

**MINUTES**  
**YOSEMITE COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES**  
**FOUR HUNDRED FIFTY-FIRST REGULAR MEETING**  
**AUGUST 6, 2002**

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Mr. Joseph Mitchell, Chair of the YCCD Board of Trustees, called the meeting to order at 3:30 p.m. in YCCD Conference Room B. Trustees then recessed to closed session for the purpose of discussions pursuant to G. C. Section 54957: Public Employee Discipline/Dismissal/Release and G. C. 54956.9: Anticipated Litigation.

At 5:00 p.m. the Board of Trustees reconvened to public session in the YCCD Board Room.

Pledge of Allegiance to the Flag preceded formal Board action.

Board Members Present	Allister Allen Linda Flores Joseph Mitchell (left the meeting at 6:15 p.m.) Paul Neumann Abe Rojas Delsie Schrimp Nicole Jansen (Student Trustee)
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Board Members Absent From Public Session	Tom Hallinan (present in closed session)
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Others Present	B. Au, G. Boodrookas, W. Byrd, D. Campbell, D. Clark, K. Clark, A. DeMartini, P. Fisher, R. Green, J. D. Grothe, R. Hickman, D. Jamison, K. Jeffery, A. Johnson, E. Kirkpatrick, L. Kubeck, T. Lyle, B. J. Marks, L. Martin, M. McBride, W. McLeod, V. Metcalf, L. Miller-Finn, A. Navarro, F. Osnaya, R. Peralta, J. Riggs, B. Robert, T. Scott, B. Scroggins, D. Scully, N. Stavrianoudakis, S. Stroud, B. Tom, J. Walker, J. Williams, E. Osnaya (recorder)
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14,541 Faculty Consultant to the Board of Trustees	Dr. Stephen Stroud, MJC Music Professor and past Academic Senate President, was welcomed by trustees as the new Faculty Consultant to the Board of Trustees. Dr. Stroud replaced Mr. Allen Boyer in this two-year appointment.
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14,542 Approval of the Minutes	A motion was made by Mr. Allen, seconded by Mr. Rojas, that the Board of Trustees approve the minutes of the regular meeting of June 4, 2002.
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The motion carried by a vote of 6-0.

**REPORTS/ANNOUNCEMENTS**

14,543 Student Activity Reports	Bryan Justin Marks, ASMJC President, reported the following: <ul style="list-style-type: none"><li>❖ Attendance Policy - He expressed a need for clarity and consistency and asked trustees to take some action in this regard.</li></ul>
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- ❖ September 11 Event - The MJC flagpole will be rededicated on September 11, 2002 at 11:00 a.m. An eagle will be placed at the top of the pole and a dedication plaque at its base. Senator Monteith and Assemblyman Cardoza have been invited to speak that day. Assemblyman Cardoza donated flags for this event.

Mr. Marks also informed trustees that effective August 31, 2002 he would be resigning as ASMJC President. He plans to focus on his education and attend California State University, Stanislaus on a full-time basis. Students are in the process of appointing a new president. Mr. Marks said he will continue working on the Leukemia Fundraising Drive and the September 11 commemoration until these projects are completed. He expressed his gratitude for having the opportunity to participate in the Beyond Tolerance Initiative activities and credited the Board and Chancellor on the meaningful impact of this Initiative at YCCD. He thanked the many people that helped and inspired him along the way, specifically Chancellor Fisher, Dr. Jim Williams, Dr. Bill Scroggins, Mr. Eric Ivory, Ms. Wendy Byrd, and Ms. Kathryn Villafana. Trustees thanked Mr. Marks for his dedicated commitment to the MJC student body.

On behalf of the Student Senate, Columbia College President Jim Riggs reported that year-end elections resulted in Doralyn Foletti being elected ASCC Student Senate President. Dr. Riggs said students are looking forward to an active and productive year under Ms. Foletti's leadership.

14,544  
Academic Senate Activity  
Reports

Morgan McBride, the new CC Academic Senate President, introduced herself to the Board of Trustees. She is a professor in the Health and Human Performance Division and has been employed with the district for 12 years. Ms. McBride said she had recently attended a State Academic Senate retreat which gave her the opportunity to meet Mr. Terry Lyle and Dr. Stephen Stroud. She also reported that at Columbia College they are pleased with summer school enrollments which increased approximately 25%. She said she looks forward to working with trustees.

Terry Lyle made his first report to the Board of Trustees as president of the MJC Academic Senate. He reported that the Columbia College and MJC Senates plan to hold a joint retreat on September 13. He said they will be addressing common curriculum issues and common course numbering. He also mentioned that discussions with students have raised issues regarding attendance, plus/minus grading and academic integrity. Mr. Lyle said he regrets to hear that Bryan Justin Marks is resigning as ASMJC President. He said Mr. Marks had brought a strong student voice to the Academic Senate.

Mr. Lyle also commented about the new Sierra and Yosemite Halls. He said he looked forward to using the new facilities and is excited about the number of new students that will be

attending classes on the West Campus.

Trustees welcomed Ms. McBride and Mr. Lyle and thanked them for their reports.

14,545

Activities/Announcements

Institute Days

Chair Joseph Mitchell reported that Columbia College will hold its Institute Day on Thursday, August 29 and will focus on the Excellence Initiative. Activities will begin at 8:30 a.m. in Aspen 1. MJC's Institute Day will be on Friday, August 30 at 7:30 a.m. in the Auditorium. The program will include keynoter retired Lt. Colonel Consuelo Castillo Kickbusch, who will focus on "Ensuring Student Success."

Sierra and Yosemite Halls  
Grand Opening

Mr. Mitchell reported that the new buildings on MJC's West Campus will be featured in a Building Dedication and Open House on Friday, August 30 beginning at 1:30 p.m. Following a brief program in the quad between the buildings, there will be tours and demonstrations. Staff, students and the public were invited.

MJC Foundation Summer  
Sonata

MJC President Jim Williams reported that over 300 people attended the 6<sup>th</sup> annual event held on July 12 which resulted in revenue of approximately \$65,000. Trustees and Chancellor Fisher congratulated and commended President Williams, the MJC Foundation Board of Directors, MJC Foundation Executive Director George Retamoza, his assistant Eileen Faria, and over 78 MJC/YCCD volunteers who served that day and evening.

Columbia College  
Co-sponsors Japanese-  
American Cultural Events

President Jim Riggs reported that in conjunction with the Central Sierra Arts Council, Columbia College would be co-sponsoring several Japanese-American events as part of the District's Beyond Tolerance Initiative with support from a Tuolumne County grant. In September Columbia College will host an exhibit of world-renowned artist Chiura Obata.

Columbia College-Trends  
In Tourism Conference  
Institute

Dr. Riggs reported that Columbia College hosted the first Travel and Tourism Industry Institute June 17-19, 2002. John Poiriroo, former California State Director of Tourism, and John Kautz, long-time state agricultural leader and founder of Ironstone Vineyards in Murphys, were among the guest speakers, as were numerous other national, state and local travel industry experts. Dr. Riggs said the institute's goal was to introduce persons in Tuolumne, Calaveras, Amador, and Mariposa Counties to careers and opportunities in this growing field.

ACCT Pacific Region  
Equity Award

Chair Mitchell reported that at its June Regional Conference, the Association of Community College Trustees presented the Board and Chancellor Fisher with the Pacific Region Equity Award. Also attending the conference were trustees Abe Rojas and Allister Allen. The award recognizes the Yosemite Community College District for its commitment and

accomplishments in the area of promoting and valuing tolerance and diversity.

Modesto Police Dept.  
Tactical Training Center

On July 18 the Modesto Police Department held a formal ceremony opening its new training center, including a firing range, at 3900 W. West Main Street, just west of Carpenter Road in Stanislaus County. Modesto Police Chief Roy Wasden and others expressed great pride in the new range and thanked all involved for their hard work and the vision to see the project through. Chair Mitchell reported that Trustees Abe Rojas and Delsie Schrimp, and MJC President Jim Williams helped inaugurate the facility. MJC police academy firearms students began using the facility on July 29. Other MJC firearms classes will be offered at the facility when the fall term begins in September.

14,546

Presentations/updates  
Construction Update

J. D. Grothe, district architect, reported that over the summer there has been much construction activity within the district. Mr. Grothe provided trustees with an update on projects which included completion of the Sierra and Yosemite Halls, progress on the Columbia Learning Resource Center, and major infrastructure work on the MJC West Campus. He added that designs for the West Campus Student Center and the MJC Pools would be officially submitted in September. Trustees thanked Mr. Grothe for his report.

Title V Hispanic Serving  
Institutions Grant

MJC President Dr. Jim Williams reported that last fall MJC received a five-year Title V grant to help expand its capacity to serve Hispanic and low-income students by creating a center for learning assistance. Dr. Williams introduced Dr. Brenda Robert, Dean of Literature and Language Arts and Title V Director, who reported on the first-year accomplishments of the this grant. Dr. Robert said that the first year of the grant will conclude in October 2002. She said she was happy to report that many of the first year's objectives have been completed. The focus of the first year was to provide a foundation, both physical and theoretical, for the programs and services to come. Dr. Robert and her staff visited model programs throughout the state to get ideas for programs, course modules, workshops, and computer assisted learning tutorials that will best serve our students. Resources for tracking student success and for providing critically needed research data were obtained. Dr. Robert explained that although this grant was awarded because MJC is a designated Hispanic Serving Institution, the program is open to all students.

Trustees thanked Dr. Robert for her report.

Technology Update

Lynn Kubeck, YCCD Chief Information Systems Officer, reported that since awarding the information technology management services contract to CampusWorks Inc. (CWI) in March 2002, the District has made accelerated progress in the

information technology area. As specified in the CWI contract, Ms. Kubeck reported that the following objectives have been accomplished: A Network Assessment, IT Organizational Assessment, IT Security Assessment, and a Disaster Recovery Plan. Current projects underway include a network upgrade plan, Disaster Recovery Plan testing and implementation, and development of an IT Security Plan based on the assessment. An RFP (Request for Proposal) for a new educational/administrative information system was developed and released on June 6, 2002. Several vendors have responded to the RFP which closed on July 25, 2002. Staff, under the leadership of CWI, are evaluating the proposals and a vendor recommendation will be presented to the Board later this fall. Ms. Kubeck added that they are currently working on a newsletter that will bring everyone up to date on these changes. Trustees will receive copies of the newsletter.

*Chair Joseph Mitchell left the meeting at 6:15 p.m. Vice Chair Paul Neumann presided over the remainder of the meeting.*

#### State Budget Update

After months of major debate, and missing the constitutional deadline for a state budget, the Legislature still had not adopted a budget. Vice Chancellor Teresa Scott said she hoped we would have a state budget in time to reflect it in the 2002-2003 YCCD final budget which must be adopted by the Board of Trustees in September.

#### Federal Legislation Update

Dr. Fisher said that during late spring and summer, community colleges have been advocating and monitoring proposed changes in the welfare reform legislation that will affect our students. Chancellor Fisher had attended a national board meeting of the American Association of Community Colleges the previous week and reported that AACC is representing community colleges on several major issues in Congress at this time. Among those issues are Welfare Reform, Higher Education Act, Workforce Investment Act, and the Associate Degree Nursing (ADN) program.

#### Enrollment Update

Vice Chancellor Scott reported that over the past year, much effort has gone to ensuring that both colleges reach their enrollment target for 2001-2002. With final numbers in, Ms. Scott reported that Columbia grew 6.67 percent. MJC grew only .98 percent and FTES from the first summer session of 2002 were used to help improve the 2001-2002 numbers and meet the reduced target. Trustees asked the reason for MJC's low enrollment growth. Dr. Williams said they are not sure why that happened but they are working now on identifying strategies to increase MJC's enrollment in 2002-2003.

#### **ACTION ITEMS**

##### 14,547 Consent Agenda

A motion was made by Mr. Allen, seconded by Ms. Flores, that the Board of Trustees take the following action on the Consent Agenda. After discussion of selected items, the motion carried

by a vote of 4 ayes and 1 abstention (Neumann) regarding purchase orders, and by a vote of 5-0 on the remaining Consent Agenda items.

#### Purchase Orders

Approve the purchase orders issued from May 1, 2002 through June 30, 2002.

Ms. Janice Walker, resident of Orange, California, asked about several purchase orders related to institutional fees and to network equipment. Chancellor Fisher and Vice Chancellor Scott explained that institutional dues are paid annually at this time of the year (the beginning of the fiscal year). Ms. Scott also explained that the purchase order for network equipment is for equipment for the new classroom buildings.

Ms. Walker also informed Trustees that she still had not received the records requested relative to purchase order 469A (issued to Attorney Marilyn Kaplan). Ms. Walker said she had been advised that Ms. Scott would provide those to her. Ms. Scott clarified that she had been directed by the Board to explain the purchase order process to Ms. Walker. However, Ms. Walker had not contacted her for the information. Ms. Scott added that the district's legal counsel had responded to Ms. Walker regarding the other information she requested.

#### Acceptance of Gifts-MJC

Accept with appreciation the following gifts:

- a. Vegetables from Atwater Save Mart to be used in the Ag Field Day vegetable crop contest at Modesto Junior College.
- b. Swathing of alfalfa and oats from John Regusci to be used in the Agriculture & Environmental Sciences Division vegetable crops program at Modesto Junior College.
- c. Beef tri-tip from Yosemite Meat Co., Inc. to be used for the Ag Advisory/Ag Partners dinner at Modesto Junior College.
- d. A hydraulic vine cutter and spare parts and a machine assembly 2550-SST and parts from Marlin Garber to be used in the Agriculture & Environmental Sciences Division vegetable crops program, the vineyards, and orchards at Modesto Junior College.
- e. Classical music compact discs from Bill Howard to be used for the music program at Modesto Junior College.
- f. Materials and time to pinstripe the Holt antique engine from Corbett Striping to be used in the mechanized agriculture program at Modesto Junior College.
- g. A viola by Theo Glasel 1966 (Markneukirchen), two bows, box of music, case and cover from Frances Buran to be used for the orchestra ensemble at Modesto Junior College.
- h. Bear Paw 1200 Scanner from Mary Sahlman to be used for the Forensics Team at Modesto Junior College.
- i. Various books of assorted titles from Terry Hartman and Rachelle Flack, to be used in the Library at Modesto

Junior College.

- Special Appointment – Fisher Approve the participation of Chancellor Fisher as the elected Chair of the Board of Directors of the American Association of Community Colleges, Washington, D.C., from July 1, 2002 – June 30, 2003
- Special Appointment – Byrd Approve the appointment of Wendy Byrd, MJC Director of Student Development and Campus Life, to the Stanislaus County Office of Education Foundation Board. She will serve a one-year term beginning June 1, 2002.
- Kathryn Jeffery Approve the appointment of Dr. Kathryn Jeffery to serve as a member of the evaluation team visiting Taft College on February 18-20, 2003.
- Trustee Rojas recognized and congratulated Dr. Fisher, Ms. Wendy Byrd, and Dr. Kathryn Jeffery on their special appointments.
- Resolution Authorizing Signatures Adopt **Resolution No. 02-03/01** authorizing selected employees to act as agents for the Board of Trustees.
- Ms. Janice Walker questioned the validity of item 7 on this resolution, which states that the Chancellor or Vice Chancellors, as agents of the Board of Trustees, can sign official documents, execute agreements, and enter into contracts. Ms. Walker stated that a contract is not valid unless it is approved by the Board. Vice Chair Neumann said that was not the case. He explained that if every contract had to be approved by the Board of Trustees, it would be impossible for the District to do day-to-day business. The resolution remained as submitted.
- Project Applications/Amendments 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: **(Report #2057)**
- a. Targeted Technology Training – MJC  
Submitted to Rural E-Commerce Grant/Stanislaus County  
Agency share: \$82,303, Proposer share: \$0
  - b. Scoring Services for Job Link – MJC  
Submitted to Job Link  
Agency share: \$4,500; Proposer share: \$0
  - c. Work Keys Assessments – MJC  
Submitted to the Stanislaus County Community Services Agency  
Agency share: \$7,000; Proposer Share: \$0
  - d. Command Spanish - MJC  
Submitted to County of Stanislaus – Department of Employment & Training

Agency share: \$25,000; Proposer Share: \$0

- e. FII-Modesto Junior College JumpStart - MJC  
Submitted to the California Community Colleges  
Chancellor's Office  
Agency share: \$43,750; Proposer share: \$9,902
- f. Industry-Driven Regional Collaborative Information  
Technology – CC  
Submitted to the California Community Colleges  
Chancellor's Office  
Agency share: \$91,911 in FY 2002-2003  
\$87,127 in FY 2003-2004  
  
Proposer share: \$95,168 in FY 2002-2003  
\$95,168 in FY 2003-2004

Match includes both district and industry support.

- g. Job Development Incentive Fund-Construction  
Technology – MJC  
Submitted to California Community Colleges  
Chancellor's Office  
Agency share: \$173,621 in FY 2002-2003  
\$176,533 in FY 2003-2004  
  
Proposer share: \$191,649 in FY 2002-2003  
\$203,214 in FY 2003-2004

Match is comprised of college funds, other grant funding  
and industry support.

- h. FII-The Tolerance Initiative: Experiential Learning for Basic  
Submitted to California Community College Chancellor's  
Office  
Agency Share: \$20,000; Proposer share: \$46,567
- i. General Child Care GCTR-2482 – CC  
Submitted to Child Development Division/California  
Department of Education  
Agency share: \$373,570; Proposer share: \$0
- j. General Child Care and State Preschool Funding Contracts  
GPRE-2433; GCTR-2481 – MJC  
Submitted to Child Development Division/California  
Department of Education  
Agency share: \$147,989 State Preschool  
\$461,693 General Center Child Care-MJC  
Proposer Share: \$0
- k. FII – English as a Second Language Modules - MJC  
Submitted to the California Community Colleges  
Chancellor's Office  
Agency share: \$14,255; Proposer share: \$1,047



- l. FII-Child Development Permit Curriculum – MJC  
Submitted to the California Community Colleges  
Chancellor’s Office  
Agency share: \$47,712; Proposer share: \$10,102
- m. Child Care and Development Fund-Facilities Renovation  
and Repair Program – MJC & CC  
Submitted to California Department of Education  
Agency share: \$18,100; Proposer share: \$0
- n. Infant and Toddler Child Care Resource Prog. – MJC/ CC  
Submitted to California Department of Education  
Agency share: 14,913; Proposer share: \$0
- o. Infant-Toddler Playground Safety Contract – MJC & CC  
Submitted to California Department of Education  
Agency share: \$13,001; Proposer share: \$0
- p. Vocational Education and Economic Development Regional  
Consortium-Central – CC  
Submitted to the Chancellor’s Office, California  
Community Colleges  
Agency share: \$120,000 per year for two years  
Matching required: \$38,000 per year for two years
- q. Student Outreach – CC  
Submitted to the Chancellor’s Office California  
Community Colleges  
Agency share:  
\$80,400 year 1; \$54,413 year 2; \$27,258 year 3  
Matching Required:  
\$28,410 year 1; \$52,075 year 2; \$80,720 year 3
- r. Faculty and Staff Diversity Registry – YCCD  
Submitted to the Chancellor’s Office, California  
Community Colleges  
Agency share: \$341,000; Proposer share: \$0
- s. Comunidades Unidas – MJC  
Submitted to Department of Housing and Urban  
Development/Hispanic-Serving Institutions  
Assisting Communities  
Agency share: \$597,633  
Matching required: \$452,829  
  
Match includes both District and Industry support.
- t. Preparing All Students for Science (PASS) Project – MJC  
Submitted to the National Science Foundation  
Agency share: \$1,000,001; Proposer share: \$0
- u. Community College Leadership Seminar – YCCD  
Submitted to California State University, Stanislaus

Agency share: \$1,560; Proposer share: \$0

Personnel items

- L. Henry Hahn Grant retirement status to L. Henry Hahn, English Instructor, Literature & Language Arts, Modesto Junior College, effective May 16, 2002, and officially commend him for 45 years of valuable service to the District
- Holly Piscopo Accept the resignation of Holly Piscopo, History Instructor, Business, Behavioral & Social Science, Modesto Junior College, effective May 16, 2002.
- Deveron Long Accept the resignation of Deveron Long, Office Technologies Instructor, Business, Behavioral & Social Science, Modesto Junior College, effective May 16, 2002.
- Gina Telford Accept the resignation of Gina Telford, Financial Aid Tech II, Financial Aid, Modesto Junior College, effective June 18, 2002.
- Matt Baer Accept the resignation of Matt Baer, Accompanist, Arts, Humanities & Communications, Modesto Junior College, effective May 30, 2002.
- William Cooper Accept the resignation of William Cooper, Grounds Maintenance II, YCCD Facilities Operations, effective July 25, 2002.
- Ken Ramos Approve the contract management appointment of Ken Ramos to the position of Systems Programming Manager/ Information Systems, YCCD Information Systems, effective July 1, 2002.
- Marietta Caldwell Approve the management appointment of Marietta Caldwell to Director of Budget, Budget and Planning, Modesto Junior College, effective July 1, 2002.
- Felicia Osnaya Approve the interim appointment of Felicia Osnaya to the position of Interim Technology Manager, Information Systems/President's Office, Modesto Junior College, effective July 10, 2002 and ending on or before June 30, 2003.
- Tobin Clarke Approve the interim appointment of Tobin Clarke as Dean of Learning Resources, Modesto Junior College, effective July 1, 2002 to end on or before December 31, 2002.
- David Willson Approve the interim appointment of David Willson as Dean of Instructional Services, Columbia College, effective August 1, 2002 through June 30, 2003.
- Jill Ramsey Approve the probationary appointment (third year contract) of Jill Ramsey to the position of Nursing Instructor, Allied Health Division, Modesto Junior College, effective Fall 2002.
- Leanne Bartels Approve the temporary appointment of Leanne Bartels to the position of Nursing Instructor, Allied Health Division, Modesto Junior College for the 2002-2003 academic year. This position

is funded by the Hospital Consortium.

Christine Serrano	Approve the promotional appointment of Christine Serrano to the position of Account Technician I, YCCD Accounts Payable, effective July 1, 2002.
Patricia Cavanagh	Approve the probationary appointment of Patricia Cavanagh, Campus Security Dispatcher (40%), YCCD Campus Security, effective July 24, 2002.
Anthony Pivarunas	Approve the probationary appointment of Anthony Pivarunas to Food Service Specialist Lead, Modesto Junior College Food Service, effective June 17, 2002.
Clorinda Cavalho	Approve the probationary appointment of Clorinda Cavalho to Laboratory Assistant II, Mathematics, Science, Mathematics & Engineering, Modesto Junior College, effective June 17, 2002.
Laurence Carter	Approve the probationary appointment of Laurence Carter to the position of Security Officer (40%) weekend position, Columbia College Security, effective July 16, 2002.
Elodia Fernandez	Approve the probationary appointment of Elodia Fernandez to Instructional Assistant (49.5%), Business, Behavioral & Social Science, Modesto Junior College, effective July 8, 2002, contingent upon funding.
Merry Bauman-Ashley	Approve the probationary appointment of Merry Bauman-Ashley to Secretary III, Technical Education, Ag, Environmental Science & Tech Ed, Modesto Junior College, effective July 29, 2002.
Pamela Carsner	Approve the probationary appointment of Pamela Carsner to the position of Account Technician I, Columbia College, effective August 5, 2002. This is a 40-hour week, 12-month assignment.
Donna Johnson	Approve an increase in assignment for Donna Johnson, Support Staff II, YCCD Purchasing, from 60 percent to 80 percent, effective July 1, 2002.
Ashorina Yadegar	Approve an increase in assignment for Ashorina Yadegar, Support Staff II, YCCD Purchasing from 80 percent to 100 percent, effective July 1, 2002.
Lori Hedges	Approve an increase in assignment for Lori Hedges, Manager of Foster and Kinship Care Education, Columbia College from 30 hours per week to 40 hours per week, effective July 1, 2002.
Anne Shanto	Approve an increase in assignment for Anne Shanto, Performing Arts Designer/Costumer, Arts, Humanities & Communications, Modesto Junior College, from 10 months to 12 months, effective July 1, 2002.

Larry Zabel	Approve an increase in assignment for Larry Zabel, Performing Arts Production Specialist, Arts, Humanities & Communications, Modesto Junior College, from 10 months to 12 months, effective July 1, 2002
Ross Aldrich	Approve an increase in assignment for Ross Aldrich, Performing Arts Production Technician, Arts, Humanities & Communications, Modesto Junior College, from 10 months to 12 months, effective July 1, 2002.
Hermendra (Harry) Prasad	Approve an increase in assignment for Hermendra (Harry) Prasad, Stock/Delivery Driver, MJC Bookstore, from 50% to 75%, effective July 1, 2002.
Frances (Ann) Alvernaz	Approve an increase in assignment for Frances (Ann) Alvernaz, Bookstore Cashier, MJC Bookstore, from 10 months to 12 months per year, effective July 1, 2002.
Irma Gutierrez	Approve an increase in assignment for Irma Gutierrez, Food Service Specialist, MJC Food Service, from 10 months to 12 months per year, effective July 1, 2002.
Tammy Reynolds	Approve an increase in assignment for Tammy Reynolds, Food Service Specialist, MJC Food Service, from 10 months to 12 months per year, effective July 1, 2002.
Eva Rivera-Jara	Approve the temporary increase in assignment for Eva Rivera-Jara, Program Representative III, Community & Economic Development, Modesto Junior College, from 80 percent to 100 percent, effective July 1, 2002 through June 30, 2003.
Kim Kendrick	Approve the temporary voluntary reduction in assignment from 100% to 75% for Kim Kendrick, Support Staff II, Science, Mathematics & Engineering, Modesto Junior College, effective July 1, 2002 until June 30, 2003.
Marla Sanchez	Approve the voluntary reduction in assignment from 100% to 80% for Marla Sanchez, Program Representative III, Workshop Training Center, Modesto Junior College, effective July 1, 2002 until June 30, 2003.
Sidney Foster	Approve the transfer of Sidney Foster, Program Rep I, from Financial Aid/CalWORKS to Community Education, Modesto Junior College, effective July 1, 2002.
Barbara Young	Approve an unpaid leave of absence (medical disability) for Barbara Young, Custodian, Columbia College, effective June 1, 2002 for a period not to exceed 6 months.
Minnie Bland	Approve the placement of Minnie Bland, Campus Security Officer, on a re-employment list (medical disability) for up to 39 months effective June 1, 2002, consistent with Education Code procedures pertaining to long-term disability.

Suzanne Villiers  
Beverly Bilodeau

Confirm the following terminations of employment and placement on a re-employment list effective June 30, 2002:

- a. Suzanne Villiers, Program Representative I, Columbia College
- b. Beverly Bilodeau, Support Staff III, Modesto Junior College

Araceli Godinez

Approve the voluntary demotion in lieu of layoff of Araceli Godinez from Program Representative III/Range 32, Workforce Training Center to Outreach Recruiter/Range 20, Admissions and Records, Modesto Junior College, effective July 1, 2002.

Trustees recognized Mr. Henry Hahn on his retirement and commended him for his valuable service to the district.

### **DISCUSSION ITEMS**

14,548  
2002-2003 Appropriations  
Limit

Pursuant to Government Code Section 7910 and direction provided by the Board of Trustees' action during the Board meeting of June 4, 2002, the report establishing the District's 2002-2003 appropriations limit had been publicly posted. Subsequent to the June 4 Board meeting, the State revised the price factor from 1.00987 to .9873. The revised report was posted for public review. The Board, having declared its intent to adopt the report, did so consistent with law. **(Report #2058)**

A motion was made by Mr. Allen, seconded by Mr. Rojas, that the Board of Trustees adopt the report establishing the District's 2002-2003 appropriations limit as required by law.

The motion carried by a vote of 5-0.

14,549  
Board Policies Update  
(#7405-7745) – Third  
Reading

Dr. Fisher reported that these policies were presented to the Board in May for a first reading and in June for a second reading. Most of these proposed policies are based on models provided by the Community College League of California and their legal counsel. In a few instances, the policies are long-standing YCCD policies for which there was no CCLC equivalent. All are consistent with the current literature related to board policy governance. **(Report #2059)**

~~Mr.~~ Dr. Rich Hickman, Mathematics Professor, said that proposed Policy #7510 –Participation in Local Decision Making was ambiguous with respect to the section pertaining to "Staff." He felt the word "staff" referred only to classified staff, excluding faculty from the decision-making process. After some clarification and discussion trustees concurred with ~~Mr.~~ Dr. Hickman's suggestion and agreed to change "staff" to "all staff" on this proposed policy.

*(At the 9/3/02 Board Meeting, Board Chair Mitchell asked that the these minutes reflect Rich Hickman's title as Dr. and not Mr.)*

Ms. Janice Walker commented on several of these proposed policies. She asked why trustees did not make changes she felt they should have made and why the Board did not follow the CCLC templates verbatim. The Chancellor explained that from the beginning of the review process, trustees were provided with CCLC's recommended model policies, as well as copies of the corresponding YCCD policies. Mr. Neumann stated that trustees used the templates as guidelines in conjunction with existing policies and that they need not be followed verbatim. Trustees also stated they disagreed with her opinion on several of the policies.

Ms. Walker also stated that the Board had not made some changes to policies previously approved by the Board. Trustees told her that those policies were not being discussed at this meeting and they felt the policies were accurate.

A motion was made by Ms. Schrimp, seconded by Mr. Rojas that the Board of Trustees conduct a third and final reading of proposed policies #7405 – 7745 as amended (#7510), and delete the policies they replace.

The motion carried by a vote of 5-0.

*(At the 9/3/02 Board Meeting, it was brought up by a member of the public that Ms. Linda Flores was not in the Board Room when the vote was taken on this item. Therefore, the vote should be 4-0. The Chancellor explained that Ms. Flores had left the room temporarily, but that Ms. Flores had later advised Board stenographer, Ms. Elisa Osnaya, that she wanted her vote noted in support of the motion, making the final vote 5-0 in favor of the motion. Board Chair Mitchell asked that this notation be added to the formal minutes.)*

**14,550**  
**COMMENTS FROM THE**  
**PUBLIC**

Terry Lyle, MJC West Campus faculty member, expressed his concern with traffic going from Fourth Street onto Blue Gum Avenue. He said making a left turn onto Blue Gum Avenue is a safety concern because the middle divider obstructs drivers' view of on coming traffic. He asked if anything could be done to help alleviate this problem. Chancellor Fisher said that this issue has been discussed at length. She will bring this discussion back to the Board and will ask Ms. Maria Baker and Mr. J. D. Grothe to share with trustees what is being done.

Mr. Bryan Justin Marks, MJC Student, expressed his personal opinion regarding comments from the public. He stated that Board policy clearly states a time limit for public comment. He said he has witnessed members of the public, over the last year and a half, disregard the time limit and repeatedly comment on the same topic. Mr. Marks said he was tired of seeing time wasted on issues that should be addressed outside of the Board meetings. He asked Trustees to adhere to set policy.

Ms. Janice Walker stated that according to the Brown Act, any actions taken by the Board of Trustees during closed session

must be reported out in public session. Vice Chair Neumann said any actions taken with regard to personnel issues are reported out. In fact, he said that is done routinely by this Board. Ms. Walker stated that issues related to litigation must also be reported. Mr. Neumann stated that there is nothing to report when no action is taken. Dr. Fisher said the same is true when trustees give direction to district representatives about litigation, collective bargaining or real estate issues during closed session. If no action is taken nothing is reported out because of confidentiality issues.

Ms. Walker read excerpts from what she said was a proposed constitutional amendment pertaining to access of public records. She offered to provide trustees with copies of said document, as she felt the Board of Trustees should have this information.

**14,551**  
**COMMENTS FROM THE**  
**BOARD OF TRUSTEES**

Chancellor Fisher shared with trustees the plaque that was presented to her and Chair Mitchell at the ACCT Regional Conference on June 10, 2002, in Las Vegas. Some trustees did not attend the conference and had not seen the award.

**14,552**  
**ADJOURNMENT**

The meeting adjourned at 7:15 p.m.

The next regular meeting will be held on Tuesday, September 3, 2002. Closed session will begin at 3:30 p.m. and open session at 5:00 p.m. in the YCCD Board Room, 2201 Blue Gum Avenue, Modesto.

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Paul Neumann, Vice Chair  
YCCD Board of Trustees

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Pamila J. Fisher, Secretary  
YCCD Board of Trustees