

MINUTES
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FOUR HUNDRED EIGHTY-FIFTH REGULAR MEETING
July 13, 2005

The meeting was called to order by Board Chair Linda Flores at 3:30 p.m. Trustees then recessed to closed session for the purpose of discussing the following closed session agenda items:

- Discussion:
1. Pursuant to G. C. Section 54957
Discipline/Dismissal/Release/Appointment
Dismissal of Classified Employee
Presidential Search Update
Vice Chancellor of Human Resources
 2. Pursuant to G. C. Section 54956.9(a) - Litigation
Case: ACE v. YCCD, Case #306771
 3. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators
District Representatives: J. Williams, T. Scott, D. Wirth
Employee Organizations: CSEA, YFA

The Board of Trustees reconvened to public session at 5:30 p.m. in the YCCD Board Room. The Pledge of Allegiance to the Flag preceded formal Board action.

Board Members Present Pat Dean
 Anne DeMartini
 Linda Flores
 Tom Hallinan
 Paul Neumann
 Abe Rojas
 Delsie Schrimp
 Susan Rudolph (student trustee)

Board Members Absent None

Others Present Maria Baker, Gina Rose, Jim Riggs, Teresa Scott, Jim Williams, Nick Stavrianoudakis, Diane Wirth, Linda Hoile, Jeff Swank, Michelle Christopherson, Dennis Gervin, Stephen Stroud, Mark Newton, William McCombs, Larry Stueben, Emil Muller, IV, Felicia Osnaya, Beth Au, Bill Imbesi, Steve Collins, and Shelley Akiona (recorder).

15,152
Report Out from Closed Board Chair Linda Flores reported that the Board confirmed the Session
 termination of classified employee, Program Analyst II, Yosemite Community College District, effective June 13, 2005. Ms. Flores also reported that the Board approved an annual salary of \$129,000 for the Vice Chancellor of Human Resources.

15,153
Approval of the Minutes A motion was made by Trustee Neumann and seconded by Trustee Rojas that the Board of Trustees approve the minutes of the regular meeting of June 8, 2005. The motion carried with a vote of 7-0.

15,154

Student Activity Reports

William McCombs, ASMJC President, reported that the ASMJC fireworks booth raised over \$4,000. The Executive Council met to plan a series of events welcoming new students in the fall. ASMJC hosted a BBQ for students applying to become ASMJC senators. The students will participate in a dedication ceremony for the West Campus Mary Stuart Rogers Student Center.

There was no report from Columbia College.

15,155

Academic Senate Activity Reports

Michelle Christopherson, MJC Academic Senate President, reported that the Academic Senate met on June 16, 2005 and unanimously approved MJC's Accreditation Self Study Report. Curtis Martin will take over as Academic Senate President on August 1, 2005. This is Ms. Christopherson's last meeting as Academic Senate President. She thanked Jim Williams, Bill Scroggins, Steve Collins and the Board of Trustees.

Larry Steuben, CC Academic Senate President-elect reported that summer classes are going well; he and Micha Miller attended an Academic Senate leadership conference and gained valuable information; the Academic Senate will be working on a flyer outlining the purpose, function and responsibilities of the Academic Senate. The Academic Senate is planning a faculty retreat for August 19-20 at Baker Station. Mr. Steuben commended Venesse Metcalf and the Human Resources staff for effectively assisting the District during this year's large recruitment and hiring period.

REPORTS AND INFORMATION ITEMS

15,156

Activities/Announcements

Columbia College

Outdoor Film Festival

President Jim Riggs reported that Columbia College will continue their feature film series on Friday evenings at 8:15 p.m. through July 29 in the outdoor amphitheatre of the College's Carkeet Park. The films include family-oriented comedies, documentaries, American classics and dramas, filling a wide range of public interests.

MJC Computer

Replacement Plan Update

Steve Collins, Acting Vice President of Instruction, reported that Modesto Junior College began the first year of a 3-year Computer Replacement Plan in the fall of 2004. By the end of summer 2005 MJC will have replaced 95% of the computers in 56 labs and all of the smart classrooms. The third year of the plan will provide a new computer to all full-time faculty and staff and is scheduled for the summer of 2006. Felicia Osnaya reported that the replacement program is progressing smoothly. The District is working with Dell Computers to dispose of older computer systems and monitors. Trustees suggested that staff investigate the feasibility of implementing a donation program to local area K-12 schools and non-profit agencies.

MJC Vice President
Student Services

Steve Collins, Interim Vice President of Instruction, introduced Dr. Bob Nadell as MJC's new Vice President for Student Services. MJC Summer Theater will be presenting "A Servant of Two Masters" 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.

15,157

Presentations/Updates

Bond Update

Chancellor James Williams reported that the Citizens' Oversight Committee (COC) met on July 6 for its regularly scheduled quarterly meeting. No changes have been made to the latest project priority list presented to the Board at the March Board meeting. Two presentations have been made to the Board for a West Side Educational Center in Patterson. Staff have visited possible sites in Angels Camp and Oakdale. Staff have met with City of Turlock staff to discuss possible sites for a Turlock Education Center.

Consultant Presentations - Attorney Marilyn Cleveland provided the Board with an overview of the property acquisition process. The process and procedures are complex. There are requirements that include, but are not limited to, the District's Educational Master Plan, State standards and approvals, Board of Governors approval, CEQA regulations, District Board approval, etc. Attorney Cleveland estimated that acquisition, based on the length of the compliance process could take approximately nine months to two years.

Kitchell representative, Mark Newton, provided the Board with an overview of the architectural selection process. A selection committee will be formed from both colleges and District. The committee will develop selection criteria and draft a Request for Qualifications (RFQ). Mr. Newton anticipates a good response from the architectural community. The committee will review the RFQs, interview the top firms, and make a recommendation to the Board by the November meeting. One of Kitchell's goals is to establish an architectural pool to provide specific expertise on projects. Maria Baker, Director of Facilities Planning and Operations, discussed quick start projects scheduled for Columbia College. Trustees agreed that Columbia College's quick start projects are a top priority and supported staff's recommendation to begin work on those projects.

West Side Site
Presentation

KeyStone Pacific Business Park representative Kevin Dal Porto, from CB Richard Ellis, presented a proposal to YCCD which included 4 scenarios for locating a West Side Center at the KeyStone Pacific Business Park. An overview of the Business Park development was presented. Infrastructure is in place. Option 1) "Turn key build-to-suit", 20,800 square feet on 11.3 acres of land. The estimated cost is \$5 million for the building and land. Option 2) Purchase or lease one of two existing buildings, one at 31,067 square feet, the other at 23,875 square feet. The shells of both buildings are complete. Estimated cost, with improvements is

\$4.97 million or \$3.83 million, depending on building choice. Option 3) Purchase or lease two buildings (six parcels) currently under construction with a total square footage of 54,700, divisible to 8,000 square feet. The estimated cost is \$4.34 million, including improvements. Option 4) Land purchase of one of three sites: Site 1 = 22 acres, Site 2 = 40.1 acres, and Site 3 = 36.8 acres at an estimated cost of \$3.50 to \$4.00 per square foot. Keystone will endeavor to meet the needs of Modesto Junior College and have a team assembled and ready to begin, should the District choose to build a center in the KeyStone Pacific Business Park.

ACTION ITEMS

15,158

Consent Agenda

Purchase Orders

A motion was made by Trustee Rojas and seconded by Trustee Hallinan that the Board of Trustees approve the following Consent Agenda Items:

Purchase Orders

Purchase Orders issued from May 1, 2005 through May 31, 2005.

Acceptance of Gifts

Accept with appreciation the following gifts:

- a. Donation of a Dasonics Ultrasound unit with 6.0 and 5.0 mhz probe from Universal Ultrasound to be used for the Veterinary Technician Certificate Program in the Ag & Environmental Sciences at Modesto Junior College.
- b. Donation of a Dasonics Ultrasound unit with 6.0 and 5.0 mhz probe from Dr. Mike Hellman/River Oak Veterinary Hospital to be used for the Veterinary Technician Certificate Program in the Ag & Environmental Sciences at Modesto Junior College.
- c. Donation of a watercolor print, "Ring of Gold", from Dan Peterson to be displayed in the President's Office at Modesto Junior College.
- d. Donation toward leasing ram "Composure" from Clay Elliott to be used for the Animal Science program in the Ag & Environmental Sciences & Technical Education Division at Modesto Junior College.
- e. Donation of a sandwich lunch for 25 people from Groppetti's Deli to be used during the FFA Dairy Contest in the Ag & Environmental Sciences & Technical Education Division at Modesto Junior College.
- f. Donation of artwork from Golden Eagle Investments, LLC to be displayed in the President's Office at Modesto Junior College.

Curriculum Review – MJC

Approve curriculum, additions, deletions, and modifications for MJC for the period of September 2004 through April 2005. The report was previously provided to the Board of Trustees. Trustees expressed concern with approving items after a start date. However, college presidents have been given authority by the Board to approve curriculum. Trustees suggested that in the future, this item come before the Board as an information item.

Project Applications/
Amendments

Authorize the Yosemite Community College District to submit the following project applications/amendments (**Report #2167**) and to enter into a contract with the appropriate donor agencies when the projects are selected for funding:

- a. State Preschool Funding Contract #CPRE-5431 - MJC
Submitted to Child Development Division/
California Department of Education
Agency share: \$145,502
Proposer share: -0-
- b. General Child Care CCTR-5460 - MJC/Columbia
Submitted to Child Development Division/
California Department of Education
Agency share: \$874,589
Proposer share: -0-

The motion carried with a vote of 7-0.

15,159

Personnel Items

A motion was made by Trustee Rojas, seconded by Trustee DeMartini, excluding Personnel Item #2, that the Board of Trustees take the following action on the Consent Agenda Item B (Personnel Items), as amended, for approval, as follows:

Grant retirement emeritus status to **Steve Murov**, Chemistry Professor, Science, Mathematics and Engineering, Modesto Junior College, effective April 28, 2006 and commend him for 27 years of valuable service to the District.

Approve the appointment (first year contract) of **Patrice Marks** to the position of Instructor of Spanish, Literature & Language Arts, Modesto Junior College, effective Fall 2005.

Approve the appointment (first year contract) of **Jeff Fitzwater** to the position of Academic Counselor, Columbia College, effective Fall 2005.

Approve the temporary appointment of **Michael Brelle** to the position of Instructor of Chemistry, Science, Mathematics & Engineering, Modesto Junior College, effective for the 2005-2006 academic year only.

Approve the appointment of **Terri Isaman** to the position of Executive Secretary, Institutional Operations, Columbia College, effective July 1, 2005.

Approve the appointment of **Elizabeth (Libby) Beaver** to the position of Child Care Center Manager, Family & Consumer Sciences, Modesto Junior College, effective July 27, 2005, contingent upon funding.

Approve the promotional appointment of **Sharin Barnes** to Administrative Secretary, Dean for Special Programs, Modesto Junior College, effective July 1, 2005.

Approve the probationary appointment of **Teresa Stehli** to the position of Child Development Center Master Teacher, Early Head Start – Family & Consumer Sciences, Modesto Junior College, effective July 18, 2005 (11-month work year), contingent upon funding.

Approve the probationary appointment of **Shirley Miranda** to the position of General Clerk (47.5%), Student Success/Tutoring, Modesto Junior College, effective June 13, 2005 (10 month work year).

Approve the probationary appointment of **Rolando Perez** to the position of Custodian, Facilities Planning & Operations, Yosemite Community College District, effective June 20, 2005.

Approve the probationary appointment of **Jeff Menge** to the position of Fiscal Analyst III, Budget Office, Modesto Junior College, effective July 1, 2005.

Approve the probationary appointment of **Karen Stanley**, to the position of Food Service Specialist 60% (9 month work year), Columbia College, effective July 1, 2005.

Approve the probationary appointment of **Sean Fornelli**, to the position of Program Representative I, Instruction, Columbia College, Modesto Junior College, effective July 1, 2005.

Approve the administrative appointment (interim) of **Jim Johnson** to the position of Vice President of Instruction, Modesto Junior College, effective July 20, 2005, not to exceed one year.

Approve the extension of contract of the interim administrative appointment of **Diane Wirth** to the position of Vice Chancellor, Human Resources, Yosemite Community College District, effective July 1, 2005 to July 31, 2005.

Approve the appointment of **Diane Wirth** to the position of Vice Chancellor, Human Resources, Yosemite Community College District, effective August 1, 2005.

Approve the extension of contract of the interim administrative appointment of **Dr. William Scroggins** to the position of President, Modesto Junior College, effective July 1, 2005 to October 31, 2005.

Approve an extension in work year from 11 to 12 months for **Sondra LaPlaca**, Support Staff II, TRIO/Pre-College, Student Services, Modesto Junior College, effective July 1, 2005.

Approve a temporary increase in assignment for **Dave Chestnut**, Program Representative III at Columbia College from 20 hours per week, 11 months per year to 25 hours per week, 12 months per year, effective July 1, 2005 to June 30, 2006, contingent upon funding.

Approve the increase in assignment for **Monika Schortner**, Program Representative I, Student Development & Campus Life, Modesto Junior College from 50% to 100%, 12 month assignment, effective July 1, 2005, contingent upon funding.

Approve a temporary increase in assignment for **Jacque Wright**, Child Development Center Associate Teacher, Early Head Start, Allied Health/Family & Consumer Science, Modesto Junior College, from 73.75% to 100% effective July 1, 2005 to June 30, 2006.

Approve the voluntary reduction in assignment from 100% to 80% for **Karen Rodts**, Lab Assistant I, DSPS, Columbia College, effective August 29, 2005 to December 16, 2005.

Approve the voluntary reduction in assignment from 100% to 50% for **Teresa Kellstrom**, Admissions & Records Technician III, Admissions & Records, Modesto Junior College, effective June 1, 2005 to December 22, 2005.

Approve the lateral transfer of **Dorothy Pimentel**, Program Representative II, from Information Technology to Fiscal Services, YCCD, effective July 1, 2005.

Accept the resignation of **Mari Carmen Garcia**, Spanish Instructor, Literature & Language Arts, Modesto Junior College, effective April 29, 2005.

Accept the resignation of **Rodney Hampton**, Campus Operations Manager I, Facilities Planning & Operations, Yosemite Community College District, effective June 8, 2005.

Accept the resignation of **Tammy White**, Instructional Materials Center Coordinator, Columbia College, effective June 9, 2005.

Accept the resignation of **Leslie Duarte**, Support Staff Technician II, EOP&S, Modesto Junior College, effective June 7, 2005.

Accept the resignation of **Annie Francisco**, Financial Aid Technician I, Modesto Junior College, effective June 30, 2005.

Accept the resignation of **Benjamin Riley**, Instructional Assistant I, Adapted Physical Education, Physical, Recreation & Health Education, Modesto Junior College, effective August 18, 2005.

Short-Term Appointees

Approve the list of short-term appointees, in accordance with state law (AB500-Goldberg).

The motion carried with a vote of 6-0. Trustee Hallinan not present for this vote.

Personnel Item #2

Approve the appointment (first year contract) of **Michael Girardi** to the position of Instructor of Physical Education/Women's Basketball Coach, Physical, Recreation & Health Education, Modesto Junior College, effective Fall 2005.

Trustee Rojas expressed concern with the hiring process filling this position. His concerns are not directed in any way towards the qualifications of the selected candidate. A motion was made by Trustee Neumann and seconded by Trustee Dean that this appointment be approved. The motion carried with a vote of 5-0. Trustee Rojas abstained. Trustee Hallinan was not present for this vote.

DISCUSSION ITEMS

15,160

Columbia College
Institutional Self Study
Report in Support of
Reaffirmation of
Accreditation

Columbia College President, Jim Riggs, and Vice President of Instructional Services, Dennis Gervin, reported that Columbia College's Institutional Self Study Report in Support of Reaffirmation of Accreditation has been prepared as a requirement of the Accreditation Commission for Community and Junior Colleges of the Western Association of Schools and Colleges (ACCJC) and is used as the primary document in evaluating Columbia College's compliance with the ACCJC accreditation standards. The Self Study Report (**Report #2168**) was developed over the past two years with numerous staff, faculty, administrators and students involved in the process. Dennis Gervin reviewed the report with the trustees, answered questions and provided clarification. Trustee Neumann commented that it was a well done study and reflected an honest appraisal. Trustees provided staff with suggested corrections. Trustee Neumann expressed concern regarding the appraisal given to communications between Columbia College and Central Services. Trustee DeMartini asked that the language regarding trustee areas be clarified and that a section on academic freedom for students be added to both colleges' self studies. President Jim Riggs thanked Dr. Judith Redwine and Dennis Gervin for their work and collaborative efforts with college staff to produce a good self study.

A motion was made by Trustee Schrimp and seconded by Trustee Rojas that the Board approve the Columbia College Self Study Report, with amendments, and direct staff to forward the report to the ACCJC and the Accreditation Evaluation Team. The motion carried with a vote of 7-0.

15,161

Modesto Junior College
Institutional Self Study
Report in Support of
Reaffirmation of
Accreditation

Modesto Junior College Interim Vice President, Steve Collins reported that Modesto Junior College's Institutional Self Study Report in Support of Reaffirmation of Accreditation has been prepared as a requirement of the Accreditation Commission for Community and Junior Colleges of the Western Association of Schools and Colleges (ACCJC) and is used as the primary document in evaluating Modesto Junior College's compliance with

the ACCJC accreditation standards. The Self Study Report (**Report #2169**) was developed over the past two years with numerous staff, faculty, administrators and students involved in the process. Interim Vice President Steve Collins reviewed the report with the trustees, answered questions and provided clarification. Trustee Neumann commented that it was a good document. Trustees discussed the progress of measured outcomes in areas including new programs under Title V, online courses, and basic skills courses. Trustees provided staff with suggested amendments to the self-study. Academic Senate President Michelle Christopherson stated that a faculty committee is actively working towards increasing efforts and awareness of Student Learning Outcomes (SLOs). Interim Vice President Collins thanked Dennis Gervin and George Railey for their work and collaborative efforts with college staff to produce a good self study. Chair Flores thanked both colleges for their efforts in producing excellent self study reports.

A motion was made by Trustee Neumann and seconded by Trustee Dean that the Board approve the Modesto Junior College Self Study Report, with amendments, and direct staff to forward the report to the ACCJC and the Accreditation Evaluation Team. The motion carried with a vote of 7-0.

15,162

2005-2006 Appropriations
Limit

Pursuant to direction provided by the Board of Trustees at their June 8, 2005 meeting, the report establishing the District's 2005-2006 appropriations limit has been publicly posted.

A motion was made by Trustee Hallinan and seconded by Trustee Rojas that the Board adopt the report establishing the District's 2005-2006 appropriations limit as required by law. The motion carried with a vote of 7-0.

15,163

Agreement with the
Yosemite Faculty
Association

Vice Chancellor Diane Wirth reported that the Yosemite Faculty Association (YFA) ratified its Agreement with the District on June 30, 2005. The agreement provides 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. The vote was reported at 157 in favor, 7 opposed, with 67% of YFA members voting.

A motion was made by Trustee Neumann and seconded by Trustee Hallinan, that the Board approve the 2004-2006 negotiated agreement with the Yosemite Faculty Association (YFA) which was ratified on June 30, 2005. The motion carried with a vote of 7-0.

15,164
Board Policy 5580-
First Reading

Chancellor Jim Williams reported that last year the Board of Trustees requested that staff develop a policy related to academic freedom for students, using language similar to previously deleted Policy 5022. Because of a number of personnel changes in the Student Services leadership over the past year, this policy was overlooked and inadvertently omitted from subsequent policy updates. It is recommended by staff that a first reading of proposed Board Policy 5580 - Academic Freedom (Students) **(Report #2170)** be conducted.

A motion was made by Trustee DeMartini and seconded by Trustee Schrimp that the Board conduct a first reading of the proposed Board Policy 5580. The motion carried with a vote of 7-0.

The Board of Trustees conducted a first reading of proposed Board Policy 5580. There were no comments from the public.

15,165
MJC Child Care Center
Annual Agency Report

Interim Dean Laurie Prusso, Allied Health & Family & Consumer Sciences, reported to the Board regarding the Annual Report **(Report #2171)** for MJC's Child Care Center which is funded by the California Department of Education, Child Development Division.

A motion was made by Trustee Schrimp and seconded by Trustee Dean that the Board accept and approve the Modesto Junior College's Agency Annual Report to be submitted to the California Department of Education. The motion carried with a vote of 7-0.

COMMENTS

15,166
Comments from the Public

Steve Conwell, on behalf of Michael Miroyan, Golden Eagle Investments, presented handouts to the Trustees for the West Side Site visit on Monday, July 18, 2005.

15,167
Comments from the Board
of Trustees

Trustee Dean reported to the Board that she attended a meeting to address the nursing shortage and opportunities to obtain additional funding. She also reported that she and Columbia College staff continue to look at various sites for an education center. Trustee DeMartini reported that she attended procedures meetings, the Chancellor's reception, and the graduation ceremony at the Ray Simon Criminal Justice Center. She thanked Dr. Williams for hosting a table at the Stanislaus County Office of Education (SCOE) Foundation fundraiser dinner and MJC Foundation's Summer Sonata. Trustee DeMartini requested that trustees inform each other of the committees that they are serving on and the meetings they are attending. Trustee Schrimp reported that the procedures committee she is serving on has been meeting and is making good progress.

15,168

NEXT MEETING

Board of Trustees will adjourn to a Board Retreat on July 18, 2005 to be held in Orchard Rooms I & II at the Best Western Villa Del Lago Inn, 2959 Speno Drive, Patterson, California. There will be a closed session followed by an open session. No action will be taken.

The next regular meeting of the Board of Trustees will be held on Wednesday, August 10, 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.

The meeting was adjourned at 8:07 p.m.

Linda Flores, Chair
YCCD Board of Trustees

James Williams, Secretary
YCCD Board of Trustees