

MINUTES
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FOUR HUNDRED EIGHTY-EIGHTH REGULAR MEETING
October 12, 2005

The meeting was called to order by Board Vice Chair Anne DeMartini 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
Update on Presidential Search
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 54956.8 – Property Negotiator
Conference with real property negotiators
 4. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators
District Representatives: J. Williams, T. Scott, D. Wirth
Employee Organizations: CSEA

The Board of Trustees reconvened to public session at 5:32 p.m. in the Community Education Room at Columbia College. The Pledge of Allegiance to the Flag preceded formal Board action.

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

Board Members Absent Linda Flores, Board Chair

Others Present Maria Baker, Gina Rose, Jim Riggs, Teresa Scott, Bill Scroggins, Nick Stavrianoudakis, Jim Williams, Diane Wirth, Curtis Martin, Micha Miller, Dennis Gervin, Stephen Stroud, Jeff Swank, Bob Nadell, Connie Mical, Lynn Martin, Coni Chavez, Mark Newton, Matt Kennedy, Marie Otaya, Joseph Doherty, Chase Fotoneh (sp), Ibrahim Kamara, Gene Womble, Jim Johnson, Dusty Rhodes, Dick Rogers, Ruth Hagerstrom, Jay Hagerstrom, Larry Steuben, Shelley Akiona (recorder).

15,209
Report Out from Closed Session Vice Chair Anne DeMartini reported that the Board of Trustees will retain ACCT (Association of Community College Trustees) to manage the second national search for the next MJC President.

15,210
Approval of the Minutes A motion was made by Trustee Rojas and seconded by Trustee Schrimp that the Board of Trustees approve the minutes of the regular meeting of September 14, 2005. The motion carried with a vote of 6-0.

15,211
Student Activity Reports

MJC - ASMJC President Will McCombs was not present, however, he provided a written report and attachments to the Board for their review. ASMJC has been working on many events such as Ethnic Heritage Day, International Festival, Club Fair, Homecoming, Vendor Fair and Advisor Training. Casino Night will be held on November 10 from 7 - 10 p.m. at the MSR Learning Center. ASMJC is also planning a concert for Hurricane Katrina victims on October 29 and a car show on December 3 to collect toys and monetary donations for the same cause.

Columbia College – ASCC President Ibrahim Kamara reported that he attended the Student Body Government President Summit in Los Angeles. Seventy-two Associated Students Presidents from around California attended. The purpose was to create a new statewide student senate. Mr. Kamara was elected as an alternate to represent Region Five in collaboration with ASMJC and eight other colleges in our region. Mr. Kamara will also attend the upcoming leadership conference in San Jose.

15,212
Academic Senate Activity
Reports

Micha Miller, CC Academic Senate President, reported that prior to the Board meeting, Trustees were given a walking tour of Columbia's pond. The Senate passed a resolution to hire a learning disability specialist. The CC Academic Senate had a joint meeting with YFA and the MJC Academic Senate and there is a subcommittee to review equivalency procedures. He thanked Chancellor Williams for implementing the Civic Engagement Project. A Textbook Advisory Committee is being formed to review high textbook costs. A meeting regarding Baker Station was held with the Forestry Department, MJC and Columbia College. Student Learning Outcomes (SLOs) have been defined and given to College Council. MJC and Columbia Academic Senate Presidents will be attending a statewide meeting in Pasadena.

Curtis Martin, MJC Academic Senate President, reported that the senate is discussing setting up email accounts for all students and expressed much thanks to the MJC Foundation for their large contribution towards making the new faculty orientation a success.

REPORTS AND INFORMATION ITEMS

15,213

Activities/Announcements

53rd Annual Agriculture
Department Open House

Dr. Bill Scroggins, MJC Interim President, reported that the Ag Department will hold its 53rd Annual Agriculture Open House on Thursday, October 13, in the East Campus Agriculture Building. MJC Agriculture students displays will open at 5 p.m. with a BBQ dinner served beginning at 5 p.m. The program begins at 6:30 p.m. honoring the 2005 Honorary Young Farmer Degree recipients. Dinner tickets are available for \$7. Those not able to attend the dinner are invited to enjoy the program and displays free of charge.

MAPS Presentation	Dr. Scroggins reported that Modesto Area Partners in Science (MAPS) will present "Mathemagics" with Dr. Arthur Benjamin on Friday, October 21, at 7:30 p.m. in Forum 110 on East Campus. Dr. Arthur Benjamin is both a professor of mathematics and a magician. He has combined his two loves to create a dynamic presentation called "Mathemagics." He has presented his high energy talk on more than a thousand occasions to audiences throughout the world. Dr. Benjamin is one of the world's fastest lightning calculators, and he can demonstrate and explain his abilities to any audience. The MAPS presentation is free, open to the public and suitable for all audiences.
Accreditation Visits	Dr. Scroggins and Columbia College President Dr. Jim Riggs both reported on the upcoming accreditation visits which are scheduled at both colleges on October 24-27, 2005. There are 13 members on the team for MJC. Dr. Scroggins invited Board members to an opening breakfast on Tuesday, October 25, in the Fireside Lounge at 8 a.m. For MJC, a final public Exit Interview, where the Chair will present the Team's findings and recommendations, will be held on October 27 at 1:30 p.m. in Forum 102 on East Campus. Columbia College's final public Exit Interview will be held on October 27 at 2 p.m. in the Community Education Classroom. Dr. Riggs stated that Columbia College staff is prepared for the visit and is looking forward to receiving the final report.
English Professor in <i>Chicken Soup Edition</i>	President Jim Riggs reported that a short story by Columbia College English professor Rick Rivera appears in the newly published <i>Chicken Soup for the Latino Soul</i> . The youngest of six children in a migrant farm family, Rivera overcame numerous personal barriers before achieving his A.A., B.A. and M.A. degrees. He is the author of two novels about growing up as a Mexican-American and had taught at MJC for eight years before joining the Columbia College faculty full-time this semester. Dr. Riggs and the Columbia staff are excited that Rick has joined the Columbia team.
Forum on Hurricane Katrina	President Jim Riggs reported that retired MJC professor C. Donald Ahrens, author of the most widely used textbook in classrooms today on meteorology and a nationally recognized expert on New Orleans, was joined by Ari Kelman, a UC Davis professor and author of a historical, geographical and sociological account of New Orleans, as keynote speakers at Columbia College's public forum on September 23. Other forum speakers represented the Tuolumne County Office of Emergency Services and the Red Cross.
15 th Annual International Festival	Chancellor Jim Williams reported that Modesto Junior College and the Yosemite Community College District have been major contributors at the Modesto International Festival for the past several years. Many staff members volunteered again this year for various activities such as supervising drink booths, working in the Children's Activities Area, Global Village, World Games, Safety Escorts, Information Booth, Stage Managing and others. This year's event took place at Graceada Park on October 1 and 2.

Chancellor Williams was a Global Ambassador at this year's event. Dr. Williams reported that the event was well attended and very successful.

Diversity Conference

Chancellor Jim Williams reported that the Yosemite Community College District (YCCD), Seeds of Wisdom and Ceres Unified School District are cosponsoring a Diversity Conference entitled "Economic Empowerment & Social Justice by Embracing Diversity" on October 27-28 at the Mary Stuart Rogers Student Learning Center located on Modesto Junior College's (MJC) West Campus. The Conference begins at 6 p.m. on October 27 and will feature keynote speaker Rev. Cecil "Chip" Murray of the First AME Church in Los Angeles. Morning breakout training sessions will begin at 8:00 a.m. on Friday, October 28. The event is free to the public. For more information or to register contact (209)575-6509.

Videostreaming of Board Meetings

Chancellor Jim Williams reported that MJC's Media Services will be videostreaming YCCD Board meetings to the internet beginning with the October 12, 2005 meeting. The first broadcast is scheduled for Friday, October 14, 2005 from 2:00 – 5:00 p.m. All subsequent videostreams will occur on the first and second Friday following the board meeting and will be broadcast from 2–5 p.m. The videostream can be accessed by logging on to: www.gomjc.org/mjcvideo. Trustee DeMartini mentioned that the Modesto City Schools Board is discussing whether or not to televise their meetings. She asked that district staff issue a press release and provide copies to the Modesto City Schools Board.

Legislator in Residence Program

Chancellor Jim Williams and Director of External Affairs Nick Stavrianoudakis reported that the Office of External Affairs at the suggestion of the Chancellor, has begun an annual program that invites state and federal legislators to Modesto Junior College and Columbia College campuses to talk with students, interact with staff and tour areas of the college of interest to the legislator. The first Legislator in Residence is California State Senator Jeff Denham. Senator Denham, Chair of the Senate Agriculture committee, will speak on October 28, 2005, at Sierra Hall, Room 129 at 2 p.m. All staff and students are invited to this event.

15,214

Presentations/Updates
Reclassification Study

Vice Chancellor of Human Resources Diane Wirth reported that the District's initial RFP (request for proposals) released in July 2005 for the classification and salary study of the classified bargaining unit and leadership team positions did not yield good results. Therefore, the District will be conducting a nationwide search. A second RFP will be released to consulting firms nationwide in October 2005. Timelines have been modified to attract a larger pool of responses. Consulting firms will be requested to respond by November 28, 2005.

Bond Update

Chancellor Jim Williams reported that the Citizens' Oversight Committee met on October 5, 2005 at Columbia College. Dr.

Williams thanked Dr. Riggs for hosting the meeting and providing an excellent campus tour for committee members. On the tour, Dr. Riggs pointed out where Measure E dollars will be used. Unapproved minutes of the COC can now be viewed on the District website. No changes have been made to the latest project priority list presented to the Board at the March Board meeting. A neighborhood meeting was held on October 4 at MJC's East Campus which addressed the East Campus parking project and options. Community residents attended and gave good input. Mark Newton, Kitchell representative, summarized the forum and concluded that there were 3 issues that needed to be addressed before a decision could be made. 1) Parking structure vs. lot, 2) Location of parking structure/lot and 3) Working closely with the City of Modesto to address student parking in the college neighborhoods.

Construction/Land Acquisition – At the September Board meeting, the Board selected the proposal submitted by Sperry Road Business Center, LLC for the establishment of a West Side Education Center in Patterson and provided direction to the Chancellor and District negotiators to develop an agreement.

West Side Education
Center

Mr. Mark Newton, Kitchell representative, presented an update of the District's negotiations with Sperry Road Business Center, LLC for the establishment of a West Side Educational Center in Patterson. The agreement is contingent upon their offer of free and clear title of the 30 acres, an access road from Sperry Road and utilities stubbed to the proposed site. The District's legal counsel is in the process of developing a draft agreement.

ACTION ITEMS

15,215

Consent Agenda

Purchase Orders

Purchase Orders (Consent Agenda Item A.1.) issued from August 1, 2005 through August 30, 2005, were discussed by the Board. Trustee DeMartini requested that Purchase Order B006218 for legal services be pulled. Trustee Rojas was in agreement. Staff was directed to research cost of in-house legal services and other legal options. A motion was made by Trustee Rojas, and seconded by Trustee Dean, that the Purchase Orders issued from August 1, 2005, through August 30, 2005, be approved, with no approval of Purchase Order B006218.

The motion carried with a vote of 5-0. Trustee Neumann abstained.

A motion was made by Trustee Rojas and seconded by Trustee Schrimp that the Board of Trustees approve the remaining Consent Agenda Items. That motion carried with a vote of 6-0. Following the passing of the motion, comments were made by faculty consultant Dr. Stephen Stroud regarding an academic retirement appearing on the agenda and emeritus status for faculty who retire with ten years or more of service. After Board discussion, Trustee

Rojas moved to rescind the previous motion, seconded by Trustee Schrimp. The rescission carried with a vote of 6-0.

The Board directed staff to review previous faculty retirements back through January 2000 and prepare an item for Board approval for any tenured faculty with ten plus years of service that may have inadvertently not been granted emeritus status.

A new motion was made by Trustee Rojas and seconded by Trustee Schrimp that the Board of Trustees approve the remaining Consent Agenda items, as amended.

Notice of Completion of Contract

Approve the work performed by Nicro, Inc., on the Modesto Junior College South Hall HVAC Equipment Replacement (Phase II), Bid #05-1548, as having been completed in accordance with the plans and specifications, and authorize final payment of \$42,119.40 to be made.

Acceptance of Gifts

Accept with appreciation the following gifts:

- a. Donation of 1570 pounds of acetyl rods and plates from Advanced Polymer Technologies to be used in the Machine Tool Technology Program at Modesto Junior College.

Project Applications/
Amendments

Authorize the Yosemite Community College District to submit the following project applications/amendments (**Report #2181**) and to enter into a contract with the appropriate donor agencies when the projects are selected for funding:

- a. Child Development Food Program – MJC & CC
Agency share: Based on monthly food cost
Reimbursement claim
Proposer share: -0-

15,216
Personnel Items

Grant emeritus retirement status to **Michael O'Connor**, Chemistry Professor, Science, Mathematics and Engineering, Modesto Junior College, effective December 16, 2005, and officially commend him for 28 years of valuable service to the District.

Approve the appointment (first year contract) of **Tan T. Phan** to the position of Academic Articulation Officer/Research Specialist, Columbia College, effective September 19, 2005.

Approve the appointment (first year contract) of **Brian Jensen** to the position of Special Programs Counselor, Columbia College, effective September 19, 2005.

Approve the administrative appointment (interim) of **Mario Cordova** to the position of Director of Special Programs, Columbia College, effective September 19, 2005, not to exceed one year.

Approve the appointment of **Pam Gurnari** to the position of Executive Secretary, Human Resources, Yosemite Community College District, effective October 3, 2005.

Approve the appointment of **Charles Oldfather** to the position of Campus Operations Manager I, Facilities Planning & Operations, Yosemite Community College District, effective October 10, 2005.

Approve the promotional appointment of **Kimberly Schrader** to Administrative Secretary, Learning Resources, Modesto Junior College, effective October 1, 2005.

Approve the promotional appointment of **Rosanne Faughn** to Fiscal Analyst III, Budget Office, Modesto Junior College, effective October 1, 2005.

Approve the promotional appointment of **Haley Radovich** to Secretary III, Business, Behavioral & Social Science, Modesto Junior College, effective October 1, 2005.

Approve the probationary appointment of **Barbara Montez** to Financial Aid Technician I, Financial Aid Office, Modesto Junior College, effective September 19, 2005, contingent upon funding.

Approve the probationary appointment of **Elmo Maragol** to Laboratory Assistant II, Literature & Language Arts, Modesto Junior College, effective October 6, 2005.

Approve the probationary appointment of **Ronald Cripe** to Fire Science Facility Technician, Public Safety, Modesto Junior College, effective October 1, 2005.

Approve the probationary appointment of **Christina Avila** to Financial Aid Technician I, Financial Aid Office, Modesto Junior College, effective September 19, 2005, contingent upon funding.

Approve the probationary appointment of **Jason Krone** to Custodian, Facilities Planning & Operations, Yosemite Community College District, effective September 20, 2005.

~~Approve the probationary appointment of **Susan Holm-Lauber** to Support Staff II, Child Development Training Consortium, Allied Health/Family & Consumer Sciences, Modesto Junior College, effective October 1, 2005, contingent upon funding.~~

Approve the probationary appointment of **Kristina Duarte** to Support Staff II, Child Development Training Consortium, Allied Health/Family & Consumer Sciences, Modesto Junior College, effective October 1, 2005, contingent upon funding.

Approve the probationary appointment of **Luke Henslick** to the position of Campus Security Officer I, Campus Security, Yosemite Community College District, effective September 27, 2005.

Approve the probationary appointment of **Rafael Anaya** to the position of Maintenance II, Facilities Planning & Operations, Yosemite Community College District, effective October 3, 2005.

Approve the probationary appointment of **Graciela Manriquez** to the position of Associate Teacher – Child Development Center (62.5%), Family & Consumer Sciences, Modesto Junior College, effective October 1, 2005, contingent upon funding (11-month work year).

Approve the lateral transfer of **Jeffery V. Menge**, Fiscal Analyst III from Office of Budget and Planning, Modesto Junior College to Fiscal Services-Accounting, Yosemite Community College District, effective October 3, 2005.

Approve a paid leave of absence (Professional Education Leave) for **Brenda Robert**, Dean, Literature & Language Arts, Modesto Junior College, for up to forty (40) days during the period of November 5, 2005 through February 6, 2006.

Accept the resignation of **Terri Purto**, Financial Aid Technician II, Financial Aid/Scholarship, Modesto Junior College, effective September 23, 2005.

Approve the voluntary reduction in assignment from 100% to 83% for **Gary Fair**, Instructional Assistant II, Arts, Humanities & Communication, Modesto Junior College, effective August 29, 2005 to December 17, 2005.

Approve the voluntary reduction in assignment from 100% to 75% for **Anne Shanto**, Performing Arts Costume Specialist, Arts, Humanities & Communication, Modesto Junior College, effective August 29, 2005 to December 17, 2005.

Approve the voluntary reduction in assignment from 100% to 86% for **Yan Yan Chan**, Accompanist, Arts, Humanities & Communication, Modesto Junior College, effective August 29, 2005 to December 17, 2005.

Approve the temporary voluntary reduction in assignment from 100% to 75% for **Eva Rivera-Jara**, Program Representative III, Instruction, Modesto Junior College, effective September 1, 2005 to June 30, 2006, and that this permanent 75% assignment be 40% classified and 35% non-instructional faculty, effective September 1, 2005.

Short-Term Appointees

Remove David Matney, Art Model, from the short-term list and approve the remaining appointees, in accordance with state law (AB500-Goldberg).

The motion carried with a vote of 6-0.

DISCUSSION ITEMS

15,217

Constitution Day
Resolution

Chancellor Williams reported that Congress has designated September 17 as Constitution Day which mandates that each educational institution receiving Federal funds for a fiscal year hold an educational program on the United States Constitution on that

day for the students served by the educational institution. The colleges of the Yosemite Community College District (YCCD) will respond to the federal mandate to observe Constitution Day as stated in the accompanying resolution.

A motion was made by Trustee Rojas and seconded by Trustee Hallinan that the Board of Trustees adopt **Resolution No. 05-06/03** stating that September 17 of each year shall be Constitution Day and Citizenship Day.

The motion carried with a vote of 6-0.

15,218
YCCD Negotiations
Proposal to CSEA

Vice Chancellor of Human Resources Diane Wirth reported that the current YCCD/CSEA negotiated agreement expired on June 30, 2004. The agreement provides that either party may reopen negotiations for a subsequent term. The District has presented its proposal to CSEA. The next step in the process is the scheduling of a public hearing.

A motion was made by Trustee Neumann and seconded by Trustee Dean to approve the District's proposal to CSEA and conduct a public hearing at the November 9, 2005 Board meeting.

The motion carried with a vote of 6-0.

15,219
Name Request for
Columbia College Library

(At the request of Trustee Dean, this item was taken out of order and was moved to the beginning of the Board's Agenda for discussion.)

President Jim Riggs reported that the Columbia College Foundation voted at its August 8, 2005, meeting to establish the Professor Jon Hagstrom Memorial Library Endowment Fund to provide fiscal resources over the long-term for the Columbia College Library. The target amount to be raised for the new endowment is \$500,000 in private donations and \$250,000 in grant funds. Mr. Hagstrom passed away in 2002 and was a founding faculty member, a member of the College Foundation Board of Directors and was a driving force behind the development of the Columbia College library. Mr. Hagstrom, who began his career at Modesto Junior College in 1962, taught at the District for 34 years.

Trustee Dean spoke in favor of naming the Library after Mr. Hagstrom. He was a pioneer for Columbia College. Trustee Dean introduced Mr. Dusty Rhodes and Mr. Dick Rogers who were fellow teachers and administrators alongside Mr. Hagstrom. Mr. Rhodes told the Board of Mr. Hagstrom's contribution to the writing of the original guiding principles and philosophy for Columbia College that began in 1965. Both spoke of the phenomenal commitment and contribution Mr. Hagstrom made to the college and the students. Jay and Ruth Hagstrom, son and wife of Mr. Hagstrom, were present. Jay Hagstrom thanked the Board of Trustees and the Columbia College Foundation for considering this memorial naming after his father. Columbia College Librarian Larry Stueben reported to the Board that Mr. Hagstrom challenged both students and library staff in literature. Student Trustee Rudolph commented

that Mr. Hagstrom's contribution made him a man worthy of this naming. In response to questions from the Board, Mr. Stueben noted that the interior of Tamarack Hall is about 60% library.

After Board discussion, a motion was made by Trustee Hallinan and seconded by Trustee Dean that the Board of Trustees approve, according to Board Policy 3620, that the library housed in Tamarack Hall, be named the Professor Jon Hagstrom Memorial Library, once endowment funds reach \$500,000.

The motion carried with a vote of 6-0.

COMMENTS

15,220

Comments from the Public None.

15,221

Comments from the Board of Trustees Trustee Dean reported that she attended the successful Lakeside Jazz & Wine event at Columbia College. Trustee Dean thanked Vice Chair DeMartini for moving the naming of the library item to the beginning of the meeting for discussion. Trustee Neumann reported that he attended the community forum regarding parking at MJC and has also attended the MJC Measure E Committee meetings. Trustee DeMartini reported that she, along with Trustees Flores and Schrimp, attended the dedication ceremony at the new Mary Stuart Rogers Student Learning Center on MJC's West Campus. Trustee Rojas reported that as the District JPA representative, he attended a two-day conference on current workers compensation and sexual discrimination laws and practices. Trustee Rojas thanked Trustee DeMartini for doing an excellent job in conducting this meeting in the absence of the Board Chair. Chancellor Williams reported that a strategic conversation will take place at 1 p.m. preceding the next Board meeting and it will be open to the public. The conversation will focus on the recent accreditation visit.

15,222

NEXT MEETING

The next regular meeting of the Board of Trustees will be held on Wednesday, November 9, 2005. Closed session will begin at 3:30 p.m. and open session at 5:30 p.m. at Yosemite Community College District Board Room, 2201 Blue Gum Avenue, Modesto.

The meeting was adjourned at 6:52 p.m.

Linda Flores, Chair
YCCD Board of Trustees

James H. Williams, Secretary
YCCD Board of Trustees