



SAN JOAQUIN DELTA COMMUNITY COLLEGE DISTRICT

MINUTES OF THE REGULAR BOARD MEETING Tuesday, October 18, 2005

The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, October 18, 2005, at 4:00 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; Anthony E. Bugarin; Leo Burke; Greg McCreary; Dan S. Parises; Vincent Harper, Student Representative

<p>I. Called to Order The Board meeting was called to order at 4:00 p.m. by Board President Rivera. Trustee Simas arrived at 4:10 p.m.</p>	<p>Call to Order</p>
<p>II. Communications 1. Public Comments. Residents of the City of Tracy, the Mountain House community, City of Tracy administrators to include Mayor Dan Bilbrey and City Manager Dan Hobbs and Economic Development Director Andrew Malik and interested parties of the Mountain House development to include developer Gerry Kamilos addressed the Board of Trustees regarding the location of the college in the south county.</p>	<p>Public Comments</p>
<p>III. Recess to Closed Session Board President Rivera convened to Closed Session to discuss matters pursuant to Government Code Section 54957 and 54957.6. Vote: 7/0; motion carried.</p>	<p>Closed Session</p>
<p>IV. Reconvene Public Session The Board of Trustees returned from Closed Session with the following report: The Board authorizes Dr. Rodriguez to use his highest efforts to obtain a written consent from Trimark Communities, LLC by November 1st to the terms of the post settlement agreements substantially in the form presented by PCCP Mountain House, LLC as of October 18, 2005 with the goal of obtaining approval of the SP III from the Board of Supervisors on or before November 1st. Further, the Board authorizes Dr. Rodriguez to move forward with the Tracy site if that deal is not closed.</p> <p>Materials handed out to the Board are available upon request.</p> <p>Vote: Bugarin – no, Burke – yes, McCreary – no, Parises- yes, Rivera – Yes, Serna –yes, Simas – yes. Vote 5/2; motion carried.</p>	<p>Reconvene to Public Session</p>

<p>V. Pledge of Allegiance Trustee Bugarin led the Pledge of Allegiance.</p>	<p>Pledge of Allegiance</p>
<p>VI. Communications 1. Public Comments. Mountain House developer Gerry Kamilos addressed the Board regarding the building of a campus in the Mountain House community. Mr. Kamilos stated that he was excited about the Board's direction to complete agreements regarding the development. Mr. Kamilos stated that he believed the terms of the agreement satisfied all of Trimarks requirements. Mr. Kamilos stated that he felt an agreement could be signed well before the Board's deadline.</p>	<p>Public Comments</p>
<p>VII. Recognitions 1. Academic Senate Non-Teaching Award September 2005. Academic Senate President Janice Takahashi introduced Jennifer Ohta, Records Evaluator, Admissions and Records as the September 2005 Non-Teaching Staff Award recipient. 2. Academic Senate Non-Teaching Award October 2005. Academic Senate President Janice Takahashi introduced Rosa Hernandez, Custodian, Facilities Management as the October 2005 Non-Teaching Staff Award recipient.</p>	<p>Academic Senate Non-teaching Staff Award(s)</p>
<p>VIII. Consent Agenda – Action Items A. Governance Process 1. Approval of Minutes: September 13th and October 4th, 2005 Regular Board Meeting. Approved the minutes of the September 13th and October 4th, 2005 Regular Board meeting with one correction to the September 13th minutes. See Exhibit CON A1.1 which is part of the September 13th and October 4th 2005 agendas. 2. Consideration of Absence Board Member(s) Due to Illness. Approved the absence of Board of Trustees members Anthony Bugarin and Ted Simas from the September 13th and October 4th board meetings respectively. B. Business/Fiscal Services 1. Consideration of Acceptance of Donation. Approved a donation from Festo Corporation of Hauppauge, NY of a Tolerance Tester to be used for student training in Electronics Technology Program. The donor has placed a value of \$5,937.50 for this item. See Con Exhibit B1.1 – B 1.3 which is made a part of the October 18, 2005 agenda. 2. Consideration to Ratify Bid Award for Bid LA-9600, Horticulture Building Demolition and Temporary Storage, Per Resolution No. 08-23. Approved to ratify bid award for Bid LA-9600, Horticulture</p>	<p>Consent Agenda Governance Process Approval of the Minutes of the September 13th and October 4th, 2005 Regular Board Meeting. Consideration of Absence of Board Member(s) Business/Fiscal Services Consideration of Donation Ratification of Bid Award LA-9600</p>

<p>Building Demolition and Temporary Storage, Per Resolution No. 08-23. See Con Exhibit B 2.1 – B 1.16 which is made a part of the October 13, 2005 agenda.</p>	
<p>3. Consideration to Ratify Bid Award for Bid LA-8100 Batting Cage Upgrade Per Resolution No. 05-23. Approved to ratify bid award for Bid LA-8100 Batting Cage Upgrade Per Resolution No. 05-23. See Con Exhibit Con B 3.1 – B 3.16 which is made a part of the October 13, 2005 agenda.</p>	<p>Ratification of Bid Award LA-8100</p>
<p>4. Consideration of Notice of Completion of Bid #644, Re-Roof Selected Build-Up Roof Areas on Shima, Locke & Budd Centers, SJDC Contract #04-351. Approved the notice of completion of Bid #644, Re-Roof Selected Build-Up Roof Areas on Shima, Locke & Budd Centers, SJDC Contract #04-351. See Con Exhibit Con B 4.1 – B 4.4 which is made a part of the October 13, 2005 agenda.</p>	<p>Notice of Completion for Bid #644, SJDC Contract #04-351</p>
<p>C. Human Resources</p>	<p>Human Resources</p>
<p>1. Consideration of Personnel Action – Short-Term Approved the employment of the short-term non-academic employees as presented. See Exhibit Con C 1.1 – C 1.2 which is made a part of the October 13, 2005 agenda.</p>	<p>Short-Term</p>
<p>2. Consideration Personnel Action – Adjunct Approved the employment of the following adjunct faculty subject to sufficient enrollment in the classes to which they will be assigned: Roy Blanco, Family Consumer, and Health Sciences; Roxanne Ferguson, Family Consumer, and Health Sciences.</p>	<p>Adjunct</p>
<p>Trustee Burke moved and Trustee Serna seconded the motion to approve the Consent Agenda as presented. Vote: 7/0; motion carried.</p>	
<p>IX. NonConsent Agenda</p>	<p>NonConsent Agenda</p>
<p>A. Consideration of Amendments to Contract of Superintendent/President. Trustee Burke moved and Trustee Serna seconded the motion to amend the Superintendent/President’s contract as presented. The amendments include: extending the term of the contract by an additional year, incorporation of previous expense and transportation stipends into base salary, increasing the base salary level, and modifying the percentage of contribution by the college into a deferred compensation benefit. Vote 7/0; motion carried.</p>	<p>Contract Amendment: Superintendent/President</p>
<p>B. Consideration of Personnel Action – Classified. Trustee Parises moved and Trustee Bugarin seconded the classified hiring of the following: Sherri Duquette, Guidance & Counseling; Marie Alamillo, Information Services/Information & Facilities; Michael Minnema, Facilities; Jennifer Hanchett, Communication Skills; Daniel Nuss, Communication Skills</p>	<p>Consideration of Personnel Action - Classified Hirings</p>

(declined position), Basic Skills Math Lab; Megan Stover, Communication Skills, Basic Skills Math Lab; Gilbert Van Over, Publications; Claudia Mackey, Instruction.

Approved the following separations: Tanisha L. James, Disabled Student Services effective September 18, 2005; Maurice Sebastian, Human Resources Department effective September 28, 2005; Patricia Lewman, Information Services effective June 22, 2005. Vote: 7/0; motion carried.

Separations

- C. Consideration of Personnel Action – Faculty Temporary Full-Time Librarian. Trustee Simas moved and Trustee McCreary seconded the motion to approve the appointment of Linda Peabody for the position of Temporary Full-time Librarian starting October 19, 2005 continuing as needed and ending no later than October 18, 2006. Vote: 6/0, motion carried *(Trustee Serna was not present for the vote)*.

Retirement

- D. Consideration of Personnel Action – Management Trustee McCreary moved and Trustee Parises seconded the motion to approve the hiring of an interim Director of Outreach and Special Services at Salary range 12 (\$86,585 - \$100,057 annually) for a period not to exceed one year from the date of approval by the Board of Trustees. Vote: 7/0, motion carried.

Management

- E. Consideration of Classified/Entitlement Changes. Vice President of Human Resources Kim Myers explained Non Con E 1.1 as a request for an open recruitment for employees in the Fine Arts Division. The request is for permanent intermittent positions as opposed to full-time positions. The positions are classified positions created due to Education Code prohibitions against using temporary positions, as has been done in the past, to fill an ongoing need. In order to comply with Education Code and to recognize the need to fulfill on again, off again positions such as ushers, the approval of the entitlement permanent intermittent for the following positions is requested: (65) Usher – Permanent Intermittent; (16) House Manager – Permanent Intermittent; (15) Stagehand I – Permanent Intermittent; (30) Stagehand II – Permanent Intermittent; (30) Production Assistant – Permanent Intermittent; (20) Cashier – Permanent Intermittent. Trustee Simas moved and Trustee Serna seconded the motion to approve the new entitlements and entitlement changes and classifications. Vote: 7/0, motion carried. See Non Con E 1.1 – 1.2 which is made a part of the October 18, 2005 board agenda.

Classified/Entitlement Changes

- F. Consideration of New Faculty Entitlements. Trustee Burke motioned and Student Trustee Harper seconded to approve the new faculty entitlements as follows: Jazz Instructor, Mathematics Instructor, Spanish Instructor, English Instructor, Religion/Philosophy Instructor, Post Academy Instructor. These positions will be for employment beginning

New Faculty Entitlements

in the Fall 2006 semester with the exception of the Post Academy instructor who will be recruited for employment to begin in the Spring 2006 semester. See Non Con F 1.2, which is made part of the October 18, 2005 board agenda. Vote: 7/0, motion carried.

- G. Consideration of New, Revised, and Deleted Courses for the 2005-2006 and 2006-2007 Academic Years. Assistant Superintendent/Vice President of Instruction Della Condon thanked Lynn Welch for her hard work on curriculum. Trustee Parises motioned and Trustee Serna seconded to approve the new and revised associate degree credit courses to be offered effective in the 2005-2006 Academic years. Vote: 7/0, motion carried
See Non Con G 1.1 – 1.9, which is made a part of the October 18, 2005 board agenda.

- H. Consideration of Appointments to the Citizen's Bond Oversight Committee. Trustee McCreary motioned and Trustee Parises seconded to appoint Pierre Tapia as the student member to the Citizen's Oversight Committee; reappoint Raymond W. McCray as the Foundation member and to reappoint Janet Lilly as the Business member. Vote: 7/0, motion carried

- I. Consideration of Recission of Board of Trustees' Health and Welfare Benefits Action of September 13, 2005. Trustee Parises motioned and Trustee Serna seconded to rescind the actions of the Board reported out of closed session on September 13, 2005, regarding the provision and funding of health and welfare benefits to Trustees. Vote: 7/0, motion carried.

- J. Consideration of Board of Trustees' Health and Welfare Benefits. Trustee McCreary motioned and Trustee Burke seconded to recommend that the Board of Trustees be provided with the same level of choices of health benefits plans as provided to the Management and Confidential employees of the district, at no cost to the current board members. The cost of the benefits, effective October 1, 2005, will be from the General Fund, and not from the 10% of the operating budget identified for the provision of employee health benefits.

Dr. Matt Wetstein thanked Vice President Kim Myers and Superintendent/President Rodriguez for re-agendizing this item. Dr. Wetstein stated that he wanted to raise a couple of issues with the Board of Trustees, regarding conflict of interest and the issues of sensitivity regarding health benefits. Vote: 7/0, motion carried.

New, Revised, and Deleted Courses for the 2005-2006 and 2006-2007 Academic Years.

Appointments to the Citizen's Bond Oversight Committee.

Recission of Board of Trustees' Health and Welfare Action of September 13, 2005.

Consideration of Board of Trustees' Health and Welfare Benefits.

X. Communications

Dr. Rodriguez referred to Vice President Dunn for comments on the Stockton Unified School District Bond Election for the November 8, 2005 ballot and encouraged endorsement of the bond. Vice President Dunn stated that the Stockton Unified School District has reached out to Delta College to support their bond.

Trustee Bugarin made mention of Dr. Rodriguez' campus wide email in which he mentions Middle College High School's scores. Trustee Bugarin congratulated the high school for their success.

Trustee Rivera thanked Police Chief Marc Brommé and Sergeant Mario Vasquez for their presentation at West High School. Trustee Rivera also thanked Debra Lewis for working with Su Salud and the French Camp Labor camps.

Academic Senate President Janice Takahashi congratulated Dr. Rodriguez on his evaluation and contract extension of 1 additional year. Ms. Takahashi thanked the Board of Trustees for approving 6 faculty positions.

Classified Senate President Amal Elayyan congratulation Dr. Rodriguez on his contract extension and congratulated the non-teaching award recipients on their awards. Ms. Elayyan made mention that she had a child attending Middle College High School and thanked Dr. Rodriguez for mentioning the school's success in his campus-wide email.

No comments.

Associated Student Body President Pierre Tapia also congratulated Dr. Rodriguez on his contract extension. Mr. Tapia announced the ASBG's homecoming rally to take place on Saturday and the CSAC Conference.

Mr. Tapia went on to thank officer Alberto for his work on the student ID discount program.

Mr. Tapia announced that he was selected to participate on the Bond Oversight Committee.

CTA President Joe Gonzales inquired about the Superintendent/Presidents contract extension as to whether an increase in salary was 1.25% or COLA plus 1.25%. Board President Rivera responded that the increase was a 1.5% increase in the Superintendent/President's annuity.

Mr. Gonzales asked for clarification of the contract to which Board President Rivera re-read the closed session statement.

Mr. Gonzales announced that he was selected as the Interim Title

Communications
Superintendent/President
Dr. Rodríguez

Board of Trustees

Constituent Groups
Academic Senate
Janice Takahashi

Classified Senate
Amal Elayyan

Management Senate
Marc Brommé

Student Government
Pierre Tapia

California Teachers
Association Al Ortiz for
Joe Gonzales

V Contract Coordinator and that there was a section in the grant for research. Mr. Gonzales stated that he will research the success of Hispanic male students in higher education.

Trustee Serna asked what the reason Mr. Gonzalez felt male Hispanic students were not progressing to which Mr. Gonzalez stated that they lack mentoring.

Board President Rivera congratulated Mr. Gonzalez on being chosen for the Interim position and stated that he would be an excellent role model for students. Board President Rivera offered Mr. Gonzalez some resources for his research.

Dr. Della Condon made a follow-up comment to Mr. Gonzalez' comments stating that she is working on the Equity for All Project with Vice President Williams and Academic Senate President Janice Takahashi. Dr. Condon stated the timing for receiving the Title V grant was excellent.

No comments.

Classified Staff Employees
Association
Pat Putnam

No comments.

Police Officers Association
Mario Vasquez

Board President Rivera adjourned the meeting at 8:13 p.m.

Respectfully submitted,

Dr. Raúl Rodríguez
Superintendent/President and
Secretary to the Board of Trustees