



GOVERNING BOARD MINUTES
REGULAR MEETING, GOVERNING BOARD
PALOMAR COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD ROOM, STUDENT SERVICES CENTER
COLLEGE CAMPUS
SAN MARCOS, CALIFORNIA
TUESDAY, OCTOBER 12, 2004
6:00 P.M. (CLOSED SESSION) 7 P.M. (OPEN SESSION)

A. CALL TO ORDER

Dr. Michele Nelson, Vice 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:

MICHELE T. NELSON, PH.D., VICE PRESIDENT
NANCY C. CHADWICK, M.S.W., M.P.A., SECRETARY
MARK R. EVILSIZER, M.A., TRUSTEE
DARRELL L. McMULLEN, M.B.A., TRUSTEE
PAUL CHARAS, STUDENT TRUSTEE

TRUSTEES ABSENT:

RALPH G. JENSEN, B.A., PRESIDENT

EXECUTIVE ADMINISTRATORS PRESENT:

Richard A. Jones, Ed.D., Interim Superintendent/President
Berta Cuaron, M.A., 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
Joe Newmyer, M.A., Interim 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.
5. Conference with Real Property Negotiator, pursuant to Government Code 54956.8. Property APNs as follows: Property APNs as follows: 108-121 Parcel 11; 108-120 Parcels 62, 63, 64; 126-061 Parcel 06; 126-121 Parcel 14; 323-100 Parcels 04, 10, 11, 12; 323-482 Parcel 12; 323-500 Parcels 01, 05, 06, 07, 08, 09, 14; 323-501 Parcel 02.
7. Review of tort claim, pursuant to Government Code 54956.95.
8. Presidential Search Committee Recommendations

BBB. RECONVENE TO OPEN SESSION

The meeting reconvened to Open Session at 7:00 p.m. There was no reportable action taken during Closed Session.

STAFF PRESENT:

Jenny Akins, President, Confidential and Supervisory Team; Supervisor, Purchasing Services
Ken Jay, President, Administrative Association; Director, Business Services
Barbara Kelber, President, The Faculty; Associate Professor, English
Becky McCluskey, President, CCE/AFT; Accounting Technician, Fiscal Services, Escondido Center
Josie Silva, Executive Assistant, Superintendent/Governing Board
Katie Townsend-Merino, President, Faculty Senate; Associate Professor, Behavioral Sciences
Rocco Versaci, Co-President, PFF/AFT; Associate Professor, English

GUESTS:

Others present are listed on the sign-in sheets.

QUORUM ESTABLISHED

Following the pledge of allegiance to the flag, Dr. Nelson 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 TWELVE MONTHS.

BBBB. PUBLIC HEARING – PROPOSED 2004-2005 BUDGET

1. PRESENTATION OF PROPOSED 2004-2005 BUDGET

Mr. Joe Newmyer presented the proposed budget for the 2004-2005 fiscal year and answered questions from Governing Board members.

2. OPEN PUBLIC HEARING ON PROPOSED 2004-2005 BUDGET

Dr. Nelson opened the public hearing.

Mr. Reno Frigo – commented on budget issues
Dr. Bonnie Dowd – Fiscal Stability Task Force

3. CLOSE PUBLIC HEARING

Dr. Nelson closed the public hearing.

4. APPROVE ADOPTION OF ANNUAL FINANCIAL AND BUDGET REPORT

MSC Chadwick, Evilsizer

RESOLUTION NO. 04-20796

BE IT RESOLVED, That the Palomar Community College District **Annual Financial and Budget Report** be approved. This is the Financial Report for Fiscal Year 2003-2004 and the Budget Report for Fiscal Year 2004-2005. **Exhibit BBBB-4**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

C. APPROVAL OF MINUTES

MSC Chadwick, McMullen

The Governing Board hereby approves the Minutes of the Regular Meeting of September 14, 2004.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

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

Dr. Nelson announced the following change to the agenda:

Add item D-18 to the Consent Agenda.

18. RATIFY CHANGE TO CLASSIFIED POSITION

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President regarding the change of the following classified positions:

b.	Position:	Marketing Services Coordinator
	Name:	Vacant
	Department:	Communications
	Position #:	5849 New?: No
	Remarks:	Position was Staff Assistant at 38%.
	Sal Grade/Stp:	25/1 Salary: \$3,016.01/month
	% of Position:	100% # Mos: 12
	Effective:	October 13, 2004
	Account #:	A-212200-212200-67120-0000000/100%

MSC Chadwick, Evilsizer to bring Item M.12. forward for discussion at this time.

M.12. INFORMATION: SUPERINTENDENT/PRESIDENT SEARCH

The Governing Board reported on the recommendations of the Presidential Search Committee.

At this time, Ms. Berta Cuaron gave an update on the status of the Superintendent/Presidential Search.

E. REPORT OF THE GOVERNING BOARD PRESIDENT

Dr. Nelson read the following report on behalf of Mr. Ralph Jensen:

I regret that I was unable to attend tonight's Board meeting. But Dr. Nelson has kindly agreed to read this message for me. While I was in Washington, D.C., with my students attending the opening of the Smithsonian Native American Museum a couple of weeks ago, I developed a highly virulent MRSA staph infection at an insulin injection site on my stomach. The infected area was surgically removed a week ago this evening, and I spent last week in the hospital.

I am now under the care of the visiting nurse and will continue to receive Vancomycin, which I am told is the only effective antibiotic against MRSA, intravenously for the next several days. Due to the nature of MRSA the wound on my stomach could not be sutured, it is being allowed to heal naturally from the bottom outward. I thank the staff and my fellow Board members for their best wishes and the beautiful flower arrangement.

Once again, I must offer high praise for our nursing program. In particular, I thank Karen McGurk and her second semester nursing student, Demi, for the excellent wound care they provided me at Palomar Hospital. Although it was her first attempt of a sterile packing and dressing of an open wound, Demi performed like a seasoned pro under Karen's supervision. I was amazed that she is only in her second semester. All of the Palomar College nursing alums at Palomar Hospital are truly a cut above!

Also, I would like to extend a large good onya to the Presidential Search Committee for a fine job. The two finalists' credentials are truly impressive.

Since this is the last Board meeting before the election, I would like to offer the following thought, which I am confident many of you will understand. For many years I have carried in my brief case a copy of Rudyard Kipling's, *If*, which I read to my students. The first stanza reads:

*If you can keep your head when all about you
Are losing theirs and blaming it on you,
If you can trust yourself when all men doubt you
But make allowance for their doubting too,
If you can wait and not be tired by waiting,
Or being lied about, don't deal in lies,
Or being hated, don't give way to hating,
And yet don't look too good, nor talk too wise...*

And the last stanza reads:

*Yours is the Earth and everything that's in it,
And -- which is more -- you'll be a Man, my son!*

F. REPORTS OF THE GOVERNING BOARD MEMBERS

Dr. Michele Nelson gave the following report:

A team of us from the campus attended a Community College League of California Presentation at Long Beach City College. The presentation reviewed The California Performance Review report. The report was initiated by our Governor and empowered a group of state workers, academicians, and public policy experts to look at state government. In their final summary document, the California Performance Review team is recommending the elimination of the California Community College Board of Governors and transferring our Community College State Chancellor's Office into the office of the Secretary of Education. David Viar and Scott Lay did a superb job alerting all of our constituent groups about the need to work together to defeat this recommendation.

The Gala sponsored by the Foundation and the Palomar College President's Associates was very successful this year. We need to especially acknowledge the hard work of Pam Grasso, who stepped in after the departure of Dale Wallenius. The entire Gala committee rolled up their sleeves, and under the leadership of Gayle Griffith, brought off the event with fun and flair. Faculty attendance was at an all time high this year in my memory and was a marvelous addition. Faculty are enthusiastic ambassadors to the community. At our table we had two foreign language faculty and the outstanding student being recognized this year along with supporting members of the community. A very enjoyable and worthwhile evening.

Pam and her team including the scholarship solicitation people continue to work hard calling donors, including my husband and me who have given a Nursing scholarship, to assure that our students will have resources and access to higher education.

Mr. McMullen – no report

Ms. Nancy Chadwick gave the following report:

I would like to commend Joe on the budget presentation. That was cogent and all the salient points were touched on. I also want to give my appreciation and thanks to two really hard working people that co-chair the presidential search committee. They have done a sterling job and we are so pleased and fortunate. Thank you Rocco and Berta.

I also attended the Gala and it was wonderful to see people in the community coming and supporting us as they usually do. It was a lot of fun and worthwhile. I don't know how much additional resource we make from that.

At this point Dr. Jones responded by stating that the net profit was approximately \$90,000.

Ms. Chadwick further stated:

I'm hopeful that in the future we will have more people attend these events when we get our new leader on board in terms of the replacement for Dale Wallenius. Keep up the good work.

I can't tell you how much it makes me feel, a bit of appreciation, on the budget report. The response of the faculty and staff and students in terms of when they are on the dollar diet. It is just amazing to do that. You should all be highly applauded.

Finally, I would like to wish Ralph Jensen a sincere get well. What he has undergone is very scary. We were all holding our breath because we know how dangerous these staph organisms are. It is good to hear he is doing better even to the point of writing the message, which was wonderful. I hope that he will continue to do well and will join us as soon as possible.

Mr. Mark Evilsizer gave the following report:

I, too, would like to add that it was a stellar presentation that added some humor and light to the serious situation of the budget. The only thing I would encourage us to do as we go along throughout the year is try to identify the moving target on that budget, and try to identify some of those underruns and overruns periodically throughout the course of the year.

It was also very comforting to hear from our search committee co-chairs that the selection of two final candidates for the president's position was a unanimous decision. Thank you for all of the hard work and I thank all of the committee members for putting in a lot of time. I know you spent a lot of time on interviews, background checks, references, and so forth. Thank you.

I'm attending the Covey Training at San Marcos Middle School. Palomar employees were offered an opportunity to attend this class. It is the Seven Habits of Highly Successful People. I'm finding that I need to work on some of my bad habits, it's really a good class and I'm thankful for the opportunity to attend.

I was also invited to attend the PFF and Council of Classified Employees picnic which was held at Kit Carson Park in Escondido. That was a very nice event. A lot of families with their children were there having fun with games. It was nice to see employees outside of the work environment having a good time with their families and sharing good food.

I attended the Long Beach City College discussion of the CPR. We are addressing our response to those issues on an agenda item tonight.

Richard Borevitz was kind enough to take me on a guided tour of the arboretum and surrounding lands. There is a lot of land which is a wonderful resource for the college and I would like for us to use that wisely.

I attended my first gala, the Moulin Rouge at the Four Seasons Aviara. Trustee Nelson won the first raffle prize of \$100, and she then proceeded to pull my name of the hat for \$150. We didn't keep the money. I understand the money was used to purchase uniforms for the cheerleaders. Calvin also won a prize of \$250 and gave it to his EOP&S program. That was a wonderful event and shows how the community came together to raise money for scholarships.

I also attended the forum for the Governing Board candidates on October 4. It was moderated by the American Association of University Women. It was nice not to be a part of that forum and to be able to just listen to the candidates and their position on a variety of different issues.

I attended the Association of Community College Trustees Annual Community College Congress in New Orleans. There were four terrific plenary session speakers. The most notable and entertaining was the former mayor of San Francisco, Willie Brown. Willie talked about how he as mayor was able to really pursue public and private sector teaming on generating producing development, in particular Pac Bell Park. It didn't require a major bond or anything. They get a lot of companies like Pac Bell to contribute money and generate some revenue producing properties. They did the same thing with City Hall. There was a fire and they needed to fund the gold leaf exterior for the center dome. By making adjustments and modifications, he made it easier for certain companies to get their projects approved through the various City commissions. He said that it was really important that these things were done without having to go to the taxpayer and raise taxes. This may be something that we can consider in our future plan. We might be able to initiate some projects that are able to generate some revenue, through a joint public-private venture.

Another speaker was Deborah Rosario Shaw. She was the founder of Umbrellas Plus and Dream BIG Enterprises. She was on Oprah recently talking about her success as an entrepreneur and

businesswoman. She had a lot of failures getting there; Henry Ford failed a half dozen times before he finally made it big in industry. She said that what entrepreneurs need are good writing skills, basic accounting skills, and of course a strong desire to succeed. It was nice to hear at this conference how the community colleges play such a vital economic role for revitalization in their communities, i.e., school jobs and training people for new opportunities.

The conference concluded with Max Allan Collins who is a noted author. He is a product of Muscatine Community College. He was a student and also taught there as an adjunct faculty member. He wrote, *Saving Private Ryan*, and *The Road to Perdition*. He was very supportive and demonstrated to us how important community colleges are throughout the country.

I was also able to tour Delgado Community College, the oldest community college in Louisiana. The highlight of that tour was a visit to the Mortuary Science Program. They said students were just dying to get into that. They had a river-ocean vessel simulator and I was chosen to navigate the vessel through the various sea conditions. They have a very nice maritime program there, too. In comparison I think Palomar stacks up very nicely with one of Louisiana's largest community colleges and offers an equal breadth of various programs and courses here. My only regret is that there wasn't at least one other trustee to attend this event so that we could cover more of these wonderful workshops and seminars.

Other workshops that I attended were: Winning Big in a Losing Economy, Hawkeye Community College representatives talked about how they got a bond passed in three attempts utilizing various strategies to succeed there; Keeping America's Promise, a report on the future of community colleges in the United States. Katheryn Boswell was the moderator of that workshop and did a terrific job. I believe we all received a packet that summarized the report of that particular study. The CEO Evaluation was another workshop that I attended; Sustaining the CEO-Board Relationship; Planning and Implementing a Successful CEO Transition, Central Arizona College shared a lot of their do's and don'ts. I also attended a workshop on Community Economic Development. The under-funded district caucus met once again to strategize, update, and formulate a plan for the 80 million dollar equalization funding for the next year.

Mr. Paul Charas – no report

G. REPORT OF THE SUPERINTENDENT/PRESIDENT

Dr. Richard Jones gave the following statement:

I would like to thank Joe Newmyer, I have sat through forty or more annual budget presentations and that was certainly one of the very best ones.

I also attended the CPR meeting in Long Beach, and we do have that issue covered with the resolution we passed at the last Board meeting and also the one that is on the agenda tonight. We don't have anything on the agenda regarding the naming of the library, which was the matter that was brought before the last Board meeting. That has gone through the process beginning with the Facilities Review Master Planning Committee. From there, it went to the Administrative Services Planning Council, and from there it went to the Strategic Planning Council. The Strategic Planning Council had a few reservations for the first reading and a few steps need to be taken. That is going through the process and is being given thorough consideration. Today I received a document from the state on regulations to the naming of buildings that are funded by general obligation bonds. We don't have quite the freedom there that we have with buildings that we already have standing.

I would like to mention that the California Community College League Annual Convention is going to be held in Anaheim on November 18-20, 2004. I am sure you have all received material on this. I encourage you to attend so that we can cover the major meetings.

This has been an exciting couple of weeks. Since I arrived here I was told how we were nearly bankrupt and that was very worrisome to me. I also worried about the new science building because the bid was going to come in 8 to 10 million dollars over what we had to build it with. It has come in within a range that we can afford and that is glorious. We also found out that our expenditures were not what we anticipated and we have this substantial ending balance. I shared with the Strategic Planning Council that I have authorized moving ahead with the first five faculty positions on the priority list that was developed for Fall 2005. The first five positions will be advertised and moved forward.

1. Report of Vice President for Instruction

Ms. Berta Cuaron reported:

I had hoped to report more detail on our Health Related Programs Committee, but we had to reschedule that meeting because of conflicts in teaching schedules. We want to assure that all faculty in those programs can participate. The meeting has been moved to next week.

Trustee Evilsizer, I heard your question last time regarding Community Service Learning. I spoke with folks from MiraCosta and they are trying to weave that concept through the Learning Outcomes Initiative that they are developing on that campus. It may be something we can look at as we go forward with that process here as well, but I will also take your question to our Curriculum Committee for discussion.

Lastly, as you recall, we acquired an automated curriculum management system late last June, called CurricuNet. We have a small work group under the leadership of Teresa Laughlin, our Curriculum Committee Co-chair, Jackie Martin-Klement, folks from my office, and I.S.; and the process is moving along very positively. It is something I know that we are all very excited about because we can move ourselves away from the paper chase of developing and processing curriculum to an automated system. If we stay on track, we will go forward with piloting, testing, and training with faculty and staff in the spring and go live with the system next fall.

2. Report of Vice President for Student Services – no report

3. Report of Vice President for Finance and Administrative Services – no report

4. Report of Vice President for Human Resource Services

Dr. Jack Miyamoto gave the following report:

Before you on the Board agenda for your consideration under personnel items 5 and 6, the COLA is to be considered for approval for all of the employees of the District. I would like to reiterate that in terms of PFF adjunct employees, that Payroll will do their utmost to get all of the adjunct faculty paychecks of both the parity money as well as the COLA paid on the November 20th paycheck. Joe Newmyer has provided additional resources to do that. The full time faculty will get their retro, which includes overload and retirees, no later than December 23rd. All of the classified employees, Administrative Association and CAST will also get their retro December 23rd also. I commend Espy Flores, the Manager of Payroll, and all of her staff for working as diligently as possible to get all of that done so the employees can get their money in time for the holidays.

C O N S E N T C A L E N D A R

H. CONSENT CALENDAR

MSC Chadwick, McMullen

1. APPROVE PURCHASES MADE FOR PRIOR SIXTY DAYS

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 2004-2005 fiscal year budget:

Re-Encumbered				
FY 2004 PO's	0500003	through	0500014	\$83,270.37
Purchase Orders	0540079	through	0540162	\$300,749.81
Travel	0550015	through	0550018	\$3,680.22
Advertising/Increases	0560007	through	0560010	\$8,958.97
Employment Ads	0565000	through	0565002	\$2,195.09
Agreement/Services	0570205	through	0570305	\$1,424,464.62
Repairs	0575026	through	0575042	\$11,167.87
Agreement/Annual	0580091	through	0580121	\$235,079.94
Utilities	0595037	through	0595044	\$10,554.00
Procurement Card	Time Period: 08/23-04 – 09/22/04			\$ 149,413.45
				<u>\$ 2,229,534.34</u>

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

2. ACCEPT GIFTS

MSC Chadwick, McMullen

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

- a. Four sets of Jeppesen Airway Manuals; 1 CD Boeing 727 Systems; 1 Jeppesen Enroute Chart Holder; 1 Pilot's Kneeboard; 5 Sectional Charts; and 3 ALPA magazines for use by students in Aeronautical Sciences, donated by **Captain Drew Johnson**, P.O. Box 2628, Rancho Santa Fe, California 92067.
- b. Avid Editing System, 1996 Power MacIntosh 9500 PC, and Avid McXpress Editing Software for use by students in RTV 275, donated by **Chris Petiprin**, 5802 Camino de la Costa, La Jolla, California 92037. Cash value as estimated by donor is \$7,500.00.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

3. APPROVE REVOLVING CASH EXPENDITURES FOR MONTH OF AUGUST 2004

MSC Chadwick, McMullen

The Governing Board hereby approves the **Revolving Cash Expenditures** for the month of August, 2004. **EXHIBIT H-3**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

4. APPROVE DRAWING NEW WARRANTS

MSC Chadwick, McMullen

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

Warrant #76-118298, dated December 18, 2003, in the amount of \$90.00 to Amanda L. Jensen, 2111 Via Robles, Oceanside, CA 92054. Void due to stale dating.

Warrant #76-112107, dated September 15, 2003, in the amount of \$90.00 to Amanda L. Jensen, 2111 Via Robles, Oceanside, CA 92054. Void due to stale dating.

Warrant #76-112869, dated September 15, 2003, in the amount of \$57.00 to Myong H. Lee, 9791 Deer Trail Dr., San Diego, CA 92127. Void due to stale dating.

Warrant #76-111291, dated September 12, 2003, in the amount of \$246.00 to Christina L. Catterson, 215A Aster Street, Oceanside, CA 92054. Void due to stale dating.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

5. RATIFY FY 2004-2005 SALARY SCHEDULES FOR CLASSIFIED EMPLOYEES REPRESENTED BY CCE/AFT LOCAL 4522, ADMINISTRATIVE ASSOCIATION MEMBERS, CONFIDENTIAL AND SUPERVISORY TEAM MEMBERS, SENIOR ADMINISTRATORS, AND EXECUTIVE ADMINISTRATORS

MSC Chadwick, McMullen

The Governing Board hereby ratifies the **FY 2004-2005 salary schedules** for **classified employees represented by CCE/AFT Local 4522, Administrative Association members, Confidential and Supervisory Team members, senior administrators, and executive administrators** that reflect the **2.41% COLA effective July 1, 2004**, per the **Salary Enhancement Plans** which are still in effect.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

6. RATIFY THE TENTATIVE FY 2004-2005 SALARY SCHEDULES FOR CONTRACT FACULTY, ADJUNCT FACULTY, AND CHILD CENTER TEACHERS REPRESENTED BY THE PALOMAR FACULTY FEDERATION, CFT/AFT

MSC Chadwick, McMullen

The Governing Board of the Palomar Community College District hereby ratifies the tentative **FY 2004-2005 salary schedules** for **contract faculty, adjunct faculty, and child center teachers represented by the Palomar Faculty Federation, CFT/AFT**, that reflects the **2.41% COLA effective July 1, 2004**, per the **Salary enhancement Plan** which is still in effect. These salary schedules are **subject to negotiations**.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

7. RATIFY NEW ACADEMIC POSITION

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President regarding the following **academic position**:

a.	Position:	CalWORKs Counselor/Assistant Professor		
	Name:	Vacant		
	Department:	Extended Opportunity Programs & Services		
	Position #:	6312	New:	Yes
	Remarks:	Funded - CalWORKs		
	% of Position:	100%	# Mos.:	11
	Effective:	October 13, 2004		
	Account #:	K-122100-331200-63100-1612020/100%		

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

8. RATIFY CORRECTION TO ACADEMIC CONTRACT

MSC Chadwick, McMullen

The Governing Board ratifies the recommendation of the Interim Superintendent/President regarding the **correction** to the following **academic contract**:

a.	Name:	PETER J. BOWMAN		
	Position:	Assistant Professor, Political Science		
	Department:	Economics, History, and Political Science		
	Remarks:	Increased step placement due to verification of previous related work experience.		
	Sal Rng/Stp:	C/8	Salary:	\$5,420.02/month
	% of Position:	100%	# of Mos:	10
	Effective:	August 20, 2004		
	Account #:	A-111000-365400-22070-0000000/100%		

b. Name: **NANCY J. PINCE**
Position: Assistant Professor, Nursing
Department: Nursing Education
Remarks: Increased step placement due to verification of previous related work experience.
Sal Rng/Stp: **C/8** Salary: **\$5,420.02/month**
% of Position: 100% # of Mos: 10
Effective: August 20, 2004
Account #: A-111000-348200-12030-0611400/100%

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

9. RATIFY CERTIFICATED EMPLOYMENT

MSC Chadwick, McMullen

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

a. Name: **CAROL L. ADAMS**
Position: Master Teacher I
Department: Child Development Center
Position #: 6015 New?: No
Remarks: Replacement for Rene Robelin
Sal Rng/Stp: **D1/1** Salary: **\$2,523.51/month**
% of Position: 100% # of Mos: 12
Effective: October 4, 2004
Account: U-111000-364300-69200-0000000/100%

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

10. GRANT EQUIVALENCY FOR DISCIPLINE

MSC Chadwick, McMullen

Upon the recommendation of the Faculty Senate Equivalency Committee, the Governing Board hereby grants the following individuals **equivalency to minimum qualifications** for the disciplines listed:

Christopher Burks - Dance
Victoria Cutchens – Bookkeeping
Sandra Golden – Tai Chi
Jeremy Pecoraro - Cheerleading

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

11. RATIFY PART-TIME FACULTY EMPLOYMENT

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President regarding the **employment of the following part-time faculty**, at the hourly rates indicated for Fall 2004 and Spring 2005 (day and/or evening); said part-time faculty are not scheduled to teach more than a 60 percent load in a single semester:

FALL 2004

ART

Walls, Steven	Art B.A., Art-Painting M.F.A., Fine Arts	\$43.09
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BEHAVIORAL SCIENCES

Cairns-Pietrangelo, Nancy	Sociology B.A., General Studies M.A., Sociology	\$43.09
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BUSINESS EDUCATION

Cutchens, Victoria	Bookkeeping B.A., Social Ecology M.P.A., Public Administration M.S., Public Health	\$45.80
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ENGLISH AS A SECOND LANGUAGE

Lemus, Sergio	Adult Basic Education B.A., Architecture 2+ Years Experience	\$42.05
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Martinez-Mateos, Jose	Adult Basic Education B.S., Computer Science 2+ Years Experience	\$42.05
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OCCUPATIONAL & NONCREDIT PROGRAMS

Cooper, Madison	Community Education M.A., Teaching and Learning	\$43.09
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Golden, Sandra	Tai Chi Eminence in the Field	\$42.05
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Patterson, Ronda	Community Education B.A., Psychology	\$42.05
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PERFORMING ARTS

Burks, Christopher	Tap Dancing Eminence in the Field	\$42.05
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PHYSICAL EDUCATION

Pecoraro, Jeremy	Physical Education A.A., Liberal Arts & Sciences B.S., University Studies 2+ Years Experience	\$42.05
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PUBLIC SAFETY

Hooper, Wayne	Fire Technology A.A., Paramedic Training A.A., Fire Technology B.S., Vocational Arts 2+ Years Experience	\$42.05
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Thompson, George	Fire Technology B.S., Business Administration 2+ Years Experience	\$42.05
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Twyman, John	Fire Technology Lifetime Credential in Fire Technology	\$42.05
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The Vote was unanimous.
Student Trustee Advisory Vote: Aye

12. APPROVE PERSONNEL ACTIONS/HISTORY

MSC Chadwick, McMullen

The Governing Board hereby approves the **Personnel Actions/History** report, which includes hires and pay rate changes for **student employees** for the month of **September 2004, and short-term employees** for the month of **October 2004. EXHIBIT H-12**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

13. RATIFY NEW CLASSIFIED POSITIONS

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President regarding the following classified positions:

a.	Position:	CalWORKs Accounting Assistant		
	Name:	Vacant		
	Department:	Extended Opportunity Programs & Services		
	Position #:	6307	New:	Yes
	Remarks:	Funded - CalWORKs		
	Sal Grade/Stp:	16/1	Salary:	\$1,089.52/month
	% of Position:	45%	# Mos.:	12
	Effective:	October 13, 2004		
	Account #:	K-212200-475100-64600-1612020/100%		

b. Position: **Systems Module Functional Specialist**
Name: Vacant
Department: Payroll Services
Position #: 6293 New: Yes
Sal Grade/Step: **39/1** Salary: **\$4,243.78/month**
% of Position: 100% # Mos.: 12
Effective: October 13, 2004
Account #: A-212200-559100-67310-0000000/100%

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

14. RATIFY CLASSIFIED EMPLOYMENT

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President regarding the **employment** of the following **classified employees**:

a. Name: **MARIELA L. CASTELLANO**
Position: GEAR UP Outreach Coordinator
Department: Grant Funded Student Support Programs
Position #: 6260 New?: No
Remarks: Replacement for Jose Celis; funded – GEAR UP Federal Grant.
Sal Grade/Step: 20/1 Salary: **\$2,670.14/month**
% of Position: 100% # of Mos: 12
Effective: September 20, 2004
Account #: K-212200-471200-64990-1112320/100%

b. Name: **KRISTINA L. HAAS**
Position: Administrative Assistant
Department: Human Resource Services
Position #: 5735 New?: No
Remarks: Replacement for Josephine Silva
Sal Grade/Step: 48/1 Salary: **\$3,785.61/month**
% of Position: 100% # of Mos: 12
Effective: October 11, 2004
Account #: A-212100-611100-66600-0000000/100%

c. Name: **MARY G. VORHIS**
Position: Senior Accounting Assistant
Department: Fiscal Services
Position #: 5591 New?: No
Remarks: Replacement for Johnnie L. Fortune, Jr.; voluntary demotion for Ms. Vorhis.
Sal Grade/Step: 20/3 Salary: **\$2,942.43/month**
% of Position: 100% # of Mos: 12
Effective: October 1, 2004
Account #: A-212200-551100-67200-0000000/100%

d. Name: **ANEL B. CARDONA-GONZALEZ**
Position: CalWORKs Staff Assistant
Department: Extended Opportunity Programs & Services
Position #: 6295 New?: Yes
Remarks: Position approved 9/14/04; funded – Categorical Funds.
Sal Grade/Step: 23/1 Salary: **\$2,871.29/month**
% of Position: 100% # of Mos: 12
Effective: September 29, 2004
Account #: K-212200-331200-64700-1612020/100%

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

15. RATIFY RESIGNATIONS

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President granting the resignations of the following employees:

- a. Teresa Villalobos, Human Resources Assistant I, Human Resource Services, effective September 11, 2004 (last day of employment September 10, 2004).
- b. Christian H. Lang, Law Enforcement Training Supervisor, Public Safety Programs, effective September 23, 2004 (last day of employment September 22, 2004).
- c. Saida Munoz-Perez, Staff Assistant, Extended Opportunity Program & Services, effective October 1, 2004 (last day of employment September 30, 2004).
- d. Megan M. Schwerdtfeger, Counseling Support Specialist, Counseling Services, effective October 13, 2004 (last day of employment October 12, 2004).

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

16. RATIFY LEAVES OF ABSENCE

MSC Chadwick, McMullen

The Governing Board hereby ratifies the recommendation of the Interim Superintendent/President granting a 100% Family Medical Leave of Absence without pay and with no effect on benefits, effective September 30, 2004, through December 22, 2004, to Marianne Swift-Gifford, Teacher II, Child Development Instruction & Services Center.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

17. INFORMATION: RETIREMENTS

On Behalf of the Governing Board of the Palomar Community College District, the following retirement has been accepted by Dr. Richard A. Jones, Interim 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. Diane C. Pierce, Admissions Assistant, Admissions, effective October 8, 2004.

On Behalf of the Governing Board of the Palomar Community College District, the following retirement has been accepted by Dr. Richard A. Jones, Interim Superintendent/President, as authorized by the Governing Board, under Group III:

- a. Marilyn E. Linscott, Administrative Secretary, Instruction Office, effective September 16, 2004.

Resumption of REGULAR AGENDA

I. ACTION ON ITEMS REMOVED FROM CONSENT CALENDAR

There were no items removed from the Consent Calendar.

J. REPORTS FROM COLLEGE GROUPS

1. INFORMATION

Report of the Faculty Senate

Ms. Katie Townsend-Merino gave the following report:

First, I would like to report that Maria Miller, a member of our Senate, has been appointed to the Statewide Academic Senate Occupation and Educational Committee. We congratulate Maria on her appointment and we appreciate all of her efforts at the state level. I also want to thank all of the members of the Presidential Search Committee for their time and energy spent on finding a new leader for Palomar. Your efforts are noted and are appreciated, and most importantly, your decisions are trusted.

The faculty, as is allowed by our Faculty Constitution, also attended the Governing Board candidate forum on October 4th. I attended the California Performance Review in Long Beach. I will also be attending the Statewide Academic Senate Plenary Session in a few weeks and I'm certain that the Statewide Academic Senate also will have a resolution that is not unlike the one I see on the Board agenda tonight. I think this is one area where many different constituency groups will have the same response.

As a faculty member who attended the Gala, I'm going to have to say at the prodding of Dr. Jones, I got together a group of friends who would sit with me. I really appreciated the discount ticket, because I have never paid \$175 to attend a party before. I actually did have a marvelous time and though I didn't have enough money to put on anything new, I did contribute to the scholarship fund at the end. I will scare up another group of people next year because it was really fun.

I want to be sure that we understand that any congratulatory sentiments that we give one another about the savings are also tempered by the knowledge that much of the savings

comes from cannibalizing ourselves. Our academic programs and non-academic programs have been heavily targeted. That is based on employees working many multiple jobs, many unpaid hours, and in the long run we owe them - not thanks - but relief as we look as to how to solve the problem.

I want to be sure, and I'm hopeful that the governance process that we have used to cut monies, cut positions, cut programs, cut people during these times of fiscal crisis, will also be used as we approach the task of the distribution of the monies and the resources that are possibly left, that we use our governance process to do that as well.

Finally, I want to be sure that you understand that the five faculty positions that were approved will keep us just about the right place to meet our full time faculty obligation, but not based on the fact that we have this seven million dollars.

Dr. Jones stated that if there is any growth at all, we are going to need them anyway, and they will be paid for by the growth.

Ms. Townsend-Merino continued:

I just want to be clear that those positions are not related to the fact that we have the seven million dollars that we were talking about, we needed to do that anyway.

Ms. Cuaron said, "The five that will be hired just ensures a cushions for us for the full time faculty obligation for next fall."

2. INFORMATION

Report of the Palomar Faculty Federation

Dr. Rocco Versaci gave the following report:

PFF would like to thank the Payroll staff for working to ensure that the retroactive COLA and parity pay will be calculated and processed as soon as possible. We recognize this is a huge undertaking for the Payroll staff and we appreciate their hard work. Also, the PFF hopes that the Board passes New Business item #7, the resolution that acknowledges serious concerns about recommendations for a higher educational system that were made at the California Performance Review.

3. INFORMATION

Report of The Faculty

Dr. Barbara Kelber gave the following report:

What Katie and Rocco said, ditto on that. I don't want to repeat those sentiments I just want to support them on that. I appreciate the way that they said it.

Last Wednesday, we participated in a celebration of free speech and tolerance during Comet Week. For a couple of hours in the afternoon we had students and faculty and others coming up to the microphone and speaking. We had music and Aramark people from the cafeteria brought barbecue outside. It was really kind of a festive celebration of diversity, encouraging free speech, and tolerance. I want to send out a special thank you to Sergeant Carlos Vargas, of our police department, who worked very closely with me in planning that. Also thank you to Paul Bloom and Marilyn Lunde from the Student Affairs Office, the Inter-Club Council, and the ASG. Everyone worked together to have a wonderful afternoon.

The Faculty is working currently on teaching. Students are taking mid terms right now and for the next couple of weeks. We are well into our curriculum and our course objectives. We are also working on curriculum review deadlines, doing committee and council work.

Finally, I want to say that we appreciate the work and the diligence of the Board in paying attention to the California Performance Review and its potential ramifications. We are very concerned about it, as my colleagues said, and on behalf of the Faculty-At-Large, adjunct and full time faculty together, I want to offer our support and assistance on this. Please let us know if we can help you and the College with this in any particular way. Thank you also for approving the cost of living adjustment for all employees.

4. INFORMATION

Report of the **Administrative Association** – No report

5. INFORMATION

Report of the **Confidential and Supervisory Team** – No report

6. INFORMATION

Report of the **CCE/AFT**

Ms. Becky McCluskey gave the following report:

I would like to thank everyone who helped with the picnic, it was great. There were classified and PFF employees that helped with it, and it was wonderful. Thank you for all of your hard work. Also, thank you for approving the COLA. I would like to also reiterate that we need to go through the governance process for spending any money from one-time funds; it is extremely important that we follow the process.

7. INFORMATION

Report of the **Associated Student Government**

Mr. Paul Charas gave the following report:

In the short time we had to plan Comet Week, it went over better than expected. We look forward to spring fest next semester; we're already making plans for that event. I hope that Diversity Day goes on every year, it went very well. It is good to see the students out there and speak their mind without having any fear of retribution or anybody thinking differently of them for speaking.

K. COMMENTS FROM OTHER INDIVIDUALS OR GROUPS

Ms. Katheryn Gannet – Breast Cancer Awareness

L. UNFINISHED BUSINESS – There was none.

M. NEW BUSINESS

1. RECEIVE BIDS FOR CONSTRUCTION OF HIGH TECHNOLOGY LABORATORY/CLASSROOM BUILDING (JOB 712); ACCEPT RECISSION OF LOWEST BID BASED ON CLERICAL ERROR; ACCEPT BID FROM SECOND LOWEST RESPONSIVE BIDDER AND AWARD CONTRACT SUBJECT TO RECEIPT OF BONDING

MSC McMullen, Chadwick

The Governing Board **receives the seven (7) bids** as detailed in Exhibit M-1 hereto, following the bid opening of the Construction of the High Technology/Laboratory Classroom Building, Job No. 712, (the "Project"), on September 16, 2004; and acknowledges receipt of timely communication of a clerical mistake in its bid by the apparent, lowest bidder, FTR International, Inc., of Irvine, CA ("FTR"), in the amount of thirty-two thousand, four hundred dollars (\$32,400.00).

Based upon the provisions of Public Contract Code, Section 5105 et seq, the Board accepts rescission of the bid by FTR based upon its clerical error in entering the total bid amount.

The Governing Board hereby accepts **the second low bid by C.E. Wylie Construction Co.**, of San Diego, CA ("Wylie"), in the amount of twenty-seven million, four hundred twenty-five thousand dollars (\$27,425,000.00), and awards a contract to Wylie in that amount, subject to receipt of required bonding. **EXHIBIT M-1**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

2. APPROVE ACCEPTANCE OF PROFESSIONAL DEVELOPMENT FUNDS

MSC Chadwick, Evilsizer

The Governing Board of Palomar Community College District hereby **accepts three thousand dollars (\$3,000.00)** from the Region Ten Consortium located at Cuyamaca Community College. The funds will be used for travel and conference expenses for vocational faculty and administrators at Palomar College. The funds should be posted to a Professional Development travel account. **EXHIBIT M-2**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

3. **APPROVE AGREEMENT WITH PROMÈTOUR, INC., FOR THE PURPOSE OF CONDUCTING A STUDY ABROAD PROGRAM IN PARIS, FRANCE**

MSC Chadwick, Evilsizer

The Governing Board hereby **approves an agreement** between the **Palomar Community College District and Promètour, Inc.**, Strachan, 7 Izda 29015 Malaga, Spain, for the purpose of allowing the District's Foreign Languages Department to conduct a Study Abroad Program in Paris, France, from May 21, 2005, through June 11, 2005. Classes will be offered in French 101, 105, 106, 110, 115, 116, 201, 210, 215, 216, and 296. In addition to the program price, program participants will be responsible for arranging and paying their own transportation to and from France. **EXHIBIT M-3**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

4. **APPROVE AGREEMENT WITH ESTUDIO INTERNACIONAL SAMPERE FOR THE PURPOSE OF CONDUCTING A STUDY ABROAD PROGRAM IN MADRID, SPAIN**

MSC Chadwick, Evilsizer

The Governing Board hereby approves **an agreement between the Palomar Community College District and Estudio Internacional Sampere**, Lagasca, 16, E-28001, Madrid, Spain, for the purpose of allowing the District's Foreign Languages Department to conduct a Study Abroad Program in Madrid, Spain from May 21, 2005, to June 18, 2005. Classes will be offered in Spanish 101, 110, 201, 210, 235 and 195. In addition to the program price, program participants will be responsible for paying all fees including transportation, housing, insurance, books, materials, and personal expenses. **EXHIBIT M-4**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

5. **APPROVE AGREEMENTS WITH YOSEMITE COMMUNITY COLLEGE DISTRICT, CHILD DEVELOPMENT TRAINING CONSORTIUM**

MSC Chadwick, Evilsizer

The Governing Board hereby **approves agreement number 05-4489** between the **Palomar Community College District (hereinafter "Palomar") and the Yosemite Community College District, Child Development Training Consortium** (hereinafter "YCCD-CDTC") effective August 1, 2004, to and including July 31, 2005. Palomar shall provide college credit to enrolled students required to obtain or renew a child development permit and YCCD-CDTC shall pay to Palomar an amount not to exceed \$18,750.00.

The Child Development Training Consortium is also **funding workshops** for Professional Growth Advisors. Palomar College will receive \$36 per training Professional Growth Advisor. The college can train a maximum of 39 Professional Growth Advisors for the 2004-2005 year. YCCD-CDTC shall pay to Palomar an additional amount not to exceed \$1,504.00. **EXHIBIT M-5**

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

6. **RESOLUTION IN SUPPORT OF THE REPEAL OF THE NORTH COUNTY RECYCLED SOLID WASTE DISPOSAL INITIATIVE (PROPOSITION C) ADOPTED IN 1994**

MSC Chadwick, Evilsizer

RESOLUTION NO. 04-20797

WHEREAS, the Pala Band of Mission Indians have filed with the Registrar of Voters a notice of intention to circulate a petition to repeal the North County Recycled Solid Waste Disposal initiative (Proposition C) adopted by San Diego County voters in 1994 that would site a landfill in Gregory Canyon; and,

WHEREAS, the Gregory Canyon landfill site is adjacent to the San Luis Rey River groundwater basin that contains substantial quantities of renewable, natural, potable water, and which is also a potential site for underground storage of imported water, such sites being perilously deficient in San Diego County; and,

WHEREAS, the 1,770-acre Gregory Canyon landfill site is located in northern San Diego County, three miles east of Interstate 15 and two miles southwest of the community of Pala and the Pala Indian Reservation, well within the boundaries of the Palomar Community College District and approximately two miles from a potential future Palomar College campus; and,

WHEREAS, the Final Environmental Impact Review conclude that certain impacts from the landfill, including air quality, Ethno History and Native American interests, traffic and circulation, and noise and vibration will be significant and cannot be mitigated; and,

WHEREAS, recognized authorities in the fields of geology and landfill contaminants have stated unequivocally that any device currently available to contain contaminants in landfill operations must surely fail, and that such failures will lead to destruction of underlying groundwater basins as sources of native, potable water and as storage basins for imported water; and,

WHEREAS, the Palomar Community College District teaches a program of wastewater management, various courses in geologic studies and Native American history and supports the protection of all of our natural resources through maximizing and enhancing existing recycling programs locally and throughout the State;

THEREFORE, BE IT RESOLVED, that the Palomar Community College District opposes the proposed site of solid waste disposal operations at the Gregory Canyon site and supports any effort to repeal the North County recycling and Solid Waste Disposal Initiative (Proposition C) adopted by San Diego County voters in 1994.

BE IT FURTHER RESOLVED, that the Palomar Community College District urges the voters and the San Diego County Board of Supervisors to reject any future sites that will jeopardize the San Luis Rey watershed and to seek alternate means for the collection and disposal of solid waste generated in North County San Diego.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

7. **APPROVE RESOLUTION IN SUPPORT OF THE CALIFORNIA COMMUNITY COLLEGE SYSTEM RESPONSE TO THE CALIFORNIA PERFORMANCE REVIEW**

MSC Chadwick, Evilsizer

RESOLUTION 04-20798

WHEREAS, the California Performance Review (CPR) made 16 recommendations in areas related to government reorganization and education policy that have a profound effect on California Community College students including areas such as state mandated enrollment priorities, transfer, career and workforce education, mandatory community service, service to high school students, textbooks costs and elimination of the state board; and

WHEREAS, the California Community Colleges system of 72 local districts and 109 colleges is the largest system of higher education in the world, is one of the most successful and respected community college systems in the nation and is the most cost effective segment of higher education in the state; and

WHEREAS, the California Community College system currently serves 2.8 million students, has the most diverse student body in California higher education and provides the major point of entry into higher education for underrepresented students; and

WHEREAS, system leaders within the California Community Colleges, including the organizations of the chief executive officers, local governing board members, Academic Senate, faculty and classified unions, administrators and students have developed a response to these 16 CPR recommendations based on the effect the CPR recommendations would have on the equitable delivery of education programs and services to all students and the comprehensive community college mission, their potential for cost savings and improving effectiveness and innovation, and if they would improve accountability to the public; and

WHEREAS, the system leadership response raises appropriate concerns about certain recommendations and contains several alternative recommendations and options to those proposed in the CPR which would better meet the needs of students and the local communities served by California Community Colleges while maintaining efficiency, effectiveness and accountability; and,

WHEREAS, the system response has been reviewed by the following boards: California Community Colleges Trustees (CCCT); Chief Executive Officers of the California Community Colleges (CEOCCC); Board of Governors of California Community Colleges, the Academic Senate for the California Community Colleges (ASCCC Executive Committee), Association of California Community College Administrators (ACCCA); Community College Association (CCA/CTA), Community College Council/ California Federation of Teachers/American Federation of Teachers (CCC/CFT/AFT), Faculty Association of California Community Colleges (FACCC), California School Employees Association (CSEA), and California Student Association of Community Colleges (CalSACC);

THEREFORE BE IT RESOLVED that the Palomar Community College District Governing Board supports the California Community College System Leadership Response to the California Performance Review.

The Vote was unanimous.
Student Trustee Advisory Vote: Aye

8. **APPROVE RESOLUTION IN SUPPORT OF PROPOSITION BB: HOSPITAL, EMERGENCY CARE, AND TRAUMA CENTER IMPROVEMENTS**

MSC McMullen, Chadwick

RESOLUTION NO. 04-20799

WHEREAS, the Palomar Pomerado Health District, the largest public hospital district in California, spans 850 square miles from the Riverside County line to Scripps Ranch, from Anza Borrego to Vista, and includes the vast majority of the Palomar Community College District service area, including the communities of Escondido, Fallbrook, Ramona, San Marcos, Valley Center, Pauma Valley, Rancho Bernardo, and Rancho Penasquitos from which nearly 30,000 students enroll at Palomar College; and,

WHEREAS, Palomar Community College District offers Associate Degrees and Certificate programs in healthcare fields including Registered Nursing, Medical Assisting, and Emergency Medical Technicians, and provides continuing education opportunities for Registered and Licensed Vocational Nurses; and,

WHEREAS, in order to continue to provide accessible health care services, including trauma, emergency room and acute care services, to a population anticipated to grow to more than 1.3 million in the next 20 years, the Board of Directors of the Palomar Pomerado Health District, with the input of District medical staff, nursing personnel, support personnel and members of the public, has developed a comprehensive plan to address the future health care needs of the population of the District; and,

WHEREAS, the comprehensive plan developed by the Board of Directors of the Palomar Pomerado Health District addresses the future health care needs of the projected population of the District, including replacement, renovation and repair of patient care facilities that do not meet mandated state standards for earthquake safety, renovation and repair of existing aging facilities to support advances in medical treatment, and expansion of localized, community-based health care services in certain regions of the District; and,

WHEREAS, the Board of Directors of Palomar Pomerado Health District will hold a special election on November 2, 2004, for the purpose of submitting to the registered voters of the Palomar Pomerado Health District Proposition BB; and,

WHEREAS, Proposition BB will authorize the Palomar Pomerado Health District to issue and sell general obligation bonds of up to \$496,000,000 to be used for land acquisition, and to build, renovate and improve existing or new medical facilities within the healthcare district; and,

WHEREAS, the total projected cost of the capital projects is \$753 million, the balance of which will be provided with \$210 million in revenue bonds and \$47 million from cash reserves and philanthropy; and,

WHEREAS, Proposition BB establishes a nine-member, unpaid, independent citizens' oversight committee to ensure that all bond proceeds are used for the proposed capital projects and that no monies are used for administrative salaries, materials, equipment or supplies; and,

THEREFORE, BE IT RESOLVED, that the Palomar Community College District supports Proposition BB: Hospital, Emergency Care, Trauma Center Improvement for the Palomar Pomerado Health System.

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

9. REJECT CLAIM

MSC McMullen, Chadwick

The Governing Board of the Palomar Community College District rejects the claim for damages filed by Randall J. Pitre, Esq., Pitre & Teunisse, Inc., Attorneys at Law, on behalf of his client, **CRP Plumbing Company, Inc.**, and refers it to the District's Claim Administrator for handling.

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

10. REJECT CLAIM

MSC McMullen, Chadwick

The Governing Board of the Palomar Community College District rejects the claim for damages filed by M. Colleen Weule, Esq., Weule, Ballard, & Mondo, LLP, on behalf of her client, **Micon Construction, Inc.**, and refers it to the District's Claim Administrator for handling.

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

11. APPROVE RESOLUTION TO ESTABLISH A GANN LIMIT FOR THE 2004-05 FISCAL YEAR IN ACCORDANCE WITH PROVISIONS OF THE GANN AMENDMENT AND APPLICABLE STATUTORY LAW

MSC Chadwick, McMullen

RESOLUTION 04-20800

WHEREAS, In November of 1979, the California electorate did adopt Proposition 4, commonly called the Gann Amendment; and,

WHEREAS, The provisions of that amendment establish maximum appropriation limitations, commonly called "Gann Limits" for public agencies, including school districts; and

WHEREAS, The District must establish a Gann Limit for the 2004-2005 fiscal year in accordance with the provisions of the Gann Amendment and applicable statutory law;

NOW, THEREFORE, BE IT RESOLVED, That this Board does provide public notice that the attached calculations and documentation of the 2004-2005 Gann Limit are made in accord with applicable constitutional and statutory law and that this Board does hereby declare that the appropriations in the 2004-2005 budget do not exceed the limitations imposed by the Gann Amendment;

AND BE IT FURTHER RESOLVED, That the Superintendent/President provide copies of this resolution along with appropriate attachments to interested citizens of this District.

EXHIBIT M-11

The Vote was unanimous.

Student Trustee Advisory Vote: Aye

12. **Item moved to Section D.**

13. **APPROVE AGENDA ITEMS FOR CONSIDERATION AT NEXT MEETING**

The Governing Board hereby approves the following agenda items for consideration at the next meeting:

- a. Ms. Chadwick requested an assessment of what would happen if Oracle buys PeopleSoft.
- b. Mr. Evilsizer requested a report on attendance and operation of vocational programs.

P. **ADJOURNMENT**

The meeting was adjourned at 8:34 p.m.

President

Secretary