Marin Community College District
Board of Trustees Regular Meeting

Agenda

August 21, 2012
Cafeteria, Student Services Building
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** – 5:00 p.m., Cafeteria, Student Services Building, Kentfield Campus

1. Call to Order, Roll Call and Adoption of Agenda
2. Public Comment
3. Recess to Closed Session

B. **Closed Session** - Deedy Staff Lounge, Student Services Building Kentfield Campus.

1. **CONFERENCE WITH LABOR NEGOTIATOR** (Government Code §54957.6)
   - Labor Negotiator: Bruce Heid
   - Employee Organizations: United Professors of Marin (UPM/AFT), California School Employees Association (CSEA), Service Employees International Union (SEIU)

2. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
   - Initiation of litigation pursuant to subdivision (c) of Section 54956.9 - Nancy Klein
   - One (1) potential case

3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** (Govt. Code Sect. – 54957)
   - Title: Superintendent/President

4. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** (Government Code §54956.9(a)) – Larry Frierson
   - Names of Cases: Mize-Kurzman 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** (20 minutes)
   - A. 2012/2013 Adoption Budget
5. **Public Hearing on 2012/2013 Adoption Budget**
   - A. Approve 2012/2013 Adoption Budget
6. **Academic Senate Report** (5 minutes)
7. **Classified Senate Report** (5 minutes)
8. Student Association Report (5 minutes)

9. Consent Calendar Items (Roll Call Vote)
   A. Calendar of Upcoming Meetings
      - September 8, 2012 Board Retreat, 9:00 a.m., Location to be determined
      - September 15, 2012 Board Retreat, 9:00 a.m., Location to be determined
      - October 9, 2012 Special Board Meeting, 6:00 p.m., Location to be determined
   B. Approve Classified Personnel Recommendations
      1. Appointment of Classified Personnel
      2. Appointment of Hourly Personnel
      3. Temporary Reassignment of Classified Personnel
      4. Resignation/Retirement of Classified Personnel
   C. Approve Classified Supervisory Personnel Recommendation
   D. Approve Classified Management Personnel Recommendation
   E. Approve Short-Term Hourly Positions
   F. Approve Educational Management Personnel Recommendations
      1. Appointment of Educational Management Personnel
   G. Budget Transfers – Month of July FY 2012/13
   H. Warrant Approval
   I. Second Reading and Approval of Revised Board Policies
      - BP 7250 Educational Administrators
   J. Modernization (Measure C)
      1. Ratify/Approve Modernization Contracts, Changes and Amendments ($2,526,634.73)
      2. Declaration of Surplus Disposal
         PA & FA Relocation (850I) & Austin Science Center Relocation (850E)

10. Other Action Items (10 minutes)
   A. Approve Marin County Office of Education Use Agreement
   B. Modernization (Measure C)
      1. Approve Change Order #13 and Resolution # 08-21-2012 C.10.B.1. Attesting No Benefit to Bidding out Change Order Work ($165,516.00)
         Midstate Construction Corporation, Inc.
         Performing Arts Modernization Project (306A)
      2. Approve Amendment #6 to Long Form Professional Services Agreement
         SMCP Increments 2 & 3, Site Development & Building Project (305A)
         ED2 International – Supplemental Design Services ($243,250.00)
      3. Approve Project Funds Transfer
         Child Study Center Project (303C) ($400,000.00)
      4. Approve Project Funds Transfer
         FA Building Weatherization Project (306D) ($150,000.00)
5. **Approve Project Funds Transfer**  
   District Legal Counsel (831A) ($550,000.00)  
   Dannis Woliver Kelley

6. **Approve Pre-Authorization to Award a Construction Contract**  
   Child Study Center – Increment One Project (303C)

7. **Approve Amendment #2 for Additional Architectural Design Services**  
   Austin Science Center Alterations (structural) Project (301B)  
   Noll & Tam Architects & Planners ($111,160.00)

---

**RESOLUTIONS (ROLL CALL VOTE)**

C. **Approve Resolution # 08-21-2012 C.10.C. in Support of Constitution Day**


E. **Approve Gann Appropriations Limit for 2012/13 Resolution # 08-21-2012 C.10.E.**

F. **Approve Resolution #08-21-2012 C.10.F. Authorizing Governing Board to Enter into Agreement Number 21-6538-00-2, California State Preschool Program CSPP-2274 and Signature Authorization**

G. **Approve Resolution # 08-21-2012 C.10.G. Use of Property for Weather Station and Land Use Agreement**

---

11. **Board Policy Review (1st Reading)**
   - BP 3420 Equal Employment Opportunity
   - BP 3520 Local Law Enforcement
   - BP 3715 Intellectual Property
   - BP 3820 Gifts
   - BP 4020 Program, Curriculum and Course Development
   - BP 5800 Prevention of Identity Theft in Student Financial Transactions
   - BP 7130 Compensation
   - BP 7380 Retiree Health Benefits – Academic Employees

---

12. **Future Agenda Items**
   A. Review Mission Statement/Strategic Planning
   B. Pension Reform
   C. Distance Education
   D. WASC Interim Report

---

13. **Board Reports and/or Requests (15 minutes)**
   A. **Committee Chair Reports**
   B. **Legislative Report** – Trustee O’Brien
   C. **Individual Reports/or Requests**

---

14. **Approval of Meeting Minutes (2 minutes)**
   - Approve Minutes of July 17, 2012 Board Meeting
   - Approve Minutes of July 27, 2012 Special Meeting Board Retreat
15. Information Items (see written reports)
   A. Contracts and Agreements for Services – July 2012
   B. Fourth Quarter Financial Status Report and CCFS-311Q for 2011/12
   C. Modernization Update
      1. Director’s Report
      2. Contract Milestones Report through July 2012
      3. Program Schedule
   D. Administrative Procedures
      • AP 3520 Local Law Enforcement
      • AP 3715 Intellectual Property
      • AP 4020 Program, Curriculum and Course Development
      • AP 4023 Course Approval
      • AP 4260 Prerequisites, Co-requisites and Advisories
      • AP 5010 Admissions
      • AP 5011 Admissions of High School & Other Young Students
      • AP 5031 Instructional Materials Fees
      • AP 5800 Prevention of Identity Theft in Student Financial Transactions
   E. Calendar of Special Events
      School Starts August 22, 2012
      Labor Day Holiday September 1, 2012
      Constitution Day September 17, 2012

16. Correspondence

17. Board Meeting Evaluation

18. Adjournment