



**GOVERNING BOARD MINUTES
REGULAR MEETING, GOVERNING BOARD
PALOMAR COMMUNITY COLLEGE DISTRICT
ROOM D-10
COLLEGE CAMPUS
SAN MARCOS, CALIFORNIA
TUESDAY, MAY 13, 2003, 6:00 P.M.**

A. CALL TO ORDER

Darrell L. McMullen, President, called the regular meeting of the Palomar Community College District Governing Board to order at 6:00 p.m.

B. ROLL CALL

TRUSTEES PRESENT:

DARRELL L. McMULLEN, M.B.A., PRESIDENT
RALPH G. JENSEN, B.A., VICE PRESIDENT
MICHELE T. NELSON, PH.D., SECRETARY
NANCY C. CHADWICK, M.S.W., M.P.A., TRUSTEE
MARK R. EVILSIZER, M.A., TRUSTEE
LEO MELENA, A.A., STUDENT TRUSTEE

EXECUTIVE ADMINISTRATORS PRESENT:

Sherrill L. Amador, Ed.D., Superintendent/President
Diane Lutz, M.S., Assistant Superintendent/Vice President, Instruction
Joseph Madrigal, M.A., Assistant Superintendent/Vice President, Student Services
Jack Miyamoto, Ed.D., Assistant Superintendent/Vice President, Human Resource Services
Jerry Patton, M.B.A., Assistant Superintendent/Vice President, Finance and Administrative Services

BB. CLOSED SESSION

The Board went into Closed Session at 6:00 p.m., to discuss:

1. Public Employee Discipline/Dismissal/Release, pursuant to Government Code 54957.6.
2. Conference regarding negotiations with CCE/AFT, pursuant to Government Code Section 54957.6.
3. Conference regarding negotiations with PFF/AFT, pursuant to Government Code 54957.6.
4. Conference regarding discussion with Other Unrepresented Employees, pursuant to Government Code 54957.6.

BBB. RECONVENE TO OPEN SESSION

The meeting reconvened to Open Session at 7 p.m.
President McMullen made the following announcement: The Board, in Closed Session, took action to send final notices in accordance with Education Code Section 72411 to the following management employees:

Employee Numbers: 005513483
 004201079
 004202314
 004200494
 005617431

When asked about the vote, Mr. McMullen stated that in Closed Session, the vote was 5 - 0.

STAFF PRESENT:

Barbara Baldrige, Executive Assistant to Superintendent/Governing Board
Kevin Barrett, Associate Professor, Public Safety Programs
Ernie Carson, Programmer Analyst
Mary Ann Drinan, Associate Professor/Chair, Economics, History, and Political Science
Linda Dudik, Professor, Economics, History, and Political Science
Brian Engleman, Secretary, CCE/AFT; Academic Department Assistant, R.O.P.
Dan Finkenthal, Associate Professor, Physics and Engineering
Dewi Hokett, Assistant Professor, Speech Communication/Forensics/ASL
Shannon Lienhart, Associate Professor, Mathematics
Pam McDonough, Professor, English
Lois Meyer, Director, Fiscal Services
Maria Miller, President, The Faculty; Professor/Chair, Family and Consumer Sciences
Mary Millet, Co-President, PFF/AFT; Adjunct Faculty, English
Michael Mufson, Associate Professor, Performing Arts
Renee Roth, Financial Aid Academic Counselor
Mollie Smith, President, Administrative Association; Interim Director, Vocational Programs
Steve Spear, President, Faculty Senate; Professor, Earth Sciences
Katie Townsend-Merino, Associate Professor, Behavioral Sciences
John Woods, Director of Athletics

GUESTS:

Chris Champine, student
John Fairbank, Fairbank, Maslin, Maullin & Associates
Rebecca Faubus
Aaron Holmes, student
Rita Sweeting, student

Others present are listed on the sign-in sheets.

QUORUM ESTABLISHED

Following the pledge of allegiance to the flag, Mr. McMullen declared a quorum present, and the meeting proceeded with the order of business.

A TAPED RECORD OF THE PROCEEDINGS OF THIS MEETING IS ON FILE IN THE PRESIDENT'S OFFICE FOR THIRTY DAYS OR UNTIL THE MINUTES OF THE MEETING HAVE BEEN APPROVED BY THE GOVERNING BOARD, WHICHEVER IS LONGER.

C. APPROVAL OF MINUTES

MSC Chadwick, Nelson

The Governing Board hereby approves the Minutes of the Regular Meeting of April 22, 2003.

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

D. CALL FOR REMOVAL OF ITEMS FROM OR CHANGES TO AGENDA

Dr. Amador announced that item H-4-a, page 4, had been removed from the agenda.

E. REPORT OF THE GOVERNING BOARD PRESIDENT

Mr. McMullen gave the following report:

I actually have two reports; one is a report, the other is a statement. I got Dale Wallenius' minutes from the last Foundation meeting, and there is a little section here I wanted to read. "Mrs. Arlyne Ingold was selected to receive an honorary degree at commencement, and Mrs. Ingold is a long-time benefactor of the College. Her late husband, Bob Ingold, was an honorary Foundation board member. Mr. Wallenius reported that Mrs. Ingold was delighted to be selected to receive an honorary degree and sent a check for \$10,000 with her acceptance."

I do have a statement I would like to read. When I was elected to the Board in November of 2000, Dr. Jack Randall had been serving as the Interim Superintendent/President for about six months. He came with a lifetime of professional experience as President at numerous community colleges. In fact, I believe that he served as interim state chancellor for a year. No one here can question his credentials. The first correspondence I received as a Trustee was a memorandum addressed to the faculty, staff, and Board dated November 3, 2000, from Dr. Randall. And I quote from his seven-page memo: "Upon my arrival at Palomar, I was surprised to learn that the college had been struggling financially for several years and that budgets were so tight. Upon learning that our WSCH/FTEF for the Fall of 1999 was 416.2, it became very obvious what has caused the financial problem. Small classes are nice and, in many cases, are more educationally sound; but, unfortunately, the State does not fund us on that basis. Our source of income is primarily based on the number of students sitting in a class." He did a little calculation here, and he said that one additional student based on 3,000 sections offered would result in \$2.2 million in additional income per year. And then he further said, "It appears to me that, if we do nothing to raise this ratio, the College will continue to struggle to provide adequate operational funds, including salaries for faculty and staff. Under our present method of determining class size, it appears that each department has determined its own limits. In doing so, it also appears that there are inequities among departments. It is my opinion that departments should recommend class size and maximums, but a committee of representatives from the faculty and from the administration should make the final decision."

From Dr. Randall's next memo, dated January 16, 2001, about two months later, I quote, "I believe that contract negotiations can proceed in a professional way and that agreements can be reached with establishing adversarial relationships. There will always be differences in opinion on contract issues, but I think that all of us have the same primary interest, which is to make decisions based on what is best for students and student learning. We must keep that common interest in the forefront as we proceed through this process."

As a new Trustee, I brought myself up to speed as quickly as possible. I found that a faculty union had been formed the previous year. I even found a picture of Dr. Boggs accepting the petition in May of 2000 from Mark Evilsizer as a union leader. You've all seen that picture.

When we hired Dr. Amador in June of 2001, we presented her with a list of goals to accomplish, in large part from Dr. Randall's observations. We now have a strategic plan, we have a facilities master plan, we have a revised governance structure, we had a self-study and an exceptional reaffirmed accreditation. The biggest unresolved issue, of course, is the faculty union contract. Eighteen months ago, approximately, we received affirmation from the union negotiators that negotiations would be professional and handled at the bargaining table, just as Dr. Randall had hoped for. That means not in the press, not in filings with the state, not in flyers, not through vicious e-mails, not through surveys, and certainly by trying to pressure the Board. As a side note, your faculty members will recall one of your rallies in October of last year. I found one article in the *North County Times*, which reads, "Faculty rebukes Palomar administration." The picture shows Mark Evilsizer carrying a sign in front of the procession.

Let's talk facts. We can all count in this room. We know the balance was shifted on the Board with the election of two union-supported candidates last November. As a Trustee, however, my loyalty is to the voters and the taxpayers. This is a republic and they pay the bills here. And I can tell you what 100% of the general public have told me. Not 80%, but 100%. My contacts from the voters are well into the hundreds. They tell me to look at the facts and to make decisions that are in the best interests of the students, just as Dr. Randall had said. They tell me to not focus on one issue and certainly not to have a vendetta. They tell me to take the fiduciary responsibility seriously, especially with the current budget cuts.

As a Board, we have heard accusations of money being hidden. That insults the professional integrity of Vice President Patton. We have heard accusations of hiring manipulations for a new VP. That insults the professional integrity of VP Dr. Miyamoto. And we all know about the shots that have been taken at Dr. Amador.

There are many ways to get one's way. You can do it with honey, you can do it with a stick, or you can do it with compromise. While honey would be a bribe, and that doesn't work; and for me, a stick doesn't work. I was involved with a number of union negotiations during my professional career in government, and I can tell you that I've never seen anything like this. The Board has made many offers – offers that do require the give and take. That's the way it works. That's the way you pay for it.

In my opinion, it is time to turn this over to a state mediator. Facts will show that the union has not budged on many issues since day one, twenty months ago. But I will tell you this: You will wish you had compromised. For me, I will gladly accept binding arbitration from a mediator because a mediator will take a look at common practices of other community colleges, because frankly folks, the money just isn't there right now.

F. REPORTS OF THE GOVERNING BOARD MEMBERS

Mr. Melena gave the following report:

I was happy to participate at the Palomar College Foundation Wine and Dine event at the La Costa resort. It was nice to see the support from our community making it a very successful event. I would like to thank Dale Wallenius and Judy Mancuso for their efforts in this.

A few weeks ago, I also participated in a meeting as a member of the ACN Health Action Net committee comprised of educators, nurses, and various professionals throughout the state. Aside from that, it was a very unique way of meeting. That is, we used the CCC Confer offered by the CCCSAT network, which is a net and popular way of meeting, not to mention much easier as it was from my desk via internet and telephone. I am very glad that we were able to offer this option here at Palomar, demonstrating our commitment to state-of-the-art instruction and technologically advanced equipment and facilities.

On April 30, Palomar College hosted a fantastic career and technical open house for all local high schools. It was wonderful to see all the many unique programs of study available to our students and community. I was very pleasantly surprised at the wide range and specific courses we offer. I was educated as I gave a tour of the campus and program areas. Many of the students found this to be a very enlightening and vital option after graduation. I would say that the objective was successfully completed. My thanks to Dean Owens and her staff for putting together such a wonderful event.

I also had the opportunity to speak at the "Making College a Reality" event for foster youth from throughout San Diego County, hosted by the EOP&S program. These youth were given tours and were answered any and all questions that relate to college life and attending classes with Palomar College students, myself included. For many of these youth, this was their first "college anything." And I think Palomar left them with a good picture of what awaits them at the college level. Just one more service Palomar provides for the community and the region.

I attended the Palomar College fashion show, "Fifth and Broadway." This was a spectacular event which featured all student-designed clothing, many of which I would rate higher than what is currently on the market, but I might be a little biased. Special thanks for the event coordination and year-long instruction to Nancy Galli and Rita Campo-Griggs, among others. I know the students and the full house all appreciated the opportunity. It's great to see that we are learning and dressing for success here at Palomar.

Next, I would like to point out the booklet that was passed out earlier. These are unique pieces, interesting depictions and educating stories. All are student works. This compilation, the *Bravura*, is a testament to the atmosphere of creativity and expression fostered here at Palomar College. The Associated Student Government is very proud to support such publications. I would like to extend my thanks for their constant and diligent efforts each year to the faculty advisors, Dr. Rocco Versaci and Dr. Carlton Smith, and their staff for this outstanding contribution to Palomar College.

On a personal note, this will be my final Board meeting as Student Trustee. As a student here at Palomar College with nowhere near the expertise and experience of all of you, this opportunity has truly been inspiring, incredibly educational, and unforgettable. I value the time spent and experience gained through this position. Although there may be those who would not agree, but as I leave office, I consider my short term a success. The students at Palomar College are a diverse and complicated bunch. I'll be the first to acknowledge that. But that adds to our accomplishments. The wide range of students merely indicates that we truly serve the community as a whole. The small fraction of students that have shared their achievements and concerns with me have helped me to realize this.

Now, I would like to briefly address the most important facets to our great community college, and that is the people. The faculty – you are the core members of education without whom we would not exist. You hold a very difficult and important job, and that is to build the future. I believe you are doing just that. On a daily basis, you are in the classroom creating successes we celebrate throughout the year. The staff – the College would not function without someone pushing buttons and filing papers, but even that is an unfair characterization of the staff here at Palomar College. They are family and service people that help the students realize their true potential. The administration – the leadership of the College. Your guidance and managerial skills are what keep this College afloat and not only meeting but exceeding expectations, especially in light of this fiscal situation. The Governing Board members – you are the community, those that were elected to make this College everything the community is. With the student and institutional successes, I think you have made Palomar a prime example of what community colleges should be – a reflection of the community. All of you play an intricate role at Palomar and are crucial not only for its existence but for its prosperity. The “students first” attitude prevalent throughout the campus has contributed significantly toward accomplishing our mission and vision, “Learning for Success.” There has been much change, and there is more to come. In these difficult times, I urge all of you to please look at the situation in an objective, sincere, and realistic manner. There are no easy paths to any place worth going. That said, let’s not make it any worse. Our way is not soft grass; it’s a mountain path with lots of rocks. But it goes upward and forward toward our goals. As the class schedule tells us, it’s certainly worth the climb. If we all did the things that we are capable of doing together, I am sure we would literally astound ourselves.

Thank you for a wonderful and successful tenure at Palomar. It has truly been my pleasure to serve the students.

Mr. Jensen gave the following report:

It’s a well-established principle that if you say something long enough and loud enough, people begin to believe it whether it’s true or not. I think probably a very small percentage of the faculty has actually had dealings with Dr. Amador. Therefore, I take all these polls and surveys with a grain of salt. I do not intend to fire her. I think that we and you must devote the time and energy you are devoting to this smear campaign against her to trying to work out a way to get through these terrible financial straits we’re in right now and cease the half-truths, distortions, and out-and-out prevarications and, instead, work toward serving our students and community better.

Mrs. Chadwick gave the following report:

I get so many nice invitations, and I try to go to everything I possibly can. Since the last meeting, I have been at six things that I would like to mention because the staff, faculty, and students were involved in all of these. These are very special occasions. The first one was the Wine and Dine, which is an annual fund raiser that we do on the campus. The students participated in this, and they did an incredible job of performing. And they did other things as well. They gave up an evening to come and help us raise money. And this money will be used for our Student Union furnishings as I understand it. It was a great activity. I wish a lot of people could attend. Incidentally, most of our attendees were community members that wholeheartedly support us. Corky Smith, the mayor of San Marcos was there. A wonderful group of people.

I also attended an impressive Fire Academy graduation ceremony. It was just stunning. I had no idea they did things quite as grand as this. One of the nice things about this was that each one of those candidates that were cadets finished. Not one person dropped out – incredible. This says a lot for us and them. We really are important in this community.

Several of those people walked off that stage to jobs. I mean, it was really amazing to hear their stories.

I also visited the DSP&S, which is now the DRC. I was very impressed with this, and I have to agree with Scott Lay, who was at our press conference, who said this is insane for the state to balance the budget on this program and other programs that are in the same category. This is a wonderful program, and we need to keep it intact as is.

I mentioned the press conference. This campus needs to be congratulated for pulling together this conference. We had people from three campuses there, who were very impressive in how they addressed the issues related to our budget. This is only step one. Step two begins after tomorrow. You know what tomorrow is – the May revise. So, we need to take and move all of the troops in with everything because this is a critical time for us. This may be our salvation or not. What we are as a community college may depend on what we do in the next 90 days. It is critical that we all do this, and I must say that Scott Lay did a wonderful job. He was outstanding.

I also attended a really deeply moving event, the Scholarship Award and Recognition program. I went home almost in tears listening to the stories of some of these people and also the people that made these scholarships possible. There are stories there that we could write a whole book on. This is a dramatic example of how we are loved in this community and how our students profit. A really remarkable event.

Finally, I visited the poster session in psychology. What a really remarkable project group this was. I had an opportunity to listen to every project with the students, themselves, telling what they did. And some of these projects were pretty interesting. A couple were pretty scary, actually, in terms of findings in this day and age. And I think the people that may be aware of these projects know what I'm talking about. But, anyway, I just want to say – keep those invitations coming. I love them; I want to come to as many things as I possibly can.

Mr. Evilsizer gave the following report:

On April 25, I had the honor of attending the Phi Theta Kappa Honor Society induction at the invitation of Leo. It was a recognition of high academic achievement, and it was really rewarding to see those students that have worked hard and have pulled the grades getting recognized for doing an outstanding job. I was also treated to learning about the secret handshake and the secret greeting. I won't divulge those, but maybe we can get Leo to share those later.

On April 26, I was also in attendance, along with a couple of other Board members and Dr. Amador, at the Fire Academy graduation. Again, this was a celebration of a lot of hard work. And what I saw illustrated during the presentation was teamwork – how all of these cadets pulled each other up. And including the leader. The leader said we got inspiration from the people he was supposed to be leading and vice versa. They said the leader inspired them. So everybody pulled together to really raise the level and expectations of performance up. And that is real encouraging to see. I think we can all learn a lesson from that.

On May 8, the Palomar College Foundation celebrated the Annual Scholarship Honors Awards. And there was a lot of generous financial support from community members, and some of them are in the room here this evening. And that was really encouraging to see so many scholarships being awarded to so many students. So, again, this month has really been a month of celebration, and I think that's real important to do that and recognize performance.

I also participated or at least listened to the press conference – the "Keep the Doors Open" campaign. Yes, Palomar College did a very good job. Thank you all, Dale and Dr. Amador and everybody else involved with that. That was encouraging. We got some good press on that.

I'd like to see us start talking about how can we generate more revenue at this College. We're talking about budget cuts and May revises coming out tomorrow. We really need to start the dialogue of how can we generate revenue. Why don't we start thinking about what kind of grants are available out there, both on a federal level and on a state level. How about taking some of our high-demand programs like the Fire Academy, like the Police Academy, like Nursing – taking a look at acquiring additional fire revenue contracts to train North County fire-fighting organizations that can bring additional monies into the College and help us train those firemen and police officers that we need. Nursing may also be another program where there's a high demand, and we should rise to the occasion and look at generating more revenue in these high-demand programs. Dental – we don't have a dental hygiene program, but we do have a dental assisting program. Maybe we should look at dental hygiene as an option to offer students in our Community College District. So I just throw that out there. I'd like to see more presentation and more discussion about how we can build the revenue stream and increase the programs that we offer at this school for our students.

Finally, I'd like to say that I'm honored to have the support of labor. Without labor, we wouldn't have fair wages, we wouldn't have an eight-hour workday, we wouldn't have sick pay or vacations, OSHA probably would not exist, family leave, women's rights, there may even still be child labor without organized labor working for those rights. So I am proud to have the support of labor, and I'm glad that there are photos documenting my involvement in labor. But having said that, too, let me say that I have resigned from the union. I am no longer a member. I don't work for the union. I work for the public, and I took an oath to represent all constituent groups in this District, and I want to make that perfectly clear that I do represent the public interests, not any one constituency.

Dr. Nelson gave the following report:

As was mentioned, the scholarship evening was exceptional. It was such an uplifting celebration of the accomplishments of our students. I will tell you that those faculty members who were there – your presence was deeply appreciated by the students. They loved it. I think they loved having you there as much as having their parents, or their spouses, or their children. You have written the letters for them, you have guided them, you have helped them in every way. They know it and they appreciate it. When you show up for that evening, they love it. I encourage you all to consider that next year. For those of you that were there, you were deeply appreciated.

Our thanks to the Governmental Affairs Committee, the entire committee – you've done a wonderful job with the press conference and your speakers you had present did a very articulate job. Additionally, I've seen letters very consistently in the news, and that has been very uplifting, most recently Mark Vernoy's. It's wonderful to see that your concerted campaign has not diminished in any way. As Ms. Chadwick said, we must keep going.

I will say that, over the past few weeks, I've heard a lot of rhetoric about the importance of what is happening and concerns expressed about our classified staff, and I have observed, rhetoric aside, that our faculty has accomplished the SERP, and it looks like it's going to be very successful. Congratulations on that. You have your sabbaticals, and those have been promised and have been awarded; but I've heard absolutely nothing about giving up anything to help save jobs or to cut costs. I think it's the time now that we really need to look at action. The faculty leadership has the sabbaticals and their SERP, and thus far, the class size of their choice, which is, in some cases, 30% under the state-wide average. So, I have to ask the question, who is concerned about whom? It really feels to me as I observe just looking at the action that there's an inequity here. I've heard from some of you that you deplore the personalization that this very strategic, very well-orchestrated, very well-planned demonstration has taken; that you decry the fact that it has been personalized and that it has been very much a personal attack on Dr. Amador, and you want to be separated, many of

you, and say that you are not a member of the union and you do not take part in this kind of thing. However, this is a union that was voted in legally. For those of you who don't wish to be painted with that same brush, I can only say to you, get in and get involved and help shape the policy. I understand, I read the e-mails, I hear the rhetoric, I hear the personal attacks. If any of you step up to the plate, say this is not the way to do it. But folks, we can't let this continue where the bullies are running the show. I deplore the tactics, you deplore the tactics. I can only remind you that we must risk their aggressive, demeaning attacks and help shape their demands if you truly want to save jobs and improve the fiscal stability of this College. In my heart, I believe you do. I trust you.

G. REPORT OF THE SUPERINTENDENT/PRESIDENT

1. Results of Public Opinion Research

John Fairbank of Fairbank, Maslin, Maullin & Associates presented a report on the results of their public opinion survey of 700 voters in this District, who were selected because of their level of participation in previous elections in that they voted in at least the last two elections. These voters were asked questions regarding their level of support for Palomar College. Based on his organization's findings, Mr. Fairbank recommended that the College continue planning to place a bond measure on the ballot in March, 2004. **Exhibit G-1**

Aaron Holmes addressed the Board on this subject at this time.

2. Report of Vice President for Instruction

a. Update on CCCSAT Grant – This item was postponed.

b. Forensic Team Report

Diane Lutz introduced Dewi Hokett, Forensics Director, who presented a report on the success of the Forensic Team this year. Ms. Hokett introduced several team members who were present. Chris Champine, one of the team members, discussed the effect being part of the team has had on his life and thanked those responsible for his success.

c. Bravura

Ms. Lutz introduced Rocco Versaci, faculty sponsor of this publication, who named and introduced contributors who were present and thanked ASG for their generous financial support and Diane Lutz and the Instruction Office for supporting the *Bravura* with their budget. Rita Sweeting noted that she enjoyed working on this publication and discussed the importance of keeping it up and running.

3. Report of Vice President for Student Services

a. Temporary Relocation of Student Services Staff

Joe Madrigal reported that the first of three phases in relocating Student Services staff from the Student Services building to the temporary trailers so that construction work can be done has begun. The staff is adapting well to the temporary quarters. He asked that the college community and students please be patient while this transpires. He is hoping that the three phases will be completed in about three months. They will then be able to occupy the Student Services building once more. Outdoor dining facilities have been set up for students during this period.

b. Gene Jackson Emergency Loan Fund

Due to the generosity of retired Dean Gene Jackson, Palomar College now has an emergency loan fund that is available to all students. The fund provides short-term, no-interest loans in the usual amount of \$50. Loans for greater amounts are available upon petition to the Director of Student Affairs. The funds are available on the same day that they are requested, and they must be repaid within 60 days or prior to the close of the fiscal year. Applications for this loan are available from the Office of Student Affairs.

c. Alpha Omega Rho Chapter, Phi Theta Kappa

Mr. Madrigal stated that we are very proud of this group for its valuable contributions. This past year, they achieved a pinnacle, including 10% more members than the previous year – quite a feat at such a large college. In addition, the chapter received a five-star recognition, the highest level of achievement for a chapter in the honor society. For its exemplary efforts in leadership, the chapter earned a runner-up award for the leadership hallmark award. As proud members of the Nevada/California region, this chapter has always put forward successful candidates for regional office. Mr. Madrigal congratulated Michelle Forshner, this year's Southwest District Vice President. He also recognized Sally Serrin for winning the Alpha Sigma Alpha Most Distinguished Scholar in our region. Sally wrote an essay which won a free registration to the Washington, D.C., international honors institute this summer. The members of the Alpha Omega Rho Chapter are to be commended for their wonderful and spirited projects throughout the community and college. These students have represented Palomar with great honor and have done it while remaining honor students with a 3.5+ grade point average. Mr. Madrigal stated that these students should be recognized, and he is proud to honor them tonight. He gave special recognition to their award-winning advisor, Marilyn Lunde, without whom the chapter's continued success would not have been possible. Sally Serrin was introduced at this time.

d. Jack Kent Cooke Foundation Scholarship

Mr. Madrigal introduced Renee Roth who presented Tiffany R. Brown, the first recipient from Palomar College of the Jack Kent Cooke Foundation Undergraduate Scholarship. Tiffany was one of 15 scholars selected from among 589 students nominated by community colleges across the country, who demonstrated outstanding records of achievement, not only academically but also in service, leadership, the arts, and community involvement. Tiffany addressed those present, thanking them for their part in making her experiences at Palomar memorable, particularly those in the Performing Arts and English Departments.

e. Awards for Student Athletes

Mr. Madrigal introduced John Woods, who noted that Palomar College athletic teams secured eight Conference Championships and four teams were runners-up this year. We had six Coaches of the Year and national recognition was presented to Joe Ismay. Bob Vetter was named Pacific Coast Conference Coach of the Year for all men's sports. Mr. Woods credited the entire college community for working together to make the athletic program successful and thanked everyone for supporting our student athletes.

Mr. Woods introduced Joe Early, who, in his first year as Head Football Coach, led the team to 4th place in the nation this year. Mr. Woods presented Joe Early with a certificate honoring him as Mission Conference Coach of the Year. Coach Early stated that this award goes to the assistant coaches who stand behind him 100%. Eighteen Palomar students have received full-ride scholarships to four-year institutions, with another five still in the process of meeting with various four-year schools. Coach Early presented National Football Foundation and College Hall of Fame Scholar Athlete Awards to Matt Kovacevich, Andrew Dorsey, Sean Sovacool, and John Nielson. Coach Early introduced Steve White, offensive line coach and academic counselor for athletes. Coach White thanked the entire staff for giving him the backing he needs.

4. Report of Vice President for Finance and Administrative Services

a. Report on Unfunded Retiree Health Liability

Jerry Patton presented a report on the District's unfunded retiree health liability.
Exhibit G-4a

5. Report of Vice President for Human Resource Services – There was no report.

Dr. Amador reported that she, too, has been visiting a variety of events and activities. All of them represent what Palomar College does with learning outcomes and student success. She attended the President's Conference, Fire Technology Graduation, Scholarship Night, "Five Women in the Same Dress," Student Art Show and Open House, and Professor Townsend's Psychology class. Dr. Amador is looking forward to the Nursing Pinning Ceremony next week. Tomorrow night is the Paralegal Program Graduation. All of these prove that what we are doing benefit the students and the community. We have a lot to be proud of at Palomar College.

On Monday, Herman Lee gave us the head count for summer school. We are up 31% over last summer in credit students. The total head count is 65% over last summer. There are 51 closed sections. We think part of the reason for this increase is that the CSUs are increasing their fees and the fact that MiraCosta has canceled about half of their summer school classes. As it appears we are impacted, Dr. Amador asked the faculty and staff to notify students that they need to enroll right away if they want to attend summer school.

CONSENT CALENDAR

H. CONSENT CALENDAR

BUSINESS SERVICES

1. REVIEW AND APPROVE PURCHASES MADE FOR PRIOR SIXTY DAYS

MSC Jensen, Chadwick

The Governing Board hereby reviews and approves the following purchase transactions and contracts entered into on behalf of the Palomar Community College District. All of the following purchases are made against the 2002-2003 fiscal year budget.

Purchase Orders	0340567	through	0340636	\$ 482,802.95
Travel	0350115	through	0350119	\$ 976.00
Advertising/Increases	0360070	through	0360083	\$ 109,986.29
Employment Ads	0365015	through	0365018	\$ 6,483.70
Agreement/Services	0370512	through	0370547	\$ 156,605.30
Repairs	0375102	through	0375109	\$ 2,687.46
Procurement Card	Time Period: 03/23/03 - 04/22/03			\$ 69,986.17
Total				<u>\$ 829,527.87</u>

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

GIFTS

2. ACCEPT GIFTS

MSC Jensen, Chadwick

The Governing Board hereby accepts the following **gifts** and directs that an appropriate letter of appreciation be sent to the donors:

- a. Miscellaneous manuals donated to the Automotive Technology program in 2002 by **Russell Gillis**, 2075 Nutmeg Street, Escondido, California 92026. Total cash value as estimated by donor is \$11,500.00.
- b. One box of "Little Bear" books donated to the Child Development Center by **Palomar College Bookstore, Follett 688**. Total cash value as estimated by donor is \$351.00.
- c. One 1957 Buick to be used as a "project car" for the R.O.P. Auto Body classes, donated by **Duane "Skip" Ylhainen, Ron's Auto Body and Restorations**, 1604 La Mirada Drive, #107, San Marcos, California 92069. Total cash value as estimated by donor is \$2,500.00.
- d. Thirty new Dell computer monitors for use in the R.O.P. computer lab (B-8) donated by **San Diego Futures Foundation, Becky Stawiski, Executive Director**, P.O. Box 939011, San Diego, California 92193-9011. Total cash value as estimated by donor is \$4,800.00.

- e. Nursing reference books for use in the Nursing Education Department donated by **Paul and Elaine Jordan**, 1102 San Julian Drive, Lake San Marcos, California 92069. No cash value estimated by donor.
- f. Large photos (14), 30" x 40", "Atrocities to Walls," 1981, Artist: Russell Baldwin, donated to the Gallery collection by **Charles Koehler**, P.O. Box 2928, 316 Gemma Circle, Santa Rosa, California 95404. Total cash value as estimated by donor is \$3,000.00.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

PERSONNEL

3. APPROVE PERSONNEL ACTIONS HISTORY

MSC Jensen, Chadwick

The Governing Board hereby approves the **Personnel Actions** report, which includes hires and pay rate changes for **student employees** for the month of **April, 2003, and short-term employees** for the months of **May, 2003. Exhibit H-3**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

- 4. Item removed from agenda.

5. RATIFY LEAVE OF ABSENCE

MSC Jensen, Chadwick

- a. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **100% Maternity Leave of Absence without pay and with benefits**, effective April 30, 2003, through June 10, 2003, to **RENE ROBELIN**, Master Teacher II, Child Development Center.
- b. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **12.5% Personal Leave of Absence without pay and with no effect on benefits**, effective June 23, 2003, through July 31, 2003, to **MOLLY L. COPELAND**, Teacher I, Child Development Center.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

6. TERMINATE WITH RE-EMPLOYMENT PREFERENCE

MSC Jensen, Chadwick

The Governing Board hereby terminates the employment of **Mr. Thomas N. Conte**, Accreditation Secretary, effective March 28, 2003, and directs that he be placed on a re-employment list until June 27, 2006, in accordance with Education Code Section 88195 and Board Policy CCE/AFT-14.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

7. INFORMATION: RETIREMENTS

On behalf of the Governing Board of the Palomar Community College District, the following **retirements** have been accepted by Dr. Sherrill L. Amador, Superintendent/President, as authorized by the Governing Board, under **Group I** (receive the same fully employer-paid lifetime health benefits as provided to active employees and eligible dependents for life of the retiree) of the Retirement Health and Dental Plan approved by the Governing Board December 8, 1987:

- a. **FRANK A. MENDEZ**, Supervisor, Textbook Services, Bookstore, effective April 17, 2003.
- b. **LOIS B. MEYER**, Director, Fiscal Services, effective June 1, 2003.
- c. **LUCY L. AYALA**, Senior Library Media Technician, Library Media Center effective August 1, 2003.

8. INFORMATION: RETIREMENTS

On behalf of the Governing Board of the Palomar Community College District, the following **retirements** have been accepted by Dr. Sherrill L. Amador, Superintendent/President, as authorized by the Governing Board, under **Group II** (receive the employer-paid health benefits as provided to active employees and eligible dependents until the retiree has reached the age of 65, dental for life) of the Retirement Health and Dental Plan approved by the Governing Board December 8, 1987:

- a. **MICHAEL M. NORTON**, Director, Public Information, effective July 1, 2003.
- b. **NANCY S. RUSSELL**, Academic Department Assistant, Economics, History, and Political Science, effective July 1, 2003.

9. RATIFY RESIGNATIONS

MSC Jensen, Chadwick

The Governing Board hereby ratifies the recommendation of the Superintendent/President granting the **resignation** of the following **employees**:

- a. **LISA P. DOW**, Instructional Support Assistant II, Nursing Education, effective March 29, 2003 (last day of employment 3/28/03).
- b. **TRACIE D. MONSEN**, Programmer Analyst, Information Services, effective May 8, 2003 (last day of employment 5/7/03).
- c. **SUE RAE CRAMER**, Employment Specialist, Human Resource Services, effective May 3, 2003 (last day of employment 5/2/03).
- d. **LISE S. TELSON**, Dean, Student Support Programs, effective June 7, 2003 (last day of employment 6/6/03).

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

10. RATIFY NEW ADMINISTRATIVE POSITION

MSC Jensen, Chadwick

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the approval of the following **new administrative position**:

- a. Position: **DIRECTOR OF COMMUNICATIONS**
Department: Advancement
Position #: 6277 New?: Yes
Sal Grade/Stp: 57/1 Salary: **\$4,726.14/month**
% of position: 100% No Mos: 12
Effective: July 1, 2003
Account(s): A-212100212400671200000000/95%
A-212100-212200-67120-0000000/5%
Note: Position to be placed in the Classified Director level of the Administrative Association

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

11. Item removed from the Consent Calendar by Mr. Evilsizer.

12. RATIFY PART-TIME FACULTY EMPLOYMENT

MSC Jensen, Chadwick

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the employment of the following **part-time faculty**, at the rates indicated for Spring, 2003, Summer, 2003, and Fall, 2003 (day and/or evening); said part-time faculty are not scheduled to teach more than a 60-percent load in a single semester:

SPRING, 2003

COMPUTER SCIENCE & INFORMATION SYSTEMS

De Rijke, Robert Computer Science & Information Systems \$37.01
B.A., Economics
2 + Years Experience

COMMUNITY EDUCATION

Gregory, Sharon Community Education – Creative Retirement \$37.01
B.S., Foods and Nutrition
2 + Years Experience

ENGLISH AS A SECOND LANGUAGE

Anderson, Graciela English As A Second Language (Non-Credit) \$40.71
M.D., Medicine

TRADES & INDUSTRY

Marin, Robert Drafting Technology \$37.01
A.S., Electronic Drafting and Design
6 + Years Experience

SUMMER, 2003

CHILD DEVELOPMENT

Etienne, Barbara	Child Development B.S., Human Development M.S., Child Development & Early Childhood Education	\$38.24
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COMMUNITY EDUCATION

Mathson, Wendy	Community Education – Quilting B.A., Biology 2 + Years Experience	\$37.01
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FALL, 2003

CHEMISTRY

Owens, Jeffrey	Chemistry B.S., Creative Studies (Emphasis In Chemistry) Ph.D., Chemistry	\$40.71
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LIFE SCIENCES

Krown, Kevin	Biology B.S., Biological Sciences M.S., Agricultural Sciences Ph.D., Animal Physiology	\$40.71
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The Vote was unanimous.
Student Trustee Advisory Vote: Aye

FISCAL SERVICES

13. AUTHORIZE DRAWING NEW WARRANTS

MSC Jensen, Chadwick

The Governing Board hereby authorizes the Disbursing Officer to **draw new warrants** as follows:

Warrant # 76-083313 Dated 9/26/02 in the amount of \$51.90, to Erin Messersmith, Palomar College Human Resource Department. Void due to stale dating.

Warrant # 76-071908 Dated 2/28/02 in the amount of \$30.00, to Bridget Walls, P.O. Box 2861, Ramona, CA 92065. Void due to stale dating.

Warrant # 76-056297 Dated 9/13/01 in the amount of \$11.00, to Triat B. Tres, 2784 Flower Fields Way, Carlsbad, CA 92008. Void due to stale dating.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

CONTRACTS

14. REVIEW AND APPROVE CONTRACTS AND AGREEMENTS MADE FOR PRIOR SIXTY DAYS

MSC Jensen, Chadwick

The Governing Board hereby ratifies and approves all **contracts and agreements** for the period March 1, 2003, through April 30, 2003, and entered into on behalf of the Palomar Community College District, as detailed on **Exhibit H-14**.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

Resumption of REGULAR AGENDA

I. ACTION ON ITEMS REMOVED FROM CONSENT CALENDAR

11. RATIFY ADMINISTRATIVE EMPLOYMENT

MSC Nelson, Jensen

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **employment** of the following **administrative employee**:

a. Name: **JAMES L. STONEY**
Position: Chief of Police
Department: Police Department
Position #: 6274 New?: No
Remarks: Replacement for Tom Plotts; promotion for Lieutenant Stoney; funded - Parking Fees.
Sal Grade/Step: **56/4** Salary: **\$5,347.05/month**
% of Position: 100% # of Mos: 12
Effective: May 14, 2003
Account #(s): K-212100-543100-69500-1812070/100%

Mr. Evilsizer asked to be apprised of the evolution of the Police Department, the history of the positions, and the growth experienced in this area. Dr. Amador asked Mr. Patton to answer Mr. Evilsizer's questions and give a brief summary of the background of the Police Department. Mr. Patton noted that the Chief of Police position was separated from the Director of Public Safety Programs position approximately 1½ years ago because the workload was too great for one person. The salaries were placed at the level appropriate for other organizations of our size. At that time Mr. Stoney, who had been Police Lieutenant, was appointed Interim Chief of Police. With the approval of Mr. Stoney as Chief of Police, the position of Police Lieutenant will not be filled.

Mr. Evilsizer asked the staffing level of our Police Department as compared to other institutions of similar size. Mr. Patton responded that he could not provide the hard data, but that we are under-staffed compared to other institutions of similar size. We are authorized and funded to have ten officers by the Community Oriented Policing Grant, but we have only eight on staff. Other institutions of our size have many more.

Ms. Chadwick asked if there had been a search for this position. Mr. Patton stated that we had done so. All employee groups and students had representatives on the search committee.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

Administration of Oath of Office to James L. Stoney

Mr. Patton read a summary of Chief Stoney's background and 31 years of experience in law enforcement. At this time, Mr. McMullen administered the oath of office to Chief Stoney and presented him with his badge.

J. REPORTS FROM COLLEGE GROUPS

1. INFORMATION

Report of the Faculty Senate

Steve Spear gave the following report:

We did hold an election, and Bonnie Ann Dowd is the Secretary again, and Sara Thompson is the Vice President, and I am the President. And I am also a member of PFF and proud of it.

We have accomplished several things in the last couple of weeks. We are very hopeful about the proposed Institutional Review Plan, which went to SPC today. We have great hopes for it. Our big concern at the present time is concerning student learnings outcome assessment must remain at the department and individual faculty member. We passed some governance structure changes, and at SPC they were passed as well. In Revenue Allocation Committee (RAC), in going line by line, we found in the Faculty Senate's name \$7,750, and yesterday in Faculty Senate, the Faculty Senate gave up that money to go to the general fund to offset anybody losing their job. We also approved a Senate Academic Technology Task Force.

And lastly, if I may, with one exception that Mary mentioned to me, the last time I addressed the Board was over 20 years ago, as chairperson of the Salary and Benefits Committee. At the conclusion of that meeting, all staff was granted a 10% raise. Times have changed. Palomar College is a durable institution. We can probably weather the budget crisis, or our first contract, or a president who wishes to transform the institution. To have all three occurring at the same time is more than the system or our people can bear and has led to a degeneration of the spirit of the faculty and staff that, in many quarters, has become despair. Despite some opinions to the contrary, the faculty and staff at Palomar College, taken as a whole, are generally conservative. So, for them to be overwhelming of one opinion with regards to the president of the College, there must be merit to their concerns. As one of the faculty's elected representatives, I urge the Board to give full weight to the opinions of faculty who are, after all, the educational experts here and who have expressed themselves by every possible means available to them. The faculty through its arms of The Faculty, the Faculty Senate, Palomar Faculty Federation are convinced that the long-term health of this institution is at stake. We are all aware of the current budget crisis and, as Faculty Senate President, I cannot speak to the contract. But it is my duty to speak to the malaise that envelops us. Our students deserve a better college than Palomar has become. The Board has the power and the authority and, I hope, the courage and wisdom to take whatever steps are necessary to ensure that Palomar College has the leadership, management style, collegiate atmosphere, and

overall work environment that the faculty, staff, and most especially our students all deserve.

2. **INFORMATION**

Report of the Palomar Faculty Federation

Mary Millet gave the following report:

Just to report a little bit on what we've been doing the past couple of weeks. Last week we had an informal gathering at the brewery for faculty who were interested in coming and talking to us about their concerns. Paul Jordan, our chief negotiator was there, and they were able to ask any questions that they might have had to him. And it was just a nice chance to reflect and enjoy each other's company as well as to talk about the things that face us at Palomar. Also, we've been spending a lot of time at board meetings and negotiating meetings and negotiating assessments, and that will continue I'm sure.

On May 3, I attended, representing Palomar College and actually representing the Southern Region of California for community colleges, I attended a COCAL meeting. Now COCAL is an acronym that stands for Coalition on Contingent Academic Labor. And present at that meeting were lecturers from the UC system across the state, the Cal State system across the state, and representatives from the community colleges. And we discussed at that meeting ways of increasing our collegiality, increasing the public's awareness of our situation, increasing our ability to legislate and lobby for the various aspects that would improve contingent labor conditions in academia and higher education. And we also planned Campus Equity Week, which will be held October 27 through 31. And we will be doing a regional from the San Diego area that will involve the UC, CSE, the community colleges, as well as San Diego State and Cal State San Marcos. But it will be an interesting week, I think, and we will try and provide some talent even for you to enjoy.

On May 18 and 19, we're going to be having lobby days in Sacramento, and I will be attending that along, I'm sure, with some representatives from the CCE. We will be going to hearings of the Appropriation Committee that will be discussing some of the terrible bills that are up that we can all agree we don't want or need. And also, there will be a hearing at that time for the Retirement Committee of the Assembly regarding STRS retirement for part-time faculty. So that's in the future.

I just did want to say one other thing. There was a lot I wanted to say before all those beautiful students stood up. It was a good thing they did, because now there's only one little thing I want to say. And that is that it's probably been since the fourth grade that I've been called a bully. And I wanted to share with you the occasion upon which that happened. There was a little boy in our neighborhood. His name was Mikey, and we called him Mikey Mikey. And he was a year younger than we were. There were a lot of kids in our neighborhood. There were 14 boys and girls my age on the three streets and Mikey was always bugging us. He would never let us do the things we wanted to do. He would come and he would spy on us. You know how little girls are. They like to get together and say things. They don't want little boys spying on them. But worse than that, he would throw rocks at us, he would put big long slugs at our doorsteps. I mean he was just a pest, you know. And so, one day it was snowing, and I'd about had it with Mikey, and he had done something that morning, and I don't remember anymore what it was. But we were walking to school, and it was snowing, and he came along and started nah nah nahing at me and nah nah nah nah nah nah and throwing things. And so I picked up a big snowball, walked over to him, and I was taller than he was, so I guess, and took his face in one hand and the snowball in the other and just (unintelligible). And he

looked at me and he said, "you big fat bully." And I've never been called a bully since. But you know everyone in our neighborhood thanked me for that.

3. **INFORMATION**

Report of The Faculty

Maria Miller gave the following report:

I received a petition to send a poll to all the full-time faculty and a poll to the adjunct faculty. These petitions were signed by 10% of the faculty. The poll basically asked that the letter that's coming around be sent to the Palomar College Governing Board. Results of the poll: 158 of the adjunct faculty said yes to this letter and 3 said no. 150 of the full-time faculty said yes to sending this letter and 28 said no. As an overwhelming majority requested this letter be sent to you, it is passed out. I am not going to read the entire letter; it has several statements, but the bottom line it requests that you, the Board of Trustees, immediately start looking for a replacement for our current President/Superintendent.

4. **INFORMATION**

Report of the Administrative Association

Mollie Smith gave the following report:

I would like to direct your attention to page 5, number 7 and 8 on the Consent Calendar, which address two retirements from the Administrative Association, two employees who have served the College for many years. The first is Mike Norton. Mike joined Palomar College in 1987 as the Director of Public Information, which was, at that time, part of Student Activities. The position was moved to the Advancement Office when that office was created in 1990. HR staff said, and apparently, Mike, there are some in their office as well, Mike has several of these in a file, that his file in HR is filled with many thank-you notes from individuals who have taken tours of Palomar College over the years provided by Mike in his position, to include several very carefully colored and decorated notes from elementary school children. I asked Mike about his future plans, and the only thing he came up with is that the first project he'll be doing is fixing his sprinkler system, which has been broken for seven years apparently. On behalf of the Administrative Association, I would like to thank you for your 16 years of service to Palomar College.

The second person is none other than our own Lois Meyer. After spending 20 years raising her children, in May, 1981, Lois Meyer took a job at Palomar as a temporary replacement for an Accounting Assistant I. Just as the assignment ended, she was hired as a permanent Payroll Assistant. Lois worked out of class as a Payroll Assistant II from mid-1982 to early 1983, at which time the position changed to a Payroll Supervisor. In July of 1983, Lois was promoted to the Director of Accounting. On her application cover letter, she stated, "My experience in the computerization of business and accounting procedures would be quite valuable in the near future in Business Services." Little did she know! As a result of the Ewing Study in 1982, Lois' position was reclassified to the Director of Fiscal Services, which is what she is serving in now. Lois' immediate plans include a three-week trip beginning in June to Budapest, Prague, Leipzig, Dresden, and Berlin. She plans on filling her retirement days with reading, gardening, visiting with friends, and yet more travel. On behalf of the Administrative Association, I want to thank you for you 22 years of service to Palomar College.

5. **INFORMATION**

Report of the Confidential and Supervisory Team – There was no report.

6. **INFORMATION**

Report of the CCE/AFT

Brian Engleman gave the following report:

The Palomar College Council of Classified Employees is pleased to announce that its elections are underway. We have our nominees in place, and we expect to be able to announce the results of the election on the Board meeting after this one.

Additionally, we will be sending some representatives to Sacramento for lobby days, along with our brothers and sisters in the PFF. And we will be meeting with Jerry Patton and some other members of the Government Affairs Committee beforehand to get out ideas together before heading up there, with the May revise coming out.

Additionally, I had the good luck to serve with Leo for the VTEA-funded Career and Technical Education Open House for high school students from neighboring schools. The students that we got to guide around the college would be normally referred to as non-traditional students for college. I would like to say that these are traditional community college students. These are the students we serve, and I look forward to getting the chance to serve some of them in the near future.

The Executive Council of Palomar College Council of Classified Employees asked me to forward the following statement: We do not, contrary to popular opinion, we do not want this Governing Board to fire Dr. Amador. That is not what we want. We think it would be absolutely ludicrous to fire the president of the college in the midst of crisis. It would probably be the second craziest thing we could do at this point. The first craziest thing that we could do, in our opinion, is to completely and unilaterally ignore an overwhelming vote for that same leader. This needs to be taken into account when we evaluate the performance of our president. We ask this Board to heed the vote of no confidence as evidence that things do need to change drastically. The no confidence votes are a reflection of the feelings of the classified staff and the faculty and not just their union members. We, the classified union, sent out the poll in response to overwhelming demand from our members for us to conduct the poll. We did not spearhead it; we did not organize it; we did not rig it. The classified vote was sent to all classified staff. It was counted by the League of Women Voters. We took every step we could to ensure the integrity of its results. We do not understand why members of this Board have openly decided to ignore this. In any performance evaluation for a leader, the confidence of his or her constituency must carry some weight. However, again, we do not ask that this Board fire Dr. Amador. Rather, we propose that we do not renew her contract until we see some definite improvement. We have seen some improvement. We want it to continue. We ask for more. We are willing to give her time, as she said she needs, to give the new structure time to take effect, for confidence to grow. We will give her that time. We ask this Board to postpone any renewal of her contract, which still has three years remaining, until we are able to gauge the results of this structure.

7. **INFORMATION**

Report of the Associated Student Government

Leo Melena gave the following report:

The Associated Student Government has been busy this past couple of weeks, despite their terms nearly completed and finals coming up. I am very proud of our current board and it looks like the incoming officers will not disappoint. In fact, I would now like to introduce Amador Soto, President-Elect. Would you please stand? I am very confident of Mr. Soto and happy to pass on this responsibility. He has broad shoulders and is very capable. I am proud to have him represent me. Mr. Soto and I both thank the college community and the students for their continued efforts and patience throughout the year and more importantly during this transition.

Last week, we sent out several mailings to the Governor, in light of the upcoming May revise. One of those included a blanket signed in protest by students, and employees alike. We are committed to advocacy for a fair-share plan and keeping our doors open to students. We will continue our efforts, throughout the transition, for as long as it takes. Thank you for your support and encouragement; they are certainly much needed and appreciated.

Last week, the Government Affairs Committee hosted a news conference, for the various forms of media. In attendance was Scott Lay, Director of Budget Issues for the Community College League of California, who flew down from Sacramento to help shed some light on the budget issues at the Capitol. Also in the program, Dr. Amador and Presidents from Miramar and MiraCosta, myself, and my counterparts from those two colleges as well. I believe it was a success in relaying the information to the public and letting Sacramento know that we are not done, yet!

On behalf of the graduating students, myself included, a thank you to Dr. Amador, and the students and professors involved in last week's President's Concert.

The Associated Student Government will be hosting their End of the Year Banquet next week and I look forward to seeing all of the College Community out for Commencement on Friday, May 23. It is important to the students and it is a very real outcome for all of our hard work.

And finally, I would like to wish all of our students good luck with finals. And to all our professors and staff, a heartfelt thank you for another great year of instruction and service.

K. **COMMENTS FROM OTHER INDIVIDUALS OR GROUPS**

Mr. McMullen reminded speakers to honor the five-minute rule and that there will be no conceding of time to another person. He also asked the audience to hold their applause between speakers as that uses up a lot of time. At this time the following persons addressed the Board on the following subjects:

1. Ernie Carson – Board minutes
2. Rebecca Faubus – Comments
3. Michael Mufson – Restoring confidence
4. Kevin Barrett – Audit of budget (response by Jerry Patton)
5. Linda Dudik – In appreciation of Diane Lutz

6. Mary Ann Drinan – To honor and thank Diane Lutz
7. Pam McDonough – My concerns about violation of the Brown Act and other failures of leadership and accountability
8. Katie Townsend-Merino – Administrative and classified SERP (response by Jack Miyamoto)
9. Rita Sweeting – Varied, English, Arts

L. **UNFINISHED BUSINESS** – There was none.

M. **NEW BUSINESS**

1. **APPROVE PRE-FUNDING LEVEL PLAN FOR RETIREE HEALTH LIABILITY**

MSC Chadwick, Nelson

Effective July 1, 2003, and for each fiscal year thereafter, the Governing Board hereby approves annual funding for the District's retiree health liability in the amount of Five Hundred Thousand Dollars (\$500,000.00) to be invested as provided by State law.

Exhibit M-1

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

2. **APPROVE RESOLUTION IN OPPOSITION TO SENATE BILL 6**

MSC Chadwick, Nelson

RESOLUTION NO. 02-20761

WHEREAS, The Governing Board of the Palomar Community College District is concerned about numerous provisions in Senate Bill 6 (Alpert) that would reconstitute the California community college system as a "public trust," revise and eliminate significant powers of local governing boards, and add state political leaders as voting members of the California Community College Board of Governors; and

WHEREAS, California Education Code states, "The work of the Board of Governors shall at all times be directed to maintaining and continuing, to the maximum degree permissible, local authority and control in the administration of California community colleges" is preeminent over all other governance provisions and must not be eliminated or downgraded; and

WHEREAS, The intent of Senate Bill 6 is to make local control "non-existent" on matters of articulation, representation before the Legislature, courses of instruction and programs, district performance, research and planning, general supervision, budget and allocation process, capital outlay programs, and standards for functioning within the system; and

WHEREAS, Senate Bill 6 proposes the creation of a "public trust" that would establish a Board of Governors similar to the Regents of the University of California or the California State University Board of Trustees;

WHEREAS, This "public trust" is a non-elected statewide body that would be in direct contradiction to the long-held principle of community college governance by locally elected representatives as mandated in the Education Code; and

WHEREAS, Senate Bill 6 proposes to add the Governor, Lieutenant Governor, Superintendent of Public Instruction, and the Speaker of the Assembly as voting members of the Board of Governors, further politicizing the governing board; and

WHEREAS, Approximately 2.9 million students are currently served by community colleges, 32,000 annually in the Palomar Community College District; and

WHEREAS, A new form of governance, centralized through the Board of Governors, would not adequately address the diverse needs of the various populations enrolled in the Palomar Community College District; and

WHEREAS, A new form of governance, centralized through the Board of Governors, would not adequately address the diverse needs of the various populations enrolled in community colleges throughout the State of California; and

WHEREAS, As locally elected trustees, we are knowledgeable about, and sensitive to, the diverse needs of our communities;

NOW, THEREFORE, BE IT RESOLVED, That the Governing Board of the Palomar Community College District hereby **opposes Senate Bill 6**, which diminishes local governance for community colleges and creates the potential for limiting the voices of the local citizens now served by locally elected governing boards.

Dr. Finkenthal addressed the Board at this time, stating that state oversight is a good idea; forensic audit is a must.

Dr. Nelson gave reasons why the Board needs to oppose Senate Bill 6.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

3. APPROVE RESOLUTION OF APPRECIATION TO STUDENT TRUSTEE

MSC Jensen, Chadwick

RESOLUTION NO. 02-20762

BE IT RESOLVED, That the members of the Governing Board of the Palomar Community College District do hereby express their **sincere appreciation** to **LEO MELENA**, who has served as President of the Associated Student Government and Student Trustee from January 14, 2003, through May 13, 2003, and who, throughout his tenure in office, has rendered outstanding service and provided responsible leadership, and who, as a result, has accomplished a great deal for the betterment of the students at Palomar College.

The Vote was unanimous.
Student Trustee Advisory Vote: Abstain

At this time, President McMullen presented Mr. Melena with a framed certificate stating this resolution, which was signed by all the Board members and the Superintendent/President.

4. **APPROVE RESOLUTION REQUESTING ANNUAL TEMPORARY TRANSFER OF FUNDS**

MSC Chadwick, Nelson

RESOLUTION NO. 02-20763

WHEREAS, the California Constitution, Article XVI, Section 6, and Education Code Section 85220 provide that the Treasurer of the County shall have the power and it shall be his duty to make such temporary transfer from the funds in his custody as may be necessary to provide funds for meeting the obligations incurred for maintenance purposes by any district whose funds are in his custody and are paid out solely through his office; such temporary transfer of funds shall be made only upon resolution adopted by the governing board of the County to make such temporary transfer; such temporary transfer of funds shall not exceed 85% of taxes accruing to the district, shall not be made prior to the first day of the fiscal year nor after the last Monday in April of the current fiscal year, and shall be replaced from the taxes accruing to such district before any other obligation of the district is met from such taxes; and

WHEREAS, on June 10, 2003, the Governing Board will:

[XXX] Adopt a tentative budget

[] Adopt its final budget

for this District for the fiscal year 2003-2004 pursuant to the provisions of the Education Code Sections 85000 et seq., and taxes accruing to the District for said fiscal year are estimated to be \$37,380,000 and 85% of said taxes is \$31,773,000; and

WHEREAS, taxes accrued to this District during the 2002-2003 fiscal year were \$35,609,498; and

WHEREAS, it is necessary to provide funds for meeting the obligations incurred for maintenance purposes by this District;

AND NOW, THEREFORE, IT IS RESOLVED AND ORDERED, pursuant to the provisions of the California Constitution, Article XVI, Section 6, and Education Code Section 85220 as follows:

1. The Board of Supervisors of the County of San Diego is requested to direct the Treasurer of the County of San Diego to make a temporary transfer from the funds in his custody to this District during the 2003-2004 fiscal year to meet obligations incurred for maintenance purposes in the amount of:
 - (a) \$ 5,401,410 for the period from July 1 until August 31 not to exceed 17% of the authorized limit.
 - (b) \$31,773,000 after August 31 but not to exceed a total of 85% of taxes accruing to the District. This amount represents the total available temporary transfer approved by the governing board for the 2003-2004 fiscal year inclusive of the 17% shown in (a) above.

2. If directed by the Board of Supervisors, funds will be transferred to this District by the Treasurer of the County of San Diego in sums as requested by the District Superintendent and certified by him/her to be necessary to provide funds for meeting the obligations incurred for maintenance purposes by the District not to exceed the maximum amount herein specified, provided the Treasurer determines that funds in his custody are available for such transfers.
3. The Clerk/Secretary of this Board is directed to file a copy of this resolution with the Board of Supervisors, the County Superintendent of Schools, the County Auditor and Controller, and the County Treasurer-Tax Collector.

PASSED AND ADOPTED by the Governing Board of the Palomar Community College District, County of San Diego, State of California, this 13th day of May, 2003, by the following vote:

AYES:	Chadwick, Evilsizer, Jensen, McMullen, Nelson, Melena (Advisory Vote)
NOES:	None
ABSENT:	None

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)

I, Michele T. Nelson, Secretary of the Governing Board of the Palomar Community College District, County of San Diego, State of California, do hereby certify that the foregoing is a true copy of a resolution adopted by said Board at a meeting thereof, at the time and by the vote therein stated, which original resolution is on file in the office of said Board.

Date

Secretary of the Governing Board

Exhibit M-4

5. APPROVE INTRABUDGET TRANSFER AT FISCAL YEAR END

MSC Chadwick, Evilsizer

The Governing Board of the Palomar Community College District hereby authorizes the Vice President for Finance and Administrative Services to make such **transfers** between the **undistributed reserve** and **any expenditure classification** of the budget of the District for the Fiscal Year 2002-2003 as are necessary to permit the payment of obligations of the District incurred during the fiscal year. **Exhibit M-5**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

6. APPROVE BANK SIGNATURE AUTHORIZATIONS EFFECTIVE JUNE 1, 2003

MSC Chadwick, Nelson

The Governing Board hereby authorizes the following to deposit/withdraw funds currently deposited in California Bank & Trust, San Marcos, California, for Palomar Community College Financial Aids, Federal Account, and for Palomar Community College Food Services Account:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College Transfer Account deposited in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
or
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College Revolving Cash Fund in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
or
Kiely Keane-Alt, Manger, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Associated Students of Palomar College in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
or
Kiely Keane-Alt, Manager, Fiscal Operations.
and
Amador Soto, President, Associated Student Government
or
Jasper Sabile, Vice President of State Affairs, Associated Student Government.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the EOPS Emergency Loan Fund in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar Community College in the San Diego County Treasury:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes two of the following to deposit/withdraw funds currently deposited to the Palomar College Payroll Account (automatic payroll deposit account) in California Bank & Trust, San Marcos, California:

Kiely Keane-Alt, Manager, Fiscal Operations
Esperanza Flores, Manager, Payroll Services
Janien A. Lau-Thompson, Payroll Assistant.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar Community College, State of California--Cal Grants Account in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services
and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar Community College Payroll Electronic Funds Transfer Account for State Taxes in California Bank & Trust, San Marcos, California:

Esperanza Flores, Manager, Payroll Services,
or
Janien A. Lau-Thompson, Payroll Assistant,
and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar College/Tenancies, Escondido Center in California Bank & Trust, San Marcos, California:

Jerry R. Patton, Assistant Superintendent/Vice President,
Finance and Administrative Services and
Kiely Keane-Alt, Manager, Fiscal Operations.

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar College Payroll Electronic Funds Transfer-Federal Taxes account in California Bank & Trust, San Marcos, California:

Kiely Keane-Alt, Manager Fiscal Operations,
Esperanza Flores, Manager, Payroll Services,
or
Janien Lau-Thompson, Payroll Assistant.

Exhibit M-6

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

7. **APPROVE SIGNATURES FOR COUNTY BUSINESS**

MSC Chadwick, Nelson

The Governing Board of the Palomar Community College District hereby approves that the following business procedures be authorized, effective June 1, 2003, through June 30, 2004:

Persons authorized, pursuant to the provisions of the Education Code Section 85232, to sign any and all school orders in the name of the District, drawn on the funds of the District:

Jerry R. Patton
Kiely Keane-Alt.

Person authorized to receive mail from the Accounting Section of the San Diego County Office of Education:

Terri Wallace

Exhibit M-7

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

8. **APPROVE RESOLUTION TO NAME CUSTODIAN OF REVOLVING CASH FUND**

MSC Chadwick, Nelson

RESOLUTION NO. 02-20764

WHEREAS, there is a need for a Revolving Cash Fund for Fiscal Operations of the District;

THEREFORE, BE IT RESOLVED, that the custodian of the **Revolving Cash Fund** in the amount of **\$25,000.00** in the **California Bank & Trust**, San Marcos, California, be **Kiely Keane-Alt, Manager, Fiscal Operations**; and

BE IT FURTHER RESOLVED that the Revolving Cash Fund has been established for the use of the Vice President, Administrative Services, and the Manager, Fiscal Operations, in securing or purchasing services and/or materials, and for otherwise authorized purposes, including prepayments and salary advances.

PASSED AND ADOPTED by the Governing Board on May 13, 2003, by the following vote:

AYES:	Chadwick, Evilsizer, Jensen, McMullen, Nelson, Melena (Advisory Vote)
NOES:	None
ABSENT:	None

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

STATE OF CALIFORNIA)
) SS
COUNTY OF SAN DIEGO)

I, Michele T. Nelson, Secretary of the Governing Board, do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly passed and adopted by said Board at a regularly called and conducted meeting held on said date.

Secretary of the Governing Board
Exhibit M-8

9. ADOPT NOTICE OF PUBLIC HEARING FOR 2003-2004 ANNUAL FINANCIAL BUDGET REPORT (CFS-311)

MSC Chadwick, Nelson

The Governing Board hereby approves that the proposed **2003-2004 Annual Financial and Budget Report** of the Palomar Community College District will be on display and **available for public inspection on Monday, September 1, 2003, through Friday, September 5, 2003, 8:00 a.m. to 5:00 p.m.**, in Fiscal Services, Room A-2, Administration Building, Palomar College, 1140 West Mission Road, San Marcos, California.

Further, the Governing Board of the Palomar Community College District will conduct a **Public Hearing on the Annual Financial and Budget Report at a meeting of the Governing Board on Tuesday, September 9, 2003, 7:00 p.m.**, Governing Board Room, Palomar College, 1140 West Mission Road, San Marcos, California. Said **Notice of Public Hearing is to be published by the North County Times on August 6, 7, or 8, 2003. Exhibit M-9**

Mr. Evilsizer suggested that, in order to get this report out to a broader distribution, it be placed on the College web site on the internet for a broader period than those dates shown in the motion above. Mr. Patton responded that the only limitation on time would be when we would know what the Governor signs. As soon as we know, we will put it on the web site.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

10. APPROVE REVISED BUDGETS

MSC Chadwick, Nelson

The Governing Board of Palomar Community College District hereby approves the following **Revised Budgets** as of fiscal quarter ending March 31, 2003:

General Fund Palomar Unrestricted (11); General Fund State Unrestricted (11); General Fund Restricted (12); Special Debt Service Fund (29); Child Development Fund (33); Capital Outlay Projects Fund (41); Energy Conservation Fund (43); Escondido Center Tenancies (59); Post Retiree Benefit Fund (69); Associated Student Fund (71); Student Representation Fee Fund (72); Student Body Center Fee Fund (73); Student Financial Aid Fund (74); Scholarship and Loan Trust Fund (75).

Reports for each fund are included in the backup material to the Board. **Exhibit M-10**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

11. APPROVE BUDGET TRANSFERS FOR 3RD QUARTER

MSC Chadwick, Nelson

The Governing Board of Palomar Community College District hereby approves **Budget Transfers** for the 3rd Quarter of Fiscal Year 2002-2003. This report is showing transfers made to the Revised Budget as of 12/31/2002. **Exhibit M-11**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

12. APPROVE QUARTERLY FINANCIAL STATUS REPORT (CCFS-311Q)

MSC Chadwick, Evilsizer

The Governing Board hereby approves the **California Community Colleges Quarterly Financial Status Report** (CCFS-311Q) for quarter ending March 31, 2003. **Exhibit M-12**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

13. APPROVE QUARTERLY REPORT OF CFO REGARDING DISCLOSURE OF DISTRICT INVESTMENTS

MSC Chadwick, Nelson

The Governing Board hereby approves the **Quarterly Report of Chief Financial Officer Regarding Disclosure of District Investments** as of March 31, 2003. **Exhibit M-13**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

14. **CONFIRM THE CLASSIFICATION OF RECORDS TO CLASS 3 - DISPOSABLE AND AUTHORIZE DESTRUCTION THEREOF PURSUANT TO TITLE 5, § 59028 CALIFORNIA ADMINSTRATIVE CODE**

MSC Chadwick, Nelson

The Governing Board hereby approves the records identified in the backup memorandum hereto, the substance of which is incorporated by this reference, has been certified by the Director of Fiscal Services, as designee of the Superintendent of the District, as accurate in detail; and,

That the aforesaid **records** are hereby confirmed to be **Class 3 - Disposable**, and may be **destroyed** in accordance with Title 5, Division 6, Chapter 10, § 59021 et seq. of the California Code of Regulations. **Exhibit M-14**

Ms. Chadwick asked if the information contained in these records exists anyplace else after destruction of the hard copies. Lois Meyer responded that the information is contained elsewhere.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

15. **DECLARE MISCELLANEOUS COMPUTER EQUIPMENT SURPLUS AND OF INSUFFICIENT VALUE PURSUANT TO CALIFORNIA EDUCATION CODE SECTION 81452 (unanimous consent required)**

MSC Chadwick, Nelson

The Governing Board of the Palomar Community College District hereby declares the **computer equipment** identified in the attached memorandum, the terms of which are by this reference incorporated herein, as **surplus** and of **no value** to the District, in accordance with California Education Code Section 81452; and,

That the Governing Board hereby approves the **disposal** of the equipment at an approved **dump site** arranged in coordination with our Environmental Health & Safety/Facilities Planning department to assist with any hazardous waste issues. **Exhibit M-15**

Ms. Chadwick asked if we offer these items to the public for sale. Mr. Patton responded that, almost always, we have our own public sales or send the equipment to the County for their auction. However, it is costly for us to conduct our own sale. In this case, the equipment is of no value. Ms. Chadwick asked the dollar amount of annual surplus sales. Ms. Meyer responded approximately \$3-4,000.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

16. **DECLARE COMPUTER EQUIPMENT OF INSUFFICIENT VALUE AND NO LONGER USED FOR DISTRICT PURPOSES, AND TRANSFER EQUIPMENT TO REGIONAL OCCUPATIONAL PROGRAM (R.O.P.) COMPUTER REPAIR (unanimous consent required)**

MSC Nelson, Chadwick

The Governing Board of the Palomar Community College District hereby finds the following **computer equipment** no longer needed for District purposes, and of **insufficient value**, all in accordance with District Procedure 552; and, that the computer equipment described in the attached backup herein shall be **transferred** to the **Regional Occupational Program (R.O.P.) Computer Repair**, as provided in California Education Code Section 81450.5. **Exhibit M-16**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

17. **APPROVE CHANGE OF NAME ON TAX-SHELTERED ANNUITY PROVIDER FROM NORTHERN LIFE INSURANCE TO RELIA STAR LIFE INSURANCE COMPANY (ING)**

MSC Nelson, Jensen

The Governing Board hereby approves an amended **tax-sheltered annuity** agreement changing the name of the annuity provider from Northern Life Insurance to **Relia Star Life Insurance Company (ING)** and authorizes the Vice President of Finance and Administrative Services to execute all documents required to carry out this action.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

18. **ACCEPT THE LIBRARY ELECTRICAL DISTRIBUTION INSTALLATION PROJECT AS FINAL AND COMPLETE, AUTHORIZE RELEASE OF BID SECURITY IN THIRTY-FIVE DAYS, RELEASE THE BONDS, AND RECORD NOTICE OF COMPLETION**

MSC Chadwick, Nelson

The Governing Board of the Palomar Community College District hereby accepts the **Library Electrical Distribution Installation Project** as performed on the San Marcos campus and in accordance with the bid awarded by the Palomar Community College District, on April 22, 2003, to Service Electrical Systems, Inc., (the "Contractor"), 12257 Old Pomerado Road, Poway, California 92064.

The project is hereby accepted as complete and final, and the Superintendent/President is authorized to execute and file the Notice of Completion including execution of the verification as Secretary to the Governing Board. The total amount of this contract is \$66,685.00; and all money due and owing to the Contractor, with the exception of the ten percent (10%) retention of \$6,668.50, (the "Retention") shall be paid, and following the expiration of thirty-five (35) calendar days from the date this action is recorded, the Retention shall be paid to the Contractor, providing no liens are filed within this period. The bid security posted by Service Electrical Systems, Inc., shall be returned to this Contractor and all other bonds be released, within the timeframe and in the manner as provided by law.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

19. **ACCEPT AND APPROVE CHANGE ORDER #5 FOR STUDENT UNION REMODEL PROJECT**

MSC Chadwick, Nelson

The Governing Board hereby accepts and approves Change Order #5 pertaining to the **Student Union Remodel** project; original contract approved by the Governing Board on July 15, 2002, as detailed on the accompanying memorandum in support hereof. Total amount of change order #5 is \$45,293.00. **Exhibit M-19**

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

20. **GRANT PERMISSION FOR OFFSITE GRADING IN CONJUNCTION WITH VALLECITOS RIDGE, TSM 432 (FORECAST HOMES).**

MSC Chadwick, Nelson

The Governing Board hereby grants permission to **Forecast Homes** to enter upon District property adjacent to the entrance to Comet Circle at Borden Road, San Marcos, California to grade a portion of District land, more specifically described in the back-up information, on or about a proposed street easement to be dedicated at a future date to the City of San Marcos, for the purpose of **widening Borden Road to four (4) lanes, installing a traffic signal, a westbound left turn lane, and an eastbound right turn lane.** **Exhibit M-20**

Ms. Chadwick asked if the campus will receive any dollar amount in exchange for permission. Mr. Patton responded that we would not receive money; however, we have asked that they provide a sign indicating an entrance to the College. Ms. Chadwick asked if the amount of land and its value has been established. Mr. Patton responded that it is about .014 acre, a very small plot. Ms. Chadwick maintained that the builder should give us money for ceding that land to them.

The Vote: 3 Aye, 2 Nay (Chadwick, Evilsizer)

Student Trustee Advisory Vote: Aye

21. **ACCEPT INCREASE IN ALLOCATION FOR FISCAL YEAR 2002-2003 BUDGET FOR PALOMAR COLLEGE REGIONAL OCCUPATIONAL PROGRAM (R.O.P.)**

MSC Chadwick, Nelson

The Governing Board hereby accepts an **increase in funds** for the 2002-2003 Palomar College **R.O.P. allocation** from the budgeted amount of \$1,681,701.00, which was the original contract amount, to the final allocation of \$1,775,875.00 for an increase of **\$94,174.00.**

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

22. APPROVE AGENDA ITEMS FOR CONSIDERATION AT NEXT MEETING

The Governing Board hereby approves the following items to appear on the agenda of the May 27, 2003, meeting:

- a. Accounting of costs to set up room D-10 for Board meetings
- b. All postponed items:
 - (1) CCCSAT
 - (2) Master Plan
- c. Request for forensic audit
- d. Figures regarding an administrative and classified SERP

N. CLOSED SESSION

The Board recessed at 10:54 p.m. and went into Closed Session at 11:15 p.m., to discuss:

- 1. Conference regarding discussion with Other Unrepresented Employees, pursuant to Government Code 54957.6.
 - a. Evaluation of Superintendent/President

Closed Session ended at 1:20 a.m.

O. RECONVENE TO OPEN SESSION

The meeting reconvened at 1:23 a.m.

Palomar Community College District
Governing Board
Report Out from Closed Session, 1:23 a.m., 5-14-03
by President Darrell McMullen

The Governing Board agreed to the following statement:

Annual Evaluation of Dr. Sherrill Amador by the Governing Board on May 13, 2003

The overall evaluation, based on goals established in June, 2002: SATISFACTORY

Board Comments:

The Board cannot ignore the current situation that needs to be addressed by the Superintendent/President, with the support of the Governing Board.

Accordingly, the Board directs the Superintendent/President to focus on building relationships and improving morale, with progress to be monitored on an ongoing basis.

In view of the current budget crisis, the Superintendent/President has volunteered to give up one-half of the annual salary adjustment specified in her employment contract.

P. ADJOURNMENT

The meeting was adjourned at 1:25 a.m.