Marin Community College District
Board of Trustees Regular Meeting

Agenda – w/Revision Information

January 15, 2013

Cafeteria, Student Services Building, Kentfield Campus
835 College Avenue, Kentfield, California

Web Address: http://www.justin.tv/comtrustees

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, Administrative Center 123, 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 – 4:30 p.m., Cafeteria, Student Services Building, Kentfield Campus
   1. Call to Order, Roll Call, Adoption of Closed Session Agenda
   2. Public Comment
   3. Tour of Science, Math, Nursing Building
   4. Recess to Closed Session

B. Closed Session – 5:30 p.m., Staff Lounge, Student Services Building, Kentfield Campus
   1. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation (Govt. Code Sec. 54956.9 (b)).
      Number of Potential Cases: 1
      Glen Gould, Dannis, Woliver and Kelley
   2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code §54956.9(a))
      Name of Case: Kesecker vs. MCCD

C. Open Session – 6:30 p.m., Cafeteria, Student Services Building, Kentfield Campus
   1. Call to Order, Roll Call and Adoption of Agenda
   2. Report from Closed Session
   3. 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
   4. Chief Executive Officer’s Report
      A. Accreditation
      B. IVC Ohlone Cluster (Harrison)
      C. Advancement Activity (Summa-Wolfe)
      D. Community Education (Lau)
      E. Fine Arts Weatherization (McCarty)
   5. Academic Senate Report (5 minutes)
   6. Classified Senate Report (5 minutes)
   7. Student Association Report (5 minutes)
   8. Board Study Session - None
   9. Consent Calendar Items (Roll Call Vote)
      A. Calendar of Upcoming Meetings
         - February 19, 2013, Regular Meeting, 6:30 p.m.
         Cafeteria, Student Services Building, Kentfield Campus
B. **Approve Classified Personnel Recommendations – Revised Page**
   1. Appointment of Classified Personnel
   2. Appointment of Hourly Personnel
   3. Temporary Increase/Decrease in Assignment of Classified Personnel
   4. **Temporary Reassignment of Classified Personnel**

C. **Approve Classified Management Personnel Recommendations**
   1. Appointment of Classified Management Personnel

D. **Approve Classified Position Recommendation**

E. **Approve Short-Term Hourly Positions**

F. **Approve Educational Management Personnel Recommendations**
   1. Appointment of Educational Management Personnel – Revised Page
   2. Change in Appointment of Educational Management Personnel

G. **Approve Budget Transfers – Month of December 2012**

H. **Approve Warrants - Month of December 2012**

I. **Approve Sabbatical Leave Recommendations**

J. **Modernization (Measure C)**
   1. Approve/Ratify Modernization Contracts, Changes and Amendments ($1,288,887.29)
   2. Approve Declaration of Surplus Disposal, Austin Science Center Relocation (850E)

**10. Other Action Items**

A. **Approve Resolution #2013/1 for Agreement and Election of Marin Community College District to Pre-Fund Other Post-Employment Benefits through CalPERS (Roll Call Vote)**

B. **Approve Resolution #2013/2 – Delegation of Authority to Request Disbursements from the Other Post Employment Prefunding Plan (Roll Call Vote)**

C. **Approve Non-Resident Tuition Fees 2013/14**

D. **Approve Citizen Oversight Committee Member – Taxpayer Organization**

E. **Authorization to Serve Alcohol – Gala Reception March 1, 2013**

F. **Modernization (Measure C)**
   1. Approve Change Order #18 and Resolution #2013/3 Attesting No Benefit to Bidding out Change Order Work ($63,034.00), Midstate Construction Corporation, Inc. Performing Arts Building Modernization Project (306A) (Roll Call Vote) (Add Page 2 to CO#18)
   2. Approve Notice of Completion, Fine Arts Kiln and Foundry Awning Project (306C)
   3. Approve Professional Services Amendment 2 Visions Management – Move Planning Services ($12,600.00) Austin Science Center Relocation (850E)
4. Approve Professional Services Amendment 8
   ED2 International – Additional Design Services ($66,968.00)
   SMCP Increments 2 & 3, Site Development & Building Project (305A)

5. Approve Authorization to Bid and Pre-Authorization to Award Construction
   Contract, NAC Tree Program Project (303B)

6. Approve Professional Services Long Form Contract – Initial Effort: January – March
   Program and Construction Management ($450,000) Program 825C and Project
   Management, Construction Management 301B, 303B, 309A.

11. Board Policy Review (1st Reading)
   ▪ BP 3410 Nondiscrimination
   ▪ BP 3430 Prohibition of Harassment
   ▪ BP 5130 Financial Aid

12. Future Agenda Items
   A. Mid-Year Budget Update
   B. Repeatability
   C. Pension Reform
   D. Approve Financial Audit

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

14. Approval of Meeting Minutes (2 minutes)
   ▪ Approve Minutes of December 11, 2012 Board Meeting

15. Information Items (see written reports)
   A. Contracts and Agreements for Services – December 2012
   B. 12/31/2012 YTD Financial Report
   C. Modernization Update
      1. Director’s Report
      2. Contract Milestones Report through December 2012
      3. Program Schedule
      4. Subcontractor Substitution Request – Future Action
         Child Study Center Increment Two (Building) Project (303C)
         Jeff Luchetti Modular, Inc. ($0) (roofing)
   D. Administrative Procedures
      ▪ AP 3410 Nondiscrimination
      ▪ AP 3430 Prohibition of Harassment
      ▪ AP 3435 Discrimination and Harassment Investigations
      ▪ AP 5020 Non-Resident Tuition
- AP 5031 Instructional Material Fees
- AP 5040 Student Records and Directory Information
- AP 7270 Student Employees

E. Calendar of Special Events
   - CCLC Annual Legislative Conference, January 27 – 28, 2013
     Sheraton Grand, Sacramento

16. Correspondence

17. Board Meeting Evaluation

18. Adjournment