

MINUTES
Yosemite Community College District Board of Trustees
Six Hundred Fourth Regular Meeting
June 10, 2015

Board of Trustees Present: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan, Student Trustee Errin Bass

Others Present: Teresa Scott, Gina Leguria, Marty Gang, Marc Beam, Angela Fairchilds, Jill Stearns, John Black, Coni Chavez, James Todd, Dorothy Pimentel, Gary Whitfield, Brenda Thames, Matt Kennedy, Grace Cabrera, Melissa Raby, Baljinder Gill, Jim Sahlman, Darin Ghert, Kathren Pritchard, Jeff Swank, Mary Bylsma, Lloyd Jackson, Luis Rebolledo, Sarah Schrader, Asia Reed, Al Alt, Tim Nesmith, Aiko Gonzalez, Andrew Campbell, Debbi Partridge, Michael Sundquist, Savannah Kall, Gordon and Dorothy Bass, Jann Mathies (Recorder)

1. OPEN SESSION AGENDA

1.1 Call to Order

Chair Don Viss called the meeting to order at 3:30 p.m. in the YCCD Board Room.

1.2 Public Comments

There were no comments from the public.

2. CLOSED SESSION

2.1 Pursuant to G.C. Section 54957 - Discipline/Dismissal/Release/Appointment/Cabinet Contract Renewals

2.2 Pursuant to G.C. Section 54957.6 - Conference with Labor Negotiators Employee Organizations: CSEA, YFA

2.3 Pursuant to G.C. Section 54956.9 (a) (b) - Conference with Legal Counsel - one case; Dennis and Kendall Gervin vs. Yosemite Community College District, Superior Court of California, County of Stanislaus, Case #2006346

3. RECONVENE TO OPEN SESSION

3.1 Pledge of Allegiance to the Flag

The Pledge of Allegiance to the Flag preceded formal Board action.

3.2 Report Out from Closed Session

Chair Viss reported that by unanimous decision, the Board of Trustees voted to renew the following contracts with no changes: Executive Vice Chancellor Teresa Scott, Vice Chancellor Gina Leguria, Assistant Chancellor Martin Gang, Columbia College President Angela Fairchilds, and MJC President Jill Stearns.

3.3 Swearing in of New Student Trustee

Vice Chancellor Teresa Scott administered the Oath of Office to the newly elected Student Trustee Errin Bass.

3.4 Approval of Minutes of the May 13, 2015, Regular Board of Trustees Meeting

Resolution: That the Board of Trustees approves the Minutes of the Regular Meeting on May 13, 2015.

Motion by Anne DeMartini, second by Abe Rojas.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Linda Flores, Anne DeMartini, Tom Hallinan

Abstain: Mike Riley

3.5 Public Comments

There were no comments from the public

4. REPORTS AND INFORMATION ITEMS

4.1 Central Services Presentation - State Budget May Revision - Executive Vice Chancellor Teresa Scott provided an update of the California Community Colleges budget based on the Governor's May Budget Revision. Ms. Scott addressed both new ongoing proposed revenue as well as significant one-time revenue allocations. The final state budget detail is expected to be approved by the Governor by the end of June. Once the state budget is adopted, the YCCD budget will be adjusted to reflect the changes.

4.2 Constituency Reports

1) Student Senate Activity Reports - ASCC President Aiko Gonzalez gave the Columbia College monthly report. ASMJC President Luis Rebolledo gave the monthly report.

2) California Schools Employee Association (CSEA) - President Baljinder Gill gave the monthly report.

3) Faculty Representative to the Board (position vacant)

- 4) Academic Senate Activity Report - ASCC President Wendy Griffiths Bender gave the monthly report. ASMJC President James Todd gave the monthly report.
- 5) Leadership Team Advisory Council (LTAC) - President Dorothy Pimentel gave the monthly report.
- 6) Yosemite Faculty Association (YFA) - President Jim Sahlman gave the monthly report.

4.3 Activities and Announcements - Modesto Junior College

- 1) Two MJC Honors Students Recognized
- 2) Completion Ceremony Held by Medical Assisting Program
- 3) Theatre Department Presents New Play Festival
- 4) Summer Sonata Features "Our Story. Our Legacy."
- 5) MJC Plans Outreach Booth at Stanislaus County Fair
- 6) MJC Men's Track and Field Team Places 4th at State Meet
- 7) Stanislaus Educational Partnership Announced

4.4 Activities and Announcements - Columbia College

- 1) Summer On-Ramp
- 2) Columbia College Classified Senate

4.5 Presentations/Updates - Yosemite Community College District Chancellor

No Presentations/Updates.

4.6 Bond Update

Kitchell representative Mr. Matt Kennedy provided the Board with an update on the progress of the Measure E Bond projects, including the Columbia College Phase III Roads project.

5. ACTION ITEMS CONSENT AGENDA

5.1 Approve Action Items 5.2 through 5.7 Consent Agenda

Resolution: That the Board of Trustees approves Action Items 5.2 through 5.6 Consent Agenda and address Item 5.7 separately.

Motion: by Abe Rojas, second by Tom Hallinan

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.2 Consent Agenda, Fiscal Services, Purchase Orders

Resolution: That the Board of Trustees approves the purchase orders issued from April 1 - 30, 2015.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.3 Consent Agenda, Fiscal Services, Acceptance of Gifts

Resolution: That the Board of Trustees accepts with appreciation the gifts listed on the June 10, 2015, agenda.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.4 Consent Agenda, Fiscal Services, Notice of Completion of Contract

Resolution: That the Board accepts the work performed on the construction project noted in the June 10, 2015, Agenda as having been completed and inspected in accordance with the plans and specifications and take all actions necessary to close out the contract.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.5 Consent Agenda, Fiscal Services, Resolution Authorizing End-of-Year Transfers

Resolution: That the Board of Trustees adopts Resolution No. 14-15.08 authorizing the transfer of appropriations necessary to balance expenditure classifications of the Yosemite Community College District Budget for the 2014-2015 fiscal year.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.6 Consent Agenda, Fiscal Services, Resolution Authorizing Signatures

Resolution: That the Board of Trustees adopts Resolution No. 14-15.09 authorizing selected employees to act as agents for the Board of Trustees.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

5.7 Consent Agenda, Personnel Items

Vice Chancellor of Human Resources Gina Leguria reported corrections to the Personnel Items Attachment as follows: 1) Personnel Transaction Items - ADD: Retirements - Dr. Stanley Spector, MJC Professor of Philosophy, effective July 1, 2015, with 29 years of service; 2) Short-Term Appointment List - PULL: Stacey Brown, 6/11/15 to 6/30/15 AND 7/1/15 to 5/31/16; and Sara Mitchell, 7/1/15 to 8/29/15. There was also a correction made to the Board adopted of the Equal Employment Opportunity Plan; it should read June 10, 2015, (**NOT June 8, 2015.**)

Trustee DeMartini requested the YCCD Equal Employment Opportunity Plan (EEO) Plan be pulled from 5.7 Personnel Items, for further discussion; Trustee Rojas suggested the actual Personnel items, and the EEOP be treated as two separate items and the Board agreed; therefore item 5.7 - Equal Employment Opportunity (EEO) Plan required a separate motion. Discussion ensued prior to the vote.

PERSONNEL

Resolution: That the Board of Trustees approves Action Item 5.7, Personnel Items, as amended.

1) PERSONNEL TRANSACTION ITEMS

RECOMMENDATION: That the Board of Trustees approves the list of Personnel Transaction items attached to the June 10, 2015, Agenda, and commend retirees for their years of service as amended;

2) SHORT-TERM APPOINTMENT LIST

RECOMMENDATION: That the Board of Trustees approves the list of short-term appointees attached to the June 10, 2015, Agenda, in accordance with state law (AB500-Goldberg) amended;

3) ADJUNCT FACULTY APPOINTEE LIST

RECOMMENDATION: That the Board of Trustees approves the list of adjunct faculty appointments attached to the June 10, 2015, Agenda for the Summer 2015 semesters.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

EQUAL EMPLOYMENT OPPORTUNITY PLAN

1)YCCD Equal Employment Opportunity (EEO) Plan

RECOMMENDATION: That the Board of Trustees adopts the YCCD Equal Employment Opportunity (EEO) Plan with amended adoption date as noted above, and authorizes staff to submit the Plan for approval by the California Community College State Chancellor's Office.

Motion by Abe Rojas, second by Tom Hallinan.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Linda Flores, Tom Hallinan

No: Anne DeMartini

Abstain: Mike Riley

6. ACTION ITEMS DISCUSSION

6.1 Proposition 30 Education Protection Account (EPA)

Resolution: That the Board of Trustees approves the expenditure of EPA funds as instructional salaries and benefits. It is important to note that this is not new or increased revenue, but rather a new source of revenue towards total apportionment.

Motion by Tom Hallinan, second by Mike Riley.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.2 Five-Year Construction Plan

Resolution: That the Board of Trustees receives the plan and approves it for submission to the California Community Colleges Chancellor's Office per Board Policy 3600 - Capital Construction.

Motion by Linda Flores, second by Lynn Martin.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.3 Columbia College Child Care Center - Agency Annual Report

Resolution: That the Board of Trustees accepts the Columbia College Child Care Center Agency Annual Report as attached to the June 10, 2015, Agenda.

Motion by Anne DeMartini, second by Abe Rojas.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.4 Resolution of Dedication of Easement - Public Hearing

Resolution: That the Board of Trustees adopts Resolution No. 14-15.10, Dedication of Easement, as described on the Grant of Easement and Exhibits A & B, to the Tuolumne Utilities District for the purpose of installation, repair and maintenance of sewer wastewater lift station and set June 10, 2015, for the public hearing on the matter.

Motion by Lynn Martin, second by Mike Riley.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.5 Board Policy - 1st Reading

Resolution: The Board of Trustees conducted a 1st Reading on the following YCCD Policies: 5050, 7150, 7380, and 7-8045.

This was a Board Policy 1st Reading. The 2nd Reading will reflect changes requested by the Board.

6.6 Board Policy - 2nd Reading

Resolution: That the Board of Trustees conducts a 2nd Reading on the following YCCD Policies: 2015, 3540, 4-8078, 5-8079, 6-8079, and 7126 and approves said policies.

Motion by Lynn Martin, second by Anne DeMartini.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.7 Establishment of the 2015-2016 Appropriations Limit

Resolution: That the Board of Trustees adopts the report establishing the 2015-2016 appropriations limit.

Motion by Mike Riley, second by Abe Rojas.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

6.8 General Fund Amended Budget 2014-2015 and Tentative Budget 2015-2016

Resolution: That the Board of Trustees approves the amended 2014-2015 General Fund Budget and adopts the 2015-2016 Tentative Budget for the Yosemite Community College District and directs staff to file it with the Stanislaus County Superintendent of Schools by July 1, 2015.

Motion by Abe Rojas, second by Linda Flores.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Mike Riley, Linda Flores, Anne DeMartini, Tom Hallinan

7. BOARD COMMENTS

7.1 Comments from the Board of Trustees

Trustee Riley reported he attended the Nursing Program 50th Anniversary Open House, the Ad Hoc committee on development of a Chancellor evaluation instrument, he met with the Chancellor, attended the Special Board Meeting on June 8th, the MJC Foundation Board meeting and he met with YFA President Jim Sahlman. Trustee Rojas reported he attended the VIP/JPA strategic meeting, he met with YFA President Jim Sahlman, he met with the Chancellor, attended the Ad Hoc committee on development of a Chancellor evaluation instrument, and the Special Board Meeting on June 8th. Trustee Martin reported she attended the Special Board Meeting on June 8th, and the Policies Ad Hoc committee meeting. Trustee DeMartini reported she attended two Great Valley Museum meetings, the Policies Ad Hoc committee meeting, the Special Board meeting on June 8th, Nursing Program 50th Anniversary Open House, the Ad Hoc committee on development of a Chancellor evaluation instrument, and the Ceres agri-business luncheon. She also reported that MJC had a SSSP booth at the Patterson Apricot Fiesta. Trustee Flores reported she attended the Ad Hoc committee on development of a Chancellor evaluation instrument, the Policies Ad Hoc committee meeting, and the Nursing Program 50th Anniversary Open House. Trustee Hallinan reported he met with YFA President Jim Sahlman, the Chancellor, and attended the Special Board meeting on June 8th. Student Trustee Errin Bass thanked the Board of Trustees for the warm welcome and the opportunity to serve. He reported he met with the Chancellor and the Columbia College President Angela Fairchild. Trustee Viss reported he met with the Chancellor, YFA President Jim Sahlman and he also attended the Special Board meeting on June 8, focused on Board Special Priorities.

8. ANNOUNCEMENTS/ADJOURNMENT

8.1 The next regular meeting of the Board of Trustees will be held on July 8, 2015. 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, 2201 Blue Gum Avenue, Modesto, California.

The meeting adjourned at 7:48 p.m.

Don Viss, Chair
YCCD Board of Trustees

Joan E. Smith, Ed.D., Secretary
YCCD Board of Trustees

Approved July 8, 2015