

**MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD OF TRUSTEES
REGULAR MEETING**

1:30 p.m. – 1:35 p.m. – Open Session (Roll call only)
Closed Session – 1:35 p.m. - 2:55 p.m.
Stutzman Seminar Room – Library & Technology Center
Open Session: 3:00 p.m., Karas Room – Library & Technology Center

Monterey Peninsula College
980 Fremont Street, Monterey, California 93940-4799

TUESDAY
February 26, 2008

AGENDA

I. OPENING BUSINESS

- A. Call Public Session to Order
- B. Roll Call
- C. Take Action to Add Items (if any) That Arose Since Posting of Agenda (2/3 vote required)

II. OPENING BUSINESS

- A. Call Public Session to Order
- B. Roll Call
- C. Closed Session Topic/s of Discussion:

The Governing Board will meet in Closed Session (before the Open Session on regular agenda items) to consider matters appropriate for Closed Session as authorized by Sections 3549.1 and 54956.7 through 54957.7, Government Code and Section 72122, Education Code, and as otherwise provided by law. Required action on these matters will be taken when the Board meets in Open Session (or at the next public meeting). Item/s under discussion this date:

- a. Conference with Labor Negotiators:
Monterey Peninsula Community College District: Joe Bissell and
Barbara Lee
Monterey Peninsula College Employees Association #245

- b. Conference with Legal Counsel Regarding Pending Litigation. There are two (2) potential lawsuit.
- c. Public Employee Performance Evaluation.
Superintendent/President.
- D. Reporting of any action taken during Closed Session

III. RECOGNITION

- A. Acknowledgment of Visitors
- B. Monterey Peninsula College Foundation: Donations: \$18,555.50.
- C. A Moment of Silence: Betty Sicalbo Macias, Student Financial Services
September 20, 1949 – January 15, 2008
- D. United Way Presentation: Linda Pridmore & Karen Engelsen
- F. February: Black History Month

IV. COMMUNICATIONS

Note to Audience: Anyone wishing to address the Governing Board on matters within the jurisdiction of the Board may do so now. Please state the matter on which you wish to speak. Matters not appearing on the Agenda will not receive action at this meeting, but may be referred to staff for consideration at a future meeting. Presentations will be limited to three minutes, or as established by the Board. (Persons are not required to give their name or address, but it is helpful for a person to state their name in order that the Board and others present may identify the speaker.)

- A. Comments from Visitors
- B. Written Communication:
 - a) Pacific Grove Hometown Bulletin, Wednesday, January 16, 2008, The Big Read is On.
 - b) The Monterey County Herald, Thursday, January 17, 2008, MPC Theatre Company.
 - c) The Monterey County Herald, Saturday, January 19, 2008, MPC 57, SJCC 47; CSULA 61, CSUMB 59; San Jose CC 68, MPC 67.
 - d) The Monterey County Herald, January 20, 2008, Your Town, Dr. Alex Filippenko, astronomy professor, to speak at MPC.
 - e) The Monterey County Herald, Monday, January 21, 2008, MPC women mop up on Marin.
 - f) An email from Dr. Douglas Garrison to All Users dated January 23, 2008 regarding Reception for Dr. Terrence Roberts.

- g) The Monterey County Herald, Thursday, January 24, 2008, New election plan looms for MPC, by Clarissa Aljentera.
- h) Monterey County Weekly, January 24-30, 2008, Calendar, Exploding Stars Lecture at MPC.
- i) The Monterey County Herald, Sunday, January 27, 2008, MPC's English Department.
- j) GO! Monterey County Herald, Thursday, January 31 – February 6, 2008, Gentrain at Monterey Peninsula College & MPC Players present “The Gin Game.
- k) GO! Monterey County Herald, Thursday, January 31 – February 6, 2008, You're Invited...Open House at MPC's Education Center.
- l) The Monterey County Herald, Saturday, February 2, 2008, Your Town... Open House for MPC Center at Marina.
- m) The Monterey County Herald, Saturday, February 2, 2008, JC Baseball & JC Women's Basketball.
- n) The Monterey County Herald, Sunday, February 3, 2008, Sunday, February 3, 2008, 17th Annual MPC Lobo Hall of Fame Banquet, Friday, March 14, 2008, 6:00 p.m., no host cocktails, 7:00 p.m. dinner.
- o) The Monterey County Herald, Tuesday, February 5, 2008, MPC Storybook Theatre presents “Excalibur: The Story of Young King Arthur.
- p) The Monterey County Herald, Wednesday, February 6, 2008, JC Baseball, MPC 11, Cabrillo 9.
- q) The Monterey County Herald, Sunday, February 10, 2008, JC Baseball, MPC 19-9, Los Medanos 4-3.
- r) The Monterey County Herald, Sunday, February 10, 2008, Monterey, Watergate journalist Bernstein to speak.
- s) The Monterey County Weekly, February 7 – 13, 2008. This...Is...Now! Performance Salon at MPC.
- t) The Monterey County Weekly, February 7 – 13, 2008, Excalibur: The Story of Young King Arthur at MPC.
- u) The Monterey County Herald, Thursday, February 7, 2008, JC Basketball, MPC 81, Gavilan 79 OT.
- v) GO! The Monterey County Herald, Thursday, February 7 – 13, 2008, Excalibur: The Story of Young King Arthur' opens at MPC's Storybook Theatre.
- w) GO! The Monterey County Herald, Thursday, February 7 – 13, 2008, Facing Up...Ethical Dilemmas in Journalism.
- x) The Monterey County Herald, Friday, February 8, 2008, MPC to host track meet by Herald Staff Reports.
- y) The Monterey County Herald, Wednesday, February 13, 2008, MPC Police Academy teams up with training consortium.
- z) A letter received February 13, 2008, from Brandon Ravela recognizing the dedication and service of Song Monroe, Social Science Division Manager.
- aa) The Monterey County Herald, Sunday, February 17, 2008, MPC baseball sweeps Taft, Herald Staff Reports.

C. Reports and Presentations:

Routine status reports and announcements regarding campus activities, meeting schedules, conferences attended and recent developments from:

- INSTITUTIONAL REPORT: Student Services Building Update
- SUPERINTENDENT
- VICE PRESIDENTS
- ACADEMIC SENATE
- MPCEA
- MPCTA
- ASMPC
- COLLEGE COUNCIL
- MPC FOUNDATION
- GOVERNING BOARD
- Special Report
- Bond Update – Joe Bissell

V. CONSENT CALENDAR

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

A. Routine business transactions, annual renewal of programs, bids, agreements, notices of public hearings, proclamations, etc.:

BE IT RESOLVED,

1. That the Governing Board minutes for the Regular meeting held on Tuesday, January 22, 2008, and the Special meeting held on Wednesday, February 6, 2008, are approved.
2. That the Governing Board accept \$20,975.50 and other gifts donated to the college with appropriate thanks to the donors.
3. That the January 15th Manual Payroll in the amount of \$3,300.00 and the January 31st Regular Payroll in the amount of \$1,791,202.81 and the February 5th Manual Payroll in the amount of \$1,650.08 and the February 8th Supplemental Payroll in the amount of \$32,855.48 be approved.
4. That Commercial Warrants #12599459 through #12599524, #12600155 through #12600181, #12601220 through #12601234, #12601936 through #12601987, #12602838 through #12602850,

#12604066 through #12604114, & #12606168 through #12606240, in the amount of \$3,670,775.95 be approved.

5. That purchase orders #802626 through #802782, in the amount of \$6,321,374.23 be approved.

6. That the following budget adjustments in the unrestricted general fund be ratified.

Net decrease in the 5000 Object expense category \$ 3,540
Net increase in the 3000 Object expense category \$ 3,540.

7. That the following budget adjustments in the restricted general fund be ratified.

Net decrease in the 4000 Object expense category \$ 419
Net increase in the 5000 Object expense category \$ 419.

8. That the following budget increases in the Restricted General Fund be approved.

Decrease of \$38,102 in revenue and matching expenses, to reflect funds received for FY 2007-2008.

Increase of \$237,529 in revenue and matching expenses, to reflect funds carried forward from FY 2006-2007 to FY 2007-2008.

9. That the following budget increases in the Child Development Fund be approved.

Increase of \$2,424 in revenue and matching expenses, to reflect funds carried forward from FY 2006-2007 to FY 2007-2008.

10. That the following budget adjustments in the Child Development fund be ratified:

Net decrease in the 4000 Object expense category \$4,000
Net increase in the 3000 Object expense category \$4,000.

11. That the following course(s) be approved:

- GEN 404A, The Roman Republic and Rise of Empire (500 B.C. – 14 A.D.)
- LETP 232.34, Firearms/Tactical Rifle.

12. That the Governing Board deny the claim for damages made by Patricia Rolander, and that the claim be forwarded to the district's claims administrator for investigation and disposition.

B. Academic Personnel

13. That Monterey Peninsula College enter into a contract with the following contract (probationary) employees for the 2008-2009 academic year:

- Dr. Steven Albert
- Ms. Kelly Fletes
- Ms. Sarah Mawhirter
- Mr. David Michaels
- Ms. Christa Peacock.

14. That Monterey Peninsula College enter into a contract with the following contract (probationary) employee for the 2008-2009 and 2009-2010 academic years:

- Mr. Kevin Bransfield
- Dr. Susan Joplin
- Dr. Kevin Raskoff.

15. That the Monterey Peninsula College employ the following probationary employees as tenured employees for all subsequent academic years starting with the 2008-2009 academic year:

- Ms. Wendy Bates
- Ms. Kimiko Fuji
- Dr. Anita Johnson
- Dr. David Joplin
- Mr. Eric Ogata
- Mr. Jonathan Osburg
- Mr. Jon Mikkelsen.

16. That the Governing Board approve the following items:

- a) Resignation of Jeannie Kim, Director of English and Study Skills Center, effective July 25, 2008.
- b) Grant Emergency Equivalency to Bill Jones to teach CHDV 63 the Special Needs Child, effective Spring 2008 only.
- c) Grant Emergency Equivalency to Wayne Ivey to teach AUTO 160 Supervised Automotive Trade Experience, effective Spring 2008 only.

- d) Grant Emergency Equivalency to Lauren Michel to teach ART 88A Weaving I, 88B Weaving II, and 93.7 Practicum: Weaving, effective Spring 2008 only.
- e) Grant Emergency Equivalency to Vincente Cabrera Vargas to teach SPAN 2A Intermediate Spanish, effective Spring 2008 only.
- f) Grant Emergency Equivalency to Nicole Nedeff to teach BIOL 75.1 Biological Field Studies: Spring Wildflowers, effective Spring 2008 only.
- g) Each month individuals are hired as part-time, substitute, and overload. The attached lists include hires for Early spring and Spring 2008.

C. Classified Personnel

- 17. That the Governing Board approve the classified personnel actions listed to include:
 - a) Employment of Yen Le, Accounting Specialist (Service Category 4), Fiscal, 40 hours per week, 12 months per year, effective February 27, 2008.
 - b) Employment of Mary Weber, Administrative Secretary (Service Category 5) Occupational & Economic Development, 40 hours per week, 12 months per year, effective February 27, 2008.
 - c) Transfer of Thelma Morales, Financial Aid Advisor (Service Category 5) Student Financial Aid, to Accounting Specialist (Service Category 4), Fiscal, 40 hours per week, 12 months per year, effective February 28, 2008. the position is currently vacant.
 - d) Employment of _____, Custodian (Service Category 2), Facilities, 40 hours per week, 12 months per year effective _____, 2008.
 - e) Employment of _____, Custodian (Service Category 2), Facilities, 40 hours per week, 12 months per year, effective _____, 2008.
 - f) Release during probationary period of employee #1742, effective at the close of the day, January 22, 2008.
 - g) Release during probationary period of employee #1975, effective at the close of the day January 19, 2008.
 - h) Resignation for the purpose of retirement of Connie Newton, Secretary (Service Category 4), Administration of Justice, 40 hours per week, 12 months per year, effective at the end of the day, February 5, 2008.

- 18. That the individuals on the recommended list (Short Term and Substitute Classified Employees) employed for short term and

substitute assignments subject to future modifications, be approved.

VI. NEW BUSINESS

- A. BE IT RESOLVED, That the Governing Board adopt the following resolution recognizing the contributions of Mr. Charlie Houseman for his many years of work with the MPC Law Enforcement Academy.

RESOLUTION OF APPRECIATION AND COMMENDATION

WHEREAS, Captain Charles J. Houseman (retired) has served Monterey Peninsula College for over 39 years as an adjunct administration of justice instructor, police academy instructor, academy coordinator, and finally as the Director of the MPC Law Enforcement Academy; and

WHEREAS, Captain Charles Houseman (retired) has shared his many years of experience in the field of law enforcement with students and staff and has been a mentor to many instructors from law enforcement agencies throughout the Monterey Peninsula and beyond; and

WHEREAS, Captain Charles Houseman (retired) has continuously promoted the accessibility of the MPC Law Enforcement Academy to all students from the diverse community that MPC serves; and

WHEREAS, Captain Charles Houseman (retired) has supported the success of all students that have enrolled in the MPC Law Enforcement Academy and encouraged many who may not have considered a law enforcement career otherwise; and

WHEREAS, Captain Charles Houseman (retired) has mentored many cadets who have become outstanding law enforcement officers and served the community with honor and dignity; and

WHEREAS, Captain Charles Houseman (retired) has demonstrated a high degree of loyalty to the students, staff and faculty of MPC and the MPC Law Enforcement Academy; and

WHEREAS, Captain Charles Houseman (retired) has provided the leadership that has enabled the MPC Law Enforcement Academy to be one of the highest quality programs of its kind in the State of California whose recent academies' exit scores ranked third in the state; and

WHEREAS, Captain Charles Houseman (retired) has gone above and beyond the requirements of his positions with the MPC Law Enforcement Academy in order to insure the continued success of this program;

THEREFORE, BE IT RESOLVED, That the Monterey Peninsula Community College District hereby recognizes and expresses its appreciation to Captain Charles Houseman (retired) for his enormous contributions to the MPC Law Enforcement program and Monterey Peninsula College as a whole in an association that has lasted for 39 years.

- B. BE IT RESOLVED, That the 2007-2008 Monthly Financial Reports for the period ending January 31, 2008, be accepted.
- C. BE IT RESOLVED, That the Quarterly Financial Status Report for the quarter ending December 31, 2007 as presented on form CCFS 311Q, be accepted and made part of the minutes of the meeting.
- D. HOLD A PUBLIC HEARING ON THE INITIAL PROPOSAL OF CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER #245, MPCEA/CSEA FOR 2008-2009 INFORMATION
- E. BE IT RESOLVED, That following comments from the public regarding the initial proposals of both MPCEA and the District, the 2008-09 Monterey Peninsula College District initial proposal for interest based bargaining with California School Employees Association, Chapter #245, MPCEA/CSEA be adopted.
- F. HOLD A PUBLIC HEARING ON THE DISTRICT'S INITIAL PROPOSAL FOR INTEREST-BASED BARGAINING WITH THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER #245 MPCEA/CSEA FOR 2008-2009.
- G. PUBLIC HEARING FOR THE MITIGATED NEGATIVE DECLARATION PERTAINING TO THE MPC EDUCATION CENTER AT IMJIM PARKWAY IN MARINA. INFORMATION
- H.1. BE IT RESOLVED, That the Governing Board adopts three resolutions relevant to the MPC Marina Education Center at Imjin Parkway at Marina: (1) the Mitigated Negative Declaration (2) Approval of the site plan of the MPC Education Center at Imjin Parkway and (3) the Mitigation Monitoring Program for the MPC Education Center at Imjin Parkway.
- H.2. BE IT RESOLVED, That the Governing Board approve the changes to the 2005-2008 collective bargaining agreement with MPCEA/CSEA #245 effective March 1, 2008.
- I. REVIEW OF DISTRICT'S 2008-2009 SCHEDULED MAINTENANCE & SPECIAL REPAIRS FIVE YEAR PLAN INFORMATION

- J. REVIEW DESIGN DEVELOPMENT DRAWINGS FOR THE STUDENT SERVICES BUILDING INFORMATION
- K. BE IT RESOLVED, That the Governing Board approve the 2007 – 2010 Monterey Peninsula College Institutional Goals.
- L. BE IT RESOLVED, That the Memorandum of Agreement between the Fort Ord Reuse Authority and Monterey Peninsula College Regarding Property Ownership and Responsibilities during the Period of Environmental Services to Remove Munitions and Explosives of Concern, be approved.
- M. BE IT RESOLVED, That the Governing Board of Trustees approve the Monterey Peninsula College Midterm Report for submission to the Accreditation Commission for Community and Junior Colleges, Western Association of Schools and Colleges.
- N. BE IT RESOLVED, That the Monterey Peninsula College Governing Board adopt the following resolution:
1. WHEREAS as the Monterey Peninsula College Governing Board has a history of diverse representation, and
 2. WHEREAS the Monterey County Committee on School District Organization initiated the process of reorganizing the Monterey Peninsula Community College District into electoral districts without the submittal of a petition with the required number of validated signatures of registered voters, and
 3. WHEREAS Dr. Jeanne Gobalet, the demographer hired by the Monterey County Committee on School District Organization, has stated in her written report to that Committee dated January 22, 2008 "...at this time there is no evidence supporting a conclusion that the college district is in violation of the federal Voting Rights Act," and
 4. WHEREAS Jim Philpot, a retired Associate Superintendent of Schools of Monterey County and former member of the MPC Governing Board who acted as facilitator of the MPC Districting Community Task Force and wrote on February 1, 2008 "I had worked with districts conducting similar studies. In each previous instance the results clearly indicated that five or seven trustee areas were required to meet the Voting Rights Act criteria of fairness. This is not the case with the college. There is no indication of voting rights violation. I suggest that the County Committee should ask the question, 'Is there a violation of the Voting Rights Act?' If the answer is no, then the Committee has no legitimate issue to pursue," and

5. WHEREAS Monterey County Counsel, Leroy Blankenship, on February 6, 2008 clearly informed the County Committee members on the history of districting in Monterey County and stated the districting process has always been initiated by the individual school districts with little or no opposition which is in direct conflict with the facts of the MPC case, and
6. WHEREAS the MPC Governing Board has conducted over two years of public meetings, hearing both pro and con arguments on the districting issue, and
7. WHEREAS the County Committee on School District Organization has taken the unprecedented action of initiating trustee area districting in direct opposition to the decision made by the duly elected MPC Governing Board, and
8. WHEREAS 59,000 registered voters within the Monterey Peninsula Community College District have had the authority of their duly elected MPC Governing Board usurped by the County Committee on School District Organization,

THEREFORE, BE IT RESOLVED, That the Monterey Peninsula Community College District Governing Board calls on the Monterey County Committee on School District Organization to place on the ballot the question of whether to establish trustee areas and to revise the method of election before the registered voters of the Monterey Peninsula Community College District.

O. CALENDAR OF EVENTS

INFORMATION

VII. ADVANCE PLANNING

A. Meeting Date:

Regular Meeting: Tuesday, March 18, 2008

- 8:00 a.m. – Stutzman Seminar Room, Library and Technology Center
- 9:30 a.m. – Karas Room, Library and Technology Center

B. Suggested Future Agenda Item/s:

1. Basic Skills Initiative
2. Study Session: Budget: Financial/Audit/ERAF Report(s)

VIII. CLOSED SESSION

(When Required on Non-Routine Matters and/or to Continue Discussion of Items from Earlier Closed Session)

Posted: February 20, 2008

AgendaFebruary26, 2008
February 2008