The Board shall act on posted items and shall not deliberate items that are not on the posted agenda.

The Board of Trustees may consider the items listed in Section C at any time during the Open Session portion of the meeting unless a specific time is stated on the agenda.

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Board meeting room or to otherwise participate at this meeting, including auxiliary aids or services, please contact Human Resources at 485-9340. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting.

If you wish to speak, complete card available at entrance and give card to recording secretary to get recognition from the Chair. Persons desiring to address the Board on items not on the agenda may speak under item number “C.3.A” on the agenda. Public comment presentations will be limited to no more than 3 minutes each. Persons reading statements aloud or distributing material should give a copy to the Recording Secretary.

Government Code §54957.5 states that public records which relate to any item on the open session agenda for a regular Board meeting should be made available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members of the Board. The Board has designated the Office of the Superintendent/President at 835 College Avenue, Austin Science Center, Room 146, Kentfield, for the purpose of making those public records available for inspection.

Per Board Policy 2365 the Board meetings of the Marin Community College District may be audio taped and video broadcasted via the internet.
A. **Open Session – 5:30 p.m., Cafeteria, Student Services**
   1. Call to Order, Roll Call and Adoption of Closed Session Agenda
   2. Public Comment
   3. Recess to Closed Session

B. **Closed Session**
   1. **CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code Section 54957.6)**
      Relative to the following organizations representing employees: United Professors of Marin (UPM/AFT); California School Employees Associations (CSEA); Service Employees International Union (SEIU); Unrepresented Employees (Confidential, Supervisors, Management)
      Labor Negotiator: Bruce Heid
   2. **CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (Govt. Code Section 54956.9 (a))**
      Two Mize Kurzman vs. MCCD
      Kesecker vs. MCCD
   3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)**
      Title: Superintendent/President

C. **Open Session – 6:30 p.m., Cafeteria, Student Services Building, Kentfield Campus**
   1. Call to Order, Roll Call and Adoption of Agenda
   2. Public Comment
      A. Comments regarding items not on the Agenda (3 minutes per speaker)
      B. Comments regarding items on the Agenda - to be heard immediately before the Board of Trustees’ consideration of the item
   3. Chief Executive Officer’s Report
      A. Accreditation
      B. Update on Tentative Budget Planning (Harrison)
   4. **Academic Senate Report (5 minutes)**
   5. **Classified Senate Report (5 minutes)**
   6. **Student Association Report (5 minutes)**
   7. **Board Study Session**
      A. OPEB Investment Strategy (Harrison)
   8. **Consent Calendar Items (Roll Call Vote)**
      A. Calendar of Upcoming Meetings
         ▪ June 8, 2013, Board Retreat, Staff Lounge, Student Services, Kentfield Campus
         ▪ June 18, 2013, Regular Meeting, Building 27, Rms. 116 & 118, Indian Valley Campus
      B. Approve Classified Personnel Recommendations
1. Appointment of Classified Personnel
2. Classified Request for Leave of Absence/Uncompensated Leave
3. Resignation/Termination of Classified Personnel
4. Permanent Increase/Decrease in Classified Assignment/Staff Plan

C. Approve Classified Position Recommendation

D. Approve Short-Term Hourly Positions

E. Approve Academic Personnel Recommendations
   1. Resignation of Academic Personnel
   2. Change in Retirement Date of Academic Personnel

F. Approve Budget Transfers – Month of April 2013

G. Approve Warrants - Month of April 2013

H. Approve Declaration of Surplus Property – Miscellaneous Equipment

I. Second Reading and Approval of Board Policies
   ▪ BP 5500 Standards of Conduct

J. Modernization (Measure C)
   1. Ratify/Approve Modernization Contracts, Changes, Amendments ($925,656.66)
   2. Declaration of Surplus Disposal
      New Academic Center Relocation (850J); Austin Swing Space (850E); Child Study Center (303C)

9. Other Action Items
   A. Resolution # 2013 – 14 Consolidation of Elections (ROLL CALL VOTE)
   B. Resolution # 2013 – 15 In Support of Classified School Employees Week (ROLL CALL VOTE)
   C. Resolution # 2013 – 16 To Establish and Approve Supplemental Early Retirement (SERP) for Management Employees (ROLL CALL VOTE)
   D. Resolution #2013 – 17 To Establish and Approve Supplemental Retirement Plan (SERP for California School Employees Association (CSEA) and Service Employees International Union (SEIU) and Supervisory Employees (ROLL CALL VOTE)
   E. Resolution # 2013 – 18 To Establish and Approve a Classified Professional Emeritus Program (ROLL CALL VOTE)
   F. Approve Investment Strategy for OPEB Trust in CalPERS CERTB
   G. Approve Revised Scheduled Maintenance Project Funding Proposal
   H. Approve Barnes and Noble Renewal Agreement
   I. Approve Tentative Agreements between Marin Community College District and California School Employees Association, Chapter 196 (CSEA)
J. Accept Service Employees International Union (SEIU) Local 1021 Initial Contract Proposal and Public Hearing

K. District Proposal to Service Employees International Union (SEIU) Local 1021 and Public Hearing

L. Approval of Citizens’ Oversight Committee Members

M. Modernization (Measure C)
   1. Resolution #2013 - 19 (ROLL CALL VOTE) Approve Change Order #1 to Construction Contract with Aanenson Wildcat Engineering ($3,831.32) Academic Center Temporary Driveway (303B)
   3. Approve Contract Amendment to Professional Services Agreement with Sally Swanson Architects ($75,000.00) Fusselman Hall ADA Upgrades – ADA (309A)
   4. Re-Authorization for Staff Approval of Measure C Contract Changes and Amendments
   5. Approve Authorization to Re-Bid and Award Contract Fine Arts Weatherization Project (306D)
   6. Approve Authorization to Bid and Award Construction Contract New Academic Center (303B)
   7. Approve Notice of Completion - Academic Center Temporary Driveway (303B) Anderson Wildcat Engineering
   8. Approve Notice of Completion - New Academic Center Tree Program (303B) Treemasters Tree and Garden Care Inc.

10. Board Policy Review (1st Reading)
    ▪ BP 4040 Library and Other Instructional Support Services

11. Future Agenda Items
    A. CEO Evaluation
    B. Board Self Evaluation
    C. Marin Promise

12. Board Reports and/or Requests (15 minutes)
    A. Committee Chair Reports
    B. Legislative Report
    C. Individual Reports/or Requests

13. Approval of Meeting Minutes (2 minutes)
    ▪ Approve Minutes of March 29, 2013 Board Retreat
    ▪ Approve Minutes of April 16, 2013 Board Meeting
14. Information Items (see written reports)
   A. Contracts and Agreements for Services – April 2013
   B. Modernization Update
      1. Director’s Report
      2. Program Schedule
      3. Milestones Report
      4. Quarterly Report Q1 2013
   C. Administrative Procedures
      ▪ AP 3500 Campus Safety
      ▪ AP 3515 Reporting of Crimes
      ▪ AP 3530 Weapons on Campus
   D. Calendar of Special Events
      ▪ Scholarship Awards Ceremony, May 22, 2013, 5:30 p.m., Student Services Center
      ▪ Faculty and Staff Appreciation Luncheon, May 23, 2013
      ▪ Commencement, May 24, 2013. 6:00 p.m., Diamond Physical Education Center
      ▪ 2013 Athletic Hall of Fame Induction Ceremony/Dinner, June 1, 2013

15. Correspondence

16. Board Meeting Evaluation

17. Adjournment