

AGENDA
Regular Meeting
BOARD OF TRUSTEES
STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704
4:00 p.m., February 5, 2002

- I. Call to Order
- II. Pledge of Allegiance
- III. Introduction of Guests
- IV. Approval of Minutes, Meeting of January 8, 2002
- V. Delegations, Petitions, and Communications [see footnote, page 3]
- VI. Reports of Chancellor and Staff
 - A. PRESENTATIONS
 - 1. Chancellor's Report Judith Redwine
 - 2. Campus Reports Art Elish, FCC
Tom Crow, RC
Don Yeager, NC
 - 3. Academic Senate Report Ron Nishinaka, RC
 - 4. Classified Senate Report Lisa McAndrews, RC
 - 5. Foundation Report Joan Edwards
 - B. CONSIDERATION OF CONSENT AGENDA [02-22 through 02-33]
 - C. PERSONNEL
 - 1. Consideration to Appoint Legal Counsel [02-34] Randy Rowe
Position

D. GENERAL

2. Consideration to Approve Public Information Campaign Consultant [02-35] Teresa Patterson
3. Public Hearing and Consideration of Resolution for Certification of Environmental Impact Report for Willow/International Community College Center Project [02-36] Jon Sharpe
4. Acknowledgement of Quarterly Financial Status Report – General Fund [02-37] Jon Sharpe
5. Consideration of Bids, Electrical Upgrades Phase 1, Reedley College [02-38] Jon Sharpe
6. Consideration to Approve an Agreement with The Burlington Northern And Santa Fe Railway Company for Construction and Maintenance of a Fence Along Railroad Right-of-Way, Fresno City College [02-39] Jon Sharpe
7. Consideration to Adopt 2002-03 Budget Development Calendar [02-40] Jon Sharpe

VII. Reports of Board Members

VIII. Old Business

IX. Future Agenda Items

X. Closed Session

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS, Pursuant to Government Code Section 54956.8
Property: Railroad Right-of-Way Adjacent to Fresno City College Campus/ Health Sciences Building
Agency Negotiator: Chancellor, Executive Vice Chancellor-Administration and Finance, and Attorney for District
Negotiating Parties: Owners of Property
Under Negotiation: Terms and Price

X. Closed Session (continued)

B. CONFERENCE WITH LABOR NEGOTIATOR [SCFT Part-Time Bargaining Unit],
Randy Rowe, Pursuant to Government Code Section 54957.6

C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE, Pursuant to
Government Code Section 54957

XI. Open Session (if any)

XII. Adjournment

The Board chairperson, under Board Policy 9320.1, has set a limit of three minutes each for those who wish to address the Board. General comments will be heard under Agenda Section Delegations, Petitions and Communications at the beginning of the meeting. Those who wish to speak to items to be considered in Closed Session will be given the opportunity to do so following the completion of the open agenda and just prior to the Board's going into Closed Session. Individuals wishing to address the Board should fill out a Request Form and file it with the Associate Vice Chancellor-Human Resources, Mr. Randy Rowe, at the beginning of the meeting.

CONSENT AGENDA
BOARD OF TRUSTEES MEETING
February 5, 2002

PERSONNEL

1. Employment and Extension of Contract, Certificated Personnel [02-22]
2. Employment, Promotion, Change of Status, Leave of Absence, and Resignation, Classified Personnel [02-23]
3. Consideration of Applications for 2002-2003 Sabbatical Leaves, Fresno City College [02-24]

GENERAL

4. Review of District Warrants and Checks [02-25]
5. Financial Analysis of Enterprise and Special Revenue Operations [02-26]
6. Consideration of Budget Transfer and Adjustments Report and Authorization of Inter-Fund Transfers [02-27]
7. Consideration to Accept Construction Project, LAN/WAN Project, Phase I, Districtwide [02-28]
8. Consideration to Accept Maintenance Project, Lighting Retrofit, Districtwide [02-29]
9. Consideration to Accept Construction Project, Restroom Modifications, Fresno City College [02-30]
10. Consideration to Accept Maintenance Project, High Voltage Feeders, Fresno City College and Reedley College [02-31]
11. Consideration to Accept Construction Project, Computer Lab, Vocational Technical Building, Reedley College [02-32]
12. Consideration of Bids, Dormitory Shower Repairs, Reedley College [02-33]

Introduction of
Guests (continued)

Kathleen Bonilla, Public Information Officer, FCC
Terry Kershaw, Dean of Instruction and Student Services, NC
Ed Eng, Director of Finance, SCCC
Sherian Eckenrod, Associate Dean of Instruction-Business
Division, FCC
Rick Christl, Associate Dean of Instruction-Applied Technology
Division, FCC
Tony Cantu, Dean of Instruction, FCC
Cyndie Sine, Coordinator of Planning, Faculty Development, and
Program Review, FCC
Carolyn Drake, Associate Dean of Instruction-Health Sciences
Division, FCC
Ted Uyesaka, Director, Management Information Systems,
SCCC
Joaquin Jimenez, District Associate Dean-Financial Aid, SCCC
Jeff Josserand, Director of Classified Personnel, Personnel
Commission
Peg Mericle, Associate Dean of Instruction-Social Sciences
Division, FCC
Melinda Brewer, Instructor/Coordinator, Child Development
Center, CTC
Michael Guerra, College Business Manager, FCC
Richard Mabery, State Center Consortium
John Fitzer, Instructor, FCC
Chris Cortes, Director of Financial Aid, RC
Alicia Rios, International Trade Specialist, Export Center
Ken Machoian, Advanced Transportation Tech, The Training
Institute
James Ruston, Retired Faculty, FCC
Pam Thomas, Instructor/International Education Coordinator,
FCC
Ray Cowles, Auditor, Vavrinek, Trine, Day & Company

Approval of Minutes

The minutes of the Board meeting of December 11, 2001, were presented for approval.

A motion was made by Mr. Thonesen and seconded by Mr. Corona that the minutes of December 11, 2002, be approved as presented. The motion carried by the following vote:

Ayes - 5
Noes - 0
Absent - 2

Delegations,
Petitions, and
Communications

There were no delegations, petitions, or communications.

Chancellor's Report

Dr. Redwine recognized Associate Dean Peg Mericle and Melinda Brewer, Instructor/Coordinator of the CTC Daycare Center for their hard work and persistence in obtaining the license and opening of the Center, and well as the offering of eight Child Development classes this spring.

Campus Report,
Fresno City College

Dr. Ellish reported the following from Fresno City College:

- New student welcome on January 9.
- Faculty Spring Orientation on January 10.
- Faculty Flex Day activities on January 11.
- Districtwide College Fair on January 12 at Sierra Vista Mall.
- *Painting Landscapes*, a play written by theatre arts instructor Chuck Erven, has been nominated for a national playwriting award.
- Annual Holiday Basket distribution.
- Karin Anderson-Lloyd of the W.A.V.E. program, service as the 2001 chairperson for the Central Valley Mayors Committee for the Partnership and Advocacy of People with Disabilities.
- Workforce Recruitment Program for College Students with Disabilities on February 12.

Campus Report,
Reedley College

From Reedley College, Dr. Crow reported the following:

- The College was recently ranked as the 7th fastest growing community college in the nation with between 5,000 and 9,999 students.
- The College's Specialty Vegetable Marketing Tour was recently noted in the U.S. Department of Agriculture's Benchmark Practices at Community and Technical Colleges.
- Author Victor Martinez will be the initial speaker in the Spring Speakers Series on Thursday, February 14, 2002 at 7:00 p.m. in the Forum Hall.
- ESL instructor Felisa Heller has been selected as a presenter for the 2002 CATESOL (California Association of Teachers of English as a Second or Other Language) Conference in March.
- Speech Instructor Anna Martinez is playing the lead role in the Good Company Players production of *Steel Magnolias* at the 2nd Space Theatre through February 24.

Campus Report,
North Centers

Dr. Yeager reported the following from the North Centers:

- In mid-December, the Madera Center hosted a meeting between the Fresno and Madera County Boards of Supervisors, with over 90 people in attendance.

Campus Reports,
North Centers
(continued)

- The North Centers' Holiday Food and Coat Drives.
- Installation of curtains at the Madera Center Administration Building.
- On January 15, staff from the Madera Center will be giving the Madera School Board an update on the Madera Center College Advantage Program.
- Presentation to the Madera School Board on January 15 regarding the Madera Center Advantage Program.
- Offering of a Driver's Education course by The Training Institute at the Madera Center last week.
- Plans for return of the North Centers' faculty on January 10.

Academic Senate
Report

Ms. Walzberg, Fresno City College Academic Senate President, gave an update on the following: PFE Committee, Disciplines Lists Revisions, faculty involvement on Theme Teams, Intersegmental Committee of the Academic Senates from community colleges, CSU's and UC's, and a request for formal collegial consultation with the District on Board Policy 9311.1, Shared Governance.

Classified Senate
Report

Ms. McAndrews, Reedley College Classified Senate President, reported on the Senate's planned activities for the semester, on-site technology classes, Classified Professionals Development Committee, and the Leadership State Center Program graduation.

International
Education Report

Dr. Shirley Bruegman and Ms. Pam Thomas provided an update on international education activities in the District.

Board members expressed their appreciation for the report. Mr. Smith stated that some of the students in the presentation mentioned cheap tuition rates as a reason for attending at our district. On the Consent Agenda today there is an item to increase the rates and he questioned the need for the increase. Mr. Sharpe explained the rate structure process as it relates to the law, capital outlay expenditures, etc. There was also discussion regarding counselor ratios. Ms. Smith spoke to efforts to involve international students in various activities so that they intermingle with other students.

District Marketing
and Branding Report

Dr. Patterson reviewed the District's current Marketing and Branding Program. Mr. Manfredi questioned the difference between a marketing campaign and a branding campaign. He also expressed concern that both campaigns be coordinated through a centralized source and that the campuses retain the District image. Mr. Manfredi requested to have a report in February or March on the specifics of the marketing and branding campaigns to ensure that costs are not being duplicated.

District Marketing
and Branding Report
(continued)

Mr. Smith noted that the Career & Technology Center should not be forgotten when marketing the District. At some point, he would also like to see the marketing campaign expand to our quest for international students.

Consent Agenda

Mr. Manfredi asked that Item No. 02-03, Consideration of Applications for 2002-03 Sabbatical Leaves, Reedley College, be pulled for comment.

Action

It was moved by Mr. Corona and seconded by Mr. Smith that the Board of Trustees approve the consent agenda, Item Nos. 02-01-through 02-16 as amended, with the exception of Item No. 02-03. The motion carried unanimously.

Mr. Manfredi's comments related to the Board's previous request to see the sabbatical reports demonstrating the value to the campus and District.

Action

A motion was made by Mr. Manfredi and seconded by Mr. Patterson that the recommendation for Item No. 02-03 be amended to include that the individual's report demonstrate the benefit to the campus and District, and that the report will be shared with the Board of Trustees no later than one semester following the completion of the sabbatical leave. The motion carried unanimously.

Mr. Smith questioned if Item No. 02-11, Consideration to Authorize Online Banking with Kings River State Bank, Reedley College, would create a problem with the auditors. Mr. Sharpe explained that online transactions are currently being done with financial aid, wire transfers, etc., and there are very tight security codes and processes involved.

Employment,
Extension of
Contract, Leave of
Absence,
Resignation, and
Retirement,
Certificated
Personnel
[02-01]
Action

approve certificated personnel recommendations, Items A through E, as presented. (Lists A through E are herewith made a part of these minutes as Appendix I, 02-01).

Employment,
Promotion, Change
of Status, Leave of
Absence, Dismissal,
and Resignation,
Classified Personnel
[02-02]
Action

approve classified personnel recommendations, Items A through I as presented. (Lists A through I are herewith made a part of these minutes as Appendix II, 02-02).

Consideration of
Applications for
2002-03 Sabbatical
Leaves, Reedley
College
[02-03]
Action

pursuant to Article XIV-A, Section 7, of the current agreement between the District and the State Center Federation of Teachers and contingent upon available funding, grant the following sabbatical leaves to Reedley College staff members during the 2002-2003 academic year, subject to receipt by the District of a written statement from each leave recipient of their agreement to serve the District for at least two years following completion of the leave (as required by Education Code Section 87770):

Reedley College - Sabbatical Leave Recommendations, 2002-2003:

Jan Dekker, Fall 2002

Project Title: Research – Travel to Australia and Tasmania to visit their technical school systems to study methods of instruction.

Chris Glaves, Spring 2003

Project Title: Research/study of object-oriented computer programming.

Tim Smith, Fall 2002 – Spring 2003

Project Title: Research, organized study of technical applications in soil, water and plant sciences. Enrollment at U.C. Davis in pursuit of Ph.D. degree in plant science.

Consideration to
Approve New
Classified Duties
and Responsibilities
[02-04]
Action

fix and prescribe the duties for the following classified positions:

Workshop Facilitator – Spanish
Office Assistant I – Hmong
Office Assistant I – Spanish
Job Developer – Hmong
Job Coach – Hmong
DSPS Mobility Driver
Instructional Technician – Greenhouse
Instructional Technician – General Science
Student Support Services Learning Support Specialist
Instructional Technician – Dental Assisting
Photographer
Tutorial Assistant

Consideration to
Approve Out-of-
State Travel,
Forensics Students,
Fresno City College
[02-05]
Action

approve out-of-state travel for two Fresno City College forensics students to attend the Neil Warren National Championship Round Robin Tournament to be held in Las Vegas, Nevada on February 1-3, 2002, with the understanding that the trip will be financed without requiring expenditures of District funds.

Consideration to
Approve Out-of-
State Travel, Dance
Students, Fresno
City College
[02-06]
Action

approve out-of-state travel for ten Fresno City College dance students to attend the Southwest Region American College Dance Festival to be held at Arizona State University, Tempe, Arizona, from March 13-16, 2002, with the understanding that the trip will be financed without requiring expenditures of District funds.

Review of District
Warrants and
Checks
[02-07]
Action

review and sign the warrants register for the period December 4, 2001, to December 24, 2001, in the total amount of \$9,499,794.87.

review and sign the check registers for the Fresno City College and Reedley College Co-Curricular and Bookstore Accounts for the period November 16, 2001, to December 19, 2001, in the amount of \$559,884.30

Consideration to
Accept Construction
Project, CNG
Fueling Stations,
Fresno City College
[02-08]
Action

- a) accept the CNG Fueling Station project, Fresno City College; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

Consideration to
Accept Mini-Grants
from the California
Community College
Central Region
Consortium, Fresno
City College and
Reedley College
[02-09]
Action

authorize acceptance of two VTEA Title 1B State Leadership – Statewide Special Population mini-grants for Fresno City College and Reedley College in the amount of \$6,250.00 each from the California Community College Central Region Consortium.

Consideration to
Approve 2002-03
Tuition Rate, Out-
of-State and
Nonresident
Students
[02-10]
Action

- a) establish the 2002-03 out-of-state tuition rate at \$141 for each unit enrolled;
- b) establish the 2002-03 nonresident tuition rate at \$157 (including \$16 for capital outlay) for each unit enrolled; and
- c) continue Board Policy which provides that total nonresident and out-of-state tuition be paid at the time of registration.

Consideration to
Authorize Online
Banking with Kings
River State Bank,
Reedley College
[02-11]
Action

authorize the Board Secretary to sign the Certificate of Authority for the addition of online banking services for various Reedley College accounts at Kings River State Bank.

Consideration to
Approve Agreement
with Fresno
Community Hospital
and Medical Center
for Interpreter
Training, Reedley
College
[02-12]
Action

- a) authorize an occupational training agreement with Fresno Community Hospital and Medical Center for students in the Healthcare Interpreters Certification Program; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the agreement on behalf of the District.

Consideration to
Approve Agreement
with Various
Hospitals for the
Paradigm Program,
Fresno City College
[02-13]
Action

- a) authorize an agreement with Valley Children's Hospital, Kaiser Permanente Medical Center, Saint Agnes Medical Center, Madera Community Hospital, and Community Hospitals of California and their affiliates to provide on-site nursing services to hospital employees, commonly known as the Paradigm Program; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the agreement on behalf of the District.

Consideration to
Approve
Agreements with
Yosemite
Community College
District, Child
Development
Training
Consortium, Fresno
City College and
Reedley College
[02-14]
Action

- a) authorize agreements with the Yosemite Community College District, Child Development Training Consortium, for Child Development Permit Programs at Fresno City College and Reedley College; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the agreements on behalf of the District.

Consideration to
Approve Legislative
Services Consultant
Agreement with
School Services of
California, Inc.
[02-15]
Action

- a) authorize an agreement with School Services of California, Inc., for the providing of legislative advocacy services in the amount of \$12,000 for the period January 1, 2002, through June 30, 2002;
- b) authorize renewal of these services at the rate of \$24,000.00 annually unless terminated by a 30-day written notice prior to June 30; and
- c) authorize the Chancellor or Executive Vice Chancellor to sign the agreement on behalf of the District.

Consideration of
Bids, Office
Renovations, Police
Academy, Fresno
City College
[02-16]
Action

award Bid #0102-12 in the amount of \$25,698.00 to Nova Abatement & Construction Services, Inc., the lowest responsible bidder for Office Renovations, Police Academy, at Fresno City College, and authorize the Chancellor or Executive Vice Chancellor-Administration and Finance to sign an agreement on behalf of the District.

*****End of Consent Agenda*****

Public Hearing on
Board's Response to
Initial Bargaining
Proposals by the
State Center
Federation of
Teachers Part-Time
Bargaining Unit,
Local #1533,
CFT/AFT, CIO/AFL
[02-17]
Action

Mr. Rowe reviewed the Board's response to the initial bargaining proposals by the State Center Federation of Teachers Part-Time Bargaining Unit.

Mr. Forhan opened the public hearing at 5:30 p.m. There being no comments from the public, the hearing was closed at 5:31 p.m.

Consideration to
Approve New
Management
Position, Director of
Financial Aid,
Fresno City College,
and Elimination of
Financial Aid
Coordinator
[02-18]

Mr. Rowe reviewed the request for a new management position, Director of Financial Aid – Fresno City College, and the elimination of the Financial Aid Coordinator position.

Ms. Smith questioned the process for the person currently in the Coordinator position and what happens if that person does not get the new management position. Mr. Rowe explained the application process and bumping rights for the current employee.

Mr. Manfredi expressed the same concern. He also asked that “years of experience” be added to the job announcement for the new position.

A lengthy discussion ensued regarding why there is a difference between the two positions at the colleges, past history of upgrading positions, and cost savings for the management position, as no overtime will be paid. The current Coordinator position is a certificated position with a 35-hour workweek. Mr. Forhan requested information regarding the District’s use of overtime and the figures were provided prior to the end of the meeting.

Action

A motion was made by Mr. Smith and seconded by Mr. Patterson that the Board of Trustees approve the new management position of Director of Financial Aid – Fresno City College at salary range 59 (\$79,220-\$99,816), and eliminate the position of Coordinator of Financial Aid.

The motion carried by the following vote:

Ayes -	6
Noes -	1 (Ms. Smith)
Absent -	0

Ms. Smith stated that she would like the record to show that she voted “no” by virtue of what is being proposed: the person currently in the position having to reapply.

Consideration to
Approve Agreement
with 3DI for Capital
Facilities
Assessment,
Districtwide
[02-19]
Action

Mr. Sharpe briefly discussed the proposed agreement with 3DI for a capital facilities assessment.

A motion was made by Mr. Manfredi and seconded by that the Board of Trustees:

- a) authorize an agreement with 3DI for an assessment of the District's capital facilities at a cost of approximately \$90,000.00, with \$75,000.00 to be paid from redirected scheduled maintenance and repair funds and \$15,000.00 from the District's General Fund; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the agreement on behalf of the District.

The motion carried unanimously.

Consideration of
Bids,
Restroom/Elevator
Modifications,
Fresno City College
[02-20]
Action

Mr. Sharpe reviewed Bid #0102-11, Restroom/Elevator Modifications at Fresno City College.

A motion was made by Ms. Smith and seconded by Mr. Patterson that the Board of Trustees award Bid #0102-11 in the amount of \$79,658.00 to D & S Construction, Inc., the lowest responsible bidder for the Restroom/Elevator Modifications at Fresno City College, and authorize the Chancellor or Executive Vice Chancellor to sign an agreement on behalf of the District. The motion carried unanimously.

Consideration to
Accept 2000-01
Audit Report
[02-21]
Action

Mr. Sharpe highlighted various issues related to the audit and then introduced Mr. Ray Cowles, auditor with Vavrinek, Trine, Day & Company. Mr. Cowles presented the Executive Summary of the audit and commended the District on the results as well as the employees' cooperation during the audit process.

Mr. Manfredi commented on the consistent problem with fixed assets. Mr. Sharpe stated that the District is committed to doing a better job in this area.

A motion was made by Mr. Manfredi and seconded by Mr. Smith that the Board of Trustees accept the 2000-01 audit report as submitted by the firm of Vavrinek, Trine, Day & Co., LLP. The motion carried unanimously.

Reports of Board
Members

Ms. Margaret Todd, Fresno City College Student Trustee, reported that the Welcome Team will begin greeting newcomers to the campus tomorrow. Several students will travel to the Museum of Tolerance on Thursday as part of the "Stop the Hate" campaign. The Dallas Black Dance Theatre will perform on February 5 and 6.

Reports of Board
Members
(continued)

Mr. Manfredi wished the Forensics Team well as they participate in the national championship in Las Vegas. The team always does well against the four-year universities and he would hope that the team receives some publicity. He also complimented Joaquin Jimenez for his leadership in the financial aid area and doing double-duty with Fresno City College and the North Centers.

Mr. Forhan stated that in response to the Academic Senates' request, the Board needs to name a member to sit on the Shared Governance Committee. It was agreed that Mr. Forhan would represent the Board on this committee.

Future Agenda Items

Ms. Smith stated that February is Black History Month and she would like to receive a list of activities planned by the campuses. She would also like information on Women's History Month in March, as well as what the District is doing for Community College Month.

Mr. Manfredi stated that for future reference, he is interested in getting involved, from the Board perspective, in the marketing and branding area.

Closed Session

Mr. Forhan stated that the Board, in closed session, will be discussing:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS,
Pursuant to Government Code Section 54956.8

Property: Railroad Right-of-Way Adjacent to Fresno City
College Campus/ Health Sciences Building

Agency Negotiator: Chancellor, Executive Vice Chancellor-
Administration and Finance, and Attorney for District

Negotiating Parties: Owners of Property

Under Negotiation: Terms and Price; and

CONFERENCE WITH REAL PROPERTY NEGOTIATORS,
Pursuant to Government Code Section 54956.8

Property: International/Willow Avenues

Agency Negotiators: Chancellor, Executive Vice
Chancellor-Administration and Finance, and Attorney for
District

Negotiating Parties: Owners of Property

Under Negotiation: Terms and Price

Mr. Forhan declared a recess at 6:35p.m.

Open Session

The Board moved into open session at 6:47 p.m. Mr. Forhan announced that the Board, in closed session, gave direction to its chief negotiator regarding land acquisition.

Open Session
(continued)

Mr. Forhan asked for a Board representative to sit on the Districtwide Marketing Advisory Committee. It was agreed that Mr. Manfredi would represent the Board on this committee.

Adjournment

The meeting was adjourned at 6:49 p.m. by the unanimous consent of the Board.

Ron Manfredi
Secretary, Board of Trustees
State Center Community College District

RM:cs

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Employment and Extension of Contract,
Certificated Personnel

ITEM NO. 02-22

EXHIBIT: Certificated Personnel Recommendations

Recommendation:

It is recommended that the Board of Trustees approve the certificated personnel recommendations, Items A and B, as presented.

CERTIFICATED PERSONNEL RECOMMENDATIONS

A. Recommendation to employ the following persons:

<u>Name</u>	<u>Campus</u>	<u>Range & Step</u>	<u>Salary</u>	<u>Position</u>
Bearden, Virginia	FCC	59, 1	\$79,206	Director of TRIO Programs
(Former adjunct faculty) (Management contract, March 1, 2002 – June 30, 2002)				
Preston-Smith, Julie	FCC	III, 6	\$65,513	Counselor/Orientation & Eagle 3 Program
(Current adjunct faculty) (First contract, March 4, 2002 – June 30, 2002)				

B. Recommendation to approve extension of contract for the following persons:

<u>Name</u>	<u>Campus</u>	<u>Effective Date</u>	<u>Position</u>
Nelson, Mike	RC	March 1, 2002 to April 30, 2002	Learning Disability Specialist
Silva, Leslie	RC	March 1, 2002 to April 30, 2002	Counselor/Coordinator

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Employment, Promotion, Change of Status,
Leave of Absence, and Resignation,
Classified Personnel

ITEM NO. 02-23

EXHIBIT: Classified Personnel Recommendations

Recommendation:

It is recommended that the Board of Trustees approve classified personnel recommendations, Items A through I, as presented.

CLASSIFIED PERSONNEL RECOMMENDATIONS

A. Recommendation to employ the following persons (probationary):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Range/Step/Salary</u>	<u>Date</u>
Gonzales, Claudia (permanent, part-time)	FCC	Program Dev Assistant Position No. 2466	60-A \$19.24/hr	1/2/02
Kidd, Melvin	FCC	Custodian Position No. 2134	41-A \$2092	1/2/02
Asada, David	FCC	Custodian Position No. 2135	41-A \$2092	1/8/02
Walker, Robin (permanent, part-time)	FCC	Department Secretary Position No. 2353	44-A \$12.99/hr	1/10/02

B. Recommendation to employ the following persons (Ed Code 88076):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Range/Step/Salary</u>	<u>Date</u>
Hayashi, Georgina	FCC	Registration Assistant I	\$ 6.75	12/21/01 thru 6/30/02
Moua, Chia	FCC	Tutorial Assistant I	6.75	10/30/01 thru 3/19/02
Sumaya, Nanci	FCC	Tutorial Assistant I	6.75	12/12/01 thru 6/30/02

C. Recommendation to employ the following persons (Exempt):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Hourly Rate</u>	<u>Date</u>
Blake, Alice	FCC	Registration Assistant I	\$ 6.75	12/24/01 thru 6/30/02

C. Recommendation to employ the following persons (Exempt) (continued):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Hourly Rate</u>	<u>Date</u>
Byrd, Elizabeth	FCC	Registration Assistant I	6.75	12/24/01 thru 6/30/02
Felix, Charlene	FCC	Registration Assistant I	6.75	1/4/02 thru 6/30/02
Fleeting, Karen	FCC	Registration Assistant I	6.75	1/8/02 thru 6/30/02
Kattelmann, Judy	FCC	Registration Assistant I	6.75	12/24/01 thru 6/30/02
Ortiz, Fabian	FCC	Registration Assistant I	6.75	12/10/01 thru 2/28/02
Peterson, Gloria	FCC	Registration Assistant I	6.75	12/24/01 thru 6/30/02
Wiebe, Vera	FCC	Registration Assistant I	6.75	1/8/02 thru 6/30/02
Bonaldi, Dino	FCC	Tutorial Assistant I	6.75	12/7/01 thru 3/19/02
Jordan, Charlton	FCC	Educational Advisor	10.08	12/19/01 thru 6/30/02
Munoz, Ramiro	RC	Deaf Interpreter II	12.69	12/1/01 thru 6/30/02
Uphoff, Richard	FCC	Training Institute Trainer I	27.94	12/4/01 thru 2/28/02

C. Recommendation to employ the following persons (Exempt) (continued):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Hourly Rate</u>	<u>Date</u>
Vosper, Marilee	FCC	Training Institute Trainer I	27.94	12/13/01 thru 6/30/02

D. Recommendation to employ the following persons (provisional – filling vacant permanent full-time, permanent part-time position pending recruitment/selection, or replacing regular employee on leave):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Hourly Rate</u>	<u>Date</u>
Penner, Nicholas	FCC	Instructional Aide Position No. 2204	\$ 6.75	12/5/01 thru 2/28/02
Lee, Mai	FCC	Office Assistant I Position No. 2131 (perm, part-time)	6.75	12/4/01 thru 2/28/02
Smith, Barbara	FCC	Phone Comm Operator Position No. 2012	6.75	1/14/02 thru 3/14/02
Garcia, Alfonso	MC	Custodian Position No. 4011	6.91	12/18/01 thru 3/15/02
House, Charles	FCC	Custodian Position No. 2187	6.91	11/16/01 thru 2/28/02
Guerrero, Corinna	FCC	Administrative Aide Position No. 2431	9.22	12/5/01 thru 2/28/02

E. Recommendation to employ the following persons (provisional – filling vacant limited-term position pending recruitment/selection):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Hourly Rate</u>	<u>Date</u>
Serrato, Jeannette	RC	Department Secretary	6.91	1/2/02 thru 1/14/02

F. Recommendation to approve promotion of the following employees (regular):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Range/Step</u>	<u>Date</u>
Washington, Kim	FCC	Lib/Lrn Res Asst I Position No. 2092 to Lib/Lrn Res Asst II Position No. 2092	38-A \$1947 41-B \$2201	1/2/02

G. Recommendation to approve change of status of the following employees (regular):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Range/Step</u>	<u>Date</u>
Slevkoff, Hazel	FCC	Administrative Aide Position No. 2048 to Curriculum Assistant Position No. 2125	53-E \$3868 57-E \$4263	1/2/02 thru 3/31/02
(filling vacant position pending recruitment/selection)				
Romero, Anthony	CC	Custodian Position No. 5006 to General Utility Worker Position No. 5003	41-E \$2613 43-E \$2745	1/2/02 thru 6/30/02
(filling vacant position pending recruitment/selection)				

H. Recommendation to approve health leave of absence of the following employee (regular):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Range/Step</u>	<u>Date</u>
Horg, Deborah	FCC	Administrative Aide Position No. 2060	53-E	1/1/02 thru 6/1/02

I. Recommendation to accept resignation of the following employee (regular):

<u>Name</u>	<u>Location</u>	<u>Classification</u>	<u>Date</u>
Larsen, Rachel	FCC	Department Secretary Position No. 2453	12/13/01

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration of Applications for 2002-03
Sabbatical Leaves, Fresno City College

ITEM NO. 02-24

EXHIBIT: None

Background:

Provision is made in Article XIV-A, Section 7, Paragraph B(2), of the current District/Federation Agreement for the granting of a maximum of 12 sabbatical leaves to eligible unit members in 2002-2003. The apportionment of these leaves provides that nine are available to Fresno City College and three to Reedley College/North Centers applicants during the 2002-2003 academic year.

The Sabbatical Leave Committee at Fresno City College has processed applications for leaves and has forwarded the committee's recommendations, which have been approved by the college president for Board consideration. Although the committee reviewed an adequate number of applications, not all were acceptable. Therefore, the committee is recommending only seven applications for sabbatical leave for the 2002-2003 academic year.

Recommendation:

It is recommended that the Board of Trustees, pursuant to Article XIV-A, Section 7, of the current agreement between the District and the State Center Federation of Teachers and contingent upon available funding, grant the following sabbatical leaves to Fresno City College staff members during the 2002-2003 academic year, subject to receipt by the District of a written statement from each leave recipient of their agreement to serve the District for at least two years following completion of the leave (as required by Education Code Section 87770):

Item No. 02-24
(continued)

Fresno City College - Sabbatical Leave Recommendations, 2002-2003:

Dana, Michael—Fall 2002

Research proposal to study the types of computer programs primarily used by the music industry and by colleges and universities that teach related courses. The proposal focuses on three specific areas: computer based hard disc sound recording/editing; music notation; and MIDI (Musical Instrument Digital Interface) and music production.

Deeter, Gary—Spring 2003

Organized study, research, and travel proposal to enhance and more thoroughly develop the student outreach and recruitment process for the FCC music program. The proposal includes visiting city and county high schools; consulting with and advising high school band directors on concert repertoire, balance problems, and suggestions for sight-reading material and music education; and visiting other community college music programs.

Ferrer, Sharon—Fall 2002-Spring 2003

Organized study, research, and travel proposal to attend, observe, and participate in Spanish classes at middle schools and high schools throughout the valley to lay the groundwork for the development and implementation of an internship course for students planning to pursue a career teaching Spanish. The proposal also includes studying and doing research at the Instituto de Lengua Espanol in Buenos Aires, Argentina.

Harriet, Sydney—Spring 2003

Organized study, research, and travel proposal to study and receive training in all aspects of digital filmmaking and to develop a series of training manuals and films for students and faculty interested in learning more about digital filmmaking.

Richardson, Robert—Fall 2002-Spring 2003

Organized study, research, and travel proposal to conduct an organized study based on research of available theoretical models, empirical studies, and outcome studies and to travel to established alcohol and drug diagnostic and treatment programs in colleges, universities, and local treatment programs. The focus is on developing and implementing an alcohol and substance abuse training model for use in training and reference for psychological services staff and interns who provide services to SCCC.

Item No. 02-24
(continued)

Schuller, Michael—Spring 2003

Research in and travel proposal to several Muslim countries to gain a greater understanding of cultural attitudes and values in Muslim societies towards modernization, secularism, and the West, specifically the United States, and to incorporate a non-Western perspective in general psychology, psychology of religion, and American Pluralism courses taught at FCC.

Souza, Theresa—Spring 2003

Educational service research proposal to investigate various theoretical frameworks—in particular concept/mind mapping—employed in community college nursing education programs in California and explore the potential for integrating, augmenting, and/or modifying the current theoretical framework currently used in the FCC nursing program.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Review of District Warrants and Checks

ITEM NO. 02-25

EXHIBIT: None

Recommendation:

It is recommended that the Board of Trustees review and sign the warrants register for the period January 3, 2002, to January 31, 2002, in the amount of \$8,762,762.51.

It is also recommended that the Board of Trustees review and sign the check registers for the Fresno City College and Reedley College Co-Curricular Accounts and the Fresno City College and Reedley College Bookstore Accounts for the period December 17, 2001, to January 25, 2002, in the amount of \$1,528,670.13.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Financial Analyses of Enterprise
and Special Revenue Operations

ITEM NO. 02-26

EXHIBIT: Financial Analyses

Background:

The financial reports for the Enterprise and Special Revenue operations for the quarter ended December 31, 2001, are enclosed. The reports consist of a combined balance sheet and combined statement of revenues and expenditures for the Enterprise operations, which consist of the Bookstores at Fresno City College and Reedley College, and the Special Revenue operations, which consist of the Reedley College Cafeteria and Residence Hall. All operations reflect a positive financial picture with revenues exceeding expenditures.

The enclosed statements are provided for Board information. No action is required.

**STATE CENTER COMMUNITY COLLEGE DISTRICT
ENTERPRISE & SPECIAL REVENUE OPERATIONS
BALANCE SHEET
As of DECEMBER 31, 2001**

	ENTERPRISE (a)		SPECIAL REVENUE		
	FCC BOOKSTORE*	RC BOOKSTORE*	RC CAFETERIA*	RC DORMITORY*	TOTAL
ASSETS					
Cash in County Treasury					
Cash in Bank	\$ 1,743,546	\$ 499,480	\$ 4,509	\$ 26,418	\$ 30,927
ATM Change Fund			57,127	12,175	69,302
Revolving Cash Fund	10,200	20,004	8,000		8,000
Accounts Receivable	276,368	42,229	1,500		1,500
Due from Other Funds			24,966	16,097	41,063
Prepaid Expenses	3,291	1,495			0
Inventory	1,123,873	567,970			
Total Current Assets	<u>\$ 3,157,278</u>	<u>\$ 1,131,178</u>	<u>\$ 22,452</u>	<u>\$ 54,690</u>	<u>\$ 22,452</u>
Fixed Assets (Net)	1,435,332	198,338			173,244
TOTAL ASSETS	<u>\$ 4,592,610</u>	<u>\$ 1,329,516</u>	<u>\$ 118,554</u>	<u>\$ 54,690</u>	<u>\$ 173,244</u>
LIABILITIES & FUND BALANCE					
Accounts Payable	\$ (9,702)	\$ 69,438			
Due to Other Funds	49,183	24,717	41,065	2,103	43,168
Warrants Payable			9,897	100	9,997
Total Current Liabilities	<u>\$ 39,481</u>	<u>\$ 94,155</u>	<u>\$ 50,962</u>	<u>\$ 2,203</u>	<u>\$ 53,165</u>
Unreserved Fund Balance	3,429,256	667,391	45,140	52,487	97,627
Reserved Fund Balance	1,123,873	567,970	22,452	0	22,452
Total Fund Balance	<u>\$ 4,553,129</u>	<u>\$ 1,235,361</u>	<u>\$ 67,592</u>	<u>\$ 52,487</u>	<u>\$ 120,079</u>
TOTAL LIABILITIES & FUND BALANCE	<u>\$ 4,592,610</u>	<u>\$ 1,329,516</u>	<u>\$ 118,554</u>	<u>\$ 54,690</u>	<u>\$ 173,244</u>

* Does Not Include Indirect Charges
(a) Thru November 30, 2001 only

**STATE CENTER COMMUNITY COLLEGE DISTRICT
ENTERPRISE & SPECIAL REVENUE OPERATIONS
STATEMENT OF REVENUE & EXPENDITURES
Period Ending DECEMBER 31, 2001**

	ENTERPRISE (a)			SPECIAL REVENUE		
	FCC BOOKSTORE*	RC BOOKSTORE*	TOTAL	CAFETERIA*	RC DORMITORY*	TOTAL
TOTAL SALES	\$ 2,908,682	\$ 1,575,243	\$ 4,483,925	\$ 364,788	\$ 215,898	\$ 580,686
LESS COST OF GOODS SOLD						
Beginning Inventory	\$ 1,075,663	\$ 469,713	\$ 1,545,376	\$ 20,699	\$	\$ 20,699
Purchases	2,214,914	1,271,813	3,486,727	165,582		165,582
Sub-Total	3,290,577	1,741,526	5,032,103	186,281		186,281
Ending Inventory	1,123,873	567,970	1,691,843	22,452		22,452
Cost of Sales	2,166,704	1,173,556	3,340,260	163,829		163,829
GROSS PROFIT ON SALES	\$ 741,978	\$ 401,687	\$ 1,143,665	\$ 200,959	\$ 215,898	\$ 416,857
OPERATING EXPENDITURES						
Salaries	\$ 221,697	\$ 111,612	\$ 333,309	\$ 143,308	\$ 88,853	\$ 232,161
Benefits	46,917	27,470	74,387	41,580	18,602	60,182
Depreciation	66,510	11,029	77,539	1,804	4,061	5,865
Supplies	12,980	11,227	24,207		29,779	29,779
Utilities & Housekeeping	7,935	6,038	13,973		6,687	7,957
Rents, Leases & Repairs	7,166	2,530	9,696	1,270		1,270
Other	83,669	56,676	140,345	5,409		5,409
TOTAL OPERATING EXPENDITURES	\$ 446,874	\$ 226,582	\$ 673,456	\$ 193,371	\$ 147,982	\$ 341,353
NET OPERATING REVENUE (LOSS)	\$ 295,104	\$ 175,105	\$ 470,209	\$ 7,588	\$ 67,916	\$ 75,504
OTHER REVENUE						
Vending				\$ 2,876	\$ 3,631	\$ 6,507
Interest	\$ 2,562	\$ 961	\$ 3,523	956	608	1,564
Other	10,883	3,101	13,984	3,002	55	3,057
OTHER EXPENSES						
Transfer to Co-Curricular		\$ 49,000	\$ 49,000			
Transfer to Bond Redemp. Fund					31,875	31,875
New Equipment						0
Other						
NET REVENUE (LOSS)	\$ 308,549	\$ 130,167	\$ 438,716	\$ 14,422	\$ 40,335	\$ 54,757

UNAUDITED

* Does Not Include Indirect Charges
(a) Thru November 30, 2001 only

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration of Budget Transfers and
Adjustments Report and Authorization
of Inter-Fund Transfers

ITEM NO. 02-27

EXHIBIT: Budget Transfers and Adjustments
Report and Summary of Transfers

Background:

The enclosed Budget Transfers and Adjustments Report reflects budget adjustments through the period ended December 31, 2001. The adjustments represent changes to meet the ongoing needs of the District, including categorically funded programs, educational needs of the campuses, and new grants and agreements.

Although the budgeted inter-fund transfers have actually been authorized by the Board by the approval of the check register, because the budget was based upon projected revenues and expenditures, it is appropriate to outline the actual amounts transferred in the past quarter, as shown on the enclosed Summary of Inter-Fund "Transfers."

Recommendation:

It is recommended that the Board of Trustees authorize all budget transfers, adjustments, and inter-fund transfers, as shown on Appendix III, 02-27.

**STATE CENTER COMMUNITY COLLEGE DISTRICT
GENERAL FUND - ALL FUNDING
Revenue Budget Adjustments/Transfers
As of 12/31/01**

	<u>Adopted Budget</u>	<u>Budget Adj/Transfers</u>	<u>Current Budget</u>
81000	FEDERAL REVENUES		
81200	\$ 2,119,405	\$ 1,508,890	\$ 3,628,295
81300	372,500	(35,000)	337,500
81400	-	404,960	404,960
81500	236,965	168,536	405,501
81600	4,670	-	4,670
81700	2,512,889	107,251	2,620,140
81990	3,126,441	765,622	3,892,063
Total	<u>8,372,870</u>	<u>2,920,259</u>	<u>11,293,129</u>
86000	STATE REVENUES		
86100	58,008,345	345,000	58,353,345
86200	7,431,907	609,277	8,041,184
86500	690,751	2,011,503	2,702,254
86700	475,000	-	475,000
86800	2,800,000	-	2,800,000
86900	613,000	-	613,000
Total	<u>70,019,003</u>	<u>2,965,780</u>	<u>72,984,783</u>
88000	LOCAL REVENUES		
88100	30,923,000	-	30,923,000
88200	-	25,000	25,000
88300	159,888	18,393	178,281
88400	153,750	-	153,750
88500	55,000	-	55,000
88600	700,000	-	700,000
88700	3,402,000	11,200	3,413,200
88800	1,800,750	-	1,800,750
88900	1,178,625	-	1,178,625
Total	<u>38,373,013</u>	<u>54,593</u>	<u>38,427,606</u>
Total General Fund Revenues	<u>\$ 116,764,886</u>	<u>\$ 5,940,632</u>	<u>\$ 122,705,518</u>

**STATE CENTER COMMUNITY COLLEGE DISTRICT
GENERAL FUND - ALL FUNDING
Revenue Budget Adjustments/Transfers
As of 12/31/01**

	<u>Adopted Budget</u>	<u>Budget Adj/Transfers</u>	<u>Current Budget</u>
89000 OTHER FIN SOURCES			
89100 Proceeds/Fixed Assets	25,000	.	25,000
89400 Proceeds/Long-Term Debt		.	
89800 Incoming Transfers		123,405	123,405
Total Other Financing Sources	\$ 25,000	123,405	\$ 148,405
Total District Revenues	<u>\$ 116,789,886</u>	<u>\$ 6,064,037</u>	<u>\$ 122,853,923</u>

**STATE CENTER COMMUNITY COLLEGE DISTRICT
GENERAL FUND - ALL FUNDING
Expenditure Budget Adjustments/Transfers
As of 12/31/01**

	<u>Adopted Budget</u>	<u>Budget Adj/Transfers</u>	<u>Current Budget</u>
91000	ACADEMIC SALARIES		
91100	\$ 26,502,121	\$ 320,035	\$ 26,822,156
91200	11,424,210	699,277	12,123,487
91300	10,154,342	80,607	10,234,949
91400	2,165,282	(169)	2,165,113
	50,245,955	1,099,750	51,345,705
92000	CLASSIFIED SALARIES		
92100	19,257,317	740,307	19,997,624
92200	803,557	(1,041)	802,516
92300	5,099,399	(48,026)	5,051,373
92400	501,428	1,818	503,246
	25,661,701	693,058	26,354,759
93000	BENEFITS		
93100	3,142,167	122,053	3,264,220
93200			
93300	2,289,298	52,896	2,342,194
93400	8,424,969	225,401	8,650,370
93500	57,586	7,298	64,884
93600	961,442	29,238	990,680
93700	406,733	11,509	418,242
93900	273,865	4,600	278,465
	15,556,060	452,995	16,009,055
94000	SUPPLIES & MATERIALS		
94200	184,692	(12,420)	172,272
94300	1,192,732	418,738	1,611,470
94400	2,117,874	293,650	2,411,524
94500	181,997	23,957	205,954
94600	15,500	(15,500)	
	3,692,795	708,425	4,401,220

**STATE CENTER COMMUNITY COLLEGE DISTRICT
GENERAL FUND - ALL FUNDING
Expenditure Budget Adjustments/Transfers
As of 12/31/01**

	<u>Adopted Budget</u>	<u>Budget Adj/Transfers</u>	<u>Current Budget</u>
95000 OTHER OPER EXPENSES			
95100 Utilities	4,233,696	52,533	4,286,229
95200 Rents, Leases and Repairs	1,977,699	287,346	2,265,045
95300 Mileage & Allowances	1,392,934	349,401	1,742,335
95400 Dues & Memberships	155,806	8,157	163,963
95500 Pers. & Cons. Services	2,635,544	422,287	3,057,831
95600 Insurance	621,761	13,404	635,165
95700 Advertising & Printing	1,626,101	239,972	1,866,073
95900 Other	1,114,033	(69,887)	1,044,146
Total	<u>13,757,574</u>	<u>1,303,213</u>	<u>15,060,787</u>
96000 CAPITAL OUTLAY			
96100 Sites	-	-	-
96200 Site Improvement	91,257	127,144	218,401
96300 Buildings	-	2,000	2,000
96400 Bldg Renov & Improvements	701,621	498,431	1,200,052
96500 New Equipment	2,471,527	953,459	3,424,986
96600 Replacement Equipment	730,622	(144,831)	585,791
96700 Lease Bldgs & Equipment	26,800	(25,500)	1,300
96800 Library Books	103,230	34,149	137,379
Total	<u>4,125,057</u>	<u>1,444,852</u>	<u>5,569,909</u>
Total General Fund Expenditures	<u>\$ 113,039,142</u>	<u>\$ 5,702,293</u>	<u>\$ 118,741,435</u>
97000 OTHER OUTGO			
97100 Debt Service	-	-	-
97200 Intrafund Transfers	-	163,500	163,500
97300 Interfund Transfers	1,778,500	(163,500)	1,615,000
97500 Student Financial Aid	9,200	2,650	11,850
97600 Other Payments/Students	31,724	530,470	562,194
97900 Contingencies	1,834,457	(211,989)	1,622,468
Total Other Outgo	<u>\$ 3,653,881</u>	<u>\$ 321,131</u>	<u>\$ 3,975,012</u>
Total District Expenditures	<u>\$ 116,693,023</u>	<u>\$ 6,023,424</u>	<u>\$ 122,716,447</u>

SUMMARY OF INTER-FUND 'TRANSFERS'*

<u>Transfer from Fund</u>	<u>Transfer to Fund</u>	<u>Amount</u>	<u>Description</u>
General Fund	Capital Projects	\$235,000	Scheduled Maintenance & Repair Match
General Fund	Capital Projects	\$170,000	RC Elevator Project
General Fund	Capital Projects	\$ 25,000	Dorm Shower Project
RC Co-Curricular	General Fund	\$ 82,000	RC Baseball Field Upgrade
General Fund	FCC Co-Curricular	\$ 36,250	Co-Curricular Transfer

*Actual checks written between funds

SUMMARY OF INTER-FUND 'TRANSFERS'*

<u>Transfer from Fund</u>	<u>Transfer to Fund</u>	<u>Amount</u>	<u>Description</u>
General Fund	Capital Projects	\$235,000	Scheduled Maintenance & Repair Match
General Fund	Capital Projects	\$170,000	RC Elevator Project
General Fund	Capital Projects	\$ 25,000	Dorm Shower Project
RC Co-Curricular	General Fund	\$ 82,000	RC Baseball Field Upgrade
General Fund	FCC Co-Curricular	\$ 36,250	Co-Curricular Transfer

*Actual checks written between funds

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Accept Construction
Project, WAN/LAN Project, Phase I,
Districtwide

ITEM NO. 02-28

EXHIBIT: None

Background:

The WAN/LAN Project, Phase I, Districtwide, is now substantially complete and ready for acceptance by the Board of Trustees.

Recommendation :

It is recommended that the Board of Trustees:

- a) accept the WAN/LAN Project, Phase I, Districtwide; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Accept Maintenance
Lighting Retrofit, Districtwide

ITEM NO. 02-29

EXHIBIT: None

Background:

The project for Lighting Retrofit, Districtwide, is now substantially complete and ready for acceptance by the Board of Trustees.

Recommendation :

It is recommended that the Board of Trustees:

- a) accept the project for Lighting Retrofit, Districtwide; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Accept Construction
Project, Restroom Modifications,
Fresno City College

ITEM NO. 02-30

EXHIBIT: None

Background:

The Restroom Modifications Project, Fresno City College, is now substantially complete and ready for acceptance by the Board of Trustees.

Recommendation :

It is recommended that the Board of Trustees:

- a) accept the Restroom Modifications Project, Fresno City College; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Accept Maintenance
Project, High Voltage Feeders,
Fresno City College and Reedley College

ITEM NO. 02-31

EXHIBIT: None

Background:

The High Voltage Feeders Project, Fresno City College and Reedley College, is now substantially complete and ready for acceptance by the Board of Trustees.

Recommendation :

It is recommended that the Board of Trustees:

- a) accept the High Voltage Feeders Project, Fresno City College and Reedley College; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Accept Construction
Project, Computer Lab, Vocational Technical
Building, Reedley College

ITEM NO. 02-32

EXHIBIT: None

Background:

The Computer Lab Project, Vocational Technical Building, Reedley College, is now substantially complete and ready for acceptance by the Board of Trustees.

Recommendation :

It is recommended that the Board of Trustees:

- a) accept the Computer Lab Project, Vocational Technical Building, Reedley College; and
- b) authorize the Chancellor or Executive Vice Chancellor to file a Notice of Completion with the County Recorder.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration of Bids, Dormitory
Shower Repairs, Reedley College

ITEM NO. 02-33

EXHIBIT: None

Background:

Bid #0102-13 is for the labor and materials necessary to repair the existing dormitory showers at the Reedley College campus. The work of this project includes demolition of existing floors, plumbing, electrical systems, and installation of new ceramic tile, plumbing drain piping and electrical lighting. This project will be scheduled for completion in two phases so that shower facilities are available at all times on each floor. This bid was necessitated by the deteriorated condition of the existing shower facilities.

Funding for this project will be provided by a combination of State Scheduled Maintenance and Repair Program matching funds and locally funded capital project monies for Reedley College. The engineer's estimate for this project is \$41,700.00. Bids were received from three (3) contractors as follows:

<u>Bidder</u>	<u>Award Amount</u>
Mark Wilson Construction, Inc.	\$ 23,426.00
D & S Construction, Inc.	\$ 25,414.00
Nova Abatement & Construction Services, Inc.	\$ 36,090.00

Fiscal Impact:

\$11,713.00 - State Scheduled Maintenance and Repair Program matching funds

\$11,713.00 - Locally funded capital project monies for Reedley College

Recommendation:

It is recommended that the Board of Trustees award Bid #0102-13, in the amount of \$23,426.00 to Mark Wilson Construction, Inc., the lowest responsible bidder for Dormitory Shower Repairs at Reedley College, and authorize the Chancellor or Executive Vice Chancellor-Administration and Finance to sign an Agreement on behalf of the District.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Appoint Legal Counsel
Position

ITEM NO. 02-34

EXHIBIT: None

Background:

The State Center Community College District advertised statewide to fill the position of Legal Counsel. A total of 23 completed applications were received and six individuals were invited for an interview. These interviews resulted in three candidates being invited back for a second interview on January 25, 2002. Based upon background checks and the interview process, the administration is recommending the Board appoint Eileen O'Hare as the District's Legal Counsel.

Ms. O'Hare offers expertise in several areas of law, including personnel, civil rights, labor and employment law, community college law and related litigation, collective bargaining and civil litigation. Ms. O'Hare has experience with bid requirements and contractual issues as they relate to facilities. She has extensive experience as a trial lawyer in state and federal courts and has handled numerous employment and personnel issues including terminations, grievances, labor arbitrations and hearings. In addition, Ms. O'Hare has conducted labor negotiations for several California school and community college districts.

Ms. O'Hare has appeared before the Governing Boards of Kern Community College District and West Hills Community College District and several other K-12 districts regarding labor negotiations, personnel questions, grievances and complaints.

When she graduated from law school, she began her practice in Los Angeles where she worked for a small litigation firm for approximately three and one half years, both before and after being admitted to the bar. In that firm she gathered extensive trial experience. In 1995 the firm of Lozano Smith recruited her to its office in Fresno. Over the last seven years she has gained experience with community colleges. During the last three years, most of her education law experience has been with community college districts.

Item No. 02-34
(continued)

Ms. O'Hare is an alumna of West Valley Community College in Saratoga. She received her Bachelors degree from California State University, San Jose in Service Agency Administration. She attended law school at King Hall School of Law at the University of California at Davis, and has served as a Senior Research Editor of the Law Review. During law school she gained significant courtroom experience by clerking at both the Yolo and Los Angeles County District Attorneys Offices. She was admitted to the bar in 1992 and began her legal career in private practice with the law firm of Mathews and Evans in the Los Angeles area. In between college and law school, Ms. O'Hare worked for the American Red Cross in Disaster Services.

Fiscal Impact:

A salary of \$96,480 from the District's General Fund. Funding has previously been included in the 2001-02 budget.

Recommendation:

It is recommended that the Board of Trustees appoint Eileen O'Hare as Legal Counsel with an effective starting date of March 18, 2002. Ms. O'Hare will be placed on the Management Salary Schedule Range 62, Step 5 (\$96,480.00).

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Approve Public
Information Campaign Consultant

ITEM NO. 02-35

EXHIBIT: None

Background:

In October 2001 the District conducted a public opinion survey to determine the public's awareness of State Center Community College District's Colleges and Centers and various current issues facing the District. Responses to several questions indicate that the public, while supportive of SCCCDC, is not fully aware of the District's programs and issues. Since the results of the survey, the administration has been working on a plan to provide increased information and awareness to the public of our Community College District.

In order to provide a coordinated public information campaign, which will increase the public's awareness of SCCCDC, assist in enhancing Districtwide enrollment, and more fully inform our constituents of various issues facing the District, a Request for Proposal was disseminated to qualified public information campaign consultants. The District received four responses to its RFP and interviewed three highly recognized and recommended firms. After concluding the interview process and review of the proposals, the administration recommends that the District enter into a contract with The Lew Edwards Group in the amount of \$100,000 for the purpose of conducting a public information campaign from February through July 2002. Of this sum, approximately \$70,000 will be used for various media buys, including a direct mailing campaign to communicate with our constituents. Approximately \$30,000 of this sum will be compensated to The Lew Edwards Group for their expertise and activities in developing the campaign and placing the media buys. This campaign will be coordinated through Dr. Patterson's office to ensure consistency with other public relations activities underway in the District.

Funding for the campaign will be from the District's General Fund. Based upon increased enrollment above 3% projected in the District's budget, additional apportionment funding will be available to underwrite the cost of the campaign.

Fiscal Impact:

\$100,000 – General Fund

Recommendation:

It is recommended that the Board of Trustees:

- a) authorize an Agreement with The Lew Edwards Group for the purpose of conducting a public information campaign at a total cost not to exceed \$100,000; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the Agreement on behalf of the District.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Public Hearing and Consideration of Resolution ITEM NO. 02-36
for Certification of Environmental Impact Report
for Willow/International Community College
Center Project

EXHIBIT: Resolution

Background:

For the past several months the District has been in the process of completing the necessary Environmental Impact Reports (EIRs) for the Willow/International Community College Center. The Draft Environmental Impact Report was completed in December and the District has responded to comments received as a result of the Draft EIR. In order to certify the Final Environmental Impact Report, which includes the responses to concerns identified in the Draft EIR, it is necessary to conduct a public hearing on the project.

A Notice of Public Hearing has been sent to the appropriate parties and properly posted. It is, therefore, appropriate for the Board of Trustees to conduct a public hearing on the proposed Willow/International Community College Center project at or as soon after 4:30 p.m. as possible.

After conducting the public hearing, it is appropriate for the Board to consider certifying the Final Environmental Impact Report, pursuant to the California Environmental Quality Act, and to approve the project. As the Board is aware, the project consists of the acquisition of 108.78 gross acres by the State Center Community College District and the development of a community college center on the site. It is anticipated that the college center will be developed in multiple phases over a 20-year (or longer) period and would serve approximately 10,000 students (6,500 FTE) in 2020. The actual timing of construction will be dependent upon enrollment growth and funding availability.

Fiscal Impact:

None

Recommendation:

It is recommended that the Board of Trustees:

- a) conduct a public hearing at 4:30 p.m. (or as soon thereafter as possible) on the proposed Willow/International Community College Center (project); and
- b) after completion of the public hearing, certify the Final Environmental Impact Report (Final EIR) pursuant to the California Environmental Quality Act, approve the project, and adopt Resolution No. 02-36, Findings and Statement of Overriding Considerations Pursuant to State CEQA Guidelines Sections 15091 and 15093.

**BEFORE THE BOARD OF TRUSTEES OF THE
STATE CENTER COMMUNITY COLLEGE DISTRICT
FRESNO COUNTY, CALIFORNIA**

In the Matter of)	RESOLUTION No. <u>02-36</u>
)	
WILLOW/INTERNATIONAL COMMUNITY COLLEGE CENTER)	A RESOLUTION CERTIFYING A FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING A MITIGATION REPORTING PROGRAM, MAKING WILLIAMSON ACT FINDINGS, AND APPROVING THE PROPOSED WILLOW/INTERNATIONAL COMMUNITY COLLEGE CENTER PROJECT

WHEREAS, the State Center Community College District (“District”) is in need of a site for a proposed new community college center campus to serve the long-term educational needs of northeast Fresno, Clovis, and the foothill and mountain communities of northeast Fresno County, which project site must be easily accessible and centrally-located for the present and future populations of said communities, able to receive urban services within the next five years without unreasonable costs, and allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District; and

WHEREAS, the District has proposed the Willow/International Community College Center project (“Project”) to meet those needs; and

WHEREAS, the Project includes the acquisition of 108.78 gross acres of real property and the development and operation of a community college center campus on the project site, which is located adjacent to the City of Fresno in north-central Fresno County and is bounded by the International Avenue alignment on the north, Willow Avenue on the east, the Behymer

Avenue alignment on the south, and Chestnut Avenue on the west ("Project Site"); and

WHEREAS, the college center would be developed in multiple phases over a 20-year (or longer) period. The Project would serve an estimated 1,500 students (750 full time equivalent [FTE]) in 2005, 7,500 students (4,000 FTE) in 2010, and 10,000 students (6,500 FTE) in 2020. The actual timing of construction will be dependent upon enrollment growth and funding availability; and

WHEREAS, the Project includes the construction of various buildings on the Project Site, including classrooms, administrative offices, a food service facility, a library/media center, a health center, a gymnasium, a locker/shower facility, a central plant, shop buildings, and a maintenance area, in addition to outdoor recreation /athletic facilities and on and off-site improvements necessary to serve the Project Site; and

WHEREAS, the Project Site generally consists of 40 acres of fallow agricultural land, 42 acres planted with vegetables, a 20-acre orange grove, and 6 ½ acres used for a truck parking and maintenance area for a sand and gravel business, which acreage contains a residence used as an office, two mobile homes, a pole barn , and two sheds; and

WHEREAS, a draft Environmental Impact Report ("EIR") for the proposed Project has been prepared to analyze and evaluate the environmental effects of the Project in accordance with the requirements of and pursuant to the California Environmental Quality Act ("CEQA") and the Guidelines for Implementation of the California Environmental Act (Cal. Code Regs., tit. 14, §§ 15000 et seq., the "State CEQA Guidelines"); and

WHEREAS, notice of the availability of the draft EIR for public review and comment was published on October 29, 2001 and was mailed to all interested parties, and to the owners

and residents of properties adjacent to the Project Site, on October 26, 2001; and

WHEREAS, on October 26, 2001, the District forwarded the draft EIR to the State Clearinghouse for distribution to those agencies which have jurisdiction by law with respect to the Project, and sought the comments of such agencies; and

WHEREAS, written comments were received on the draft EIR during its public review period; and

WHEREAS, the responses to those comments have been prepared and presented to this Board for its consideration as a part of the Final EIR ("FEIR") for the Project; and

WHEREAS, the FEIR consists of the Draft EIR dated October 2001, and the FEIR dated January 2002. The FEIR includes all comments received during the public comment period, the responses to those comments, and minor changes to the draft EIR; and

WHEREAS, on February 5, 2002 the FEIR was presented to and considered by this Board at a public hearing, following notice duly and regularly given as required by law, and all interested persons expressing a desire to comment thereon, or object thereto, were given the opportunity to do so; and

WHEREAS, by this Resolution, the District, as the lead agency under CEQA for preparing the EIR and the entity responsible for developing the Project, desires to comply with the requirements of CEQA and the State CEQA Guidelines for the consideration, adoption and use of the EIR by the lead agency in connection with the approval of the Project; and

WHEREAS, the FEIR includes mitigation measures that reduce potentially significant impacts to a less than significant level; and

WHEREAS, California Public Resources Code section 21081.6 requires this Board to

adopt a reporting or monitoring program for the Project where mitigation measures are adopted in order to mitigate or avoid significant effects on the environment, and such a program is designed to insure compliance during Project implementation; and

WHEREAS, the mitigation reporting program for the Project, which program is set forth in the FEIR and incorporated herein by reference, addresses mitigation measures identified in the FEIR and fully complies with the requirements of California Public Resources Code section 21081.6 and will insure compliance with the mitigation measures identified in the FEIR; and

WHEREAS, a Phase I Environmental Site Assessment was conducted for the Project Site and a report on said assessment dated February 27, 2001 was prepared by the consulting firm of BSK & Associates; and

WHEREAS, said Phase I Environmental Site Assessment report recommended that no further investigation of the Project Site was required; and

WHEREAS, a 15.85-acre portion of the Project Site is the subject of an active California Land Conservation Contract between the owners of thereof and the County of Fresno, which contract was entered into pursuant to and is governed by the provisions of the California Land Conservation ("Williamson") Act found at California Government Code section 51200, et seq.; and

WHEREAS, Government Code section 51291 requires that notice be given to the California Department of Conservation and to the County of Fresno regarding the District's proposed acquisition of the property which is subject to a Williamson Act contract, which notice was given by the District on December 3, 2001; and

WHEREAS, Government Code section 51292 requires this Board to make certain

findings before it may approve a project on land which is subject to a Williamson Act contract;
and

WHEREAS, this Board has been presented with information and evidence, which is contained in the administrative record of the proceedings for the approval of the Project, providing a basis for the Board to make the findings required by Government Code section 51292, which the Board has done herein; and

WHEREAS, this Board has conducted a public hearing on the proposed FEIR in accordance with law; and

WHEREAS, this Resolution sets forth the basis, following the public hearing, for the adoption of the proposed FEIR for the Project, for the adoption of a mitigation reporting program for the Project, for making the findings required by the Williamson Act, and for the approval of the Project; and

WHEREAS, it is in the best interests of the District to proceed with approval of the Project; and

WHEREAS, upon approval of this Resolution, the District shall be authorized to proceed with the Project in accordance with the substantive provisions set forth herein.

NOW, THEREFORE, IT IS RESOLVED, DETERMINED AND ORDERED by the Board of Trustees of the State Center Community College District as follows:

Section 1. The Board of Trustees of the District finds and determines that the foregoing recitals are true and correct.

Section 2. The Board of Trustees hereby certifies that

(A) the FEIR has been completed in compliance with CEQA and the State CEQA

Guidelines; and

- (B) the FEIR was presented to this Board and the Board has reviewed and considered the information contained in the FEIR prior to approving the Project; and
- (C) the FEIR reflects the District's and this Board's independent judgment and analysis.

Section 3. The Board hereby incorporates into the Project all mitigation measures set forth in the FEIR and authorizes their implementation. The Mitigation Reporting Program for the Project, prepared in compliance with the requirements of California Public Resources Code section 21081.6 and set forth in the FEIR, is hereby approved and adopted.

Section 4. The Board hereby makes the findings required by Section 15091 of the State CEQA Guidelines. Said findings are attached hereto as Exhibit "A," entitled "Findings and Statement of Overriding Considerations Pursuant to State CEQA Guidelines Sections 15091 and 15093," and incorporated herein by this reference.

Section 5. The Board hereby finds that certain remaining significant unavoidable adverse environmental effects resulting from the implementation of the Project have been identified in the FEIR and such effects cannot be avoided or substantially lessened. CEQA and the State CEQA Guidelines require the Board to balance the benefits of the Project against its unavoidable adverse impacts in determining whether to approve the Project. The Board hereby finds that benefits of the Project outweigh its unavoidable environmental effects for the specific reasons set forth in Exhibit "A" and such effects therefore are found to be "acceptable" within the meaning of the State CEQA Guidelines.

///

Section 6. The Office of the District's Executive Vice Chancellor for Business and Finance, located at 1525 East Weldon Avenue, Fresno, California 93704, is hereby designated as the custodian of the public record with respect to the Project.

Section 7. Pursuant to Government Code section 51292 ("required findings for location of public improvement in agricultural preserve"), the Board finds:

- (A) The District's decision to locate the Project on the Project Site is not based primarily on a consideration of the lower cost of acquiring land in an agricultural preserve, as acknowledged by the California Department of Conservation in its letter to the District of December 21, 2001; rather, as set forth in the FEIR and in the District's letter to the California Department of Conservation which is attached hereto as Exhibit "B" and incorporated herein by this reference, the District has engaged in a comprehensive analysis of alternative project sites and determined that the subject property is the optimum site in terms of meeting the District's objectives for the Project; and
- (B) For the reasons set forth in the FEIR and in Exhibit "B," that there is no other land within or outside the agricultural preserve on which it is reasonably feasible to locate the Project.

Section 8. The proposed Willow/International Community College Center Project and Project Site are approved and District staff and consultants are authorized and directed to take all steps necessary or convenient to carry out the Project in accordance with the FEIR, the MRP, and the findings attached hereto, but subject to receiving final approval of the Project from the Board of Governors of the California Community Colleges and receiving such other

approvals and permits as may be necessary or convenient for the Project.

Section 9. The District's Chancellor, or her designee, are authorized and directed to file a Notice of Determination for the Project in accordance with CEQA and the State CEQA Guidelines.

Section 10. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 5th day of February, 2002 by the following vote:

AYES: _____

NOES: _____

ABSENT OR NOT VOTING: _____

Phillip J. Forhan
President, Board of Trustees

CERTIFIED TO BE A TRUE
AND CORRECT COPY:

Ron Manfredi
Secretary of the Board of Trustees

APPROVED AS TO LEGAL FORM:
LOZANO SMITH

By  _____
Counsel for District

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EXHIBIT "A"

Findings and Statement of Overriding Considerations Pursuant to State CEQA Guidelines Sections 15091 and 15093

SECTION I: Introduction

This Exhibit contains findings and other information adopted by the State Center Community College District Board of Trustees ("Board") in accordance with the California Environmental Quality Act ("CEQA") and State CEQA Guidelines Sections 15091 and 15093 in approving the Willow/International Community College Center ("project").

SECTION II: State CEQA Guidelines Section 15091 Findings

Pursuant to State CEQA Guidelines Section 15091, the District shall not approve or carry out the project unless the Board makes one or more written findings for each significant effect identified in the EIR accompanied by a brief explanation of the rationale for each finding. The possible findings are:

1. Changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effect as identified in the Final EIR.
2. Such changes or alterations are within the responsibility and jurisdiction of another public agency and not the agency making the finding. Such changes have been adopted by such other agency or can and should be adopted by such other agency.
3. Specific economic, legal, social, technological or other considerations, including provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or project alternatives identified in the Final EIR.

The Board finds that the Section 15091 findings can be made for the significant effects identified in the Final EIR. Appendix 1 to this Exhibit lists the specific finding or findings that are applicable to each significant effect. Also included in Appendix 1 is a reference to the source of information that supports the rationale for each finding. These information sources are hereby incorporated in the findings by reference. The information sources used as a basis for the findings can be reviewed in the office of Jon Sharpe, Executive Vice Chancellor, 1525 E. Weldon Avenue, Fresno, CA 93704, telephone (559) 244-5910.

SECTION III: State CEQA Guidelines Section 15091(a)(3) Alternatives Findings

Pursuant to State CEQA Guidelines Section 15091(a)(3), this section presents specific economic, legal, social, technological or other considerations identified by the Board, which make infeasible the project alternatives identified in the Final EIR.

No Project Alternative/Existing Use

The No Project/Existing Use alternative assumes that the community college center project would not be built, either on the project site, or on the alternative sites, and that the proposed 109-acre project site would retain its existing agricultural land use.

The Board finds that this alternative is infeasible for the following reasons:

1. The No Project/Existing Use alternative would not meet District's basic objectives in proposing the project, which are to:
 - Provide community college facilities and a campus site large enough to serve the long-term educational needs of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County.
 - Provide community college facilities that are easily accessible and centrally located for the present and future populations of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County;
 - Provide a campus site that can be provided with urban services within the next five years without unreasonable costs; and
 - Provide a campus that will allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District (Draft EIR Chapters 2 and 21).
2. Although the No Project/Existing Use alternative would avoid all of the significant impacts of the project, it would result in significant adverse impacts by adversely impacting existing community college facilities. Fresno City College is currently operating substantially in excess of current capacity. The current Clovis Center, operating in leased facilities, cannot accommodate additional students. Not constructing the proposed project would cause Fresno City College to become even more overcrowded. Such overcrowding would not only be educationally detrimental to the students attending the facilities, but it would also result in physical environmental impacts to the area surrounding City College with respect to increased traffic congestion, parking shortages, and associated noise and air pollution. The longer vehicle trips required for northeast Fresno and Clovis community college students to travel to Fresno City College would increase regional air pollution and the use of fossil fuels.

No Project Alternative/Single Family Residential

The No Project/Single Family Residential (SFR) alternative assumes that the site would be developed with single family residences at a density of about 4.5 units per acre. Development of the 109-acre site at a density of 4.5 units per acre would yield 490 single family units. (The rationale for this development assumption for the No Project Alternative is given in Draft EIR Chapter 21.)

The Board finds that this alternative is infeasible for the following reasons:

1. The No Project/SFR alternative would not meet District's basic objectives in proposing the project, which are to:
 - Provide community college facilities and a campus site large enough to serve the long-term educational needs of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County.
 - Provide community college facilities that are easily accessible and centrally located for the present and future populations of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County;
 - Provide a campus site that can be provided with urban services within the next five years without unreasonable costs; and
 - Provide a campus that will allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District (Draft EIR Chapters 2 and 21).
2. The No Project/SFR alternative would not avoid the significant unavoidable impact of the project (the loss of agricultural land) or the cumulative impacts to the Herndon Avenue corridor and the Freeway 41 and 168 interchanges. (Draft EIR Chapter 21).
3. The No Project/SFR alternative would result in significant adverse impacts in addition to those resulting from the project by adversely impacting existing community college facilities. Fresno City College is currently operating substantially in excess of current capacity. The current Clovis Center, operating in leased facilities, cannot accommodate additional students. Not constructing the proposed project would cause Fresno City College to become even more overcrowded. Such overcrowding would not only be educationally detrimental to the students attending the facilities, but it would also result in physical environmental impacts to the area surrounding City College with respect to increased traffic congestion, parking shortages, and associated noise and air pollution. The longer vehicle trips required for northeast Fresno and Clovis community college students to travel to Fresno City College would increase regional air pollution and the use of fossil fuels. (Draft EIR Chapters 2 and 21).

Expansion of Existing Clovis Center Alternative

The existing Clovis Center operates in leased buildings on a 6.27-acre site. The Clovis Center Expansion (CCE) alternative would consist of the acquisition of vacant land to the north of the Center between Peach and Villa Avenues to create a 53-acre site (Draft EIR Chapter 21).

The Board finds that this alternative is infeasible for the following reasons:

1. The CCE alternative would only partially meet the objective of providing community college facilities that are easily accessible and centrally located for the present and future populations of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County. Although the alternative site would be centrally located, the site would not be easily accessible. Access to the Herndon Expressway is prohibited and locating an adequate number of access points may be difficult because the site has limited street frontage on Peach Avenue and the surrounding area is partially developed. Developing adequate travel and turn lanes could involve taking land from property that is already developed. Traffic congestion could also be expected along the Peach Avenue frontage because extensive commercial development is planned for the area (Site Selection Study and Draft EIR Chapter 21).
2. The CCE alternative would not meet the objective of providing community college facilities and a campus site large enough to serve the long-term educational needs of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County. The alternative site would be only 53 acres in size, as compared to the 109-acre project site. As stated in the Site Selection Study, “. . . even with multi-story buildings and parking structures, it is unlikely Site EC could accommodate the significant long-term enrollment growth anticipated from the Clovis and northeast Fresno areas” (Site Selection Study and Draft EIR Chapter 21).
3. The CCE alternative would not meet the objective providing a campus that will allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District. No Clovis Unified school facilities are located near the CCE alternative site (Draft EIR Chapter 21).
4. The CCE alternative site could result in significant adverse impacts with respect to land use compatibility, aesthetics and noise (potential for multi-story buildings and parking structures near single family residences); and traffic (lack of accessibility due to limited major street frontage) (Site Selection Study and Draft EIR Chapter 21).
5. The CCE alternative site would not avoid cumulative traffic impacts to the Herndon Avenue corridor or the SR 168 interchanges (Draft EIR Chapter 21).

DeWolf/SR 168/Shepherd Alternative Site

The DeWolf/SR 168/Shepherd (D/168/S) alternative site is a triangularly shaped area of approximately 300 acres bounded by DeWolf Avenue on the west, State Route 168 on the southeast and Shepherd Avenue on the north (see Draft EIR Figure 21-1). Citrus orchards

occupy the 300-acre area. The alternative site area is much larger than the 75-125 acres needed for the project. Therefore, some flexibility exists for the location of a 75-125 acre campus site within the alternative site area (Draft EIR Chapter 21).

The Board finds that this alternative is infeasible for the following reasons:

1. The D/168/S alternative would only partially meet the objective of providing community college facilities that are easily accessible and centrally located for the present and future populations of northeast Fresno, Clovis and the foothill and mountain communities of northeast Fresno County. Although the alternative site would be easily accessible via SR 168 and Shepherd Avenue, it would not be centrally located because it is located on the eastern edge of where most existing and future students attending the site would reside (Draft EIR Chapter 21).
2. As stated in the Site Selection Study, "No water, sewer, or storm drainage facilities exist near Site NE-1, and it is unlikely they will be extended to the area within the next five years unless the SCCCDCD pays the substantial costs of extending the facilities." Therefore, the D/168/S alternative would not provide a campus site that will be able to be provided with urban services within the next five years without unreasonable costs (Draft EIR Chapter 21)..
3. The D/168/S alternative would not meet the objective providing a campus that will allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District. No Clovis Unified school facilities are located near the D/168/S alternative site. In the future, it is possible that Clovis Unified schools could be located proximate to the alternative site. However, based upon current conditions, the objective would not be met (Draft EIR Chapter 21).
4. The development of the D/168/S alternative site would have a greater impact than the project site with respect to air emissions and fossil fuel use (due to longer vehicle trips), public utilities and services (substantial improvements/extensions necessary), and growth-inducing impacts (Draft EIR Chapter 21).

SECTION IV: State CEQA Guidelines Section 15093 Statement of Overriding Considerations

State CEQA Guidelines Section 15093 requires the Board to balance the economic, legal, social, technological or other benefits of the proposed project against its unavoidable environmental risks when determining whether to approve the project. If the benefits of the project outweigh the unavoidable adverse environmental effects, the adverse environmental effects may be considered acceptable.

Significant Unavoidable Impacts of the Project

Significant unavoidable impacts are impacts that cannot be feasibly mitigated to a less than significant level. The project would result in one significant unavoidable impact:

- Conversion of 65 acres of Prime Farmland and 32 acres of Farmland of Statewide Importance to non-agricultural use (Draft EIR Chapter 5).

A cumulative impact is an impact created as a result of the combination of the project evaluated in the EIR together with other projects causing related impacts. The project will make a significant contribution to the following significant unavoidable cumulative impacts:

- Cumulative traffic impacts to the Herndon Avenue corridor and State Route 41 and 168 ramp intersections (Draft EIR Chapters 9 and 20).
- Loss of agricultural land (Draft EIR Chapter 20).

Statement of Overriding Considerations

The Board finds that the benefits of the proposed project, as described below, outweigh the unavoidable adverse environmental effects of the project.

Benefit 1: Prevention of Further Overcrowding of Existing Facilities

Fresno City College is currently operating substantially in excess of current capacity. The current Clovis Center, operating in leased facilities, cannot accommodate additional students. Not constructing the proposed project would cause Fresno City College to become even more overcrowded, which would be detrimental to the educational programs at the facilities and prevent a substantial number of District students from being adequately served (Draft EIR Chapter 21).

Benefit 2: Prevention of Increased Environmental Impacts at Existing Facilities

Increased overcrowding at Fresno City College would increase physical environmental impacts to the area surrounding City College with respect to increased traffic congestion, parking shortages, and associated noise and air pollution. The longer vehicle trips required for northeast Fresno and Clovis community college students to travel to Fresno City College would increase regional air pollution and the use of fossil fuels (Draft EIR Chapter 21).

Benefit 3: Provision of Community College Facilities in the Area of Greatest Need

Geographically, the greatest need for new community college facilities is in the northeast Fresno and Clovis areas of the District. The reasons for this are as follows (Draft EIR Chapter 2):

- Northeast Fresno and Clovis have been the fastest growing portions of the metropolitan area during the past twenty years. From 1980-2000, the population of the Clovis Unified School District, which covers most of northeast Fresno and Clovis, has grown from 59,400 to 142,700, a 140 percent increase.
- Substantial development will likely continue to occur during the next decade in northeast Fresno and Clovis as (1) the Woodward Park area in the City of Fresno builds out, (2) the Herndon-Shepherd Specific Plan area in the City of Clovis

continues its rapid development, (3) the Copper River Ranch project starts developing and (4) the Millerton Specific Plan area starts developing.

Benefit 4: Collaborative Use of Appropriate Facilities and Programs with the Clovis Unified School District

The project site is located adjacent to the site of the Clovis Unified School District's planned Third Educational Center, which will include a high school, intermediate school and related recreational, cultural and athletic facilities. In fulfillment of the District's stated objective, the District will be coordinating with Clovis Unified in order to provide programs and facilities linkages that will be beneficial to both districts (Draft EIR Chapter 2).

Other Considerations Related to Significant Unavoidable Impacts:

- The loss of agricultural land on the project site would almost surely occur in the near future whether or not the project is approved. The current plan designation for the site is agriculture/*urban reserve* (emphasis added), and the City of Fresno's proposed 2025 General Plan designates the project site for urban residential development. The site is within the rapidly growing Woodward Park Community Plan area and is adjacent to existing urban development on its west side. Urban development plans have been approved adjacent to the north and south sides of the site, and almost all remaining large parcels in the Woodward Park Community Plan area have had residential subdivision proposals submitted (Draft EIR Chapters 3, 5 and 19).
- The Draft EIR evaluated cumulative traffic conditions in 2005, 2010 and 2020, and projected significant unavoidable cumulative impacts for the Herndon Avenue corridor and certain State Route 41 and 168 ramp intersections based upon the implementation of approved land use plans in the area. Although these cumulative impacts are of concern, these transportation facilities would be significantly impacted with or without the project, and the project's incremental contributions to the impacts are relatively small. Construction of the project to serve the northeast Fresno and Clovis areas will act to reduce existing trips south to Fresno City College on impacted transportation facilities and prevent future trips south to Fresno City College as the area continues to grow in accordance with adopted plans (Draft EIR Chapters 9 and 20).

**APPENDIX 1 TO
EXHIBIT "A"**

**State CEQA Guidelines Section 15091 Findings
Willow/International Community College Center**

Land Use and Public Land Use Policy

Impact 3.1: The project is inconsistent with existing land use plans.

Mitigation Measures

- 3.1(a) The District shall submit to the City of Fresno a request for a plan amendment to designate the project site as a public facility/community college center in the Woodward Park Community Plan and the 2025 Fresno General Plan. The project shall comply with the major street landscaping and setback policies of the Woodward Park Community Plan.
- 3.1(b) Concurrent with the plan amendment request, the District shall submit to the City of Fresno an application to annex the entire project site and an application to rezone the project site to a zone district that would permit the project.
- 3.1(c) When a site plan is available for the project, the District shall submit to the City of Fresno an application for a conditional use permit.
- 3.1(d) The District may choose to invoke the provisions of Government Code Section 53094, under which the District may exempt itself from City zoning requirements. If a conditional use permit application is not submitted to the City of Fresno, the District shall consult with the City on the amount and timing of fee payments for infrastructure.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measures 3.1(a) (b) and (c) are partially within the responsibility and jurisdiction of another public agency (the City of Fresno and Fresno LAFCo [for the annexation]).

Rationale for finding: Mitigation Measures 3.1(a) through (d) have been incorporated into the project by the District. The District will submit the applications specified in the mitigation measures (except if 3.1(d) is invoked); however, the City of Fresno and Fresno LAFCo (for the annexation) have the authority to approve the applications.

Reference to record: Draft EIR Chapter 3, Final EIR Chapter 4.

Impact 3.2: The project may be incompatible with adjacent land uses.

Mitigation Measures

- 3.2 The District shall implement the mitigation measures recommended in subsequent chapters of this EIR for traffic, noise, air quality, and aesthetics.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: The mitigation measures in the traffic, noise, air quality, and aesthetics chapters have been incorporated into the project by the District.

Reference to record: Draft EIR Chapters 3, 8, 9, 10 and 11.

Geology, Soils, and Seismic Hazards

Impact 4.1: Structures on the project site may be exposed to geologic or seismic hazards (not significant).

Mitigation Measure

Existing Regulation: The project must be constructed in conformance with the Zone 3 seismic regulations contained in Title 24 of the California Code of Regulations.

Finding

Compliance with existing regulations will ensure that this impact will be less than significant. Therefore, no finding is required.

Reference to record: Draft EIR Chapter 4.

Impact 4.2: Soil conditions on the project site must be remedied prior to construction (not significant).

Mitigation Measure

Existing Regulation: The Division of the State Architect (DSA) will require the District to prepare a geotechnical investigation for the project site, which will address on-site soils conditions as they relate to proposed construction. DSA will require the District to incorporate in the project plans any measures identified in the investigation as necessary to properly prepare the site for construction.

Finding

Compliance with existing regulations will ensure that this impact will be less than significant. Therefore, no finding is required.

Reference to record: Draft EIR Chapter 4.

Agricultural Resources

Impact 5.1: The project will convert 65 acres of Prime Farmland and 32 acres of Farmland of Statewide Importance to non-agricultural use.

Mitigation Measures

There are no mitigation measures that would prevent the loss of agricultural land on the project site.

Finding

The loss of agricultural land is considered a significant unavoidable impact. Therefore, the finding is hereby made that specific economic, legal, social, technological or other considerations make infeasible the project alternatives identified in the Final EIR.

Rationale for finding: See Section III of Exhibit "A" for a description of the specific considerations that make the project alternatives infeasible. Also, please refer to Section IV of Exhibit "A" (Statement of Overriding Considerations) for a discussion of why the benefits of the project outweigh the significant unavoidable impacts.

Reference to record: Draft EIR Chapter 5.

Impact 5.2: The project may conflict with existing agricultural zoning or Williamson Act Contracts (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 5.

Impact 5.3: The project may be incompatible with nearby agricultural uses (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 5.

Biological Resources

Impact 6.1: The project may disturb active raptor nests during construction.

Mitigation Measure

- 6.1 A qualified ornithologist shall conduct a pre-construction survey for nesting raptors within 30 days of the onset of construction, if construction is to occur during the nesting season (February through July). If nesting raptors are identified on the site, then the ornithologist shall, in consultation with the California Department of Fish and Game, establish a construction-free setback around the nest. This setback shall be fenced and construction equipment and workmen shall not enter the enclosed setback until the conclusion of the breeding season. (No mitigation is required if raptors are not nesting on the site at the time of the pre-construction survey.)

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 6.1 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 6.

Impact 6.2: The project may result in a loss of habitat for special status plant species (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 6.

Impact 6.3: The project may result in a loss of habitat for special status animal species (not significant).

Mitigation Measures

Except for potential impacts to nesting raptors, which are addressed under Impact 6.1, potential impacts to special status animal species are considered less than significant. Therefore, no mitigation measures are required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 6.

Impact 6.4: The project may result in a loss of habitat for native wildlife (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 6.

Impact 6.5: The project may interfere with the movement of native wildlife (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 6.

Impact 6.6: The project may disturb federally protected wetlands and other jurisdictional waters (not significant).

Mitigation Measures

No mitigation would be required for impacts to areas identified as wetlands per the requirements of CEQA. The District is advised, however, to have a wetland delineation and hydrologic analysis of the site completed. This information should then be submitted to the USACE and the California Regional Water Quality Control Board with a request that these agencies formally determine if the wetlands in question are subject to one or both of their jurisdictions. If one or both agencies make a claim of jurisdiction, then the District must comply with state or federal law regulating the discharge of fill into these wetlands.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 6.

Cultural Resources

Impact 7.1: Project construction activities could result in the loss of subsurface cultural or paleontological resources from the project site.

Mitigation Measures

- 7.1(a) All contractors and subcontractors for the project shall be informed, in writing, of the possibility that cultural or paleontological resources may be discovered during project activities. If any cultural or paleontological materials are uncovered during project activities, work in the area or any area reasonably suspected to overlie adjacent remains shall halt until a professional evaluation and/or data recovery excavation can be planned and implemented. Appropriate measures to protect remains from accidents, looting, and vandalism shall be implemented immediately.
- 7.1(b) After they have been professionally recorded in their place of discovery, archaeological or paleontological materials shall be transferred to an appropriate regional repository for preservation, research, and/or use in interpretive exhibits.
- 7.1(c) If human remains are discovered, the Fresno County Coroner must be notified immediately. The Coroner has two working days to examine the remains and 24 hours to notify the Native American Heritage Commission (NAHC) if the remains are Native American (Health and Safety Code Section 7050.5). Once the NAHC is notified, the procedures set forth in CEQA Guidelines Section 15064.5(d) and Public Resources Code Section 5097.98 shall be followed.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 7.1(a), (b) and (c) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 7.

Aesthetics

Impact 8.1: The project will increase light and glare in the project vicinity.

Mitigation Measures

- 8.1(a) All parking area lighting shall be full cut-off type fixtures. A full cut-off type fixture is a luminaire or light fixture that, by design of the housing, does not allow any light dispersion or direct glare to shine above a 90 degree horizontal plane from the base of the fixture. Full cut-off type fixtures must be installed in a horizontal position as designed
- 8.1(b) All external signs and lighting shall be lit from the top and shine downward except where uplighting is required for safety or security purposes. The lighting shall be shielded to prevent direct glare and/or light trespass. The lighting shall also be, as much as physically possible, contained to the target area.
- 8.1(c) Exterior building lighting for building or security or aesthetics shall be full cut-off or a shielded type designed to minimize any upward distribution of light.
- 8.1(d) Non-essential lighting shall be turned off by 10:00 p.m., leaving only the necessary lighting for site security.
- 8.1(e) As necessary, physical barriers, including walls, plant materials and/or landscaped berms shall be provided to minimize the impact of light and glare on adjacent property.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 8.1(a) through (e) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 8, Final EIR Chapter 4.

Impact 8.2: The project will alter the visual character of the site (not significant).

Mitigation Measure

Although this impact is considered less than significant, the following measure is included to ensure design/aesthetic consultation with the City of Fresno and interested parties:

- 8.2 The District shall consult with the City of Fresno and other interested parties during the site planning process to ensure that the buildings and site design are architecturally and aesthetically appropriate for the area.

Finding

Since this impact is not considered significant, no finding is required. However, the District will implement Mitigation Measures 8.2 to further reduce this impact.

Reference to record: Draft EIR Chapter 8, Final EIR Chapter 4.

Traffic and Transportation

Impact 9.1: Operation of the campus in 2005 will result in additional traffic on the area street system, contributing to projected conditions in excess of adopted standards.

Mitigation Measures

The District's participation in the following mitigation measures shall be proportionate to the impact of the campus, within the limits of funding availability.¹ All street improvements listed below shall be made in accordance with the standards and requirements of the governmental agency with jurisdiction over the improvements.

- 9.1(a) The District shall participate in the cost of signaling the following intersections:
- 12. Willow/Nees
 - 13. Willow/Shepherd
 - 15. Willow/Behymer
 - 16. Willow/International
 - 17. Willow/Copper
 - 19. Friant/Millbrook
 - 29. Minnewawa/Shepherd
- 9.1(b) The District shall contribute to the cost of unfunded improvements at the NB SR 41/Friant Road intersection.
- 9.1(c) The District shall contribute to the cost of adding a third southbound lane at the Friant Road/Shepherd Avenue intersection.
- 9.1(d) The District shall contribute to the cost of regional improvements to the Herndon Avenue corridor.
- 9.1(e) The District shall contribute to the cost of widening Willow Avenue from Herndon Avenue to Shepherd Avenue.
- 9.1(f) The District shall contribute to the cost of adding a lane to the northbound SR 41/Herndon off-ramp.
- 9.1(g) The District shall contribute to the cost of adding a lane to the eastbound SR 168/Shaw off-ramp.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact,² except for the NB SR 41/Herndon Avenue and the EB SR 168/Shaw Avenue intersections, which will be dependent upon future improvement plans and funding mechanisms. Therefore, mitigation for these intersections cannot be assured at this time.

¹ Note: SCCCDC is a public agency that exists for the purpose of providing community college services and facilities to the community. The funding that a community college district may receive from state and local sources for off-site transportation improvements is uncertain and usually limited. (The state currently does not provide funding for noncontiguous off-site transportation improvements). The District will endeavor to provide adequate funding for transportation improvements. However, if funding were not available for the District's share of a particular improvement, the impact would not be reduced to a less than significant level if the improvement could not be constructed due to the lack of a District contribution.

² See footnote 1.

Rationale for finding: See Section III of Exhibit "A" for a description of the specific considerations that make the project alternatives infeasible. Also, please refer to Section IV of Exhibit "A" (Statement of Overriding Considerations) for a discussion of why the benefits of the project outweigh the significant unavoidable impacts.

Reference to record: Draft EIR Chapter 9; Final EIR Chapter 4.

Impact 9.2: Operation of the campus in 2010 will result in additional traffic on the area street system, contributing to projected conditions in excess of adopted standards.

Mitigation Measures

The District's participation in the following mitigation measures shall be proportionate to the impact of the project, within the limits of funding availability.³ All street improvements listed below shall be made in accordance with the standards and requirements of the governmental agency with jurisdiction over the improvements.

9.2(a) The District shall participate in the cost of widening Willow Avenue, Shepherd Avenue and Copper Avenue.

9.2(b) The District shall participate in the cost of modifying the following signalized intersections:

12. Willow/Nees
13. Willow/Shepherd
15. Willow/Behymer
16. Willow/International
17. Willow/Copper
18. Friant/Shepherd
19. Friant/Millbrook
21. Perrin/Shepherd

9.2(c) The District shall participate in the cost of signalizing and increasing the capacity of the following unsignalized intersections:

- 14 Willow/Perrin
20. Friant/Willow
22. Maple/Shepherd
23. Maple/International
24. Maple/Behymer
25. Chestnut/Copper
26. Chestnut/International
27. Chestnut/Behymer
28. Minnewawa/Behymer
29. Minnewawa/International

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact,⁴ with the exception of the NB SR 41/Herndon, EB SR 168/Bullard, EB SR 168/Shaw and Willow/Herndon intersections. Since the

³ See footnote 1.

⁴ See footnote 1.

mitigation of these intersections is dependent upon future improvement plans and funding mechanisms, mitigation cannot be assured at this time.

Rationale for finding: See Section III of Exhibit "A" for a description of the specific considerations that make the project alternatives infeasible. Also, please refer to Section IV of Exhibit "A" (Statement of Overriding Considerations) for a discussion of why the benefits of the project outweigh the significant unavoidable impacts.

Reference to record: Draft EIR Chapter 9.

Impact 9.3: Full development of the campus in 2020 will contribute to projected conditions on regional facilities in excess of adopted standards.

Mitigation Measures

The District's participation in the following mitigation measures shall be proportionate to the impact of the project, within the limits of funding availability.⁵

- 9.3(a) The District shall contribute its fair share to the cost of regional improvements to Friant Road and Herndon Avenue, including improvements to the SR 41/Herndon Avenue and SR41/ Friant Road ramp intersections.
- 9.3(b) The District shall contribute its fair share to the cost of future improvements to the SR 168 ramp intersections.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.⁶ However, since the mitigation of these intersections is dependent upon future improvement plans and funding mechanisms, mitigation cannot be assured at this time.

Rationale for finding: See Section III of Exhibit "A" for a description of the specific considerations that make the project alternatives infeasible. Also, please refer to Section IV of Exhibit "A" (Statement of Overriding Considerations) for a discussion of why the benefits of the project outweigh the significant unavoidable impacts.

Reference to record: Draft EIR Chapter 9.

Impact 9.4: Full development of the campus in 2020 will result in peak hour traffic conditions in excess of adopted standards at the Willow/Behymer and Willow/International intersections in the immediate vicinity of the project.

Mitigation Measure

- 9.4 The District shall contribute its fair share to the cost of improvements to the Willow/Behymer and Willow/ International intersections. The scope of these improvements will be determined as plans for the campus are developed and the actual location of parking lot access and site traffic controls are known. Possible improvements may include development of dual northbound left turn lanes at each intersection and development of southbound and eastbound right turn lanes at each intersection, as has been assumed in the mitigated Level of Service calculations presented herein.

⁵ See footnote 1.

⁶ See footnote 1.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 9.4 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 9.

Impact 9.5: The traffic mitigation measures may change due to the long-term phased nature of the project.

Mitigation Measure

9.5 Additional traffic studies shall be prepared by the District at three stages in the development of the campus: (1) prior to the initial development of the campus; (2) prior to construction that would cause the total square building square footage on the campus site to exceed 25,000 square feet; and (3) prior to construction that would cause the total square building square footage on the campus site to exceed 150,000 square feet. The traffic studies shall be conducted by the District in coordination with the Clovis Unified School District, City of Fresno, County of Fresno, City of Clovis and Caltrans to determine the actual traffic improvements needed to accommodate the planned campus development proposed at the time of each study. After the completion of each study and prior to the start of construction, the District shall enter into a reimbursable agreement with some or all of the agencies, as appropriate, which provides for appropriate District participation in the necessary improvements identified by the traffic study, within the limits of funding availability.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 9.5 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 9.

Impact 9.6: Generation of vehicle, pedestrian and bicycle trips by normal campus activities could produce localized congestion and safety conflicts.

Mitigation Measures

9.6(a) As part of the additional traffic studies required in Mitigation Measure 9.5, the District shall address access and loading requirements in the vicinity of the campus. The studies will address conditions occurring during the peak periods of traffic activity at the adjacent Third Educational Center and will identify the circulation system, access improvements and operational changes required to ensure acceptable traffic operations during the periods immediately before and after school. The studies shall be prepared in coordination with, or as a joint effort with the Clovis Unified School District and shall be submitted to and reviewed by the City of Fresno, Fresno County, City of Clovis and Caltrans.

- 9.6(b) Standard school-crossing and traffic-control measures such as signing and striping shall be included by the District in its street improvement plans and installed with the street improvements. All street improvement plans shall be subject to the approval by the City of Fresno and/or County of Fresno, as appropriate.
- 9.6(c) Bike lanes shall be constructed along Chestnut, International and Behymer Avenues along the project frontage to promote bicycle use and decrease potential conflicts between automobiles and bicycles.
- 9.6(d) Sidewalks shall be constructed on Chestnut, International and Behymer Avenues along the project's frontage.
- 9.6(e) The District shall request that the City of Fresno prohibit parking on Chestnut, International and Behymer Avenues near driveways adjacent to the campus.
- 9.6(f) A connecting gate and pedestrian facility shall be constructed by the District in conjunction with the construction of the Willow Avenue trail by the City of Fresno. No road access from the project site to Willow Avenue shall be allowed (with the exception of locked emergency vehicle only access) unless a grade separation is provided on the trail.
- 9.6(g) The District shall provide designated passenger drop-off and pick-up areas.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measure 9.3(e) is within the responsibility and jurisdiction of another public agency (the City of Fresno) and not the District. The mitigation measure can and should be adopted by such other agency.

Rationale for finding: Mitigation Measures 9.3(a) through (d) and 9.3(f) and (g) have been incorporated into the project by the District. The District will request that the City of Fresno implement Mitigation Measure 9.3(e), as parking restrictions on public streets are under the jurisdiction of the City of Fresno.

Reference to record: Draft EIR Chapter 9.

Impact 9.7: Construction of project-related improvements could result in conditions that are potentially hazardous and inconvenient to motorists, bicyclists, and pedestrians.

Mitigation Measure

- 9.7 The District shall include a requirement to prepare a traffic control plan in all construction contracts involving improvements that could create hazardous or inconvenient conditions in the public right-of-way. The traffic control plan shall be approved by the City of Fresno and/or County of Fresno, as appropriate. The plan shall include information on construction timing and phasing, and the proposed methods of alleviating potential hazardous and/or inconvenient conditions. Such methods can include, but are not limited to, the use of flagmen, barricades, signs, warning lights, detours, phased lane closures, coordination with adjacent property owners, and coordination with law enforcement, fire protection and other emergency service agencies.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 9.7 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 9.

Impact 9.8: The project will require substantial parking facilities for students, faculty, staff and visitors.

Mitigation Measure

9.8 The District shall provide parking spaces on the campus in conformance with City Zoning Ordinance standards.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 9.8 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 9.

Impact 9.9: Extracurricular activities will generate traffic on the adjacent street system (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 9.

Air Quality

Impact 10.1: Construction activities will generate dust (PM-10) in the project vicinity.

Mitigation Measure

10.1 A dust control plan shall be developed prior to the start of construction. The plan shall specify the methods of control that will be utilized, demonstrate the availability of needed equipment and personnel, and demonstrate compliance with all applicable elements of the SJVAPCD's Regulation VIII. The plan shall consider the proximity to sensitive receptors, size of construction area and nature of construction activities in determining if additional control measures beyond those required by SJVAPCD's Regulation VIII need to be implemented.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 10.1 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 10.

Impact 10.2 Project-related vehicle trips will generate air pollutants that affect regional air quality (not significant).

Mitigation Measures

Although this impact is considered less than significant, all reasonable efforts should be employed to reduce air quality impacts in an area designated "severe non-attainment" for ozone and "serious non-attainment" for PM-10. Therefore, the following mitigation measures are included:

- 10.2(a) The District shall encourage and promote the use of the adjacent multi-use trail as a preferred way for students to travel to the campus.
- 10.2(b) The District shall establish a program to encourage ridesharing (carpooling/ vanpooling) for students, faculty and staff, including the use of preferential parking incentives.
- 10.2(c) The District shall consider changing morning and evening class times for the campus to avoid coinciding with the adjacent Clovis Unified high school and intermediate school and peak hour traffic, thereby reducing congestion and resultant air emissions. This consideration shall occur in conjunction with the additional traffic studies required pursuant to Mitigation Measure 9.5.

Finding

Although this impact is considered less than significant with respect to significance thresholds, and no finding is required, the mitigation measures will help to reduce air quality impacts in the region. Therefore, Mitigation Measures 10.2(a), (b) and (c) have been incorporated into the project.

Reference to record: Draft EIR Chapter 10.

Impact 10.3: Vehicle trips associated with project operation will increase local concentrations of carbon monoxide (not significant).

Mitigation Measures

None required. The CO Screening Analysis found projected pollutant concentrations to be less than significant.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 10.

Noise

Impact 11.1: Construction of the project will generate noise that could adversely affect nearby noise-sensitive uses.

Mitigation Measure

11.1 The hours of operation for noise-generating construction equipment shall be restricted to 7:00 a.m. to 7:00 p.m. Monday through Saturday.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 11.1 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 11.

Impact 11.2: Noise from outdoor recreation facilities such as football fields, softball/baseball diamonds, tennis courts, and soccer fields may adversely affect nearby noise-sensitive uses.

Mitigation Measure

11.2 When specific site plans are developed for the campus, athletic/recreational facilities shall be designed and located to minimize any adverse impacts to noise-sensitive uses. A specific noise analysis of noise impacts and mitigation measures shall be conducted to ensure compliance with the applicable stationary noise source criteria.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 11.2 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 11.

Impact 11.3: Project-related traffic will increase local noise levels (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 11.

Impact 11.4: Campus classroom buildings could be exposed to vehicle noise from nearby streets.

Mitigation Measure

- 11.4 When specific site plans are developed for the campus, classroom buildings shall be located outside the 60 Ldn noise contours of major streets or designed such that interior noise levels do not exceed 45 dB Leq as determined for a typical worst case hour during periods of use.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 11.4 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 11, Final EIR Chapter 4.

Water Supply and Quality

Impact 12.1: The project will increase local demand for water.

Mitigation Measures

- 12.1(a) The District shall construct necessary City of Fresno water system improvements to ensure that the site will be adequately served in terms of water quantity and pressure. The extent of the water facilities that will need to be constructed will vary depending on the timing, phasing and location of the educational facilities on the site. Provision of water service is contingent upon the District meeting the requirements of the City's findings and UGM processes and utility design standards.
- 12.1(b) Landscape irrigation water for the project shall be obtained from the Enterprise Canal, subject to agreement by the Fresno Irrigation District and the City of Fresno. Arrangements shall be made with the Fresno Irrigation District to determine the quantity of water to be used for the site and the periods of delivery, and the design of the irrigation water intake point shall consider Fresno Irrigation District's operating parameters for the Enterprise Canal.
- 12.1(c) The District shall reserve a site within the project boundary for a new domestic water well, sized appropriately to include a well head treatment facility.
- 12.1(d) The water supply to the proposed campus shall include a looped water system around the campus.
- 12.1(e) Occupancy of the campus shall be conditioned upon the completion of the surface water treatment facility to be constructed by the City of Fresno at the northeast corner of Behymer and Chestnut Avenues. This facility is anticipated to be completed and operational by the end of 2003.
- 12.1(f) The water supply at the campus shall meet City of Fresno fire flow requirements.
- 12.1(g) The use of Fresno Irrigation District's Enterprise Canal shall be re-evaluated in accordance with the findings of the Enterprise Canal Use Study, currently being prepared as a joint effort by the City of Clovis, City of Fresno and the Fresno Irrigation District.

- 12.1(h). The District shall coordinate its site and landscape planning with the City of Fresno Water Conservation Section.
- 12.1(i) The District shall locate, design and operate their landscape irrigation well(s) in consultation with the City of Fresno Water Division (and the City of Clovis Public Utilities Department, if the well(s) is (are) within ½ mile of Willow Avenue) in order to minimize draw-down impacts on existing municipal and private wells in the vicinity.
- 12.1(j) The District shall obtain a City of Fresno water well permit (requires a City of Fresno environmental assessment).
- 12.1(k) The District shall pay to the City of Fresno, a Water management/recharge fee as set forth in Fresno's Master Fee Resolution (currently \$0.155 per 1,000 gallons).
- 12.1(l) The District shall consider using its connection to the City of Fresno water supply as a backup irrigation supply when treated surface water is available from the adjacent surface water treatment facility. (MRP: 1 and 2)

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measure 12.1(b) is partially within the responsibility and jurisdiction of Fresno Irrigation District and the City of Fresno; and Mitigation Measure 12.1(j) is within the responsibility and jurisdiction of the City of Fresno.

Rationale for finding: Mitigation Measures 12.1(a) through (l) have been incorporated into the project by the District. The District will request the assistance of Fresno Irrigation District and the City of Fresno in implementing Mitigation Measure 12.1(b), as the use of surface water from the Enterprise Canal is subject to the approval of these agencies. Granting of a City of Fresno water well permit under Mitigation Measure 12.1(j) is the responsibility of the City of Fresno.

Reference to record: Draft EIR Chapter 12, Final EIR Chapter 4.

Impact 12.2: The project could potentially impact Fresno Irrigation District's Enterprise Canal and Maupin Ditch No. 118.

Mitigation Measure

- 12.2(a) The District shall enter into an agreement with Fresno Irrigation District (FID) and Clovis Unified School District to pipe and/or relocate the Enterprise Canal in accordance with FID requirements. The improvements shall be coordinated with the City of Fresno to ensure compatibility with the design and operation of the City's surface water treatment plant.
- 12.2(b) The District shall replace the Maupin Ditch No. 118 pipeline in accordance with Fresno Irrigation District standards.
- 12.2(c) The District shall grant easements to Fresno Irrigation District for the Enterprise Canal and Maupin Ditch No. 118.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measures 12.2(a) and (b)

are partially within the responsibility and jurisdiction of Fresno Irrigation District as the operator of the Enterprise Canal and Maupin Ditch No. 118.

Rationale for finding: Mitigation Measures 12.2(a), (b) and (c) have been incorporated into the project by the District. The District will request the assistance of Fresno Irrigation District, the agency responsible for operating the Enterprise Canal and Maupin Ditch No. 118, in implementing Mitigation Measures 12.2(a) and (b).

Reference to record: Draft EIR Chapter 12.

Impact 12.3: Improper destruction of existing wells on the site can allow pollutants to enter the ground water supply

Mitigation Measure

12.3 Upon development of the property, any existing water well(s) not intended for use by the project, shall be properly destroyed. For those wells located in the unincorporated area of Fresno County, the applicant shall apply for and obtain a permit(s) to destroy water well(s) from the Fresno County Department of Community Health, Environmental Health System prior to commencement of work. The contractor hired to destroy any existing wells shall possess a valid C-57 license.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 12.3 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 12.

Wastewater Collection and Disposal

Impact 13.1: The project will result in a need for wastewater collection facilities.

Mitigation Measure

13.1(a) The District shall extend wastewater collection facilities from the nearest City of Fresno sewer main(s) capable of accepting the wastewater flows from the project. The extent of the sewer facilities that will need to be constructed will vary depending on the timing, phasing and location of the educational facilities on the site. Provision of sewer service is contingent upon the District meeting the requirements of the City's findings and UGM processes and utility design standards.

13.1(b) The District shall negotiate and pay an equitable sewer enhancement fee to contribute to upgrade the existing sewer lines in Herndon and Cedar Avenues.

13.1(c) The District shall consult with the City of Fresno Wastewater Division's Environmental Control Section regarding the possibility of having to obtain a pretreatment permit for wastewater discharges.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measure 13.1(c) is partially within the responsibility and jurisdiction of City of Fresno as the issuer of pretreatment permits.

Rationale for finding: Mitigation Measures 13.1(a), (b) and (c) have been incorporated into the project by the District. In implementing Mitigation Measures 13.1(c), the District will consult City of Fresno Wastewater Division's Environmental Control Section regarding the possibility of having to obtain a pretreatment permit for wastewater discharges.

Reference to record: Draft EIR Chapter 13, Final EIR Chapter 4.

Impact 13.2: Wastewater generated by the project will require wastewater treatment and disposal service (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 13.

Drainage and Flooding

Impact 14.1: The project will result in increased stormwater runoff.

Mitigation Measures

14.1(a) The District shall enter into an agreement with FMFCD for the development of the master-planned storm drainage facilities. The agreement would identify storm drainage fee obligations of the District for development of the site and/or fee credits and/or future reimbursements for the District's construction of any of the master-planned storm drainage facilities.

14.1(b) The District shall construct adequately sized on-site detention to reduce the peak discharge rate of runoff from the site to discharge rates similar to medium low density residential. Such detention shall be designed in a manner acceptable to FMFCD.

14.1(c) The District shall dedicate storm drainage easements related to the construction of any of the master-planned storm drainage pipelines that would occur on the site, outside of the street right-of-way areas. No encroachments into the easement will be permitted, including but not limited to foundations, roof overhangs, swimming pools and trees. Any proposed storm drain alignments shall be reviewed and approved by FMFCD.

14.1(d) The grading and drainage patterns for site development shall be as shown on Exhibit No. 1 of the FMFCD Draft EIR comment letter dated December 7, 2001, unless subsequently amended by FMFCD.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measure 14.1(a) is partially

within the responsibility and jurisdiction of Fresno Metropolitan Flood Control District (FMFCD).

Rationale for finding: Mitigation Measures 14.1(a) through (d) have been incorporated into the project by the District. The District will request the assistance of FMFCD in the implementation of Mitigation Measure 14.1(a), as the determination of master-planned storm drainage facilities is the responsibility of FMFCD.

Reference to record: Draft EIR Chapter 14, Final EIR Chapter 4.

Impact 14.2: Stormwater runoff from project construction and operational activities may pollute natural watercourses and aquifers.

Mitigation Measures

14.2(a) Project construction documents shall include (1) measures to prevent the disposal of wastes, effluent, chemicals, or other noxious substances on the project site during construction and (2) procedures to contain and properly clean up any accidental spillage or disposal.

14.2(b) The District shall comply with Environmental Protection Agency National Pollution Discharge Elimination System (NPDES) permit requirements, administered by the State Water Resources Control Board (SWRCB), as follows:

- (1) file a Notice of Intent (NOI) for discharge from the project site in accordance with NPDES requirements prior to commencing construction;
- (2) require that the project contractor or District prepare a Storm Water Pollution Prevention Plan (SWPPP) in accordance with guidelines adopted by the SWRCB and institute the SWPPP during construction of the project. The SWPPP shall provide a best management plan for the source control of any pollutants that may be mobilized by runoff generated on the construction site and which may enter the public drainage system; and
- (3) file a Notice of Completion of Construction for the project site identifying that pollution sources were controlled during construction and implement a closure SWPPP for the site.

14.2(c) The District shall comply with FMFCD's "Interim Policy Providing for Compliance with Post-Construction and Industrial Storm Water Pollution Control Requirements." These include but are not limited to:

- (1) Developers of new non-residential developments shall select and implement post-construction storm water controls as necessary to: (a) meet the requirements of the general permit; (b) eliminate the potential for non-storm water discharges to enter the municipal drain system; and (c) where possible, minimize contact with materials that contaminate storm water runoff.
- (2) In order to effectively prevent the entry of non-storm water discharges to the municipal storm drain system, drains associated with loading docks, and areas where materials that may contaminate storm water runoff are handled, processed or stored, shall not be directly connected to FMFCD storm drains.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 14.2(a), (b) and (c) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 14, Final EIR Chapter 4.

Solid Waste

Impact 15.1: The project will increase local demand for landfill space (not significant).

Mitigation Measure

Although this impact is considered less than significant, the following measure is included to demonstrate the District's continued commitment to recycling/waste diversion at its facilities:

15.1 The District shall implement all available recycling/waste diversion methods to reduce consumption of landfill space and assist in meeting California solid waste diversion mandates.

Finding

Although this impact is considered less than significant and no finding is required, the mitigation measure is included to demonstrate the District's continued commitment to recycling/waste diversion at its facilities. Therefore, Mitigation Measures 15.1 has been incorporated into the project.

Reference to record: Draft EIR Chapter 15, Final EIR Chapter 4.

Law Enforcement and Fire Protection

Impact 16.1: The project will cause an increased demand for law enforcement services.

Mitigation Measure

16.1 The District Police Department shall provide law enforcement services to the project site, including patrolling after hours and during extracurricular activities.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 16.1 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 16.

Impact 16.2: The project will increase the need for fire protection services.

Mitigation Measures

16.2(a) The project shall extend the transmission grid mains around the site to provide the required fire flows (1,500 gallons per minute for sprinklered structures and 2,500 gallons per minute for unsprinklered structures).

16.2(b) The District shall consult with the City of Fresno Fire Prevention Bureau during the site design process regarding hydrant placement, fire flow, fire sprinklers and hazardous materials business plans.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 16.2(a) and (b) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 16, Final EIR Chapter 4.

Energy Resources

Impact 17.1: The project will consume electrical energy and natural gas.

Mitigation Measures

17.1(a) The District shall design all on-site facilities and equipment to meet the requirements of California Code of Regulations, Title 24.

17.1(b) The new campus shall incorporate an energy control and management system in the project design.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 17.1(a) and (b) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 17.

Impact 17.2: Project construction and project-related vehicular trips will consume non-renewable energy resources (not significant).

Mitigation Measures

None required.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 17.

Hazardous Materials and Conditions

Impact 18.1: The structures on the project site may contain asbestos and lead based paints.

Mitigation Measures

18.1(a) The two residences located on the project site shall not be demolished until testing for asbestos materials and lead based paints is conducted by a Cal-OSHA-certified inspector.

18.1(b) If asbestos-containing building materials or lead based paints are identified, notification and removal of the materials shall be conducted in accordance with local, regional, state, and federal requirements.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact.

Rationale for finding: Mitigation Measures 18.1(a) and (b) have been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 18.

Impact 18.2: Limited oil stained areas on the project site could result in future exposure to oil residues.

Mitigation Measure

18.2 The site soils discolored by oil staining shall be removed prior to any grading or construction on the site. If excavation of discolored soils results in any question regarding the horizontal or vertical extent of impacted soils soil sampling and analysis shall be conducted.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 18.2 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 18.

Impact 18.3: The project will use hazardous materials for maintenance of school facilities, pest control, landscaping, and swimming pool disinfection (not significant).

Mitigation Measures

None required. Based upon existing regulations, practices and procedures, this impact is considered less than significant.

Finding

Since this impact is not significant, no finding is required.

Reference to record: Draft EIR Chapter 18.

Impact 18.4: Students and faculty may be exposed to agricultural chemicals from nearby farming operations or from past on-site agricultural use.

Mitigation Measure

18.4 Prior to site development, the site shall be tested for environmentally persistent organophosphate pesticides. Should significant pesticides concentrations of pesticides be found on the site, appropriate site remediation shall take place before site occupancy.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 18.4 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapters 18 and 5, Final EIR Chapter 4.

Impact 18.5: Students and faculty may be exposed to chemicals or other hazards from the surface water treatment plant to be constructed adjacent to the project site.

Mitigation Measure

18.5 Design of the campus shall take into consideration the planned location of liquid oxygen and carbon dioxide pressure tanks in the northern portion of the City of Fresno's planned surface water treatment plant site. The level of risk posed by the tanks shall be determined by qualified personnel and, if warranted, a wall, structure setbacks and/or other appropriate safety measures shall be implemented.

Finding

A mitigation measure has been required in, or incorporated into, the project which avoids or substantially lessens the significant environmental impact.

Rationale for finding: Mitigation Measure 18.5 has been incorporated into the project by the District.

Reference to record: Draft EIR Chapter 18, Final EIR Chapter 4.

Growth-Inducing Impacts

Impact 19.1: The project could encourage urban growth in the project vicinity.

Mitigation Measures

19.1(a) The District shall work with the City of Clovis and County of Fresno to discourage premature development of the Northwest Urban Center area east of Willow Avenue, and will oppose urban level development prior to the completion of a specific plan for the Northwest Urban Center.

19.1(b) During the planning process for the City of Clovis' Northwest Urban Center, the District shall work cooperatively with the City of Clovis to ensure compatible land uses are planned in the vicinity of the campus.

Finding

Mitigation measures have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental impact. Mitigation Measures 19.1(a) and (b) are partially within the responsibility and jurisdiction of another public agency (the City of Clovis and County of Fresno [19.1(a) only]).

Rationale for finding: Mitigation Measures 19.1(a) and (b) have been incorporated into the project by the District. Land use planning for territory east of Willow Avenue is the responsibility of the City of Clovis and the County of Fresno.

Reference to record: Draft EIR Chapter 19.

Cumulative Impacts

Traffic

Cumulative impacts related to traffic were previously addressed under Impacts 9.1 through 9.5.

Loss of Agricultural Land

Mitigation Measures

There are no mitigation measures that would prevent the cumulative loss of agricultural land in areas currently planned for urban development in adopted land use plans.

Finding

The cumulative loss of agricultural land is considered a significant unavoidable impact. Therefore, the finding is hereby made that specific economic, legal, social, technological or other considerations make infeasible the project alternatives identified in the Final EIR.

Rationale for finding: See Section III of Exhibit "A" for a description of the specific considerations that make the project alternatives infeasible. Also, please refer to Section IV of Exhibit "A" (Statement of Overriding Considerations) for a discussion of why the benefits of the project outweigh the significant unavoidable impacts.

Reference to record: Draft EIR Chapter 20.

Energy Resources: Projected Shortage of Electrical Facilities

Mitigation Measure

The City of Fresno and City of Clovis should work with PG&E to designate a site for a new substation to serve northeast Fresno and Clovis and an associated transmission line corridor.

Finding

The mitigation measure is within the responsibility and jurisdiction of other public agencies (the City of Fresno and the City of Clovis). The mitigation measure can and should be adopted by such other agencies.

Rationale for finding: The siting of a substation and transmission line corridor to serve the northeast Fresno and Clovis area must necessarily involve either, and preferably both, the City of Fresno and the City of Clovis, which have land use planning authority in the area to be served.

Reference to record: Draft EIR Chapter 20.



State Center Community College District

1525 East Weldon Avenue • Fresno, California 93704-6398

Telephone (559) 226-0720

EXHIBIT "B"

January 28, 2002

Erik Vink
Assistant Director
California Department of Conservation
801 K Street
Sacramento, CA 95814

Subject: Public Agency Acquisition of Land Enrolled in Williamson Act Contract
(Contract #5708, APN 301-081-30)

Dear Mr. Vink:

Thank you for your letter dated December 21, 2001, regarding the State Center Community College District's proposed acquisition of 108.78 acres for a new community college center, a 15.85-acre portion of which is enrolled in a Williamson Act Contract. Your letter, which was received by my office on January 2, 2002, was received too late for inclusion in the Final EIR (the comment deadline was December 13, 2001). However, this letter will constitute our response to your comments and will be included in the administrative record presented to the District Board of Trustees. (Each response included below corresponds to a numbered section of your attached letter.)

Response 1

The introductory, informational comments are noted.

Response 2

The Department of Conservation's acknowledgement that the finding specified under Government Code Section 51292(a) could be made is noted.

Response 3

The District believes that sufficient information has been provided to form a basis for the finding specified under Government Code Section 51292(b), with the following clarifications provided under Responses 4 through 9.

Response 4

The portion of the North Study Area west of Willow Avenue is within the City of Fresno Sphere of Influence. Urban services are available in this area, and the Site Selection

Equal Opportunity / Affirmative Action Employer

Study identified four sites west of Willow (N-1 through N-4). The only land under Williamson Act Contract within these sites is the 15.85-acre parcel that forms a portion of Site N-1 (the preferred site). Sites N-2 and N-3 have been approved for single family development since the completion of the site study, rendering them unacceptable for acquisition. (Site N-4 was already approved for development at the time of site study). Even if there were no approved development plans on sites N-2 and N-3, combining these two smaller sites to form a site bisected by a planned major street (Perrin Avenue) would not be desirable.

Response 5

Site N-5, located south of Shepherd Avenue and east of Willow Avenue, is adjacent to a developing area of the City of Clovis. It is identified in the site study as being within an area where "City of Clovis sewer capacity may become available" (see Figure 3 legend). While it appears that service could physically be extended to the site due to proximity, the issue in this area is the availability of capacity in the downstream lines. With respect to the finding, however, this issue is effectively moot because the eastern 78 acres of Site N-5 is under a Williamson Act Contract (APN 560-101-15, Contract #2364).

Response 6

Deleting the 15.85-acre Williamson Act parcel from the site is not considered feasible by the District. Development of the main college facilities will occur toward the northern portion of the site due to the greater width of the site in this direction and the desired linkage of facilities and programs with the planned Clovis Unified Educational Center immediately to the north. Deletion of 45% of the northern frontage of the site would render the site unacceptable for development of the proposed college center.

Response 7

The land to the northwest of the project site shown on Draft EIR Figure 2-2 contains topographical variations that would require substantial grading and a large single family residence. The largest parcel within this quarter section has been approved for urban residential development. Therefore, this land was not considered suitable for the project.

Response 8

No sites were considered in the portion of the North Study Area located north of Shepherd Avenue and east of Willow Avenue because this area cannot currently be provided with urban services and will not be provided with such services for at least 10 years. The nursery was allowed under a County conditional use permit as an agriculturally compatible use. It does not have urban sewer and water service. The church

was also approved by Fresno County under a conditional use permit and will have to provide on-site sewer and water. Since the approval of the church, the area east of Willow and north of Shepherd has been added to the City of Clovis Sphere of Influence. Therefore, the City of Clovis will be responsible for planning the area and has indicated that no urban development will occur in the area until a comprehensive specific plan and EIR have been prepared. The start of the specific plan process is several years away, at the earliest.

Response 9

The only site of sufficient size in the Northeast Study Area that could potentially be served by City of Clovis sewer and water service was Site NE-1 (see Figure 4 in the Site Selection Study.) This site is not under Williamson Act Contract. However, it does not meet the site selection criterion that states that "utilities should be capable of being extended to the site within the next five years without unreasonable costs." As stated in the site study, "No water sewer, or storm drainage facilities exist near the Site NE-1, and it is unlikely that they will be extended to the area within the next five years unless the SCCCDCD pays the substantial cost of extending the facilities." In addition, this site would not meet two other project objectives, as stated in the Draft EIR: The site would not be centrally located for the present and future student population; and the site would not allow for the collaborative use of appropriate facilities and programs with the Clovis Unified School District.

Response 10

In accordance with Government Code Section 7267, the District is attempting to acquire the subject property by means of a consensual purchase from the property owner in lieu of eminent domain. If the District is unsuccessful in this attempt, then the District will consider acquiring the property by means of an eminent domain action. No decision to initiate acquisition by that means has yet been made, but it is anticipated that the issue may be considered by the District's Board of Trustees during the spring of 2002. The District anticipates satisfying the requirements of Government Code Section 51252 with respect to said property in the event the District acquires that property.

Response 11

The State Center Community College District is a public agency charged with providing community college facilities and services to residents within its boundaries. The area to be served by the proposed college center is the fastest growing portion of the Fresno/Clovis metropolitan area, and its current population is underserved. It is the expansion of the Cities of Fresno and Clovis, in accordance with their adopted land use plans, which is consuming large amounts of agricultural land and causing the need for

Erik Vink
January 28, 2002
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community college facilities. The District cannot justify using public tax dollars, which are provided for the purpose of fulfilling its State-mandated responsibility to educate students, to purchase conservation easements or provide agricultural mitigation fees. (Note: Such requirements are not imposed on private development within the Cities of Fresno and Clovis.)

We appreciate your input regarding the District's proposed acquisition of land for a community college center. If the preferred site is acquired by the District, you will be notified of the acquisition within 10 working days in accordance with Government Code Section 51291(c).

Sincerely,



Jon Sharpe
Executive Vice Chancellor

JS:pc

Attachment

bcc: Scott Odell - w/att.



DEPARTMENT OF CONSERVATION
STATE OF CALIFORNIA

RECEIVED

JAN - 2 2002

BUSINESS OFFICE
STATE CENTER COMMUNITY
COLLEGE DISTRICT

December 21, 2001

DIVISION OF
LAND RESOURCE
PROTECTION

■ ■ ■

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■ ■ ■

GRAY DAVIS
GOVERNOR

Mr. Jon Sharpe, Executive Vice Chancellor
State Center Community College District
1525 East Weldon Avenue
Fresno, CA 93704-6398

Subject: Public Agency Acquisition of Land Enrolled in Williamson Act
Contract (Contract #5708, APN 301-081-30)

Dear Mr. Sharpe:

Thank you for your letter of December 3, 2001, notifying the Department of Conservation (Department) of the State Center Community College District's (District) proposed acquisition of a 15.85-acre parcel of prime agricultural land enforceably restricted by a Williamson Act contract. The purpose of the acquisition is the construction of a new community college center to serve the rapidly growing northeast portion of the Fresno-Clovis metropolitan area.

The project site comprises 108.78 acres located at the southwest corner of Willow Avenue and International Avenue, adjacent to the City of Fresno, in Fresno County. The contracted parcel is located at the northeast corner of the site. The contracted property appears to be planted in vegetables. The remainder of the site includes vegetables, an orange grove and fallow land. Surrounding land to the north is the Enterprise Canal and vineyard, to the south is vineyard and vacant land, to the east is a vacant trail right-of-way, Willow Avenue, a nursery, agricultural land and rural residences, to the west a single family residential subdivision. Two parcels of Williamson Act land are located directly southeast of the project site.

It is the policy of the State (Government Code §51292) that public agencies cannot locate public improvements in agricultural preserves unless specific findings can be made. With regard to the cost of acquiring land, the letter states that the selected site is planned for urban development and is likely one of the most expensive sites considered. However, the site is located in an agricultural/urban reserve that does not appear planned for development, but rather requires a plan amendment for development. Nevertheless, the cost of acquiring land was not among several site selection criteria, and the contracted parcel is a relatively

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small portion of the project site. Assuming that the land is appraised at fair market value without consideration of contract restrictions, it appears that the following finding could be made: *"The location is not based primarily on a consideration of the lower cost of acquiring land in an agricultural preserve (Government Code §51292(a))."*

↑
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(cont.)

Although the District engaged in an extensive site selection study and may have considered sites not restricted by Williamson Act contracts, avoidance of contracted land was not among the selection objectives or criteria. In addition, the letter and enclosed documents do not identify noncontract sites and provide no discussion clarifying that no other noncontract sites are reasonably feasible for the project. The other required finding follows: *"If the land is agricultural land covered under a contract pursuant to this chapter for any public improvement, that there is no other land within or outside the preserve on which it is reasonably feasible to locate the public improvement (Government Code §51292(b))."* In order for the Department to determine whether this finding can be made, we request that the District provide explanation and documentation clarifying that no other, noncontract land is reasonable feasible. This should include a complete map of the North and Northeast Study Areas, the contract status of lands within these areas and current and planned land uses. A parcel map for this purpose would be most helpful.

3

It is not clear to the Department, for example, why some of the considered sites, if not under contract, would not be reasonably feasible locations for the project. In the North Study Area, site N-2 was rejected because it is smaller than N-1, the selected site, and because there may be traffic conflicts with the adjacent elementary school. However, the size of N-2 (80 acres) is within the criteria range (75-125 acres), and it is not clear why traffic conflicts with the elementary school would render the site infeasible when the same conflicts would appear to exist between N-1 and the adjacent middle school/high school education center. Alternatively, it would appear that a portion of N-2 could be combined with N-3, rejected because of size, to avoid such traffic conflicts and remain proximate with the education center, one of the selection objectives. In addition, N-5 was rejected because it is not within an area where sewer service is currently available. Yet, the stated selection criterion is "capable of being extended to the site within the next five years" (emphasis added) without unreasonable costs." Figure 3 shows N-5 contiguous with an area where service is currently available. Extension of utilities to the site appears feasible. Finally, it appears that the 15.85-acre Williamson Act parcel could be deleted from the project site, leaving a 92.93-acre site large enough for the project. Alternatively, because construction is planned over a 20-year period, nonrenewal of the contract may be the most appropriate method of contract termination.

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Likewise, other noncontract land, though not selected as one of the considered sites, may provide reasonably feasible project locations. Figure 2-2 in the DEIR, for example, shows a large area of vacant land immediately west of the education center. Large areas of agricultural and unidentified land are shown northeast, east and southeast of the selected site, east of Willow Avenue between Copper and Nees Avenues, and south of the selected site bordered by Shepherd and Nees Avenues and Chestnut and Willow Avenues. These areas appear to be

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Mr. Jon Sharpe
December 21, 2001
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within the North Study Area. There is discussion in the DEIR that land east of Willow Avenue cannot be developed for a number of years. However, development has occurred involving a nursery and has been approved for a church. Location of the project in one of these areas appears feasible.

8
(Cont)

The Department's request for information and documentation also applies to the Northeast Study Area, although it is acknowledged that some locations may be too distant from current populations to be feasible. In summary, it may be helpful to add that, while the District's site selection process appears to involve selecting the most appropriate location based on the District's objectives/criteria, the finding in §51292(b) requires that there is no other noncontract land reasonably feasible for the project.

9

A Williamson Act contract is an enforceable restriction pursuant to Article 13, section 8 of the California Constitution and Government Code §51252. Assuming other necessary requirements are met, acquisition of contracted land by a public agency must meet the requirements for eminent domain or in lieu of eminent domain in order to void the contract pursuant to Government Code §51295. In order for the Department to determine whether these requirements have been met, we request documentation of eminent domain proceedings or copies of the subject property appraisal and written offer pursuant to Government Code sections 7267.1 and 7267.2 in lieu of eminent domain, as well as a chronology of action taken, and planned, to acquire the property. If requirements to void the contract are not met, the contract would remain in force and continue to restrict use of the land.

10

The DEIR concludes that the project significantly impacts farmland by converting 65 acres of Prime Farmland and 32 acres of Farmland of Statewide Importance. It also concludes that the project contributes significantly to the cumulative loss of farmland and induces urban growth in the area. However, it offers no mitigation for these impacts, other than working with local jurisdictions to discourage premature development in the area and ensure compatible land use near the campus. It states that no mitigation would prevent the loss of agricultural land.

11

The Department commented on the project's Notice of Preparation in a letter dated November 4, 2000, and recommended agricultural conservation easements as project mitigation. It is the Department's determination that these easements are feasible and should be considered in an EIR to meet CEQA requirements: "An EIR shall describe feasible measures which could minimize significant adverse impacts . . . (CEQA Guideline §15126.4(a)(1))."

The Department encourages the purchase of agricultural conservation easements on land of at least equal quality and size as partial compensation for the direct loss of agricultural land, as well as for the mitigation of growth-inducing and cumulative impacts on agricultural land. We highlight this measure because of its growing acceptance and use by lead agencies as mitigation under CEQA. The loss of agricultural land represents a permanent reduction in the State's agricultural land resources. Agricultural conservation easements will protect a portion of those remaining resources and lessen project impacts in accordance with CEQA Guideline

Mr. Jon Sharpe
December 21, 2001
Page 4 of 4

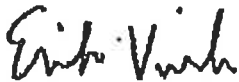
§15370. Mitigation using conservation easements can be implemented by at least two alternative approaches: the outright purchase of easements tied to the project, or via the donation of mitigation fees to a local, regional or statewide organization or agency whose purpose includes the purchase, holding and maintenance of agricultural conservation easements. At the state level, the California Farmland Conservancy Program (CFCP) is authorized to accept funds for the subsequent purchase (via grants to local organizations) of agricultural conservation easements. Whatever the approach, if the use of conservation easements is considered, the conversion of agricultural land should be deemed an impact of at least regional significance, and the search for replacement lands conducted regionally, and not limited strictly to lands within the project's surrounding area. The Department recommends that discussion and consideration of easement mitigation be included in the FEIR for this project.

Information on the CFCP and conservation easements generally, as well as the Williamson Act and provisions noted above, is available on the Department's website. The Department's website address is:

<http://www.consrv.ca.gov/dlrp/CFCP/index.htm>

If you have any questions, please contact Bob Blanford, Research Analyst, at (916) 327-2145.

Sincerely,



Erik Vink
Assistant Director

↑
||
(cont)

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Acknowledgment of Quarterly Financial
Status Report - General Fund

ITEM NO. 02-37

EXHIBIT: Report

Background:

Enclosed is the December 31, 2001, Quarterly Financial Status Report (CCFS-311Q) for the District General Fund, as required for California community college districts (ECS 84043). In accordance with State instructions, a copy of the report will be forwarded to the State Chancellor's Office.

The quarterly financial report reflects projected revenues and expenditures in line with the annual budget, as amended for additional grants, programs, etc. Actual revenues and expenditures are consistent with expectations at mid-year, allowing for the fact that most of the revenue from property taxes and certain federal monies, i.e., VATEA, is not received until later in the fiscal year.

The projected 23,746 FTES indicates a 4.6% increase from 2000-01, which is based upon actual first-semester growth projected for the full year.

Recommendation:

It is recommended that the Board of Trustees acknowledge the Quarterly Financial Status Report (CCFS-311Q) as presented.



**California Community Colleges
Quarterly Financial Report, CCFS-311Q**

Fiscal Year 2001-2002

District:(570)STATE CENTER Quarter Ended: (Q2) December 31, 2001

Certified Date:2002-01-30 09:03:37

I. Historical and Current Perspectives of General Fund (Unrestricted and Restricted):

<u>Annual</u>	<u>As of June 30 for fiscal year (FY) specified.</u>			
	FY98-99	FY99-00	FY00-01	FY01-02
General Fund Revenues (Objects 8100, 8600, and 8800)	100,733,739	100,681,764	112,216,676	122,705,518
Other Financing Sources (Objects 8900)	145,684	202,888	246,336	148,405
General Fund Expenditures (Objects 1000-6000)	89,644,186	97,621,709	105,364,522	118,741,435
Other Outgo (Objects 7100, 7300, 7400, 7500, and 7600)	7,397,151	2,736,088	5,921,499	3,975,012
Reserve for contingency Unrestricted	0	0	0	0
Reserve for contingency Total	0	0	0	0
General Fund Ending Balance Unrestricted	9,205,768	9,617,642	6,882,549	7,020,025
General Fund Ending Balance Total	12,212,656	12,428,252	13,522,762	13,660,238
Year-Adjustments	-129,290	-311,259	-82,481	0
Attendance FTES	20,854	21,587	22,709	23,746

<u>Quarter</u>	<u>For the same quarter to each fiscal year (FY) specified</u>			
	FY98-99	FY99-00	FY00-01	FY01-02
General Fund Cash Balance (Excluding investments)	7,274,639	7,912,923	9,075,599	10,407,987

II. General Fund (Unrestricted and Restricted) Year-To-Date Revenues and Expenditures:

	Total Budget (Annual)	Actual (Year-to-Date)	Percentage
General Fund Revenues (Objects 8100, 8600, and 8000)	122,705,518	48,806,315	39.78
Other Financing Source (Objects 8900)	148,405	123,430	83.17
General Fund Expenditures (Objects 1000-6000)	118,741,435	53,682,509	45.21
Other Outgo (Objects 7100, 7300, 7400, and 7600)	3,975,012	1,070,870	26.94

III. Has the district settled any employee contracts during this quarter? Yes No
 If yes, complete the following: (If multi-year settlement, provide information for all years covered)

Salaries

Contract Period Settled (Specify)	Management		Academic(Certificated)		Classified	
	Total Salary	Cost-Increase %*	Total Salary	Cost-Increase %*	Total Salary	Cost-Increase %*
Year 1	0		0		0	
Year 2	0		0		0	
Year 3	0		0		0	

* As specified in collective bargaining agreement.

Benefits

Contract Period	Settled Management	Total Academic	Total Classified	Total
Year 1	0	0	0	
Year 2	0	0	0	
Year 3	0	0	0	

Include a statement regarding the source of revenues to pay salary and benefit increases, e.g., from the district's reserves, from cost-of-living, etc.

IV. Did the district have significant events for the quarter(include incurrence of long-term debt, settlement of audit citings or legal suits, significant differences in budgeted revenues or expenditures, borrowing of funds (TRANS), Issuance of COPs, etc.) Yes No **If yes, list events and their financial ramifications.** (include additional pages of explanation if needed.)

V. Does the district have significant fiscal problems that must be addressed this year? Yes No
Next year? Yes No **If yes, what are the problems and what actions will be taken?**
(Include additional pages of explanation if needed.)

districtname Certified Date:January 30,2002 09:03:37

CERTIFICATION

To the best of my knowledge, the data contained in this report are correct.

To the best of my knowledge, the data contained in this report are correct. I further certify that this report was/will be presented at the governing board meeting specified below, afforded the opportunity to be discussed and entered into the minutes of meeting.

District Chief Business Officer Date 1/30/02 District Superintendent Date

Quarter Ended: (Q2) December 31, 2001

Governing Board Meeting Date: 2 / 5 / 02

[Print View](#) [Back](#)

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available	% Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	82,492.80	486,244.40	1,129,262.00	643,017.60	56.94
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	476,346.19	2,843,127.06	6,031,001.00	3,187,873.94	52.86
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	10,203.00	192,479.50	1,184,863.33	2,333,603.00	1,138,536.67	48.79
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	215,431.97	40,987.93	261,289.44	783,907.00	307,185.59	39.19
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	522,190.02	667,765.64	3,583,504.54	7,898,742.00	3,793,047.44	48.02
MAJ.OBJ: 96 - CAPITAL OUTLAY	94,625.64	36,306.04	152,874.91	1,526,337.00	1,278,836.45	83.78
MAJ.OBJ: 97 - OTHER OUTGO	0.00	0.00	915,000.00	2,874,457.00	1,959,457.00	68.17
LOC.GRP: 1 - DISTRICT OFFICE	842,450.63	1,496,378.10	9,426,903.68	22,577,309.00	12,307,954.69	54.51

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available	% Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	3,073,219.47	16,839,104.69	32,825,170.00	15,986,065.31	48.70
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	1,036,697.46	6,214,177.41	14,203,517.00	7,989,339.59	56.25
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	0.00	733,393.69	4,326,140.51	9,353,947.00	5,027,806.49	53.75
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	515,244.51	98,421.17	679,194.04	2,339,108.00	1,144,669.45	48.94
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	915,701.88	174,991.25	1,434,612.45	4,639,649.00	2,289,334.67	49.34
MAJ.OBJ: 96 - CAPITAL OUTLAY	532,664.63	95,731.80	646,108.02	2,504,234.00	1,325,461.35	52.93
MAJ.OBJ: 97 - OTHER OUTGO	16,018.89	8,961.11	96,075.11	1,709,610.00	1,597,516.00	93.44
=====	=====	=====	=====	=====	=====	=====
LOC.GRP: 2 - FRESNO CITY COLLEGE	1,979,629.91	5,221,415.95	30,235,412.23	67,575,235.00	35,360,192.86	52.33

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available	% Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	1,054,831.34	5,807,837.87	11,781,423.00	5,973,585.13	50.70
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	378,512.68	2,187,005.82	4,963,071.00	2,776,065.18	55.93
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	0.00	285,553.80	1,522,893.49	3,023,509.00	1,500,615.51	49.63
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	122,410.62	66,882.41	304,720.94	988,345.00	561,213.44	56.78
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	359,659.64	123,606.57	593,876.33	2,057,131.00	1,103,595.03	53.65
MAJ.OBJ: 96 - CAPITAL OUTLAY	343,394.82	36,584.58	277,586.45	1,266,427.00	645,445.73	50.97
MAJ.OBJ: 97 - OTHER OUTGO	52,431.16	2,207.05	59,794.55	726,731.00	614,505.29	84.56
LOC.GRP: 3 - REEDLEY COLLEGE	877,896.24	1,948,178.43	10,753,715.45	24,806,637.00	13,175,025.31	53.11

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available	% Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	209,583.28	1,166,713.01	2,388,184.00	1,221,470.99	51.15
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	41,562.18	242,838.72	578,954.00	336,115.28	58.06
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	0.00	49,303.63	277,524.45	620,616.00	343,091.55	55.28
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	8,146.23	3,636.98	36,085.79	140,461.00	96,228.98	68.51
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	40,387.54	11,643.79	74,081.32	274,103.00	159,634.14	58.24
MAJ.OBJ: 96 - CAPITAL OUTLAY	4,715.09	3,475.00	11,888.63	142,542.00	125,938.28	88.35
MAJ.OBJ: 97 - OTHER OUTGO	0.00	0.00	0.00	9,214.00	9,214.00	100.00

=====
 LOC.GRP: 4 - MADERA CENTER
 53,248.86 319,204.86 1,809,131.92 4,154,074.00 2,291,693.22 55.17
 =====

LOC.GRP: 5 - CLOVIS CENTER

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available % Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	270,055.64	1,481,900.50	2,836,388.00	1,354,487.50
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	34,719.82	204,373.27	526,070.00	321,696.73
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	0.00	54,693.04	311,677.04	629,870.00	318,192.96
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	9,262.71	10,417.32	81,477.01	139,219.00	48,479.28
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	21,650.57	2,953.78-	65,087.40	150,962.00	64,224.03
MAJ.OBJ: 96 - CAPITAL OUTLAY	6,887.86	6,790.80	97,920.06	121,099.00	16,291.08
=====	37,801.14	373,722.84	2,242,435.28	4,403,608.00	2,123,371.58
LOC.GRP: 5 - CLOVIS CENTER					48.22

LOC.GRP: 6 - OAKHURST CENTER
 Page: 7

GL Account	YTD Encumbrances	MTD Actual	YTD Actual	YTD Budget	Available % Avail
MAJ.OBJ: 91 - ACADEMIC SALARIES	0.00	31,533.81	205,177.07	385,278.00	180,100.93
MAJ.OBJ: 92 - CLASSIFIED SALARIES	0.00	4,340.70	25,722.17	52,146.00	26,423.83
MAJ.OBJ: 93 - EMPLOYEE BENEFITS	0.00	3,876.24	23,295.21	47,510.00	24,214.79
MAJ.OBJ: 94 - SUPPLIES & MATERIALS	796.68	1,192.90	5,122.56	10,180.00	4,260.76
MAJ.OBJ: 95 - OTHER OPER EXP & SERVICE	14,875.98	3,391.26	20,340.96	40,200.00	4,983.06
MAJ.OBJ: 96 - CAPITAL OUTLAY	0.00	0.00	6,122.40	9,270.00	3,147.60
=====	=====	=====	=====	=====	=====
LOC.GRP: 6 - OAKHURST CENTER	15,672.66	44,334.91	285,780.37	544,584.00	243,130.97
=====	=====	=====	=====	=====	=====
					44.65

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration of Bids
Electrical Upgrades, Phase I,
Reedley College

ITEM NO. 02-38

EXHIBIT: None

Background:

Bid #0102-14 is for the labor and materials necessary to upgrade specified electrical systems at the Reedley College campus. The work of this project includes new circuit wiring, conduit and distribution equipment for power, new panelboards, transformers, access panels, exterior lighting, and additional related work as required by the contract documents. This project was necessitated by the deteriorated condition of existing electrical systems.

Bids were solicited from numerous electrical contractors, most with experience at the Reedley campus. The original bid deadline was extended and extra efforts were undertaken to increase contractor participation. Despite the efforts of staff, a single bid was received for consideration. However, it should be noted that the bid response is under the engineer's estimate of \$139,300 as well as significantly less than the \$160,000 funded under the State Scheduled Maintenance and Repair Program. The State Chancellor's office has determined that any savings under this program can be used to help fund the cost of a state recommended capital facilities assessment. This facilities assessment agreement was approved by the Trustees at the January 2002 board meeting. As noted above, a single bid was received from one (1) contractor as follows:

<u>Bidder</u>	<u>Award Amount</u>
Valley Unique Electric, Inc.	\$106,769.00

Fiscal Impact:

\$106,769.00 – State Scheduled Maintenance and Repair Program

Recommendation:

It is recommended that the Board of Trustees award Bid #0102-14, in the amount of \$106,769.00 to Valley Unique Electric, Inc., the lowest responsible bidder for Electrical Upgrades, Phase I, at Reedley College, and authorize the Chancellor or Executive Vice Chancellor-Administration and Finance to sign an Agreement on behalf of the District.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Approve an Agreement with ITEM NO. 02-39
 The Burlington Northern and Santa Fe Railway
 Company for Construction and Maintenance
 of a Fence Along Railroad Right-of-Way,
 Fresno City College

EXHIBIT: None

Background:

For several years the District has attempted to gain cooperation from CalTrans and The Burlington Northern and Santa Fe Railway Company regarding safety improvements to the railroad tracks on the Fresno City College campus. This matter has become an increasing concern due to the additional enrollment and number of students crossing the railroad going to and from classes and to parking. Regrettably, in the past five years there have been two fatalities and one injured student hit by trains in the vicinity of the Weldon crossing.

Recently, several meetings have been held with CalTrans and BNSF to address these concerns. The parties have agreed to install at no cost to SCCCD a wrought iron fence along the railroad right-of-way on the east side of the railroad tracks bisecting the campus property. In return, BNSF has asked the District to maintain the fence in the event of any vandalism or damage. The fence will improve safety by being a significant deterrent to students who cross the railroad tracks at places other than designated crossings, i.e., Weldon Avenue. For years the District has considered improving the fencing to channel students but has previously been unable to secure the estimated funding in the amount of \$80,000. The administration believes that the maintenance of the fencing is reasonable once the cost of construction and installation is borne by BNSF.

In addition to fence construction, the parties have been discussing the construction of a vehicular and pedestrian underpass to the Weldon Avenue crossing. CalTrans and BNSF believe that this project can be completed for \$2 million, which is significantly less than previous estimates. In addition, CalTrans believes it can secure federal funding of approximately one-half of the cost of construction. In order to secure the remaining funding, approximately \$1 million, the District is working with the Chancellor's Office to obtain authorization to submit a Final Project Proposal

under the Life/Safety Category of the State Capital Outlay Program. In March the administration will be requesting authorization to submit Final Project Proposals (FPPs) and the District's Five-Year Construction Plan. It is hoped by that time that authorization for submittal of an FPP for this project will be obtained from the Chancellor's Office. All design costs, with the exception of the District's engineering review, would be borne by CalTrans and BNSF and, therefore, the administration recommends proceeding in this planning process. If funding were to be achieved, the goal would be to construct the project over the summer (possibly 2003), at which time there would be minimal traffic affected by the closing of the Weldon crossing for approximately one month. If accomplished, not only would all vehicular traffic cross under the railroad but also all pedestrian crossings would be channeled under the tracks as well, thereby eliminating the safety concern of pedestrians crossing the railroad tracks. The administration will continue to keep the Board apprised of the progress in this regard.

Fiscal Impact:

None – Potential future maintenance costs

Recommendation:

It is recommended that the Board of Trustees:

- a) authorize an Agreement with The Burlington Northern and Santa Fe Railway Company for the construction and maintenance of a wrought iron fence along the east side of the railroad tracks crossing the Fresno City College campus, with all design and construction costs to be absorbed by BNSF, and future maintenance costs to be paid by State Center Community College District; and
- b) authorize the Chancellor or Executive Vice Chancellor to sign the Agreement on behalf of the District.

STATE CENTER COMMUNITY COLLEGE DISTRICT
1525 E. Weldon
Fresno, California 93704

PRESENTED TO BOARD OF TRUSTEES

DATE: February 5, 2002

SUBJECT: Consideration to Adopt 2002-03 Budget
Development Calendar

ITEM NO. 02-40

EXHIBIT: Calendar

Background:

Annually, the Board of Trustees adopts the Budget Development Calendar, which outlines a sequence of events necessary for the timely adoption of the District's budget. The 2002-03 Budget Development Calendar is consistent with the 2001-02 Calendar with minor changes. Please note that a specific date for the Board's annual retreat, at which the budget is typically a topic, has not been established at this time.

As a reminder, 2002-03 will be the second year that the District's decision packages will be recommended for approval in May so that goods and services may be acquired to benefit the 2002-03 academic year. In addition, this will be the second year that the Partnership for Excellence Program is included in the regular Budget Calendar process.

The process will conclude with a recommendation for Board approval at its regular meeting on September 3, 2002.

Fiscal Impact:

None

Recommendation:

It is recommended that the Board of Trustees approve the 2002-03 Budget Development Calendar as presented.

**STATE CENTER COMMUNITY COLLEGE DISTRICT
BUDGET DEVELOPMENT CALENDAR
2002-03**

<u>On or Before Due Date</u>	<u>Responsibility</u>	<u>Ref. No.</u>	<u>Action Needed</u>
1/28/02	Chancellor's Cabinet	1	Consider Budget Calendar
2/5/02*	Board of Trustees	2	Review and approve Budget Calendar
3/4/02	District Office	3	Complete distribution of Budget instructions and material to all Division Departments
3/4/02	Colleges	4	Submit Decision Packages to District Office
3/18/02	Chancellor's Cabinet	5	Review of Decision Packages and recommendations
3/25/02	Colleges	6	Submit regular staffing information to District Business Office
4/1/02	District Office	7	Distribute Campus/Site Budget Allocations
4/1/02	Colleges	8	Submit hourly salaries to District Business Office
4/1/02	District Office	9	Business Office review of staffing requests and data entry of regular salaries and benefits
4/2/02*	Board of Trustees	10	Initial Board review of Decision Package recommendations

*Regular Board Meeting

<u>On or Before Due Date</u>	<u>Responsibility</u>	<u>Ref. No.</u>	<u>Action Needed</u>
4/15/02	Colleges	11	Entry of non-salary budget requests
**	Board of Trustees	12	Board Retreat - Preliminary Budget discussions
4/29/02	Colleges	13	Submit Actual, Projected and Proposed Expenditures Schedule
5/7/02	Board of Trustees	14	Final Board review/approval of Decision Package recommendations
5/10/02	Colleges	15	Campus review of Tentative Budget
5/13/02	Chancellor's Cabinet	16	Review of Tentative Budget
6/10/02	Colleges Chancellor's Cabinet District Office	17	Revision of Tentative Budget
6/25/02*	Board of Trustees	18	Approval of Tentative Budget and Public Hearing Date (9/3/02)
6/28/02	District Office	19	Tentative Budget submitted to County Superintendent of Schools
7/12/02	District Office	20	Revisions to Tentative Budget if necessary
8/23/02	District Office	21	Budget available for public inspection
9/3/02*	Board of Trustees	22	Public Hearing and Budget adoption for 2002-03

*Regular Board Meeting

**Special Board Meeting/Workshop (at Discretion of Board)
2/5/02