Board of Trustees Present: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

Others Present: Joan Smith, Teresa Scott, Gina Leguria, Dan Duffy, Angela Fairchilds, Jill Stearns, Coni Chavez, Al Alt, Dorothy Pimentel, John Black, Graciela Molina, Sarah Schrader, Jeff Swank, Art Azevedo, Colleen Lemburg, Judy Drummond, Tina Treis, Casper Noz, Diane Noz, Terhesa Gamboa, Margo Guzman, Mary Bylsma, Cynthia Fuhr, Matt Kennedy, Mike Sundquist, Bryan Justin Marks, Howard Colt, Debbi Partridge, Francisco Banuelos, Dan Porter, Danielle Kenna, Sara Keene, Elyse Bailey, John Christiansen, Ana Bobrycki, Tesa Bobrycki, Colette Bobrycki, Agnieszka Smelkowska, Nicole Gaffney, Don Orr, Jeff Borden, Natalie Alpers, Ian Bailey, Ron Cripe, Pedro Mendez, Alicia Salcedo, Jennifer Hamilton, Melissa Raby, Alejandra Chacon, Judy Lanchester, Jim DeMartini, Susan Gambaro, Bill Watts, Ilse Kerny, Rita Perez, Morgan McBride, Mark Newton, Lloyd Jackson, Trevor Stewart, Nick Stavrianoudakis, Jann Mathies (Recorder)

1. OPEN SESSION AGENDA

1.1 Call to Order - This was the annual organizational meeting. The Chancellor called the meeting to order and presided during the election of the Board Chair.

1.2 Election Results and Administration of Oath of Office
Chancellor Joan Smith reported the November Election results and congratulated Trustees Darin Gharat (Area 5), Leslie Beggs (Area 6) and Jon Rodriguez (Area 7), on their election to the YCCD Board of Trustees and Trustee Abe Rojas (Area 3) on his re-election to the YCCD Board of Trustees. Chancellor Smith administered the Oaths of Office.

1.3 Reorganization of the Board of Trustees, Elect Board Chair
Education Code section 72000 requires that the annual organizational meeting of the Board of Trustees be conducted within 15 days after the first Friday in December. In compliance with this code section, it is necessary for the Board of Trustees to elect a Board Chair.
Resolution: That the Board of Trustees elects a Board Chair.
Chancellor Smith opened the floor to nominations for the Chair of the Board of Trustees; Trustees DeMartini and Dr. Martin were nominated.
Motion by Darin Gharat, second by Jon Rodriguez to elect Anne DeMartini as Chair of the Board.
Final Resolution: Motion Carries
Yes: Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs
No: Lynn Martin, Don Viss, Abe Rojas

1.4 Reorganization of the Board of Trustees, Elect Vice Chair
Resolution: That the Board of Trustees elects Trustee Darin Gharat as Vice Chair with authority and power to act on behalf of the Chair of the Board in the event of his/her absence.
Motion by Leslie Beggs, second by Abe Rojas.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

1.5 Reorganization of the Board of Trustees, Appoint Secretary to the Board of Trustees
The Board of Trustees appointed Dr. Joan Smith as Secretary to the Board of Trustees.

1.6 Reorganization of the Board of Trustees, Appoint Stenographer for the Board of Trustees
The Board of Trustees appointed Jann Mathies as Stenographer for the Board of Trustees.

1.7 Reorganization of the Board of Trustees, Designate Time and Place of Regular Meetings
Resolution: That the Board of Trustees designates the time and place of the regular meeting of the Board of Trustees.
Motion by Darin Gharat, second by Abe Rojas that the Board of Trustees will meet on the second Wednesday of each month in the YCCD Board Room. Closed sessions will begin at 3:30 p.m. and open session at 5:30 p.m. Two of the meetings will be conducted at Columbia College in the months of March and October.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

1.8 Reorganization of the Board of Trustees, Appoint Member to Serve on the Association of Stanislaus County School Boards
Resolution: That the Board of Trustees appoints Abe Rojas to serve on the Association of Stanislaus County School Boards.
Motion: Darin Gharat, second Leslie Beggs.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs
1.9 Reorganization of the Board of Trustees, Appoint Voting Representative to Attend the Stanislaus County Annual Meeting
Resolution: That the Board of Trustees appoints Abe Rojas as the voting representative to attend the Stanislaus County annual meeting where vacancies on the Stanislaus County Committee on School District Organization are filled.
Motion: Darin Gharat, second Leslie Beggs.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

1.10 Reorganization of the Board of Trustees, Chair Appoints Member to Serve on the MJC Foundation

1.11 Reorganization of the Board of Trustees, Chair Appoints Member to Serve on the Columbia College Foundation
Board Chair DeMartini appointed Dr. Lynn Martin to serve another year on the Columbia College Foundation.

1.12 Reorganization of the Board of Trustees, Chair Appoints Member to Serve on the Great Valley Museum Foundation
Board Chair DeMartini will continue to serve another year on the Great Valley Museum Foundation.

1.13 Public Comments
There were no comments from the public.

2. CLOSED SESSION

2.1 Pursuant to G.C. Section 54957 Discipline/Dismissal/Release/Appointment

2.2 Pursuant to G.C. Section 54957.6 - Conference with Labor Negotiators Employee Organizations: CSEA, YFA

2.3 Pursuant to G.C. Section 54956.9 (a) (b) – Conference with Legal Counsel – case: Brian Silva vs. Yosemite Community College District, et al; Stanislaus County Superior Court Case No. 9000128.

2.4 Pursuant to G. C. Section 54957 - Public Employment - Title: Interim Chancellor - Consideration to Select

3. RECONVENE TO OPEN SESSION
It could not be determined by the Sign-In Sheet the attendees who arrived at 3:30 p.m. or 5:30 p.m.

3.1 Pledge of Allegiance to the Flag
The Pledge of Allegiance to the Flag preceded formal Board action.

3.2 Report Out from Closed Session
The Board reported they were not able to complete their work and would return to Closed Session after the Open Session.

3.3 Consideration to enter into an Agreement for Interim Chancellor
Following the Open Session of the Board meeting the Trustees returned to Closed Session at 8 p.m. The final report out was made by Board Chair DeMartini who reported that by a vote of 5-2, the Board voted to enter into contract negotiations with Dr. Jane Harmon for position of Interim Chancellor.
Yes: Lynn Martin, Don Viss, Abe Rojas, Darin Gharat, John Rodriguez
No: Anne DeMartini, Leslie Beggs
The Board Chair and Vice Chair will be the subcommittee for those discussions.

3.4 Approval of Minutes of the October 24, 2016, Board of Trustees Study Session
Resolution: That the Board of Trustees approves the Minutes of the Board of Trustees Study Session on October 24, 2016.
Motion by Abe Rojas, second by Anne DeMartini.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

3.5 Approval of Minutes of the November 9, 2016, Regular Board of Trustees Meeting
Resolution: That the Board of Trustees approves the Minutes of the Regular Board of Trustees Meeting on November 9, 2016.
Motion by Lynn Martin, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

3.6 Public Comments
Theresa Gamboa from the Woodland West Community neighborhood expressed concerns with students parking throughout the neighborhood adjacent to MJC West Campus and the cost of parking. Chancellor Smith commented that she will set up
a meeting with Ms. Gamboa and Director of District Security, Compliance and Emergency Preparedness John Black regarding the concerns.

4. REPORTS AND INFORMATION ITEMS

Accreditation Update
The Accreditation Update was inadvertently omitted from the Agenda. MJC Vice President of Instruction Brenda Thames and Columbia College Vice President of Instruction Brian Sanders gave the Accreditation update for their respective colleges.

4.1 Constituency Reports
The following monthly reports were given:
1) Student Senate Activity Reports - Alexi Dye, Student Senator of Financial Services reporting for ASMJC; Student Trustee Siegfried Guentensperger for ASCC President Errin Bass.
2) Leadership Team Advisory Council (LTAC) - LTAC member Dorothy Pimentel for LTAC President Klaus Tenenbergen.
3) Yosemite Faculty Association (YFA) - YFA President Jim Sahlman
4) California School Employees Association (CSEA) - CSEA President Debbi Partridge
5) Faculty Representative to the Board - Michelle Christopherson
6) Academic Senate Activity Reports - MJC Academic Senate President Curtis Martin; no report from Columbia College Academic Senate

4.2 Activities and Announcements - Columbia College
1) Lakeside Dining
2) Sounds of the Season Concerts, December 2-4
3) Holiday Luncheon - Potluck, December 9
4) Fire Academy Graduation Scheduled for December 16
5) In-Service Day, January 5

4.3 Activities and Announcements – Modesto Junior College
1) 79th Annual Basketball Tournament Scheduled
2) MJC Allied Health Holds Fall Completion Ceremonies
3) MJC Wrestling Holds High School Invitational Tournament
4) ASMJ Cram Night Successful
5) MJC Spring Institute Day Set for January 6
6) Men’s and Women’s Basketball Big 8 Conference Games Begin

4.4 Presentations/Updates - Yosemite Community College District Chancellor
Chancellor Smith welcomed and congratulated the new Trustees, Darin Ghurat, Jon Rodriguez, Leslie Beggs and the re-election of Trustee Rojas. She thanked the Information Technology (IT) staff for the smooth migration of the database conversion project. Dr. Smith commented that this would be her last Board meeting before beginning retirement. She thanked the Board of Trustees for the opportunity to serve as Chancellor. She reported that when she began there were not full constituency reports, and this has allowed an opportunity for faculty to address the Board. She commented that it has been her honor to serve the institution as Chancellor and how much she has enjoyed it. She acknowledged Director os District Security John Black for addressing safety issues in the District and helping to make campuses much more safe.

4.5 Bond Update
Kitchell representative Mark Newton provided the Board with an update on the progress of the Measure E Bond projects, including MJC West Campus roads. Columbia College Lower Manzanita Building, and Columbia College Pinyon Building. He also presented the Quarterly Expenditures Report for fiscal years 2015-2016 and 2016-2017. The next meeting of the Citizens’ Bond Oversight Committee will be held on December 15, 2016, at 2 p.m. in the Yosemite Community College District Board Room.

5. ACTION ITEMS CONSENT AGENDA

5.1 Approve Action Items 5.2 through 5.10 Consent Agenda
Resolution: That the Board of Trustees approves the Action Items 5.2 through 5.10 Consent Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Ghurat, Jon Rodriguez, Leslie Beggs

5.2 Consent Agenda, Fiscal Services, Purchase Orders
Resolution: That the Board of Trustees approves the purchase orders issued from October 1 - 31, 2016, as attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Ghurat, Jon Rodriguez, Leslie Beggs
5.3 Consent Agenda, Fiscal Services, Rejection of Claims
Resolution: That the Board of Trustees reject the claims listed in the December 14, 2016, Board Agenda and refer them to the District’s claims administrator.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.4 Consent Agenda, Fiscal Services, Acceptance of Gifts
Resolution: That the Board of Trustees accepts with appreciation the gifts listed on the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.5 Consent Agenda, Fiscal Services, Notice of Completion of Contract
Resolution: That the Board of Trustees accepts the work performed on the construction projects noted in the December 14, 2016, Agenda as having been completed and inspected in accordance with the plans and specifications and take all actions necessary to close out the contract.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.6 Consent Agenda, Columbia College Proposed Curriculum Changes
Resolution: That the Board of Trustees approves the curriculum additions, deletions, and modifications as indicated on the Proposed Curriculum Changes for the report period of 03/08/2016-11/12/2016, as attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.7 Consent Agenda, Modesto Junior College Proposed Curriculum Changes
Resolution: That the Board of Trustees approves the curriculum additions, deletions, and modifications as indicated on the Curriculum Changes Report as of the November 22, 2016, Curriculum Meeting, as attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.8 Consent Agenda, Personnel, Negotiations
Resolution: That the Board of Trustees conduct a public hearing regarding CSEA's and YCCD's 2017-2018 Bargaining Proposal Reopeners, as attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.9 Consent Agenda, Personnel, Faculty Service Areas
Resolution: That the Board of Trustees approves the list of Faculty Service Areas, as attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

5.10 Consent Agenda, Personnel Items
1) PERSONNEL TRANSACTION ITEMS
Resolution: That the Board of Trustees approves the list of Personnel Transaction Items attached to the December 14, 2016, Agenda.
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

2) SHORT-TERM APPOINTMENT LIST
Resolution: That the Board of Trustees approves the list of short-term appointees attached to the December 14, 2016, Agenda in accordance with state law (AB500-Goldberg).
Motion by Abe Rojas, second by Don Viss.
Final Resolution: Motion Carries
Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

3) ADJUNCT FACULTY APPOINTEE LIST
Resolution: That the Board of Trustees approves the list of adjunct faculty appointments attached to the December 14, 2016, Agenda for the Spring 2017 semester.

Motion by Abe Rojas, second by Don Viss.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

6. ACTION ITEMS DISCUSSION

6.1 Board Policy - 1st Reading

Resolution: That the Board of Trustees conducts a 1st Reading on the following YCCD Policies: 3050, 3100, 3200, 3250, 3280, 3300, 3310, and 3-8028, as attached to the December 14, 2016, Agenda.

This was a Board Policy 1st reading; the 2nd reading will reflect any changes requested by the Board.

6.2 2016-2017 Amended General Fund Budget

Resolution: That the Board of Trustees approves the 2016-2017 Amended General Fund Budget, as attached to the December 14, 2016, Agenda.

Motion by Darin Gharat, second by Abe Rojas.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

6.3 2015-2016 Audit Report

The auditing firm of Crowe Horwath has completed the 2015-2016 audit of the District’s fiscal operations. The audit report and financial statements have been prepared using the guidelines required by the Governmental Accounting Standards Board (GASB). The audit consists of the examination of the District’s financial statements, a review of the systems of internal accounting controls, and a review of state and federal compliance areas mandated by the Single Audit Act, the State Department of Finance Guide, and the California Community Colleges State Chancellor’s Office. Representatives from the auditing firm presented during the Board meeting to formally present the audit report to the Board of Trustees. The audit report was previously provided to the Board for their review.

Resolution: That the Board of Trustees receives the 2015-2016 audit report and authorize its filing with the appropriate state agency in accordance with Education Code Section 84040.

Motion by Darin Gharat, second by Jon Rodriguez.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

6.4 Review of Chancellor Search Committee Schedule

Resolution: That the Board of Trustees approves the YCCD Timeline for Chancellor Search 2017, as attached to the December 14, 2016, Agenda.

Motion by Jon Rodriguez, second by Abe Rojas.

Final Resolution: Motion Carries

Yes: Lynn Martin, Don Viss, Abe Rojas, Anne DeMartini, Darin Gharat, Jon Rodriguez, Leslie Beggs

7. INFORMATION ITEM

7.1 Previous Course Cancellations at Columbia College

Former Columbia College students, Sarah Keene, Danielle Kenna, and Agnieszka Smelkowska, and current student Elyse Dooley Bailey, commented regarding cancelled and restructured classes at Columbia College, and how it affected their educational goals. John Christiansen, a transfer student at MJC in 1981, reported on his experience in the Social Studies classes and his concerns about current distance learning trends.

Trustee Lynn Martin reported that the Board does not cancel classes. President Fairchilds reported Columbia College provides a high quality education. The previous schedule was not sustainable and the scheduling practices had to be tightened due to the budget. Cancelling classes was done very strategically with college input. On a fairly regular basis Columbia College still allows classes to be underenrolled.

8. BOARD COMMENTS

Trustee DeMartini expressed her appreciation for former Trustees who served on the Board and welcomed the newly elected Trustees. She also read a letter from former Trustee Linda Flores who expressed her appreciation for the time she has served on the Board. Trustees Rojas reported attending the MJC Art Gallery reception, the YCCD Audit Review, the VIP/JPA meeting, the Board Special Meeting, the MJC Nurse Assistant Program Pinning, and the Agenda review. Trustee Viss reported attending the Board Special Meeting and meeting with the newly elected Trustees. Trustee Martin reported attending the Agenda review, the Policy and Procedures meeting, the Board Special Meeting, the farewell reception for Chancellor Smith and outgoing Trustees. She also met with Columbia College President Angela Fairchilds. Student Trustees Siegfried Guentensperger reported attending a District Council meeting, an ASMJC special meeting in November and the ASMJC meeting in December, the Board Special Meeting, Cram Night, the MJC Christmas Concert and the farewell reception for Chancellor Smith and outgoing Trustees.
New Trustees were asked to provide a little information about themselves. Trustee Jon Rodriguez reported he was raised on a farm in Modesto. Trustee Leslie Beggs reported she was born in Oakland, raised in Modesto, and is a former MJC student. Her husband teaches English at MJC. Trustee Gharat expressed appreciation for outgoing Trustee Linda Flores’ 16 years of service to the YCCD Board of Trustees. He reported his background is in law enforcement - Sheriff’s Department and Chief of Police. He also is Chair of the Juvenile Justice Commission, and CASA (Court Appointed Special Advocates). His focus and interest is in career and technical education. Trustee DeMartini reported attending the MJC Foundation Christmas Social, the Board Special Meeting, the Agenda Review, and the Policy and Procedures Ad Hoc Committee meeting.

The meeting adjourned at 7:43 p.m. The Board took a brief break and for the welcome reception for newly elected and re-elected Trustees before returning to closed session at 8 p.m. (See item 3.3 for full report out from closed session.)

**9. ANNOUNCEMENTS/ADJOURNMENT**

**9.1 The next regular meeting of the Board of Trustees will be held on January 11, 2017.** Closed Session will begin at 3:30 p.m. and Open Session at 5:30 p.m. in the Yosemite Community College District Board Room, 2201 Blue Gum Avenue, Modesto, California.

Anne DeMartini, Board Chair
YCCD Board of Trustees

Darin Gharat, Board Vice Chair
YCCD Board of Trustees

APPROVED JANUARY 11, 2016