

5055 Santa Teresa Blvd., Gilroy, CA 95020

[www.gavilan.edu](http://www.gavilan.edu)

(408) 848-4800

Steven M. Kinsella, DBA, CPA, Superintendent/President

GAVILAN JOINT COMMUNITY COLLEGE DISTRICT  
REGULAR MEETING, BOARD OF TRUSTEES

Tuesday, July 8, 2014

5055 Santa Teresa Boulevard, Gilroy, CA 95020

Social Science Building, Room 206

CLOSED SESSION – 5:30 p.m. OPEN SESSION – 7:00 p.m.

## AGENDA

I. CALL TO ORDER 5:30 p.m.

1. Roll Call
2. Comments from the Public – this is a time for the public to address the Board
3. Recess to Closed Session (a maximum of 5 minutes will be allotted to each speaker)

CLOSED SESSION 5:30 p.m.

Notice is hereby given that a closed session of the Board will be held under the general provisions listed as follows:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – Closed Session Pursuant to Government Code Section 54957

CONFERENCE WITH LABOR NEGOTIATORS – Closed Session Pursuant to Government Code Section 54957.6

Agency Negotiator(s): Susan Cheu/Eric Ramones

Employee Organization: CSEA

CONFERENCE WITH LABOR NEGOTIATORS – Closed Session Pursuant to Government Code Section 54957.6

Agency Negotiator: Dr. Steven M. Kinsella

Employee Organization: Unrepresented Employees

CONFERENCE WITH LABOR NEGOTIATORS - Closed Session Pursuant to Government Code Section 54957.6

Agency Negotiators: Sherrean Carr/Eric Ramones/Dr. Kathleen Rose

Employee Organization: GCFA

CONFERENCE WITH REAL PROPERTY NEGOTIATORS – Closed Session Pursuant to Government Code Section 54956.8

Property: 555 Bailey Avenue, San Jose, CA 95141

Agency Negotiator: Dr. Steven M. Kinsella

Negotiating Parties: IBM

Under Negotiation: Terms of payment, conditions

Board of Trustees: Tom Breen  
Laura A. Perry, Esq.

Kent Child  
Walt Glines

Mark Dover  
Tony Ruiz

Jonathan Brusco



CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Initiation of Litigation  
Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9: 1 potential case

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED OR POTENTIAL LITIGATION – Significant  
Exposure to litigation pursuant to Subdivision (b)(1) and (3)(A) of Section 54956.9: (1) one potential case

II. OPEN SESSION 7:00 p.m.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Report of Any Action Taken in Closed Session
5. Approval of Agenda
6. Consent Agenda
  - (a) Regular Board of Trustees Meeting Minutes, June 10, 2014
  - (b) Personnel Actions
  - (c) Warrants and Electronic Transfers Drawn on District Funds
  - (d) Monthly Financial Report
  - (e) Budget Adjustments
7. Comments from the Public - this is a time for the public to address the Board
8. Recognitions (a maximum of 5 minutes will be allotted to each speaker)
9. Officers' Reports
  - (a) Vice Presidents
  - (b) College President
  - (c) Academic Senate
  - (d) Professional Support Staff
  - (e) Student Representative
  - (f) Board Member Comments
  - (g) Board President
10. Board Committee Reports
11. Information/Staff Reports
  - (a) Learning Council 13-14 Year-End Report
  - (b) Update on Board Goals for 2014

III. ACTION ITEM

1. New Business
  - (a) Hearing to Consider Approval of Necessity Authorizing Acquisition by Eminent Domain of Certain Easement Interests for the Gilroy Campus Modernization Project and Authorizing and Directing Legal Counsel to Institute Condemnation Proceedings (APN 810-34-006).
  - (b) Signing Authority
  - (c) Consideration and Possible Approval of the Second Addendum to the Mitigated Negative Declaration Adopted by the Board on November 13, 2012, for the Gilroy Campus Modernization Project
  - \* (d) Consideration and Potential Approval of Resolution #976 Determining that the Public Interest and Necessity Require Acquisition of Easements for Public Purposes and Authorizing Proceedings Under Education Code Section 70902(b)(13) and Title 7 of Part 3 of the Code of Civil Procedures, Including but not Limited to, Sections 1240.120, 1240.125, and 1245.220, for a Portion of The Property Described as 1065 Castro Valley Road, Gilroy, California, Assessor's Parcel Number 810-34-006, for the Gilroy Modernization Project (APN 810-34-006)
  - (e) Consider and Accept Bid for Energy Efficiency Proposition 39 Project

- (f) BFGC-IBI Group Architecture and Planning Project Assignment Amendment (PAA) for Coyote Valley, The Academy Campus
- \* (g) Child Development Contract #CSPP-4530, Program Type: California State Preschool Program, Project Number: 43-6947-00-4 and Resolution #977
- \* (h) Approval to Certify the Appointment of a Representative to Joint Powers Authority for Liability and Property Protection Resolution #978
- (i) Capital Project Change Order

#### IV. CLOSING ITEMS

1. The next regularly scheduled Board meeting is August 12, 2014, Gavilan College, Morgan Hill Site Rooms 10 and 11
2. Adjournment

\*Roll Call Vote

### GAVILAN COLLEGE MISSION

Gavilan College cultivates learning and personal growth in students of all backgrounds and abilities through innovative practices in both traditional and emerging learning environments; transfer pathways, career and technical education, developmental education, and support services prepare students for success in a dynamic and multicultural world.

**PUBLIC COMMENTS** – Individuals wishing to address the Board on a non-agenda item may do so during the Comments from the Public. However, no action may be taken on an item, which is not on the agenda. The public is welcomed to address the Board on particular agenda items and may do so at the time it is presented. Guidelines for Comments from the Public will be as follows:

A maximum of 5 minutes will be allotted to each speaker with a maximum of 20 minutes to a subject area.

No disruptive conduct will be permitted at any Gavilan College Board of Trustees meeting.

**AGENDA ITEMS** – Individuals wishing to have an item appear on the agenda must submit the request in writing to the Superintendent/President two weeks prior to the regularly scheduled meeting. The Board President and Superintendent/President will determine what items will be included in the agendas. Regular meetings are held the second Tuesday of each month.

Items listed under the Consent Agenda are considered to be routine and are acted on by the Board of Trustees as one motion. There is no discussion of these items prior to Board vote unless a member of the Board, staff, or public requests that specific items be discussed and/or removed from the Consent Agenda. It is understood that the Administration recommends approval on all consent items. Each item on the Consent Agenda approved by the Board of Trustees shall be deemed to have been considered in full and adopted as recommended.

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 Angie Oropeza at 408-848-4711. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting.

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Please help keep Gavilan College a litter-free campus and preserve its park-like setting. Thank you.  
<http://www.gavilan.edu>