



SAN JOAQUIN DELTA COMMUNITY COLLEGE DISTRICT

MINUTES OF THE REGULAR BOARD MEETING Tuesday, October 4, 2005

The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, September 13, 2005, at 4:30 p.m. Closed Session and 6:30 p.m. Public Meeting, in the Board Room, Administration 103, 5151 Pacific Ave., Stockton, California.

Members Present: Janet Rivera, President; Ted Simas, Vice President; Maria Elena Serna, Clerk, Vice-President; Leo Burke; Greg McCreary; Dan S. Parises; Vincent Harper, Student Representative

Members Absent: Anthony E. Bugarin

I. **Called to Order**

The Board meeting was called to order at 4:30 p.m. by Board President Rivera.

II. **Communications**

1. Public Comments.

Donald Johnson from Project Management & Associates, construction managers for the Specific Plan III (SP III) - College Park project in Mountain House gave a brief presentation on the infrastructure of Specific Plan III - College Park (copies available upon request.) Mr. Johnson presented a timeline for the placement of infrastructure such as a water treatment plant, network, utility loop and roadways to be complete by the end of the construction season 2007. Mr. Johnson stated that the water treatment plant is scheduled to be online by April of 2007 and in full operation by the second quarter of 2007. Mr. Johnson introduced the President of Teichert Construction, Doug Urbick to address the Board regarding the timeline schedule.

Mr. Urbick gave background information of Teichert Construction and stated that Teichert has done most of the construction work in Mountain House to date. Mr. Urbick stated that he was asked by Mr. Johnson to validate the timelines for infrastructure and to evaluate if the timelines were indeed realistic. Mr. Urbick stated that the timelines are realistic and the key to getting the infrastructure started was to get an early start.

Dan Doporto, an attorney for Gerry Kamilos and PCCP Mountain House addressed the Board to explain two agreements given to the Board and how they fit into the construction timeline. Mr. Doporto explained both the settlement and reimbursement/land dedication agreement.

Call to Order

Public Comments

Trustee Serna voiced concerns regarding agreement fees, namely offsite traffic improvements stating that this has been a gray area for the college because of prohibitions on the college for paying offsite traffic improvement fees. Mr. Doportto responded by citing case law and concluding that there is no law prohibiting the college from paying for offsite infrastructure fees.

Gerry Kamilos of Gerry N. Kamilos, LLC and one of the key developers of the Mountain House project addressed the Board and began discussion by handing out a preferred plan for college Park (copies available upon request.) Mr. Kamilos stated that this was his third time before the Board on this matter and reiterated the fact that the college administration and his group have been and are partners on the Specific Plan III on the Mountain House project.

Mr. Kamilos described the proposed campus in Mountain House as a technology focused campus and referred to the campus as the "Cal Poly" of community colleges and stated that he has a personal affinity towards the whole program as an engineer by trade and a graduate of Cal Poly, Pomona. Mr. Kamilos stated that given the college's vision to create a beautiful campus and its expansion programs, and a gateway symbol into the San Joaquin County it would be a tremendous feature to have over 100,000 cars a day passing by the beautiful campus as a symbol to the Valley.

Mr. Kamilos spoke of the relationship of the college and his firm to move forward with the building of the Mountain House campus and recalled the support of the administration on the plan to expand in Mountain House in previous planning commission meetings. Mr. Kamilos reiterated the great working relationship his firm has had with the administration in the past and encouraged this relationship to continue to move forward with the vision of a campus in Mountain House. Mr. Kamilos stated that a profit margin was not the only reason his firm is insistent on the college building in Mountain House.

Mr. Kamilos handed out and discussed another handout on resolving the Mountain House SP III issues (copies available upon request.) Mr. Kamilos stated that his firm shares the same vision to expand educational opportunities as the college administrators. Mr. Kamilos went on to describe his firm's involvement in developing other educational institutions. Mr. Kamilos stated that his firm's affiliation in working with educational institutions goes back 15 years. Mr. Kamilos stated that his firms work in developing educational institutions has helped created employment opportunities.

Mr. Kamilos concluded by asking the Board to come back from executive session (closed session) and give the green light to the Mountain House campus to continue moving forward.

Dale Stocking, Conservation Chair Delta Sierra Group Mother Lode Chapter of the Sierra Club presented a letter on behalf of the Chair of the Mother Lode Chapter, Eric Parfrey regarding the administrations consideration to move the campus from Mountain House to a site in the City of Tracy. Mr. Stocking stated that the Sierra Club has some objections with the possibility of a move because the Sierra Club supports the use of the 11th Street site as a planned community park for the residents of Tracy.

Mr. Stocking went on to read the concluding portion of the letter which addresses the 11th Street Environmental Impact Report (EIR) and allegations of an attempt by the City of Tracy to shortcut the normal CEQA process (copies are available upon request.)

Andrew Malik, Economic Development Director for the City of Tracy addressed the Board on behalf of the city manager Dan Hobbs and the city council responding to Mr. Stockings letter concerning zoning issues on the Chrisman property. Mr. Malik made mention of a staff report that went out September 20th from his department. Mr. Malik stated that he would hand out the report after his comments. Mr. Malik stated that the zoning on that property is zoned agricultural and has been since it was annexed in the 1990's. This type of zoning allows for a variety of public uses including community colleges. The City is completing a new zoning plan which will change the properties zoning to public use. The other issue Mr. Malik addressed was the EIR report stating that the City could not complete an EIR in one month. Mr. Malik stated that he would be preparing a timeline for the administration that will show the timeline from infrastructure to environmental issues. Mr. Malik went on to state that the City of Tracy is in the misdt of relocating City Hall and several portable buildings would soon be available for temporary housing should the administration build on the Chrisman site.

Gary Frush, a representative of Matthews Homes addressed the Board supporting the building of the college in the Mountain House community.

Michael Clevenger, representative of Pegasus, Mountain House Ventures I, LLC addressed the Board regarding locating the college in the Mountain House community. Mr. Clevenger stated that the main interest for Pegasus is the proposed Mountain House business park which will have business and retail space. Mr. Clevenger encouraged the Board to support the college in the Mountain House community.

Jose Alva, representative for Jose Riboti who owns property in the Mountain House community addressed the Board in support of the college being built in Mountain House.

III. Recess to Closed Session

Board President Rivera convened to Closed Session to discuss matters pursuant to Government Code Section 54957 and

Closed Session

54957.6. Vote: 6/0; motion carried.

IV. Reconvene Public Session

The Board of Trustee returned from Closed Session with nothing to report.

Reconvene Public Session

V. Pledge of Allegiance

Trustee Parises led the Pledge of Allegiance.

Pledge of Allegiance

VI. Communications

1. Public Comments.

Public Comments

Marianne Jarnagan, a student at Delta College and a member of Alpha Gamma Sigma (AGS), an honor society club at the college addressed the Board regarding issues going on with some of the clubs on campus. Ms. Jarnagan stated that she was not representing AGS at this time. Ms. Jarnagan referenced a short memorandum she handed out to the Board regarding Special Day Observances on campus (copies available upon request.) Ms. Jarnagan stated that a few of the clubs were having discussions about these holidays and had not come up with conclusions on resolving the conflicts. Ms. Jarnagan stated that the problem they are having is that some of the club advisors are getting in the way of the students resolving conflicts on their own. Ms. Jarnagan stated that as students, they are trying to learn leadership skills however the club advisors are not allowing students to learn these skills by getting in the way of their decision making. Ms. Jarnagan asked that they be given a chance to resolve their problems through the Inter-Club Council (ICC).

Jonathan Thomas, a student at the college and a member of AGS addressed the Board regarding a secret unilateral meeting held on September 14, 2005. Those attending the meeting included several club advisors, the director of outreach and enrollment, the supervisor of student activities and the vice president of student services. Mr. Thomas stated that the outcome of this meeting was a policy that threatens to destroy all student clubs. Mr. Thomas raised further objections regarding the meeting that was not inclusive of all club representatives stating that LULAC was at the crux of the issue with the intent to raid the funds of other clubs.

Leroi Hill, a student at the college addressed the Board regarding the club conflict issue. Mr. Hill reiterated the need for the students being empowered to handle their own issues. Mr. Hill stated that the students in the clubs at Delta are very proud to be a part of these clubs. Mr. Hill had concerns with some clubs not bringing their issues to the ICC. Mr. Hill thanked the Board for hearing his comments.

Trustee Rivera reiterated that the Board returned from Closed Session with nothing to report.

X. Communications

Dr. Rodriguez reported to the Board that he had received an email from Scott Lay of the Community College League last Friday regarding a new community college ballot measure in discussion. Mr. Lay asked that CEO's vote on the measure, however, the timing of the email did not allow CEO's enough time to discuss the measure with their respective Boards. Dr. Rodriguez suggested that he give a brief description of the measure and asked the Board to comment if they had any objections to the measure. Dr. Rodriguez stated that the measure had to do with Proposition 98 funding that is going to decrease due to K-12 declines in enrollments. This will cause under funding for community colleges. What the measure is proposing is that community colleges funding be determined by community college enrollments and not include K-12 enrollments. The other part of the measure has to do with protecting community college local governance systems. Dr. Rodriguez asked the Board to let him know of any objections to the measure before the casting of his ballot.

Dr. Rodriguez informed the Board that the college received a Title V grant which is a 5 year grant of \$550,000 per year for Hispanic serving institutions. Two years ago the college became a Hispanic serving institution which means that 25% of our students are of Hispanic descent. The grant will help to develop programs on campus to serve Hispanic students and other students as well.

Dr. Rodriguez informed the Board that the college also received a second grant from the Department of Education that has to do with child care. The grant is a 4 year child care access grant for about \$122,000 per year. Dr. Rodriguez congratulated Dr. Condon and the Instructional office staff, as well as Dr. Cox for her pivotal roll in the Title V grant, and Dr. Hart for working to receive these grants. Dr. Rodriguez also congratulated the child development staff.

Trustee Serna asked Dr. Rodriguez for the name of the proposition he spoke about. Dr. Rodriguez stated that it was a community college ballot measure and not a proposition yet, therefore it has not been titled as a proposition.

Trustee Serna asked what position the CCCT will take on the measure. Dr. Rodriguez responded that the CCCT asked for support and they are the ones who asked that CEO's check with their boards.

Trustee Serna asked will the ballot measure keep the boards under local control to which Dr. Rodriguez responded yes.

Student Trustee Vince Harper reiterated the position of the students who addressed the Board earlier and urged the Board to allow students to resolve their own problems. Trustee Rivera asked Dr. Rodriguez to look into the matter further.

Communications

Superintendent/President
Dr. Rodríguez

Board of Trustees

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| <p>Academic Senate President Janice Takahashi invited the Board of Trustees to the Academic Senates November 1, 2005 meeting where the professional development center program will be highlighted.</p> | <p>Constituent Groups Academic Senate Janice Takahashi</p> |
| <p>No Comments</p> | <p>Classified Senate Amal Elayyan</p> |
| <p>No comments.</p> | <p>Management Senate Marc Brommé</p> |
| <p>ASBG President Pierre Tapia clarified the position of the ASBG on the club conflict issue stating that the ASBG wanted to ensure cooperation amongst clubs. Mr. Tapia also announced that the ASBG decided at its last meeting to donate \$5,000 to the National Organization of Community Colleges for hurricane relief. Trustee Rivera gave the ASBG a hand for their efforts.</p> | <p>Student Government Pierre Tapia</p> |
| <p>Dr. Ortiz stated the Mr. Gonzales was out of town and that there was nothing to report. Dr. Ortiz informed the Board that the CTA had received a letter of response from Dr. Rodriguez regarding correspondence from Dr. Matt Wetstein and Joe Gonzalez, but at this time there was nothing to report on the matter.</p> | <p>California Teachers Association Al Ortiz for Joe Gonzales</p> |
| <p>No comments.</p> | <p>Classified Staff Employees Association Pat Putnam</p> |
| <p>No Comments.</p> | <p>Police Officers Association Mario Vasquez</p> |
| <p>Board President Rivera adjourned the meeting at 7:12 p.m.</p> | |
| <p>Respectfully submitted,</p> | |
| <p>Dr. Raúl Rodríguez Superintendent/President and Secretary to the Board of Trustees</p> | |