

****REVISED AGENDA**
YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES
FOUR HUNDRED SEVENTY-EIGHTH REGULAR MEETING
DECEMBER 8, 2004

1:00 P.M. -- Lunch and tour of the Calaveras Center at the Glory Hole Center in Angels Camp

3:30 P.M. -- Call meeting to order – at Columbia College in the Community Education Classroom, Manzanita Building

Since this is the annual organizational meeting, the Chancellor will call the meeting to order and preside during the election of the Board Chair.

Pledge of Allegiance to the Flag

*****Election results will be reported and administration of Oath of Office to Recently Reelected Board Members administered.***

Reorganization of the Board of Trustees

Education Code section 35143 requires that the annual organizational meeting of the Board of Trustees be conducted within 15 days after the first Friday in December. In compliance with this code section, it is necessary for the Board of Trustees to accomplish the following:

1. Elect a chair;
2. Elect a vice chair with authority and power to act on behalf of the Chair of the Board in the event of his/her absence;
3. Appoint Dr. Jim Williams as secretary to the Board of Trustees;
4. Appoint the Chancellor's Administrative Assistant as stenographer for the Board of Trustees;
5. Designate the time and place of the regular meetings of the Board of Trustees;
6. Appoint a voting representative to attend the Stanislaus County annual meeting where vacancies on the Stanislaus County Committee on School District Organization are filled;
7. Appoint a member to serve on the Stanislaus County Schools Board Association.

Special Presentation

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.

3:45 P.M. – (Approximately) adjourn to closed session – Manzanita Conference Room

CLOSED SESSION AGENDA:

- Discussion:
1. Pursuant to G. C. Section 54957
Discipline/Dismissal/Release/Appointments
Evaluation of Columbia College President
 2. Pursuant to G. C. Section 54956.9(a) – Litigation
Case: Ace vs. YCCD, No. F042272
 3. Pursuant to G. C. Section 54956.9(b)
Significant Exposure to Litigation: Four cases
 4. Pursuant to G. C. Section 54957.6 - Conference with Labor Negotiations
District representatives: J. Williams, T. Scott, D. Wirth, G. Railey
Employee Organizations: CSEA, YFA

5:30 P.M. – Reconvene to open session – Community Education Classroom, Manzanita Bldg.

Report out from Closed Session (if any)

Approval of the Minutes

RECOMMENDATION: That the Board of Trustees approve the minutes of the regular meeting of November 10, 2004.

I. REPORTS AND INFORMATION ITEMS

- A. Student Activity Reports
- B. Academic Senate Activity Reports

I. REPORTS AND INFORMATION ITEMS

C. Activities and Announcements

1. Hamilton Named California's Professor of Year

Ted Hamilton has been named as California's Professor of the Year by the Council for Advancement and Support of Education (CASE) and The Carnegie Foundation for the Advancement of Teaching. This year's winners were selected from a pool of nearly 300 nominees and were honored at receptions in Washington, D.C. Hamilton, who was recognized for his "extraordinary dedication to undergraduate teaching," has taught at both YCCD colleges and joined the Columbia College faculty in 1998.

2. Columbia College Educators in Who's Who

Professors John Carter, Ted Hamilton, Maryl Landess, Dr. Micha Miller, Dr. Joseph Ryan, Dr. Jeff Tolhurst and Jim Toner were selected for the 2004 edition of *Who's Who Among America's Teachers*. Chosen by community members as the most influential educators at the college, they join the ranks of our nation's most respected teachers. In addition, Dr. Jim Riggs has been nominated for inclusion in *The Contemporary Who's Who of Professionals* for his "overall contributions to society and professional accomplishments."

3. Columbia College Fire Academy Graduation

Columbia College's Fire Academy will present its fall graduation ceremony on December 11 in the Dogwood Forum. Chief George Melendrez, the academy director, will present certificates to 13 graduates of the program, who have successfully completed the educational courses and stringent manipulative training.

4. Columbia College Foundation Holiday Brunch

The annual Columbia College Foundation Holiday Brunch will be held on Sunday, December 12 at the City Hotel. Two seatings are available for this popular event: 11:00 a.m. and 1:15 p.m. Cost is \$35 per person and tickets can be obtained from the President's Office at 588-5115.

5. Native American Month Celebrated at Columbia College

A national Native American Month celebration was hosted for the public by the local Me-Wuk Tribal Educational Department at the Columbia College Round House on November 24. Among the many activities were a drum circle and other traditional rituals around an open fire. Tribal elders led the ceremonies, which included prayers, an honoring song on the flute and reading of the proclamation declaring November as Native American Month.

I. REPORTS AND INFORMATION ITEMS

C. Activities and Announcements

6. Sounds of the Season Performance

The Columbia College Community Chorus, under the direction of John Carter, presented a selection of holiday music for the community on December 3, 4 and 5. Accompanied by an orchestra, the chorus performed *Ceremony of Carols* by Britten, *Te Deum Laudamus* by Haydn, and excerpts from *Christmas Oratorio* by Bach.

7. Holiday Art Show in Rotunda

The Annual Holiday Art Show in the Columbia College Rotunda will conclude on December 8. On display are numerous works of art, which range from artistic figurative etchings to creative ceramics – all showcasing the talents of the College's students.

8. Fall School Enrollments

Fall semester at MJC and Columbia College began August 30, 2004, and will end on December 18, 2004. The college presidents will provide the Board of Trustees an update on fall enrollments.

9. Mary Shea Named CVC Coach of the Year

MJC Men's and Women's Cross Country coach Mary Shea has been named Central Valley Conference (CVC) Coach of the Year for the third year in a row. The Pirates made history this fall when both the men's and women's Cross Country Teams were Central Valley Conference Champions, an accomplishment that has never been equaled in MJC history. It is also the third year in a row that an MJC woman has been named CVC Athlete of the Year. Irma Gonzalez garnered this honor in 2002 and 2003 and Linsey Van Zant was the honored recipient this year. Congratulations to Coach Shea and her student athletes!

10. MJC President to Host Holiday Social

Modesto Junior College Interim President Bill Scroggins will hold a Holiday Social for MJC and Central Services employees on Thursday, December 9, 2:00 p.m. - 4:00 p.m. in the Student Fireside Lounge on East Campus. Choral entertainment will be provided by Director of Choirs Daniel Keller and his voice students. Trustees are invited to attend the open house for some holiday refreshments.

I. REPORTS AND INFORMATION ITEMS

C. Activities and Announcements

11. College Institute Days

Modesto Junior College's Spring Institute Day, co-chaired by Jeff Swank and Wes Page, will be held Friday, January 7, 2005. The staff development day will carry the theme of "Making Magic at MJC." Entertainment will be provided by magician Lou Serrano, and the afternoon will feature a variety of staff workshops. In the evening, Lou Serrano will perform another magic show at 7:00 p.m. in the MJC Music Recital Hall that will be open to the public. Tickets will be \$5 general admission and \$2 for children.

Columbia College will hold its In-service day on Thursday, January 6, 2005, beginning at 8:15 a.m. An all-college meeting will include sabbatical leave reports, introduction of new employees and an accreditation update. Morning breakout sessions are scheduled on Student Learning Outcomes, Transformational Learning, Distance Education and Search Committee Guidelines. Lunch will be provided and division/senate meetings will be held in the afternoon.

12. MJC to Host Martin Luther King Jr. Commemoration

Modesto Junior College will again co-sponsor the Martin Luther King Jr. Commemoration on Saturday, January 15, 2005, which will feature actor and activist Mike Farrell as the keynote speaker. The free program will begin at 7 p.m. in the MJC Auditorium. Mike Farrell is most famous for his part as Captain B.J. Hunnicutt in the TV-series M*A*S*H. His eight years with the series encouraged him both to write and direct several episodes, earning him nominations for the Director's Guild and Emmy Awards. Not only is Farrell active in the film industry, he has become an outspoken political and social activist. Opposition to the death penalty is one of Farrell's focal points, and he lectures on this topic all over the US. Please join us for this free community event.

13. CCLC Annual Convention

On November 18-20, the Community College League of California held its annual convention in Anaheim. The convention's theme was "Vision Beyond Crises... Making Magic in California's Community Colleges." Trustee Abe Rojas, Student Trustee Andrea Garfinkel-Castro, Interim Chancellor Williams, Interim MJC President Scroggins, and other staff attended the three day convention, which also included a number of workshops, concurrent sessions, and partner conferences. Two workshops were lead by YCCD staff. Dr. Scroggins and Mike Sundquist, Professor of Theatre at MJC presented "Experiences with the MJC Summer Institute," while Linda Hoile, MJC Director of Marketing and Public Relations, lead a panel on "Making Marketing Magic: 'How'd They Do That?'" Trustee Rojas, Student Trustee Garfinkel-Castro and staff will comment on their observations.

I. REPORTS AND INFORMATION ITEMS

D. Presentations/Updates

1. CampusWorks and Datatel Update

Bill Woodard, Information Systems Director, and other staff members will give the Board of Trustees a brief progress report on CampusWorks, Datatel's and YCCD's IT staff efforts to solve our software problems.

2. Columbia College Works Closely with Area High Schools

Robert Gaskill, Superintendent of Sonora Union High School District will briefly address the Board of Trustees regarding the efforts of Columbia College and the high schools within the Sonora High School District over the past few years to develop joint programs.

3. Columbia College Hospitality Management Program Presentation

The American Culinary Federation (ACF) is a national organization that certifies culinary arts programs who meet nationally recognized standards in the industry. The Columbia College Hospitality Management program has recently participated in a three-year review cycle to recertify the program for a five-year period. Gene Womble, Hospitality Management Program Coordinator, will present information to the Board of Trustees regarding the program and the ACF certification.

4. Wildland/Urban Interface Fire Management Program Presentation

Columbia College, in collaboration with the U. S. Forest Service and California Department of Forestry, has developed a Wildland/Urban Interface Fire Management Degree. This degree, as an additional option in the Fire Technology Program, will provide students with coursework designed to prepare them to manage fires where urban and wild land areas overlap. Representatives of Columbia College, U. S. Forest and California Department of Forestry will present information to the Board of Trustees regarding the program.

5. Columbia College Road Access

A group of local citizens will make a brief presentation regarding the road access into Columbia College and possible alternatives to improve the access and traffic flow to and from the college. President Jim Riggs also will be available to answer trustees' questions.

II. ACTION ITEMS

A. Consent Agenda

1. ☆Purchase Orders

RECOMMENDATION: That the Board of Trustees approve the purchase orders issued from October 1, 2004 through October 31, 2004.

2. Acceptance of Gifts

RECOMMENDATION: That the Board of Trustees accept with appreciation the following gift:

- a. A Microwave moisture analyzer from Bronco Wine Company, to be used for the chemistry and foods science programs in the Science, Mathematics & Engineering Division at Modesto Junior College.

3. Sabbatical Leave Reports

Final reports have been received and approved by the college presidents for the Columbia College and MJC faculty who were on sabbatical leave in 2003-2004.

RECOMMENDATION: That the Board of Trustees accept the 2003-2004 sabbatical leave reports from the following faculty:

2003-2004 Academic Year

Patricia Harrelson – CC
Richard Anderson – MJC
Kimberly Gyuran – MJC
Daniel Keller – MJC
Rose LaMont – MJC

2003 Fall Semester

David Baggett - MJC

4. Notice of Completion of Contract

The contract for the Swimming Pools at Modesto Junior College, East Campus, Bid #04-1531, in the amount of \$1,712,791, has been completed and inspected.

RECOMMENDATION: That the Board of Trustees accept the work performed by Acme Construction Company, Inc., on the Swimming Pools at Modesto Junior College, East Campus, Bid #04-1531, as having been completed in accordance with the plans and specifications, and authorize final payment of \$171,279 to be made.

II. ACTION ITEMS

A. Consent Agenda

5. Notice of Completion of Contract

The contract for the Pavement Repairs at various sites at Modesto Junior College, Bid #04-1538, in the amount of \$93,325, has been completed and inspected.

RECOMMENDATION: That the Board of Trustees accept the work performed by Valley Slurry Seal Company, on the Pavement Repairs at various sites at Modesto Junior College, Bid #04-1538, as having been completed in accordance with the plans and specifications, and authorize final payment of \$9,332.50 to be made.

6. ☆Project Applications/Amendments

RECOMMENDATION: That the Board of Trustees authorize the Yosemite Community College District to submit the following project applications/amendments and to enter into a contract with the appropriate donor agencies when the projects are selected for funding:

- a. Strengthening Pre-Collegiate Education In Community College – MJC
Submitted to William and Flora Hewlett Foundation/Carnegie Foundation for Advancement of Teaching
Agency share: \$89,700; Proposer share: \$0
- b. Child Care Instructional Materials – MJC/CC
Submitted to the California Dept. of Education
Agency share: \$3,851; Proposer share: \$0

II. ACTION ITEMS

B. Personnel Items

1. Retirement – Academic

RECOMMENDATION: That the Board of Trustees grant emeritus retirement status to Phyllis T. Greenleaf, Professor of Child Development, Columbia College, effective May 1, 2005, and officially commend her for 14 years of valuable service to the District.

2. Appointment – Educational Administrator

RECOMMENDATION: That the Board of Trustees approve the appointment of Dennis Gervin to the position of Vice President for Student Learning, Columbia College, effective January 1, 2005.

3. Appointment – Educational Administrator

RECOMMENDATION: That the Board of Trustees approve the appointment of Michael Torok to the position of Dean of Science, Mathematics & Engineering, Modesto Junior College, effective January 1, 2005.

4. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Shelly Moullyn to Interpreter for the Deaf III (25%), Disability Services, Modesto Junior College, effective December 1, 2004 (8-month work year).

5. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Miriam Escher, Custodian, Facilities Operations, Columbia College, effective December 6, 2004.

6. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Craig Pucket, Maintenance III/Plumber, YCCD Facilities Planning & Operations, effective December 1, 2004.

II. ACTION ITEMS

B. Personnel Items

7. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Chris Carpenter, Maintenance III/Painter, YCCD Facilities Planning and Operations, effective December 13, 2004.

8. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Sabino Vasconcelos, Maintenance II/Grounds, YCCD Facilities Planning and Operations, effective December 13, 2004.

9. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary classified appointment of Sounisa Manivong to the position of Program Representative II, Grant Development, YCCD, effective December 1, 2004.

10. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Kenneth Sholar to Laboratory Assistant I, Business, Behavioral & Social Sciences, Modesto Junior College, effective December 1, 2004 (11-month work year).

11. Appointment – Classified Management

RECOMMENDATION: That the Board of Trustees approve the classified management appointment of Trudy Lackey, Manager of Calaveras Education Center/Community Education Coordinator, Columbia College, effective December 6, 2004.

12. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Patricia Ramirez, Admissions and Records Technician III, Columbia College, effective December 1, 2004.

II. ACTION ITEMS

B. Personnel Items

13. Promotional Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of Joan Van Kuren to Secretary III (75%), Science, Mathematics and Engineering, Modesto Junior college, effective December 9, 2004.

14. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Cynthia Taylor, Cook/Baker, Columbia College, effective October 29, 2004.

15. Resignation – Classified (Contract) Management

RECOMMENDATION: That the Board of Trustees accept the resignation of Gizel Ebrahimoff, Human Resources Supervisor, YCCD, effective December 10, 2004.

16. Increase in Assignment – Classified

RECOMMENDATION: That the Board of Trustees approve an increase in assignment for Tana Dennen, Museum Technician II, Science, Mathematics & Engineering, Modesto Junior College, from 60% to 70%, effective December 1, 2004.

17. Increase in Assignment – Classified

RECOMMENDATION: That the Board of Trustees approve an increase in assignment for Molly Flemate, Museum Technician II, Science, Mathematics & Engineering, Modesto Junior College, from 60% to 70%, effective December 1, 2004.

18. Temporary Increase in Assignment – Classified

RECOMMENDATION: That the Board of Trustees approve a temporary increase in assignment for Ann Crawmer, Account Technician I, Accounts Payable, Central Services, from 50% to 100% effective November 29, 2004 to December 22, 2004.

19. ☆Short –Term Appointee List

RECOMMENDATION: That the Board of Trustees approve the list of short-term appointees in accordance with recently adopted state law (AB500-Goldberg).

II. ACTION ITEMS

C. Discussion Items

1. ☆Resolution to Implement the Bond

At the July 14, 2004, Board meeting, the Board adopted Resolution No. 04-05/001 requesting the Registrars of Voters in Stanislaus, Tuolumne, Calaveras, San Joaquin, Santa Clara, and Merced Counties to call elections under the provisions of Proposition 39 and submit to the electors of the District the question of whether general obligation bonds of the District in the aggregate principal amount not to exceed \$326,174,000 shall be issued and sold. The election was held on November 2, 2004. Measure E passed with approximately 60% support of the electors.

The bond will enable the District to repair, construct and equip buildings, classrooms, libraries, and science labs. It will also allow the District to establish new and expanded college education centers in Turlock, Oakdale, Patterson, and Calaveras County and to purchase land. In addition, the bond will provide resources to modernize classroom technology.

The District will move forward with the sale of the first series of bonds in the Spring of 2005. In order to begin the sale of the bonds the Board of Trustees must first adopt a series of resolutions to implement the bond program. The first of these resolutions is before the Board tonight.

Resolution No. 04-05/03 states the Board's intent to issue tax-exempt obligations (the "Reimbursement Resolution"). The Reimbursement Resolution will allow the District to spend its own money now on bond projects and allow it to be reimbursed from the bond proceeds when the bonds are issued.

Robert Barna, Citigroup, and David Casnocha, Stradling Yocca Carlson & Rauth, will be present at the Board meeting to answer questions.

RECOMMENDATION: That the Board of Trustees adopt Resolution No. 04-05/03 stating the Board's intent to issue tax-exempt obligations (the "Reimbursement Resolution").

II. ACTION ITEMS

C. Discussion Items

2. ☆Board Policy 3740 – Second Reading

Attached is YCCD Board Policy 3740 (Citizens' Oversight Committee), to establish a committee that will inform the public of the progress of the Measure E bond expenditures and ensure that revenues are expended for the described purposes. The Community College League of California Board Policy & Administrative Procedure Service has determined that this policy is legally advised for districts that have a bond measure authorized pursuant to the conditions of Proposition 39, as defined in the California Constitution.

RECOMMENDATION: That the Board of Trustees conduct a second and final reading and adopt Board Policy 3740 – Citizen's Oversight Committee.

3. Board of Trustees Stipends

During its recent retreat, the Board of Trustees requested that staff review the California Education Code regarding compensation for trustees. Education Code 72425 allows for trustees to be compensated.

The latest survey of California Community College Boards of Trustees that receive compensation was previously provided to trustees for their review.

RECOMMENDATION: That the Board of Trustees review the information provided and direct staff whether or not to modify existing Board policy to reflect compensation for trustees.

4. ☆2005-2006 Academic Calendars

The 2005-2006 academic calendars for Columbia College and Modesto Junior College are attached. The fall and spring terms allow for the full-time faculty obligation of 171 instruction days and four flex days, two of which are identified as Institute Days. Summer term 2005 is structured for 15 weeks. Beginning and ending dates for summer sessions will vary in order to maximize flexibility.

RECOMMENDATION: That the Board of Trustees approve the 2005-2006 academic calendars for Columbia College and Modesto Junior College.

II. ACTION ITEMS

C. Discussion Items

5. Spanish Study in Mexico – Summer 2005

Modesto Junior College is seeking Board approval of “Spanish Study in Mexico” for summer 2005. This will be the fifth year in a row for the program. Beginning on June 17, and ending on July 16, instruction will be offered in all transfer level Spanish classes and in Conversational Spanish. Instruction will take place at the Spanish Language Institute in Cuernavaca. Students will be housed in home stays with Mexican families, study six hours a day at the Spanish Language Institute, immerse themselves in Mexican culture and gain MJC credit for the courses they take. Native Mexican instructors teach all the classes. The Institute also arranges guided excursions to many places of interest, including the pyramids of Teotihuacan, Xochicalgo Archeological Zone, the National Museum of Anthropology in Mexico City, the Frida Kahlo Museum, Taxco, Puebla and Cholula. The cost will be approximately \$1,900, excluding the cost of excursions and personal expenses. Faculty member Mari Carmen Garcia will present a short video and will be available to answer any questions.

RECOMMENDATION: That the Board of Trustees approve the Spanish Study in Mexico for Summer 2005 for Modesto Junior College.

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, January 12, 2005. Closed session will begin at 3:30 p.m. and open session at 5:30 p.m. at YCCD Board Room, 2201 Blue Gum Avenue, Modesto.