Board of Trustees Present: Leslie Beggs, Anne DeMartini, Siegfried Gutensperger-Student Trustee, Lynn Martin (by phone)

Others Present: Coni Chavez (Recorder)

1. OPEN SESSION AGENDA

1.1 Call to Order
Chair DeMartini called the meeting to order at 1:00 p.m.

1.2 Pledge of Allegiance to the Flag
The Pledge of Allegiance to the flag preceded the meeting.

1.3 Public Comments
There were no comments from the public.

2. DISCUSSION

2.1 Student Success
It was reported that this item will be a standing item to inform meeting discussions.

3. REPORTS AND INFORMATION ITEMS

3.1 Board Policy – 1st Reading Preview
The following YCCD Board Policies are up for review with the Board Policy Committee as a 1st reading preview for comment to be provided at a subsequent Board Regular Meeting. The policies have gone through the review process used by the Policy and Procedures Committee, which includes constituency group review and feedback, and have been presented to District Council. This committee makes recommendations for revisions which will be provided to the full Board of Trustees at their next regular meeting to be held on Wednesday, May 10, 2017.

Proposed Policy Revisions

2015 - Student Member:
Discussion was held regarding the process to explore the idea of amending the board policy to include up to two student trustees. Historical context was provided regarding the two previous times this idea had been presented. In the last case, it was noted that both colleges’ associated student bodies were consulted and, at that time, there was not agreement with the proposal for two student trustees. Thus, the process would be, again, to consult with each colleges’ respective ASB for their input. Student Trustee Gutensperger indicated he would relay the information and process to the incoming Student Trustee, once he/she is selected. Further, it was noted, that this policy must legally be reviewed each year by May 15 and generally begins the constituent review cycle, including student leadership, in early spring (i.e., January/February).

3505 - Emergency Response Plan:
It was reported that Board Policy 3505 will replace 3-8073 also on the docket (below), if approved. Further, it was noted that much dialogue had taken place throughout the constituent review phase which resulted in the recommended draft coming before the Board. In response to Trustee Beggs inquiry if Board members will see the Plan when complete, it was reported that a link will be provided District-wide when the plan is complete and trustees can request a printed copy, if interested. Trustee DeMartini requested a copy of the Oath of Affirmation for disaster service workers.

3515 - Reporting of Crimes:
Dialogue was held regarding the reporting of crimes, specifically the idea of reporting crimes rather than arrests, as it pertains to the six categories noted on the board policy. Explanation was offered regarding mandated Clery Act reporting versus the published warnings described in the administrative procedure. Trustee Beggs requested the following revision to the board policy.

“The Chancellor shall assure that, as required by law, reports are prepared of all occurrences reported to Campus Safety and Security of any arrests for crimes committed on campus that involve violence, hate violence, stalking, theft or destruction of property, illegal drugs, or alcohol intoxication.”

3518 - Child Abuse Reporting:
Discussion was held regarding the depth of board policy statements versus that of administrative procedures. Trustee DeMartini stated that directing the Chancellor to establish administrative procedures in compliance with the law and within the scope of an employee's professional capacity falls short of a board policy statement. The text below was recommended to address the concern.

“The Board recognizes that employees have the obligation under law to report suspected child abuse and neglect of children and directs the Chancellor shall to establish and ensure procedures are in place related to the responsibility of employees, within the scope of employment or in their professional capacity, to report suspected abuse and neglect of children.”

Additionally, Trustee Beggs requested confirmation that employees are receiving notification they are mandated reporters (per administrative procedure, page 4 of 4, beginning at line 4).

3530 - Weapons on Campus:
Trustee DeMartini reported she had discussed a particular point written in the board policy with Trustee Gharat, that of California Penal Code 626.9, et al, as it pertains to retired peace officers. Her concerns had therefore been addressed prior to the committee meeting.

3710 - Securing of Copyright:
See 3715 below as the discussion evolved to encompass both of the related board policies.

3715 - Intellectual Property:
Committee members acknowledged the complex and legal nature in the area of copyright and intellectual property rights. Committee members acknowledged the expertise of the District Policies and Procedures Committee and the CCLC in this area and had no further comment.

3-8004 - Soliciting Funds on District Property:
It was noted that pertinent direction from board policy 3-8004 is now held in administrative procedure 3900 - Time, Place & Manner (section IV.C.).

3-8073 - Emergency Preparedness/Hazard Mitigation:
See 3505 above as the discussion encompassed both of the related board policies.

6305 - Reserves:
Historical context was provided summarizing the development of this draft board policy. The Board of Trustees have had a recurring Special Priority related to a minimum of a 10% unrestricted general fund reserve. The YCCD five-year plan, which was developed through a participatory governance process, also documents a minimum of a 10% unrestricted general fund reserve as a goal and strategy. At their September 27, 2016, meeting in which they reviewed their Special Priorities, the Board of Trustees directed that a board policy be written to codify this directive.

It was also stated that through the participatory governance process in which policies are reviewed and recommended, faculty requested the Board be made aware that YFA and MJC & CC Academic Senates do not support this BP unless the “minimum” be removed such that the reserve is maintained at 10%, not higher. Lastly, Trustee DeMartini requested the following revision to the board policy.

“Whenever the unrestricted General Fund reserve is projected to fall below the 10% level, the Chancellor and the Executive Vice Chancellor shall recommend a plan to the Board of Trustees to restore the District’s unrestricted General Fund reserve to at least 10% of the total budgeted annual expenditures in all unrestricted General Funds.”

4. ANNOUNCEMENTS/ADJOURNMENT

4.1 The next Board Policy Committee Standing Meeting will be held on Monday, July 10, 2017, at 1 p.m. in the YCCD District Office, Meeting Room B, located at 2201 Blue Gum Avenue, Modesto, California.

Minutes submitted by Coni Chavez
Approved on July 10, 2017