

MINUTES
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FIVE HUNDRED FORTY-NINTH REGULAR MEETING
November 10, 2010

The meeting was called to order by Chair Pat Dean at 3:30 p.m. Trustees recessed to Closed Session for the purpose of discussing the following Closed Session Agenda items:

CLOSED SESSION AGENDA:

- Discussion:
1. Pursuant to G. C. Section 54957
Discipline/Dismissal/Release/Appointments/Chancellor Search
 2. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiators
District Representative: D. Wirth
Employee Organizations: CSEA, YFA
 3. Pursuant to G.C. Section 54956.8 – Property Negotiator
Conference with Real Property Negotiators (Stanislaus APN: (021-027-050, 072-046-001)
 4. Pursuant to G.C. Section 54956.9(a) - Litigation
Case: Shrock vs. YCCD, No. 630399
Case: Carpenters Work Preservation Committee and Augie Beltran vs. YCCD.
No. 656242

The Board of Trustees reconvened to Public Session at 5:55 p.m. in the YCCD Board Room, Yosemite Community College District. The Pledge of Allegiance to the Flag preceded formal Board Action.

Board Members Present Pat Dean, Board Chair
Desirree Abshire
Anne DeMartini
Abe Rojas
Tom Hallinan
Mike Riley
Linda Flores

Board Members Absent Soliel Talamantes (Student Trustee)

Others Present J. Smith, T. Scott, D. Wirth, G. Rose, G. Loewenstein, R. Jones, N. Stavrianoudakis, G. Molina, M. Adams, D. Gervin, S. Pierstorff, J. Swank, J. Daly, K. Walters Dunlap, B. Nadell, A. Webber, B. Crow, G. Whitfield, T. Nesmith, S. Cooper, P. Scroggins, M. Jones, S. Ayeb, S. Sharma, P. Jordan, S. Viss, D. Viss, J. Hunt, L. Cavazos, J. Teixeira, M. Kennedy, M. Enriquez, L. Rash, R. Martin, N. Ovrahim, K. Jones, S. Corral, M. Newton, L. Powell, C. Sampson, C. Ramirez, D. York, E. Andal, A. Pulido, W. Byrd, T. Coor, S. Atkins, M. Robles, J. Sly, M. Anglin, J. Mathies (Recorder).

16,321
Report Out From Closed
Session

There was no report out from closed session.

16,322
Approval of Minutes

A motion was made by Trustee DeMartini and seconded by Trustee Rojas to approve the minutes of the regular meeting on October 13, 2010.

The motion carried with a vote of 5-0.

Trustees Hallinan and Abshire abstained (They were not present for the October meeting.)

16,323
COMMENTS

Richard York

Mr. York reported to the Board of Trustees that at the present time the election is very close between he and Lynn Martin with 500 uncounted provisional ballots for the Trustee Area 1 position yet to be counted in Tuolumne County.

Norma Ovrahim

Norma Ovrahim is a student at MJC and reported to the Board of Trustees that last summer she was appointed to be Director of Political Development for the Associated Students. Ms. Ovrahim stated that serious events are occurring within student government and that she has been denied access to ASMJC and the Student Development and Campus Life office on East and West campuses until further notice by Wendy Byrd, Director of Student Development and Campus Activity. As you know, access to these offices is necessary in order to get student benefits, including scantron copies, phone calls, etc. Ms. Ovrahim stated that she is entitled to get ASMJC student information and access to resources. Ms. Ovrahim intends to exercise her rights to attend all public meetings of student government as a member of the public as well as a student. She has contacted Campus Safety and also Student Success and feels she has been subjected to this discipline action without due process. She is contesting these restrictions and seeking support from the Board. She also submitted a letter today to the office of Dr. Bob Nadell, MJC Vice President of Student Services, and to Ms. Wendy Byrd. Trustee DeMartini requested that the Chancellor see that someone gets information to the Board regarding this situation.

Adam Webber

Mr. Webber reported he is addressing the Board of Trustees on a point of personal privilege stating over the last five weeks he and others have been the personal target of a political witch hunt in student government. On October 5, 2010, he was presented with a less than 72 hour notice of impeachment stating he had 72 hours to resign. He reported he received a few hate letters, including one from an election opponent. There were comments that the election results were void, identifying him as anti-

American. Mr. Webber commented that his deceased father was a decorated Viet Nam war veteran. Mr. Webber met with Wendy Byrd and Vice President Bob Nadell, with no results. Mr. Webber is now seeking counseling because of this. He has received threatening voice mails and reports of posters on the bus calling him a Nazi and calling for his resignation. Mr. Webber commented that no one's integrity should be questioned. He has served students of this school faithfully. Mr. Webber has trouble writing and needs assistance. Ms. Norma Ovrahim was identified to help him prepare agendas as he suffers from multiple sclerosis and now has been banned from the office. Mr. Webber is requesting an immediate separate investigation be conducted, that immediate action be taken, and he is in the process of getting a restraining order against the individuals who have named themselves.

Trustee Rojas asked the Chancellor to see that something is done. Dr. Smith commented that she would handle it.

**REPORTS &
INFORMATION ITEMS**

16,324

Modesto Junior College
Presentation –
Career Development

Dr. Robert Nadell introduced Leticia Cavazos, June Hunt and Claudia Ramirez from the Career Development and Training Center. Ms. Cavazos commented the staff takes great pride in the work and success of their department. Pathways to Success Workshops are available to assist students with completing University of California applications and the admissions process. Ms. Cavazos commented that last year 60 students went through the Transfer Application Guarantee process with 245 students participating this year. The Career Development department provides MJC Campus tours, with 250 students visiting last year. Several MJC student shared stories with the Board about how the Center had assisted them on their career track.

16,325

Constituency Reports
Student Activity Reports

ASMJC President Adam Webber reported that there were over 1,000 in attendance at the Halloween carnival and 130 in attendance at the dodge ball tournament. The Pizza with the Pres event was well received, with the student government picking up the food cost. A discussion on November 18 regarding refugee children will follow the showing of the *Lost Boys of Sudan* film.

Yosemite Faculty
Association (YFA)

YFA President Jillian Daly reported that negotiations with the District have begun. Clarity on two articles was reached during the first real negotiation meeting. Ms. Daly reported she is proud of the District's and YFA's commitment to Interest-Based Bargaining. We are in the minute minority of districts that use this process, and have high productivity on the amount of contract clarity and rewrite we have accomplished since moving to IBB. The process has help build strong relationships between YFA and the District and allows us to get a lot of work done.

YFA attended the Fall CCCI conference hosted by Pasadena City College. The 13 independent local community college unions meet each fall and spring. The CCCI voted to hire a part-time lobbyist to further educate the legislature on the importance of community colleges and to advocate on legislation affecting the system. Other topics discussed at the CCCI conference included use of general fund monies to offset mandated reductions to our categorical funding, and an update on the STRS Board consideration of lowering the STRS investment return.

Ms. Daly reported that within the District, the economic stresses, increased productivity, impact of cut sections and the current hiring freezes have led to an increase of questions, grievances, and complaints to YFA and is an indication of general stress being experienced by all our employees here at YCCD. YFA Representative Council today approved a resolution that will be presented for discussion and approval to the MJC Academic Senate on re-inserting the YFA, Academic Senate, and CSEA leaders into the MJC Institute Day agenda for brief reports.

California Schools
Employee Association
(CSEA)

No official report was given this month.

Faculty Representative to
the Board of Trustees

Faculty Representative to the Board of Trustees Sam Pierstorff reported that many faculty exceed their contracted workload hours which, for some, causes stress, frustration, and burn-out. However, faculty's passion to see students succeed motivates them. Mr. Pierstorff gave examples of hard-working faculty members and emphasized one-person programs and adjunct workload issues, both of which carry excessive unpaid work obligations beyond contracted hours. Mr. Pierstorff commented that the true excellence of YCCD faculty and their commitment to students deserve our gratitude, attention, and support.

Academic Senate Activity
Reports

Modesto Junior College Academic Senate President Mike Adams reported that the past two Senate meetings have been devoted to study sessions, team-building activities, and reports. No new resolutions have been passed.

The Faculty Teaching and Learning Seminar held two presentations. On October 15 Ms. Adrienne Peek led hands-on examples of On-Course teaching techniques. On-Course is an innovative method of teaching that develops in students a sense of personal responsibility for learning. On November 5 a group of faculty members reported out on their attendances at the White Water Institute. The Institute focuses on teaching the core ideas of outcomes-based assessment and the value of program mapping and these are being used to develop program-level SLOs and improve our institutional assessment.

The MJC Academic Senate will meet next on November 18, in

the East Campus Faculty Lounge, from 3:45 p.m. to 5:30 p.m. The State Academic Senate Plenary Session begins tomorrow, November 11.

Columbia College Academic Senate past President Eric Andal gave a summary report for President Raelene Juarez, who was preparing for the Plenary Session. Mr. Andal reported the faculty hiring prioritization committee continues work and ten proposals were submitted; six replacements and four new. The Council continues to meet with faculty in their mentor/mentee groups. Modesto Junior College and Columbia College executive boards continue to meet in a spirit of collaboration. As a result of young veterans returning from Iraq with specific issues in common, a Veteran's Club has been formed. There were six students in attendance at the first meeting.

Leadership Team Advisory Council (LTAC)

Leadership Team Advisory Council President Spence Cooper reported that the Leadership Team will be meeting on, November 19 for a day of training. Also in the planning stages for this spring is a full day of leadership training under the direction of Interim Chancellor Joan Smith. Two positions on the Leadership Team Advisory Council will be open for next year. Voting will occur the first week of December with the results announced the following week. Mr. Cooper commented that leadership and management training is vital to the District. With the proper training we can maximize productivity, shape a positive culture and promote harmony. We will learn and improve our skills to provide quality management and leadership and enable the District to continue to meet its goals of providing high quality education for our students and a positive working environment for our staff.

16,326
Activities and
Announcements

Columbia College

Interim President Richard Jones reported that employees of the Legislators would be at Columbia College on Monday to talk to students, faculty, staff, and administrators. The goal is for the Legislative employees to find out what the colleges and the students need and what help might be available. The new Child Development Center passed the State of California State Licensing Inspection.

Interim President Richard Jones called the Board's attention to the following:

2nd Annual Veteran's Day Celebration

On Friday, November 12, 2010, Columbia College will host its 2nd Annual Veteran's Day Celebration. In gratitude for their service, the college invites current and prospective veteran students to an open house in the Columbia College Student Center from 1:00 p.m. to 3:00 p.m. Refreshments will be served and information will be available on all college programs and services.

Statewide Medical and Health Functional Exercise

Columbia College will participate in a Statewide Medical and Health Functional Exercise on November 18. Clarence Teem, Emergency Medical Services Coordinator of Tuolumne County Emergency Medical Services Agency, through the Tuolumne County Public Health Department, has requested this training occur at Columbia College. The scenario is an Improvised Explosive Device (IED) attack. The training will provide local emergency response agencies and college security personnel the opportunity to practice responding to this type of incident.

Students' Network with Sonora Pros

On November 12, in the Columbia College Cellar Restaurant, 15-20 business people from Sonora Pros (local business owners that meet every Tuesday morning to discuss issues and strategies for successful businesses) will host a luncheon for their group and 20-30 Columbia College students, having students network with business owners.

Modesto Junior College

MJC President Gaither Loewenstein reported that the MJC Speech and Debate Team won the 3rd place sweepstakes trophy for community colleges at the Kevin Towey Speech Tournament. Eight of the students received thirteen awards, including three first place awards. The Pirates' Log newspaper staff went to San Jose State for the journalism association of community colleges of Northern California conferences. Our Editor-In-Chief Paul Guerrero received the Editor-In-Chief recognition award. Nick Silva, one of the Pirates' Log reporters, won honorable mention for the editorial cartoon contest.

President Gaither Loewenstein called the Board's attention to the following:

Music Department Presents Fall Concert

The MJC Music Department has recitals and concerts scheduled for the next four weeks including High School Orchestra Day, Chopin: 200th Anniversary Tribute, Jazz Band in Concert, Annual Holiday Organ Recital, Symphonic Band Concert, MJC Community Orchestra Concert, MJC Community Concert Band, Holiday Festival of Choirs, and a Masterworks Chorus "Gloria" Concert. Information is available in the calendar of events online at www.mjc.edu.

MAPS Offers Benefit Concert

The Modesto Area Partners in Science will offer a Benefit Concert – Music and Fun with Aaron Durr and Guests on Friday, November 12 at 7:00 p.m. in the Auditorium. Vocalist and pianist Aaron Durr will perform, with appearances by Rachel Hall, Dr. Al Chemist, and Evan Berst, the 72-year-old Modesto dancer who appeared on America's Got Talent. The suggested donation is \$5 for the first person, \$3 for each additional family member.

Friends of Music Present Soprano in Concert

MJC Friends of Music will present Soprano Marnie Breckenridge in Concert on November 15 at 7:30 p.m. in the Music Recital

Hall. Ms. Breckenridge will perform arias and songs by Richard Strauss, Joaquin Rodrigo, Samuel Barber's *Knoxville: Summer of 1915*, and Bay Area composer Kurt Erickson's settings of Carl Sandburg texts. Tickets are \$12 general and \$10 for students/seniors and will be available at the door.

Lost Boys of Sudan Project with Keynote Speaker

The MJC Lost Boys of Sudan Project will present a free keynote address by Benson Deng, a Sudanese refugee and co-author of *They Poured Fire on Us from the Sky: The True Story of Three Lost Boys from Sudan*, on November 18, at 7:00 p.m. in the Auditorium. Mr. Deng was seven years old when Sudanese National Islamic militants attacked his village, forcing him, along with a brother and cousin, to flee a thousand miles on foot across Sudan to Ethiopia..

Energy Summit 2010 on November 18-19

MJC will hold an Energy Summit 2010 on November 18-19 at the Double Tree Hotel, with featured speakers David Rosner of the National Commission on Energy Policy and Brian Sehnert, senior architect for Green Building Services. Pre-summit tours focused on photovoltaic energy and home energy performance will be held November 18, with speakers and workshops held from 8:00 a.m. to 3:30 p.m. the next day. The event is open to the public.

Cross Country Team Holds Thanksgiving Day Fundraiser

The MJC Cross Country Team invites the community to their annual Modesto Turkey Trot on Thanksgiving Day, Thursday, November 25, in the Tuolumne River Regional Park in Modesto. The fun run begins with a ½ mile kids race (13 years and under) at 9:00 a.m., followed by the five kilometer run/walk at 9:20 a.m. Fee information and registration forms will be available online at <http://virtual.mjc.edu/athletics/>.

2010 Student Art Exhibition

MJC's 2010 Student Art Exhibition will be on display from November 29 through December 9 in the Art Gallery on East Campus. The art exhibit will showcase student work from art and photography classes and may be viewed free of charge Monday through Friday, 10:00 a.m. to 6:00 p.m. A reception will kick-off the exhibit on November 29, 3:00 p.m. to 4:30 p.m., in the Art Gallery.

Annual Staff Holiday Social

The MJC President's Holiday Social will be held on Wednesday, December 1, from 2:00 p.m. to 4:00 p.m., in the Student Center Fireside Lounge. MJC and YCCD employees are treated to refreshments and the Board of Trustees are invited to join staff for this afternoon of holiday cheer.

Theatre Department Presents Two One-Act Plays

The MJC Theatre Department will present *The Dutchman* and *Los Vendidos* directed by Professor Lynette Borrelli on December 2, 3, 4, 9, 10, and 11 at 7:30 p.m. and December 5, and 12, at 2:00 p.m. in the Little Theatre. Tickets are \$10 general and \$8 for students and seniors.

Yosemite Community College District

Interim Chancellor Joan Smith reported that the Trustees received a copy of the annual security/safety report from the campus of both colleges in compliance with the state and also the Clery Act. A presentation was made to Trustee DeMartini for years of dedication to the community with a Certificate of Merit to school and community. Also Trustee DeMartini received a Certificate of Recognition for eight years of service with the County Office of Education.

16,327

Presentations/Updates

Accreditation Update

Dr. Karen Walters Dunlap commented that the Accreditation Newsletter had previously been presented to the Board. MJC is in the process of doing the first review of the self-study. It is on the web for public viewing. The second draft will be available for review in mid-January. Dr. Dennis Gervin commented that the Columbia College initial drafts are complete. Rewrites are in progress. The goal is to finish them by the end of the semester and present the draft in Spring.

Service Agreements – Non-Construction

Vendor	Cost	Location	Purpose
DoubleTree Hotel	\$13,000	MJC	Catering Contract per Career Technical Education Grant

Bond Update

Citizens’ Bond Oversight Committee – The next regular meeting of the CBOC will be held on Wednesday, January 5, 2011.

Kitchell representative Mr. Mark Newton provided the Board with an update on the progress of the Library and the plans for transition.

Modesto Junior College: *Allied Health:* The general contractor is working to enclose the exterior of the building to weather proof. *Infrastructure/MJC West Roads Project:* The project is nearly complete. *Softball Concession Stand:* The project is currently bidding. *Agricultural Multipurpose Pavilion:* Work on the exterior and interior continue. *Science Community Center & GVM:* The ground floor slab will be complete this month. *Student Services:* The building exterior work is underway. *Founders Hall:* The project is in construction. *High Tech Center:* Currently in the design development drawing phase; design to re-start after a value engineering session.

Columbia College: *Science and Natural Resources:* The steel frame, roof and second floor decks are complete. Work has started on the exterior enclosure.

PROJECT	STATUS	START CONSTRUCTION
---------	--------	--------------------

Current Modesto Junior College Projects

Agriculture Beef and Sheep Unit	Close Out	August 2009
Agriculture Multipurpose Pavilion	Construction	August 2009
Allied Health	Construction	August 2009
Infrastructure Increment I	Construction	January 2010
Infrastructure Increment II	Prepare for Bid	January 2011
Science Community Center & GVM	Construction	July 2010
Student Services	Construction	April 2010
Softball Field	Complete	August 2009
Softball Concession Stand	Prepare for Bid	November 2010
Founders Hall	Construction	September 2010
Founders Hall Swing Space	Complete	April 2010
Founders Hall Secondary Effects	Complete	May 2010
High Tech Center	Design Development	April 2012

Current Columbia College Projects

Child Development Center	Complete	November 2008
Science and Natural Resources	Construction	July 2009
Pathways Project	Programming	Tbd

Current Educational Outreach Facilities

Calaveras	Programming	Tbd
Oakdale	Property Search	Tbd
Turlock	Property Search	Tbd
Patterson	Cost Estimate	Tbd

16,328

ACTION ITEMS

Consent Agenda

Fiscal Services

A motion was made by Trustee Rojas and seconded by Trustee Flores to approve action items A and B.

Trustee Riley expressed concern over the gift of horses in light of the operational budget, asking if this would be funded through the Ag Department. President Loewenstein reported the cost of ownership is being seriously addressed, commenting there is a need for a constructional support specialist. Most of the work will be done by students, but the specialist will provide oversight, and the cost will be minimal.

Purchase Orders

The Board approved the purchase orders issued from September 1, 2010 through September 30, 2010.

Grant Project

Applications/

Amendments/Renewals

The Board authorized the Yosemite Community College District to submit the following grant project applications/amendments and to enter into a contract with the appropriate agencies when the projects are selected for funding

AGENCY	Coll	Agency Share	Proposer Share
CA Dept of Education, Child Development Division, Quality Improvement Office	CS	\$1,163,269	-0-

Acceptance of Gifts

The Board of Trustees accepted with appreciation the following gift(s):

Donor	Gift	Coll	Program
Bronco Wine Company	Whatman Ultra High Purity Nitrogen Gas Generator Model 76-94	MJC	Chemistry
Mrs. Clifford D. Moyle	Thoroughbred Mare "Daffy's Girl"	MJC	ANSC 265 Introduction to Colt Training
Staci Brown	Quarter Horse Gelding "Pablo"	MJC	ANSC 265 Introduction to Colt Training
Janine Costilla	Quarter Cross Gelding "Jake"	MJC	ANSC 265 Introduction to Colt Training

Notice of Completion of Contract

The following project contracts have been completed and inspected. The Board of Trustees accepted the work performed as having been completed in accordance with the plans and specifications and authorize final payment of 10% of contract amounts.

Bid #	Project Name	College	Contractor	Original Amount
10-1643	MJC Secondary Effects	MJC	JHK Construction, Inc.	\$182,629

16,329

Personnel Items

The Board of Trustees approved the following Personnel Transaction Items:

PERSONNEL TRANSACTION LIST

Name	Position	Department	Coll	Effective
Retirements:				
Louise Crawford, 31 years of service	Great Valley Museum Manager	Science, Mathematics & Engineering	MJC	12/30/10
Ann (Frances) Alvernaz, 22 years of service	Bookstore Merchandise Buyer	Bookstore	YCCD	12/30/10
Joanne Larson, 42 years of service	Administrative Assistant	Human Resources	YCCD	12/30/10
Release of Assignment - Classified Management:				
Clement Xavier	Director of Media & Information Technology	Library & Learning Resources	MJC	10/19/2010
Temporary Increase in Assignment - Classified:				
Dave Chesnut	Program Specialist, from 25 to 29 hrs/week	CalWORKS/Job Placement	CC	11/15/10 - 6/30/11

Name	Position	Department	Coll	Effective
Promotional Appointment - Classified:				
Cheryl Garcia	Admissions & Records Technician	Admissions & Records	MJC	11/15/10
Tanya Smith	Admissions & Records Specialist	Admissions & Records	MJC	11/15/10
Arlene Sprague	Program Technician	Special Programs	CC	11/12/10
Probationary Appointment - Classified:				
Geoffrey S. Bennett	Campus Security Officer	Campus Safety	YCCD	11/12/10
John I. Griffin, III	Program Assistant (80%)	ASMJC, Student Development and Campus Life	MJC	11/11/10
Shawn Jordison	Alternate Media Access Specialist	Student Services	CC	11/12/10
Interim Appointment – Classified Management				
Nadia Vartan	Interim Director of Media & Information Technology	Library & Information Technology	MJC	11/12/10 (Not to exceed one year)
Resignations:				
Margarita Calderon	Child Development Center Associate Teacher	Family & Consumer Sciences/Wawona	MJC	10/28/10
Nancy Dahlin	Admissions & Records Specialist	Admissions & Records	MJC	11/2/10

Short-Term Appointee List

The Board of Trustees approved the following list of short-term appointees in accordance with state law (AB500-Goldberg).

Name	Classification	Department	Coll	Start Date	End Date
<i>Intermittent – creates pool of eligible employees available on an “on-call” basis. Typically used for critical areas such as security or to cover for mandated positions such as child care.</i>					
Megan Aguilar	Art Model	Arts & Science	CC	8/30/10	6/30/11
Brittany Bailey	Art Model	Arts & Science	CC	8/30/10	6/30/11
Krissy Baker	Child Development Center Associate Teacher	Family Services	CC	11/12/10	6/30/11
Jeff Carnegie	Art Model	Arts & Science	CC	8/30/10	6/30/11
Rebecca Eastman	Administrative Assistant	Health Services	MJC	11/15/10	6/30/11
Jessica Holden	Child Development Center Associate Teacher	Family Services	CC	11/12/10	6/30/11

Name	Classification	Department	Coll	Start Date	End Date
Karen Pedersen	Art Model	Arts & Science	CC	8/30/10	6/30/11
Jennifer Pierazzi	Art Model	Arts & Science	CC	8/30/10	6/30/11
Allyson Rasor	Child Development Center Associate Teacher	Family Services	CC	11/12/10	6/30/11
<i>Specially Funded or Temporary</i> – appointments made in response to specially -funded project and/or unexpected workload demand created by special projects or vacancies.					
Sean Castellano	Instructional Support Assistant	Business, Behavioral & Social Science	MJC	11/13/10	1/31/11
Denice Ford	Administrative Assistant	Workforce Training Center	MJC	11/11/10	6/30/11
Caitlin E. Lawrence	Program Technician	Ag & Environmental Sciences	MJC	1/3/11	6/30/11
Michele Marchy	Administrative Assistant	Counseling	MJC	11/15/10	6/30/11
<i>Substitute</i> – hired as a temporary replacement in the <u>same job classification</u> as a classified employee on an approved leave of absence.					
Vivian Fernandez	Administrative Secretary	Student Success	MJC	11/15/10	1/15/11

Adjunct Faculty Appointee List

The Board of Trustees approved the following list of new Adjunct.

Name	Department	College	Effective
Randi Nedom	Arts & Sciences	CC	Fall 2010

The motion carried 7-0.

16,330

Discussion Items

Academic Calendars 2011-2012 and 2012-2013

The 2011-2012 and 2011-2013 Academic Calendars were presented at this meeting for review and approval by the Board. A motion was made by Trustee Rojas and seconded by Trustee Hallinan to adopt the 2011-2012 Academic Calendar for Columbia College and Modesto Junior College.

The motion carried 7-0

2011 Summer Calendar

For a number of years, the colleges of the Yosemite Community College District have employed a 4/10 workweek during the summer months. Discussion ensued among Trustees and staff. Trustee Abshire expressed concern that the 4/10 summer schedule might create difficulty for classified employees and families. Jeff

Swank commented on concerns that the schedule might cause difficulty with child care. Trustees Hallinan and Riley commented they support the 4/10 schedule. Trustee Riley would like to look at it a year from now. Interim Chancellor Smith asked the Presidents to explore this for the next year. Trustee DeMartini expressed concern about the students and their opinions and would like more information. Trustee Dean commented that if employees are electing to use two hours of vacation time, she is concerned about productivity. Faculty Representative Sam Pierstorff reported there are no classes scheduled on Fridays. Trustee Hallinan commented that in tight budget times the cost savings need to be considered. Trustee Abshire commented the 4/10 schedule should be considered to reduce the amount of people on campus during construction.

A motion was made by Trustee Hallinan and seconded by Trustee Riley to authorize the use of the 2011 Summer Calendar.

The motion carried 7-0

Quarterly Report on the District's Financial Condition

Executive Vice Chancellor Teresa Scott gave the Quarterly Report on the District's Financial Condition. Chair Dean conducted a public hearing to review the District's financial report for the quarter ended September 30, 2010.

A motion was made by Trustee Abshire and seconded by Trustee Riley that the Board of Trustees directs staff to submit a copy of the required report to the Stanislaus County Superintendent of Schools and the California Community Colleges Chancellor's Office.

The motion carried 7-0.

Resolution Declaring Persons Performing Voluntary Services for Yosemite Community College District Employees of the District

Labor Code §3363 authorizes the Board of Trustees to declare a person who performs voluntary service without pay for a public agency an employee of the agency while performing such service. Voluntary service without pay shall include services performed by any person who receives no remuneration other than meals, transportation, lodging, or reimbursement for incidental expenses.

Resolution No. 10-11/06 approves those persons performing authorized voluntary service without pay for the Yosemite Community College District to be recognized as employees for workers compensation and general liability purposes.

A question was raised by Trustee DeMartini regarding additional costs to the District as far as workers compensation and claims. Executive Vice Chancellor Teresa Scott reported there have been very few claims from volunteers, only three over the last 15 years.

A motion and vote on this discussion item was made after discussion on the following item, Certificate of Consent to Self-Insure.

Certificate of Consent to Self-Insure

In order to maintain a self-insured workers' compensation program, public entities must obtain a Certificate of Consent to Self-Insure from the State of California's Department of Industrial Relations. The process to obtain certification requires an application from the District and a Resolution from the Board of its consent. Since 1993, Yosemite Community College District (YCCD) has maintained an Affiliate Certificate of Consent to Self-Insure as a member of the Valley Insurance Program Joint Powers Authority (VIPJPA).

As of October 1, 2010, VIPJPA joined the Alliance of Schools for Cooperative Insurance Programs JPA (ASCIP) as a member to secure its workers' compensation coverage. VIPJPA determined that the change would be in the best interest of its member districts, including YCCD. Due to this change, YCCD must resubmit an application to the Department of Industrial Relations to become an affiliate through ASCIP.

A motion was made by Trustee Flores, and seconded by Trustee DeMartini, that the Board of Trustees adopt and approve Discussion Item #4 - **Resolution No. 10-11/06** declaring persons performing voluntary services for Yosemite Community College District as District employees; and Discussion Item #5 - Certificate of Consent to Self-Insure, approving the application to become self-insured for workers' compensation as an affiliate of the ASCIP program.

The motion carried with a vote of 7-0.

16,331

COMMENTS

From the Board of Trustees

Trustee Riley reported attending the panel discussion of the *Lost Boys of Sudan Project*, and the MJC Foundation meeting for a five hour strategic planning session led by George Boodrookas. Gary Whitfield and President Loewenstein were in attendance as well. Trustee Riley reported he also attended the MJC Foundation Finance Committee meeting. Trustee Flores reported attending a preview showing of the Longoria Affair, the El Concilio dinner, and the AAUW Fundraiser at the Galaxy Theater showing the movie *Bottle Shock*. Trustee Rojas reported attending the El Concilio dinner, a meeting with Great Valley Museum where Wild Planet Day was held and there were 611 people that attended; many being students. He reported attending the showing of the *Lost Boys of Sudan*, a TRIO Committee meeting, and the recent VIPJPA meeting in Fresno with the new administration. Trustee DeMartini reported attending the El Concilio dinner, and the Ag Open House. Trustee Abshire expressed her appreciation to the faculty, staff and other Board members for allowing her to be part of the District, experiencing excellence in the way people serve and put students first. Trustee Dean reported on many of the past memories during her term as Trustee and expressed her thanks as well to all who are part of the District that make such a difference, such as the work on

the Measure E projects and most of all caring about student success.

The Board of Trustees returned to Closed Session at 9:10 p.m.

16,332
Report Out From
Closed Session

At 9:45 p.m. the Board of Trustees returned to Open Session.
There was no report out.

16,333
ANNOUNCEMENTS

The next regular meeting of the Board of Trustees will be held on Wednesday, December 8, 2010. Closed session will begin at 3:30 p.m. and open session at 5:30 p.m. in the Yosemite Community College District Board Room, Yosemite Community College District, 2201 Blue Gum Ave, Modesto, California.

The meeting adjourned at 9:50 p.m.

Pat Dean, Chair
YCCD Board of Trustees

Joan E. Smith, Secretary
YCCD Board of Trustees