

**AGENDA**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FIVE HUNDRED AND TWENTY-THIRD REGULAR MEETING**  
**September 10, 2008**

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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(b)  
Significant Exposure to Litigation: Three Cases
  3. Pursuant to G.C. Section 54956.8 – Property Negotiator  
Conference with Real Property Negotiators (APN: 021-091-003, 021-091-004, 109-015-054, 109-015-071, 057-023-027, 057-023-028, 021-027-014, 025-006-034, 089-019-006)
  4. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators  
District Representatives: T. Scott, G. Rose, D. Wirth  
Employee Organizations: CSEA

**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 August 13, 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 at 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](http://www.gomjc.org/mjcvideo).

**I. REPORTS AND INFORMATION ITEMS**

- A. Student Presentation** – MJC staff will present an overview of the college's Outreach Programs.
- B. Student Activity Reports**
- C. Academic Senate Activity Reports**
- D. Activities and Announcements**

**Modesto Junior College – President Rose**

1. **MJC Professor Awarded Prestigious Professional Grant**

Ann Lowry, Professor of Interior Design, has been awarded the 2008 Irma Dobkin Universal Design Grant, a \$1,500 professional development grant from the International Furnishings and Design Association (IFDA). Her grant proposal was to create a model of a temporary structure or venue, based upon Americans with Disabilities Act (ADA) Guidelines and the Principles of Universal Design, which would provide "virtual" tours of historical sites and other older buildings which might otherwise be inaccessible to those with physical limitations. Her inspiration for the proposal was the success of the ADA tent which she and her students designed for the 2007 Designer's Showhouse at the Whitmore Mansion.

2. **MJC Drama Ink Club Presents "Six Degrees of Laughter"**

MJC's Drama Ink Club presents "Six Degrees of Laughter!" on September 11, 12 and 13 at 7:30 p.m. in the Little Theater of the Performing and Media Arts Center on East Campus. The show is comprised of six original short plays written, directed and acted by students. The evening will feature the original comedies: *Kill Me*, *Doorman* by Curtis Medina; *May The Nini Be With You* by Steven King; *Self-Loathing* by Robert Gress; *School Dayz* by Casey Hedrick; *Lessons From Madam Butterfly* by Jeffrey Carnegie; and *Steak or Fish* by Romeo Mora. Tickets are available at the door for \$5-\$7.

3. **MJC Fall Science Programs**

The Science, Math and Engineering Division will present two series of free science presentations in the fall semester: monthly Modesto Area Partners in Science (MAPS) programs and weekly Science Colloquiums. The first MAPS presentation features Chris McCarthy, Ph.D., San Francisco State University, speaking on "Discovering Extra-Solar Planets" on Friday, September 26, 7:30 p.m. in the Main Auditorium on East Campus. The presentation is appropriate for everyone 8 years and older. The Science Colloquiums will be presented each Thursday, 1–1:50 p.m. in Forum 110 on East Campus, and topics include Antarctica, global warming, the health issues of obesity and the science of laser treatments. A full line-up of MAPS programs and Science Colloquiums is available online at [www.mjc.edu](http://www.mjc.edu) under the Calendar of Events.

I. **REPORTS AND INFORMATION ITEMS**

D. **Activities and Announcements**

**Modesto Junior College – President Rose, Continued**

4. **MJC Civic Engagement Project – Fall Film Series**

The MJC Civic Engagement Project will again present a Fall Film & Lecture Series on Thursdays at 7 p.m. in Forum 110 on East Campus. The free presentations are open to the public, and each film will be followed by a discussion. This Fall's thought-provoking line-up includes: *Lions for Lambs* on September 11; *The Power of Song* on September 25; *Shakespeare Behind Bars* on October 9; *The Business of Being Born* on October 23; *Ripe for Change* on November 6 and *The 11th Hour* on November 20. For more information, contact Professor Jim Clarke at 575-6281.

5. **MJC “Jam ‘n’ Jive” Dance Concert**

The MJC Dance Department will present “*Jam n’ Jive – Blue Smoke Café*,” featuring the MJC Off-Balance Dancers, area high schools dancers and community dance studios performing an evening of jazz and hip hop dance on September 17, 18, and 19 at 7:30 p.m. and September 20 at 2 p.m. in the Main Auditorium, Performing & Media Arts Center, on East Campus. Tickets will be available at the door for \$10 general admission and \$8 for students and senior citizens and may be purchased in advance at the Box Office or online at [mjc.tix.com](http://mjc.tix.com).

6. **MJC Pirates Football**

The MJC Pirates take on Santa Rosa Junior College for MJC's first home football game of the season on Saturday, September 20. The gates open at 5 p.m. and kick-off is at 7 p.m. in the MJC Stadium on East Campus.

7. **MJC Friends of Music**

MJC Friends of Music are proud to present the world renowned guitarist William Kanengiser, from the Los Angeles Guitar Quartet, in a Solo Guitar Concert on Saturday, September 20, at 7:30 p.m. at Trinity United Presbyterian Church, 1600 Carver Road in Modesto. Concert tickets are \$20 for preferred seating, \$12 general and \$10 for students and seniors and may be purchased at the door. Kanengiser will also offer a Master Guitar Class on September 20, at 12 noon in the same location, for a \$5 fee. Concert proceeds benefit MJC music scholarships and programs.

8. **MJC Speech Night**

The MJC Forensics Team will demonstrate a variety of competitive speech and debate during the Fall Speech Night set for Thursday, October 2, with performances at 4 p.m. and 7 p.m., Main Auditorium, Performing & Media Arts Center, East Campus. Over 800 speech communication students are expected to attend this event. Tickets will be available in advance for \$5 and at the door for \$7. Proceeds from Speech Night cover expenses of the MJC Forensics Team's travel to compete in speech tournaments throughout California.

I. **REPORTS AND INFORMATION ITEMS**

D. **Activities and Announcements**

**Modesto Junior College – President Rose, Continued**

9. **MJC Constitution Day**

Modesto Junior College will celebrate Constitution Day with a free public presentation by Amy Wolfe entitled *“It’s Your Constitution - How Are You Using It?”* on Wednesday, September 17, at 7 p.m. in Forum 110 on East Campus. Wolfe, active volunteer with the League of Women Voters of Stanislaus County, will discuss the rights of the people, the process of selecting the President, and how citizens’ votes really do matter. The MJC Constitution Day event is sponsored by the MJC Civic Engagement Project’s Voter Education and Registration Committee, the League of Women Voters of Stanislaus County, and the Associated Students of MJC.

**Columbia College – President Smith**

1. **Lakeside Jazz & Wine**

Mark your calendars for Lakeside Jazz & Wine, hosted on Saturday, October 11, from 1:00 to 5:00 p.m. by the Columbia College Foundation. It’s an enjoyable afternoon of jazz by the Columbia College Big Band, Mario Flores Latin Jazz Band, and student performers. Numerous California vineyards will be on-hand for wine tasting. Hors d’oeuvres will be specially prepared by the college’s culinary and pastry arts students and local food purveyors. Local artists Leslie Hurst and Laurie Sylwester will have an exhibit of their works for sale. A silent auction will also be available for bidding. Tickets are \$30 per person, and available at the Foundation Office (588-5115). RSVPs for this popular event are required by October 6.

2. **Art Exhibit**

Li Ching Accurso’s solo exhibit in the Manzanita Rotunda, through September 24, is a colorful collection of large mixed media paintings, titled “Given Wings.” As modern art, they combine drawings and paintings with background text that searches for spiritual meaning. An art professor at the college since 1995, Accurso’s paintings and whimsical ceramics were completed during her sabbatical last semester.

3. **First Semester Experience Program**

Columbia College’s First Semester Experience Program was developed by the AWE (Academic Wellness Educators) Committee and starts this fall semester with 22 students enrolled. The program will help new students with classes in guidance, basic math and English skills. Students will earn 13 units of credit.

I. **REPORTS AND INFORMATION ITEMS**

D. **Activities and Announcements**

**Columbia College – President Smith, Continued**

4. Middle College Program

Now in its second year, Middle College continues this Fall at Columbia in Fir 7 with Paul Nixon as the new program instructor. Middle College is a partnership between Columbia College and the Sonora Union High School District to serve students whose needs are not being met through traditional high school. Participants enroll concurrently in high school and college during their eleventh and twelfth grade years. High school classes are held in the mornings and college classes in the afternoon.

5. Constitution Day

On Constitution Day, September 17, 2008, Dr. Timothy Elizondo, Columbia College Speech Instructor and the award winning Columbia College Forensics Team will conduct a debate on topics related to the United States Constitution. The debate will be held in the Dogwood Forum and will be open to the public as well as students.

6. Special Appointment

President Joan Smith has been appointed to serve as chair of the Accrediting Commission for Community and Junior Colleges (ACCJC) evaluation team visiting Diablo Valley College on October 13–October 17, 2008.

**I. REPORTS AND INFORMATION ITEMS**

**E. Presentations/Updates**

1. MJC Accreditation Update

President Rich Rose will provide the Board with an update regarding the status of the Mid-term Report and Special Report being prepared by Modesto Junior College.

2. Chancellor's Update

Chancellor Roe Darnell will provide the Board with an update on District/College priorities.

3. Fiscal Services Update

According to Board Policy 3330, transactions 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 below are provided as further information for July 29, 2008, to August 25, 2008:

Service Agreements – Non-Construction

<b>Vendor</b>	<b>Cost</b>	<b>Location</b>	<b>Purpose</b>
Steven Barclay	\$35,000	MJC	Speaking Engagement Contract
Campus Commons	\$57,552	YCCD	CDTC Office One-Year Lease
IKON Financial Services	\$20,868	CC	Copier One-Year Lease
Dell Financial Services	\$121,088	MJC	Computer One-Year Lease

4. ★Bond Update

Kitchell representative Mr. Mark Newton will provide the Board with an update on the progress of current Bond projects.

**Citizens' Bond Oversight Committee:** –The next regular meeting is scheduled for October 1, 2008, from 6-7:00 p.m., YCCD Board Room, 2201 Blue Gum Ave., Modesto.

**Quarterly Expenditure Report:** Kitchell representatives will review and discuss the attached Quarterly Expenditure Report.

**Modesto Junior College:** The *Agriculture Multi-Use Pavilion* construction documents have been completed and the project has been submitted to the State for review. The design phase for the *Agriculture Beef and Sheep Unit* is near completion. *Allied Health:* The construction documents have been submitted to the State for review. DSA review is expected to conclude October 2008. The *Parking Lot* project is currently in DSA. The *Auditorium* project is complete. *Softball Complex:* The construction documents phase has been initiated. *Science Community Center & GVM:* The design development phase has started. *Student Services:* Site has been selected and design phase begins.

**I. REPORTS AND INFORMATION ITEMS**

**E. Presentations/Updates**

4. ☆Bond Update, Continued

**Current MJC Projects**

<b>PROJECT</b>	<b>STATUS</b>	<b>START CONSTRUCTION</b>
Auditorium	Complete	Complete
Agriculture Beef & Sheep Unit	Design Phase	January 2009
Agriculture Housing	Bidding	January 2009
Agriculture Multi-Use	In DSA	January 2009
Allied Health	In DSA	January 2009
Parking Lot	Design	October 2008
Science Community Center & GVM	Design Development	October 2009
Student Services	Design	TBD
Softball Complex	Construction Documents	January 2009

**Columbia College:** *Child Development Center:* The bid will begin in September 2008. Construction is expected to start in December 2008. *Science and Natural Resources:* The design development phase is underway and the start of construction is scheduled for July 2009. *Public Safety Center:* Construction is ongoing. *Madrone Building:* The project has started construction.

**Current Columbia College Projects**

<b>PROJECT</b>	<b>STATUS</b>	<b>START CONSTRUCTION</b>
Child Development Center	Bidding	September 2008
Madrone Building	Construction	July 2008
Public Safety Center	Construction	May 2008
Science and Natural Resources	Design Development	July 2009

**Calaveras Educational Site:** The Measure E team is negotiating property purchase.

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

**West Side Educational Site:** The College and District have signed a donation agreement with a local land owner. As part of the due diligence process, environmental assessments are being conducted. Scoping meetings with MJC and Central Services staff to identify facility requirements and specifications continue.

**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 July 1, 2008, through July 31, 2008.

**B. Consent Agenda, Personnel**

1. Personnel Transactions

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:

Name	Position	Department	Coll	Effective
<b>Appointment – Educational Administrator:</b>				
Kenneth Hart	Director of College Research & Planning	Research & Planning/ Presidents' Office	MJC	9/1/08
<b>Appointment – Classified Management:</b>				
Greg Ryan	Director of Financial Aid	Financial Aid	CC	9/15/08
<b>Probationary Appointments - Academic:</b>				
Jeffrey Beebe	Instructor of Autobody	Ag & Environmental Sciences & Tech Ed	MJC	Fall 2008
<b>Temporary Appointments - Academic:</b>				
Clark Robins	Instructor of Speech	Arts, Humanities & Communications	MJC	Fall 2008 Only
Susi McFarland	Instructor Speech	Arts, Humanities & Communications	MJC	2008-2009 Academic Year Only
Jessica Brooke Ernest	Instructor of Mathematics	Science, Math & Engineering	MJC	2008-2009 Academic Year Only
Moon-Ju Kim	Instructor of Biology	Science, Math & Engineering	MJC	2008-2009 Academic Year Only
Thomas Kim	Instructor of Mathematics (Basic Skills)	Science, Math & Engineering	MJC	2008-2009 Academic Year Only
<b>Probationary Appointment - Classified:</b>				
David Guerrero	Transportation Technician I	Transportation	YCCD	8/21/08
Melinda Miller	Transportation Technician I (80%)	Transportation	YCCD	8/25/08
Michael Garcia	Laboratory Assistant II (10-months)	Science, Math & Engineering	MJC	9/2/08
Colleen Lemburg	Secretary II	PreCollege Programs	MJC	8/25/08
Arlene Sprague	Support Staff II	Student Services	CC	8/25/08

☆Denotes Attachment



**II. ACTION ITEMS**

**B. Consent Agenda, Personnel**

1. Personnel Transactions, Continued

<b>Voluntary Reduction in Assignment - Academic:</b>				
Ingrid Johnson Keriotis	English Instructor (100% to 50%)	Literature & Lang Arts	MJC	1/12/09-5/2/09
<b>Temporary Increase in Assignment - Classified:</b>				
Suzanne Cruz	Campus Security Officer I (32 to 40 hours per week)	Campus Safety	CC	9/1/08-12/31/08
<b>Resignations:</b>				
Justin Rucobo	Instructional Assistant II	Family & Consumer Science	MJC	8/19/08

2. 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).

<b>Name</b>	<b>Classification</b>	<b>Department</b>	<b>Coll</b>	<b>Start</b>	<b>End</b>
Albright, Heather	Support Service Aide	Family & Consumer Sci	MJC	9/11/08	6/30/09
Archer, Wendy	Laboratory Asst I	DSPS	CC	9/11/08	12/15/08
Atchison, Virgil	Range Coordinator	BB&SS	MJC	9/11/08	6/30/09
Atwal, Iqbal	Tutor/Learning Asst	TRIO/PreCollege	MJC	9/11/08	6/30/09
Atwal, Manpreet	Program Aide	TRIO/PreCollege	MJC	9/11/08	6/30/09
Baldevia, Brandalyn	Lab Assistant I	Child Development	MJC	9/3/08	6/30/09
Barrera, Thor	Tutor/Learning Asst	TRIO/PreCollege	MJC	9/11/08	6/30/09
Blake, Melissa	Program Rep I	Grants Office	CS	9/11/08	6/30/09
Bradshaw, Santana	Learning Asst/Tutor	Basic Skills	MJC	9/11/08	5/2/09
Caldwell, Lauren	CDC Teacher	Child Care Center	CC	9/11/08	6/30/09
Durando, Roxanne	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Fernandez, Vivian	Support Staff III	Student Success	MJC	9/11/08	6/30/09
Garcia, Darlene	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Garcia, Jesus	Tutor/Learning Asst	TRIO/PreCollege	MJC	9/11/08	6/30/09
Glasse, Terry	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Glynn, Sheri	Admin Secretary	Student Learning	CC	8/25/08	6/30/09
Greenberg, Eric	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Hixson, Teresa	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Hojjatijou, Peiman	Program Aide	TRIO/PreCollege	MJC	9/11/08	6/30/09
Kachel, Ethan	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Landre, Nicolle	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Lee, Sounisa	Program Rep II	Grants	CS	9/11/08	6/30/09
Mangini, Ann Marie	General Clerk	Arts, Hum & Comm	MJC	9/11/08	6/30/09
Paulino, Casey	Instructional Asst II	Culinary Arts	MJC	9/11/08	12/12/08
Plasencia, Gloria	Admin Secretary	Human Resources	CS	9/11/08	6/30/09
Soomalan, Maril	Program Aide	TRIO/PreCollege	MJC	9/11/08	6/30/09
Troglione, Sarina	Interpreter III	Special Programs	MJC	9/11/08	6/30/09
Velasquez, Renee	Support Staff I	Technical Education	MJC	9/15/08	6/30/09
Winters, Amanda	CDC Teacher	Child Care Center	CC	9/11/08	6/30/09
Wolf, Barbara	Support Staff II	Human Resources	CS	9/15/08	6/30/09
Youngman, Amber	Tutor/Learning Asst	TRIO/PreCollege	MJC	9/11/08	6/30/09

## II. ACTION ITEMS

### C. Discussion Items

1. ☆YFA/YCCD Bargaining Proposal Reopener

The Yosemite Faculty Association and the District have agreed on a Statement of District and YFA Negotiations Issues and Interests for 2008-2009 as a mutual bargaining proposal reopener. The proposal was developed through Interest Based Bargaining (IBB).

RECOMMENDATION: That the Board of Trustees:

- a. Receive the YFA/YCCD bargaining proposal reopener.
- b. Schedule a public hearing on the proposal for October 8, 2008.
- c. Refer the proposal to administrative staff for review.

2. ☆2008-2009 Yosemite Community College District Final Budget

On June 11, 2008, the Board of Trustees adopted the 2008-2009 Yosemite Community College District Tentative Budget. The 2008-2009 State of California Budget, which includes the Community College Budget, has not been signed by the Governor as of the writing of this agenda item. Thus, the Budget as presented is compiled using tentative State Budget estimates.

The District's 2008-2009 General Fund Budget is prepared assuming 4% enrollment growth over the prior year. One percent fully restores the District's FTES to the 2004-2005 pre-decline FTES balance. An additional 3% is new growth over restored FTES. This assumption may be modified based on student enrollment at both colleges for the Summer, Fall, and Spring terms, and when the State Budget is adopted for 2008-2009. Both Modesto Junior College and Columbia College budgets include an augmentation for FTES growth from the prior fiscal year.

The District's 2008-2009 General Fund Budget does not include COLA.

A contribution to the Retiree Liability Fund was made in fiscal year 2007-2008 and is budgeted in the 2008-2009 General Fund Budget in the amount of \$500,000. A current actuarial study is being prepared and will be reported to the District in the fall of 2008. That study will indicate the actuarially calculated amount needed to transfer to the Retiree Liability Trust for 2008-2009. The Budget will be adjusted accordingly.

Also presented are the District's 2008-2009 Capital Project Fund and the General Obligation Measure E Bond Fund.

RECOMMENDATION: That the Board of Trustees:

- a. Conduct a public hearing regarding the 2008-2009 Final Budget for the Yosemite Community College District;
- b. Adopt the District's 2008-2009 Final Budget; and
- c. Authorize staff to prepare and file the necessary annual Financial and Budget Report (CCFS-311) with the required agencies.

## II. ACTION ITEMS

### C. Discussion Items

#### 3. ☆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 June 30, 2008. 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.

Staff will be available during the September 10 Board meeting to formally present the report, respond to questions and to amplify where necessary.

RECOMMENDATION:

That the Board of Trustees:

- a. Conduct a public hearing to review the District's financial report for the quarter ended June 30, 2008; 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.

#### 4. Columbia College Accreditation Focused Midterm Report

Columbia College was informed in January 2006 that its accreditation had been reaffirmed, with a requirement that the college complete a Progress Report to be submitted by October 15, 2007. It was noted that the report would be followed by a visit from Commission representatives. This visitation occurred on November 19, 2007. Subsequent to that visit, the college was notified in January 2008 that the Commission took action to accept the report, with a requirement that the college complete a Focused Midterm Report (with no visit) which is due to the Commission on October 15, 2008. A copy of the report was previously provided to the Board.

RECOMMENDATION:

That the Board of Trustees confirm that it has reviewed the Columbia College Accreditation Focused Midterm Report and direct staff to forward said Report to the Accrediting Commission by the October 15, 2008, deadline.

**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, October 8, 2008. Closed Session will begin at 3:30 p.m. and Open Session at 5:30 p.m. at Columbia College, 11600 Columbia College Drive, Sonora, California.