

**AGENDA**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FOUR HUNDRED SIXTY-EIGHTH REGULAR MEETING**  
**FEBRUARY 11, 2004**

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**4:00 P.M.** Call to Order – YCCD Board Room

- Discussion:
1. Pursuant to G. C. Section 54957 - Public Employee Discipline/Dismissal/Release
  2. Pursuant to G. C. 54957.6 - Collective Bargaining (CSEA)

**5:30 P.M.** – Reconvene to open session – YCCD Board Room

**Public Comment on Agenda Action Items:** Persons who want to address the Board of Trustees on an agenda action item (Section II) may do so after being recognized by the Chair of the Board and before Board discussion. All speakers should complete a Speaker Request form in advance and give it to the Board stenographer. Individuals will be allowed a maximum of five (5) minutes per topic.

**Comments from the Public:** Persons who want to comment on an Agenda Information Item (Section I) or Board business issues not included on the agenda can do so as part of agenda item **III.A.** All speakers should complete a Speaker Request form in advance and give it to the Board stenographer. Individuals will be allowed a maximum of five (5) minutes per topic.

**Other guidelines may apply. See Board Policies #7345 and #7346.**

Pledge of Allegiance to the Flag

Report out from Closed Session (if any)

Approval of the Minutes

RECOMMENDATION: That the Board of Trustees approve the minutes of the regular meeting of January 14, 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. Dean's Lists

The Fall 2003 semester Dean's List was announced with 149 students named at Columbia College and 724 students at MJC. The Dean's List acknowledges full-time students who have achieved a 3.5 cumulative grade point average or better with no grade lower than "C" and at least 12 completed units of work in associate degree-applicable courses. Congratulations to these excellent students.

#### 2. Columbia College Instructor John Carter Honored

Music professor John Carter has been named to the *Who's Who Among America's Teachers, 2004*, which recognized the top 5% of educators in the country. Nominations for the honor must come from former students, who have been recognized for academic excellence themselves in *Who's Who Among American High School Students* or *The National Dean's List*. Carter has taught at the college for 20 years and also directs the Columbia College Community Chorus.

#### 3. Annual African American Education Conference & Teen Summit

MJC will hold its 16<sup>th</sup> Annual African American Education Conference & Teen Summit on Saturday, February 21, 2004, from 8 a.m. to 4 p.m. on MJC's East Campus. The conference is designed to help community youth in grades 7-12 gain the necessary skills and motivation to stay in school and continue on to college. This year's program will feature keynote speaker Dr. Joe Marshall, co-founder and executive director of the Omega Boys Club "Street Soldiers." Conference admission is free, however, pre-registration is requested. Registration forms are available at the MJC Student Development Office of East Campus or by calling 575-6700.

#### 4. Staff Recognition Dinner

Due to the availability of a Golden Handshake after March 19, most retirement notices will be made later than usual this year. Because the Staff Recognition Dinner Committee needs adequate time to prepare for this event, the date has been changed to May 20 at The Seasons Catering (formerly the Elks Lodge), in Modesto. Please save this date and help us recognize our many wonderful colleagues who will be retiring.

#### 5. Board Meeting Broadcast

Due to the change in the board meetings from Tuesday to Wednesday, the amount of time necessary to record and deliver a tape for broadcast on that same Friday is not adequate. Therefore, the new broadcast will be Tuesday of the following week of recording from 12:30-3:30 p.m. on Channel 2 – Public Access. This was the only alternative and no evenings are available.

**I. REPORTS AND INFORMATION ITEMS**

C. Activities and Announcements

6. Community College Times Article

Chancellor Fisher was recently asked by the Community College Times a nationwide community college publication, to write an op ed piece for their Martin Luther King Holiday and Black History Month issue. We were pleased to learn that the article was published in the Times' January 20, 2004 edition. Inclusion of this article in this national publication reflects favorably upon the district and serves to enhance the district's reputation and commitment to equity and diversity.

7. Kaiser Permanente Donation

Kaiser Permanente recently opened two medical clinics in Modesto and has plans for a major hospital that will open in part by 2005 and be completed by 2007. They have been working closely with the MJC Allied Health Department to increase the number of professionals available to work at their facilities. Kaiser previously made a \$50,000 donation to the MJC Foundation in support of college programs and nursing scholarships in particular. At a community event held at the McHenry Mansion on January 29, Kaiser made another generous donation to the Foundation in the amount of \$165,000. These funds will be used to remodel, renovate and equip a new clinical teaching facility on the MJC campus. Ms. Diane Wirth, Dean of Allied Health/Family and Consumer Science, will be available to share additional information and answer any questions.

## I. REPORTS AND INFORMATION ITEMS

### D. Presentations/Updates

#### 1. The Bellwether Award

YCCD has been honored as one of ten finalists nationwide for the Bellwether Award. The Bellwether Award is given annually to recognize outstanding and innovative community college programs. Our district was invited to make a presentation on our Beyond Tolerance Initiative at the 2004 Community College Futures Assembly on February 1. Trustee Abe Rojas, Venesse Metcalf, Director of Human Resources, Jim Johnson, Dean of Arts, Humanities and Communication, and Felicia Osnaya, Technology Manager, represented YCCD at the Futures Assembly and will discuss their experience.

#### 2. State Budget Update

Since the last Board meeting, more details of the Governor's proposed budget for community colleges have been released, including the possible impact for YCCD. In general, given the state's fiscal condition, the proposal is as good as could be expected. Certainly, it is more positive than that proposed for most other public agencies. However, the Governor's proposal is based on the passage of Proposition 57. If that proposition fails, his proposal will be moot and community colleges, as well as all public services, will be subject to both mid-year cuts in March and drastically reduced funding in 2004-2005. Teresa Scott, Vice Chancellor for Fiscal Services, will present the latest available information.

#### 3. CCLC Legislative Conference - Sacramento

On January 25-26, the Community College League of California held its annual Legislative Conference. Representatives from YCCD attended to receive the latest information regarding the Governor's budget proposal, important propositions affecting community colleges on the March ballot, and to hear from various state agency representatives and legislators on political strategies. Six trustees, both college presidents, the chancellor and staff also scheduled appointments and met with YCCD's six area legislators and/or their representatives (Senators Jeff Denham, Chuck Poochigian, Rico Oller; and Assemblymembers Dave Cogdill, Greg Aghazarian, and Barbara Matthews). Trustees will comment on their observations.

#### 4. National Legislative Summit – Washington, D.C.

On February 9-10, Trustees Linda Flores and Delsie Schrimp joined Chancellor Fisher in representing the YCCD at the National Legislative Summit in Washington D.C. The focus of the gathering was on key issues before the Congress this year that impact community college students. The Chancellor moderated a general session of the entire conference on the topic of the Reauthorization of the Higher Education Act and served as the facilitator for the California Briefing Session. Trustees and the Chancellor also met with our area congressional representatives and will provide a report.

## II. ACTION ITEMS

### A. Consent Agenda

#### 1. ☆Purchase Orders

RECOMMENDATION: That the Board of Trustees approve the purchase orders issued from December 1, 2003 through December 31, 2003.

#### 2. Acceptance of Gifts

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

- a. A greenhouse humidifier from Charles Tieman to be used for the commercial greenhouse in the Ag and Environmental Sciences Division at Modesto Junior College.
- b. Auto parts from Heritage Ford to be used in the Automotive Technology and Auto Body program at Modesto Junior College.
- c. Construction materials from Lowe's #1086 to be used in the Construction Technology program at Modesto Junior College.
- d. A LX200 Schmidt-Cassegrain telescope and field tripod from Brad Hawn to be used for the astronomy program at Modesto Junior College.
- e. Thirty tons of almond hulls from Ty Angle Ranch to be used in the Sheep Unit at Modesto Junior College.
- f. Nine hundred bales of grass/clover hay from Myron Strasser, Jr. to be used for the Livestock Judging Team to help students attend national judging contests at Modesto Junior College.

#### 3. LRC Building Name

With consensus from the Facilities Committee, Columbia College agreed upon the name *Tamarack Hall* for the new Learning Resource Center building. The process was inclusive and included the College Council and the library/tech staff, and consultation with the science and natural resources faculty. The name fits within the naming scheme that was established and used for all of the Columbia College buildings.

RECOMMENDATION: That the Board of Trustees approve the name of *Tamarack Hall* for the Columbia College new Learning Resource Center Building.

## II. ACTION ITEMS

### A. Consent Agenda

#### 4. Sabbatical Leave Reports – MJC

Final reports have been received and approved by the college president for MJC faculty who were on sabbatical leave in 2002-2003.

RECOMMENDATION: That the Board of Trustees accept the 2002-2003 sabbatical leave reports from the following MJC faculty:

#### Academic Year 2002-2003

Marianne Franco  
Stan Spector  
Tim Vaughan

#### Fall Semester 2002

Sue Adler  
Alex Beattie  
Derek Madden  
Jane Mengel  
Brian Sanders  
Charmaine Wesley-Hartman

#### Spring Semester 2003

Linda Kropp  
Terry Hartman

#### 5. ☆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. SBC Foundation Grant/Technology Outreach for Hispanic Businesses – MJC  
Submitted to Stanislaus County  
Agency share: up to \$11,820  
Proposer share: \$0
- b. Japanese Agricultural Training Program - MJC  
Submitted to the Japan Agricultural Exchange Council  
Agency share: \$104,305; Proposer share: \$0
- c. Corporate College Services – MJC  
Submitted to YCCD Head Start Hispanic Services Partnership  
Agency share: \$8,320; Proposer share: \$0

## II. ACTION ITEMS

### B. Personnel Items

1. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Cindy Ann Rose, Support Staff II, Student Services, Columbia College, effective January 20, 2004.

2. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Karin Collins, Program Representative III, Child Development Training Consortium, Modesto Junior College, effective January 20, 2004, contingent upon funding.

3. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Regina Amador, Administrative Secretary, Ray Simon Criminal Justice Training Center, Modesto Junior College, effective January 28, 2004.

4. Probationary Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Cindy Buie, Bookstore Operations Lead, Columbia College, effective January 30, 2004.

5. Promotional Appointment - Classified

RECOMMENDATION: That the Board of Trustees approve the promotional appointment of Thomas Lee, Software/Network Analyst, Technology Services, Modesto Junior College, effective January 28, 2004.

6. Probationary Appointment – Classified

RECOMMENDATION: That the Board of Trustees approve the probationary appointment of Jacqueline Jordan to Instructional Assistant II, Center for Learning Assistance (CLA)/Basic Skills, Literature & Language Arts, Modesto Junior College, effective February 2, 2004, contingent upon funding (10-month work year).

## II. ACTION ITEMS

### B. Personnel Items

7. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Fatima Bettencourt Mendes, Child Development Center Associate Teacher, Allied Health/Family & Consumer Science, Modesto Junior College, effective January 8, 2004.

8. Resignation - Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Gloria Miller, Scholarship Coordinator, Financial Aid/Scholarship Office, Modesto Junior College, effective January 2, 2004.

9. Resignation - Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Laura Filice, Child Development Center Associate Teacher, Allied Health/Family & Consumer Science, Modesto Junior College, effective January 9, 2004.

10. Resignation – Classified

RECOMMENDATION: That the Board of Trustees accept the resignation of Daniel Olmos, Campus Security I, YCCD, effective February 6, 2004.

11. Voluntary Reduction of Assignment - Classified

RECOMMENDATION: That the Board of Trustees approve a voluntary reduction in assignment from 20 hrs/week (50%) to 19 hrs/week (47.5%) for Rebecca Heinrich, Custodian, Yosemite Community College District, effective February 1, 2004.

12. Classified Reduction in Force

On November 12, 2003, the Board approved a reduction in classified staff and authorized appropriate notification to affected personnel. The notice was provided in a timely manner in accordance with state law and the classified negotiated agreement.

RECOMMENDATION: That the Board of Trustees confirm the termination of employment of Teresa Finley, Program Representative I, Modesto Junior College, effective December 31, 2003.



## II. ACTION ITEMS

### B. Personnel Items

#### 13. ☆Short-Term Appointee List

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

## II. ACTION ITEMS

### C. Discussion Items

#### ☆Propositions

The boards of the California Community College Trustees (CCCT) and Chief Executive Officers of the California Community Colleges (CEOCCC) traditionally have taken positions on initiatives that could have a significant impact on community college programs and services. Both the CCCT and CEOCCC recommend that local boards take a "Support" position on each of the following propositions. Additional background material has been provided previously to trustees.

1. **Proposition 55** allows the state to issue \$12.3 billion of general obligation bonds for construction of K-University school facilities. For community colleges, \$920 million would be allocated for new construction, related infrastructure, upgrades and to purchase equipment to be used in these buildings. At stake for YCCD is \$12.21 million for construction and equipment for the MJC Auditorium Renovation/Expansion project. In the last bond in 2002, we received \$1.026 million for preliminary plans and working drawings for this facility, as well as funding for Columbia College's Learning Resource Center.

RECOMMENDATION: That the Board of Trustees approve Resolution 03-04/14, in support of Proposition 55 – The Kindergarten-University Public Education Facilities Bond Act of 2004.

2. **Proposition 56** would amend both the State's Constitution and statutes to change the state budget process. Its major provisions would include the following:

- ❖ Permit the Legislature to enact budget-related taxes and spending with 55 percent vote rather than the two-thirds currently required;
- ❖ Require 25 percent of "excess" state revenues (up to five percent of General Fund spending) to be set aside and used only in certain circumstances;
- ❖ Require that the Legislature and Governor lose salary and expenses each day the budget is late and require the Legislature to stay in session until the budget is passed; and
- ❖ Prohibit a legislator from punishing or threatening to punish another legislator for a budget-related vote.

RECOMMENDATION: That the Board of Trustees consider the pros and cons and determine if they will approve Resolution 03-04/15, in support of Proposition 56 – Budget Accountability Act.

## II. ACTION ITEMS

### C. Discussion Items

#### ☆Propositions – (continued)

3. **Proposition 57** would authorize the issuance of up to \$15 billion of bonds to finance the 2004-05 year-end general fund deficit and the cost of other general obligations existing prior to June 30, 2004. The bond authorization will become operative only if the voters approve this bond and Proposition 58.

RECOMMENDATION: That the Board of Trustees approve Resolution 03-04/16, in support of Proposition 57 – The Economic Recovery Bond Act.

4. **Proposition 58** requires the Legislature to balance the budget every year in the future and prohibits bond financing of any future deficits. In addition to requiring the enactment of a balanced budget, Proposition 58 will also address fiscal emergencies and establish a budget reserve.

RECOMMENDATION: That the Board of Trustees approve Resolution 03-04/17, in support of Proposition 58 – The California Balanced Budget Act.

5. ☆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 December 31, 2003. 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 County Superintendent of Schools for informational purposes and the California Community College Chancellor's Office. Staff will be available 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 December 31, 2003; and
- b. Direct staff to submit a copy of the required report to the County Superintendent of Schools and the California Community College Chancellor's Office.

## II. ACTION ITEMS

### C. Discussion Items

#### 6. Facilities Master Plan

At the January 2004 board meeting, the YCCD Draft Facilities Master Plan was presented to the Board of Trustees. An overview was provided regarding the goal, process and organization of the plan. Over 50 projects totaling more than \$600 million are included in the plan. The Facilities Master Plan is a necessary first step to analyze and address facility needs of the district over the coming years. Once adopted, the document can be used to guide the development and financing of future projects. Nick Stavrianoudakis, Director of External Affairs, will update the Board on modifications made to the plan since the last board meeting and share community feedback that has been received. In addition, both college presidents will be available to answer questions regarding specific college projects.

RECOMMENDATION: That the Board of Trustees review, amend as necessary, and adopt the 2004 YCCD Facilities Master Plan.

#### 7. ☆STRS Golden Handshake

The Board of Trustees recently approved bargaining agreements with the Yosemite Faculty Association (YFA) and the Leadership Team Advisory Committee (LTAC). One component of those agreements provides an opportunity for eligible STRS members to receive an additional two years of STRS service credit upon retirement within a specified "window period." To enable this additional service credit, Board approval of the enclosed resolution is necessary.

RECOMMENDATION: That the Board of Trustees approve Resolution No. 03-04/12.

#### 8. ☆PERS Golden Handshake

The Board recently approved an agreement between the District and the Leadership Team Advisory Committee (LTAC). One component of that agreement provides an opportunity for eligible PERS members to receive an additional two years of PERS service credit upon retirement within a specified "window period." To enable this additional service credit, Board approval of the enclosed resolution is necessary.

RECOMMENDATION: That the Board of Trustees approve Resolution No. 03-04/13.

### 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, March 10. The meeting will be called to order at 3:30 p.m. in the YCCD Board Room and then recess to closed session in Conference Room B. Open session will reconvene at 5:30 p.m. in the YCCD Board Room.