



**GOVERNING BOARD AGENDA**  
**REGULAR MEETING OF THE GOVERNING BOARD**  
**DATE: WEDNESDAY, JUNE 10, 2009**  
**4:00 P.M. (CLOSED SESSION) - 5:00 P.M. (OPEN SESSION)**  
**PALOMAR COMMUNITY COLLEGE DISTRICT**  
**GOVERNING BOARD ROOM, STUDENT SERVICES CENTER**  
**1140 WEST MISSION ROAD**  
**SAN MARCOS, CALIFORNIA**

**NOTICE TO PUBLIC:** In accordance with Board Policy 2350, members of the public who wish to address the Board on matters within its jurisdiction have a five-minute time limit per person. The Board may ask a group to select a spokesperson and may limit the number of speakers on a particular topic unless the proposed speakers are addressing different concerns.

*The Open Session of the Board meets the second Tuesday of every month starting at 5:00 p.m. in the Governing Board Room of the Student Services Building on the Palomar College Campus in San Marcos, California, unless changed in advance by Board action. In compliance with Government Code §54957.5. non-exempt writings that are distributed to the Governing Board Members in advance of their meetings, may be viewed at the Governing Board Office, LL-204, or by clicking on the Governing Board web site at [www.palomar.edu/gb](http://www.palomar.edu/gb). In addition, if you would like a copy of any record related to an item on the agenda, please contact Josie Silva, Executive Assistant, at (760) 744-1150, extension 2104, or at [jsilva@palomar.edu](mailto:jsilva@palomar.edu). The Board reserves the right to modify the order of business in the manner it deems appropriate. Please note all meetings are recorded electronically.*

A.	Call to Order (4:00 p.m.) .....	2
AA.	Roll Call .....	2
B.	Public Comments .....	2
C.	Recess to Closed Session .....	2
CC.	Reconvene to Open Session (5:00 p.m.).....	2
CCC.	Administration of Oath of Office .....	2
D.	Comments from Other Individuals or Groups .....	2
E.	Approval of Minutes .....	3
EE.	Nursing Degree Approval.....	3
F.	Call for Removal of Items from or Changes to Agenda .....	3
G.	Acknowledgement of Retirements .....	3
GG.	Reports/Presentations.....	3
H.	Report of the Governing Board President.....	3
HH.	Report of the Governing Board Trustees .....	4
I.	Report of the Superintendent/President.....	4
J.	Approval of Consent Calendar Items .....	4
K.	Action on Items Removed from Consent Calendar .....	13
L.	Reports from College Groups .....	13
M.	Unfinished Business.....	13
N.	New Business .....	13
O.	Board Requests for Reports .....	19
P.	Recess to Closed Session .....	19
Q.	Reconvene to Open Session .....	19
R.	Adjournment.....	19

**A. CALL MEETING TO ORDER: 4 p.m.**

**AA. ROLL CALL**

Establishment of a Quorum

**B. PUBLIC COMMENTS**

**In accordance with Board Policy 2350, members of the public who wish to address the Board on matters within its jurisdiction have a five-minute time limit per person. The Board may ask a group to select a spokesperson and may limit the number of speakers on a particular topic unless the proposed speakers are addressing different concerns.**

**C. RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:**

1. Public Employee Discipline/Dismissal/Release, pursuant to Government Code §54957 et seq.
2. Conference regarding negotiations with CCE/AFT, pursuant to Government Code §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. Public Employment, pursuant to Government Code §54957.
6. Conference with Real Property Negotiator, pursuant to Government Code §54956.8. Property APNs as follows:
  - a. Discussion of potential sites in the southern portion of the District.

**CC. RECONVENE TO OPEN SESSION: 5 p.m.**

Actions Taken In Closed Session  
Pledge of Allegiance

**CCC. ADMINISTRATION OF OATH OF OFFICE TO STUDENT TRUSTEE**

**D. COMMENTS FROM OTHER INDIVIDUALS AND GROUPS**

1. **INFORMATION:** Comments from **Other** Individuals or Groups

**In accordance with Board Policy 2345, members of the public who wish to address the Board on matters within its jurisdiction have a five-minute time limit per person. The Board may ask a group to select a spokesperson and may limit the number of speakers on a particular topic unless the proposed speakers are addressing different concerns.**

**E. RECOMMENDATION: ACTION – APPROVAL OF MINUTES**

1. The Governing Board hereby approves the Minutes of the Special Meeting of May 7, 2009.
2. The Governing Board hereby approves the Minutes of the Regular Meeting of May 12, 2009.

**EE. RECOMMENDATION: ACTION – APPROVE PROGRAM FOR INCLUSION IN CURRICULUM – EFFECTIVE FALL 2009**

The Governing Board hereby approves the following program which had been examined by the Curriculum Committee and is being recommended for inclusion in the Palomar College Curriculum, effective Fall, 2009:

- a. Program Title: Nursing – ADN  
Discipline: Nursing (NURS)  
Award Type: A.S. Degree Major  
Total Units: 74

**F. CALL FOR REMOVAL OF ITEMS FROM OR CHANGES TO AGENDA**

**G. ACKNOWLEDGEMENT OF RETIREMENTS**

(An opportunity for the Board of Trustees to express appreciation to employees who will retire with **ten (10)** or more years of service to the District)

1. **Theo M. Brockett**, Manager, Education Center, Escondido Center. She has served Palomar College for 20 years from September 12, 1988, to June 30, 2009.
2. **Linda Dudik**, Professor, Economics, History and Political Science. She has served Palomar College for 34 years from September 8, 1975, to May 22, 2009.
3. **Joseph L. Madrigal**, Assistant Superintendent/Vice President, Student Services. He has served Palomar College for 12 years from August 23, 1996, to June 30, 2009.
4. **L. Jean Ruff**, Financial Assistance Specialist, Financial Aid, Veterans' & Scholarship Services. She has served Palomar College for 28 years from September 2, 1980, to June 30, 2009.
5. **John R. Tagg**, Professor, English. He has served Palomar College for 22 years from November 2, 1987, to May 22, 2009.

**GG. REPORTS/PRESENTATIONS**

1. **FY 2009-10 Tentative Budget Presentation** – Dr. Bonnie Ann Dowd, Vice President, Finance & Administrative Services
2. **Presentation of the Prop M Independent Citizens' Oversight Committee (ICOC) FY 2007-08 Annual Report** – Dr. Bonnie Ann Dowd, Vice President, Finance & Administrative Services

**H. REPORT OF THE GOVERNING BOARD PRESIDENT**

## HH. REPORTS OF GOVERNING BOARD TRUSTEES

Section 54954.2(a) of the Ralph M. Brown Act states that “No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public, a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.”

## I. REPORT OF THE SUPERINTENDENT/PRESIDENT

1. Report of Vice President for Instruction
  - a. Accreditation Self-Study & Site Visit Update – Berta Cuaron
2. Report of Vice President for Student Services
3. Report of Vice President for Finance and Administrative Services
4. Report of Vice President for Human Resource Services

## J. APPROVAL OF CONSENT CALENDAR ITEMS

***NOTICE TO PUBLIC: There will be no separate discussion of these items unless a Governing Board member or member of the public requests that particular item(s) be removed from the Consent Calendar. Items so removed will be considered separately. All matters remaining under Consent Calendar are considered to be routine and will be approved by one motion.***

## FISCAL SERVICES

### 1. RECOMMENDATION: ACTION – APPROVE BANK SIGNATURE AUTHORIZATIONS FOR PERIOD JULY 1, 2009, THROUGH JUNE 30, 2010

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College District Financial Aid, Federal Account in Wells Fargo Bank:

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services, **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College Transfer Account deposited in Wells Fargo Bank:

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services, **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College Revolving Cash Fund in Wells Fargo Bank:

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services, **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

The Governing Board authorizes the following to deposit/withdraw funds currently deposited to the Palomar Community College District Associated Students of Palomar College in Wells Fargo Bank:

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services, **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services  
**and**  
Andrew Bissell, President, Associated Student Government  
**or**  
Ji-hye Ann Hong, Vice President, Associated Student Government

The Governing Board authorizes the following to deposit/withdraw funds deposited to the Palomar Community College, State of California--Cal Grant Account in Wells Fargo Bank:

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services, **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

The Governing Board authorizes two of the following to deposit/withdraw funds currently deposited to the Palomar College Payroll Account (automatic payroll deposit and electronic funds transfer for state and federal taxes) in Wells Fargo Bank:

Robert P. Deegan, Superintendent/President  
Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services,  
Phyllis Laderman, Director, Fiscal Services  
Esperanza Flores, Manager, Payroll Services  
Janien A. Lau-Thompson, Systems Module Functional Specialist  
Cynthia Battaglia, Payroll Assistant

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

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

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

Bonnie Ann Dowd, Assistant Superintendent/Vice President,  
Finance and Administrative Services **or**  
Robert P. Deegan, Superintendent/President, **or**  
Phyllis Laderman, Director, Fiscal Services

## TRAVEL

### 2. **RECOMMENDATION: ACTION – APPROVE TRAVEL EXPENSES**

The Governing Board hereby approves/ratifies travel expenses for the following persons:

- a. Board Member **NANCY CHADWICK**  
Advanced Funds? Yes  
For: Transportation, mileage, meals.  
To attend: Committee on Legislation (ACL)  
Location: Sacramento, California  
Date: March 13, 2009  
Amount: \$303.00  
Budget No.: 575200-11-111100-66100-10-2009-0000000
- b. Board Member **NANCY CHADWICK**  
Advanced Funds? Yes  
For: Transportation, mileage, meals.  
To attend: Committee on Legislation (ACL)  
Location: Sacramento, California  
Date: June 12, 2009  
Amount: \$459.00  
Budget No.: 575200-11-111100-66100-10-2009-0000000

## **REPLACEMENT OF WARRANTS**

### 3. **RECOMMENDATION: ACTION – APPROVE DRAWING NEW WARRANTS**

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

- a. Warrant #76-174369, dated February 21, 2008, in the amount of \$118.02, to Kimberly Edgar, 1228 Warmlands Avenue, Vista, CA 92084. Void due to stale date.
- b. Warrant #76-162214, dated February 1, 2007, in the amount of \$62.00, to Chad M. Lee, 1222 S. Ditmar Street, Oceanside, CA 92054. Void due to stale date.

## **PERSONNEL**

### 4. **RECOMMENDATION: ACTION – GRANT EQUIVALENCY FOR DISCIPLINE**

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

Campbell, Pamela                      Physical Education



**7. RECOMMENDATION: ACTION – RATIFY ADMINISTRATIVE EMPLOYMENT**

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

a. Name: **MARK W. VERNOY**  
Position: Interim Assistant Superintendent/Vice President, Student Services  
Department: Student Services  
Position #: 5455 New?: No  
Remarks: Interim replacement for Joseph Madrigal  
Sal Grade/Stp: **79/7** Salary: **\$12,909.52/month, plus \$1,282.73 annual stipend for doctorate**  
  
% of Position: 100% # Mos: 12  
Effective: July 1, 2009  
Account #(s): A-121000-411100-66400-0000000/100%

**8. RECOMMENDATION: ACTION – APPROVE CONTRACTS FOR ASSISTANT SUPERINTENDENTS/VICE PRESIDENTS**

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **employment contracts** for the following **Assistant Superintendents/Vice Presidents** effective July 1, 2009, through June 30, 2011:

Cuaron, Berta C.  
Assistant Superintendent/Vice President, Instructional Services

Dowd, Bonnie Ann  
Assistant Superintendent/Vice President, Finance and Administrative Services

Tortarolo, John S.  
Assistant Superintendent/Vice President, Human Resource Services

**9. RECOMMENDATION: ACTION – APPROVE CONTRACT FOR INTERIM ASSISTANT SUPERINTENDENT/VICE PRESIDENT**

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **employment contract** for the following **Interim Assistant Superintendent/Vice President** effective July 1, 2009, through June 30, 2010:

**Vernoy, Mark W.**  
Interim Assistant Superintendent/Vice President, Student Services

**10. RECOMMENDATION: ACTION – APPROVE CONTRACTS FOR EDUCATIONAL AND CLASSIFIED ADMINISTRATORS**

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **employment contracts** for the following **administrators** effective July 1, 2009, through June 30, 2011:

**Two-year Contracts for Educational Senior Administrators**

Francis, Candice A. Dean of Mathematics and the Natural and Health Sciences  
McDonald, Stephen B. Dean of Languages and Literature  
Halttunen, Lynda G. Dean of Counseling Services  
Miyamoto, Norma L. Dean of Arts, Media, Business and Computing Systems  
Owens, Wilma G. Dean of Career, Technical and Extended Education

**Two-year Contracts for Educational and Classified Administrators**

Allen, Deborah S.	Director, Human Resource Services
Baird, Robert A.	Manager, Fiscal Accounting
Barnaba, Ruth V.	Tutoring Services Program Coordinator
Barton, Michelle A.	Director, Institutional Research, Planning and Grants
Bianchi, Americo	Web Services Manager
Borden, Richard C.	Institutional Research Analyst
Cathcart, Scott T.	Director, Athletics
Cerda, Phillip J.	Broadcast Operations Manager
Coleman, Susan	Internal Auditor/Analyst
Conway, Mary Jayne	Director, Health Services
Cruz, Anthony C.	Police Lieutenant
Ellis, Michael D.	Director of Facilities
Flores, Esperanza	Payroll Manager
Gannett, Katherine G.	Manager, Library Staff & Services
Gavin, Calvin One Deer	Director, Grant Funded Student Support Programs
Haines, Ronald R.	Director, Disability Resource Center
Hoffman, Janet S.	Manager, Education Center/Counselor
Hudson-Maclsaac, Kelley	Manager, Facility Planning/Environmental Health and Safety
Jay, Kenneth P.	Director, Business and Contract Services
Laderman, Phyllis J.	Director, Fiscal Services
Large, Michael D.	Institutional Research Analyst
Larmer, G. Patrick	Manager, Theatre Operations
Lee, Herman C.	Director of Enrollment Services
McClure, Scott R.	Programming Manager
Medel, Thomas R.	Manager, Education Center
Morrow, Blaine V.	Project Director, e-Conferencing
O'Neill, Yasue	International Student Advisor/Coordinator
Safranek, Teresa E.	Director, Workforce and Community Development
San Agustin, Mary S.	Director, Financial Aid, Veterans & Scholarships Services
Smith, Mollie R.	Director, Occupational & Noncredit Programs
Stadler, Anne K.	Director, Extended Opportunity Programs & Services/ Cooperative Agencies Resources for Education
Talmo, Richard D.	Director of Development/Executive Director for the Foundation
Taramasco, Michelle A.	Client Services Manager
Taveuveu, Brandi Y.	Budget Manager
Titus, Sherry M.	Director, Student Affairs
Vargas, Jose I.	Manager, Network and Technical Services
Veach, Diane M.	Manager, Instruction Office

**11. RECOMMENDATION: ACTION – APPROVE CONTRACTS FOR EDUCATIONAL AND CLASSIFIED ADMINISTRATORS**

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **employment contracts** for the following **administrators** effective July 1, 2009, through June 30, 2010:

**One-year Contracts for Educational and Classified Administrators**

Kelly, Paul W.	Director, Regional Occupational Program (60%)
Gropen, Laura A.	Interim Director, Communications, Marketing, and Public Affairs

**12. RECOMMENDATION: ACTION – RATIFY CLASSIFIED EMPLOYMENT**

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

- a. Name: **CALVIN W. LEW**  
Position: Hispanic Serving Institution/Teaching Learning Center  
Instructional Support Assistant I  
Department: Instructional Services  
Position #: 6435 New?: Yes  
Remarks: Position approved 5/13/09; displaced and appointed to new position (no previous seniority).  
Funded - Title V HSI grant.  
Sal Grade/Step: **16/9** Salary: **\$3,940.90/month**  
% of Position: 100% # Mos: 11  
Effective: July 1, 2009  
Account #: K-222000-311100-49300-1112980/100%
- b. Name: **BRIAN G. ENGLEMAN**  
Position: Extended Opportunity Programs & Services/ Cooperative  
Agencies Resources for Education Staff Assistant  
Department: EOP&S/CARE  
Position #: 5555 New?: No  
Remarks: New assignment into vacant position as a result of layoff.  
Funded – 75% EOP&S and 25% CARE.  
Sal Grade/Step: **23/10** Salary: **\$4,717.78/month**  
% of Position: 100% # Mos: 12  
Effective: July 1, 2009  
Account #(s): K-212200-473100-64300-1612060/75%  
K-212200-473100-64300-1612050/25%

**13. RECOMMENDATION: ACTION – RATIFY PLACEMENT ON 39-MONTH RE-EMPLOYMENT LIST**

- a. The Governing Board hereby ratifies the recommendation of the Superintendent/President **placing Mr. Calvin W. Lew** on a 39-month re-employment list, effective July 1, 2009, through September 30, 2012. Mr. Lew has an additional 24 months re-employment eligibility (through September 30, 2014) in accordance with Education Code Section 88117.

**14. RECOMMENDATION: ACTION – APPROVE HOURLY RATES OF PAY FOR TEMPORARY AND STUDENT EMPLOYEES**

The Governing Board hereby approves the proposed hourly rates of pay for temporary and student employees as shown in **EXHIBIT J-14**.

**15. RECOMMENDATION: ACTION – APPROVE PERSONNEL ACTIONS/HISTORY**

The Governing Board hereby approves the **Personnel Actions/History** report, which includes hires and pay rate changes for **student employees** for the month of **May, 2009**, and **short-term employees** for the month of **June, 2009**. **EXHIBIT J-15**

**16. INFORMATION - RETIREMENTS**

On Behalf of the Governing Board of the Palomar Community College District, the following **retirements** have been accepted by Robert P. Deegan, Superintendent/President, as authorized by the Governing Board, under **Group I** (receive the employer-paid 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. **Linda Dudik**, Professor, Economics, History and Political Science, effective May 23, 2009. She has served Palomar College for 34 years from September 8, 1975, to May 22, 2009.
- b. **John R. Tagg**, Professor, English, effective May 23, 2009. He has served Palomar College for 22 years from November 2, 1987, to May 22, 2009.

**17. RECOMMENDATION: ACTION – RATIFY RESIGNATIONS**

The Governing Board hereby ratifies the recommendation of the Superintendent/President to accept the **resignations** of the following **employees**:

- a. **Leslie A. Myers**, Legal Coordinator, 3C Media Solutions, effective April 1, 2009 (last day of employment was March 31, 2009).
- b. **Samantha N. Sangsanoi**, Assistant Professor, Nursing Education (Medical-Surgical Nursing), effective May 23, 2009 (last day of employment was May 22, 2009).

**18. RECOMMENDATION: ACTION – RATIFY LEAVES OF ABSENCE**

- a. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **50% Personal Leave of Absence without pay and with no effect on benefits**, effective August 20, 2010, through May 20, 2011, to **Patricia A. Deen**, Professor, Earth, Space, and Aviation Sciences.
- b. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **100% Military Leave of Absence with pay and with no effect on benefits**, effective June 6, 2009, through June 19, 2009, to **Christopher W. Dillard**, Police Officer I, Palomar College Police Department.

- c. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **15% Personal Leave of Absence without pay and with no effect on benefits**, effective May 26, 2009, through June 19, 2009, to **Marcela Gomez**, English as a Second Language Student Specialist, English as a Second Language, to counsel.
- d. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **7.5% Personal Leave of Absence without pay and with no effect on benefits**, effective June 22, 2009, through August 12, 2009, to **Flecicia D. Heise**, Athletic Trainer, Athletics, to teach.
- e. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **100% Family Medical Leave of Absence with no effect on benefits**, effective April 14, 2009, through May 31, 2009, to **René V. Muscarella**, Master Teacher I, Child Development Center.
- f. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **100% Family Medical Leave of Absence with no effect on benefits**, effective May 11, 2009, through May 22, 2009, to **Gilbert F. Noble**, Professor, Business Administration.
- g. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **7.5% Personal Leave of Absence without pay and with no effect on benefits**, effective June 22, 2009, through August 14, 2009, to **Kelly Patrick**, Library Media Technician III, Library, to teach.
- h. The Governing Board hereby ratifies the recommendation of the Superintendent/President granting a **7.5% Personal Leave of Absence without pay and with no effect on benefits**, effective August 24, 2009, through December 18, 2009, to **Kelly Patrick**, Library Media Technician III, Library, to teach.

## GIFTS

### 19. RECOMMENDATION: ACTION – ACCEPT GIFTS

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

- a. Approximately **800 pounds of art glass and containers**, donated by **Mike and Sandra McManus**, 12869 Camino de la Breccia, San Diego, CA 92128. This donation is to be used for instructional purposes by students in the Art Department. Total cash value as estimated by donor is **\$800.00**.
- b. Catering **deposit of \$2,900** for the **EOP&S/CARE/CalWORKs/TRIO** Graduation/Transfer Recognition Dinner, donated by **Cocina Del Charro**, 1020 West San Marcos Boulevard, Ste. 110, San Marcos, CA 92078. Total cash value as estimated by donor is **\$2,900.00**.

**Resumption of  
REGULAR AGENDA**

**K. ACTION ON ITEMS REMOVED FROM CONSENT CALENDAR**

**L. REPORTS FROM COLLEGE GROUPS**

1. **INFORMATION: Report of the Faculty Senate**
2. **INFORMATION: Report of the Palomar Faculty Federation**
3. **INFORMATION: Report of the Administrative Association**
4. **INFORMATION: Report of the Confidential and Supervisory Team**
5. **INFORMATION: Report of the CCE/AFT**
6. **INFORMATION: Report of the Associated Student Government**

**M. UNFINISHED BUSINESS**

**N. NEW BUSINESS**

1. **RECOMMENDATION: ACTION – APPROVE TENTATIVE BUDGET**

The Governing Board hereby approves the **2009-2010 Tentative Budget** for the Palomar Community College District. **EXHIBIT N-1**

2. **RECOMMENDATION: ACTION – APPROVE BUDGET ADJUSTMENTS AND YEAR END TRANSFERS**

The Governing Board of Palomar Community College District hereby approves the budget transfers and adjustments of Fiscal Year 2008-09 from October 3, 2008, through May 26, 2009, and the revised budgets as of May 26, 2009. The Governing Board of Palomar Community College District also hereby authorizes Bonnie Ann Dowd, Assistant Superintendent/Vice President, Finance and Administrative Services, to make any year end transfers as are necessary to assist with the close of the books for the fiscal year. This report shows adjustments made to the budget as of May 26, 2009, and the revised budgets as of May 26, 2009. **EXHIBIT N-2**

3. **RECOMMENDATION: ACTION – REVIEW AND APPROVE PURCHASES**

The Governing Board hereby reviews and approves all purchase transactions and contracts entered into on behalf of the Palomar Community College District, pursuant to resolutions numbered 96-18423 and 96-18424 adopted June 24, 1997, be and are hereby reviewed and approved for the following. All purchases listed herein are made against the 2008-2009 fiscal year budget:

<b>Purchase Orders</b>	Time Period: 04/29/09 – 05/28/09	\$ 22,204,773.50
<b>Procurement Card</b>	Time Period: 02/23/09 – 03/22/09	<u>\$ 162,811.74</u>
		<b><u>\$ 22,367,585.24</u></b>

**EXHIBIT N-3**

4. **RECOMMENDATION: ACTION – ADOPT NOTICE OF PUBLIC HEARING FOR THE 2009-2010 ADOPTED BUDGET AND CONDUCT PUBLIC HEARING ON THE ANNUAL FINANCIAL AND BUDGET REPORT**

The Governing Board hereby approves that the proposed 2009-2010 Adopted Budget for the Palomar Community College District will be on display and available for public inspection on Tuesday, September 1, 2009, through Monday, September 7, 2009, 8:00 a.m. to 5:00 p.m., Fiscal Services, Room A-2 Administration Building, Palomar College.

**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 8, 2009, 5:00 p.m., Governing Board Room, Palomar College. Said Notice of Public Hearing is to be published by the North County Times on August 7, August 10, or August 11, 2009. **EXHIBIT N-4**

5. **RECOMMENDATION: ACTION – APPROVE 2009-2010 GANN AMENDMENT LIMIT**

**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 2009-2010 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 2009-2010 Gann Limit are made in accord with applicable constitutional and statutory law and that this Board does hereby declare that the appropriations in the 2009-2010 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.

Attachment: California Community Colleges 2009-2010 Gann Limit Worksheet showing 2009-2010 Appropriations Limit of \$123,946,678 and a 2009-2010 Appropriations Subject to Limit of \$88,363,050. **EXHIBIT N-5**

6. **RECOMMENDATION: ACTION – APPROVE APPOINTMENT OF MEMBERS TO THE INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE (ICOC)**

**WHEREAS**, the Governing Board of the Palomar Community College District (the "Board") previously adopted a resolution requesting San Diego County (the "County") to call an election for general obligation bonds (the "Bond Election") to be held on November 7, 2006; and

**WHEREAS**, on November 7, 2006, the Bond Election was duly held and conducted for the purpose of voting a measure for the issuance of bonds of the District in the amount of \$694,000,000 (the "Measure M"); and

**WHEREAS**, at such election, Measure M received the affirmative vote of more than fifty-five percent of the voters of the District voting on the proposition as certified by the Registrar of Voters of San Diego County in the official canvassing of votes, and,

**WHEREAS**, the Governing Board of the Palomar Community College District approved a resolution establishing an Independent Citizens' Oversight Committee (the "ICOC"), Resolution No. 06-20893, on September 26, 2006; and

**WHEREAS**, each member shall serve a term of two (2) years and no member may serve more than two (2) consecutive terms; and

**NOW, THEREFORE, BE IT RESOLVED THAT THE GOVERNING BOARD OF THE PALOMAR COMMUNITY COLLEGE DISTRICT DOES HEREBY APPOINT THE FOLLOWING INDIVIDUALS UNDER THE CATEGORIES SPECIFIED ALONG WITH THE NAME OF THE AFFILIATED ORGANIZATION FOR A TWO-YEAR TERM BEGINNING FY 2009-10:**

NAME	CATEGORY
1.	One (1) member active in a bona-fide taxpayers association.
2.	One (1) member active in a support organization for Palomar College, such as a foundation or advisory council.
3.	Community At-Large
4.	Community At-Large

**7. RECOMMENDATION: ACTION – APPROVE YEAR 4 OF 5 YEAR AGREEMENT WITH STRATA INFORMATION GROUP (SIG) FOR MANAGEMENT SERVICES FOR DISTRICT’S INFORMATION SERVICES**

The Governing Board of the Palomar Community College District (District) approved a management services agreement with Strata Information Group (SIG) in accordance with California Government Code Section 53060, effective July 1, 2006, through June 30, 2007, subject to renewal for up to four (4) additional years at a monthly consideration of \$19,800.00, including all normal and customary travel and expenses. The District seeks to exercise their option and extend the agreement for an additional year.

The Governing Board hereby authorizes Palomar Community College District to renew Year 4 of the original agreement effective July 1, 2009, through June 30, 2010 for a monthly consideration of \$19,800.00, including all normal and customary travel and expenses. This agreement is to be funded from the Information Services Department budget, including the vacant Director position.

**8. RECOMMENDATION: ACTION – APPROVE AMENDMENT TO AGREEMENT WITH DISTRICT ARCHITECT, LPA, INC., TO UPDATE EDUCATIONAL MASTER PLAN**

The Governing Board hereby approves an amendment to the existing agreement with LPA, Inc., as the District’s Architect, for the update and refinement of the Palomar Community College’s Educational Master Plan, a component of the Palomar Community College District Master Plan 2022. In consideration of these services, as defined in Exhibit N-8, herewith attached, the District shall compensate LPA in an amount estimated at \$161,680.00. The approved services are only for the update of the educational portion of the Master Plan 2022. The District shall seek additional approval for the update of the facilities portion of the Master Plan 2022 once the educational component has been completed. **EXHIBIT N-8**

**9. RECOMMENDATION: ACTION – APPROVE USE AGREEMENT WITH INTELECOM INTELLIGENT COMMUNICATIONS FOR PARTNER DISTRICTS OF THE SOUTHERN CALIFORNIA CONSORTIUM FOR COMMUNITY COLLEGE TELEVISION**

The Governing Board hereby approves an Instructional Materials Utilization Agreement between INTELECOM Intelligent Communications and Palomar Community College District for the right to use telecourses produced, owned, or otherwise acquired by INTELECOM. The District shall pay an annual maintenance fee in the amount of \$1500.00 and an enrollment fee is assessed at \$5.69 per unit, per three unit course. The Maintenance and Enrollment fees are paid in advance for the 2009-10 academic year.

**EXHIBIT N-9**

**10. RECOMMENDATION: ACTION – APPROVE FIVE-YEAR CONSTRUCTION PLAN**

The Governing Board hereby approves the Palomar Community College District Five-Year Construction Plan. The Five-Year Construction Plan is consistent with the proposed Facilities Master Plan, which was originally approved by the Governing Board on August 26, 2003. **EXHIBIT N-10**

**11. RECOMMENDATION: ACTION – ACCEPT THE SELECTION OF RICHARD & RICHARD CONSTRUCTION COMPANY, INC., AS THE LOWEST RESPONSIVE BIDDER, BID #CM-37-09-NS NATURAL SCIENCES BUILDING MISCELLANEOUS MODIFICATIONS**

The Governing Board hereby accepts the bid of Richard & Richard Construction Company, Inc., as the lowest responsive bidder for Bid # CM-37-09-NS: Natural Sciences Building Miscellaneous Modifications

Furthermore, the Governing Board hereby approves a contract between Palomar Community College District and Richard & Richard Construction Company, Inc., in the amount of \$599,000.00, subject to receipt of all required bonds and insurance certificates. **EXHIBIT N-11**

**12. RECOMMENDATION: ACTION – APPROVE CHANGE ORDER 2; ACCEPT AS FINAL AND COMPLETE, BID NO. 112-09: SOCCER FIELD REPAIRS, AUTHORIZE RELEASE OF RETENTION TO ASPHALT, FABRIC & ENGINEERING INC., DOING BUSINESS AS (DBA) CALIFORNIA ULTIMATE TURF IN THIRTY-FIVE DAYS AND RECORD NOTICE OF COMPLETION**

The Governing Board hereby approves Change Order #2 in the total deduct amount of \$(16,049.00), as described in exhibit N-12; accepts Bid #112-09 as complete and final; and authorizes the Superintendent/President to execute and file the Notice of Completion including execution of the verification as Secretary to the Governing Board. The original contracted amount being \$51,607.00, and all money due and owing to the Contractor, with the exception of the ten percent (10%) retention, shall be paid, and following the expiration of thirty-five (35) calendar days from the date of this resolution, the retention shall be paid to Asphalt, Fabric & Engineering, dba: California Ultimate Turf, 2683 Lime Avenue, Signal Hill, CA 90755, provided no liens are filed within this period. **EXHIBIT N-12**

**13. RECOMMENDATION: ACTION – ACCEPT AND APPROVE CHANGE ORDER #1 FOR BID # CM-18-09-MIB: PLUMBING AND SITE UTILITIES, CONSTRUCTION OF MULTI-DISCIPLINARY INSTRUCTIONAL BUILDING (MIB)**

The Governing Board hereby accepts and approves Change Order #1, in the total amount of \$2,080.12, pertaining to Bid # CM-18-09 MIB, Plumbing & Site Utilities, Multi-Disciplinary Instructional Building Project; original contract awarded to Peltzer Plumbing, Inc., and ratified by the Governing Board on February 10, 2009, as detailed on the accompanying memorandum in support hereof. **EXHIBIT N-13**

**14. RECOMMENDATION: ACTION – ACCEPT AND APPROVE CHANGE ORDER #1 FOR BID # CM-21-09-MIB: ELECTRIC, CONSTRUCTION OF MULTI-DISCIPLINARY INSTRUCTIONAL BUILDING (MIB)**

The Governing Board hereby accepts and approves Change Order #1, in the total amount of \$25,210.88, pertaining to Bid # CM-21-09 MIB: Electric, Multi-Disciplinary Instructional Building Project; original contract awarded to Saturn Electric, Inc., and ratified by the Governing Board on February 10, 2009, as detailed on the accompanying memorandum in support hereof. **EXHIBIT N-14**

**15. RECOMMENDATION: ACTION – ACCEPT AND APPROVE CHANGE ORDER #1 FOR BID # 109-09: ALTERATIONS TO THE TEACHING AND LEARNING CENTER (TLC) ESCONDIDO CENTER**

The Governing Board hereby accepts and approves Change Order #1, in the total amount of \$ \$31,399.00, pertaining to Bid # 109-09: Alterations to the Teaching and Learning Center (TLC) Project, Escondido Center; original contract awarded to Pacific Building Group, Inc., and approved by the Governing Board on April 14, 2009, as detailed on the accompanying memorandum in support hereof. **EXHIBIT N-15**

**16. RECOMMENDATION: ACTION - DECLARE COMPUTERS SURPLUS AND APPROVE DONATION TO ESCONDIDO UNION HIGH SCHOOL DISTRICT**

The Governing Board hereby declares the computers identified in Exhibit N-16, and incorporated herein by this reference, surplus, and no longer needed for District use. The Governing Board by a unanimous vote hereby approves the computers to be donated to Escondido Union High School District pursuant to California Education Code Section 81452(a). **(UNANIMOUS CONSENT REQUIRED) EXHIBIT N-16**

**17. RECOMMENDATION: ACTION – APPROVE NEW AND/OR CONTINUING CLASSES, AGREEMENTS, AND PERSONNEL FOR PROVIDING CONTRACT TRAINING CLASSES THROUGH WORKFORCE & COMMUNITY DEVELOPMENT**

The Governing Board hereby approves the following new and/or continuing classes, agreements, and personnel for providing training classes through Workforce & Community Development:

**SUMMER 2009 – Venture Program**

**Class & Independent Contractor**

<b>Name:</b>	Christina DeSanto
<b>Name of Class:</b>	College for Kids Program Coordinator
<b>Effective:</b>	07-01-09 to 08-07-09
<b>Instructor Rate:</b>	\$40.00 per hour
<b>Total Hours:</b>	200 hours of coordination

**18. RECOMMENDATION: ACTION – ADOPT REVISION OF PALOMAR COMMUNITY COLLEGE DISTRICT POLICIES INCLUDED IN CHAPTER 1 – THE DISTRICT; CHAPTER 3 GENERAL INSTITUTION; AND CHAPTER 4 INSTRUCTIONAL SERVICES**

The Governing Board of the Palomar Community College District hereby adopts the following **Board Policies** included in **Chapter 1 – The District; Chapter 3 – General Institution; and Chapter 4 – Instructional Services:**

BP 1200	Mission Statement
BP 3100	Organizational Structure
BP 3510	Workplace Violence Plan
BP 3515	Reporting of Crimes
BP 3520	Local Law Enforcement
BP 3810	Claims Against the District
BP 4030	Academic Freedom
BP 4290	Academic Honesty
BP 4650	Final Examinations
BP 3280	Grants
BP 3500	Campus Safety
BP 4020	Program, Curriculum and Course Development
BP 4021	Discontinuance of Career-Technical Program
BP 4022	Curricular Matters
BP 4045	Tutorial Services Programs
BP 4103	Cooperative Work Experience Education
BP 4230	Grading and Academic Record Symbols
BP 4250	Probation, Dismissal, and Readmission
BP 4260	Pre-Requisites, Co-Requisites, and Advisories

**EXHIBIT N-18**

**19. RECOMMENDATION: ACTION – SCHEDULE SPECIAL MEETINGS/WORKSHOPS**

The Governing Board of the Palomar Community College District hereby schedules the following Special Meetings/Board Workshops: **June 23, 2009; June 29, 2009; July 28, 2009; and August 25, 2009.** The topics and location to be determined.

**20. RECOMMENDATION: ACTION – EXCUSE ABSENCE OF TRUSTEE**

In accordance with Section 72425(c) of the CA Education Code, the Governing Board finds that the absence of **Trustee Michele Nelson** from the Special Meeting of the Governing Board held **May 7, 2009**, and the Regular meeting held **May 12, 2009**, is **excused** due to personal necessity.

**21. INFORMATION: ESCROW AGREEMENT FOR SECURITY DEPOSITS IN LIEU OF RETENTION FOR EDGE DEVELOPMENT, INC., BID # CM-23-09 S-BUILDING REPLACEMENT PROJECT**

Edge Development, Inc., Contractor, for the structural concrete for the construction of the new Health Services (HS) Building, has requested the District to enter into an escrow agreement for security deposits in lieu of retention through Torrey Pines Bank, 4350 Executive Dr., Suite 130, San Diego, CA 92121. Under Section 22300 of the Public Contract Code of the State of California, the Contractor has the option to deposit securities with the Escrow Agent as a substitute for retention earnings required to be withheld by the District pursuant to the contract.

The Code allows the Escrow Holder to invest the retention in an interest bearing account, and pay the interest to the Contractor. The District can also withdraw monies from the account if the Contractor defaults in its obligations under the construction contract, in the same manner as if the District were still controlling the retention. The Escrow Holder cannot disburse any of the principal sums of retention to the Contractor, at any time, without prior approval of the District.

**O. BOARD REQUESTS FOR REPORTS**

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

**P. RECESS TO CLOSED SESSION**

1. Public Employee Discipline/Dismissal/Release, pursuant to Government Code §54957 et seq.
2. Conference regarding negotiations with CCE/AFT, pursuant to Government Code §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. Public Employment, pursuant to Government Code §54957.
6. Conference with Real Property Negotiator, pursuant to Government Code §54956.8. Property APNs as follows:
  - a. Discussion of potential sites in the southern portion of the District.

**Q. RECONVENE TO OPEN SESSION**

**R. ADJOURNMENT**

**Public Notice—Nondiscrimination:**

Palomar College does not discriminate on the basis of ethnicity, religion, age, gender, sexual orientation, color, or disability in any of its programs or activities. Palomar College is committed to providing reasonable accommodations for persons with disabilities. Upon request, this publication will be made available in alternate formats. Please contact Josie Silva, Executive Assistant to the Superintendent/Governing Board, 1140 West Mission Road, San Marcos, CA 92069, (760) 744-1150 extension 2104, 7:30 a.m. to 5:00 p.m., Monday – Friday.