



SAN JOAQUIN DELTA COMMUNITY COLLEGE DISTRICT

MINUTES OF THE REGULAR BOARD MEETING Tuesday, August 28, 2007

The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, August 28, 2007 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: Maria Elena Serna, Board President; Leo Burke, Vice-President; Greg McCreary, Clerk; Anthony Bugarin; Janet Rivera; Ted Simas; Dan S. Parises; Valerie Novak, Student Representative

<p>I. Called to Order The Board meeting was called to order at 5:45 p.m. by Board President Serna.</p>	<p>Call to Order</p>
<p>II. Communications 1. Public Comments. Dr. Matt Wetstein requested the opportunity to speak on the college budget at the time the budget item is brought before the Board on tonight's agenda.</p>	<p>Public Comments</p>
<p>III. Recess to Closed Session Board President Serna convened to Closed Session to discuss matters pursuant to Government Code Section 54957.6, 54956.9 Motion: Bugarin; Seconded: Burke. Vote: 7/0; motion carried.</p>	<p>Closed Session</p>
<p>IV. Reconvene Public Session Board President Serna reconvened the meeting at 6:37 p.m. with the following to report: Nothing to report. Trustee Serna wished Trustee Simas and Bugarin a happy birthday.</p>	<p>Reconvene Public Session</p>
<p>V. Pledge of Allegiance Trustee Simas led the Pledge of Allegiance.</p>	<p>Pledge of Allegiance</p>
<p>VI. Communications 1. Public Comments No comments.</p>	<p>Public Comments</p>
<p>VII. Consent Agenda – Action Items A. Governance Process 1. Approval of the July 17th and August 14th Regular Board Meeting(s) and the July 17th Special Board Meeting. The Board approved the minutes of the July 17th, August 14th Regular Board meetings and the July 17th</p>	<p>Consent Agenda Approval of the July 17th and August 14th Regular Board Meeting(s) and the July 17th Special Board Meeting.</p>

Special Board meeting. See **CON A 1.1 – CON A. 1.13** which is made a part of the August 28, 2007 agenda.

B. Business Services

1. Consideration of Award of Bid 663 for the Purchase of Custodial Supplies for Fiscal Year 2007-08.
The Board awarded Bid 663 for the Purchase of Custodial Supplies for Fiscal Year 2007-08 to the following suppliers for a total yearly amount of approximately \$100,000:

Buckey International; Hillyard; Sac Val Janitorial; Central Supply; Elkhorn Trading, Inc.; Corporate Express; Omega Industrial Supply; Randik Janitorial Supply; ZEP Janitorial. See **CON B 1.1 – 1.39** which is made a part of the August 28, 2007 agenda.

2. Consideration to Ratify Award of Bid 662, Ornamental Horticulture Warehouse/Storage Building, per Resolution No. 05.23. See **CON 2.1 – 2.12** which is made a part of the August 28, 2007.

The Board ratified Bid Award 662, Ornamental Horticulture Warehouse/Storage Building to Mathew McCarty Construction of Woodbridge, CA for the Base Bid amount of \$159,077. In addition, the Board ratified the rejection of the two Additive Alternative bids.

3. Consideration to Authorize a Contract for Training and Counseling for the California Construction Contracting Program, per RFQ/P #07-013.

The Board authorized contract negotiations for training and consulting for the California Construction Contracting Program, per RFQ/P #07-13, with Padilla & Associates for a fee not to exceed \$700,000. See **CON B 3.4 – 7.2** which is made a part of the August 28, 2007 agenda.

4. Report on Change Order #3 Regarding Baseball Field Improvements Project Contract #06-312, Bid #LA 8103-01, with Robert A. Bothman, Inc.

The Board approved Resolution N. 07-27 accepting completion of contract for the Baseball Field Improvements Project Contract with Robert A. Bothman, Inc., that the Notice of Completion be filed, and that the Acting Vice President of Business Services be directed to release the remaining funds on this project. See **CON 6.1 – 6.5** which is made a part of the August 28, 2007 agenda.

5. Report on Change Order #1 Regarding Budd 2nd Floor Stairs/Deck Replacement & Fountain Replacement. Contract #06-457, Bid #656, with Robert Davis Construction.

Business Services

Consideration of Award of Bid 663 for the Purchase of Custodial Supplies for Fiscal Year 2007-08.

Consideration to Ratify Award of Bid 662, Ornamental Horticulture Warehouse/Storage Building, per Resolution No. 05.23.

Consideration to Authorize a Contract for Training and Counseling for the California Construction Contracting Program, per RFQ/P #07-013.

Report on Change Order #3 Regarding Baseball Field Improvements Project Contract #06-312, Bid #LA 8103-01, with Robert A. Bothman, Inc.

Report on Change Order #1 Regarding Budd 2nd Floor Stairs/Deck Replacement & Fountain

Informational item only. **See CON 5.1 – CON 5.2** which is made a part of the August 28, 2007 agenda.

Replacement. Contract #06-457, Bid #656, with Robert Davis Construction.

- 6. Consideration of Notice of Completion Bid #LA-8103-01 with Robert A. Bothman, Inc. SJDC Contract #06-312, Baseball Field Improvements Project Contract. The Board approved Resolution No. 07-27 accepting completion of contract for the Baseball Field Improvements Project Contract with Robert A. Bothman, Inc., that the Notice of Completion be filed, and that the Acting Vice President of Business Services be directed to release the remaining funds on this project. **See CON 6.1 – 6.5** which is made a part of the August 28, 2007 agenda.

Consideration of Notice of Completion Bid #LA-8103-01 with Robert A. Bothman, Inc. SJDC Contract #06-312, Baseball Field Improvements Project Contract.

- 7. Consideration of GANN Spending Limitation for the 2007-08 Year. (First Reading)
The Board approved the GANN Spending Limit for the 2007-08 College Year. **See CON 7.1 – 7.2** which is made a part of the August 28, 2007 agenda.

Consideration of GANN Spending Limitation for the 2007-08 Year. (First Reading)

C. Human Resources

Human Resources

- 1. Consideration of Personnel Action – Short Term. Dr. Rodriguez requested to pull Consent Agenda item C.1 to consider separately. **See CON C 1.1 – 1.2** which is made a part of the August 28, 2007 agenda. Dr. Rodriguez stated that there had been an error in the printing of this item and that a number of student workers had been left off. The students would be working in the Math department. Dr. Rodriguez and Dr. Myers requested that the Board approve adding these students to the short-term personnel action so that the students will be able to earn a living as they attend school. Trustee McCreary motioned and Trustee Simas seconded to approve the additional short-term student workers to Consent Agenda item C.1. Vote: 7/0; motion carried.

Consideration of Personnel Action – Short Term

- 2. Consideration of Personnel Action – Adjunct. The Board approved the appointment of the adjunct faculty as presented. **See CON C 2.1 – CON C 2.6** which is made a part of the August 28, 2007 agenda.

Consideration of Personnel Action – Adjunct.

- 3. Consideration of Personnel Action – Classified. The Board approved the appointment of classified employees and the classified replacements, resignation(s) as presented. **See CON C 3.1 – 3.3** which is made a part of the August 14, 2007 agenda.

Consideration of Personnel Action – Classified.

Trustee Burke motioned and Trustee Bugarin seconded to approve the Consent Agenda not withstanding the

changes to Consent Item C.1 as presented. Vote: 7/0; motion carried.

VIII. NonConsent Agenda/Action Items

- A. Consideration of Personnel Action – Faculty.
Trustee Burke motioned and Trustee McCreary seconded to approve the appointment of the full time faculty as presented subject to sufficient enrollment in the classes to which they will be assigned. **See NONCON 1.1 – 1.2** which is made a part of the August 28, 2007 agenda.

Vote: 7/0; motion carried.

- B. Approval of Successor Contract Between the San Joaquin Delta College Police Officers’ Association and the San Joaquin Delta Community College District.
Trustee Burke motioned and Trustee McCreary seconded to approve the successor agreement and contact between the San Joaquin Delta Community College District and San Joaquin Delta College Peace Officers’ Association (POA). **See NONCON B 2.1 – 2.3** which is made a part of the August 28, 2007 agenda.

Vote: 7/0; motion carried.

- C. Approval of Benefits for Management and Confidential Employees.
Dr. Kim Myers made a correction to the first item under “Statement of Issue/Purpose” to read, “since these employees are *not* subject to a collective bargaining agreement.” Trustee Serna directed that the correction be made for the record.
Trustee Burke motioned and Trustee Rivera seconded to approve the revisions to Management and Confidential Employee Health and Welfare Benefits as presented not withstanding the correction to item number 1 under “Statement of Issue/Purpose”. **See NONCON 3.1 – 3.7.**

Vote: 7/0; motion carried.

- D. Consideration of the 2007-08 Budget Available for Public Inspection.
Acting Vice President of Business Services Claire Tyson gave a Power Point presentation on the budget development update and gave a summary of the publication budget stating the final budget would be completed in a couple of weeks.
Trustees Rivera inquired about the budget deficit and enrollment to which Ms. Tyson stated that she would have more specific information available regarding

NonConsent Agenda/Action Items

Consideration of Personnel Action – Faculty.

Approval of Successor Contract Between the San Joaquin Delta College Police Officers’ Association and the San Joaquin Delta Community College District.

Approval of Benefits for Management and Confidential Employees.

Consideration of the 2007-08 Budget Available for Public Inspection.

enrollment for the September 11th board meeting. Trustee Serna inquired about categorical funding to which Dr. Rodriguez responded that the categorical funding is in very good shape. Trustee Bugarin asked about GASB and why the College does not have a specific fund for GASB. Ms. Tyson responded that a restricted reserve could be set-up for GASB and Dr. Rodriguez added that the administration will try and set-up such a fund in the near future.

Trustee Bugarin asked if the Child Development Center had received funding from the general fund and the bookstore to which Ms. Tyson responded that the CDC had only received funding from the general fund.

Dr. Matt Wetstein handed out a budget analysis sheet he prepared in support of his observations regarding the budget. Dr. Wetstein made several comments regarding his concerns with the publication budget - largely that he felt the publication budget grossly underestimates income and exaggerated expenses. Dr. Wetstein also made comments on ways to fund GASB.

Ms. Tyson responded that the budgeting model used this year is the same that has been used for years. Ms. Tyson further stated that the finance office continues to produce good information regarding the budget based on the information that is available and that she believed the budget to be solid.

Trustee Serna inquired if GASB had been factored into the budget to which Dr. Rodriguez responded that it had not been, however, we could include GASB.

Dr. Rodriguez made one final observation in light of Dr. Wetstein's comments regarding the budget and the budget process stating that the budget is not a static document and you will see fluctuations throughout the budget process. **See NONCON D 1.1 – 1.17** which is made a part of the August 28, 2007 agenda.

Trustee Simas motioned and Trustee Burke seconded to accept the 2007-08 Budget available for public inspection as presented under separate cover. Vote: 7/0; motion carried.

- E. Master Agreement between the District and Delta College Foundation. Trustee Parises inquired about the last audit of the Foundation and whether or not concerns raised from the last audit had been addressed. Ms. Tyson

Master Agreement between the District and Delta College Foundation.

responded that the concerns raised have been embedded in this master agreement. Trustee Rivera motioned and Trustee Burke seconded to approve the attached Master Agreement by and between the San Joaquin Delta Community College District and the Delta College Foundation of the San Joaquin Delta Community College District. **See NONCON E 1.1 – 1.13** which is made a part of the August 28, 2007 agenda. Vote: 7/0; motion carried.

XI. Informational Items/Report(s).

- A. Annual Distance Education Report.
Dr. Kathy Hart gave a presentation on the College's online programs. A copy of the presentation is available in the Assistant Superintendent/Vice President of Instructions' office.

- B. Mountain House Report.
Dr. Raul Rodriguez gave an update on Mountain House stating that the project is moving forward very well and that the Mountain House Community Service District has agreed to certify traffic impact fees for the College. Plans are to move forward on the annexation at the September 25th Board of Supervisors meeting with the anticipation of being ready to offer classes next Summer.

Informational Items/Report(s).
Annual Distance Education Report.

Mountain House Report.

X. Communications

Superintendent/President:

Dr. Rodriguez informed the Board that he would be attending a training for CEO's sponsored by Homeland Security. Chief Bromme, and Facilities Planner/Environmental Health Manager Stacy Pinola would also be attending the conference.

Dr. Rodriguez also informed the Board of the power outage at the College this week and how he was proud of how staff handled the outage thanking Chief Bromme, and Facilities Director Maria Baker and staff.

Communications
Superintendent/President
Dr. Rodríguez

Board of Trustees:

Trustee Parises requested that a report on the Foundation's finances be made available to the Board of Trustees as soon as possible.

Trustee Rivera thanked the Agriculture Department for the recent pancake breakfast stating that she had assisted with the breakfast and that it was very well attended.

Student Trustee Novak informed the Board that this had been a very busy first week of school. Ms. Novak noted that an instructor had taken the time to engage students

Board of Trustees

in a discussion regarding active shooting.

Trustee Serna also thanked the Agriculture Department and Dr. Hazel Hill for the pancake breakfast. Trustee Serna also thanked the Acting Public Information Officer Greg Greenwood for doing such a great job evidenced by the positive news articles regarding the College. Trustee Serna commented on the "e-bulletins" stating that the bulletins provide a quick synopsis of what is happening with Measure L. Trustee Serna also thanked Dr. Hazel Hill for the Economic Summit that took place last week.

Constituent Groups:

Academic Senate President, Janice Takahashi made mention that parking is impossible at the College, but that is a good sign of enrollment. Ms. Takahashi spoke on retention versus success rates with our online students and stated that online classes are very labor intensive for teachers and students.

Ms. Takahashi commented on faculty recruitment difficulties criticizing the budget process not allowing for timely recruitments.

Dr. Rodriguez responded by asking Ms. Takahashi not to place criticism on Acting Vice President of Business Services and further informing Ms. Takahashi that he and Dr. Condon had been in discussion regarding a recommendation for the number of faculty hires which includes faculty hires in the Tracy Center.

No comments.

No comments.

ASBG President, Valerie Novak deferred comments to the ASBG President Daniel Luna. Mr. Luna informed the Board that the ASBG had meet for the first time this Fall and that they will be hosting a BBQ during club rush week.

Trustee Serna interjected that the Community College Initiative would be coming up soon and that a press conference is being planned at the College for September 6th in the main quad area. Trustee Serna asked that the ASBG President attend and as many of her fellow Trustees who are able attend.

CTA president Dr. Matt Wetstein stated that the CTA would be glad to participate in the Community College

Constituent Groups
Academic Senate
Janice Takahashi

Classified Senate
Joyce Giovanetti

Management Senate
Greg Greenwood

ASBG
Valerie Novak

CTA
Matt Wetstein

Initiative press conference and that the State CCA has endorsed the initiative at the state level. Dr. Wetstein commented on the CTA MOU and that the agreement reached with the District ensures no lifetime benefits after this year. Dr. Wetstein stated that in light of GASB, the actuarial study referenced by Dr. Myers and Claire Tyson is outdated and should be revised due to this change in the CTA MOU.

Dr. Wetstein further stated that new faculty is not happy with the "no lifetime benefits" and a negotiation meeting would take place on August 29th.

Dr. Wetstein voiced concerns with reports that he has been getting from other groups where the CTA MOU is being represented in a negative way.

No comment.

POA president, Mario Vasquez congratulated Trustee Simas and Bugarin on their birthdays. Officer Vasquez commented on the parking situation stating that parking gets better after 3 p.m. Officer Vasquez thanked Human Resources for their work on the POA contract stating that things moved quickly. Officer Vasquez also thanked Dr. Rodriguez and the Board of Trustees for ratifying the contract with the POA.

Board President Serna adjourned the meeting at 8:15 p.m.

Respectfully submitted,

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

CSEA President
Dana Baker

POA
Mario Vasquez

Adjournment