



SAN JOAQUIN DELTA COMMUNITY COLLEGE DISTRICT

MINUTES OF THE REGULAR BOARD MEETING Tuesday, April 21, 2009

The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, April 21, 2009 at 4:30 p.m. Closed Session; 5:00 p.m. Public Meeting in the Board Room, Administration 103, 5151 Pacific Ave., Stockton, California.

Members Present: Steve Castellanos, Board President; Janet Rivera, Vice President; Teresa R. Brown Clerk; Mary Ann Cox; Taj M. Khan; Ted Simas; Jennet C Stebbins; Anne-Marie Orona, Student Representative

<p>I. Called to Order The Board meeting was called to order at 4:30 p.m. by Board President Castellanos.</p>	<p>Call to Order</p>
<p>II. Communications</p> <p>1. Public Comments ASBG ICCG President Navid Shaghagi addressed the Board on the flea market and read a resolution of no confidence for Interim Supervisor of Student Activities Gina Foppiano. Mr. Shaghagi stated that the ASBG is not part of Student Services and made comments on the ASBG's reporting status, which is believed to be with the Board of Trustees. Mr. Shaghagi stated that he would be bringing a report on a suggested advisory board for the ASBG to the next board meeting and thanked the Board for listening to his comments.</p> <p>Outgoing ASBG President Valerie Novak announced her resignation as the ASBG President and Student Trustee stating that she had other plans and looked forward to continued work with the Administration, the ASBG and Gina Foppiano and Vice President Walton. Ms. Novak further stated that she appreciated the time she spent working with the ASBG as president and trustee representative.</p>	<p>Public Comments</p>
<p>III. Pledge of Allegiance Trustee Taj Khan led the Pledge of Allegiance.</p>	<p>Pledge of Allegiance</p>
<p>IV. Recess to Closed Session Board President Castellanos convened to Closed Session at 4:35 p.m. to discuss matters pursuant to Government Code Section 54956.9. Motion: Simas; Seconded: Rivera. Vote: 7/0; motion carried.</p>	<p>Recess to Closed Session</p>

<p>3. Consideration of Acceptance of Foundation Donation. Accepted the donation from Hawthorne Machinery, and directed the administration to send a letter of appreciation. See CON 3.1 – 3.3 which is made of a part of the April 21, 2009 agenda.</p> <p>C. Human Resources</p> <p>1. Consideration of Personnel Action – Short Term Non Academic Employees. The Board approved the employment of the short-term, non-academic employees as presented. See CON C 1.1 – 1.2 which is made a part of the April 21, 2009 agenda.</p> <p>2. Consideration of Personnel Action – Adjunct. The Board approved the appointment of the adjunct faculty as presented. See CON C 2.1 – CON C 2.2 which is made a part of the April 21, 2009 agenda.</p> <p>Trustee Rivera motioned and Trustee Simas seconded to approve the Consent Agenda.</p> <p>Vote: 7/0; motion carried.</p>	<p>Consideration of Acceptance of Foundation Donation.</p> <p>Human Resources Consideration of Personnel – Short Term Non Academic Employees.</p> <p>Consideration of Personnel Action – Adjunct.</p>
<p>VIII. NonConsent Agenda/Action Items</p> <p>A. Consideration to Adopt Resolution No. 09-13 to Approve Findings for Hearing on Flintco, Inc.'s Request for Substitution of Midwest Demolition Company for California.</p> <p>Trustee Simas motioned and Trustee Khan seconded to adopted Resolution No. 09-13 to approve the findings after the hearing on Flintco, Inc.'s request for substitution of Midwest Demolition Company of California. See NONCON A 1.1 - 1.4 which made a part of the April 21, 2009 agenda.</p> <p>Vote: 7/0; motion carried.</p> <p>B. Consideration of Personnel Action – Classified. Trustee Brown motioned and Trustee Cox seconded to approve the appointment of the classified employees as presented and approved the resignation as presented. See NONCON B 1.1 – 1.3 which is made a part of the March 21, 2009 agenda.</p> <p>Vote: 7/0; motion carried.</p> <p>C. Consideration of Personnel Action – Faculty. Trustee Cox motioned and Trustee Rivera seconded to approve the list of Delta College faculty requesting</p>	<p>NonConsent Agenda/Action Items</p> <p>Consideration to Adopt Resolution No. 09-13 to Approve Findings for Hearing on Flintco, Inc.'s Request for Substitution of Midwest Demolition Company for California.</p> <p>Consideration of Personnel Action – Classified.</p> <p>Consideration of Personnel Action – Faculty.</p>

<p>disciplines for which they meet the minimum qualifications as presented. See NONCON 1.1 – 1.2 which is made a part of the April 21, 2009 agenda.</p>	
<p>Vote: 7/0; motion carried.</p>	
<p>D. Consideration of Personnel Action – Faculty. Trustee Rivera motioned and Trustee Khan seconded to approve the appointment(s) and retirement(s) as presented. See NONCON 1.2 which is made a part of the April 21, 2009 agenda.</p>	<p>Consideration Personnel Action – Faculty.</p>
<p>Vote: 7/0; motion carried.</p>	
<p>E. Consideration of Classification/Entitlement Changes. Trustee Rivera motioned and Trustee Simas seconded to approve the new entitlements, entitlement changes and classifications as presented. See NONCON E 1.1 – 1.2 which is made a part of the April 21, 2009 agenda.</p>	<p>Consideration of Classification/Entitlement Changes.</p>
<p>Vote: 7/0; motion carried.</p>	
<p>F. Consideration of Recommendations of the Facilities Naming Committee. Trustee Rivera motioned and Trustee Cox seconded to approve the recommendations of the Facilities Naming Committee as described with the additional recommendation of the Facilities Naming Committee that the Counseling area within the Student Services Area be named the Elizabeth Humbarger Counseling Services Area and a memorial be created outside of the Student Services Area in the name of Elizabeth Humbarger on behalf of tolerance for all the different groups who have suffered over the years. See NONCON F 1.1 – 1.2 which is made a part of the April 21, 2009 agenda.</p>	<p>Consideration of Recommendations of the Facilities Naming Committee.</p>
<p>Vote: 7/0; motion carried.</p>	
<p>G. Consideration of Award of Bid 670 Purchase of Scientific Supplies & Equipment for Mt. House Campus. Trustee Rivera motioned and Trustee Khan seconded to award Bid 670 for the purchase of scientific supplies & equipment for the Mt. House Campus as presented. See NONCON G 1.1 – 1.57 which is made a part of the April 21, 2009 agenda.</p>	<p>Consideration of Award of Bid 670 Purchase of Scientific Supplies & Equipment for Mt. House Campus.</p>
<p>Vote: 7/0; motion carried.</p>	
<p>H. Contingency and Change Order Development. Mark Newton, Project Director with Kitchell CEM, gave a tutorial on the development and disposition of</p>	<p>Contingency and Change Order Development.</p>

contingency and change orders as they relate to construction projects based upon industry standards.
Informational Only.

- I. Report on Change Order #1 Regarding Goleman Learning Resource Center Modernization Project Contract #08-227 Bond, Bid #LA-9000-01 with Flintco, Inc.
Trustee Khan requested a graph on how funds are being expended. Trustee Simas requested to see specifically what funds are left on each project. Trustee Rivera responded that information regarding project funds was given to Trustees at the March 18th retreat and it is also on the bond website.

Informational Only.

- J. Report on Change Order #2S Regarding Football Track & Softball Field – Parking Projects Contract #07-427 Bond, Bid #LA-8107-01, with Robert A. Bothman, Inc.

Informational Only.

- K. Report on Change Order #2F Regarding Football Track & Softball Field –Parking Projects Contract #07-427 Bond, Bid #LA-8107-01, with Robert A. Bothman, Inc.

Informational Only.

- L. Report on Change Order #3 Regarding Stockton Infrastructure North Road Project Contract #07-482 Bond, Bid #LA-8314, with DSS Company.

Informational Only.

- M. Report on Change Order #1 Regarding Planetarium Safety Renovation Project Contract #08-257 Bond, Bid #LA-8603-01, with Matt McCarty Construction.

Information Only.

- N. Report on Change Order #2 Regarding Goleman Learning Resource Center Modernization Project Contract #08-227 Bond, Bid #LA-9000-01, with Flintco, Inc.

Informational Only.

Report on Change Order #1 Regarding Goleman Learning Resource Center Modernization Project Contract #08-227 Bond, Bid #LA-9000-01 with Flintco, Inc.

Report on Change Order #2S Regarding Football Track & Softball Field – Parking Projects Contract #07-427 Bond, Bid #LA-8107-01, with Robert A. Bothman, Inc.

Report on Change Order #2F Regarding Football Track & Softball Field – Parking Projects Contract #07-427 Bond, Bid #LA-8107-01, with Robert A. Bothman, Inc.

Report on Change Order #3 Regarding Stockton Infrastructure North Road Project Contract #07-482 Bond, Bid #LA-8314, with DSS Company.

Report on Change Order #1 Regarding Planetarium Safety Renovation Project Contract #08-257 Bond, Bid #LA-8603-01, with Matt McCarty Construction.

Report on Change Order #2 Regarding Goleman Learning Resource Center Modernization Project Contract #08-227

	Bond, Bid #LA-9000-01, with Flintco, Inc.
<p>O. Report on Change Order #2 Regarding Central Plant Improvements Project Contract #08-259 Bond, Bid #LA-8502-02, with McFadden Construction. Informational Only.</p>	<p>Report on Change Order #2 Regarding Central Plant Improvements Project Contract #08-259 Bond, Bid #LA-8502-02, with McFadden Construction. Consideration of</p>
<p>P. Consideration of Resolutions Authorizing Signature for District Warrants, Revolving Cash Funds, Selling Stocks and Bonds, and Contract Documents on Behalf of San Joaquin Delta College. Trustee Khan motioned and Trustee Rivera seconded to adopt Resolutions 09-08, 09-09, and 09-10 authorizing Vice President of Student Services Trudy J. Walton and Acting Director of Finance Gerald McLean to be included as officials who are authorized to draw county warrants, issue checks drawn on the Revolving Cash Fund accounts, and sell stocks and bonds on behalf of San Joaquin Delta College. In addition, the Board adopted Resolution 09-11 authorizing Vice President of Student Services Trudy J. Walton to sign contract documents on behalf of San Joaquin Delta College. See NONCON P 1.1 – 1.9 which is made a part of the April 21, 2009 agenda.</p> <p>Vote: 7/0; motion carried.</p>	<p>Resolutions Authorizing Signature for District Warrants, Revolving Cash Funds, Selling Stocks and Bonds, and Contract Documents on Behalf of San Joaquin Delta College.</p>
<p>Q. Report on Preliminary Budget 2009-2010. Vice President Stephens described what has been done in the past regarding the adoption of the budget and explained changes to the purpose of the Preliminary Budget for this year. The current draft includes all expenses from Adopted Budget and projected revenue data at the time of this budget. It also includes the projected carry forward balance from 2008-09. Informational Only.</p> <p><i>Board President Castellanos adjourned the meeting at 6:55 p.m. The meeting was reconvened at 7:00 p.m.</i></p>	<p>Report on Preliminary Budget 2009-2010.</p>
<p>R. Consideration to Revise Budget Calendar 2009-2010. Trustee Khan motioned and Trustee Rivera seconded to approve the revised Board Budget Calendar to present the Publication Budget for approval on August 25, 2009, the subsequent dates following the Publication Budget, and the additional notes related to the current State budget timeline. See NONCON 1.1 – 1.3 which is made a part of the</p>	<p>Consideration to Revise Budget Calendar 2009-2010.</p>

<p>April 21, 2009.</p> <p>Vote: 7/0; motion carried.</p> <p>S. Consideration to Authorize a Contract for the Purchase of Network Equipment for the Mt. House Campus. Trustee Cox motioned and Trustee Stebbins seconded to authorize the purchase of Cisco Network Equipment from the low bidder, Bear Data Systems, Inc. of Santa Clara, CA, in the amount of \$150,932.32 plus \$13,206.58 sales tax, for a grand total of \$164,138.90. See NONCON 1.1 – 1.6 which is made a part of the April 21, 2009 agenda.</p> <p>T. Consideration of New, Revised, and Deactivated Courses. Trustee Rivera motioned and Trustee Simas seconded to approve four (4) new associate degree credit courses and nine (9) course revisions. See NONCON 1.1 – 1.6 which is made a part of the April 21, 2009 agenda.</p> <p>Vote: 7/0; motion carried.</p> <p>U. Consideration of Deactivated Courses. Trustee Cox motioned and Trustee Brown seconded to approve the deactivation of 45 courses that have not been offered by the college since Fall 2005. See NONCON 1.1 – 1.3 which is made a part of the April 21, 2009 agenda.</p> <p>Vote: 7/0; motion carried.</p> <p>V. Consideration of Authorization for Serving Wine on Campus. Trustee Rivera motioned and Trustee Simas seconded to authorize the serving of wine on campus in conjunction with the Culinary Arts Program Accreditation Team reception scheduled for April 28, 2009.</p> <p>Vote: 6/0; Motion carried. Trustee Khan abstained.</p> <p>IX. Communications Superintendent/President: Dr. Rodriguez informed the Board that the follow-up accreditation team would be on campus this Friday and should arrive around 9 a.m. Dr. Rodriguez stated that Dr. Barbara Beno, CEO of the Accrediting Commission would be at the May 19th board meeting to speak with the Trustees on the accreditation process. Trustee Khan asked if the team would be speaking to Board members to which Dr. Rodriguez responded that they would be talking with the Executive Board and those</p>	<p>Consideration to Authorize a Contract for the Purchase of Network Equipment for the Mt. House Campus.</p> <p>Consideration of New, Revised, and Deactivated Courses.</p> <p>Consideration of Deactivated Courses.</p> <p>Consideration of Authorization for Serving Wine on Campus.</p> <p>Communications Superintendent/President Dr. Raul Rodriguez</p>
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involved in the accreditation process.

Dr. Rodriguez thanked Jeanne Marie Velickovic, Greg Greenwood and Trustee Castellanos for attending the "Focus the Nation" event and thanked student David Burr for coordinating the event.

Dr. Rodriguez announced that the cafeteria would now be using biodegradable plates and utensils to carry out the campus' goal of going green. Other measures would be occurring in the near future to further this effort.

Board of Trustees:

Trustee Cox voiced concerns with the process for selecting Trustees for committees.

Trustee Brown stated that she found accreditation documents readily available on the college website such as the 2008 strategic plan, information on Kualii and the environmental scan document.

Trustee Brown informed the Board that she had attended the Electron Microscopy (EM) Open House and would like to visit the program again stating staff agreed to give her and her spouse another tour. Trustee Brown added that it was enlightening to see that we have had some equipment for 30 years.

Trustee Simas personally thanked bond consultant, Kathy Roach stating he found her to be very competent, professional and worth every dime she was paid.

Trustee Rivera stated she also attended the EM Open House and that she planned to take her grandchildren on a tour of the building. Trustee Rivera thanked the Classified Senate for inviting her to the Classified Retreat and that it was a wonderful event.

Board President Castellanos stated that the "Focus the Nation" event was a wonderful event and that participation was at a high level. Since then, Congressman McNearney's office has contacted Trustee Castellanos to ask for his help getting one of his bills passed. ASBG Senator of Legislative Affairs David Burr added that it was a great opportunity for publicity and that he hoped we would continue the event year after year. Mr. Burr thanked Dr. Matt Wetstein and Greg Greenwood for their assistance.

Trustee Stebbins mentioned that she and Trustee Cox attended the San Joaquin County Women of Color

Board of Trustees

event where former Delta employee Shani Adams and NAACP President Bobby Bivens received an award.

Constituent Groups:

Academic Senate President Janice Takahashi stated that she attended the State Plenary meeting where all community Colleges in the System voiced concerns with the way the Accrediting Commission is conducting their visits. Ms. Takahashi went on that Delta College is not alone in the accrediting challenges faced. Ms. Takahashi made statements in support of the gay, lesbian and transgender student population.

Ms. Takahashi informed the Board that there would be some changes to the minimum qualifications coming from the Chancellor's Office and thanked the President's Office for sponsoring the APIASA Banquet. Ms. Takahashi also informed the Board of the Outstanding Students Award Ceremony to be held on May 11th.

Nicolette George thanked the Trustees for attending the Classified Retreat stating that 175 employees attended. Ms. George informed the Board of the Classified Reception for the Trustees which will take place on June 2nd at 3 p.m.

Management Senate President Jan Trustcott thanked the individuals who worked on the accreditation response report. Ms. Trustcott announced opportunities to serve on different committees and stated that Trustee Khan had agreed to serve on the scholarship committee.

ASBG Vice President Anne-Marie Orona thanked David Burr for his work on the "Focus the Nation" event. Ms. Orona stated that she wanted the Board to know that when an ASBG officer comes before the Board to make comments they are stating their own opinion and not that of the entire ASBG.

CSEA President Dana Baker reminded the Board that the 3rd week in May is Classified Employees Week and that the CSEA would be hosting a barbeque for that week. Ms. Baker congratulated classified employee Andy Thomas who was chosen as an "unsung hero" for the event.

CTA President Joe Gonzales acknowledged instructor Ronald Payne on his retirement and his 40 years at the College. Mr. Gonzales thanked Vice President Jon Stephens for his presentation. Mr. Gonzales announced Jeff Hislop to be this year's WHO Award

Constituent Groups
Academic Senate
Janice Takahashi

Classified Senate
Nicollete George for
Joyce Giovanetti

Management Senate
Jan Trustcott

ASBG
Anne-Marie Orona

CSEA
Dana Baker

CTA
Joe Gonzales

recipient stating he would receive the award this weekend.

No comments.

Board President Castellanos adjourned the meeting at 7:30 p.m.

Respectfully submitted,

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

POA
Mario Vasquez

Adjournment