

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

REGULAR BOARD MEETING

1:30pm, Closed Session, Stutzman Room, LTC
3:00pm, Regular Meeting, Sam Karas Room, LTC
980 Fremont Street, Monterey CA 93940
www.mpc.edu/GoverningBoard

WEDNESDAY, OCTOBER 23, 2013

AGENDA

The Monterey Peninsula College Governing Board welcomes you to the Governing Board of Trustees Regular Meeting. Documents that are public records and are provided to the Governing Board regarding a Regular Meeting item on this Agenda will be made available for public inspection in the Superintendent/President's Office at Monterey Peninsula College, 980 Fremont Street, Monterey, California, during normal business hours the Thursday preceding the meeting. If you intend to submit documents at this meeting, the Brown Act requires you to bring enough copies for the Trustees and the audience. In compliance with the Americans with Disabilities Act, those requiring special assistance to access the Board meeting room, to access written documents being discussed at the Board meeting, or to otherwise participate at a Board meeting, can contact the Superintendent's Office at (831) 646-4272. Notification at least 72 hours prior to the Board meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids, or translation services.

1. OPENING BUSINESS

A. Call To Order

B. Roll Call

C. Public Comments on Closed Session Items

This is an opportunity for visitors to make comments regarding any closed session items. When the Chair recognizes a member of the public for oral comments, such comments shall be limited to three minutes.

D. Closed Session – items under discussion

The Governing Board will meet in Closed Session (before the Regular Meeting on regular agenda items) to consider matters appropriate for Closed Session as authorized by Sections 3549.1 and 54956.7-54957.7, 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 Regular Meeting or at the next public meeting.

1) Conference with Labor Negotiators (Government Code Section 54957.6)

a) Employee Organization: MPCTA/CTA/NEA

b) Agency Representatives: Dr. Walt Tribley & Barbara Lee

2) Conference with Labor Negotiators (Government Code Section 54957.6)

a) Employee Organization: MPCEA/CSEA

b) Agency Representatives: Dr. Walt Tribley & Barbara Lee

3) Public Employee Discipline/Dismissal/Release (Government Code Section 54957):

Barbara Lee

4) Public Employee Performance Evaluation: Superintendent/President

E. Reconvene to Regular Board Meeting and Roll Call

F. Report of Action Taken In Closed Session

G. Approval of Agenda

The Board will take action to approve the Agenda. Agenda items may be rearranged here. If there are any urgent items that arose after the 72-hour posting deadline, this is the point in the meeting where a vote may be taken to add the item to the agenda. (A 2/3-majority vote is required.)

2. RECOGNITION

- A. Acknowledgement of Visitors
- B. Moment of Silence

3. 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 the Public

B. Written Communications:

- 1) Letter to Dr. Walt Tribley from William Collins, the Department of the Army's Base Realignment and Closure Environmental Coordinator (Fort Ord Office), in response to Dr. Tribley's February 13, 2013 letter. / September 12.
- 2) Letter to David Brown, Interim Director of the Fire Protection and Technology Program, from Sky Rappoport, MPC Theatre Manager, outlining the proceeds from the benefit performance of "The Guys." / September 24.
- 3) Letter to Michael J. Miller, Monterey County's Auditor-Controller, from Chancellor Brice W. Harris regarding the appointment of Vicki Nakamura, MPC's Assistant to the President, to the Del Rey Oaks, City of Monterey, and Sand City Redevelopment Agency (RDA) oversight boards. / October 4.
- 4) Letter from Dr. Walt Tribley to Dr. Michael Orkin, the Vice Chancellor of Educational Services for the Peralta Community College, regarding his letter of support for the online education initiative. / October 9.

C. MPC All User Emails:

- 1) Marty Johnson: Fall Lobo Day on September 18, 2013.
- 2) Michael Carson: Demolition of the Business Humanities Building to start on September 23, 2013.
- 3) Dr. Walt Tribley: Marty Johnson's employment as Interim VP of Student Services will be extended through June 30, 2014, pending Board approval.
- 4) Dr. Walt Tribley: Announcement of and invitation to participate in the MPC Budget Input Survey.
- 5) Counseling Department: Class Visitations and Early Alert Assistance available to support student retention and success.
- 6) Distance Education Committee: MPC Online Coffee and Conversation workshop on September 27, 2013 regarding strategies for engaging and retaining online students.
- 7) Student Financial Services: Application period now open for the 2014 Goldwater Scholarship and the 2014 Jack Kent Cooke Scholarship.
- 8) Carlis Crowe-Johns: Affordable Care Act Marketplace Notice regarding Covered California.
- 9) Dr. Walt Tribley: Report the presence of unattended backpacks and other items to security.
- 10) Vicki Nakamura: Marina in Motion to host a public forum featuring the candidates from MPC Trustee Area 2 on September 28, 2013.

- 11) Dr. Walt Tribley: Information regarding the use of Monterey Peninsula College District resources in connection with election issues.
- 12) Stephanie Perkins: Announcement of Welcome Home BBQ for Loran Walsh on October 3, 2013.
- 13) MPC Environmental Club: Announcement of the Inaugural Campus Clean Up Day on October 9, 2013.
- 14) Vicki Nakamura: The video of the MPC Trustee Area 2 Candidates' Forum sponsored by Marina in Motion has been posted to the Access Monterey Peninsula website.
- 15) Dr. Walt Tribley: Joe Bissell returns to MPC as a professional expert during the recruitment of an interim VP of Administrative Services.
- 16) Student Financial Services: Announcement of the Peggy & Jack Baskin Foundation scholarship opportunity.

D. Articles published in *The Herald*, *The Weekly*, *The Californian*, and other media:

- 1) *The Herald* / September 16, 2013: Letter to the Editor: "Marchand can teach." / County Clipboard: "MPC celebrating former championship teams."
- 2) *Monterey County Weekly* / September 17, 2013: "Anti-Choice Activists Spark Debate, Fury at MPC."
- 3) *The Herald* / September 18, 2013: "Abortion debate remains civil at Monterey Peninsula College."
- 4) *The Herald* / September 21, 2013: "JC football scheduling all up to the commissioner." (MPC coach Mike Rasmussen interviewed.)
- 5) *The Herald* / September 22, 2013: "Historian Rick Janick presents Frank Lloyd Wright lectures." (Features former MPC faculty member Rick Janick.)
- 6) *The Herald* / September 24, 2013: "Trying to sort out confusion of K and M."
- 7) *The Herald* / September 25, 2013: "Monterey Peninsula College trustees to discuss Fort Ord ballot measures."
- 8) *The Herald* / September 26, 2013: "MPC trustee debate to be held Saturday."
- 9) *The Herald* / September 29, 2013: "Marina's MPC candidates pitch themselves at debate."
- 10) *The Herald* / October 1, 2013: "MPC staying out of Fort Ord fight."
- 11) *The Weekly* / October 3, 2013: "Elections 2013 – Fort Ord Access Alliance says its Measure M will save the trees. Secure the Promise says its Measure K will save the economy. The Weekly tries to separate fact from fiction."
- 12) *The Herald* / October 6, 2013: "MPC offense comes alive as Lobos beat Reedley for first win of the season." / "Fort Ord measures: What they really mean."
- 13) *The Herald* / October 7, 2013: The Monterey Peninsula Chamber of Commerce's 2013 candidate endorsements including Leigh Rodriguez for the MPC Board of Trustees, Area 2.
- 14) *The Ecopreneurist* / October 2013: "New Business Venture After Career Loss: My Journey." (Written by MPC student; features MPC.)

E. Reports and Presentations:

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

- 1) Institutional Report: No Report.
- 2) Superintendent/President's Report: Dr. Walter Tribley
- 3) Vice Presidents' Reports: Mr. Joe Bissell, Dr. Céline Pinet, and Mr. Martin Johnson
- 4) Academic Senate Report: Fred Hochstaedter, President
- 5) MPCEA Report: Stephanie Perkins, President
- 6) MPCTA Report: Mark Clements, President
- 7) ASMPC Report: Ashley Jones, Director of Representation
- 8) College Council Report: Stephanie Perkins and Diane Boynton, Co-chair
- 9) MPC Foundation

- a) Executive Director Report: Ms. Beccie Michael
- b) Monthly Donations: \$45,621.99
- 10) Governing Board Reports
 - a) CHS Report
 - b) Trustee Reports
- 11) Legislative Advocacy Report, Dr. Walter Tribley
- 12) Student Success Report: “Where Students Place in English and Math... And Why Placement Matters,” Dr. Rosaleen Ryan and Dr. Walt Tribley
- 13) Special Report – Bond Update Reports, Joe Demko, Kitchell
 - a) Active Bond/Facility Projects Update
 - b) Cost Control Report
 - c) Master Schedule/Construction Phase Only
 - d) Bond Expenditure Report

4. 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, Notice of Public Hearings and Proclamations:

BE IT RESOLVED,

- 1) That the Governing Board approves the minutes of the Regular Board Meeting on September 25, 2013.
- 2) That the Governing Board accepts gifts donated to the College with appropriate acknowledgement to the donor.
- 3) That the September regular payroll in the amount of \$2,562,630.25 and the October manual payroll in the amount of \$2,589.24 and the October supplemental payroll in the amount of \$71,915.50 for a total payroll of \$2,637,134.99 be approved.
- 4) That Commercial Warrants:
12028829 through 12028871, 12029547 through 12029593, 12030168 through 12030199, 12030862 through 12030899, 12031623 through 12031652, 12033606 through 12033646, in the amount of \$1,975,678.88 be approved.
- 5) That Purchase Orders B1400313 through B1400393 in the amount of \$498,487.55 be approved.
- 6) That the following budget increases in the Restricted General Fund be approved:
Increase of \$10,000 in funds carried forward from FY 2011-2012 to FY 2012-2013.
Increase of \$2,614 in funds received for FY 2012-2013.
- 7) That the following budget adjustments in the Restricted General Fund be approved:

Net increase in the 1000 Object expense category	\$	6,121
Net decrease in the 2000 Object expense category	\$	2,640
Net increase in the 3000 Object expense category	\$	273
Net increase in the 4000 Object expense category	\$	3,662
Net increase in the 5000 Object expense category	\$	4,658

Net increase in the 6000 Object expense category	\$	2,016
Net decrease in the 7000 Object expense category	\$	13,544

- 8) That the following budget adjustments in the Child Devt. Fund be approved:
- | | | |
|--|----|--------|
| Net increase in the 2000 Object expense category | \$ | 24,680 |
| Net increase in the 3000 Object expense category | \$ | 7,276 |
| Net decrease in the 7000 Object expense category | \$ | 31,956 |

B. Faculty Personnel:

- 9) That the Governing Board approves the following items:
- Resignation of Janine Wilson, Math Science Upward Bound Coordinator/Counselor, TRIO Program, effective at the end of the day, October 11, 2013.
 - Resignation for the purpose of retirement of Maria-Dolores (Lola) Jerez Moya, Spanish Instructor, effective at the end of the day, June 7, 2014 and confer upon her the title of Professor Emeritus.
 - Resignation for the purpose of retirement of Rodney Oka, Chemistry Instructor, effective at the end of the day, June 7, 2014 and confer upon him the title of Professor Emeritus.
 - Each month individuals are hired as part-time, substitute, and overload. The attached lists include hires for Fall 2013.

C. Classified Personnel:

- 10) That the Governing Board approves the following item(s):
- Employment of _____, Custodian, Facilities Department, 40 hours per week, 12 months per year, effective _____, 2013.
 - Employment of _____, Administrative Assistant II, Marina Education Center, 24 hours per week, 10 months & 11 days per year, effective _____, 2013.
 - Resignation of Arthur Henness, Groundskeeper, Facilities, 40 hours per week, 12 months per year, effective at the end of the day, August 27, 2013.
 - Resignation for the purpose of retirement of Patricia Fauth, Admissions & Records Specialist, Admissions & Records, 40 hours per week, 12 months per year, effective at the end of the day, December 29, 2013.
 - Placement of employee #150497 on the 39 month re-employment list, effective November 1, 2013, pursuant to Educational Code 88195.

D. Short Term and Substitute Personnel:

- 11) That the individuals on the recommended list (Short Term and Substitute Employees), employed for short term and substitute assignments subject to future modifications, be approved.

5. NEW BUSINESS

Public comments on New Business agenda items will be heard at the time the matter is under Board consideration. If you wish to address the Board on an agenda item, please do so when that item is called. Presentations will be limited to a maximum of 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.

- BE IT RESOLVED, that the 2013-2014 Monthly Financial Reports for the period ending September 30, 2013, be accepted.
- BE IT RESOLVED, that the Governing Board authorize the Superintendent/President to enter into an agreement with the Chancellor's Office of the California Community Colleges, State of California, to participate in the Chancellor's Office Tax Offset Program (COTOP).

- C. BE IT RESOLVED, That the attached resolution allowing Monterey Peninsula Community College District's continued participation in the Monterey County Educational Delinquent Tax Finance Program to be underwritten by Tower Capital Management, be approved.
- D. BE IT RESOLVED, That the Governing Board ratify the renewal agreement with Alliant Insurance Services, Inc., as the District's broker of record and consultant for the District's employee benefits programs effective December 1, 2013 and ending November 30, 2016.
- E. BE IT RESOLVED, that the Governing Board ratify the attached professional expert employment agreement between Joseph G. Bissell and Monterey Peninsula College District as a Special Assistant to the Superintendent/President for the period of October 7, 2013 through January 31, 2014.
- F. BE IT RESOLVED, That the Governing Board approve Joseph G. Bissell, Special Assistant to the President, as authorized signatory to replace Stephen Ma, Vice President for Administrative Services, for all expenditure warrants, contracts and other official documents on behalf of Monterey Peninsula Community College District, as requested by the Monterey County Office of Education.
- G. BE IT RESOLVED, That the Board authorize the District to file a Notice of Completion of Contract with the County of Monterey for the Life and Physical Sciences Modifications Buildings 10 and 15, DSA Application No.01-111711, File No. 27-C1.
- H. PUBLIC HEARING: Proposed Conveyance of Easements to Marina Coast Water District, at the Marina Education Center.
- I. BE IT RESOLVED, That Resolution No. 2013-2014/38 - Resolution to Convey Easements to Marina Coast Water District, at Marina Education Center, be approved.

MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 2013-2014/38

**RESOLUTION TO CONVEY EASEMENTS TO MARINA COAST WATER DISTRICT, AT MARINA
EDUCATION CENTER**

WHEREAS Education Code Section 81310 authorizes community college districts to convey to any public corporation or any private corporation engaged in the public utility business an easement to lay, construct, reconstruct, maintain and operate water and sewer pipes used in connection with such facilities over land belonging to the community college district; and,

WHEREAS the Monterey Peninsula Community College District owns real property known as Marina Education Center and more particularly described as Assessor's Parcel No. 031-251-003, and a portion of 12th Street, located in the City of Marina, County of Monterey, State of California, and further described in the attached Easements; and,

WHEREAS Marina Coast Water District, a county water district, ("MCWD"), has requested permanent easements on a portion of real property owned by the Monterey Peninsula Community College District for the purpose of installation, inspection, replacement, maintenance and removal of a potable water

main and sanitary sewer; and,

WHEREAS the U.S. Department of Education has provided written authorization on September 30, 2013, for the Monterey Peninsula Community College District to convey these easements in accordance with the terms and conditions of the October 18, 2004 Quitclaim Deed to the District for the real property in use as the Marina Education Center; and,

WHEREAS per Education Code Section 81311 at an open meeting on September 25, 2013 the Governing Board of Monterey Peninsula Community College District adopted Resolution No. 2013-2014/25 by a two-thirds vote of all its members declaring its intention to convey the easements; and

WHEREAS per Education Code Section 81311 the Governing Board of Monterey Peninsula Community College District, set and held a public hearing at the regular meeting on October 23, 2013, 3:00 PM on the question of granting the easements and that notice of the public hearing was posted and advertised per Education Code Section 81312,

NOW THEREFORE BE IT RESOLVED that the Governing Board of the Monterey Peninsula Community College District approve and convey the grant of easements to MCWD at the Marina Education Center.

PASSED AND ADOPTED by the Governing Board of the Monterey Peninsula Community College District, County of Monterey, California, this 23rd day of October 2013.

By _____
Charles Brown, Chair

By _____
Loren Steck, Vice Chair

By _____
Margaret Anne Coppernoll, Member

By _____
Marilynn Gustafson, Member

By _____
Rick Johnson, Member

Attest: _____
Walter Tribley, Secretary to Governing Board

- J. BE IT RESOLVED, That the Settlement Agreement and Mutual Release by and between Monterey Peninsula Unified School District, Monterey Peninsula Community College District, Monterey County Office of Education, and the City of Sand City, regarding unpaid pass-through payments, be ratified.
- K. INFORMATION: Program Review for the Business and Technology Division.
- L. BE IT RESOLVED, that the following new courses be approved:
 ARTC 3C, Ceramic Sculpture III
 ARTS 64B, Photo-Based Printmaking II
 AUTO 162, Supervised Automotive Trade Experience II
 ETNC 14, Sociology of Latinos and Latinas
 FREN 225A, Basic Conversational French I
 PFIT 10C, Advanced Weight Training
 PFIT 15C, Core Matwork III
 PFIT 15D, Core Matwork IV
 PFIT 17C, Yoga III
 PFIT 17D, Yoga IV
 PFIT 18C, Aerobic Fitness III
 PFIT 18D, Aerobic Fitness IV
 PFIT 19C, Body Sculpting III
 PFIT 180B, Massage Lab 2
 PHED 2D, Golf IV
 PHED 5D, Tennis III
 PHED 5E, Tennis IV
 PHED 6C, Soccer III
 PHED 15D, Volleyball III
 PHED 15E, Volleyball IV
 PHED 42C, Athletic Training Field Experience III
 SIGN 1AL, Elementary ASL I Lab
 SIGN 10, Structure and Culture of American Sign Language
 SIGN 15, Sign Language Myths and Realities
 THEA 35D, Musical Theatre Production - Experimental/Adapted
 THEA 59C, Repertory Theatre - Drama
 THEA 60D, Studio Theatre - Original/Experimental
 THEA 64A, Rehearsal and Performance Workshop - Musical
 THEA 64B, Rehearsal and Performance Workshop - Comedy
 THEA 74A, Acting Workshop - Musical
 THEA 74B, Acting Workshop – Drama

- M. INFORMATION: Calendar of Events.

6. ADVANCE PLANNING

- A. Regular Board Meeting, Wednesday, November 20, 2013, at MPC:
- Closed Session, 1:30pm, Stutzman Room, LTC
 - Regular Meeting, 3:00pm, Sam Karas Room, LTC
- B. Regular Board Meeting, Wednesday, December 11, 2013, at MPC:
- Closed Session, 1:30pm, Stutzman Room, LTC

- Regular Meeting, 3:00pm, Sam Karas Room, LTC

C. Future Topics:

- Board Study Session regarding Parking Lot A.
- Board Study Session regarding new repeatability regulations that impact programs such as Gentrain.
- Tour of PSTC (Public Safety Training Center) Phase II
- Board Study Session regarding the budget.

7. ADJOURNMENT

8. CLOSED SESSION

When required on non-routine matters and/or to continue discussion of items from earlier Closed Session.

Any writings or documents that are public records and are provided to a majority of the Governing Board regarding an open session item on this Agenda will be made available for public inspection in the District Office located at 980 Fremont Street, Monterey, CA, during normal business hours. Governing Board documents are also available on the Monterey Peninsula College website at www.mpc.edu/GoverningBoard.

Posted October 18, 2013