

**AGENDA**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FOUR HUNDRED EIGHTY-FOURTH REGULAR MEETING**  
**June 8, 2005**

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**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(a) - Litigation  
Case: ACE v. YCCD, Case #306771  
Case: Classified employee arbitration
  3. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators  
District Representatives: J. Williams, T. Scott, D. Wirth, G. Railey  
Employee Organizations: CSEA, YFA

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

**Public Comment on Agenda Action Items:** Persons who want to address the Board of Trustees on an agenda action item (Section II) may do so after being recognized by the Chair of the Board and before Board discussion. 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.

**Comments from the Public:** Persons who want to comment on an Agenda Information Item (Section I) or Board business issues not included on the agenda can do so as part of agenda item **III.A.** 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.**

Pledge of Allegiance to the Flag

Swearing in of New Student Trustee – Susan Rudolph

Report out from Closed Session (if any)

Approval of the Minutes

RECOMMENDATION: That the Board of Trustees approve the minutes of the regular meeting of May 11, 2005.

**I. REPORTS AND INFORMATION ITEMS**

- A. Student Activity Reports
- B. Academic Senate Activity Reports

**I. REPORTS AND INFORMATION ITEMS**

C. Activities and Announcements

1. Financial Aid Awareness Faire

Columbia College hosted a free Financial Aid Awareness Faire on May 31 to promote financial assistance programs that are available to students. Information, applications, assistance with completing the forms and tips on avoiding delays were provided. A barbecue lunch, prizes and gift merchandise were also part of the faire.

2. Summer Culinary Training Program

Columbia College's eight-week Summer Training Program will get underway on June 13. Now in its fourth year, the program will teach commercial food preparation and other essential skills. Students will again plan, prepare and serve Thursday buffets for the public in The Cellar Restaurant from 11:30 a.m. to 1:30 p.m. Cost is \$7.95 per person.

3. CDF Firefighting Academy

The California Department of Forestry (CDF), in partnership with Columbia College, is preparing for the upcoming fire season by conducting a ten-day Firefighting Academy, which runs from June 13 to 22. Over 40 enrollees will be taught wild land and structural fire control techniques in college classrooms and on the campus grounds. In addition, students will be required to extinguish live fire simulations at the Modesto Reservoir and Sierra Conservation Center in Jamestown. The training will lead to certification, which is a CDF requirement for employment as firefighters.

4. MJC Summer Sonata

The Modesto Junior College Foundation will again host A Summer Sonata on Friday, July 8, at the home of Jim and Sue Coleman. The elegant garden dinner party will begin with a social hour and silent auction at 6 p.m., dinner will be served at 7 p.m. and a live auction will follow at 8 p.m. Tickets are \$150 each and sponsorships are still available by contacting the Foundation Office. All proceeds benefit the MJC Foundation in their support of MJC's programs, services and scholarships.

5. MJC TRIO Student Support Services Grant Renewed

Modesto Junior College received a grant renewal from the U.S. Department of Education in the amount of \$1,071,940 for the TRIO Student Support Services (SSS) Program. The program, in its 10<sup>th</sup> year at MJC, assists low income and first generation college students with the assistance and support needed to graduate from MJC and transfer to a four-year college. The grant renewal will provide the program with \$267,985 annually for the next four years. Congratulations to the program director Martha Robles.

**I. REPORTS AND INFORMATION ITEMS**

C. Activities and Announcements

6. MJC Receives CCCLive Caption Project

The California Community Colleges Chancellor's Office (CCCLive Caption Project) has awarded MJC a grant for \$112,876.94 to close caption videos for distance learning classes. This will benefit the deaf and hard of hearing populations and will make these materials more accessible to other learners, such as ESL students and others with various learning styles. The grant money will be used as follows: \$21,600 for RapidText live captioning for distance education, \$3,300 for equipment to allow captioning of online education courses, \$81,000 for the replacement/captioning of currently non-captioned videos that are checked out by students through the library and \$5,000 for video production equipment and software to allow closed captioning of future videos produced by MJC. Congratulations to the grant writer Nancee Carrillo and staff members Wes Page, John Chappell, Jim Clarke, Sue Adler and Linda Occhipinti.

7. MJC Summer Theatre presents "A Servant of Two Masters"

Modesto Junior College Summer Theatre will provide a double helping of rich Italian comedy as it presents "A Servant of Two Masters" by Carlo Goldoni on July 8, 9, 15 and 16 at 7:30 p.m. and on July 17 at 2:00 p.m. in the MJC Little Theatre on East Campus. Tickets will be on sale at the door for \$8 general admission and \$7 for students and seniors.

## I. REPORTS AND INFORMATION ITEMS

### D. Presentations/Updates

#### 1. CampusWorks and Datatel Update

Datatel, CampusWorks and YCCD IT staff members will give the Board of Trustees a brief progress report on efforts to solve our software problems.

#### 2. Reclassification Study

The District will be requesting proposals for a classification and salary study of the District's classified bargaining unit and leadership team positions. The last study occurred in 2001. The current study shall be conducted during the 2005-2006 fiscal year.

#### 3. Bond Update

Staff will provide monthly updates on the following topics related to the General Obligation Bond, as necessary. The Bond Measure E website is located at <http://www.yosemite.edu/bond/>.

- Citizens Oversight Committee – David Casnocha, bond legal counsel, will conduct a make-up session for members who could not attend the first orientation meeting on May 10, 2005.
- Project List – No changes have been made to the latest project priority list presented to the Board at the March Board meeting.
- Professional Services Contracts – The Board authorized and approved entering into a three-year agreement with Kitchell for Program Management Services for Measure E Bond activities. Kitchell will make a presentation to the Board of Trustees regarding upcoming activities.
- Funding – As reported at the May Board meeting, YCCD completed its first sale of Measure E bonds, \$94.445 million, on April 19, 2005.
- Construction/Land Acquisition – District staff and Trustee Neumann met with a potential land donor in Patterson. We are expecting a formal offer for the Board to consider as early as July 2005.

**I. REPORTS AND INFORMATION ITEMS**

D. Presentations/Updates

4. West Side Site Acquisition Update

Staff and trustees have met with several developers, land owners, and city and county officials regarding various outreach center sites on Stanislaus County's "West Side." Eight sites have been presented to staff since December 2004 with varying degrees of discussion, ranging from potential donations, land sales, building sales, and building leases.

Our message to these potential partners has been that an MJC West Side center would ideally consist of the following characteristics: the potential to occupy or build roughly 20,000 square feet of facility space in the short term and the opportunity to expand into roughly a 40+ acre campus site in the long term. In addition, we have made it clear that the District has a budget of \$5 million to accomplish at least these two primary goals.

The team from YCCD who have met individually and collectively regarding West Side sites includes Chancellor Williams, Interim President Scroggins, Trustees DeMartini and Neumann, Maria Baker, and Nick Stavrianoudakis. In addition, legal counsel and a Kitchell representative have attended one of the meetings.

At this time it is premature to provide an analysis of the advantages/disadvantages and pros/cons of each site. We will be contacting each potential partner, with guidelines, as established by legal counsel and Kitchell, to submit a formal proposal for consideration at the next Board meeting. The proposals will be assessed by staff, Kitchell and legal counsel as we move forward in this process. In addition, there are many state considerations and legal requirements that need to be examined. We hope to bring an analysis of formal offers to the Board in the near future, possibly as soon as July 2005.

5. West Side Site Presentation

As mentioned in the previous agenda item, one group has formally submitted a proposal to donate acreage to YCCD within the city limits of Patterson for the construction of an MJC West Side Center. That group is headed by Mr. Michael Miroyan, President, Golden Eagle Investments, LLC, who along with his colleagues will introduce their offer to the Board and be available to answer questions.

**I. REPORTS AND INFORMATION ITEMS**

D. Presentations/Updates

6. ☆Tentative Budget 2005-2006

State law requires that the Board of Trustees adopt a Tentative Budget and file it with the County on September 14, 2005, thus providing the Board and staff three months in which to further review the Tentative Budget and modify it when the 2005-2006 State Budget is adopted and the final District accounting for the current fiscal year is complete.

The amended 2004-2005 Budget includes adjustments to apportionment revenue due to reduced growth funding in the current year and prior year revenue adjustments calculated by the State to reflect increased growth funds statewide from the 2003-2004 fiscal year.

The amended budget for Columbia College is reduced by the estimated cost to grow 3% since the FTES were not earned. The contingency line item is adjusted to reflect the estimated cost to implement negotiated salary adjustments. The budget also is adjusted to show the over expenditure by MJC in the part-time overload budget in the amount of \$500,000.

The Tentative 2005-2006 Budget does not assume new growth or COLA allocations. Subsequent to the passage of the State Budget, revenue will be adjusted as appropriate.

The expenditure budgets for 2005-2006 have been increased to cover the cost of filling positions vacated as a result of the Golden Handshake and to cover the cost of hiring 13 new full-time faculty positions, which are required to meet the State's full-time faculty mandate. Medical benefits are estimated to increase 5% for the six-month period January 2006 through June 2006.

The Budget does not include a transfer to the retiree liability fund, which will be required in fiscal year 2006-2007.

**RECOMMENDATION:** That the Board of Trustees adopt the 2005-06 Tentative Budget for the Yosemite Community College District and direct staff to file it with the Stanislaus County Superintendent of Schools by July 1, 2005.

## II. ACTION ITEMS

### A. Consent Agenda

#### 1. ☆Purchase Orders

RECOMMENDATION: That the Board of Trustees approve the purchase orders issued from April 1, 2005 through April 30, 2005.

#### 2. Acceptance of Gifts

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

- a. Donation of 80 gift sets with calculator and pen from Ron Alves to be used for the Project Competition in Ag & Environmental Sciences at Modesto Junior College.
- b. Donation of a hydraulic steering cylinder from Hydratech to be used for the collegiate ¼ scale tractor for the Ag Mechanics Program in Ag & Environmental Sciences at Modesto Junior College.
- c. Donation of an electromagnetic chuck, a vertical milling machine and miscellaneous used cutting tools from Parker Hannifin Corp – Racor Division to be used in the Machine Tool Technology program in the Technical Education Department at Modesto Junior College.
- d. Donation of a model trimmer from Dr. John Padmos to be used in the Dental Assisting Program at Modesto Junior College.
- e. Donation of six rubber dam punches from Valley Hill Dental to be used in the Dental Assisting Program at Modesto Junior College.
- f. Donation of a laboratory vibrator from Dr. James Woodbury to be used in the Dental Assisting Program at Modesto Junior College.
- g. Donation of a laboratory vibrator from Dr. Andrew Soderstorm to be used in the Dental Assisting Program at Modesto Junior College.
- h. Donation of a laboratory vibrator from Dr. Randy Hayashi to be used in the Dental Assisting Program at Modesto Junior College.
- i. Donation of a laboratory vibrator from Dr. Robert DiGiorno to be used in the Dental Assisting Program at Modesto Junior College.

## II. ACTION ITEMS

### A. Consent Agenda

#### 2. Acceptance of Gifts, continued

- j. Donation of a laboratory vibrator from Dr. Michael Boyd to be used in the Dental Assisting Program at Modesto Junior College.
- k. Donation of a laboratory vibrator from Dr. Robert Venn to be used in the Dental Assisting Program at Modesto Junior College.
- l. Donation of an extra large toothbrush and dental model from Dr. Robert Cushing to be used in the Dental Assisting Program for dental instruction/ community projects at Modesto Junior College.
- m. Donation of two rubber dam forceps from Dr. Peter Soderstrom to be used in the Dental Assisting Program at Modesto Junior College.
- n. Donation of two rubber dam forceps from Dr. John Sulak to be used in the Dental Assisting Program at Modesto Junior College.
- o. Donation of a rubber dam forcep from Dr. Elizabeth Demichelis to be used in the Dental Assisting Program at Modesto Junior College.
- p. Donation of \$1,000 from the Schnoor Family to be used for the Young Farmers Animal Science Club for livestock activities at Modesto Junior College.
- q. Donation of a reflective telescope from Tom Lewis for use at Columbia College, Baker's Station.

#### 3. ☆Project Applications/Amendments

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

- a. Early College High School Initiative – Vocational Education Academy - MJC  
Submitted to Foundation for California Community Colleges  
Agency share: \$400,000, over five years  
Proposer share: \$353,965, over five years



## II. ACTION ITEMS

### B. Personnel Items

1. Retirement – Administrator

RECOMMENDATION: That the Board of Trustees grant retirement status to **Paul Lockman**, Dean of Special Programs, Columbia College, effective June 30, 2005 and commend him for 24 years of valuable service to the District.

2. Retirement – Classified

RECOMMENDATION: That the Board of Trustees grant retirement status to **Thomas David**, Fire Science Facility Technician, Public Safety-Fire, Modesto Junior College, effective May 1, 2005, and officially commend him for 10.5 year of valuable service to the District.

3. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Optimism One** to the position of Instructor English, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

4. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Jason Wohlstadter** to the position of Instructor English, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

5. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Deborah Gilbert** to the position of English Instructor, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

6. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Emily Malsam** to the position of English Instructor, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

7. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Adrienne Peek** to the position of English Instructor, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

## II. ACTION ITEMS

### B. Personnel Items

8. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Joseph Caddell** to the position of Chemistry Instructor, Science, Mathematics & Engineering, Modesto Junior College, effective Fall 2005.

9. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Emily Malsam** to the position of Instructor English, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

10. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Todd Conrado** to the position of Instructor of Agriculture Mechanics, Agriculture & Environmental Sciences, Modesto Junior College, effective July 1, 2005.

11. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Gail Brumley** to the position of Instructor of General Agriculture, Agriculture & Environmental Sciences, Modesto Junior College, effective July 1, 2005.

12. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Nathan Rien** to the position of Instructor of Health & Human Performance, Columbia College, effective Fall 2005.

13. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Raelene Juarez** to the position of Instructor of Health & Human Performance, Columbia College, effective Fall 2005.

## II. ACTION ITEMS

### B. Personnel Items

14. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Dana Pollock** to the position of Counselor, Student Services – Counseling, Modesto Junior College, effective Fall 2005.

15. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Wendy Griffiths-Bender** to the position of West Campus Librarian, Learning Resources, Modesto Junior College, effective August 1, 2005 (11 month work year).

16. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Shawn Black** to the position of Physical Education & Men's Tennis Coach, Physical, Recreation and Health Education, Modesto Junior College, effective Fall 2005.

17. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Bill Anelli** to the position of Instructor of Philosophy, Business, Behavioral & Social Sciences, Modesto Junior College, effective Fall 2005.

18. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Laura Manzo** to the position of Instructor of Spanish, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

19. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Joseph Doherty** to the position of Instructor of Fire Technology, Columbia College, effective Fall 2005.

## II. ACTION ITEMS

### B. Personnel Items

#### 20. Temporary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Kelly Butler** to the position of Instructor of Nursing, Nursing Consortium, Modesto Junior College, effective for the Fall 2005-2006 academic year only.

#### 21. Temporary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Leanne Bartels** to the position of Instructor of Nursing, Nursing Consortium, Modesto Junior College, effective for the Fall 2005-2006 academic year only.

#### 22. Interim Appointment – Administrator

RECOMMENDATION: That the Board of Trustees approve the interim administrative appointment of **Tobin Clark** to the position of Director of Learning Resources, Instruction, Modesto Junior College, effective July 1, 2005 through December 31, 2005, renewable by mutual consent.

#### 23. Extension of Contract of Interim Appointment

RECOMMENDATION: That the Board of Trustees approve the extension of contract of the interim administrative appointment of **Steven Collins** to the position of Vice President of Instruction, Modesto Junior College, effective May 1 to August 1, 2005.

#### 24. Interim Appointment – Educational Administrator

RECOMMENDATION: That the Board of Trustees approve the administrative appointment (interim) of **John Williams**, to the position of Vice Dean of Instructional Services, Arts & Sciences, Columbia College, effective June 9, 2005, not to exceed seven (7) months.

#### 25. Interim Assignment – Classified Management

RECOMMENDATION: That the Board of Trustees approve an interim assignment for **Don Borges** to Tech Prep Director, Ag & Environmental Sciences & Technical Education, Modesto Junior College, effective June 16, 2005 to August 31, 2005.

## II. ACTION ITEMS

### B. Personnel Items

26. Promotional Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of **Cecilia Vera** to Nurse II, Health Services, Modesto Junior College, effective May 23, 2005, contingent upon funding (10 month work year).

27. Promotional Appointment – Classified Confidential Management

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of **Dahlia Massey** to the position of Administrative Assistant of Information Technology, Yosemite Community College District, effective June 1, 2005.

28. Promotional Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of **Vicki Groff** to the position of Instruction Office Technician, Instruction, Modesto Junior College, effective June 1, 2005.

29. Appointment – Classified Confidential Management

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Molly Navarro** to the position of Executive Secretary (70%) Yosemite Faculty Association, Modesto Junior College, effective August 1, 2005 (10-month work year).

30. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Maria Vargas** to the position of Support Staff II, Community Education, Modesto Junior College, effective June 1, 2005, contingent upon funding.

31. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Melvin Ainsworth** to the position of Software/Network Analyst, Technology Services, Modesto Junior College, effective June 1, 2005.

## II. ACTION ITEMS

### B. Personnel Items

32. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Shami Soro** to the position of Bookstore Buyer, Auxiliary Services, Yosemite Community College District, effective May 23, 2005.

33. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Wendy Long** to the position of Support Staff II, Science, Mathematics & Engineering, Modesto Junior College, effective July 1, 2005.

34. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Carly Battle** to the position of Support Staff I – 47.5%, Foster Kinship Care Education/Child Care Center, Columbia College, effective June 1, 2005.

35. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Janine Hiles** to the position of Administrative Secretary, Student Learning, Columbia College, effective June 13, 2005.

36. Permanent Increase in Assignment – Classified

RECOMMENDATION: That the Board of Trustees approve a permanent increase in assignment for **Julie Faulkner**, Administrative Secretary, Columbia College, from 10 months per year to 12 months per year, effective July 1, 2005.

37. Resignation - Academic

RECOMMENDATION: That the Board of Trustees accept the resignation of **William Michael Daniel**, Chemistry Instructor, Science, Mathematics & Engineering, Modesto Junior College, effective May 9, 2005.

38. Resignation - Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of **Barbara Bradford**, Museum Technician III, Great Valley Museum, Science, Mathematics & Engineering, Modesto Junior College, effective April 29, 2005.

## II. ACTION ITEMS

### B. Personnel Items

39. Reclassification of Assignment – Management Confidential

RECOMMENDATION: That the Board of Trustees approve the reclassification in assignment for **Karlha D. Arias**, from Executive Secretary, External Affairs to Communications Specialist, External Affairs, Yosemite Community College District, effective June 1, 2005. Supporting documentation has previously been provided to the Board.

40. Reclassification of Assignment – Classified

RECOMMENDATION: That the Board of Trustees approve the reclassification in assignment for **David Todd**, from Media Production Photographer, Media Services, to Media Production Photographer/Graphic Artist, Media Services, Modesto Junior College, effective March 1, 2005. Supporting documentation has previously been provided to the Board.

41. Resignation - Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of **Stephen Carroll**, Programmer Analyst II, Information Systems, Yosemite Community College District, effective August 9, 2004.

42. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Kaci Landess to Human Resources Assistant, Human Resources, effective June 6, 2005.

43. ☆Reduction in Force - Classified

Reduction of Community Services Agency funding has created the need for a reduction in program staff at Modesto Junior College, effective July 22, 2005.

RECOMMENDATION: That the Board of Trustees approve **Resolution No. 04-05/09**, Classified Reduction in Staff, authorizing a reduction in classified personnel and appropriate notice to affected staff.

44. ☆Short-Term Appointee List

RECOMMENDATION: That the Board of Trustees approve the list of short-term appointees, in accordance with state law (AB500-Goldberg).

## II. ACTION ITEMS

### C. Discussion Items

#### 1. ☆2005-2006 Appropriations 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 appropriations limit is made.

RECOMMENDATION: That the Board of Trustees:

- a. Accept the report regarding the establishment of the 2005-2006 appropriations limit;
- b. Direct that the computation be publicly posted; and,
- c. Declare its intent to adopt the report at the next regular meeting of the Board of Trustees on July 13, 2005.

#### 2. ☆Resolution Authorizing End-of Year 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 2004-05.

RECOMMENDATION: That the Board of Trustees adopt **Resolution No. 04-05/10** authorizing the transfer of appropriations necessary to balance expenditure classifications of the Yosemite Community College District budget for the 2004-05 fiscal year.

#### 3. ☆Resolution Authorizing Signatures

In order to conduct the District's day-to-day business, it is necessary for the Board of Trustees to authorize selected employees to act as agents for the Board.

RECOMMENDATION: That the Board of Trustees adopt **Resolution No. 04-05/11** authorizing selected employees to act as agents for the Board of Trustees.



## II. ACTION ITEMS

### C. Discussion Items

#### 4. Report on Employee Negotiations

Discussion with two of the District's employee organizations regarding 2004-2005 contract negotiations are continuing. Based on this process we are pleased to report that tentative agreements have been reached with the Yosemite Faculty Association (YFA) and the Leadership Team Advisory Committee (LTAC).

Both agreements provide for a two year contract with the 2004-2005 COLA added to the salary schedules retroactive to January 2005, and the 2005-2006 COLA less 1% to be added to the salary schedule effective July 2005. Should the colleges reach their base 2004-2005 FTES without borrowing 2006-2007 earned FTES, a 1% salary adjustment will be paid retroactively. Also, there will be no employee contributions toward the cost of medical benefits in 2004 – 2006. Copies of the Agreement and Memorandum of Understanding have been provided to the Board.

RECOMMENDATION: That the Board of Trustees:

1. Approve a 2004-2006 negotiated agreement with the Yosemite Faculty Association (YFA) subject to successful completion of the Association ratification process and
2. Approve a 2004-2006 Memorandum of Understanding (MOU) with the Leadership Team.

#### 5. ☆Board Policy 5560 – 2<sup>nd</sup> Reading

There exists a discrepancy between the cumulative GPA that triggers academic probation and the GPA that triggers academic dismissal after three consecutive semesters. Board Policy 5560 states that a student will be placed on academic probation if a student's average GPA falls below 2.0. The policy also states that a student with a cumulative GPA of less than 1.75 (for three consecutive semesters) is subject to dismissal. Because of this discrepancy a loophole is created that would allow a student to remain on academic probation indefinitely. Example: A student could have a cumulative GPA of 1.76 for three consecutive semesters (or longer) and never be subject to academic dismissal. A copy of the revised policy is attached.

RECOMMENDATION: That the Board of Trustees conduct a second and final reading and adopt the proposed revision to Policy 5560 – Probation, Disqualification and Readmission.

## II. ACTION ITEMS

### C. Discussion Items

#### 5. Environmental Impact– Intent to Adopt Negative Mitigated Declaration and Approve Project

The MJC West Firing Range Removal Project (Project) consists of the closure and lead abatement program completed at the range in 2002 and the future demolition and removal of the facility. In accordance with the California Environmental Quality Act (CEQA) requirements, the Initial Study prepared by URS Corporation found that the Project, as mitigated by the measures included in the Proposed Mitigated Negative Declaration, would not result in a significant environmental impact. Public notices have been posted and the State Clearinghouse distributed information to appropriate State agencies. Comments were received from the State Department of Transportation and the Association for a Cleaner Environment. A Staff Report was prepared in response to the comments received. The Study, comments and Staff Report were forwarded to the Board.

RECOMMENDATION: That the Board of Trustees find that the above Project will not have a significant impact upon the environment and adopt: the Proposed Mitigated Negative Declaration, all mitigation measures set forth in the Mitigated Negative Declaration as conditions of its approval of the Project, all findings stated in the Mitigated Negative Declaration, and the Mitigation Monitoring and Reporting Program (MMRP). That the Board further approve the project and direct staff to file a Notice of Determination.

### III. COMMENTS

#### A. Comments from the Public

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

#### B. 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, July 13, 2005. Closed session will begin at 3:30 p.m. and open session at 5:30 p.m. in the YCCD Board Room, 2201 Blue Gum Avenue, Modesto.