also approves a Bond Purchase Agreement for the sale of the bonds to Citigroup. Additional Board action will be required for this second issuance of Bonds to approve the form of Official Statement.

RECOMMENDATION: That the Board of Trustees adopt Resolution No. 07-08/04 authorizing the issuance YCCD General Obligation Bonds not to exceed \$150,000,000.

III. BOARD COMMENTS

Comments from the Board of Trustees

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

IV. ANNOUNCEMENTS

The next regular meeting of the Board of Trustees will be held on Wednesday, March 12, 2008. Closed session will begin at 3:30 p.m., open session at 5:30 p.m., in the Community Education Room, Manzanita Building, Columbia College, 11600 Columbia College Drive, Sonora.