The regular meeting of the Board of Trustees of the San Joaquin Delta Community College District was held on Tuesday, September 12, 2006 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: Ted Simas, Board President; Maria Elena Serna, Vice-President; Leo Burke, Clerk; Greg McCreary, Dan S. Parises, Anthony Bugarin, Janet Rivera, Jovan Paunovic, Student Representative

I. Called to Order
   The Board meeting was called to order at 4:30 p.m. by Board President Simas.

II. Communications
   1. Public Comments
      San Joaquin Delta College classified employees addressed the Board of Trustees with concerns regarding the increase in health benefits premiums. The names of employees who addressed the Board are as follows:

      (not necessarily appearing before the Board in the following order):
      Kim Campbell - Spore, Child Development Center residing at 2329 Inman Avenue, Stockton, Ca.; Janice Palmer, Food Services residing at 975 Snowville Avenue, Galt, Ca.; Alan Hitt, Information Services, residing at 2917 Estate Drive, Stockton, Ca.; Sara Foster, Information Services, residing at 8420 Rothesay Place, Stockton, Ca.; Joyce Giovanetti, CalWorks, residing at 318 East Bowman St., Stockton, Ca.; Pat Putman, Maintenance Services, residing at 3233 Timberlane Dr., Stockton, Ca.

      Concerns included the impact the increase in premiums would have on classified staff as the lowest paid employees of the college. Employees also questioned the fairness of board members not paying a fee for health benefits. Employees urged the Board of Trustees to revisit the health benefits premium structure and to look at ways to increase the District contribution.

      The following faculty members also addressed the Board with concerns regarding the increase in health benefits premiums to be paid by classified employees:
Dr. Matt Wetstein, Social Sciences Division (no home address given); and Dr. Marcos R. Contreras, residing at 1540 Florence Ct., Manteca, Ca.

Dr. Wetstein gave the Board a memorandum pointing out the dramatic impact on employees due to the increase in health benefits premiums.

Dr. Contreras also questioned why board members did not have to pay for health benefits and inquired about the college’s overall responsibility in the management of health benefits as well as the college providing accurate and transparent information regarding health benefit costs. Dr. Contreras asked the Board of Trustees to show support and compassion for employees.

III. **Recess to Closed Session**

Board President Simas convened to Closed Session to discuss matters pursuant to Government Code Section(s) 54957, 54957.6, 54956.9 and 54956.8. Motion: Bugarin; Seconded: Serna. Vote: 7/0; motion carried.

IV. **Reconvene Public Session**

Board President Simas reconvened the meeting at 6:50 p.m. with the following to report:

*The Board of Trustees voted 5 to 1, with one abstention, Trustee Simas voting no and Trustee McCreary abstaining to authorize the President, Dr. Raul Rodriguez to pay the $530,000 first invoice under the reimbursement agreement with PCCP Mountain House, LLC to execute amendment to the Letters of Credit presented from Mountain House and directed counsel to pursue amendments to the reimbursement agreement with PCCP Mountain House, LLC.*

V. **Pledge of Allegiance**

Trustee Rivera led the Pledge of Allegiance.

VI. **Communications**

1. **Public Comments**

Andrew Malik, Economic Development Director from the City of Tracy gave a brief presentation on the city’s plans for expanding vocational education in the south county. Mr. Malik shared the site location where the city is considering placing a vocational education site. The city is also engaged in dialogue with other educational institutions in the area. Mr. Malik invited the college to collaborate with the city on an education consortium focusing on vocational education. Due to the limited time for public comments, Mr. Malik stated that he would come back before the Board at another time to discuss this opportunity further. Board President Simas suggested that the Superintendent/President Rodriguez contact Mr. Malik.
to engage in dialogue regarding the city’s plans.

The following classified employees addressed the Board of Trustees with concerns regarding the increase in health care premiums: Erin O’Reilly, residing at 20913 E. Comstock Road, Linden, Ca.; Kay King, Fine Arts Division, residing at 1145 W. Acacia St., Stockton, Ca; Pat Putman, Maintenance Department, residing at 3233 Timberlane Drive, Stockton, Ca; and Tony Lawson, Maintenance Department, residing at 3920 Red Oak Lane, Stockton, Ca.

Faculty member Dr. Marcos Contreras made further comments on the health care premiums issue.

VII. Consent Agenda/Action Items

Vice President of Human Resources, Dr. Kim Myers asked that item C 2.2 “Consideration of Personnel Action – Adjunct” of the Consent Agenda be corrected as follows: the effective date of adjunct employment of Marvin Mears, Applied Science & Technology should be September 12, 2006 not March 6, 2007.

Vice President of Business Services Andy Dunn asked that agenda item B 5.1 “Consideration of GANN Spending Limitation for the 2005-06 Year (second reading), Adoption of Resolution No. 06.24 to Establish the 2006-07 Appropriation Limit” be corrected in the first half of the item to reflect “Consideration of GANN spending Limitation for the 2006-07 Year (second reading), et. al. These corrections were duly noted by Board President Simas.

Trustee McCreary requested to pull B 3.1 of the Consent Agenda for discussion (see item B 3.1 below).

A. Governance Process
1. Approval of the Minutes: August 29, 2006 Regular Board Meeting.
   Approved the minutes of the August 29, 2006 Board Meeting with the following corrections/additions requested by Trustee Serna: page 3, item 6 “Consideration of Renewal of Contract for Program Management Services” of the minutes should include comments made by Trustee Serna as to how much money has been spent from bond funds and what is the current balance of bond funds. Corrections to the minutes were duly noted by Board President Simas. See Exhibit CON A 1.1 – CON A 1.8 which is made a part of the September 12, 2006 agenda.

B. Business Services
1. Consideration of Notice of Completion of Bid #LA-8300-03, with World Tech, dba Geigle Electric, SJDC Contract #05-385.
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<td>Approved Resolution No. 06-23, accepting completion of contract for the Marquee Signage Electrical and Pathway Project with World Tech dba Geigle Electric, and that the Notice of Completion be filed and that the Vice President of Business Services be directed to release the remaining funds on this project. See CON B 1.2 – CON 1.5 which is made a part of the September 12, 2006 agenda.</td>
<td>8300-03, with World Tech, dba Geigle Electric, SJDC Contract #05-385.</td>
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<td>2. Consideration of Notice of Completion of Contract Bid #LA-8309-01, for the Integrated Infrastructure – Fiber Project, SJDC Contract #05-381. Approved the Resolution No. 06-25, Accepting Completion of Contract for the Integrated Infrastructure – Fiber Project with Delta Wireless Inc. dba Delta Network Solutions, and that the Notice of Completion be filed, and that the Vice President of Business Services be directed to release the remaining funds on this project. See CON 1.1 – 2.1 which is made a part of the September 12, 2006 agenda.</td>
<td>Consideration of Notice of Completion of Contract Bid #LA-8309-01, for the Integrated Infrastructure – Fiber Project, SJDC Contract #05-381.</td>
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<td>3. Consideration to Award Request for Proposal (RFP) #07-002, Digital Imaging Project and Authorization to enter into a 5 year Rental Agreement. Trustee McCreary inquired about the cost savings of the 5 year renewal agreement. Associate Vice President of Information Technology Lee Belarmino responded that most of the equipment in question is coming up for renewal and that by entering into a 5 year rental agreement the college saves about $24,000 per year. Trustee McCreary motioned and Trustee Rivera seconded to approve the Award Request for Proposals #07-002 for the Digital Imaging Project and Authorize the District to enter into a 5 year Rental Agreement for the equipment and service with IKON Office Solutions of Stockton, Ca. for an approximate monthly rental charge of $26,285.16. Motion Carried: Vote 7/0. The item in question was placed back on the Consent Agenda for inclusion in the approval of the full Consent Agenda of the Board of Trustees. See CON B 3.1 – 3.8 which is made a part of the September 12, 2006 agenda.</td>
<td>Consideration to Award Request for Proposal (RFP) #07-002, Digital Imaging Project and Authorization to enter into a 5 year Rental Agreement.</td>
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<td>4. Consideration to Award Bid 652 Printing of Class Schedules for Fiscal Year 2006-07. Approved Award Bid 652 for the Printing of Class Schedules for Fiscal Year 2006-07 for option #2 Wesco Graphics, Inc. of Tracy, CA for all three (3) publications (Spring 2007, Summer 2007, and Fall 2007) in the total amount of $54,196.65. See CON B 4.1 – 4.7 which is made a part of the September 12, 2006 agenda.</td>
<td>Consideration to Award Bid 652 Printing of Class Schedules for Fiscal Year 2006-07.</td>
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5. Consideration of GANN Spending Limitation for the 2006-07 year (Second Reading) and Adoption of Resolution No. 06-24 to Establish the 2006-07 Appropriation Limit. Approved the GANN Spending Limit for the 2006-07 College Year and adopted Resolution 06-24 to establish the 2006-07 Appropriation Limit. See CON 5.1 – 5.4 which is made a part of the September 12, 2006 agenda.

C. Human Resources

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 – 1.2 which is made a part of the September 12, 2006 agenda.

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 September 12, 2006 agenda.

The Consent Agenda was approved with the motion made by Trustee Burke and seconded by Trustee Serna. Motion carried: Vote 7/0.

VIII. NonConsent Agenda/Action Items

A. Consideration of Classified Classification/Entitlement Changes.
   Trustee Serna motioned and Trustee Bugarin seconded to approve the new and transfer entitlements as follows: Office Assistant, Communication Skills (new entitlement, 100%, 12 month); Instructional Support Asst. III, transfer from Communication Skills to Science & Math Division (transfer entitlement, 100%, 12 month); Instructional Support Asst. I, transfer from Communication Skills to Science and Math Division (transfer entitlement, 100%, 12 month). All entitlement changes will be paid from the General Fund. Motion carried: Vote 7/0.

B. Consideration of Personnel Action – Classified.
   Vice President of Human Resources, Dr. Kim Myers requested the following correction to item B 1.1 of the NonConsent Agenda: Samantha Powell, resignation rescinded. Duly noted by Board President Simas. Trustee Burke motioned and Trustee Rivera seconded to approve the new hires, lateral transfers and retirements of the following classified employees: Susan Rodriguez, Admissions & Records (new hire, effective date 9/13/06 or as soon as possible thereafter); Jessica Mindnich, Planning, Research & Regional Ed (new hire, effective date 9/13/06 or as
soon as possible thereafter); Consuelo Munoz, Guidance & Counseling (lateral transfer in lieu of layoff, effective date 10/01/06); Cecilia Canez, Communication Skills (lateral transfer in lieu of layoff, effective date 10/01/06); Aileen Morehead, Science & Math (transfer, effective date 8/16/06); Teresa Gutierrez, Science & Math (transfer, effective date 8/16/06); Ella Presley, Library Services (retirement, effective date 3/06/07); Samantha Powell, Admissions & Records, (resignation rescinded); Irma E. Becerra, Child Development Center (resignation, effective date 8/14/06); Suzanne Villalobos, Child Development Center (resignation, effective date 9/4/06); Diana Chaudoin, Child Development Center (retirement, effective date 8/14/06).

Vote: 7/0; motion carried.

C. Consideration of Personnel Action: Elimination of HEP Program Project Coordinator Position.

Trustee Rivera motioned and Trustee Bugarin seconded to approve the elimination of HEP Program Project Coordinator position due to non-renewal of the HEP Grant.

Vice President of Human Resources, Dr. Kim Myers addressed the Board of Trustees regarding the HEP Program Project Coordinator stating that due to the non-renewal of the HEP Grant the position would be eliminated and adding that every effort to provide the current Director with any further employment opportunities with the college are going forward.

Trustee Bugarin stated that the HEP Program had been around for some time and that the program provides the necessary opportunities for those who do not have a high school diploma to achieve their educational goals. Acting Assistant Superintendent/Vice President of Instruction Dr. Kathy Hart added that because the program is federally funded the college has no control of the funding. Also, the elimination of the HEP Program does not affect the college’s GED Program because HEP was meant to be an enhancement of the college’s current recruitment to Migrant students. Currently, it is not known why the grant was not renewed. Trustee Bugarin inquired about the bumping rights of the HEP Director in another position stating that it was his understanding that in such positions employees are made known through the employment contract of bumping rights. Dr. Kim Myers explained such bumping rights. Board President Simas added that the HEP Director, Joel Reyna had contacted him to write a letter of support of the program and that after speaking to Mr. Reyna, he was very impressed with the accomplishments that the HEP program had achieved.
with such a small staff. Board President Simas further stated that it was hoped that the college would take advantage of Mr. Reyna’s skills and abilities.

Trustee Rivera added that she was very familiar with the HEP Program and commended Mr. Reyna for taking the HEP Grant as far as it could possibly go. Trustee Rivera stated that these types of grants are normally reserved for 4 year colleges and that she was proud that the college was one of few community colleges to receive a HEP Grant.

Trustee Serna commented that she shared in Trustee Bugarin’s comments as to why the grant was not renewed and that she hoped the college would seek to re-apply for future grant funds.

Vote: 6/0; Trustee Burke voting no; motion carried.

D. Consideration of Adoption of Final Budget for the 2006-07 College Year and Adoption of Resolution No. 06-22.

Trustee Burke motioned and Trustee Rivera seconded to approve the adoption of the final Budget for the College Year 2006-07 and to authorize the Vice President of Business Services to file the Budget in accordance with the legal requirements. The 2005-06 Fourth Quarter Financial Report, including the purchase order expenditures, were accepted as well as the adoption of Resolution 06-22 implementing the changes.

Vote: 7/0; motion carried.

X. Communications

Superintendent/President:

Dr. Rodriguez spoke on the untimely passing of reprographics employee Patrick Stapelburg. Dr. Rodriguez gave information on the funeral arrangements for Mr. Stapelburg.

Board of Trustees:

Trustee Serna thanked Dr. Rodriguez and staff for her birthday cake and wished fellow Trustee Burke a happy birthday.

Constituent Groups:

Academic Senate President Janice Takahashi informed the Board that the Senate would be embarking on the entitlement selection process for new full-time faculty. Ms. Takahashi stated that she was pleased to be able to work out a new process with Dr. Rodriguez and the administration were full-time faculty who retire will be automatically replaced. Ms. Takahashi stated that in the past the number of full-time faculty was negatively
impacted, especially during the budget crisis. Ms. Takahashi stated that she was looking forward to bringing the number of full-time faculty back to where it had been in the past. Ms. Takahashi announced new projects that the Senate was about to embark on in response to the Board of Governor’s passage of new Associate Arts degree requirements in math and English.

No comments.

No comments.

ASBG President/Student Trustee Jovan Paunovic announced the goals of the ASBG for the fall of 2006. Officers of the ASBG addressed the Board regarding the ASBG mission statement, plans to increase student involvement in the ASBG and goals to increase publicity of the ASBG.

CTA President Joe Gonzales addressed the Board regarding the health care benefits issue. Mr. Gonzales’ comments focused on three questions: 1) whether the college has the resources to pay for the health care cost increases for the current year; 2) is the college doing all that it can do to generate all the apportionment that it can; 3) and will pitting the bargaining groups against each other help solve the health care benefit issue.

No comments.

No comments.

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

Respectfully submitted,

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

Classified Senate
Joyce Giovanetti

Management Senate
Alin Ciochina

ASBG President/Student Trustee
Jovan Paunovic

CTA
Joe Gonzales

CSEA President
Pat Putnam

POA
Mario Vasquez

Adjournment