



GOVERNING BOARD AGENDA
REGULAR MEETING OF THE GOVERNING BOARD
DATE: TUESDAY, SEPTEMBER 8, 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. 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. 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
D.	Comments from Other Individuals or Groups	2
DD.	Public Hearing.....	3
E.	Approval of Minutes	3
F.	Call for Removal of Items from or Changes to Agenda	3
G.	Report of the Governing Board President.....	3
H.	Report of the Governing Board Trustees	3
I.	Report of the Superintendent/President.....	3
J.	Approval of Consent Calendar Items	4
K.	Action on Items Removed from Consent Calendar	12
L.	Reports from College Groups	12
M.	Unfinished Business.....	12
N.	New Business	12
O.	Board Requests for Reports	16
P.	Recess to Closed Session	16
Q.	Reconvene to Open Session	17
R.	Adjournment.....	17

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.
7. Review of tort claim, pursuant to Government Code §54956.95.

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

Actions Taken In Closed Session
Pledge of Allegiance

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.

DD. PUBLIC HEARING – PROPOSED 2009-2010 BUDGET

1. **PRESENTATION OF PROPOSED 2009-2010 BUDGET**
2. **OPEN PUBLIC HEARING ON PROPOSED 2009-2010 BUDGET**
3. **CLOSE PUBLIC HEARING**
4. **RECOMMENDATION: ACTION – APPROVE ADOPTION OF 2009-2010 BUDGET**

BE IT RESOLVED, That the Palomar Community College District **2009-2010 Budget** be approved. **EXHIBIT DD-4**

E. RECOMMENDATION: ACTION – APPROVAL OF MINUTES

1. The Governing Board hereby approves the Minutes of the Regular Meeting of August 11, 2009.
2. The Governing Board hereby approves the Minutes of the Special Meeting of August 25, 2009.

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

G. REPORT OF THE GOVERNING BOARD PRESIDENT

H. 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 Update – Berta Cuaron
 - b. Multicultural Studies Department – John Valdez
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.

TRAVEL

1. RECOMMENDATION: ACTION – APPROVE TRAVEL EXPENSES

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

- | | | |
|----|-----------------|--|
| a. | Board Member | NANCY C. CHADWICK |
| | Advanced Funds? | Yes |
| | For: | Transportation, mileage, meals, etc. |
| | To attend: | CCLC Legislative Committee |
| | Location: | Sacramento, California |
| | Date: | September 4, 2008 |
| | Amount: | \$552.00 |
| | Budget No.: | 575200-11-111100-66100-10-2010-0000000 |

REPLACEMENT OF WARRANTS

2. RECOMMENDATION: ACTION – APPROVE DRAWING NEW WARRANTS

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

- a. Warrant #76-182389, dated October 23, 2008, in the amount of **\$150.00**, to **Emily Greene**, 14145 Peach Tree Lane, Poway, CA 92064. Void due to stale date.
- b. Warrant #76-184338, dated January 15, 2009 in the amount of **\$100.00**, to **Leigh Anna Kappes**, 2671 Buena Rosa, Fallbrook, CA 92083. Void due to stale date.
- c. Warrant #76-182628, dated October 30, 2008, in the amount of **\$20.00**, to **Leigh Anna Kappes**, 2671 Buena Rosa, Fallbrook, CA 92083. Void due to stale date.
- d. Warrant #76-181244, dated September 17, 2008, in the amount of **\$673.00**, to **Leigh Anna Kappes**, 2671 Buena Rosa, Fallbrook, CA 92083. Void due to stale date.
- e. Warrant #76-158465, dated September 19, 2006, in the amount of **\$487.00**, to **Marina Lopez**, P.O. Box 1797, Borrego Springs, CA 92004. Void due to stale date.
- f. Warrant #76-181001, dated September 10, 2008, in the amount of **\$113.00**, to **Hector Torres**, 2817 New Castle Way, Carlsbad, CA 92010. Void due to stale date.

PERSONNEL

3. RECOMMENDATION: ACTION – GRANT EQUIVALENCY FOR DISCIPLINE

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:

Bachtel, Jason R.	Apprenticeship – Electrical
Benishek, Carl F.	Apprenticeship – Electrical
Birdsall, Mark A.	Apprenticeship – Electrical
Collier, Kenneth	Electrician Trainee
Crimmey, Joshua A.	Apprenticeship – Electrical
Duggins, William E.	Electrician Trainee
Gurczynski, Jeanette C.	Journalism
Forseth, Carol A.	English as a Second Language
Friedman, Howard	Apprenticeship – Electrical
Fulgham, Kenneth R.	Apprenticeship – Electrical
Klott, Thomas C.	Apprenticeship – Electrical
Laudenslager, Quinn E.	Apprenticeship – Electrical
Lawson, Elton	Cabinet & Furniture Technology
Li, Qiuyu	Chinese
Martinez, Dino A.	Apprenticeship – Electrical
Mohr, Stephen C.	Apprenticeship – Electrical
Murphy, Robert C.	Apprenticeship – Electrical
Parkay, Matthew J.	Physical Education & Health
Pendray, Julie G.	Journalism
Schroeder, Marina L.	Italian
Tabbert, Mark A.	Apprenticeship – Electrical
Wittmann, Ferdinand	Apprenticeship – Electrical

4. RECOMMENDATION: ACTION – RATIFY PART-TIME FACULTY EMPLOYMENT

The Governing Board hereby ratifies the recommendation of the Superintendent/ President regarding the **employment of the following part-time faculty**, at the hourly rates indicated for Fall 2009 (day and/or evening); said part-time faculty are not scheduled to teach more than a 67 percent load in a single semester:

FALL 2009

COMMUNICATIONS

Gurczynski, Jeanette C.	Journalism M.A., English B.A., English Eminence in the Field	\$51.53
Pendray, Julie G.	Journalism B.A., Political Sciences Eminence in the Field	\$50.27

COMPUTER SCIENCE AND INFORMATION SYSTEMS

Davis, Joseph R.	CSIS – Networking B.S., Business Management 2+ Years Experience	\$50.27
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DENTAL ASSISTING

Perkins, Claudia M.	Dental Assisting J.D., Law A.A., Dental Hygiene 2+ Years Experience	\$54.80
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ECONOMICS, HISTORY & POLITICAL SCIENCES

Cannon, Neeka	History M.A., History & Archival Studies B.A., History	\$51.53
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Sargent, Tiffany J.	Economics M.A., Economics	\$51.53
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ENGLISH

Ames, Christina B.	English M.A., Literature & Writing Studies B.A., Literature & Writing Studies	\$51.53
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Avner, Robin S.	English Ph.D., Literature B.A., English	\$54.80
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ENGLISH AS A SECOND LANGUAGE

Cantow, Roberta L.	ESL M.A., Teaching English to Speakers of Other Languages M.F.A., Film & Television	\$54.80
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Forseth, Carol A.	English as a Second Language M.A., English B.A., Music Education Eminence in the Field	\$51.53
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FOREIGN LANGUAGES

Garcia, Edgar	Spanish M.A., Spanish B.A., Spanish	\$51.53
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Li, Qiuyu	Chinese M.A., Linguistics: Language & Culture M.A., English & American Literature Eminence in the Field	\$54.80
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Schroeder, Marina L.	Italian M.A., Spanish B.A., Linguistics Eminence in the Field	\$51.53
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GRAPHIC COMMUNICATIONS

Abril, Mari	Graphic Communications M.S., Information Technology M.A., Advertising Design 2+ Years Experience	\$54.80
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OCCUPATIONAL & NONCREDIT PROGRAMS

Collier, Kenneth	Electrician Trainee Eminence in the Field	\$50.27
Davidson, William L.	Electrician Trainee A.S., Electricity 6+ Years Experience	\$50.27
Duggins, William E.	Electrician Trainee Eminence in the Field	\$50.27
Volper, Andrew F.	Electrician Trainee M.A., Public Administration 2+ Years Experience	\$51.53

PHYSICAL EDUCATION

Parker, Matthew J.	Physical Education & Health Eminence in the Field	\$50.27
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TRADE & INDUSTRY

Lawson, Elton	Cabinet & Furniture Technology Eminence in the Field	\$50.27
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5. RECOMMENDATION: ACTION – RATIFY APPRENTICESHIP INSTRUCTOR CERTIFICATION

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **certification of the following apprenticeship instructors**, for Fall 2009 (day and/or evening); said instructor is employed by the respective Program Sponsors:

OCCUPATIONAL & NONCREDIT PROGRAMS

Employed and paid by sponsor: Riverside-San Bernardino Electrical Joint Apprenticeship Training Center

Bachtel, Jason R.	Apprenticeship – Electrical Eminence in the Field
Benishek, Carl F.	Apprenticeship – Electrical Eminence in the Field
Nickey, Kenneth	Apprenticeship – Electrical A.S., Pre-Engineering 4+ Years Experience
Martinez, Dino A.	Apprenticeship – Electrical Eminence in the Field

Employed and paid by sponsor: San Diego Electrical Training Trust

Birdsall, Mark A.	Apprenticeship – Electrical Eminence in the Field
Crimmey, Joshua A.	Apprenticeship – Electrical Eminence in the Field
Friedman, Howard	Apprenticeship – Electrical Eminence in the Field
Fulgham, Kenneth R.	Apprenticeship – Electrical Eminence in the Field
Klott, Thomas C.	Apprenticeship – Electrical Eminence in the Field
Laudenslager, Quinn E.	Apprenticeship – Electrical Eminence in the Field
Mohr, Stephen C.	Apprenticeship – Electrical Eminence in the Field
Murphy, Robert C.	Apprenticeship – Electrical Eminence in the Field
Tabbert, Mark A.	Apprenticeship – Electrical Eminence in the Field
Wittmann, Ferdinand	Apprenticeship – Electrical Eminence in the Field

**6. RECOMMENDATION: ACTION – APPROVE CHILD DEVELOPMENT CENTER
 TEACHER EMPLOYMENT**

The Governing Board hereby ratifies the recommendation of the Superintendent/
 President regarding the **employment of the following Child Development Center
 Teacher**, at the hourly rate indicated for Summer & Fall 2009:

Muscarella, Renè V.	Master Teacher M.Ed., Special Education B.S., Early Childhood Education	\$22.85
Smith, Lynn	Associate Teacher Child Development Associate Teacher Permit Certificate, Child Development Teacher 48.5 Units Child Development Coursework 2+ Years Experience	\$14.32

7. RECOMMENDATION: ACTION – RATIFY ASSIGNED TIME TO ACADEMIC CONTRACTS

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **assigned time** for faculty for the 2009-2010 Academic Year:

<u>Name</u>	<u>Assignment/Department</u>	<u>Assigned Time</u>	<u>Monthly Stipend</u>
Bertram, Steven	Chair, Trade and Industry	40%	\$537.28
Boyajian, David	Chair, Chemistry	40%	\$537.28
Burgher, Ronald	Chair, Computer Science and Information Systems	60%	\$586.12
Cecere, Rosemarie Lisa	Chair, Communications	40%	\$537.28
Eckhart, Judith	Chair, Nursing Education	80%	\$634.97
Evans, Martha	Chair, Foreign Languages	60%	\$586.12
Fererro, Jennifer	Chair, Child Development	20%	\$488.44
Ferges, Ralph	Chair, Life Sciences	60%	\$586.12
Gach, Peter	Chair, Performing Arts	60%	\$586.12
Galli, Nancy	Chair, Design and Consumer Education	40%	\$537.28
Gordon, Sherry	Chair, Business Administration	60%	\$586.12
Hernandez, Timothy	Chair, Counseling Services	80%	\$634.97
Humphrey, Terry	Chair, Behavioral Sciences	80%	\$634.97
Johnson, Christopher	Chair, Economics, History & Political Science	60%	\$586.12
Levy, Stanley	Director, Reading Services	20%	\$488.44
Locklear, Linda	Chair, American Indian Studies	20%	\$488.44
Lowry, Christopher	Chair, Speech Communications/Forensics/ASL	40%	\$537.28
Lowther, Carolyn	Chair, English as a Second Language	60%	\$586.12
McDonough, Bruce	Chair, Cooperative Education	20%	\$488.44
Morrow, Linda	Chair, Library	60%	\$586.12
Nakajima, Takashi	Chair, Physics and Engineering	20%	\$488.44
Ober, Ingram	Chair, Art	60%	\$586.12
Payn, Lillian	Chair, Graphic Communications	20%	\$488.44
Rudy, Denise	Director, Dental Assisting Program	40%	\$537.28
Spear, Steven	Chair, Earth, Space and Aviation Sciences	60%	\$586.12
Valdez, John	Chair, Multicultural Studies	20%	\$488.44
Vetter, Robert	Chair, Physical Education	60%	\$586.12
Wiestling, Jay	Chair, Mathematics	80%	\$634.97
Workman, Deborah	Director, Emergency Medical Education	80%	\$634.97
Zolliker, Susan	Chair, English	80%	\$634.97

<u>Name</u>	<u>Assignment</u>	<u>Assigned Time</u>
Brannick, Monika	Faculty Senate President	60%
Brannick, Monika	Curriculum Committee Co-Chair	40%
Crossen, Jon	Wellness Fitness Center Coordinator	25%
Davis, Haydn	Academic Technology Resources Coordinator	60%
Drinan, Mary Ann	Tenure and Evaluations Review Board Coordinator	80%
Eighmey, Jim	Archaeology Program Coordinator	20%
Furch, Martha	Learning Outcomes Steering Committee Member, Coordinator	80%
Gach, Peter	Artist in Residence – President's Association	40%
Gowen, Brent	Accreditation Self-Study Co-Chair	40%
Hogan Egkan, Theresa	Freshman Experience Coordinator	80%
Huskey, Karan	Transfer Center Director	60%
Japtok, Martin	Professional Development Coordinator	60%
Japtok, Martin	HSI Grant - Professional Development Activities	20%
Kelber, Barbara	Faculty Senate Secretary	20%
Kerkhoff, Gloria	Articulation Officer	100%
Lienhart, Shannon	Co-President, Palomar Faculty Federation	80%
Martin-Klement, Leah Jackie	Palomar Faculty Federation, Treasurer	15%
Miller, Maria	Alcohol & Other Drug Studies Program Director	20%
Mufson, Michael	Theatre Technical Director	20%
Mufson, Michael	Palomar Faculty Federation, Public Relations Director	20%
O'Brien, Patrick	Faculty Senate Chair of Committee on Committees	20%
O'Doherty, Fergal	Basic Skills Initiative Coordinator	80%
Pistone, Joseph	Palomar Faculty Federation, Webmaster	5%
Pistone, Joseph	Palomar Faculty Federation, Webmaster, Reimbursed by PFF in Accordance with Article 6.17	20%
Sivert, Shayla	English as a Second Language Computer Lab Director	27%
Sosa, Gary	Basic Skills Initiative Coordinator	80%
Studinka, Diane	Liaison to the Children's Center	20%
Towfiq, Fariheh	Faculty Senate Vice President	20%
Towfiq, Fariheh	Math Center Director	40%
Versaci, Rocco	Palomar Faculty Federation, Chief Grievance Officer/Chief Negotiator	20%/50%
Von Son, Carlos	Co-President, Palomar Faculty Federation	10%
Von Son, Carlos	Co-President, Palomar Faculty Federation, Reimbursed by PFF in Accordance with Article 6.17	50%
Wilson, Judy	Learning Outcomes Steering Committee Member, Assistant Coordinator	20%
Wilson, Judy	Service Learning Coordinator	20%
Zacharias, Gary	Director, English Lab	25%

8. RECOMMENDATION: ACTION – RATIFY INVOLUNTARY TRANSFER

The Governing Board hereby ratifies the recommendation of the Superintendent/President regarding the **involuntary transfer** of the following **classified employee**:

- a. Name: **BRIAN G. ENGLEMAN**
 Position: Staff Assistant
 Department: Palomar College Police Department
 Position #: 5683 New?: No
 Remarks: Replacement for Patricia Ward; involuntary transfer for Mr. Engleman due to District operational needs. Funded – 50% Parking Penalties and 50% Parking Fees.
 Sal Grade/Step: **23/10** Salary: **\$4,717.78/month**
 % of Position: 100% # Mos: 12
 Effective: September 8, 2009
 Account #s: A-212200-543100-69500-0811020/50%
 K-212200-543100-69500-1812070/50%

9. RECOMMENDATION: ACTION – APPROVE PERSONNEL ACTIONS/HISTORY

The Governing Board hereby approves the **Personnel Actions/History** report, which includes hires for **student employees** for the month of **August, 2009**, and **temporary employees** for the month of **September, 2009**. **EXHIBIT J-9**

10. RECOMMENDATION: ACTION – RATIFY LEAVES OF ABSENCE

- a. 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 August 21, 2009, through November 15, 2009; and an additional **100% Medical Leave of Absence with no effect on benefits**, effective November 16, 2009, through December 30, 2009, to **Gary D. Alderson**, Professor, Life Sciences.
- b. The Governing Board ratified the recommendation of the Superintendent/President granted a **40% Family Medical Leave of Absence with no effect on benefits**, effective August 24, 2009, through December 18, 2009, to **Katy F. French**, Librarian/Assistant Professor, Library.
- c. 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 25, 2009, through December 17, 2009, to **Fleccia D. Heise**, Athletic Trainer, Athletics, to teach.

11. INFORMATION: CLASSIFIED PROFESSIONAL GROWTH AWARDS

In accordance with the **Professional Growth Program for Classified Employees**, the following employees are granted a **\$500 annual stipend**, prorated on a monthly basis, effective September 1, 2009:

Employee Name: **Meei-chun Gau**
Position: Academic Department Assistant
Department: Graphic Communications
Course of Study: Job Related

Employee Name: **Elena Ibarra**
Position: Information Services Network Assistant
Department: Network & Technical Services
Course of Study: M.B.A. Degree

GIFTS

12. 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. Sewing patterns donated by **Lois Clow**, P.O. Box 188, Rancho Santa Fe, CA 92067. These patterns are to be used for student projects and instruction samples. **Total cash value as estimated by donor is \$2,000.00.**
- b. Forty pieces of fabric (3-4 yards each) and sewing notions donated by **Keith D. Lee**, 11856 Bernardo Terrace, Unit E, San Diego, CA 92138. This donation will be used for student projects and instruction samples. **Total cash value as estimated by donor is \$500.00**

**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 – 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, are hereby reviewed and approved for the following. All purchases listed herein are made against the 2008-2009 fiscal year budget: **EXHIBIT N-1**

Purchase Orders	Time Period: 07/30/09 – 08/27/09	\$ 4,203,625.60
Procurement Card	Time Period: 05/23/09 – 06/22/09	\$ 74,791.63
Procurement Card	Time Period: 06/23/09 – 07/22/09	\$ 89,695.74
		<u>\$ 4,368,112.97</u>

2. RECOMMENDATION: ACTION – RATIFY AND APPROVE CONTRACTS AND AGREEMENTS MADE FOR PRIOR SIXTY (60) DAYS

The Governing Board hereby ratifies and approves all contracts and agreements for the period June 15, 2009, through August 16, 2009, and entered into on behalf of the Palomar Community College District, as detailed on **EXHIBIT N-2**

3. RECOMMENDATION: ACTION – APPROVE GOVERNING BOARD GOALS 2009-2010

The Governing Board of the Palomar Community College District hereby approves its Board Goals for 2009-2010 as follows:

**PALOMAR COMMUNITY COLLEGE DISTRICT
GOVERNING BOARD GOALS
2009-2010**

1. In order to achieve its mission, ensure that the District develops and implements a comprehensive, integrated, and evidence-based planning and evaluation cycle that links planning to resource allocation decisions. (*Strategic Goal: All*)
2. In order to achieve proficiency on the Accrediting Commission for the Community and Junior College's Student Learning Outcomes rubric by 2012, ensure that the District executes its plans to implement Student Learning Outcomes Assessment Cycles at the course, program, and institution levels. (*Strategic Goal: Teaching and Learning Excellence*)
3. Complete the review and update of the District's Board policies. (*Strategic Goal: Organizational and Professional Development*)
4. Continue to monitor the implementation of the Palomar Community District's Educational and Facilities Master Plan. (*Strategic Goal: Facilities Improvement*)
5. Actively participate in legislative advocacy for community college funding. (*Strategic Goal: Resource Management*)
6. Strengthen partnerships within the community, including educational and business partnerships, to promote the college, respond to workforce development needs and facilitate transfer to four year institutions. (*Strategic Goal: Student Success and Resource Management*)

4. RECOMMENDATION: ACTION – REJECT CLAIM

The Governing Board of the Palomar Community College District hereby rejects the claim for damages filed by Michael Stone, Stone Busailah, LLP, on behalf of his client **Tom Plotts and West Coast consulting Group, Inc.**, and refers it to the District's Claim Administrator for handling.

5. **RECOMMENDATION: ACTION – APPROVE AGREEMENT WITH BELLUS ACADEMY FOR COSMETOLOGY PROGRAM OFFERED THROUGH REGIONAL OCCUPATION PROGRAMS (ROP)**

The Governing Board hereby approves an agreement between Palomar Community College District and Bellus Academy (formerly the Poway Academy of Hair Design) to provide vocational education/skill training in all phases of a Cosmetology Program for twenty (20) ROP students. The term of this agreement shall be from September 8, 2009, through June 30, 2010. **EXHIBIT N-5**

6. **RECOMMENDATION: ACTION – APPROVE MEMORANDUM OF UNDERSTANDING (MOU) AND FACILITIES USE AGREEMENT WITH SOUTHERN ILLINOIS UNIVERSITY CARBONDALE**

The Governing Board hereby approves a Memorandum of Understanding (MOU) and Facilities Use Agreement between the Palomar Community College District and Southern Illinois University Carbondale (SIUC), effective August 1, 2009 and terminating July 31, 2010. The purpose of the MOU is to establish a long-term relationship permitting SIUC use of the District's facilities for administrative offices and classrooms that support the delivery of SIUC academic programs at Palomar Community College District. **EXHIBIT N-6**

7. **RECOMMENDATION: ACTION – APPROVE LICENSING AGREEMENT FOR TELEVISION PROGRAM WITH CALIFORNIA FARM BUREAU FEDERATION**

The Governing Board hereby approves a licensing agreement with California Farm Bureau Federation in order for 3C Media Solutions to air the agricultural television program "California Country." The agreement is effective upon execution by both parties and shall terminate on June 30, 2014. Neither party is responsible for compensation as it may derive from advertisement inserted into the program. **EXHIBIT N-7**

8. **RECOMMENDATION: ACTION – AUTHORIZATION TO EXECUTE CONTRACT FOR BID #101-10 INFORMATION SERVICES & CAMPUS POLICE GENERATOR PROJECTS**

The Governing Board hereby authorizes Bonnie Ann Dowd, Vice President, Finance & Administrative Services, or Ken Jay, Director, Business & Contract Services, to execute a contract to the lowest responsive pre-qualified Electrical Contractor for Bid #101-10 Information Services & Campus Police Generator Projects.

In order for the project to be completed by January 3, 2010, it is necessary to award a contract as soon as possible after the bid opening of September 16, 2009. The contract award will be brought back to the Governing Board for ratification at a future Governing Board meeting.

9. **RECOMMENDATION: ACTION – RATIFY CONTRACT WITH BAKER ELECTRIC, INC., FOR BID 113-09 SAN MARCOS CAMPUS 12kV HIGH VOLTAGE UPGRADE, PHASE 1**

The Governing Board hereby ratifies a contract between Palomar Community College District ("District") and Baker Electric, Inc., ("Contractor") in the amount of \$447,650.00. Contractor responded to the District's legal advertisement calling for bids on Bid #113-09 San Marcos Campus 12kV High Voltage Upgrade, Phase 1 and was found to be the lowest responsive pre-qualified bidder. **EXHIBIT N-9**

10. RECOMMENDATION: ACTION – ACCEPT AND APPROVE DSA CHANGE ORDER #1 – HEALTH SCIENCES BUILDING PROJECT

The Governing Board hereby approves DSA Change Order #1 in the amount of \$5,203.14 for the Health Sciences Building project. The change order is comprised of Contract Change Directives (CCD) received from the following awarded prime contractors for the project, as detailed on the accompanying memorandum in support hereof:

Bid #CM-23-09 (Structural Concrete) Edge Development, Inc.	\$1,617.50
Bid #CM-23-09 (Structural Concrete) Edge Development, Inc.	\$1,352.50
Bid #CM-27-09 (Interior/Exterior Assemblies) Richard & Richard Construction Co., Inc.	\$1,353.20
Bid #CM-35-09 (Plumbing & HVAC) Able Heating & Air Conditioning, Inc.	(\$1,617.50)
Bid # CM-36-09 (Electrical) Construction Electric, Inc.	\$2,497.44

EXHIBIT N-10

11. RECOMMENDATION: ACTION – ACCEPT AS FINAL & COMPLETE, BID NO. 111-09 CHILD DEVELOPMENT CENTER REMODEL/ESCONDIDO CENTER; AUTHORIZE RELEASE OF RETENTION TO LEDCOR CONSTRUCTION, INC., IN THIRTY-FIVE DAYS AND RECORD NOTICE OF COMPLETION

The Governing Board hereby accepts Bid #111-09 Child Development Center Remodel/Escondido Center as complete and final on August 14, 2009; 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 contracted amount being \$76,689.00, 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 Ledcor Construction, Inc., 6405 Mira Mesa Blvd., San Diego, CA 92121, provided no liens are filed within this period.

12. RECOMMENDATION: ACTION – ACCEPT AS FINAL & COMPLETE, BID NO. 109-09 ALTERATIONS TO THE TEACHING & LEARNING CENTER - ESCONDIDO CENTER; AUTHORIZE RELEASE OF RETENTION TO PACIFIC BUILDING GROUP IN THIRTY-FIVE DAYS AND RECORD NOTICE OF COMPLETION

The Governing Board hereby accepts Bid #109-09: Alterations to the Teaching & Learning Center/Escondido Center as complete and final on August 24, 2009; 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 \$447,281.00, 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 Pacific Building Group, 9752 Aspen Creek Ct., Ste. 150, San Diego, CA 92126, provided no liens are filed within this period.

13. 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:

Fall 2009 – Workforce & Community Development Venture Program

Class & Independent Contractor

Name:	Jones, Jill Lesly
Name of Class:	33 Ways to Make \$\$ with Your Voice
Effective:	10/3/09 & 10/10/09
Instructor Rate:	40% of registration fees
Fees to Student:	\$160.00

14. RECOMMENDATION: ACTION – DECLARE MISCELLANEOUS EQUIPMENT SURPLUS AND AUTHORIZE PUBLIC SURPLUS TO CONDUCT AN AUCTION VIA WEBSITE

The Governing Board hereby declares the list of items as described in the accompanying memorandum to this resolution, as surplus property and no longer of value or use to the District. The Governing Board hereby approves items be sold at a web auction, conducted by Public Surplus, in accordance with California Education Code Section 81450(b). **EXHIBIT N-14**

15. RECOMMENDATION: ACTION – EXCUSE ABSENCE OF TRUSTEE

In accordance with Section 72425(c) of the California Education Code, the Governing Board hereby finds that the absence of **Trustee Rose Marie Dishman** from the Special Meeting/Governing Board Workshop held on **August 25, 2009**, is **excused** due to personal necessity.

16. RECOMMENDATION: ACTION – SCHEDULE SPECIAL MEETING/BOARD WORKSHOP

The Governing Board of the Palomar Community College District hereby schedules a Special Meeting/Board Workshop on **Tuesday, September 22, 2009**.

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.
7. Review of tort claim, pursuant to Government Code §54956.95.

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.