



SAN JOAQUIN DELTA COMMUNITY COLLEGE DISTRICT

MINUTES OF THE REGULAR BOARD MEETING Tuesday, November 21, 2006

The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, November 21, 2006 at 5:45 p.m. Closed Session and 6:30 p.m. Public Meeting, in the Board Room, Administration 103, 5151 Pacific Ave., Stockton, California.

Members Present: Ted Simas, Board President; Maria Elena Serna, Vice-President; Leo Burke, Clerk; Dan S. Parises, Greg McCreary (arrived at 5:46 p.m.); Anthony Bugarin; Janet Rivera; Jovan Paunovic, Student Representative

<p>I. Called to Order The Board meeting was called to order at 5:45 p.m. by Board President Simas.</p>	<p>Call to Order</p>
<p>II. Communications</p> <p>1. Public Comments Residents from the Lodi community addressed the Board of Trustees regarding the Trustees' potential vote on the purchase of property in the Lodi area. Lodi resident Antoinette Miller residing at 16696 Fox Rd. addressed the Board of Trustees regarding potential flooding problems with the property in question. Ms. Miller stated concerns with the college's initial plans to expand in the Lodi area. Ms. Miller spoke of the developer's use of land that the college would potentially purchase stating that the amount of land in question for purchase by the college was too large. Ms. Miller ended her comments by stating that she was not against the District expanding in the Lodi area and that she was an alumnus of the college when it was Stockton College. Ms. Miller thanked the Board of Trustees for allowing her to bring her concerns before the Board.</p> <p>Lodi resident Janice Miller residing at 17519 Kennison Lane addressed the Board of Trustees by asking that they look at other sites in the Lodi area that are more cost effective.</p> <p>Lodi Council member Bob Johnson countered comments made by Lodi residents by stating that the City of Lodi supports the current Delta College site in question. Mr. Johnson reiterated the Lodi City Council's willingness to work with the college in expanding services in the Lodi area.</p>	<p>Public Comments</p>

Lodi resident Mary Hoff residing at 17566 Kennison Lane, Lodi, Ca. addressed the Board of Trustees regarding flaws with the site the college has chosen. Ms. Hoff stated that the Sierra Club will challenge the site chosen due to environmental issues. Ms. Hoff further stated that she believes the college does not have the money to purchase the site in question. Ms. Hoff shared petitions with the Board of Trustees stating that 1400 signatures had been attained against the site in question and Ms. Hoff read the petition statement. Ms. Hoff addressed Trustees Serna and Parises stating that they had not endorsed the site at a meeting with concerned Lodi citizens earlier this year.

III. Recess to Closed Session

Board President Simas convened to Closed Session to discuss matters pursuant to Government Code Section 54957, 54957.6 and 54956.8. Motion: Serna; Seconded: Bugarin. Vote: 7/0; motion carried.

Closed Session

IV. Reconvene Public Session

Board President Simas reconvened the meeting at 6:47 p.m. with the following to report:

Reconvene Public Session

By unanimous vote the Board authorized a non-refundable deposit of \$50,000 to be provided to the seller of the Liberty Road property in Galt to continue the escrow process. The Board has temporarily recessed from closed session and will continue closed session subsequent to the conclusion of the public session. Vote: 7/0.

V. Pledge of Allegiance

Student Trustee Jovan Paunovic led the Pledge of Allegiance.

Pledge of Allegiance

VI. Communications

1. Public Comments

Connie Martinez residing at 411 Ocala St., Stockton, Ca. and the Extended Opportunities Program Care Coordinator at the College addressed the Board of Trustees regarding the impact of the health benefits premium on classified employees. Ms. Martinez stated that she learned of two employees who have resigned from the District due to the cost of benefits.

Public Comments

CSEA members Linda Kelso and Janet Pedersen residing at 6373 Landmark Pl. and 4318 Morning Brook Ct. in Stockton, Ca. respectively addressed the Board of Trustees with a report on their attendance at the Community College League of California Trustees Conference held in Cost Mesa, Ca. Ms. Kelso reported on her workshop topic "Developing Leadership Through Networking" and Ms. Pederson reported on her workshop regarding

“Supporting and Strengthening Governance”.

Pat Putman residing at 3233 Timberlane St., Stockton, Ca. addressed the Board of Trustees regarding the Food for Families Drive by the CSEA. Mr. Putman stated that the support for the program was overwhelming and that in the last two weeks \$1950 in cash, checks, certificates and food donations were received. Mr. Putman also stated that 25 families and over 110 people were serviced due to the donations.

Mr. Putman stated that Academic Senate secretary Irene Cotta came up with the idea for donations and that she deserved major credit for her efforts. Mr. Putman thanked everyone that gave a donation.

Faculty member Dr. Matt Wetstein addressed the Board of Trustees on behalf of the CTA stating that the CTA negotiation team had requested that a package be delivered to the Board of Trustees, CEO, and Vice President of Business Services Andy Dunn detailing the CTA’s desire to request that the CTA contract be sunshined. Dr. Wetstein delivered to each Board member and Dr. Rodriguez the CTA’s request via letter.

VII. Recognitions

- A. Introduction of the October 2006 Academic Senate Non-Teaching Award Recipient.
Academic Senate President, Janice Takahashi introduced Pearl Chu, Student Programs Specialist, Guidance & Counseling, as the October 2006 Academic Senate Non-Teaching Award Recipient.
Ms. Chu was nominated by faculty member Diane Oren. Ms. Chu thanked Diane Oren and her supervisor on the award.
Trustee Simas congratulated Ms. Chu on her award on behalf of the Board of Trustees.

- B. Introduction of the October 2006 Academic Senate Adjunct Faculty Award.
Academic Senate President Janice Takahashi introduced Jim Fisher, Head Baseball Coach, PERA Division as the October 2006 Academic Senate Adjunct Faculty Award recipient. Mr. Fisher was nominated by CTA Joe Gonzalez. Mr. Fisher spoke on the importance of sports at the community college level and thanked those on behalf of his award. Trustee Simas congratulated Mr. Fisher on behalf of the Board of Trustees on his award.

VIII. Consent Agenda – Action Items

- A. Governance Process

Recognitions

October 2006 Academic Senate Non-Teaching Award and Adjunct Faculty Award Recipients.

**Consent Agenda
Governance Process**

<p>1. Approval of the Minutes: October 17, 2006 and November 7, 2006 Regular Board Meeting minutes. Approved the minutes of October 17th and November 7th Board of Trustees meetings. See Exhibit CON A 1.1 – CON A 1.14 which is made a part of the November 21, 2006 agenda.</p>	<p>Approval of the October 17th and November 7th Board Meeting Minutes.</p>
<p>B. Business Services</p> <p>1. Consideration to Authorize a Contract for the Purchase and Installation of Artificial Turf for the Baseball Field Renovation Project.</p> <p>Trustee Bugarin inquired about the expenditure of \$600,000 for turf. Vice President of Business Services Andy Dunn and Dr. Raul Rodriguez responded by stating that other renovations to the field such as dug outs, etc. would also be repaired. The Board authorized the administration to enter into a contract for the purchase and installation of artificial turf for the Baseball Field Renovation Project with Field Turf of Santa Rosa, CA., using the CMAS Contract, for a total amount not to exceed \$600,000. See CON B 1.1 – CON B 2.6 which is made a part of the November 21, 2006 agenda.</p>	<p>Business Services. Consideration to Authorize a Contract for the Purchase and Installation of Artificial Turf for the Baseball Field Renovation Project.</p>
<p>2. Consideration of Acceptance of Donation. Approved the donation from Mr. Ray Korman of Lodi, Ca. of miscellaneous MAC tools to the Diesel Technology and Automotive Programs valued at \$12,020.17. See CON B 2.1 – CON B 2.6 which is made a part of the November 21, 2006 agenda.</p>	<p>Consideration of Acceptance of Donation.</p>
<p>3. Consideration of First Quarter Financial Report 2006-07 and Adoption of Resolution Number 06-30. Accepted the First Quarter Financial Report 2006-07 including the purchase order expenditures and approved the Budget Adjustment of \$12,644 and adopted Resolution Number 06-30 implementing the changes. See CON B 3.1 – CON 3.29 which is made a part of the November 21, 2006 agenda.</p>	<p>Consideration of First Quarter Financial Report 2006-07 and Adoption of Resolution Number 06-30.</p>
<p>C. Human Resources</p> <p>1. Consideration of Personnel Action – Short Term The Board approved the employment of short-term, non academic employees as presented. See CON C 1.1 – 1.3 which is made a part of the November 21, 2006 agenda.</p>	<p>Human Resources Consideration of Personnel Action – Short Term.</p>
<p>2. Consideration of Personnel Action – Adjunct The Board approved the employment of adjunct faculty as presented. See CON C 2.1 - CON C 2.2 which is made a part of the November 21, 2006 agenda.</p>	<p>Consideration of Personnel Action – Adjunct</p>

With the clarification to Consent Agenda Item B 1.1, Trustee Burke motioned and Trustee Rivera seconded to approve the Consent Agenda as presented. Vote: 7/0.

IX. NonConsent Agenda/Action Items

A. Consideration of Personnel Action – Classified.
Trustee Parises motioned and Trustee Bugarin seconded to approve the appointment and resignation of the following classified staff: Evelyn Collinswoth, Facilities Planning & Management (Nov. 22, 2006 or as soon as possible thereafter – new entitlement); Cesar Johnson, Facilities Planning & Management (Nov. 22, 2006 or as soon as possible thereafter – new entitlement); Ryan Jackson, Facilities Planning & Management (Nov. 22, 2006, or as soon as possible thereafter – new entitlement); Lucila Perez, Facilities Planning & Management (Nov. 22, 2006, or as soon as possible thereafter - replacement); Noel Rosas, Facilities Planning & Management (Nov. 22, 2006, or as soon as possible thereafter - replacement); Celia Rico, Senior Office Assistant, Facilities Planning & Management, (Nov. 22, 2006, or as soon as possible thereafter- new entitlement); Theresa M. Hernandez-Estrada, Senior Computer Support Technician, Information Technology (Oct. 2, 2006 – Reemployment rights, per Article XXIV of CSEA Contract, replacing Leslie Wong); Patricia Ocha, Secretary I, Social Science (Nov. 22, 2006, or as soon as possible thereafter – new hire).

Erin O'Reilly, Senior Office Assistant, Outreach & Community Relations (Nov. 24, 2006 – Resignation).
Vote: 7/0; motion carried.

B. Consideration of Personnel Action – Faculty.
Trustee McCreary motioned and Trustee Serna seconded to approve the following new entitlements: English Instructor – Communication Skills; Chemistry Instructor – Science & Mathematics.

Trustee McCreary inquired about the additional custodial staff whether or not these were new entitlements or replacements. Vince Brown (representing Dr. Kim Myers, Vice President of Human Resources) explained that these were new entitlements that were brought before the Board of Trustees at an earlier date and the intent of hiring these new custodial staff was to keep up with the aging campus.

Vote: 7/0; motion carried.

**NonConsent
Agenda/Action Items**

Consideration of
Personnel Action –
Classified.

Consideration of
Personnel Action –
Faculty.

C. Consideration Personnel Action – Management. Trustee Burke motioned and Trustee McCreary seconded the motion to approve the following management appointment(s) and retirement(s):
Meryl Wamhoff as Division Dean of Fine Arts, Range 8, Step 1 \$104,758/year; Julie Whiting as Director of Outreach & Community Relations, Range 13, Step 1 \$89,353/year; Salvador Rodriguez as Custodial/Grounds Manager, Range 21, Step 1 \$64,704/year; Mark Showers as Maintenance/Energy Manager, Range 20, Step 1 \$72,753.

Retirement – Neil MacDannald, Information Technology Manager, effective December 4, 2006 (voted on separately).

Vote 7/0; motion carried.

Trustee Serna inquired about the hiring timeline for the Director of Outreach and Community Relations position stating that this was an important position to the campus. Trustee Serna also inquired about the number of applicants that had applied for the position. Vince Brown stated that he did not know how many applicants there were. Vice President of Student Services John Williams interjected that there were about 20 to 30 applicants.

Trustee Serna wanted to know when the process for hiring this position began to which Vince Brown stated that the hiring process had begun about 5 months ago. Trustee Serna inquired if 5 months was a normal amount of time to hire and if so, could the process be shortened. Vince Brown responded that the hiring process is very involved, however with the purchase of the HRMIS it is envisioned that hiring will be done in a more efficient manner.

On the matter of the retirement of Neil MacDannald, Information Technology Manager, effective December 4, 2006, Trustee Burke motioned and Trustee Bugarin seconded to approve the retirement request.

Associate Vice President of Information Technology Lee Belarmino addressed the Board of Trustees regarding Mr. MacDannald and his tenure at the college. Trustee Bugarin stated that his only concern was with replacing Mr. MacDannald since he had a certain level of expertise. Trustee Bugarin inquired as to whether there was sufficient time to hire someone with the same level of expertise. Vice President Belarmino responded

Consideration of Personnel Action – Management.

that succession planning was very important in Information Technology and that a plan to bring in staff with different skill sets to replace the position had been identified.

Vote: 7/0; motion carried.

D. Consideration of the Reorganization of Instruction and Student Services.

Trustee McCreary motioned and Trustee Rivera seconded to approve the reorganization of Instruction and Student Services.

Acting Vice President of Instruction Dr. Kathy Hart addressed the Board of Trustees regarding the reorganization explaining the rationale and stating that there would be no additional costs. The reorganization would take effect in January 2007. Trustee Serna inquired about the current size of Communication Skills to which Division Dean of Communication Skills Dr. Paul Kuehn responded that the Division was one of the largest on campus. Dr. Kuehn explained that there are 50 full-time faculty and 150 adjunct faculty as well as 25 classified staff. Trustee Serna stated that since the college was a Hispanic serving college she was concerned that students who are in need can still be served in light of the reorganization.

E. Consideration of New, Revised, and Deactivated Courses.

Trustee Serna motioned and Trustee Bugarin seconded the motion to approve the New, Revised and Deactivated Courses as presented. A listing of these courses is available for review in the Assistant Superintendent/Vice President of Instruction's office.

Vote: 7/0; motion carried.

F. Consideration of Resolution #06-31, Emergency Exception to the Formal Bid Process.

Trustee Burke motioned and Trustee McCreary seconded to adopt Resolution #06-31, authorizing the District to proceed with the emergency work to repair the Koi Pond as prescribed in Public Contract Code Section 20654 and to ratify the contract issued to Sacramento Koi of Sacramento, CA., in the total amount of \$43,000.

Vice President of Business Services Andy Dunn addressed the Board of Trustees regarding the difficulty in the bidding process to obtain contractors to fix the Koi Pond. Trustee Rivera inquired about how long the repairs would last to which Vice President Dunn deferred the question to Director of Maintenance Maria

Consideration of the Reorganization of Instruction and Student Services.

Consideration of New, Revised, and Deactivated Courses.

Consideration of Resolution #06-31, Emergency Exception to the Formal Bid Process.

Baker. Ms. Baker explained that the filter replacement to the pond would last 30 years or longer as long as the pond was appropriately maintained. Any diseased fish will be replaced by the vendor. Ms. Baker added that only 3 of the fish were ill and they would be the only fish replaced. Ms. Baker explained that the fish were ill due to the plant materials currently around the pond further adding that these plant materials would also be replaced. Trustee Simas stated that if the college was going to maintain animals, even fish, the college is entrusted to take care of them responsibly.

- G. Consideration of Proposed Changes to Policy 3550 "Personal Necessity Leave" – First Reading. Trustee Bugarin motioned and Trustee Parises seconded the motion to approve Policy 3550 for First Reading.

Vote: 7/0; motion carried.

- H. Consideration of Proposed Changes of Board Policy 6750 "Parking" – First Reading. Trustee McCreary motioned and Trustee Burke seconded the motion to approve Policy 6750 for First Reading.

Trustee McCreary inquired about page 3 of 3, line C.3 recommending that Trustees not have to pay as staff does not have to pay for parking permits. Trustee Serna commented that it was her understanding that Trustees were asked to pay for parking permits to support the ASBG.

Vote: 7/0; motion carried.

- I. Consideration of Proposed Changes to Policy 6002 "Criteria for Determining General Education Courses" – First Reading. Trustee Rivera motioned and Trustee Bugarin seconded to approve the first reading of Policy 6002. Dr. Raul Rodriguez pointed out one typo to be corrected within the policy which was duly noted.

Vote: 7/0; motion carried.

X. Communications

Superintendent/President:

Dr. Rodriguez informed the Board of Trustees that the Letters of Credit (LOC) were received on the Mountain House project. Dr. Rodriguez further informed the Board of Trustees that the college's lawyers would be reviewing the LOC's and the amendment to the reimbursement agreement. Trustee Simas stated that

Consideration of Proposed Changes to Policy 3550 "Personal Necessity Leave" – First Reading.

Consideration of Proposed Changes of Board Policy 6750 "Parking" – First Reading.

Consideration of Proposed Changes to Policy 6002 "Criteria for Determining General Education Courses" – First Reading.

Communications
Superintendent/President
Dr. Rodríguez

he had email correspondence from lawyer Larry Larsen and that was not relayed to him in the email. Trustee Simas further reiterated that the college must be sure that the LOC's are correct. Vice President of Business Services addressed the Board of Trustees on the next steps in the process concerning Mountain House. Trustee McCreary inquired about the Board's past motion on the LOC's and amendments stating that his understanding was that approval of all of the documents in question was to be agreed upon by the Board of Trustees before moving forward. Vice President Dunn responded that once the LOC's were in place it was his understanding that the Board of Trustees agreed to move forward. Trustee McCreary stated that he would like the college lawyers to read everything since they are the legal representatives of the District. Trustee McCreary further added that he did recall the Board wanting all issues resolved before the college administration moved forward with the Mountain House project. Trustee Simas further added that he would like to hear from the college attorneys if things are changing.

Board of Trustees:

Trustee Rivera wished all a happy Thanksgiving holiday. Trustee McCreary stated that he was happy about the Koi Pond repairs. Trustee Serna informed the Board that she, along with Trustee Rivera had attended the Community College League of California Annual Conference where she had heard many good things about the Delta College reputation and that the College was very well represented by staff in attendance. Trustee Serna stated that she would give a short report on her attendance at the conference at the next Board of Trustees meeting.

Constituent Groups:

Academic Senate President Janice Takahashi thanked the Board of Trustees for the acceptance of the two faculty entitlements and thanked Academic Senate secretary Irene Cotta for her work with the Classified Senate on the Thanksgiving Dinner Baskets.

No comments.

No comments.

ASBG President and Board of Trustees student representative Jovan Paunovic addressed the Board

Board of Trustees

Constituent Groups

Academic Senate
Janice Takahashi

Classified Senate
Amal Elayyan

Management Senate
Alin Ciochina

ASBG
Jovan Paunovic

regarding the ASBG's CARE Dinner to take place on December 1, 2006, informing the Board of Trustees that over 250 children will receive gifts this year. Mr. Paunovic also informed the Board that the ASBG organized a charter bus to the Sacramento City College Volleyball Tournament in support of the Delta College women's volleyball team. The ASBG also took the mascot to the tournament.

Mr. Paunovic invited board members to join the ASBG in their annual food basket give away.

Dr. Matt Wetstein wished everyone a happy holiday on behalf of the CTA.

CSEA members present wished everyone a happy holiday on behalf of the CSEA.

No comments.

Board President Simas recessed Public Session at 8:05 p.m. and announced that the Board of Trustee would reconvene to Closed Session after a 5 minute break.

The Board of Trustees reconvened to Public Session with the following to report:

A motion to abandon the Highway 12 site was defeated by a 5-2 vote with Trustee Simas and Trustee McCreary voting to abandon the deal and the remaining Trustees voting to continue to negotiate a property transaction at the Highway 12 site.

Board President Simas adjourned the meeting at 9:27 p.m.

Respectfully submitted,

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

CTA
Matt Wetstein for
Joe Gonzales

CSEA President
Pat Putman

POA
Mario Vasquez

**Recess to Reconvene
Closed Session.**

**Reconvene to Public
Session.**

Adjournment