

AGENDA
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FOUR HUNDRED EIGHTY-SIXTH REGULAR MEETING
August 10, 2005

12:00 Noon 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
Update on Presidential Search
CEO Evaluation
Legal Representation
 2. Pursuant to G. C. Section 54956.9(a) – Existing Litigation
Case: ACE v. YCCD, Case #306771
 3. Pursuant to G.C. Section 54956.9(b) – Anticipated Litigation
One Case
 4. Pursuant to G.C. Section 54956.95 – Liability Claim
Claimants: CSEA and Kevin Tillery
Agency claimed against: YCCD
 5. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators
District Representatives: J. Williams, T. Scott, D. Wirth
Employee Organizations: CSEA

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

Report out from Closed Session (if any)

Approval of the Minutes

RECOMMENDATION: That the Board of Trustees approve the minutes of the regular meeting and Board Retreat on July 13 & 18, 2005, respectively.

I. REPORTS AND INFORMATION ITEMS

- A. Student Activity Reports
- B. Academic Senate Activity Reports
- C. Activities and Announcements

1. Institute Days

Columbia College will hold its In-Service Day on Thursday, August 25, 2005, beginning at 8:15 a.m. An all-college meeting will include introduction of new employees and an accreditation update. Morning breakout sessions are scheduled on payroll and benefits, sustainable architecture, student learning outcomes and safety. Lunch will be provided and division/senate meetings will be held in the afternoon.

Modesto Junior College will hold Fall Institute Day on Friday, August 26, from 8 a.m. to 3 p.m. on East Campus. A continental breakfast will be available in front of the Auditorium at 8 a.m., followed by an opening program at 8:30 a.m. in the Auditorium. The annual Purdy Awards for Excellence, President's Americans with Disabilities (ADA) Award, Distinguished Classified Staff Awards, Distinguished Faculty Awards and Wall of Fame Awards will highlight the morning program. Lunch will be served on the Quad at noon, followed by breakout workshops in the afternoon.

Trustees are invited to join the colleges as we kick off a new academic year.

2. New Staff and Faculty Orientations

New Faculty Orientation at Modesto Junior College will be held August 22, 2005 beginning at 8:30 a.m. with continental breakfast. There will be tours of East and West Campuses and information presented by Central Services staff. New Adjunct Faculty Orientation will be held August 26 at 6 p.m. in Forum 102.

A new employee orientation is scheduled at Columbia College on Wednesday, August 24th. The orientation will include a continental breakfast, general college and district information and a campus tour. A luncheon is also scheduled for new faculty and mentors with an afternoon session focusing on faculty related issues and training on college and district procedures.

3. Summer School Enrollments

Summer sessions at MJC and Columbia College began on May 16, 2005 and will end on August 19, 2005. The college presidents will provide the Board of Trustees an update on summer enrollments.

I. REPORTS AND INFORMATION ITEMS

C. Activities and Announcements

4. Leadership Team Retreat

The YCCD Leadership Team will be holding a retreat for MJC, Columbia College and Central Services managers on August 17 & 18, at the Tulloch Lake Resort. The retreat will focus on teambuilding, strategic planning and the District's Educational Master Plan.

5. MJC Homecoming Celebration

For the first time in many years Modesto Junior College will hold a Homecoming Celebration on Saturday, September 17, beginning at 4 p.m. on the Softball Field next to the Stadium with a "bring your own" pre-game picnic and live music by California Zephyr. The MJC Pirates Football Team will take on the Merced College Blue Devils at 7 p.m. in the MJC Stadium. MJC's 1980 National Championship Football Team will be recognized during half time activities. Concert/Game tickets are \$7 for adults, \$5 for students, \$3 for students with an MJC activity sticker and \$2 for children 7-10 years old.

I. REPORTS AND INFORMATION ITEMS

D. Presentations/Updates

1. 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 – The next Citizens' Oversight Committee will be held October 5, 2005 from 6-7:00 p.m. at Columbia College. The specific location is yet to be announced. A tour of the Calaveras Center at 5:00 p.m. will precede the meeting.
- Project List – No changes have been made to the latest project priority list presented to the Board at the March Board meeting. A list of "quick start" projects are being considered at Columbia College and include Emergency Road Exit, 73-Space Parking Lot, and Additional Disabled Parking Lot.
- Professional Services Contracts – n/a
- Funding – n/a
- Construction/Land Acquisition – The Board of Trustees at their Annual Board Retreat visited the top two sites being considered for an MJC West Side Educational Center in Patterson. Later in the agenda an analysis of both sites will be presented to the Board.

2. High Sierra Station – Baker Station Presentation

An historic site, with approximately eight buildings built in 1929 and the mid-1930's, Baker Station is just west of the Sonora Pass summit in the Kennedy Meadows high country area. Baker Station includes approximately 2.5 acres within an area of approximately 200,000 acres of high country meadows, forests, ponds and marshes. When fully activated, this facility will give students of all ages an opportunity to understand essential wilderness and environmental concepts, and integrate them into an array of courses that span the academic curriculum through first-hand experiences.

An ongoing collaborative effort on behalf of the U.S. Forest Service, faculty, staff and administrators has led to the creation of the High Sierra Learning Center. Dr. Micha Miller, Professor of Biology at Columbia College, will present information related to Baker Station.

I. REPORTS AND INFORMATION ITEMS

D. Presentations/Updates

3. State Budget Update

The 2005-2006 State Budget Bill passed on July 7, 2005. It is estimated that Community Colleges will receive a 10.46% share of Proposition 98, which is the highest since 1991-1992.

A major component of the final deal was an agreement to use some Proposition 98 funds to pay a portion of the state's contributions to the State Teachers Retirement System (STRS). The Budget modification relieves local school districts from an additional 2% contribution to STRS.

The highlights for community colleges contained in the Budget Bill, SB 77, include COLA at 4.23% and enrollment growth at 3%. The Budget restores \$31.4 million in Partnership for Excellence funding that was lost in last year's Budget Act. In addition, the Budget provides \$30 million in equalization funds. A new line item in the Budget allocates \$10 million to be used to provide additional support for nursing program enrollment and equipment needs. The Board of Governors will develop a Request for Applications to allocate the funds appropriated for these purposes to local districts.

Finally of note, \$33 million in one-time funds have been allocated to backfill the property tax shortfall for the 2004-2005 fiscal year.

Staff will be working on the local impact of the 2005-2006 Budget Act and present a Final Budget to the Board of Trustees at the September 14, 2005, Board meeting that incorporates the funding sources addressed above.

4. Valley Insurance Program Joint Powers Authority 2004 Annual Report

The Valley Insurance Program (VIP) JPA is in its 19th year of continued and successful operations. VIP remains committed to its mission to fulfill the trust delegated by the member districts to provide comprehensive, cost-effective risk management programs which protect the districts' human and financial resources even in a challenging environment of decreasing revenues and increasing costs. The four members of the VIP include Merced, State Center, West Hills, and Yosemite Community College Districts. The risk management programs cover Workers' Compensation, Liability, Property, Employment Practices Liability, and Auto Physical Damage. Jeff Johnston, Risk Control Manager for Bickmore Risk Services, will present an overview of the VIP/JPA and report on a "Make the Right Move" campaign.

I. REPORTS AND INFORMATION ITEMS

D. Presentations/Updates

5. Classification Study Update

The District requested proposals for the classification and salary study of the classified bargaining unit and leadership team positions. The RFPs (request for proposals) were sent to nine consulting firms. The proposals requested a response to the District by August 11, 2005. A committee is being formed that will include District, CSEA, and Leadership Team members. The charge of the committee will be to review proposals, select finalists, interview consultants, and select a firm. It is projected the study will begin about September 26, 2005.

II. ACTION ITEMS

A. Consent Agenda

1. ☆Purchase Orders

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

2. Notice of Completion of Contract

The contract for the Mary Stuart Rogers West Campus Student Learning Center at Modesto Junior College, Bid #03-1529, in the amount of \$7,271,008.82, has been completed and inspected.

RECOMMENDATION: That the Board of Trustees accept the work performed by Acme Construction Company, Inc., on the Mary Stuart Rogers West Campus Student Learning Center at Modesto Junior College, Bid #03-1529, as having been completed in accordance with the plans and specifications, and authorize final payment of \$727,100.88 to be made.

3. ☆Resolution Authorizing Acquisition of Federal Surplus Property

The State of California Department of General Services (DGS) is the State Agency responsible for Surplus Property. To be eligible to purchase any surplus personal property from this agency, the names, titles and signatures of the parties authorized by the Board of Trustees' must be on record with DGS and authorized by the Board in a public meeting.

RECOMMENDATION: That the Board of Trustees adopt Resolution 05-06/01 stating the Board's authorization of the attached representatives to acquire federal surplus property from the California State Agency for Surplus Property under the Terms and Conditions stated on SASP Form 201-A 3/92.

4. Curriculum Review – Columbia College

Board Policy 6020, Education Code Section, 70902 (b) and Title 5, Section 51022(a) require the Board to approve new programs and program deletions. The Board has previously delegated authority to the college presidents to approve interim modifications in curriculum, subject to an annual review by the Board.

RECOMMENDATION: That the Board of Trustees review and approve curriculum additions, deletions, and modifications as indicated in the annual report from Columbia College for the year 2004-2005. The report was previously provided to the Board of Trustees.

II. ACTION ITEMS

B. Personnel Items

1. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Noah Hughes** to the position of Instructor of Earth Science, Science, Mathematics and Engineering, Modesto Junior College, effective Fall Semester 2005.

2. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Donna Louie** to the position of EOPS Counselor, Counseling/Special Programs, Modesto Junior College, effective Fall semester 2005, contingent upon funding.

3. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Elizabeth McInnes** to the position of Instructor of Biology, Science, Mathematics and Engineering, Modesto Junior College, effective Fall semester 2005.

4. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Dale Phillips** to the position of Instructor of Computer Science, Business, Behavioral and Social Sciences, Modesto Junior College, effective Fall semester 2005.

5. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Burt Shook** to the position of EOPS Counselor, Counseling/Special Programs, Modesto Junior College, effective Fall semester 2005, contingent upon funding.

6. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Charles Mullins** to the position of Instructor of Speech, Arts, Humanities & Communications, Modesto Junior College, effective Fall semester 2005 only.

II. ACTION ITEMS

B. Personnel Items

7. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Donald Smith** to the position of Instructor of Computer Science, Columbia College, effective Fall semester 2005.

8. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Dennis Thorpe** to the position of Instructor of Architecture, Science, Mathematics and Engineering, Modesto Junior College, effective Fall semester 2005.

9. Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the appointment (first year contract) of **Jeremy Wilson** to the position of Instructor of Engineering, Science, Mathematics and Engineering, Modesto Junior College, effective Fall semester 2005.

10. Temporary Appointment – Academic

RECOMMENDATION: That the Board of Trustees approve the temporary appointment of **Jose Nunez** to the position of Instructor of Child Development, Family & Consumer Sciences, Modesto Junior College, effective for the 2005-2006 academic year only.

11. Extension of Contract of Interim Appointment - Educational Administrator

RECOMMENDATION: That the Board of Trustees approve the extension of contract of the interim administrative appointment of **Laurie Prusso** to the position of Dean of Allied Health/Family & Consumer Sciences, Modesto Junior College, effective August 1, 2005 to December 1, 2005.

12. Appointment – Classified Management

RECOMMENDATION: That the Board of Trustees approve the appointment of **Linda Menge** to the position of Assistant Director, Fiscal Programs, Child Development Training Consortium (CDTC), Allied Health, Family & Consumer Sciences, Modesto Junior College, effective August 1, 2005, contingent upon funding.

II. ACTION ITEMS

B. Personnel Items

13. Promotional Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of **Lori Williams** to Administrative Secretary, Business, Behavioral & Social Sciences, Modesto Junior College, effective August 1, 2005.

14. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of **Margaret Conquest-Gonzales** to Museum Tech III (70%), Great Valley Museum, Science, Mathematics and Engineering, Modesto Junior College, effective August 11, 2005, contingent upon funding (11 month work year).

15. Promotional Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of **Sargon Yadegar** to Electronic Technician, Technology Services, Modesto Junior College, effective July 18, 2005.

16. Reinstatement – Classified

RECOMMENDATION: That the Board of Trustees approve the reinstatement of **Araceli Zarate** to Program Representative III, Workforce Training Center, Modesto Junior College, effective August 1, 2005.

17. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of **Linda Ailor**, Administrative Secretary, Instruction, Modesto Junior College, effective July 18, 2005.

18. Resignation – Academic

RECOMMENDATION: That the Board of Trustees accept the resignation of **Margaret Perez-Sesser**, Instructor of Child Development, Family & Consumer Sciences, Modesto Junior College, effective August 10, 2005.

II. ACTION ITEMS

B. Personnel Items

19. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of **Scott Haskill**, Maintenance III – Locksmith, Facilities Operations, YCCD, effective August 3, 2005.

20. Termination – Classified

RECOMMENDATION: That the Board of Trustees approve the termination of probationary employee, Administrative Secretary, Student Learning Support Division, Columbia College, effective July 26, 2005.

21. ☆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. ☆Board of Trustees' 2005-2006 Special Priorities

At their annual retreat on July 18, the Board of Trustees discussed various challenges facing the District in the 2005-2006 academic year. Based upon that discussion a tentative list of Board priorities was developed. The Chancellor was asked to prepare draft language for their review at this meeting.

RECOMMENDATION: That the Board of Trustees review the draft Board of Trustees 2005-2006 Special Priorities, modify it as desired, and adopt a statement of their 2005-2006 Special Priorities.

2. West Side Education Center

Staff was requested by the Board of Trustees to present an analysis of the top two site proposals currently being considered for a West Side Education Center. The Board previously had been provided a copy of the initial analysis. Mr. Mark Newton of Kitchell Corporation and staff will present the report to the Board, provide a recommendation and receive direction as to which site to pursue.

RECOMMENDATION: That the Board of Trustees select which site to pursue for the establishment of a West Side Education Center in Patterson.

☆Denotes Attachment

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

- A. The next regular meeting of the Board of Trustees will be held on Wednesday, September 14, 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.