

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

Monterey Peninsula College
980 Fremont Street, Monterey, California 93940

Tuesday
January 23, 2007

1:30 p.m. – Open Session – Stutzman Seminar Room, Library and Technology Center
1:35 p.m. - Closed Session – Stutzman Seminar Room, Library and Technology Center
3:00 p.m. - Public Session – Karas Room, Library and Technology Center
980 Fremont Street
Monterey, California 93940

MINUTES

Mr. Lynn Davis, Chair of the Board, called the Governing Board meeting to order at 1:30 p.m. Ms. Phillips called roll and Mr. Davis declared a quorum present. Mr. Davis read the Closed Session statement and reported that the following items would be covered: a. Public Employee Performance Evaluation. Title: Superintendent/President. b. Public Employee Performance Evaluation. Title: Probationary Faculty as required by Education Code 87607. Photography, Reading (two), Biology, Librarian, Anatomy, English and Study Skills, Automotive Technology, French, Literature and English, Computer Information Systems. c. Conference with Real Property Negotiator. Property: Cypress Knolls; District Negotiator: Joseph Bissell.

At 1:35 p.m., the Open Session adjourned to the Closed Session. The Closed Session adjourned at 2:54 p.m. At 3:00 p.m., the Open Session was called to order by Mr. Lynn Davis. Ms. Phillips called roll.

MEMBERS PRESENT: Mr. R. Lynn Davis, J.D., Chair
 Dr. Loren Steck, Vice Chair
 Dr. Robert Infelise
 Mr. Charles H. Page, J.D.
 Dr. Jim Tunney
 Ms. Renee Infelise, Student Trustee

MEMBERS ABSENT: None

STAFF PRESENT: Dr. Douglas R. Garrison, Superintendent/President
 Mr. Carsbia Anderson, Vice President for Student Services
 Mr. Joe Bissell, Vice President for Administrative Services
 Dr. Bill Cochran, Dean of Instruction for Liberal Arts

Dr. Sharon Colton, Associate Dean, Instructional
Technology and Development
Mr. Michael Gilmartin, Dean of Instruction, Occupational
& Economic Development
Dr. John Gonzalez, Vice President for Academic Affairs
Ms. Barbara Lee, Associate Dean for Human Resources
Ms. Debbie Anthony, Counselor
Ms. Kathleen Clark, Human Resources
Dr. Gail Fail, Life Science Instructor
Dr. Deb Schulte Hacker, Director, School of Nursing
Dr. Alfred Hochstaedter, Earth Science
Mr. Bill McChrystal, Nursing Program
Mr. Richard Montori, Public Information Office
Mr. Steve Morgan, Director, Facilities, Planning &
Management
Ms. Vicki Nakamura, Assistant to the President
Ms. Victoria Phillips, Executive Assistant to the
Superintendent/President and the Governing Board
Dr. Rosaleen Ryan, Director, Institutional Research

OTHERS PRESENT: Ms. Teri Wissler-Adam
Ms. Clarissa Aljentera
Mr. Joe Demko
Ms. Marilyn Gustafson
Mr. Mel Mason
Ms. Eleanor Wylde Morrice
Mr. Carlos Noriega
Ms. Jan Penney
Mr. Jim Philpot
Ms. Katharine Riordan
Mr. Lee Riordan
Mr. Elliot Ruchowitz-Roberts
Ms. Helen Rucker
Ms. Michelle Welsh
Mr. William Ziegler

Mr. Davis reported that there was no reportable action taken during the Closed Session. He added that at 4:30 p.m. the trustees will take up the discussion on District Trustee Areas.

Recognition

Mr. Davis recognized the Monterey Peninsula College Foundation donations for this month of \$321,159.30; he added that \$250,000 of the amount was transferred from scholarship money and \$67,000 was new funds.

Mr. Davis recognized \$30,000 from The Monterey Peninsula Foundation's Youth Fund Grant Committee (formerly known as the AT&T Pebble Beach National Pro-Am Youth Fund). The following programs received funds:

Golf Program, \$4,500

Dan Searle Scholarships, five \$1,000 scholarships for students continuing to four-year schools, and five \$1,000 scholarships for full-time MPC students for a total of \$10,000

Summer Theatre Festival, (24 student scholarships), \$2,500

Child Development Center, (playground equipment), \$1,000

Athletic Department, (video tower), \$4,000

Student Services, (Peer Mentoring Program), \$2,400

Dance/Fitness Center, (ice making machine), \$1,500.

Mr. Davis asked for a moment of silence for the following people:

Jeremy Christian Pettas, former MPC student, (2/7/1973 – 12/15/2006.)

Bruce Howe Henderson, former adjunct instructor of MPC, (1/30/1931 – 11/21/2006.)

Verbal Communications

Mr. Davis took the opportunity to praise Dr. Tunney again for his leadership as Chair of the Governing Board for the past three years, noting that he served with three Superintendents and did a fabulous job. The district now has a 10% unrestricted reserve. MPC moved substantially from the bottom of the pay scale in comparison to other California community colleges. Our negotiations process is pleasant, unlike other colleges, and a lot of that has to do with the leadership Dr. Tunney has provided.

Comments from Visitors

Mr. Davis asked if anyone wished to address the Trustees.

Mr. Carlos Noriega invited the Trustees to a Monterey Peninsula Unified School District reception they are hosting for their new Superintendent, Dr. Marilyn Shepherd, on February 7th, from 4:00 p.m. to 7:00 p.m., at the Instructional Materials Center in Del Rey Oaks. A formal invitation will be sent later, but he wanted the trustees to mark their calendars. Mr. Noriega said that Dr. Shepherd is a dynamic individual and MPUSD is quite excited to welcome her to the district. He also congratulated Dr. Tunney on his retirement as Board Chair and welcomed Mr. Davis to this new position.

Ms. Helen Rucker, Seaside community member and MPUSD Board member, said she still endorses the five district area trustees plan with each trustee being selected by their own district. She said she also appreciated being informed that this topic would be discussed and a decision would be made at this meeting, and hoped she would continue to receive agendas and minutes of MPC's Governing Board meetings.

Written Communications

- a) A memo to the Governing Board re: Baruch College, The City University of New York re: MPC student athletes, dated 12/6/2006.
- b) A letter from Jean Donnelly dated December 4, 2006, to Dr. Garrison, regarding Winter Session courses.
- c) The Monterey County Herald, Thursday, December 7, 2006, MPC player signs with SJSU.
- d) The Monterey County Herald, Thursday, December 7, 2006, Monterey Peninsula College, The Library Arts Lecture Series, Featuring: Professor Christopher P. Twomey.
- e) A letter from Thomas A. Christopher, President, Follett, Higher Education Group, dated December 8, 2006, to Mr. Carsbia Anderson, regarding the 10th anniversary of serving MPC with bookstore services.
- f) A letter from student Robert Payne, dated December 8, 2006, regarding Art instructor Noah Buchanan's outstanding teaching abilities.
- g) The Monterey County Herald, Friday, December 8, 2006, Marina project EIR nearly done.
- h) A letter from Melina Franks, Class of 2006, concerning MPC.
- i) The Monterey County Herald, Saturday, December 16, 2006, JC Basketball, Diablo Valley 55, MPC 53.
- j) The Monterey County Herald, Sunday, December 17, 2006, JC Men's Basketball, MPC 80, Gavilan 62.
- k) The Monterey County Herald, Monday, December 18, 2006, Fresno CC 98, Monterey Peninsula 87.
- l) The Monterey County Herald, Thursday, January 4, 2007, Your Town, Monterey, Community college instructors gather for GPS forum and Astronomer opposed to new planet definition to speak at MPC.
- m) The Monterey County Herald, Sunday, January 7, 2007, "I'm MPC Campaign - A person has to have determination to learn English..."
- n) The Monterey County Herald, Monday, January 8, 2007, "I'm MPC Campaign - I moved to MPC, I am an immigrant like everyone else is..."
- o) The Monterey County Herald, Thursday, January 4, 2007, MPC women win conference opener.
- p) The Monterey County Herald, Tuesday, January 9, 2007, MPC players honored.
- q) The Monterey County Herald, Thursday, January 11, 2007, Making education more affordable, Bill lowers community college tuition from \$26 to \$20 per unit, by Clarissa Aljentera.
- r) The Monterey County Herald, Thursday, January 11, 2007, "I'm MPC Campaign - This is where I got the foundation that I can transfer to southern California..."

Reports and Presentations

Special Reports

Institutional Report: Maurine Church Coburn School of Nursing: Dr. Deb Schulte
Hacker

Dr. Hacker reported that this is the 25th Anniversary of the Maurine Church Coburn School of Nursing. In 1982, Maurine Church Coburn left \$6.6 million to Community Hospital of the Monterey Peninsula for nursing education, and it was Tom Tonkin and Mary Anne Washington who decided that a school of nursing would be a good thing and established the relationship between CHOMP and Monterey Peninsula College. The first graduation was held in 1984, and since that date we have graduated 1,100 nurses and two-thirds of them are still practicing in the local area. Dr. Hacker reported that we are accredited by the National LNAC, and our next visit will be in 2011. We have 108 students, fourteen faculty members, one Instructional Technology Specialist, and one office manager. The staff consistently reviews and evaluates the program to see if we are meeting the needs of our community and students. The retention rate and graduation rate of our students is 93% while the state average is 72.6%. MPC's licensure rate is 98% while the overall state licensure rate is 84%. Our employment rate is 100%. Our graduates have multiple offers upon graduation generally coming from CHOMP, Salinas Valley Memorial Hospital, and/or Natividad Hospital.

Dr. Hacker stated that the strengths of the program are: · Our relationship with CHOMP. · The experience and longevity of our faculty and staff. · Our strong Life Science and Physical Science faculty, high standards, and vigorous courses and programs. · The supportive MPC administration and counselors. · Community support, bequests, and donations. The challenges of the program are: · The high demand for admission and strong local need for graduates. · Faculty is looking toward retirement. · Need to write and monitor State regulations related to admissions so that we can obtain higher enrollments. · Keeping up with technology and other changes in health care. · Demands on faculty to ensure patient safety and up-to-date curriculum.

In closing, Dr. Hacker thanked the Trustees for the opportunity to share with them information about the Nursing Program. Mr. Davis thanked Dr. Hacker and her staff for offering such a wonderful program to the community and students.

Superintendent's Report:

1. Dr. Garrison reported that he met with local college presidents to discuss collaborative efforts on December 13th.
2. On December 18th he appeared on "Your Town" television/radio show on Access Monterey Peninsula with John Anderson, Karen Engelsen, and Rich Kezirian, hosted by Jane Parker.
3. Dr. Garrison reported that January 3rd, he met with the Gentrain Society Board of Directors.
4. On January 6th, Dr. Garrison attended the installation of officers of the Monterey County Branch of the NAACP with Barbara Lee.

5. Dr. Garrison reported that on January 8th, he attended the installation of Dr. Nancy Kotowski, Monterey County Superintendent of Schools, with Jim Tunney and Loren Steck.
6. On January 10th, Dr. Garrison noted that he met with Marina Mayor, Ila Mettee-McCutchon, and city staff to confer on Cypress Knolls traffic implications with Joe Bissell and Lynn Davis.
7. Dr. Garrison reported that also on January 10th, he attended the 2007 Monterey Higher Education Leaders Collaboration meeting at CSUMB.
8. On January 12th, Dr. Garrison reported that he attended the FORA Board meeting.
9. On January 16th, Dr. Garrison reported that Dr. Tunney, Joe Bissell, and he attended the Carmel Valley Rotary Club meeting.
10. On January 17th, Dr. Garrison attended the Monterey Peninsula Chamber of Commerce 2007 Membership luncheon.
11. Dr. Garrison reported that on January 18th, he and Dr. John Gonzalez attended the Monterey County Hospitality Association Education Committee meeting.
12. Dr. Garrison noted that this is Dr. John Gonzalez' first Governing Board meeting as the Vice President for Academic Affairs. He welcomed Dr. Gonzalez to Monterey Peninsula College.
13. Dr. Garrison noted the appointment of Dr. Marilyn Shepherd, the new Superintendent of Monterey Peninsula Unified School District. He said he would invite her to our campus soon.
14. Dr. Garrison reported that the P-1 report had just been completed for the 2006-2007 year. We are trying to build credit FTES. We are using radio and television advertisements. We also sent postcards to our community. Dr. Garrison also taped a 30 second telephone message to fall semester students who hadn't registered for the spring semester, urging them to enroll in a class/es. Early spring enrollment figures look promising. We appear to be up in enrollment, especially in Latino and African American populations.
15. Dr. Garrison reported that on March 19th, Chancellor Mark Drummond, Scott Lay, Larry Toy, and Ian Walton, State-wide Academic Senate President, will be visiting MPC and an Open Forum will be held.
16. On a final note, Dr. Garrison reported that on February 20th, an interest-based training session will be held for negotiators here on campus.

Vice President Reports:

John Gonzalez: Dr. Gonzalez began his report by thanking Dr. Bill Cochran for his leadership in preparing the mid-term accreditation report. He also reported that he had met with the Academic Affairs Advisory Group and had a lively discussion about a variety of subjects including equity and diversity. He also said he and his staff looked forward to working with Student Services staff in the future to make things better for the community and for our students.

Carsbia Anderson: Mr. Anderson reported that MPC will be holding “Cash for College Days” during February and March. On February 15th and March 1st, Cal Grant workshops will be held in the Library and Technology Center. We will be publicizing specifics to students later. Mr. Anderson reported that he and Dr. Steck attended the Seaside Martin Luther King parade on January 15th. Following the parade, a gathering was held at the Oldemeyer Center. MPC had a booth there and information about MPC was distributed from 11:00 a.m. until 3:00 p.m. He thanked Stan Armstrong and Terry Advincula for their assistance in this effort. Mr. Anderson stated that he is working with Monterey County to join them in a One-Stop Center in Seaside so that MPC would have a presence there. He indicated that he would be bringing more information about this endeavor to the Board later. Mr. Anderson was pleased to report that the fall Honor Roll will be posted in the Student Services and Administration buildings and also in the Library and Technology Center for public viewing and recognition. In addition, we sent the list to The Monterey County Herald in the hopes that they will publish the list. Mr. Anderson noted that February is Black History Month. However, he does not like to restrict the celebration to just one month. On March 10th, the University of California, Santa Cruz will be presenting “Don’t Get God Started” at the Oldemeyer Center and Mr. Don Williams will be directing. It is a wonderful play and everyone is invited to attend. He will bring fliers to the next Governing Board meeting. He also reported that Mr. Mel Mason received a Life Time in Service award from the NAACP. He offered his congratulations to Mr. Mason.

Joe Bissell - Mr. Bissell reported that he received the final draft of the District’s 2006 Audit, and he was very pleased to announce that the auditors gave MPC a “no qualifications” opinion. He congratulated Rosemary Barrios and her staff for their good work. He also reported that Steve Morgan and his staff are working well with Siemens Building Technologies, Inc. He asked them to be aggressive in their examination of potential energy savings projects, and they are putting a package together which could save the district a substantial amount of money. They will present their recommendations to the Trustees in February. He noted that no action will occur until the Board approves their recommendations.

Academic Senate – Dr. Fred Hochstaedter said he hoped the trustees would be able to join the staff during Flex Days. Breakfast goodies will be available from 8:30 a.m. until 8:55 a.m. and the program will begin at 9:00 a.m. in the Music Hall. The program has been e-mailed to staff.

MPCEA – No report.

MPCTA – Dr. Gail Fail reported that she will be replacing Dr. Hazel Ross as Chief CTA negotiator on the team. The negotiation teams had their first meeting, and it was very productive and comfortable. The teams are hopeful that they will have a contract in place by the end of the semester.

ASMPC – Ms. Eleanor Morrice reported that she received a phone call from Dr. Garrison inviting her to register for the spring semester, which she had already done so the system is not without some little glitches. She distributed a written report to the Trustees in the hopes she would shorten her verbal report. Also, she noted a new feature for this semester was that students could register in December but defer payment until January 19th. However, she was unable to do this on the online registration site. The only way she could register online was to pay for it by using her credit card. There was no information about payment deferral on the webreg page that she could find. She thanked the Trustees for their time.

College Council – There was no report from the co-chairs.

MPC Foundation – Director Marilynn Gustafson reported that the London Theatre Tour hosted by Peter DeBono and Gary Bolen, in which she participated, was an excellent tour. She congratulated Lynn Davis for being selected to Chair the Governing Board. She said she will soon have two checks to deliver to the college: one for \$200,000 for the improvements in the Community Stadium; and one for \$15,000 for books and materials for the Library and Technology Center.

Board Reports - Dr. Loren Steck observed that things are going well for the MPC Foundation. He also indicated that Community Human Services has registered Elm Street House at Target. Anyone wishing to make donations to Elm Street House may look at the Target Registry and select something for Elm Street House and make a donation. All donations will be gratefully accepted and very much appreciated.

Bond Update

Mr. Joe Demko reported that the parking lot adjacent to the football field is finished. The home bleachers at the Community Stadium are being installed. The softball field bottom stone has been installed, and the top stone is being installed. The synthetic field is scheduled to be installed the last week of January and fencing work continues. We are seeing significant progress. The first coat of stucco has been applied on the Fitness Building. The architect met with the Department of State Architect (DSA) and is designing the elevator for the P.E. Fitness building. The Child Development Center continues to make progress. The buildings are being framed. The plywood on the roof is being installed and interior framing has begun. The Public Safety Training Center temporary modulars at the former Fort Ord site have been completed, and the Fire Science people have moved into them. The architect has been designing the footprint and exterior areas with the committee for the Public Safety Training Center permanent building. Traffic and roads are being evaluated for the most advantageous design for the buildings and parking.

Mr. Demko reported that the campus infrastructure work is beginning. It will be a two-year project. The contractor, Granite Construction, has started work on Phase 1.

The new Lecture Forum Bridge is being designed and is expected to be submitted to DSA in February 2007. Bids will be received and construction will begin in the summer of 2007 and will, hopefully, be complete in June 2008. The TRIO trailers are at the other side of the bridge. They will need to be moved with minimal disruption.

Mr. Demko reported that meetings continue with the architect on the optimal location of the Student Services building. The Committee is reviewing the potential of photovoltaic systems on the roof and to have the building designed as efficiently as possible. The Social Science and Lecture Forum restroom drawings have been reviewed by DSA and, hopefully, the project will be bid in early 2007. The fire alarm systems will be upgraded with as little disruption as possible. The Lecture Forum HVAC construction is anticipated to begin in late spring or early summer. Meetings for Lecture Forum 103 for the design for seating, acoustics, and other criteria are taking place, and we are moving forward. Gentrain is on board with all of our plans. The old Library/new Administration building design plans are almost complete, and the architect has met with the stakeholders to ensure the design criteria is correct. The design will be submitted to DSA later this month with bids due and construction to start in the summer of 2007, and construction to be complete in summer of 2008. The Facilities Master Funding Plan Reworking Committee has finalized their recommendations and will present their plans during Flex Days. In conclusion, he reported that an additional 35 parking spaces have been added to Parking Lot A (Farmer's Market area).

Mr. Davis asked if there were any questions or comments on the Consent Calendar or if anyone wished to have an item pulled for separate action. He said that Old Business A, District Area Trustees' Elections, would be considered at 4:30 p.m., and if anyone wished to address that item, the Board would appreciate their holding their comments until then.

Consent Calendar

A. Routine Matters:

MSC Page, Steck

06-43

BE IT RESOLVED, That the following routine matters were approved:

1. Governing Board accepts \$363,859.30 and other gifts donated to the college with appropriate thanks to the donors.
2. Governing Board minutes for the Regular meeting held on Wednesday, November 29, 2006, and the minutes for the Regular Governing Board meeting held on Tuesday, December 12, 2006, are approved.

3. November 15th Manual Payroll in the amount of \$3,032.63, the November 30th Regular Payroll in the amount of \$2,063,818.74, December 5th Manual Payroll in the amount of \$3,293.94, the December 8th Supplemental Payroll in the amount of \$58,436.23, the December Manual Payroll in the amount of \$7,509.27, the December 30th Regular Payroll (Classified) in the amount of \$710,628.89, the January 2nd Regular Payroll (Certificated) in the amount of \$1,302,567.01, the January 4th Manual Payroll in the amount of \$1,273.99 and the January 10th Supplemental Payroll in the amount of \$64,146.08 be approved.
4. Commercial Warrants #12502217 through #12502300, #12503658 through #12503728, #12504677 through #12504729, #12505594 through #12505636 in the amount of \$1,532,818.35 be approved.
5. Commercial Warrants, #12494611 through #12494658, #12495705 through #12495778, #12496977 through #12497002, #12497714 through #12497742, #12498534 through #12498592, #12500825 through #12500894 in the amount of \$2,152,220.91 be approved.
6. Purchase Orders #700676 through #700770 in the amount of \$4,908,635.84 be approved.
7. Purchase Orders #700771 through #700865, in the amount of \$1,021,421.08 be approved.
8. The following budget increases in the unrestricted general fund be ratified.

Net decrease in the 2000 Object expense category	\$21,956
Net decrease in the 3000 Object expense category	\$ 901
Net decrease in the 4000 Object expense category	\$23,448
Net increase in the 5000 Object expense category	\$14,016
Net increase in the 6000 Object expense category	\$32,289.
9. The following budget increases in the Restricted General Fund be approved.

Increase of \$199,953 in revenue and matching expenses, to reflect funds received for FY 2006-2007.

Increase of \$31,888 in revenue and matching expenses, to reflect funds carried forward from FY 2005-2006.
10. The following budget adjustments in the restricted general fund be ratified.

Net decrease in the 1000 Object expense category	\$2,479
Net decrease in the 2000 Object expense category	\$4,000
Net decrease in the 4000 Object expense category	\$1,597
Net increase in the 5000 Object expense category	\$23,028
Net decrease in the 6000 Object expense category	\$14,952.

B. Academic Personnel

11. The Governing Board approve semester-length sabbatical leaves as listed for 2007-2008:

Jamie Dagdigian, Spring 2008
Diane Eisenbach, Fall 2007.

12. The Board approve travel on January 8, 2007 – January 13, 2007 to Vancouver, BC, Canada for Jill Zande.

13. The Governing Board approve the following items:

- a. Grant Equivalency Based on Eminence to Jamie Dagdigian to teach ART 22 Visual Fundamentals: Two-Dimensional Design, ART 24 Color Fundamentals, ART 29A Sketch I, ART 29B Sketch II, and ART 59 Mixed Media, effective Spring 2003.
- b. Grant Equivalency Based on Eminence to Christine Dietrick-Hart to teach ENSL 344 High-Intermediate Grammar, ENSL 334 Intermediate Conversation II, ENSL 328 Pronunciation and Spelling, and ENSL 332 Intermediate English II, effective Spring 2007.
- c. Grant Equivalency Based on Eminence to Michele Moldenhauer to teach PFIT 96.9 Special Topics: Body Sculpting and PFIT 20 Circuit Training, effective Spring 2007.
- d. Grant Equivalency Based on Eminence to Hope Anderson to teach SPAN 1A Elementary Spanish I, effective Spring 2007.
- e. Grant Equivalency Based on Eminence to Jody LeVos to teach PSYC 25 Child and Adult Development, effective Spring 2007.
- f. Grant Equivalency Based on Eminence to Erin Elder to teach ADPE 8 Introduction to Adapted Physical Education, ADPE 9 Adapted Personal Training, ADPE 13 Physical Education: Adapted, ADPE 14 Adapted Aerobics, ADPE 15 Healthy Exercise, and ADPE 16 Adapted Flexibility and Movement Techniques, effective Spring 2007.
- g. Grant Equivalency Based on Eminence to Vera Jones to teach JPNS 1A Elementary Japanese I, JPNS 1B Elementary Japanese II, and JPNS 2A Intermediate Japanese, effective Spring 2007.

- h. Grant Equivalency Based on Eminence to Trevor Fay to teach MAST 55, Introduction to Submersible Technology, effective Spring 2007.
- i. Grant Equivalency Based on Eminence to Rebecca Kersnar to teach ENGL 300 Individualized English and Study Skills, effective Spring 2007.
- j. Grant Equivalency Based on Eminence to Nancy Fowler to teach MUSI 296.4: Special Topics: Swing Rhythm Interpretation, effective Spring 2007.
- k. Grant Equivalency Based on Eminence to Paula Stoddard to teach CHDV 80 Curriculum Planning and Environmental Design, effective Spring 2007.
- l. Each month individuals are hired as part-time, substitute, and overload. The attached list includes hires for Fall 2006, Early Spring and Spring 2007.

C. Classified Personnel

- 14. The Governing Board approve the classified personnel actions listed to include:
 - a) Employment of Sharon Freed, Library Specialist, Circulation Desk (Service Category 4), Library and Technology Center, 40 hours per week, 12 months per year, effective January 24, 2007.
 - b) Employment of Cecily Gibbs, Human Resources Department Secretary, (Service Category 4, Confidential), Human Resources, 40 hours per week, 12 months per year, effective January 24, 2007.
 - c) Employment of Song Monroe, Division Office Manager, (Service Category 5), Social Sciences Division, 40 hours per week, 12 months per year, effective January 24, 2007.
 - d) Employment of Luz de la Torre, Custodian (Service Category 2), Facilities, 40 hours per week, 12 months per year, effective January 24, 2007.
 - e) Employment of Durrell Borges, Library Specialist, Technical Services (Service Category 4), Library & Technology Center, 40 hours per week, 12 months per year, effective January 29, 2007.
 - f) Employment of Amelia Hellam, Library Technician (Service Category 5), Library & Technology Center, 40 hours per week, 12 months per year, effective February 1, 2007.
 - g) Release during probationary period of employee #3100, effective at the close of the day, December 15, 2006.
 - h) Release during probationary period of employee #5392, effective at the close of the day, December 22, 2006.
 - i) Resignation of Linda Popp, Instructional Assistant II (Service Category 3), Lindamood, 18 hours per week, 10 months & 11 days per year, effective at the close of the day, December 11, 2006.

- j) Resignation for purpose of retirement of Anna Lowery, Division Office Manager (Service Category 5), Facilities, 40 hours per week, 12 months per year, effective at the close of the day, January 10, 2007. Her retirement will begin January 11, 2007.
- k) Establish new position, and approve job description, Accommodation Specialist (Service Category 4), Supportive Services, 40 hours per week, 12 months per year, effective January 24, 2007.

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

New Business

MSC Infelise, Steck

06-44

BE IT RESOLVED, That the 2006-2007 Monthly Financial reports for the period ending December 31, 2006, be accepted.

Mr. Davis announced that New Business B, the Quarterly Financial Status Report was being pulled from the agenda.

MSC Page, Tunney

06-45

BE IT RESOLVED, That the Governing Board ratify the Project Assignment Amendment 04 (PAA) in the amount of \$168,000 with David Foord, for ongoing inspection services associated with the construction of the new Site Utilities Infrastructure project.

There was a question raised pertaining to the \$5,000 travel budget on the next resolution. It will be used for Solutions IQ personnel as they are based in Redmond, Washington and not for MPC personnel.

MSC Tunney, Steck

06-46

BE IT RESOLVED, That the Governing Board approve the awarding of the development contract for the MPC website to Solutions IQ in the amount of \$89,000 plus up to \$5,000 in travel.

Regarding the next resolution, it was noted that expenses will be charged to bond funds. Interest income should be sufficient to cover these expenses.

MSC Steck, Page

06-47

BE IT RESOLVED, That the Board ratify the contract with Kitchell for Bond Program Management Services for the period January 2, 2007 through December 31, 2007.

MSC Page, Tunney

06-48

BE IT RESOLVED, That the Governing Board approve the determination of a categorical exemption for the portable buildings to be located on the Monterey Peninsula College property at 12th Street and 3rd Avenue (Education Center at Marina) under the California Environmental Quality Act (CEQA).

MSC Tunney, Page

06-49

BE IT RESOLVED, That the Board ratify the revised Project Assignment Amendment (PAA 5A) with Kitchell CEM for construction management services in conjunction with the design, bidding and construction phases of the Utilities Infrastructure, Lecture Forum Bridge, Cabling, Sidewalk and Parking Lots for a fixed fee of \$885,528.

MSC Page, Steck

06-50

BE IT RESOLVED, That the 2007-2008 non-resident tuition rate for the District be established in accordance with ECS 76140 at \$173 per semester unit, with no fee for capital outlay.

MSC Steck, Page

06-51

BE IT RESOLVED, That the Board approve the awarding of the contract to PARC Environmental, in the amount of \$282,521 for the abatement and demolition of the six (6) buildings at the former Fort Ord property.

At this time in the meeting, a five-minute break was taken with the knowledge that Old Business Item No. A, District Area Trustees, would be taken under discussion.

Old Business

Motioned by Page

Seconded by Tunney

Ayes: Robert Infelise, Lynn Davis, Loren Steck

Abstained: Renee Infelise

06-52

BE IT RESOLVED, That the Board of Trustees will discuss District Area Trustees' Elections. Following their discussion, they will take action.

Mr. Davis thanked everyone for their support and for giving their views on this important subject. He said he didn't want to limit any discussion, but hoped that people who spoke

would hold their comments to three minutes. He said that the public would speak first. Then the public comment section would be closed and he would ask each Trustee to make their comments.

The first to speak was Mr. Carlos Noriega, who stated that he was speaking for himself and not as a Board member of Monterey Peninsula Unified School District. He said that his Board has disagreements from time to time, but through a collaborative effort they work things out and reach agreement. He said he helped establish Marina High School, and he doesn't know if that school would have come into existence had he not been there. He said it is important that people see their trustees in their areas so they feel empowered and feel they have access to them to share their ideas, to ask questions, and/or to share their issues with them. It is empowering. Some people feel they can approach you, but others don't feel they can. Mr. Noriega also thanked the Trustees for serving the people of this community.

Mr. Mel Mason, member of the Monterey County NAACP, said he was in favor of the five district trustee areas with each area voting for their own area trustee. He said that this Board had appointed a Task Force and the "super majority", five out of the nine, voted for electing district area trustees. He said that MPUSD Trustee, Allan Haffa, reported he felt pressured by some of his area constituents to vote a certain way, not always in the best interests of the entire district. Mr. Mason said he felt that a trustee should consider the mission of the institution, consider the objectives set by the trustees, and then make the best decision for the students, community, and the district. That's what prudent and discerning public officials do.

Ms. Michelle Welsh, attorney, thanked the Trustees for scheduling this topic "time specific." She said the Constitution embodies a one person, one vote system. The five district trustee area with each area electing their own trustee is the least problematic plan and offers the greatest opportunity for each person to elect the representative of their choice, and it also complies with the Voting Rights Act. The five district area trustee plan is the most fair and the most beneficial to the community.

Trustee Davis thanked Ms. Welsh for her comments.

Mr. William Ziegler, President of the Monterey County NAACP, stated that his organization voted in support of the five district area trustee plan with each area voting for their own trustee.

No one else asked to address the Trustees at this time so the public comment section of the meeting was closed, and the MPC Trustees were asked to give their individual statements.

Trustee Robert Infelise was the first Trustee to speak. Dr. Infelise stated that the level of consciousness of this issue has been raised and some very strong statements have been made. He favored waiting until we see the results of the next election before making or considering a change.

Trustee Page reported that this college has meant a great deal to him and to his late wife, Caroline. We are very lucky to have excellent faculty, staff, and programs serving the educational needs of our community. He said he pledged to himself, the college, and to the community that he would devote his time, energy, experience and best judgment to continue MPC's tradition of serving the educational needs of all components of the community, regardless of background, ethnicity, age, or educational needs. He also pledged to devote a significant amount of financial resources to MPC through the MPC Foundation. He stated that he believes that establishing district area elections will seriously harm this College. He said he pleaded with those who were requesting districts to offer some evidence that district area elections improve the effectiveness of institutions. No one offered any such evidence. Instead, he was confronted with three local examples where district area elections have produced serious problems.

Student Trustee Renee Infelise stated that with the addition of the Marina campus and having heard from various members of the community, it would be good to look into a five district trustee area voting plan as she felt it is in the best interest of current and future MPC students.

Dr. Jim Tunney stated that he has looked at this trustee-by-area issue from all perspectives and was convinced this is a philosophical question and that whatever method is chosen will not be acceptable to all parties. He said what he must decide is what is best for MPC. He reminded everyone that last July he voted for two trustee areas because of the challenge of a lawsuit and an impending violation of the Voting Rights Act. His vote then was to avoid possible litigation that could cost this district hundreds of thousands of dollars. However, since that time, the Board learned that is not the case. He stated that change is often good if it brings improvement. What he could prove is the success of the last ten years of the current system of at-large representation at MPC. He gave ten examples which are indisputable. 1) MPC's balanced budget. 2) A vast improvement in teacher and staff salaries. 3) Improved self-insurance health benefits for employees. 4) Continued successful negotiations with certificated and classified staff. 5) The building of the Library and Technology Center. 6) The passing of a \$145 million Bond. 7) The screening and hiring of an Interim Superintendent/President. 8) The screening and hiring of a permanent Superintendent/President and of a permanent Vice President of Academic Affairs. 9) The successful opening of MPC's Educational Center in Marina. 10) The successful implementation of the bond monies.

Dr. Tunney continued by saying that the claim that minorities don't have a chance to be elected in an at-large system is false. There has been only one minority candidate who entered the campaign in 2003 in the last ten years. And if you include women in the definition of minority, one was successful in 2001, along with one other woman who was successful in 1997, but unsuccessful thereafter.

Dr. Tunney also said that he would encourage the Board to help viable candidates who need financial assistance to run. He also stated that there is a time commitment involved. For these reasons, he said, he supports the current at-large system.

Dr. Loren Steck said that the Board is committed to diversity; however, how we achieve this goal is the question. The Task Force asked us to consider carving MPC's district into five trustee areas with separate constituencies for each. That particular tactic does guarantee geographic diversity, but comes with significant costs; it is divisive, encourages conflicts and divisions within the Board itself. He said the simplest solution would be for the college to strengthen its efforts to bring people from all areas of our community to serve on campus committees. This is a great training ground for future trustees. Also, he suggested that we could provide funds so that people are not prevented from running for our Board because the candidate's statement is too expensive. He concluded his remarks by saying that the Board is listening to its constituents and that our goals are the same. The Board wants to get there, however, without compromising the strength and vitality of MPC.

Board Chair, Lynn Davis, was the final Trustee to speak. He said it is a question of representation and diversity on the MPC Governing Board. The Board was asked by the NAACP to create trustee areas to provide for more diversity and minority representation on the Board. The Board voted to investigate the claims by hiring a demographer. She found that Seaside did have a minority population that might fall within the Voting Rights Act. The Voting Rights Act comes into play when two things are present: 1. There is an area of minority population within the district; and 2. The minority population area has been unable to elect a representative to the Board on successive elections. He said the Board jumped to the conclusion that we might be in violation of the Voting Rights Act based solely on the fact we had an area with a minority population. We heard presentations by persons who stated Seaside was unable to elect persons to this Board. We were told we had to change our election system because there was a problem with ethnic or gender diversity under our current at-large voting system.

Mr. Davis continued by saying that in October 2006, the Board saw the facts regarding trustee elections. Since 1961 Seaside has been represented on this Board for 32 straight years from 1961 to 1993. Sherman Smith retired in 1992-1993. Since 1993, no one from Seaside has been a candidate for the trustee position. Further, since 1963 there has been a female on this Board for 40 straight years, 1963-2003; and sometimes two females. He said he believes it is clear we have no Voting Rights Act issue here at MPC. He said the question then becomes; Should MPC change its policy and create voting districts to possibly increase representation from minority population areas and possibly increase gender diversity on the Board? He said during this entire discussion, there has been no issue raised that the current Board is not governing MPC efficiently or fairly for all residents and students in the district. Examples for district elections are MPUSD and Hartnell College; both have had problems since changing to district area trustees. Allan Haffa, President of the MPUSD Board, testified that in his opinion, we should stay with at-large elections. Former Mayor of Monterey, Dan Albert, cautioned the Board on splitting Monterey into three voting districts. Many people have questioned why this Board would consider changing our voting system when it has worked for over 50 years.

In conclusion, Mr. Davis reiterated that the Board welcomes diversity and, in fact, has been a diverse Board since its inception, except for the past three years. With that as

background information, he believes MPC should not change its district trustee voting system. He said that we welcome any qualified individual to run for trustee, no matter where in the district they reside, and we allow everyone who is qualified the opportunity to vote on all candidates.

It was motioned by Mr. Page, seconded by Dr. Tunney and approved by the rest of the Board that the Board take no action to change the at-large election status of the Board and that we add to the next Governing Board meeting agenda: Discussion of Financial Assistance for Candidates' Running for the Governing Board; Specifically, Candidate's Statement on the ballot.

New Business (Continued)

MSC Tunney, Steck

06-53

BE IT RESOLVED, That the Governing Board approve entering into an agreement with Keenan & Associates to join the Keenan Pharmacy Purchasing Coalition (KPPC) effective February 1, 2007, and authorize the Vice President of Administrative Services to execute the required agreement with Keenan & Associates and contract with Express Scripts, Inc.

HOLD PUBLIC HEARING ON INITIAL PROPOSAL OF MONTEREY PENINSULA COLLEGE TEACHER'S ASSOCIATION (MPCTA) CTA/NEA FOR NEGOTIATIONS FOR 2007-2008.

Mr. Davis closed the open session for the public hearing. Hearing no comments from the audience, the public hearing was closed and the open session was reconvened.

DISTRICT'S INITIAL PROPOSAL FOR INTEREST-BASED BARGAINING WITH MONTEREY PENINSULA COLLEGE TEACHER'S ASSOCIATION (MPCTA) CTA/NEA FOR NEGOTIATIONS FOR 2007-2008,
BE PRESENTED. INFORMATION

HOLD PUBLIC HEARING ON INITIAL PROPOSAL OF MONTEREY PENINSULA COLLEGE DISTRICT FOR NEGOTIATIONS FOR 2007-2008 WITH MONTEREY PENINSULA COLLEGE TEACHER'S ASSOCIATION (MPCTA)/CTA/NEA.

Mr. Davis closed the open session for the public hearing. Hearing no comments from the audience, the public hearing was closed and the open session was reconvened.

MSC Tunney, Page

06-54

BE IT RESOLVED, That, following comments from the public regarding the initial proposals of both MPCTA and the District, the Monterey Peninsula College District's initial proposal for interest-based bargaining negotiations for 2007-2008 with Monterey Peninsula College Teacher's Association (MPCTA)/CTA/NEA be adopted.

DISCUSSION OF CCCT BOARD OF DIRECTORS
ELECTION: 2007

INFORMATION

There was no interest from our Governing Board in running for a seat on the CCCT Board of Directors at this time.

DISCUSSION OF PROCESS FOR CONDUCTING THE SPRING
2007 BOARD OF TRUSTEES' SELF-EVALUATION

INFORMATION

The Trustees will conduct a Special Study Session on Tuesday, February 27, 2007, from 11:30 a.m. to 12:30 p.m. on this topic in the Karas Room, Library and Technology Center. (This is the same day of their regular Governing Board meeting.)

CALENDAR OF EVENTS

INFORMATION

The trustees reviewed the Calendar of Events.

Advance Planning

The next regular meeting will be held:

Tuesday, February 27, 2007, 11:30 a.m. – 12:30 p.m., Special Study Session
Trustees' Self-Evaluation Process Discussion
Karas Room, Library & Technology Center
1:30 p.m. – 3:00 p.m. - Closed Session, Stutzman
Seminar Room, Library & Technology Center
3:00 p.m. - Open Session
Karas Room, Library and Technology Center

Agenda item/s:

- Discussion of Financial Assistance for Candidates' Running for the Governing Board; Specifically, Candidate's statement on the ballot.

Adjournment

Mr. Davis adjourned the meeting at 5:26 p.m.

Respectfully submitted,

Douglas R. Garrison, Ed.D.
Secretary to the Board