

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. A

Fiscal Services
College Area

Proposal:

That the Governing Board review and discuss the 2013-2014 Monthly Financial Reports for the period ending August 31, 2013, prior to year-end closing.

Background:

The Board routinely reviews financial data regarding expenses and revenues to monitor District fiscal operations.

Budgetary Implications:

None.

RESOLUTION: BE IT RESOLVED, that the 2013-2014 Monthly Financial Reports for the period ending August 31, 2013, prior to year-end closing be accepted.

Recommended By:



Stephen Ma, Vice President for Administrative Services

Prepared By:



Rosemary Barrios, Controller

Agenda Approval:



Dr. Walter Tribley, Superintendent/President

Monterey Peninsula College
Fiscal Year 2013-14
Financial and Budgetary Report
August 31, 2013

Enclosed please find attached the financial reports for the month ending August 31, 2013 for your review and approval. The financial report is an internal management report submitted to the Board of Trustees to compare actual financial activities to the approved budgets.

Operating Fund net revenue at August 31, 2013 is \$2,766,659 which is 6.1% of the operating budget for this fiscal year. Expenditures year-to-date total \$5,361,399 which is 11.9% of the operating budget for this fiscal year, for a net difference of -\$2,594,740.

Highlights of financial activities year-to-date are as follows:

Revenues

- The August apportionment payment was posted this month for \$1,200,861.
- The District receives a percentage of the total certified state apportionment revenue each month. The certified state apportionment is the largest revenue source of the District. This makes up 92.4% of the Unrestricted General Fund revenue.
- Property Taxes received this month of \$217,909.
- Other revenues received include student fees.
- Accounts Receivable receipts for prior year of \$572,225 were received during the month of August. This amount is included in the cash balance of the general fund.

Expenditures

Overall the District operating funds expenditures continue to track as projected.

Self Insurance Fund

- Self Insurance actual expenditures are at 15.9% of what has been budgeted for the fiscal year.

Fiduciary Funds

- All Fiduciary Funds are tracking close to budget.

Cash Balance:

The total cash balance for all funds is \$39,194,273 including bond cash of \$23,846,935 and \$15,347,338 for all other funds. Operating funds cash is \$6,189,909. Cash balance in the General Fund is at \$5,552,529 for the month ending August 31, 2013.

Other:

Fiscal Services is in the process of closing the books for the 12-13 Fiscal Year.

Monterey Peninsula Community College

Monthly Financial Report

August 31, 2013

Summary of All Funds

<u>Funds</u>	Beginning Fund Balance	Revised Budgets 2013 - 2014		Ending Fund Balance	Year to Date Actual 2013 - 2014			% Actual to Budget		Cash Balance
	<u>07/01/13</u>	<u>Revenue</u>	<u>Expense</u>	<u>6/30/2014</u>	<u>Revenue</u>	<u>Expense</u>	<u>Encumbrances</u>	<u>Rev</u>	<u>Exp</u>	<u>8/31/2013</u>
General - Unrestricted	\$3,840,358	\$38,614,399	\$38,595,234	\$3,859,523	\$2,744,903	\$4,640,820	2,394,194	7.1%	18.2%	\$5,552,529
General - Restricted	0	5,247,463	5,247,462	1	6,140	624,937	1,666,405	0.1%	43.7%	0
Child Dev - Unrestricted	0	310,573	310,572	0	2,203	22,879	175,603	0.7%	63.9%	(4,304)
Child Dev - Restricted	0	245,147	245,147	0	0	9,752	99,142	0.0%	44.4%	0
Student Center	259,336	264,200	264,200	259,336	2,501	14,176	58,795	0.9%	27.6%	190,680
Parking	116,995	512,000	489,741	139,254	10,912	48,835	181,767	2.1%	47.1%	451,003
Subtotal Operating Funds	\$4,216,689	\$45,193,782	\$45,152,356	\$4,258,114	\$2,766,659	\$5,361,399	\$4,575,906	6.1%	11.9%	\$6,189,909
Self Insurance	8,292,175	6,349,078	8,099,078	6,542,175	0	1,276,533	7,305	0.0%	15.9%	7,113,051
Capital Project	1,771,607	1,269,405	2,491,998	549,014	649	3,419	16,198	0.1%	0.8%	1,162,981
Building	27,158,736	50,000	7,520,032	19,688,704	0	884,753	12,594,924	0.0%	179.3%	23,846,935
Debt Service	52,285	275,324	275,324	52,285	0	68,831	206,493	0.0%	25.0%	(15,942)
Revenue Bond	20,905	18,075	18,075	20,905	0	0	0	0.0%	0.0%	21,741
Associated Student	75,000	90,000	90,000	75,000	5,947	1,266	0	6.6%	1.4%	131,856
Financial Aid	12,881	5,300,000	5,300,000	12,881	449,297	449,297	0	8.5%	8.5%	118,013
Scholarship & Loans	272,948	2,531,700	2,531,700	272,948	115,929	100,249	0	4.6%	4.0%	315,540
Trust Funds	293,917	469,102	469,102	293,917	67,612	49,739	0	14.4%	10.6%	276,852
Orr Estate	41,262	13,000	28,000	26,262	0	6,375	0	0.0%	22.8%	33,337
Total all Funds	\$42,208,405	\$61,559,466	\$71,975,665	\$31,792,205	\$3,406,093	\$8,201,861	\$17,400,826	5.5%	11.4%	\$39,194,273

***** BOARD REPORT *****

GENERAL FUND (Unrestricted)

Fund 01

Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14				BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE			
REVENUES							
8100 FEDERAL	3,041	10,700	0	0	10,700	0.0%	
8600 STATE	14,426,966	18,129,982	1,205,126	2,407,957	15,722,025	13.3%	
8800 COUNTY / LOCAL	19,679,135	17,928,415	300,838	336,946	17,591,469	1.9%	
8900 INTERFUND TRANSFER IN	<u>2,055,231</u>	<u>2,545,302</u>	<u>0</u>	<u>0</u>	<u>2,545,302</u>	N/A	
TOTAL REVENUE :	<u>\$36,164,373</u>	<u>\$38,614,399</u>	<u>\$1,505,964</u>	<u>\$2,744,903</u>	<u>\$33,324,194</u>	7.1%	
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	UNENCUMBERED BALANCE	PERCENT	
CERTIFICATED SALARIES							
1100 TEACHER SALARIES	6,060,460	6,155,162	567,651	572,651	5,582,511	9.3%	
1200 NON TEACHER SALARIES	2,631,772	2,799,070	233,998	359,431	2,439,639	12.8%	
1300 HOURLY TEACHER	4,980,447	5,072,605	340,547	809,857	4,262,748	16.0%	
1400 OTHER HOURLY SALARIES	<u>279,078</u>	<u>337,756</u>	<u>22,111</u>	<u>48,487</u>	<u>289,269</u>	14.4%	
TOTAL CERTIFICATED :	<u>\$13,951,757</u>	<u>\$14,364,593</u>	<u>\$1,164,308</u>	<u>\$1,790,427</u>	<u>\$12,574,166</u>	12.5%	
CLASSIFIED SALARIES							
2100 NON INSTRUCTIONAL	5,813,001	5,958,475	488,793	986,215	4,972,260	16.6%	
2200 INSTRUCTIONAL AIDES	791,944	884,918	918	126,351	758,567	14.3%	
2300 HOURLY NON INSTRUCTIONAL	405,114	255,782	410,950	58,360	197,422	22.8%	
2400 HOURLY INSTRUCTIONAL	<u>590,772</u>	<u>642,644</u>	<u>30,197</u>	<u>56,573</u>	<u>586,071</u>	8.8%	
	<u>\$7,600,831</u>	<u>\$7,741,819</u>	<u>\$930,857</u>	<u>\$1,227,499</u>	<u>\$6,514,320</u>	15.9%	

***** BOARD REPORT *****

GENERAL FUND (Unrestricted) continued

Fund 01

Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14					
		REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	PERCENT
3XXX TOTAL FRINGE BENEFITS :	<u>\$4,184,086</u>	<u>\$4,447,825</u>	<u>\$479,130</u>	<u>\$726,112</u>	<u>\$680,855</u>	<u>\$3,040,858</u>	31.6%
SUPPLIES & OTHER							
4300 INSTRUCTIONAL SUPPLIES	218,522	237,088	11,613	14,082	32,897	190,110	19.8%
4500 OTHER SUPPLIES	459,186	344,692	47,319	63,891	141,128	139,673	59.5%
4700 FOOD	3,695	3,720	0	0	0	3,720	0.0%
TOTAL SUPPLIES & OTHER :	<u>\$681,403</u>	<u>\$585,500</u>	<u>\$58,932</u>	<u>\$77,973</u>	<u>\$174,025</u>	<u>\$333,502</u>	43.0%
OTHER							
5100 CONTRACTED SERVICES	1,644,457	2,392,746	17,197	22,934	18,450	2,351,362	1.7%
5200 TRAVEL	157,447	151,691	11,623	15,898	0	135,793	10.5%
5300 DUES AND SUBSCRIPTIONS	174,359	174,335	17,765	54,693	0	119,642	31.4%
5400 INSURANCE	420,108	361,373	0	279,452	0	81,921	77.3%
5500 UTILITIES & HOUSEKEEPING	1,222,714	1,267,307	175,828	177,796	1,177,132	(87,621)	106.9%
5600 RENTS & LEASES	595,850	645,296	124,558	190,217	159,504	295,575	54.2%
5700 LEGAL AND AUDIT	88,173	217,400	526	1,126	974	215,300	1.0%
5800 OTHER SERVICES	343,866	523,998	35,412	51,927	178,855	293,216	44.0%
TOTAL OTHER :	<u>\$4,646,974</u>	<u>\$5,734,146</u>	<u>\$382,909</u>	<u>\$794,043</u>	<u>\$1,534,915</u>	<u>\$3,405,188</u>	40.6%
CAPITAL OUTLAY							
6200 BUILDING IMPROVEMENT	27,595	27,821	0	7,438	2,399	17,984	35.4%
6300 CAPITAL BOOKS & SOFTWARE	98,495	61,500	0	0	2,000	59,500	3.3%
6400 EQUIPMENT	61,309	50,255	0	17,330	0	32,925	34.5%
TOTAL CAPITAL OUTLAY :	<u>\$187,399</u>	<u>\$139,576</u>	<u>\$0</u>	<u>\$24,767</u>	<u>\$4,399</u>	<u>\$110,410</u>	20.9%
TRANSFERS							
7300 INTERFUND TRANSFER OUT	5,917,263	5,581,775	0	0	0	5,581,775	0.0%
7600 OTHER PAYMENTS TO STUDENTS	1,795	0	0	0	0	0	N/A
TOTAL TRANSFERS :	<u>\$5,919,058</u>	<u>\$5,581,775</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$5,581,775</u>	0.0%
TOTAL EXPENSE & TRANSFERS :	<u>37,171,507</u>	<u>38,595,234</u>	<u>3,016,135</u>	<u>4,640,820</u>	<u>2,394,194</u>	<u>31,560,220</u>	18.2%
REVENUE OVER EXPENSE :	<u>(\$1,007,134)</u>	<u>\$19,165</u>	<u>(\$1,510,171)</u>	<u>(\$1,895,917)</u>	<u>(\$2,394,194)</u>	<u>\$1,763,975</u>	

*** BOARD REPORT ***
GENERAL FUND (Restricted)

Fund 01
Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-2014					BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE				
REVENUES								
8100 FEDERAL	1,465,164	2,032,353	0	0	0	2,032,353	0.0%	
8600 STATE	2,236,054	2,418,123	0	0	0	2,418,123	0.0%	
8800 COUNTY / LOCAL	602,369	729,739	6,140	6,140	0	723,599	0.8%	
8900 INTERFUND TRANSFER IN	0	67,248	0	0	0	67,248	0.0%	
TOTAL REVENUE :	\$4,303,587	\$5,247,463	\$6,140	\$6,140	0	\$5,241,323	0.1%	
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES		UNENCUMBERED BALANCE	PERCENT	
CERTIFICATED SALARIES								
1100 TEACHER SALARIES	8,385	0	0	0	0	0	0.0%	
1200 NON TEACHER SALARIES	986,154	1,030,451	87,614	139,779	876,145	890,672	98.6%	
1300 HOURLY TEACHER	41,950	60,363	13,258	18,425	0	41,938	30.5%	
1400 OTHER HOURLY SALARIES	231,180	187,456	37,696	64,094	0	123,362	34.2%	
TOTAL CERTIFICATED :	\$1,267,669	\$1,278,270	\$138,568	\$222,298	\$876,145	\$1,055,972	85.9%	
CLASSIFIED SALARIES								
2100 NON INSTRUCTIONAL	567,052	582,888	44,627	94,002	446,258	488,886	92.7%	
2300 HOURLY NON INSTRUCTIONAL	366,065	274,945	29,180	48,778	0	226,167	17.7%	
2400 HOURLY INSTRUCTIONAL	179,325	202,891	6,084	40,277	0	162,614	19.9%	
TOTAL CLASSIFIED :	\$1,112,442	\$1,060,724	\$79,891	\$183,057	\$446,258	\$877,667	59.3%	

*** BOARD REPORT ***
GENERAL FUND (Restricted) continued
Fund 01
Monterey Peninsula College

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-2014					
		REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	PERCENT
3XXX TOTAL FRINGE BENEFITS :	\$410,894	\$380,131	\$35,239	\$66,123	\$241,311	\$72,697	80.9%
SUPPLIES & OTHER							
4300 INSTRUCTIONAL SUPPLIES	25,108	134,659	120	120	0	134,539	0.1%
4500 OTHER SUPPLIES	45,931	56,020	7,257	7,682	5,450	42,888	23.4%
4700 FOOD	25,462	20,540	0	3,503	0	17,037	17.1%
TOTAL SUPPLIES & OTHER :	\$96,501	\$211,219	\$7,377	\$11,305	\$5,450	\$194,464	7.9%
OTHER							
5100 CONTRACTED SERVICES	565,136	585,686	62,023	62,263	79,762	443,661	24.2%
5200 TRAVEL	359,966	333,152	34,055	40,779	1,233	291,140	12.6%
5300 DUES AND SUBSCRIPTIONS	5,805	1,100	0	150	0	950	13.6%
5400 INSURANCE	45,339	45,238	0	0	0	45,238	0.0%
5500 UTILITIES & HOUSEKEEPING	142	500	7	7	193	300	40.0%
5600 RENTS & LEASES	32,296	10,966	0	3,500	0	7,466	31.9%
5800 OTHER SERVICES	183,642	189,454	6,438	6,439	2,250	180,765	4.6%
TOTAL OTHER :	\$1,192,326	\$1,166,096	\$102,523	\$113,138	\$83,438	\$969,520	16.9%
CAPITAL OUTLAY							
6300 CAPITAL BOOKS & SOFTWARE	0	16,960	371	371	13,159	3,430	0.0%
6400 EQUIPMENT	82,431	296,038	27,545	27,545	644	0	9.5%
TOTAL CAPITAL OUTLAY :	\$82,431	\$312,998	\$27,916	\$27,916	\$13,803	\$3,430	13.3%
TRANSFERS							
7300 INTERFUND TRANSFER OUT	545,030	527,398	0	0	0	0	0.0%
7500 STUDENT FINANCIAL AID PYMT	27,546	62,823	0	0	0	0	0.0%
7600 OTHER PYMTS TO STUDENTS	141,480	247,802	1,100	1,100	0	0	0.4%
TOTAL TRANSFERS :	\$714,056	\$838,023	\$1,100	\$1,100	\$0	\$0	0.1%
TOTAL EXPENSE & TRANSFERS :	4,876,319	5,247,461	392,614	624,937	1,666,405	3,173,750	43.7%
REVENUE OVER EXPENSE :	(\$572,732)	\$2	(\$386,474)	(\$618,797)	(\$1,666,405)	\$2,067,573	

*** BOARD REPORT ***
 Child Development Fund
 Fund 04 Unrestricted
 Monterey Peninsula College
 August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-2014				BALANCE DUE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE			
REVENUE							
8660 Cal Early Childhood Mentor Prog	0	0	0	0	0	0	0.0%
8800 LOCAL	57,176	61,750	2,203	2,203	0	59,547	3.6%
8900 OTHER	278,132	248,823	0	0	0	248,823	0.0%
TOTAL REVENUE:	335,308	310,573	2,203	2,203	0	\$308,370	0.7%
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
CLASSIFIED SALARIES							
2100 NON INSTRUCTIONAL	70,295	65,244	5,474	11,222	59,312	(5,290)	17.2%
2200 INSTRUCTIONAL AIDES	120,306	74,710	5,292	5,292	76,456	(7,038)	7.1%
2300 NON INSTRUCTIONAL TEMP	0	10,222	0	0	0	10,222	0.0%
2400 HOURLY INSTRUCTIONAL	42,923	45,229	994	1,491	0	43,738	3.3%
TOTAL CLASSIFIED:	\$233,524	\$195,405	\$11,760	\$18,005	\$135,768	\$41,632	9.2%
3XXX TOTAL FRINGE BENEFITS :	\$59,705	\$45,601	\$3,180	\$4,874	\$39,535	\$1,192	10.7%
SUPPLIES & OTHER							
4300 INSTRUCTIONAL SUPPLIES	0	270	0	0	0	270	0.0%
4500 OTHER SUPPLIES	36	1,581	0	0	0	1,581	0.0%
TOTAL SUPPLIES & OTHER:	\$36	\$1,851	\$0	\$0	\$0	\$1,851	0.0%
OTHER							
5400 INSURANCE	0	0	0	0	0	0	0.0%
5500 UTILITIES AND HOUSEKEEPING	0	0	0	0	300	(300)	0.0%
5600 RENTS, LEASES, AND REPAIRS	0	1,403	0	0	0	1,403	0.0%
TOTAL OTHER :	\$0	\$1,403	\$0	\$0	\$300	\$1,103	0.0%
OTHER SERVICES AND EXPENSES							
5800 UNSPECIFIC	\$0	\$1,000	\$0	\$0	\$0	\$1,000	0.0%
TOTAL UNSPECIFIC	\$0	\$1,000	\$0	\$0	\$0	\$1,000	0.0%
TRANSFERS							
7300 INTERFUND TRANSFER OUT	93,889	65,312	0	0	0	65,312	0.0%
TOTAL TRANSFERS:	\$93,889	\$65,312	\$0	\$0	\$0	\$65,312	0.0%
TOTAL EXPENSE & TRANSFER:	\$387,154	\$310,572	\$14,940	\$22,879	\$175,603	\$112,090	63.9%
REVENUE OVER EXPENSE :	(\$51,846)	\$1	(\$12,737)	(\$20,676)	(\$175,603)	\$196,280	

*** BOARD REPORT ***
 Child Development Fund
 Fund 04 Restricted
 Monterey Peninsula College
 August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-2014				BALANCE DUE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE			
REVENUE							
8100 FEDERAL	54,541	20,000	0	0	0	20,000	0.0%
8690 STATE	135,564	167,943	0	0	0	167,943	0.0%
8800 LOCAL	50,000	57,204	0	0	0	57,204	1.0%
TOTAL REVENUE:	\$240,105	\$245,147	\$0	\$0	\$0	\$187,943	0.0%
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
CLASSIFIED SALARIES							
2100 NON INSTRUCTIONAL	8,064	6,823	476	976	5,158	689	14.3%
2200 INSTRUCTIONAL AIDES	47,807	68,431	4,957	4,957	71,614	(8,140)	7.2%
2300 HOURLY NON INSTRUCTIONAL	8,708	0	195	195	0	(195)	0.0%
2400 HOURLY INSTRUCTIONAL	26,581	49,899	691	1,526	0	48,373	3.1%
TOTAL CLASSIFIED:	\$91,160	\$125,153	\$6,319	\$7,654	\$76,772	\$40,727	6.1%
3XXX TOTAL FRINGE BENEFITS :	\$20,717	\$28,297	\$1,709	\$2,098	\$22,370	\$3,829	7.4%
SUPPLIES & OTHER							
4300 INSTRUCTIONAL SUPPLIES	0	0	0	0	0	0	0.0%
4500 OTHER SUPPLIES	2,737	3,622	0	0	0	3,622	0.0%
4700 FOOD	12,772	18,000	0	0	0	18,000	0.0%
TOTAL SUPPLIES & OTHER:	\$15,509	\$21,622	\$0	\$0	\$0	\$21,622	0.0%
OTHER							
5200 TRAVEL	0	1,500	0	0	0	\$1,500	0.0%
TOTAL TRAVEL	\$0	\$1,500	\$0	\$0	\$0	\$1,500	0.0%
OTHER							
5400 INSURANCE	0	299	0	0	0	299	0.0%
5600 RENTS & LEASES	1,217	0	0	0	0	0	0.0%
5800 OTHER SERVICES	699	21,304	0	0	0	21,304	0.0%
TOTAL OTHER :	\$1,916	\$21,603	\$0	\$0	\$0	\$21,603	0.0%
SITES AND SITE IMPROVEMENTS							
6100 SITE IMPROVEMENT	\$2,693	\$0	\$0	\$0	\$0	\$0	0.0%
TOTAL IMPROVEMENT:	\$2,693	\$0	\$0	\$0	\$0	\$0	0.0%
TRANSFERS							
7300 INTERFUND TRANSFER OUT	47,297	46,971	0	0	0	46,971	0.0%
7500 STUDENT FINANCIAL AID PYM	0	0	0	0	0	0	0.0%
TOTAL TRANSFERS:	\$47,297	\$46,971	\$0	\$0	\$0	\$46,971	0.0%
TOTAL EXPENSE & TRANSFER:	\$179,292	\$245,146	\$8,028	\$9,752	\$99,142	\$134,752	44.4%

***** BOARD REPORT *****
COLLEGE CENTER FUND
Fund 47
Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14					BALANCE DUE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE				
REVENUE								
8800 COUNTY / LOCAL	223,781	264,200	2,501	2,501		261,699	0.9%	
8860 INTEREST	1,286	0	0	0		0	N/A	
TOTAL REVENUE :	\$225,067	\$264,200	\$2,501	\$2,501		\$261,699	0.9%	
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET	
CLASSIFIED								
2100 NON INSTRUCTIONAL	22,710	24,354	2,029	4,059	0	20,295	16.7%	
2300 HOURLY NON INSTRUCTIONAL	174	0	0	0	0	0	N/A	
TOTAL CLASSIFIED :	\$22,884	\$24,354	\$2,029	\$4,059	\$0	\$20,295	16.7%	
3XXX TOTAL FRINGE BENEFITS :	\$6,881	\$7,097	\$592	\$1,183	\$0	\$5,914	16.7%	
SUPPLIES & OTHER								
4500 OTHER SUPPLIES	(121)	1,150	101	101	0	1,050	8.7%	
TOTAL SUPPLIES & OTHER :	(\$121)	\$1,150	\$101	\$101	\$0	\$1,050	8.7%	
OTHER								
5100 CONTRACT SERVICES	0	0	0	0	0	0	0.0%	
5200 TRAVEL	83	1,500	0	0	0	1,500	0.0%	
5300 MEMBERSHIP	75	75	0	0	0	75	0.0%	
5400 INSURANCE	17,545	17,545	0	0	0	17,545	0.0%	
5500 UTILITIES & HOUSEKEEPING	122,701	146,317	8,470	8,833	58,795	78,689	46.2%	
5600 RENTS & LEASES	4,690	10,898	0	0	0	10,898	0.0%	
5800 OTHER SERVICES	5,000	5,000	0	0	0	5,000	0.0%	
TOTAL OTHER :	\$150,094	\$181,335	\$8,470	\$8,833	\$58,795	\$113,707	37.3%	
CAPITAL OUTLAY								
6400 EQUIPMENT	1,640	3,000	0	0	0	3,000	0.0%	
TOTAL CAPITAL OUTLAY :	\$1,640	\$3,000	\$0	\$0	\$0	\$3,000	0.0%	
TRANSFERS								
7100 DEBT RETIREMENT	18,525	18,525	0	0	0	18,525	0.0%	
7300 INTERFUND TRANSFER	261,765	28,739	0	0	0	28,739	0.0%	
TOTAL TRANSFERS :	\$280,290	\$47,264	\$0	\$0	\$0	\$47,264	0.0%	
TOTAL EXPENSE & TRANSFERS :	\$461,667	\$264,200	\$11,192	\$14,176	\$58,795	\$191,229	27.6%	
REVENUE OVER EXPENSE :	(\$236,600)	\$0	(\$8,691)	(\$11,675)	(\$58,795)	\$70,470		

*** BOARD REPORT ***
 Parking Fund
 Fund 39
 Monterey Peninsula College
 August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-2014				BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUE	Y-T-D REVENUE			
REVENUE							
8800 COUNTY / LOCAL	796,431	512,000	10,912	10,912	0	501,088	2.1%
TOTAL REVENUE:	\$796,431	\$512,000	\$10,912	\$10,912	\$0	\$501,088	2.1%
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURES	Y-T-D EXPENDITURES	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
CLASSIFIED SALARIES							
2100 NON INSTRUCTIONAL	150,426	155,712	12,926	26,652	129,260	129,060	17.1%
2300 HOURLY NON INSTRUCTIONAL	58,339	59,210	5,410	10,548	0	48,662	17.8%
TOTAL CLASSIFIED :	\$208,765	\$214,922	\$18,336	\$37,200	\$129,260	\$177,722	17.3%
3XXX TOTAL FRINGE BENEFITS :	\$56,642	\$59,451	\$4,763	\$9,741	\$37,669	\$12,041	16.4%
SUPPLIES & OTHER							
4500 OTHER SUPPLIES :	\$10,256	12,500	0	0	1,125	11,375	0.0%
TOTAL SUPPLIES & OTHER:	\$10,256	\$12,500	\$0	\$0	\$1,125	\$11,375	0.0%
OTHER							
5100 CONTRACTS	0	0	0	0	0	0	0.0%
5200 TRAVEL & CONFERENCE	400	500	0	0	0	500	0.0%
5500 UTILITIES & HOUSEKEEPING	2,850	5,000	64	64	1,286	3,650	0.0%
5600 RENTS & LEASES	6,881	68,200	1,464	1,786	0	66,414	2.6%
TOTAL OTHER:	\$10,131	\$73,700	\$1,528	\$1,850	\$1,286	\$70,564	2.5%
CAPITAL OUTLAY							
6400 EQUIPMENT	26,706	25,000	44	44	12,427	12,529	0.2%
TOTAL CAPITAL OUTLAY:	\$26,706	\$25,000	\$44	\$44	\$12,427	\$12,529	0.2%
TRANSFERS							
7300 INTERFUND TRANSFER OUT	94,124	104,168	0	0	0	104,168	0.0%
TOTAL TRANSFERS:	\$94,124	\$104,168	\$0	\$0	\$0	\$104,168	0.0%
TOTAL EXPENSE & TRANSFER:	\$406,624	\$489,741	\$24,671	\$48,835	\$181,767	\$388,399	47.1%
REVENUE OVER EXPENSE :	\$389,807	\$22,259	(\$13,759)	(\$37,923)	(\$181,767)	\$112,689	

*** BOARD REPORT ***

Self Insurance Fund
Fund 35
Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14					UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUES	Y-T-D REVENUES				
REVENUE								
8800 COUNTY / LOCAL	621,881	618,365	0	0		618,365	0.0%	
8860 INTEREST	23,857	0	0	0		0	N/A	
8900 INTERFUND TRANSFER IN	6,155,912	5,730,713	0	0		5,730,713	0.0%	
TOTAL REVENUE :	<u>\$6,801,650</u>	<u>\$6,349,078</u>	<u>\$0</u>	<u>\$0</u>		<u>\$6,349,078</u>	0.0%	
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURE	Y-T-D EXPENDITURE	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET	
3XXX TOTAL FRINGE BENEFITS	<u>\$6,226,982</u>	<u>\$6,292,397</u>	<u>\$490,310</u>	<u>\$1,270,177</u>	<u>\$0</u>	<u>\$5,022,220</u>	20.2%	
4500 NON-INSTRUCTIONAL SUPPLIES	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	N/A	
OTHER								
5100 CONTRACTED SERVICES	66,117	0	148	6,356	7,305	(13,661)	N/A	
5800 OTHER SERVICES	0	0	0	0	0	0	N/A	
TOTAL OTHER :	<u>\$66,117</u>	<u>\$0</u>	<u>\$148</u>	<u>\$6,356</u>	<u>\$7,305</u>	<u>(\$13,661)</u>	N/A	
INTERFUND TRANSFER OUT								
7300 TRANSFER OUT	<u>1,418,580</u>	<u>1,806,681</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1,806,681</u>	N/A	
TOTAL EXPENSE :	<u>\$7,711,679</u>	<u>\$8,099,078</u>	<u>\$490,458</u>	<u>\$1,276,533</u>	<u>\$7,305</u>	<u>\$6,815,240</u>	15.9%	
REVENUE OVER EXPENSE :	<u>(\$910,029)</u>	<u>(\$1,750,000)</u>	<u>(\$490,458)</u>	<u>(\$1,276,533)</u>	<u>(\$7,305)</u>	<u>(\$466,162)</u>		

*** BOARD REPORT ***

Capital Projects Fund
Fund 14
Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14					UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUES	Y-T-D REVENUES				
REVENUES								
8600 STATE	11,240	1,126,504	0	0		1,126,504	N/A	
8800 COUNTY / LOCAL	281,162	142,901	649	649		142,252	N/A	
8900 INTERFUND TRANSFER IN	250,000	0	0	0		0	N/A	
TOTAL REVENUE :	\$542,401	\$1,269,405	649	649		\$1,268,756	0.1%	
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURE	Y-T-D EXPENDITURE	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET	
CLASSIFIED SALARIES								
2300 HOURLY NON INSTRUCTION	106	0	0	0	0	0	N/A	
TOTAL OTHER :	\$106	\$0	\$0	\$0	\$0	\$0	0.0%	
3XXX TOTAL FRINGE BENEFITS :	\$12	\$0	\$0	\$0	\$0	\$0	0.0%	
SUPPLIES								
4300 INSTRUCTIONAL SUPPLIES	11,240	0	2,249	2,249	0	(2,249)	0.0%	
4500 NON-INSTRUCTIONAL SUPPLIE	12,750	6,710	0	0	2,696	4,014	0.0%	
TOTAL OTHER :	\$23,990	\$6,710	\$2,249	\$2,249	\$2,696	\$1,766	0.0%	
OTHER								
5100 CONTRACTED SERVICES	28,995	63,203	0	0	0	63,203	0.0%	
5300 DUES AND MEMBERSHIPS	0	0	0	0	0	0	N/A	
5400 INSURANCE	0	0	0	0	0	0	N/A	
5600 RENTS, LEASES, REPAIRS	43,821	125,401	585	1,170	13,503	110,728	0.9%	
5700 LEGAL,ELECTION, AND AUDIT	0	6,327	0	0	0	6,327	0.0%	
5800 OTHER SERVICES AND EXPEN	0	300,000	0	0	0	300,000	0.0%	
TOTAL OTHER :	\$72,816	\$494,931	\$585	\$1,170	\$13,503	\$180,258	3.0%	
CAPITAL OUTLAY								
6100 SITES	25,648	57,691	0	0	0	57,691	0.0%	
6200 BUILDING IMPROVEMENTS	0	1,016,791	0	0	0	1,016,791	0.0%	
6400 EQUIPMENT	161,164	120,573	0	0	0	120,573	0.0%	
TOTAL CAPITAL OUTLAY :	\$186,811	\$1,195,055	\$0	\$0	\$0	\$1,195,055	0.0%	
INTERFUND TRANSFER OUT								
7300 TRANSFER OUT	636,651	795,302	0	0	0	795,302	N/A	
TOTAL EXPENSE :	\$920,386	\$2,491,998	\$2,834	\$3,419	\$16,198	\$1,377,079	0.8%	
REVENUE OVER EXPENSE :	\$377,984	\$1,222,593	(\$2,185)	(\$2,770)	\$16,198	\$2,172,381		

BUILDING	Building Fund Fund 48 Monterey Peninsula College August 31, 2013			
BOND PROJECTS	REVISED	PURCHASE	2013-2014	2013-14
	PROJECT BUDGET	ORDER OUTSTANDING	PAYMENTS	BUDGET BALANCE BUDGET-PO'S-PYMT
1. Arts Complex	\$0	2,743,476	1,129	-\$2,744,605
2. College Center Building	\$0	5,027,215	3,185	-\$5,030,400
3. Furniture & Equipment	\$1,892,407	64,441	192,534	\$1,635,432
4. Humanities, Bus Hum - Student Services Build	\$1,818,189	1,437,241	487,610	-\$106,662
5. Infrastructure 3 / Miscellaneous	\$56,657	0	781	\$55,876
6. Life Science & Physical Science	\$2,138,364	1,026,980	34,831	\$1,076,553
7. Marina Education Center	\$0	0	0	\$0
8. Music Building	\$0	0	0	\$0
9. PE Phase II - Gym/Locker Room	\$231,787	0	0	\$231,787
10. Physical Science Building	\$0	0	0	\$0
11. Pool/ Tennis Courts	\$366,916	1,827,347	57,874	-\$1,518,305
12. PSTC Parker Flats	\$0	0	0	\$0
13. Student Services Building	\$0	0	0	\$0
14. Swing Space	\$474,467	200,604	81,834	\$192,029
15. Theater Building	\$541,245	136,507	6,036	\$398,702
16 General Institutional Bond Management	\$0	131,113	18,939	-\$150,052
Total Bond Projects:	\$7,520,032	\$12,594,924	\$884,753	\$1,815,360
Initial Bond Funds Received 6/30/03		\$40,000,000		
County office interest Received from inception		\$5,774,241		
LAIF interest from inception		\$1,514,006		
Bond Refinancing 05-06		\$4,240,051		
Bond Funds Received 1/24/08		\$104,999,300		
Lehman Brothers Investment loss		(\$1,878,835)		
Balance Used in 13-14		(\$884,753)		
Balance Used in 12-13		(\$16,104,187)		
Balance Used in 11-12		(\$16,955,602)		
Balance Used in 10-11		(\$16,422,183)		
Balance Used in 09-10		(\$13,542,031)		
Balance Used in 08-09		(\$16,415,556)		
Balance Used in 07-08		(\$19,317,846)		
Balance Used in 06-07		(\$20,713,267)		
Balance Used in 05-06		(\$7,641,016)		
Balance Used in 04-05		(\$2,815,134)		
Balance Used in 03-04		(\$2,626,246)		
Balance Used in 02-03		(\$625,834)		
Available Bond Funds		\$20,585,108		

*** BOARD REPORT ***

Other Debt Service Fund
Fund 29
Monterey Peninsula College

August 31, 2013

OBJECT CLASSIFICATION	2012-2013 ACTUAL	2013-14				UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
		REVISED BUDGET	CURRENT REVENUES	Y-T-D REVENUES			
REVENUES							
8600 STATE	0	0	0	0		0	N/A
8860 LOCAL/COUNTY	544	0	0	0		0	N/A
8900 INTERFUND TRANSFER IN	<u>275,324</u>	<u>275,324</u>	<u>0</u>	<u>0</u>		<u>275,324</u>	0.0%
TOTAL REVENUE :	<u>\$275,868</u>	<u>\$275,324</u>	<u>\$0</u>	<u>\$0</u>		<u>\$275,324</u>	0.0%
OBJECT CLASSIFICATION	2012-2013 ACTUAL	REVISED BUDGET	CURRENT EXPENDITURE	Y-T-D EXPENDITURE	ENCUMBERED BALANCE	UNENCUMBERED BALANCE	Y-T-D ACTUAL TO BUDGET
Transfers							
7200 LONG TERM DEBT	<u>275,324</u>	<u>275,324</u>	<u>0</u>	<u>68,831</u>	<u>206,493</u>	<u>0</u>	25.0%
TOTAL CAPITAL OUTLAY :	<u>\$275,324</u>	<u>\$275,324</u>	<u>\$0</u>	<u>\$68,831</u>	<u>\$206,493</u>	<u>\$0</u>	25.0%
TOTAL EXPENSE :	<u>\$275,324</u>	<u>\$275,324</u>	<u>\$0</u>	<u>\$68,831</u>	<u>\$206,493</u>	<u>\$0</u>	25.0%
REVENUE OVER EXPENSE :	<u>\$544</u>	<u>\$0</u>	<u>\$0</u>	<u>(\$68,831)</u>	<u>(\$206,493)</u>	<u>\$275,324</u>	

*** BOARD REPORT ***

Associated Student Fund

Monterey Peninsula Colleg

August 31, 2013

OBJECT CLASSIFICATION	2012-13				2013-14		BALANCE DUE	PERCENT	
	PRIOR YEAR ACTUAL	FORECAST BUDGET	REVISED BUDGET	CURRENT MTH REVENUE	Y-T-D REVENUE	Y-T-D REVENUE			
REVENUES									
8000	BEGINNING BALANCE	0	0	0	0	0	0	0.0%	
8001	ASMPc CARD SALES	72,503	59,000	59,000	1,493	4,248	54,752	7.2%	
8005	CAFETERIA/D & L VENDING	7,163	2,119	2,119	0	0	2,119	0.0%	
8006	INTEREST	186	155	155	16	33	122	21.3%	
8010	MISCELLANEOUS	0	0	0	0	0	0	0.0%	
8011	STUDENT REPRESENTATIVE FEES	14,478	11,000	11,000	334	1,666	9,334	15.1%	
8013	BOOKSTORE CONTRACT	5,000	5,000	5,000	0	0	5,000	0.0%	
8014	PRIOR YEAR ADJUSTMENT	0	0	0	0	0	0	0.0%	
8015	BUS PASS	10,770	12,726	12,726	0	0	12,726	0.0%	
4999	OTHER INCOME	100	0	0	0	0	0	0.0%	
	TOTAL REVENUE:	\$110,200	\$90,000	\$90,000	1,843	5,947	\$84,053	6.6%	
EXPENSES									
#4000 ASMPc COUNCIL									
	ASMPc COMMUNITY OUTREACH FUND	0	200	200	0	0	0.00	200.00	0.0%
	ASMPc GENERAL FUND	1,313	2,000	2,000	0	0	0	2,000	0.0%
	ASMPc OFFICE SUPPLIES FUND	8,787	8,200	8,200	375	375	0	7,825	4.6%
	ASMPc STIPEND FUND	9,020	12,700	12,700	0	0	0	12,700	0.0%
	ASMPc STUDENT BENEFITS FUND	17,730	12,900	12,900	0	0	0	12,900	0.0%
#4007 STUDENT REP. COUNCIL									
	SRC STIPEND FUND	0	4,500	4,500	0	0	0	4,500	0.0%
	SRC GENERAL FUND	0	4,500	4,500	0	0	0	4,500	0.0%
#4010 ACTIVITIES COUNCIL									
	AC GENERAL FUND	9,684	16,150	16,150	400	400	0	0	0.0%
	AC PROMOTIONAL ITEM FUND	1,490	450	450	0	0	0	0	0.0%
	AC STIPENDS	1,620	1,400	1,400	0	0	0	0	0.0%
#4104 INTER CLUB COUNCIL-ICC									
	ICC CLUB ACTIVITY FUND	3,386	4,500	4,500	0	0	0	0	0.0%
	ICC COMMUNITY ACTIVITY FUND	6,719	10,500	10,500	0	0	0	10,500	0.0%
	ICC EQUIPMENT FUND	0	1,500	1,500	200	200	0	1,300	0.0%
	ICC CLUB EQUIPMENT FUND	1,085	2,000	2,000	-200	-200	0	2,200	0.0%
	ICC SEED MONEY	3,392	7,000	7,000	0	0	0	7,000	0.0%
	ICC START UP FUNDS (\$200.00)	50	500	500	0	0	0	0	0.0%
	ICC STIPEND FUND	0	1,000	1,000	0	0	0	0	0.0%
#4105 Student Rep Fees									
	SRF Conference/workshops	3,918	0	0	76	76	0	0	0.0%
	SRF (statewide) travel Fnd.	1,441	0	0	0	392	0	0	0.0%
6560 BANK SERVICES									
	BANK CHARGES	9	0	0	8	23	0	0	0.0%
	TOTAL EXPENSES:	\$69,644	\$90,000	\$90,000	858	1,266	\$65,625	1.4%	
	REVENUE OVER EXPENSE:	\$40,556	\$0	\$0	\$985	\$4,681	\$18,428		
	BEGINNING BALANCE WITH Y-T-D REVENUE					92,321			
	INCOME TO DATE					5,947			
	EXPENSE TO DATE					(1,266)			
	EST. ENDING BALANCE					97,002			

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

Board Meeting Date

Fiscal Services

College Area

New Business Agenda Item No. B

Proposal:

That the Governing Board approve 2013-2014 Appropriation Limit per Article XIII-B, California Constitution (GANN Limit).

Background:

Pursuant to Article XIII-B of the Constitution and Chapter 1205, Statutes of 1980, all community college districts are required to compute an annual appropriation limit. That appropriation limit is adjusted annually for changes in price index, population and other factors (if applicable). The Chancellor's Office of the California Community Colleges informs districts of the price factor to be used in establishing the appropriation limit. This price factor is defined as the change in fourth quarter California per capita personal income. The price factor to be used in setting the 2013-2014 appropriation limit is 5.12%.

Additionally, each community college district is required to report to the Chancellor of the California Community Colleges at least annually its appropriation limit, appropriations subject to limit, the amount of state aid apportionments and subventions included within the proceeds of taxes of the district, and amounts excluded from the appropriations subject to limit. Prop 30 Funds are included in Section II, line B.

The information on the attached Gann Limit Worksheet is submitted on the CCFS-311, the budget document filed in October with the Chancellor's Office.

Budgetary Implications:

None.

Information Only

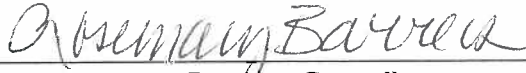
Resolution: **BE IT RESOLVED**, That the Governing Board approve the 2013-2014 Appropriation Limit per Article XIII-B, California Constitution (Gann Limit) as computed on the attached worksheet.

Recommended By:



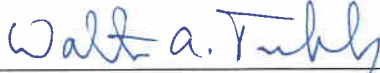
Stephen Ma –Vice President for Administrative Services

Prepared By:



Rosemary Barrjos – Controller

Agenda Approval:



Dr. Walter Tribley – Superintendent/President

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CALIFORNIA COMMUNITY COLLEGES
GANN LIMIT WORKSHEET
2013-2014

DISTRICT NAME: Monterey Peninsula College DATE: September 10, 2013

I. 2013-2014 APPROPRIATIONS LIMIT:

A. 2012-2013 Appropriation Limit \$60,692,323

B. Price factor for **2013-2014**: 1.0512

C. Population factor:

1. 2011/2012 Second Period Actual FTES 7093.02

2. 2012/2013 Second Period Actual FTES 6803.46

3. 2013/2014 Population change factor .96

(line C.2. divided by line C.1.)

D. **2012-2013 Limit adjusted by inflation and population factors** \$61,247,779

(line A multiplied by line B and line C.3.)

E. Adjustments to increase limit:

1. Transfers in of financial responsibility \$ 0

2. Temporary voter approved increases 0

3. Total adjustments – -0-

F. Adjustments to decrease limit:

1. Transfers out of financial responsibility \$ 0

2. Lapses of voter approved increases 0

3. Total adjustments - decrease <0>

G. **2013-2014 Appropriations Limit** \$61,247,779

II. 2013-2014 APPROPRIATIONS SUBJECT TO LIMIT:

A. State Aid (General Apportionment, Apprenticeship Allowance, Basic Skills, and Partnership for Excellence) \$12,495,847

B. State Subventions (Home Owners Property Tax Relief, Timber Yield tax, etc.) \$ 4,679,477

C. Local Property taxes \$14,741,253

D. Estimated excess Debt Service taxes \$ 0

E. Estimated Parcel taxes, Square Foot taxes, etc \$ 0

F. Interest on proceeds of taxes \$ 5,440

G. Local appropriations from taxes for unreimbursed State, court, and federal mandates \$ < 0 >

H. **2013-2014 Appropriations Subject to Limit** \$31,922,017

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. C

Fiscal Services

College Area

Proposal:

That the Governing Board reviews the attached County of Monterey Investment Report for the quarter ending June 30, 2013

Background:


The majority of the funds are on deposit with the Monterey County Treasury pursuant to Ed Code. The County Treasurer provides a quarterly report to participating agencies detailing asset allocation and investment performance. The portfolio's net earned income yield for the period ending June 30, 2013, was 0.49%. Approximately 95% of the investment portfolio is comprised of U.S. Treasuries, Federal Agency securities and other liquid funds. The remaining 5% is invested in corporate debt and is rated in the higher levels of investment grade.

Budgetary Implications:

None.


INFORMATION: County of Monterey Investment Report for the quarter ending June 30, 2013.

Recommended By:



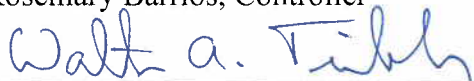
Stephen Ma, Vice President for Administrative Services

Prepared By:



Rosemary Barrios, Controller

Agenda Approval:



Dr. Walter Tribley, Superintendent/President



Monterey County

Board Order

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Upon motion of Supervisor Salinas, seconded by Supervisor Calcagno and carried by those members present, the Board of Supervisors hereby:

- a. Received and accepted the Treasurer's Report of Investments for the quarter ending June 30, 2013;
- b. Received and approved the Treasurer's investment policy for Fiscal Year 2013-14; and
- c. Renewed the Delegation of Investment Authority to the Treasurer-Tax Collector pursuant to California Government Code 53607.

PASSED AND ADOPTED on this 30th day of July 2013, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker and Potter

NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 76 for the meeting on July 30, 2013.

Dated: August 6, 2013
File Number: 13-0792

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy



Monterey County

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Report

Legistar File Number: 13-0792

Introduced: 7/17/2013

Version: 1

Current Status: Consent Agenda

Matter Type: General Agenda Item

- a. Receive and Accept the Treasurer's Report of Investments for the quarter ending June 30, 2013;
- b. Receive and Approve the Treasurer's investment policy for FY 2013-14; and
- c. Renew the Delegation of Investment Authority to the Treasurer-Tax Collector pursuant to California Government Code 53607.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Receive and accept the Treasurer's Report of Investments for the quarter ending June 30, 2013.
- b. Receive and approve the Treasurer's investment policy for FY 2013-14.
- c. Renew the Delegation of Investment Authority to the Treasurer-Tax Collector pursuant to California Government Code 53607.

SUMMARY:

Government Code Section 53646 (b)(1) states the Treasurer may submit a quarterly report of investments. The attached Exhibit A provides a narrative portfolio review of economic and market conditions that support the investment activity during the April - June period. Exhibit B describes the investment portfolio position by investment type as of June 30, 2013. Exhibit C is a listing of historical Monterey County Treasury Pool yields versus benchmarks. Exhibit D describes the investment portfolio by maturity range, and Exhibit E is an overview of the short term funds that the Treasurer invests in overnight, liquid assets. Exhibit F is the County Investment Policy for FY 2013-14 which does not have any changes from the current policy. The annual board approval of the investment policy and delegation of investment authority are prescribed by Government Code sections 53646 and 53607.

DISCUSSION:

During the April to June quarter the Treasury bond curve saw significant increases in yield in the 1 - 5 year term while yields in maturities of one year and less were down slightly. The shift in the yield curve was largely attributable to a market selloff in response to Federal Reserve Chairman Ben Bernanke's statement after the June 18-19 meeting that the Fed would start reducing its bond purchases if the economy continues to strengthen. Following the announcement, volatility in the bond market surged in June to the highest level since December 2011. Treasury yields moved higher in June following the earlier advance in May, and by month end, the five-year Treasury yield was 72 basis points higher at 1.40%, compared with 0.68% at

the start of May. After Chairman Bernanke's statement in June, Fed governors began making assurances that the central bank's stimulus program was not going to end suddenly, and that the target federal funds rate of zero - 0.25% would remain in effect for a year or more. After their announcements, markets began to stabilize, but remained at higher rates than before.

On June 30, 2013 the Monterey County investment portfolio contained an amortized cost basis of \$1,003,269,808 spread among 79 separate securities and funds. The par value of those funds was \$1,001,241,347, with a market value of \$997,966,147 or 99.47% of amortized book value. The portfolio's net earned income yield for the period was 0.49%. The portfolio produced estimated income of \$1,239,564 for the quarter which will be distributed proportionally to all agencies participating in the investment pool. The investment portfolio had a weighted average maturity of 555 days.

The investment portfolio was in compliance with all applicable provisions of state law and the adopted investment policy, and contained sufficient liquidity to meet all projected outflows over the next six months. Market value pricings were obtained through Bloomberg LLP, Union Bank of California and included live-bid pricing of corporate securities. Annual adoption of the Investment Policy is required by section 53646 of the Government Code. Lastly, Government Code section 53607 permits the Board to annually delegate investment authority to the Treasurer-Tax Collector.

OTHER AGENCY INVOLVEMENT:

A copy of this report will be distributed to all agencies participating in the County investment pool and the Treasury Oversight Committee. In addition, the report will be published on the County Treasurer's web site. A monthly report of investment transactions is provided to the Board of Supervisors as required by GC 53607.

FINANCING:

The investment portfolio contains sufficient liquidity to meet all projected expenditures over the next six months. We estimate that the investment earnings in the General Fund will be consistent with budgeted revenue, but at historically low levels, as the Federal Reserve is expected to continue keeping short term interest rates at the current rate of 0.00 - 0.25%.

Prepared by: Eamonn M. Mahar, Investment Officer, x5490

Approved by: Mary A. Zeeb, Treasurer-Tax Collector, X5057

Cc:

County Administrative Office

County Counsel

Auditor-Controller - Internal Audit Section

All depositors

Treasury Oversight Committee

Attachments:

Exhibit A - Investment Portfolio Review - 06.30.13

Exhibit B - Portfolio Management Report - 06.30.13

Exhibit C - Monterey County Historical Yields vs. Benchmarks

Exhibit D - Aging Report - 07.01.13

Exhibit E - Overnight (Liquid) Asset Distribution

Exhibit F - Investment Policy

Exhibit A

Investment Portfolio Review Quarter Ending June 30, 2013

OVERVIEW – April 1 – June 30, 2013

During the April to June quarter the Treasury bond curve saw significant increases in yield in the 1 – 5 year term while yields in maturities of one year and less were down slightly. The shift in the yield curve was largely attributable to a market selloff in response to Federal Reserve Chairman Ben Bernanke's statement after the June 18-19 meeting that the Fed would start reducing its bond purchases if the economy continues to strengthen. Following the announcement, volatility in the bond market surged in June to the highest level since December 2011. Treasury yields moved higher in June following the earlier advance in May, and by month end, the five-year Treasury yield was 72 basis points higher at 1.40%, compared with 0.68% at the start of May. After Chairman Bernanke's statement in June, Fed governors began making assurances that the central bank's stimulus program was not going to end suddenly, and that the target federal funds rate of zero - 0.25% would remain in effect for a year or more. After their announcements, markets began to stabilize, but remained at higher rates than before.

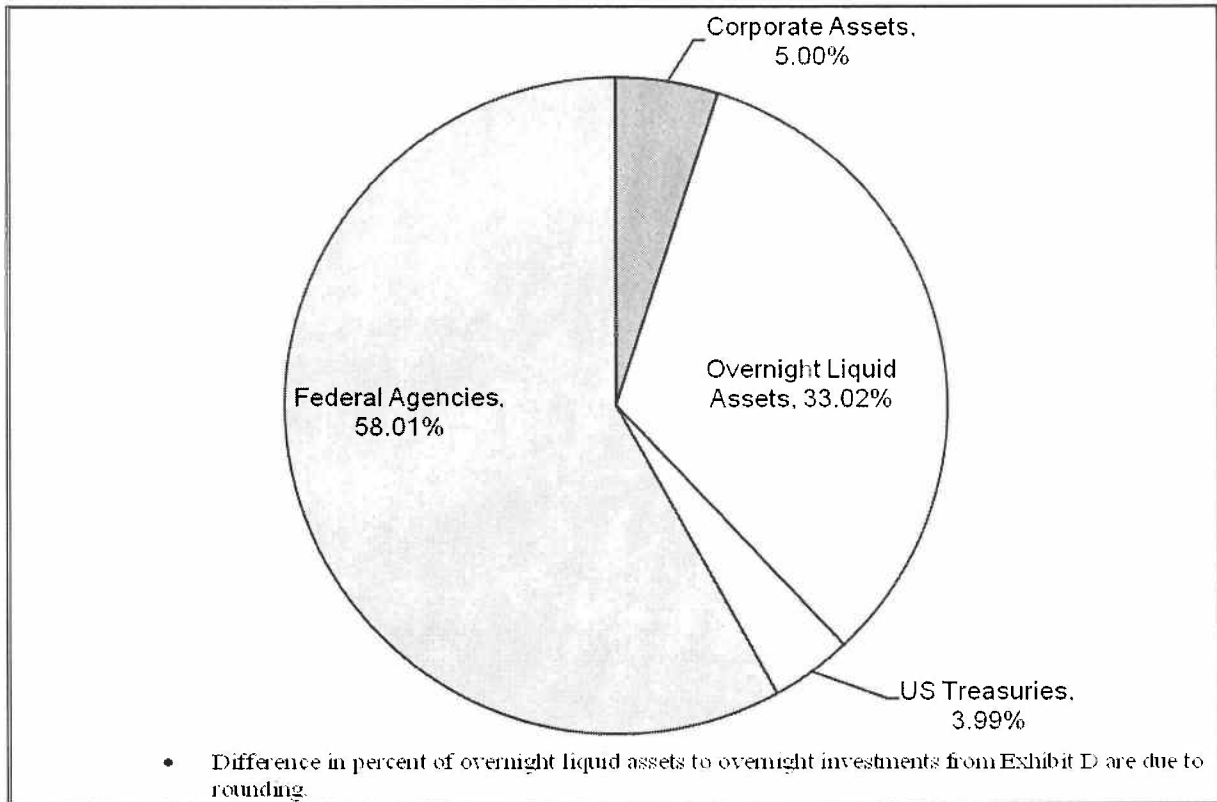
The County Treasury continued to outperform all of the portfolio benchmarks due to a consistent investment strategy that ladders short term debt to provide liquidity, while also taking advantage of higher rates by buying small amounts of longer term corporate and callable debt structures. The following indicators reflect key aspects of the County's investment portfolio in light of the above noted conditions:

1. Market Access – The U.S. Treasury continues to issue substantial amounts of debt instruments. The continued large issuance is due to their efforts to stimulate the economy by providing funding for financial institutions, social programs, and ongoing military funding requirements. Access to U.S. Treasuries and Agency debt has been plentiful, but yields have continued to remain low as investors seek safe havens from an uncertain world market. These issues have continued to keep yields low on Treasury bonds from April through June.

During the quarter, the majority of County investment purchases continue to be in U.S. Treasury and Agency markets with a continued small position in shorter term, highly rated (AA or better) Corporate bonds, Certificates of Deposits and highly rated (A1, P1), short term Commercial Paper. In addition, the Treasurer continues to keep a high level of overnight liquid assets, reflecting the need to maintain increased levels of available cash to ensure our ability to meet any cash flow needs.

2. Diversification - The Monterey County Treasurer's portfolio consists of fixed income investments, all of which are authorized by the State of California Government Code 53601.

The portfolio asset spread is detailed in the pie chart below:



3. Credit Risk – Approximately 95% of the investment portfolio is comprised of U.S. Treasuries, Federal Agency securities and other liquid funds. All assets have an investment grade rating. U.S. Treasuries are not specifically rated, but are considered the safest of all investments. The corporate debt (5.00%) is rated in the higher levels of investment grade. All federal agency securities have AA ratings, or they are guaranteed by the U.S. Treasury.
4. Liquidity Risk – Liquidity risk, as measured by the ability of the county's Treasury to meet withdrawal demands on invested assets, was adequately managed during the April to June quarter. The portfolio's average weighted maturity was 555 days, and a large percentage (33.02%) of assets was held in immediately available funds.

PORTFOLIO CHARACTERISTICS

	<u>March 31, 2013</u>	<u>June 30, 2013</u>
Total Assets	\$980,877,313	\$1,003,269,808
Market Value	\$982,078,231	\$997,966,147
Days to Maturity	514	555
Yield	0.49%	0.49%
Estimated Earnings	\$1,224,338	\$1,239,564

FUTURE STRATEGY

The U.S. Treasury has continued a policy of heavy borrowing for stimulus programs, military funding and other additional needs. Despite a downgrade of U.S. debt by Standard and Poor's in 2011, the continued improvement in our economy ensures that investors will continue to prefer the safety of U.S. debt to other investment options.

The current environment of rising rates is hoped to be a return to more historically normal levels and a predictor of higher rates in the future, but they have the unfortunate effect of lowering the market value of current portfolio holdings in the short run. If the rate environment continues to rise, the Treasurer believes that the current investment strategy strikes the correct balance between capturing yield and market value through roll-down at current levels, while maintaining the flexibility to remain actively invested in the market at the most current rates.

Since quarter end, Chairman Bernanke has continued to reinforce his message that the U.S. economy continues to need highly accommodative monetary policy for the foreseeable future. In the near term the Treasurer believes short term yields will remain at their historical lows and will not begin to rise until there is a longer history of consistent improvement in the unemployment rate, or the Federal Reserve starts to see significant inflation in the core Consumer Price Index. The Treasurer's rolling investment ladder will access the short term Treasury and Agency market with expected yields over the next 90 days of less than one-half percent. In our efforts to continue to provide the safest vehicles for Treasury investments, the Treasurer will maintain a portfolio weighted with U.S. Treasuries, Federal Agency securities, and other highly liquid assets.

Exhibit B

Monterey County Portfolio Management Portfolio Details - Investments June 30, 2013

CUSIP	Investment #	Issuer	Average Balance	Purchase Date	Par Value	Market Value	Book Value	Stated Rate	Moody's	S&P	Days to Maturity	Maturity Date
Money Market Accts-GC 53601(k)(2)												
SYS11672	11672	BlackRock			81,040,448.46	81,040,448.46	81,040,448.46	0.086			1	
SYS11801	11801	CalTrust			100,000,000.00	100,000,000.00	100,000,000.00	0.341	Aaa	AAA	1	
SYS11830	11830	Federated			0.00	0.00	0.00	0.101	Aaa	AAA	1	
SYS11578	11578	Fidelity Investments			5,632,312.88	5,632,312.88	5,632,312.88	0.080	Aaa	AAA	1	
Subtotal and Average			196,118,150.05		186,672,761.34	186,672,761.34	186,672,761.34				1	
State Pool-GC 53601(p)												
SYS11361	11361	LAIF			50,000,000.00	50,000,000.00	50,000,000.00	0.244			1	
SYS11422	11422	LAIF			0.00	0.00	0.00	0.244			1	
Subtotal and Average			50,000,000.00		50,000,000.00	50,000,000.00	50,000,000.00				1	
CAMP-GC 56301(p)												
SYS10379	10379	Calif. Asset Mgmt			91,500,000.00	91,500,000.00	91,500,000.00	0.097		AAA	1	
SYS11457	11457	Calif. Asset Mgmt			0.00	0.00	0.00	0.128		AAA	1	
SYS11526	11526	Calif. Asset Mgmt			3,068,585.36	3,068,585.36	3,068,585.36	0.099		AAA	1	
Subtotal and Average			100,369,392.25		94,568,585.36	94,568,585.36	94,568,585.36				1	
Negotiable CDs - GC 53601 (i)												
78009NGU4	11863	RBC Capital Markets		06/25/2012	10,000,000.00	9,955,000.00	10,000,000.00	0.373	Aa	AA	724	06/25/2015
Subtotal and Average			10,000,000.00		10,000,000.00	9,955,000.00	10,000,000.00				724	
Medium Term Notes - GC 53601(k)												
36962G4N1	11701	General Electric		08/11/2010	10,000,000.00	10,035,600.00	10,000,000.00	1.025	A	AA	771	08/11/2015
36962G4X9	11738	General Electric		01/07/2011	5,000,000.00	5,043,700.00	5,002,264.72	2.100	A	AA	190	01/07/2014
36962G4X9	11749	General Electric		03/09/2011	5,000,000.00	5,043,700.00	5,002,484.87	2.100	A	AA	190	01/07/2014
36962G5W0	11855	General Electric		04/27/2012	5,000,000.00	5,069,050.00	4,994,992.89	2.300	A	AA	1,396	04/27/2017
36962G5W0	11856	General Electric		04/27/2012	5,000,000.00	5,069,050.00	5,005,733.33	2.300	A	AA	1,396	04/27/2017
89233P5S1	11839	Toyota Motor Corporation		02/29/2012	5,000,000.00	5,057,450.00	5,079,500.94	2.050	Aa	AA	1,291	01/12/2017
89233P5Z5	11840	Toyota Motor Corporation		02/29/2012	5,000,000.00	5,032,850.00	5,010,013.58	1.000	Aa	AA	596	02/17/2015
Subtotal and Average			40,099,677.19		40,000,000.00	40,351,400.00	40,094,990.33				826	
Fed Agcy Coupon Sec - GC 53601(f)												
3133EAF86	11864	Federal Farm Credit Bank		08/07/2012	10,000,000.00	9,840,600.00	10,000,000.00	0.970	Aaa	AA	1,498	08/07/2017
3133EAF8	11868	Federal Farm Credit Bank		08/03/2012	10,000,000.00	9,974,900.00	10,000,000.00	0.625	Aaa	AA	996	03/23/2016
3133ECD35	11902	Federal Farm Credit Bank		01/17/2013	10,000,000.00	9,998,200.00	9,999,613.44	0.150	Aaa	AA	200	01/17/2014

Portfolio INVT
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Exhibit B

Monterey County Portfolio Management Portfolio Details - Investments June 30, 2013

CUSIP	Investment #	Issuer	Average Balance	Purchase Date	Par Value	Market Value	Book Value	Stated Rate	Moody's	S&P	Days to Maturity	Maturity Date
Fed Agcy Coupon Sec - GC 53601(f)												
31331KAH3	11909	Federal Farm Credit Bank		03/19/2013	10,000,000.00	10,059,900.00	10,062,281.66	1.125	Aaa	AA	241	02/27/2014
3133ECHV9	11912	Federal Farm Credit Bank		04/02/2013	10,000,000.00	9,965,400.00	10,002,484.75	0.350	Aaa	AA	759	07/30/2015
3133ECFJ8	11914	Federal Farm Credit Bank		04/02/2013	10,000,000.00	9,979,000.00	10,000,345.90	0.250	Aaa	AA	578	01/30/2015
313380EC7	11878	Federal Home Loan Bank		09/17/2012	10,000,000.00	9,749,700.00	9,959,064.46	0.750	Aaa	AA	1,530	09/08/2017
313380XB8	11881	Federal Home Loan Bank		10/17/2012	10,000,000.00	9,903,800.00	9,997,529.17	0.625	Aaa	AA	1,204	10/17/2016
3133803P0	11883	Federal Home Loan Bank		11/07/2012	10,000,000.00	10,000,500.00	10,000,292.19	0.250	Aaa	AA	18	07/19/2013
313370TW8	11888	Federal Home Loan Bank		12/05/2012	10,000,000.00	10,366,000.00	10,466,322.01	2.000	Aaa	AA	1,166	09/09/2016
313379Z36	11889	Federal Home Loan Bank		12/06/2012	10,000,000.00	10,000,100.00	10,000,082.30	0.250	Aaa	AA	4	07/05/2013
313380S40	11895	Federal Home Loan Bank		12/12/2012	10,000,000.00	10,001,100.00	10,000,489.96	0.190	Aaa	AA	80	09/19/2013
313381K46	11896	Federal Home Loan Bank		12/20/2012	10,000,000.00	10,000,700.00	10,000,000.00	0.170	Aaa	AA	81	09/20/2013
313381LS2	11897	Federal Home Loan Bank		01/07/2013	10,000,000.00	10,000,200.00	9,999,834.62	0.150	Aaa	AA	88	09/27/2013
313379QS1	11898	Federal Home Loan Bank		01/09/2013	10,000,000.00	10,002,000.00	10,001,947.26	0.250	Aaa	AA	67	09/06/2013
313381WC5	11900	Federal Home Loan Bank		01/15/2013	10,000,000.00	9,997,000.00	9,998,006.11	0.125	Aaa	AA	198	01/15/2014
313376UF0	11901	Federal Home Loan Bank		01/16/2013	10,000,000.00	10,010,100.00	10,011,989.28	0.375	Aaa	AA	212	01/29/2014
3133805T0	11904	Federal Home Loan Bank		01/23/2013	10,000,000.00	10,004,300.00	10,006,896.34	0.270	Aaa	AA	206	01/23/2014
313382DF7	11908	Federal Home Loan Bank		03/06/2013	10,000,000.00	9,994,500.00	9,996,580.52	0.125	Aaa	AA	239	02/25/2014
313380EE3	11910	Federal Home Loan Bank		03/19/2013	10,000,000.00	10,002,700.00	10,005,990.12	0.250	Aaa	AA	228	02/14/2014
313373SZ6	11913	Federal Home Loan Bank		04/02/2013	10,000,000.00	10,400,600.00	10,485,221.25	2.125	Aaa	AA	1,075	06/10/2016
313382LD3	11915	Federal Home Loan Bank		04/09/2013	10,000,000.00	9,997,100.00	10,000,228.07	0.170	Aaa	AA	263	03/21/2014
313382JY0	11919	Federal Home Loan Bank		04/12/2013	10,000,000.00	9,997,900.00	10,001,682.74	0.180	Aaa	AA	260	03/18/2014
313382FM0	11921	Federal Home Loan Bank		04/16/2013	10,000,000.00	9,997,200.00	10,003,000.00	0.170	Aaa	AA	253	03/11/2014
313382EG4	11922	Federal Home Loan Bank		04/16/2013	10,000,000.00	9,998,000.00	10,001,912.23	0.180	Aaa	AA	247	03/05/2014
313378A43	11925	Federal Home Loan Bank		05/02/2013	10,000,000.00	9,951,800.00	10,283,491.24	1.375	Aaa	AA	1,712	03/09/2018
313383A68	11928	Federal Home Loan Bank		06/13/2013	10,000,000.00	9,742,400.00	10,000,000.00	1.080	Aaa	AA	1,808	06/13/2018
313382Q63	11933	Federal Home Loan Bank		06/28/2013	10,000,000.00	9,996,900.00	10,000,573.63	0.170	Aaa	AA	274	04/01/2014
313382QM8	11934	Federal Home Loan Bank		06/28/2013	10,000,000.00	9,996,900.00	10,000,573.67	0.170	Aaa	AA	276	04/03/2014
3137EADC0	11852	Federal Home Loan Mtg Corp		04/18/2012	10,000,000.00	9,951,000.00	9,975,646.53	1.000	Aaa	AA	1,346	03/08/2017
3134G3H52	11871	Federal Home Loan Mtg Corp		09/12/2012	10,000,000.00	9,821,800.00	10,000,000.00	1.000	Aaa	AA	1,534	09/12/2017
3134G3K33	11875	Federal Home Loan Mtg Corp		09/27/2012	10,000,000.00	9,913,100.00	9,997,570.83	0.700	Aaa	AA	1,184	09/27/2016
3134G3S50	11887	Federal Home Loan Mtg Corp		11/30/2012	10,000,000.00	9,906,700.00	10,021,391.47	0.625	Aaa	AA	1,219	11/01/2016
3134G42M9	11916	Federal Home Loan Mtg Corp		04/25/2013	10,000,000.00	9,792,500.00	10,000,000.00	0.700	Aaa	AA	1,394	04/25/2017
3134G42G2	11917	Federal Home Loan Mtg Corp		04/30/2013	10,000,000.00	9,700,600.00	10,000,000.00	1.050	Aaa	AA	1,764	04/30/2018
3137EACR8	11918	Federal Home Loan Mtg Corp		04/12/2013	10,000,000.00	10,075,700.00	10,079,320.77	1.375	Aaa	AA	239	02/25/2014
3134G43F3	11920	Federal Home Loan Mtg Corp		04/30/2013	10,000,000.00	9,692,000.00	10,000,000.00	1.020	Aaa	AA	1,764	04/30/2018
3134G43V8	11923	Federal Home Loan Mtg Corp		05/15/2013	10,000,000.00	9,744,500.00	9,999,025.56	1.050	Aaa	AA	1,779	05/15/2018
3134G47M4	11930	Federal Home Loan Mtg Corp		06/26/2013	10,000,000.00	9,825,200.00	10,000,000.00	1.500	Aaa	AA	1,821	06/26/2018

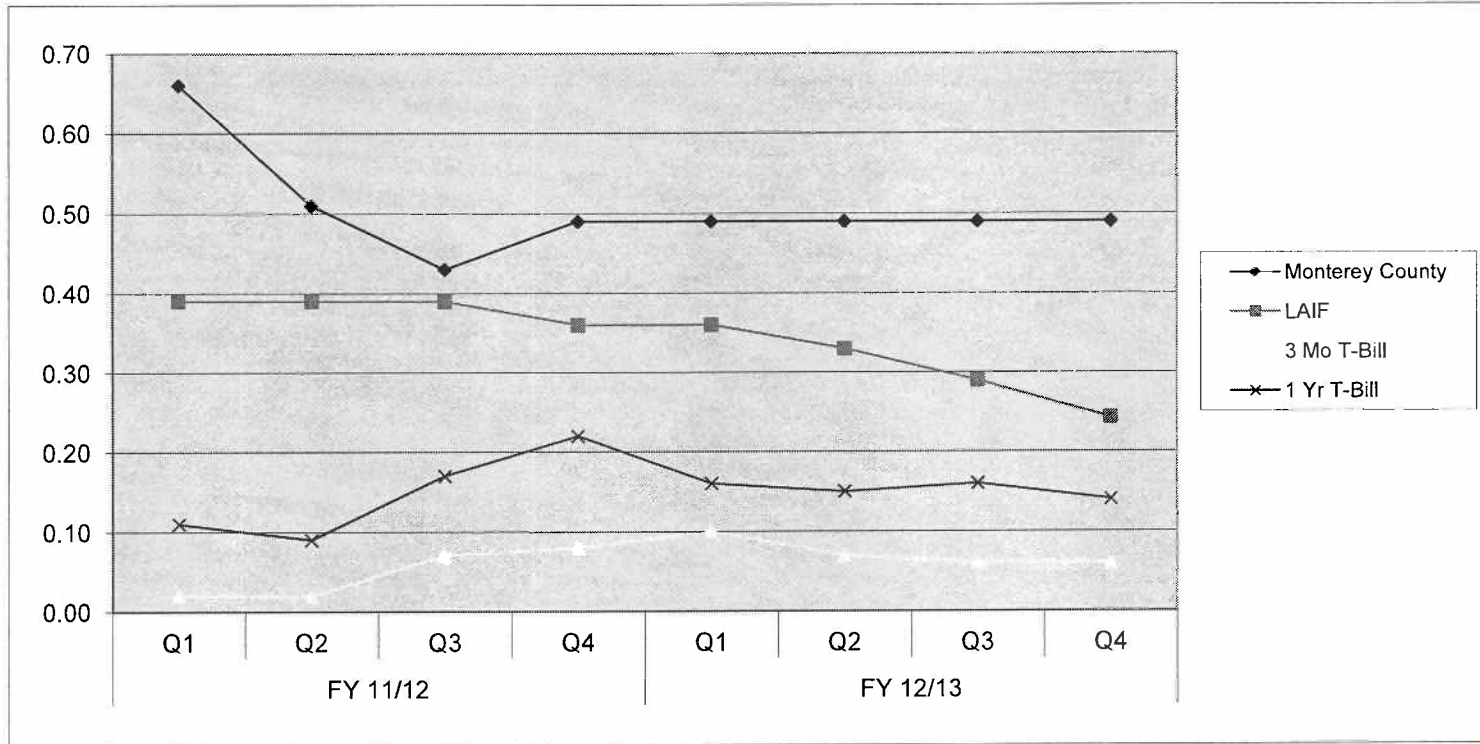
Exhibit B

Monterey County Portfolio Management Portfolio Details - Investments June 30, 2013

CUSIP	Investment #	Issuer	Average Balance	Purchase Date	Par Value	Market Value	Book Value	Stated Rate	Moody's	S&P	Days to Maturity	Maturity Date
Fed Agcy Coupon Sec - GC 53601(f)												
3134G3SB7	11932	Federal Home Loan Mtg Corp		06/27/2013	10,000,000.00	10,012,800.00	10,017,464.78	0.375	Aaa	AA	301	04/28/2014
3137EACB3	11935	Federal Home Loan Mtg Corp		06/28/2013	10,000,000.00	10,187,300.00	10,189,413.97	2.500	Aaa	AA	296	04/23/2014
3135G0HV8	11837	Federal National Mtg Assn		03/06/2012	10,000,000.00	10,008,900.00	9,977,916.67	1.200	Aaa	AA	1,344	03/06/2017
3135G0NX7	11870	Federal National Mtg Assn		09/13/2012	10,000,000.00	9,859,400.00	10,000,000.00	1.000	Aaa	AA	1,351	03/13/2017
3136G0B26	11874	Federal National Mtg Assn		09/27/2012	10,000,000.00	9,831,300.00	10,000,000.00	1.000	Aaa	AA	1,549	09/27/2017
3135G0NH2	11876	Federal National Mtg Assn		09/13/2012	10,000,000.00	9,827,300.00	9,994,970.79	0.950	Aaa	AA	1,514	08/23/2017
3136G04Q1	11884	Federal National Mtg Assn		11/20/2012	10,000,000.00	10,002,800.00	10,174,304.06	1.500	Aaa	AA	1,603	11/20/2017
3136G06Z9	11885	Federal National Mtg Assn		12/13/2012	10,000,000.00	9,867,400.00	10,000,000.00	0.650	Aaa	AA	1,261	12/13/2016
3136G14N6	11890	Federal National Mtg Assn		01/02/2013	10,000,000.00	9,728,600.00	9,993,330.75	0.750	Aaa	AA	1,458	06/28/2017
3135G0BR3	11893	Federal National Mtg Assn		12/12/2012	10,000,000.00	10,003,800.00	10,003,479.32	0.500	Aaa	AA	39	08/09/2013
31398AX31	11894	Federal National Mtg Assn		12/12/2012	10,000,000.00	10,014,700.00	10,014,660.48	1.250	Aaa	AA	50	08/20/2013
3135G0PP2	11903	Federal National Mtg Assn		01/18/2013	10,000,000.00	9,773,700.00	10,029,802.02	1.000	Aaa	AA	1,542	09/20/2017
3135G0UH4	11906	Federal National Mtg Assn		02/22/2013	10,000,000.00	9,819,300.00	10,000,000.00	1.200	Aaa	AA	1,697	02/22/2018
3135G0AP8	11911	Federal National Mtg Assn		03/28/2013	10,000,000.00	10,075,300.00	10,070,477.20	1.250	Aaa	AA	241	02/27/2014
3135G0XA6	11924	Federal National Mtg Assn		05/21/2013	10,000,000.00	9,686,200.00	10,000,000.00	1.030	Aaa	AA	1,785	05/21/2018
31398AVZ2	11926	Federal National Mtg Assn		05/06/2013	10,000,000.00	10,177,600.00	10,182,392.18	2.750	Aaa	AA	255	03/13/2014
3135G0XK4	11927	Federal National Mtg Assn		05/30/2013	10,000,000.00	9,716,900.00	10,000,000.00	1.050	Aaa	AA	1,789	05/25/2018
3135G0WJ8	11929	Federal National Mtg Assn		05/28/2013	10,000,000.00	9,664,600.00	9,919,214.72	0.875	Aaa	AA	1,785	05/21/2018
Subtotal and Average			561,743,785.13		570,000,000.00	566,610,500.00	571,926,815.02				871	
US Treasury Note-GC 53601(b)												
912828NN6	11771	U.S. Treasury		05/16/2011	10,000,000.00	10,003,500.00	10,001,479.54	1.000	Aaa	AA	14	07/15/2013
912828NN6	11882	U.S. Treasury		11/01/2012	10,000,000.00	10,003,500.00	10,003,118.90	1.000	Aaa	AA	14	07/15/2013
912828RD4	11891	U.S. Treasury		12/10/2012	10,000,000.00	10,000,800.00	9,999,187.68	0.125	Aaa	AA	61	08/31/2013
912828NU0	11892	U.S. Treasury		12/10/2012	10,000,000.00	10,008,200.00	10,007,300.59	0.750	Aaa	AA	45	08/15/2013
Subtotal and Average			48,282,268.24		40,000,000.00	40,016,000.00	40,011,086.71				33	
Federal Agency Step Up-GC 53601(f)												
3136G07K1	11886	Federal National Mtg Assn		12/06/2012	10,000,000.00	9,791,900.00	9,995,569.44	0.700	Aaa	AA	1,619	12/06/2017
Subtotal and Average			9,995,446.28		10,000,000.00	9,791,900.00	9,995,569.44				1,619	
Total and Average			1,016,608,719.13		1,001,241,346.70	997,966,146.70	1,003,269,808.20				555	

Exhibit C

Monterey County Historical Yields vs. Benchmarks



Quarterly Yield	FY 11/12				FY 12/13			
	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
Monterey County	0.66	0.51	0.43	0.49	0.49	0.49	0.49	0.49
LAIF	0.39	0.39	0.39	0.36	0.36	0.33	0.29	0.24
3 Mo T-Bill	0.02	0.02	0.07	0.08	0.10	0.07	0.06	0.06
1 Yr T-Bill	0.11	0.09	0.17	0.22	0.16	0.15	0.16	0.14

- The 3Mo and 1 Yr T-Bill yields are obtained from the B of A Merrill Lynch Global Bond Indices



Exhibit D Monterey County Aging Report By Maturity Date As of July 1, 2013

			Maturity Par Value	Percent of Portfolio	Current Book Value	Current Market Value
Aging Interval:	0 days	(07/01/2013 - 07/01/2013)	9 Maturities	33.08%	331,241,346.70	331,241,346.70
Aging Interval:	1 - 30 days	(07/02/2013 - 07/31/2013)	4 Maturities	4.00%	40,004,972.93	40,007,600.00
Aging Interval:	31 - 90 days	(08/01/2013 - 09/29/2013)	8 Maturities	7.99%	80,026,899.91	80,031,500.00
Aging Interval:	91 - 180 days	(09/30/2013 - 12/28/2013)	0 Maturities	0.00%	0.00	0.00
Aging Interval:	181 - 365 days	(12/29/2013 - 07/01/2014)	20 Maturities	18.98%	190,633,146.30	190,666,800.00
Aging Interval:	366 - 730 days	(07/02/2014 - 07/01/2015)	3 Maturities	2.50%	25,010,359.48	24,966,850.00
Aging Interval:	731 - 1095 days	(07/02/2015 - 06/30/2016)	4 Maturities	4.00%	40,487,706.00	40,376,500.00
Aging Interval:	1096 days and after	(07/01/2016 -)	31 Maturities	29.46%	295,865,376.88	290,675,550.00
Total for 79 Investments				100.00	1,003,269,808.20	997,966,146.70

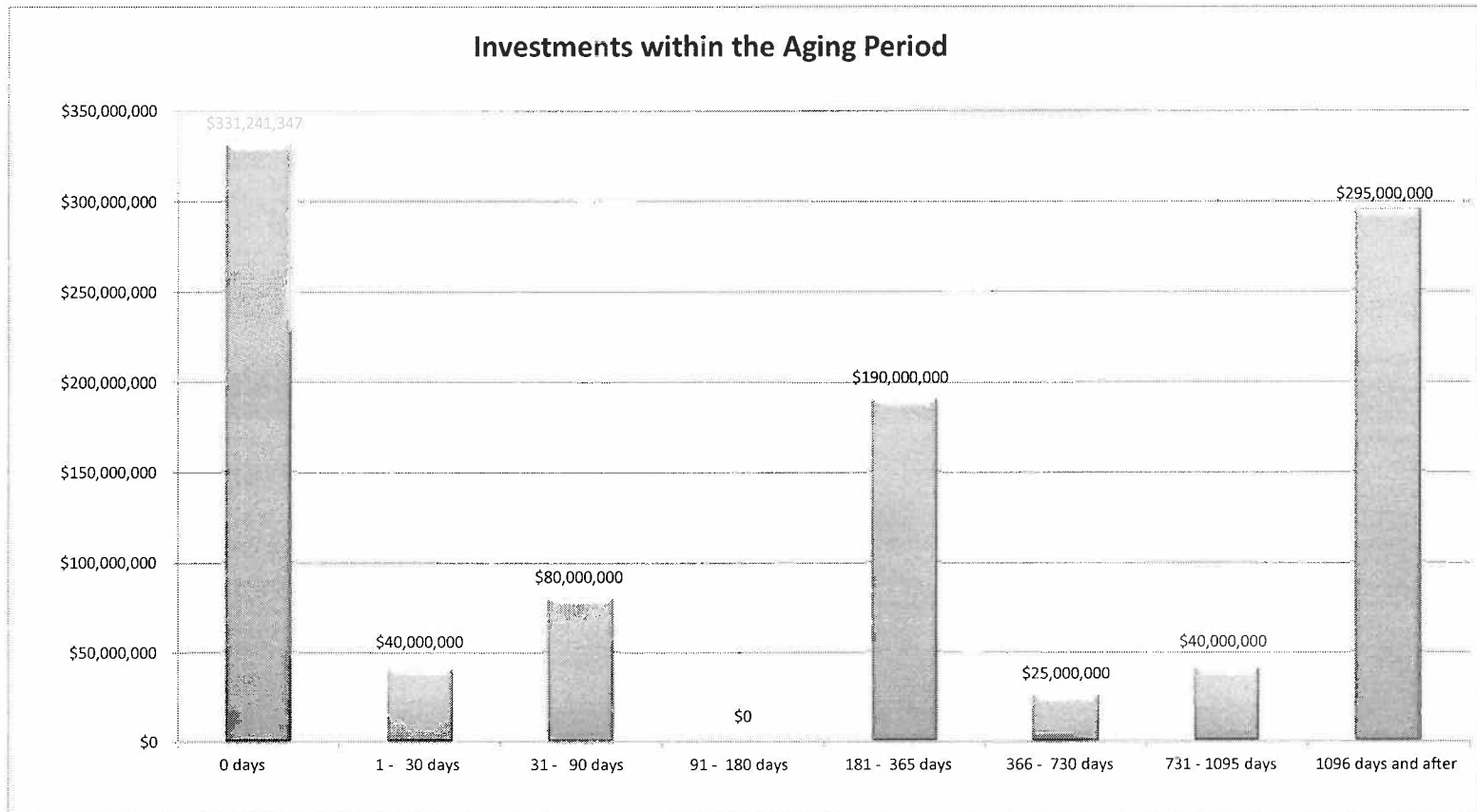
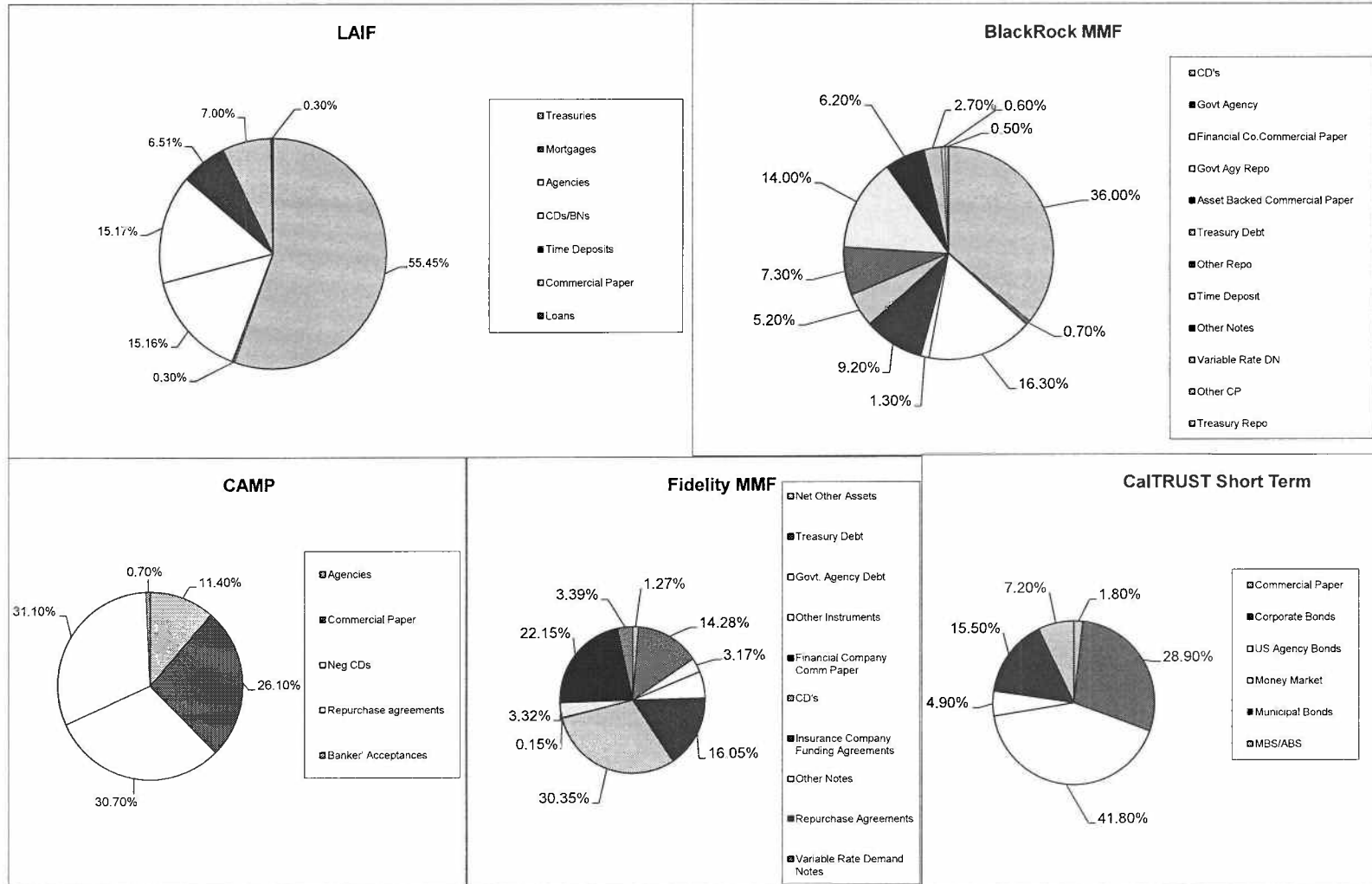


Exhibit E Overnight (Liquid) Asset Distribution



* Percent total may not equal 100 due to rounding

* Net Other Assets may include cash and receivables and payables related to open security or capital stock trades

	LAIF	CAMP	Fidelity MMF	BlackRock	CalTRUST Short-Term
Credit Rating	NR	AAAm	AAAm	NR	NR
Fund Assets	\$67.9 Billion	\$1.99 Billion	\$44.4 Billion	\$9.22 Billion	\$ 655 Million
WAM	246	57	57 days	56 days	445 days
Percent of Portfolio Invested in Fund	4.99%	9.45%	0.56%	8.09%	9.99%
Fund Quarterly Return	0.25%	0.11%	0.09%	0.11%	0.32%

Exhibit F

TREASURER-TAX COLLECTOR County of Monterey Investment Policy

1.0 Policy.

It is the policy of the Treasurer-Tax Collector of Monterey County to invest public funds in a manner which provides for the safety of the funds on deposit, the cash flow demands, or liquidity needs of the treasury pool participants, and the highest possible yield after first considering the first two objectives of safety and liquidity. In addition, it is the Treasurer-Tax Collector's policy to invest all funds in strict conformance with all state statutes governing the investment of public monies.

2.0 Scope.

This investment policy applies to all financial assets of the treasury pool participants. These funds are accounted for in the annual Financial Reports of the County and each of the treasury pool's participating agencies.

2.1 Participating Agencies. Participants in the Treasurer's investment pool shall be limited to the County of Monterey, school districts within Monterey County and those special districts, which, by statute, maintain depository authority with the County Treasurer.

2.2 Outside Agency Participation. It is the Treasurer's policy to prohibit any voluntary agency participation in the treasury pool.

3.0 Prudence.

The county treasurer is a trustee and therefore a fiduciary subject to the prudent investor standard. When investing, reinvesting, purchasing, acquiring, exchanging, selling, and managing public funds, the county treasurer shall act with care, skill, prudence and diligence under the circumstances then prevailing, that a prudent person acting in a like capacity and familiarity with those matters would use in the conduct of funds of a like character and with like aims, to safeguard the principal and maintain the liquidity needs of the county and the other depositors. Within the limitations of this section and considering individual investments as part of an overall investment strategy, a trustee is authorized to acquire investments as authorized by law. Nothing in this Chapter is intended to grant investment authority to any person or governing body except as provided in Sections 53601 and 53607 of the Government Code.

4.0 Objectives.

The primary objectives, in priority order, of the County of Monterey's investment activities shall be:

4.1 Safety. Safety of principal. Investments of the County shall be undertaken in a manner that seeks to ensure preservation of capital in the overall portfolio. To

Adopted 06/30/12

attain this objective, diversification is required in order that potential losses do not exceed the income generated from the remainder of the portfolio.

4.2 Liquidity. The investment portfolio shall remain sufficiently liquid to enable all depositors to meet all expenditure requirements that might be reasonably anticipated. A minimum of 30% of the invested assets, including cash held in commercial bank accounts, shall be kept in overnight liquid assets. In the event that unforeseen cash-flow fluctuations temporarily cause the ratio of overnight liquid assets to decline below 30% of the portfolio balance, no new investments will be made until the minimum ratio is restored.

4.3 Return on Investment. The County's investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the County's investment risk constraints and the cash flow characteristics of the portfolio.

5.0 Delegation of Authority.

Subject to amended delegation by the Board of Supervisors pursuant to Government Code Section 53607, the Treasurer-Tax Collector is authorized to manage the Monterey County investment program. The Treasurer- Tax Collector shall establish written procedures for the operation of the investment program consistent with this investment policy. Procedures should include reference to: safekeeping, master repurchase agreements, funds transfer agreements, collateral/ depository agreements and banking service contracts. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Treasurer-Tax Collector. The Treasurer- Tax Collector shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

6.0 Conflict of Interest.

Pursuant to Article 2 (commencing with Section 87200) of Chapter 7 of Title 9 of the Government Code and the regulations of the Fair Political Practices Commission enacted pursuant thereto, the Treasurer-Tax Collector shall disclose his investments, interests in real properties, and any income received during the immediately preceding 12 months. Such disclosure shall be in writing, and shall be filed with the officer designated by law within the time periods specified by law.

6.1 Acceptance of Gifts. The Treasurer-Tax Collector and all deputized departmental staff are prohibited from accepting any monetary or in-kind gift from any broker, dealer, or firm doing business or seeking to do business with the Monterey County Treasurer.

7.0 Authorized Dealers and Institutions.

The Treasurer-Tax Collector will maintain a list of broker/dealers and institutions authorized to provide investment services. Repurchase agreements and reverse

repurchase agreements shall only be made with primary dealers designated by the Federal Reserve Bank. The Treasurer-Tax Collector may impose additional qualifications of brokers and their firms in order to ensure professionalism and suitability. At a minimum, all broker/dealers and/or financial institutions authorized to provide investment services to Monterey County shall meet the following criteria:

1. For commercial banks and saving institutions, must be authorized as insured with the FDIC, SIPC, or NCUA (credit unions), as applicable.
2. Must hold an active corporate registered status with the Secretary of State (California), or an out-of-state counterpart agency.
3. For commercial banks and savings institutions, must be nationally or state chartered, or be a state licensed branch of a foreign bank.
4. Must be an active member of the Financial Industry Regulatory Authority.

7.1 Limitations on Political Contributions. Pursuant to Government Code Section 27133 (c), the Treasurer-Tax Collector shall not select for business any broker, brokerage, dealer, or securities firm that has, within any consecutive 48-month period following January 1, 1996, made a political contribution in an amount exceeding the limitations contained in Rule G-37 of the Municipal Securities Rulemaking Board, to the county treasurer, any member of the Monterey County Board of Supervisors, or any candidate for those offices.

8.0 Authorized and Suitable Investments.

The Treasurer-Tax Collector of Monterey County may invest in any security within the limits authorized by Section 53601 of the Government Code of the State of California, and within the limits of any other Government Code Statute that permits public agency investment in various securities or participation in investment trading techniques or strategies. Permissible investments are detailed in Appendix A.

8.1 Limitations. The Treasurer shall not invest in any security not previously purchased prior to January 1, 1995, which, by its structure, term or other characteristics, has the possibility of returning a zero or negative yield or could be subject to a loss of principal at the time such security has attained its maturity date. Investments shall not be made in inverse floaters, range notes, and interest-only strips.

8.2 Reverse Repurchase Agreements. Any reverse repurchase agreement where securities were not purchased previous to January 1, 1995, shall have a maximum maturity of 92 days, and the proceeds shall not be invested beyond the expiration of the reverse repurchase agreement. The maximum amount of Reverse Repurchase Agreements shall be limited to 20% of the portfolio's book value on the date of the transaction.

8.3 Securities Lending. The Treasurer may engage in securities lending programs through nationally recognized counter parties, with a 20% restriction based on the portfolio's book value on the date of the transaction. Instruments involved in a securities lending program are restricted to those securities provided in Government Code Section 53635 and the County Investment Policy.

8.4 Maximum Credit Exposure. The Treasurer shall limit the investments in any single issuer, regardless of the combination of asset class, to no more than 10% of the portfolio's twelve month projected minimum size. Obligations of the United States Treasury and its Agencies are exempted from this restriction.

8.5 Maximum Dollar Limits. The Treasurer shall limit investments to specific maximum dollar limits by issuer as detailed in Appendix A. In the case of investments outside the core portfolio, maximum dollar limits shall apply to each separate investment.

9.0 Safekeeping and Custody.

All security transactions, including collateral for repurchase agreements, shall be conducted on a delivery-versus-payment basis. Securities shall be held by a third-party custodian designated by the Treasurer-Tax Collector and evidenced by safekeeping receipts and tri-party master repurchase agreements. Securities acquired through reverse repurchase agreement transactions may be held as collateral by primary dealers acting as counter-parties.

9.5 Investments Outside Core Portfolio

The Treasurer will accept funds for investment outside of the core pooled portfolio (custom invested funds) from depository agencies who also deposit their operating fund in the core portfolio under the following criteria:

- a) the funds represent proceeds of bonds, other forms of indebtedness, or special purpose funds not required for normal operating expenses, and
- b) the funds represent new or additional assets of the agency that were not previously invested in the Monterey County Investment Pool, or under other conditions approved by the Treasurer, and
- c) the funds may be transferred to the core portfolio upon mutual agreement between the depository agency and the Monterey County Treasurer. Any such transfer will reflect the market value of any securities sold prior to their maturity, where the underlying funds cannot be transferred back to a custom investment outside the core portfolio unless approved by the Treasurer, and
- d) funds may be transferred to the Monterey County Treasurer's operating (checking) account for further disbursement provided the funds originate from: maturing securities; overnight liquid funds; sold securities subject to section 9.5(c) above, and associated earned income on those funds, and
- e) within 7 business days prior to the maturity of any security the depository agency shall inform the Monterey County Treasurer of the desired disposition of such maturing assets to include, rollover to a new asset, transfer to the core portfolio, or transfer to the Monterey County Treasurer's operating account subject to the conditions 9.5 (a) through (f) inclusive, and

f) any earned income on “custom invested funds” will be segregated from the core portfolio and deposited to an overnight liquid fund designated specifically for such income. Any liquidation or transfer of the underlying asset will invoke a corresponding transfer of the associated earned income.

10.0 Criteria for Withdrawal of Funds from the Treasury Investment Pool – Section 27136 and Section 27133 (h) - Government Code.

An agency with funds on deposit in the county treasury where such funds may statutorily be invested outside of the county treasury may apply for a withdrawal of those funds. Pursuant to Government Code Sections 27133 (h) and 27136, the County Treasurer shall evaluate each proposal for withdrawal of funds. The Treasurer’s evaluation shall assess the effect of a proposed withdrawal on the stability and predictability of the investments in the county treasury pool. In addition, and prior to any withdrawal, the Treasurer shall find that the proposed withdrawal will not adversely affect the interests of the other depositors in the treasury pool.

All applications for withdrawal must be submitted by a Resolution of the depository agency at least 30 days in advance of the anticipated date of withdrawal. Resolutions for withdrawal shall include:

- a. a statement of the purpose for withdrawal
- b. the date(s) and amount(s) of funds to be withdrawn
- c. a certification that funds withdrawn from the county pool shall be managed by the applicant agency and that withdrawn funds shall not be returned for future investment by the County Treasurer for a term of one year, and
- d. an acknowledgement that the value of any funds withdrawn from the county treasury shall reflect their most recent quarterly asset valuation as reported by the Treasurer.

The Treasurer shall provide an applicant agency a written response within 15 days from receipt of the application. The Treasurer’s determination shall be final.

11.0 Maximum Maturities.

Any non-marketable investments, such as time deposits, should not exceed a two-year maturity. In addition, no specific investment shall have a term remaining to maturity in excess of five years except under the following circumstances, and subject to specific approval of the Board of Supervisors:

Bond proceeds where the maturity term is not integral to short term cash flow needs.

Other special purpose investments where the maturity term is not integral to short term cash flow needs.

11.1 Weighted Average Maturity. The weighted average maturity of the overall portfolio shall not exceed two years.

11.2 Money Market Fund. The maximum maturity of investments in a money market fund shall not exceed 397 days, and the weighted average maturity of the fund shall not exceed 90 days. A Money Market Fund shall not comprise more than 10% of the portfolio's book value on the date investments are made; maximum investment in all Money Market Funds, as described in Government Code Section 53635(k) shall not exceed 20% of the portfolio's book value on the date that investments are made.

12.0 Audits.

The Monterey County investment portfolio shall be subject to a process of independent review by the Auditor-Controller's internal auditor. The County's external auditors shall review the investment portfolio in connection with the annual county audit and requirements of the Governmental Accounting Standards Board.

12.1 Compliance Audit Pursuant to Government Code Section 27134, the County Treasury Oversight Committee shall cause an annual audit to be conducted to determine the County Treasurer's compliance with Article 6, Chapter 5 of Division 2 of Title 3 of the Government Code.

13.0 Performance Standards.

The investment portfolio will be designed to obtain a market average rate of return during budgetary and economic cycles, taking into account the County's investment risk constraints and cash flow needs.

14.0 Investment Policy Adoption.

The Treasurer-Tax Collector of Monterey County shall submit the Investment Policy to the Board of Supervisors for adoption at least annually.

14.1 Policy Amendments. As the California Government Code pertaining to investments is amended, this policy shall likewise become amended and adopted by the Board of Supervisors. Other amendments may be recommended periodically by the Treasurer-Tax Collector.

15.0 Reporting.

Pursuant to Government Code Section 53686 (b) the Treasurer-Tax Collector may provide quarterly investment reports to the Board of Supervisors, Treasury Oversight Committee, and all pool participants. The report shall include a listing of all securities held in the portfolio. Such listing shall include investment description, maturity date, par, amortized book value and market values, and a risk measurement standard such as duration, along with a certification concerning the portfolio's available liquidity to meet expenditure requirements for the next succeeding reporting period, and disclosure of the method used to apportion investment interest.

16.0 Allocation of Investment Cost.

The costs of investing, banking, and cash management as budgeted annually and applied quarterly shall be assessed to depositing agencies at the time of quarterly interest apportionment by the County Auditor-Controller, and in accordance with Government Code statutes. Depositing agencies will receive net revenue after pro rata application of costs that correspond to a basis point reduction to earned interest rates.

When actual annual costs of investing are determined, any differences from budgeted amounts shall be included in an adjusting interest allocation by the Auditor-Controller.

17.0 Treasury Oversight Committee A Treasury Oversight Committee nominated by the County Treasurer and confirmed by the Board of Supervisors shall provide oversight through periodic review of the Investment Policy and compliance with such policy. The Treasury Oversight Committee, pursuant to Government Code Section 27130 et seq; shall consist of 6 members including: the Treasurer-Tax Collector, the County Administrative Officer or his/her designee; the County Superintendent of Schools, or his/her designee, a representative of the governing bodies of county school districts, a representative of the legislative bodies of county special districts that are authorized depositors in the county treasury, and a member of the public. The committee shall meet at least quarterly, or as needed, and shall review investment policy and report on compliance with such policy.

17.1 Establishment of Treasury Oversight Committee. Pursuant to Section 27130 et seq; of the Government Code, the Monterey County Treasury Oversight Committee is established. The committee shall be subject to the provisions of the Political Reform Act of 1974, as amended (Government Code Sections 8100 et seq).

17.2 Brown Act Pursuant to Government Code Section 27132.4, Committee meetings shall be open to the public and subject to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of part 1 of Division 2 of Title 5).

17.3 Membership Prohibitions Pursuant to Government Code Section 27132.2, No member of the committee shall directly or indirectly raise money for a candidate for local treasurer or a member of the governing board of any local agency that has deposited funds in the county treasury while a member of the committee.

Pursuant to Government Code Section 27132.3, a member of the Treasury Oversight Committee may not secure employment with, or be employed by, bond underwriters, bond covered security brokers or dealers or financial services firms, with whom the Treasurer is doing business during the period that the person is a member of the Committee or for one year after leaving the Committee.

APPENDIX A
Authorized Investments County General Pool

Instrument	Maximum Maturity	County Restriction	Max %/ Dollar Limit
California State Treasurer's Local Agency Investment Fund account or as approved by the State Treasurer for bond/note proceeds.)	N/A	N/A	\$50,000,000 (per
California Asset Management Program	N/A	N/A	20%
CalTRUST	N/A	N/A	20%
Bonds, including revenue bonds, issued by The County, its Agencies, or authorities	5 years	N/A	10% limit issuer (*)
U.S. Treasury notes, bonds, bills, or Certificates of indebtedness bearing a full faith and credit pledge	5 years	N/A	N/A
Registered warrants, notes, and bonds, including revenue bonds, of the State of California and all other 49 States	5 years	N/A	10% limit issuer (*)
Bonds, notes, warrants, and other evidences of indebtedness issued by any local agency within California, including revenue bonds	5 years	N/A	10% limit issuer (*)
Obligations of federal agencies and United States government-sponsored enterprises	5 years	N/A	N/A
Bankers acceptances	180 days	N/A	40% (*)
Prime commercial paper of domestic issuers with assets in excess of \$500 million	270 days	N/A	40% (*)
Negotiable certificates of deposit issued by domestic banks, associations, and state-chartered branches of foreign banks.	5 years	N/A	30% (*)
Reverse repurchase agreements and Securities Lending	92 days matched maturities	N/A 20%	N/A
Repurchase agreements	1 year	20%	N/A
Medium term notes issued by domestic corporations and depository institutions rated "A" or higher at time of purchase	5 years	No inverse floating rate instruments	30% (*)
Money market mutual funds	N/A	N/A	20% Total all funds 10% any one fund
Collateralized deposits and investment contracts	5 years	N/A	10% limit issuer (*)
Securitized pass through instruments rated at least "A" or higher at time of purchase	5 years	N/A	20% (*)
Overall portfolio weighted average maturity			2 years(*)

*Total exposure of all asset classes to any single issuer shall not exceed 10% of the 12-mo projected minimum size of the portfolio.

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

President's Office
College Area

New Business Agenda Item No. D

Proposal:

That the Governing Board adopt the resolution of intent to convey easements on portions of the Marina Education Center to Marina Coast Water District for the purpose of installation and maintenance of water and sewer facilities.

Background:

Marina Coast Water District (MCWD) requested easements for the installation and maintenance of water and sewer service to MPC's Marina Education Center. The proposed easements are located on the Center's property along Third Avenue and on the adjacent 12th Street.

The easements along Third Avenue are approximately 750 square feet and within a landscaping area. The easement on 12th Street is approximately 8,360 square feet. The easement language specifies MCWD's use of the easement area will cause no disruption to the college's program and provides for 10 day notification to the Vice President for Administrative Services to schedule property access, unless an emergency situation exists.

Under the terms of the Quitclaim Deeds from the U.S. Department of Education, during the 30 year use period, the district may not sell, lease, or transfer any interest in the Marina Education Center parcels without advance written authorization of the department. This authorization is in process and will be received prior to approval of the easements.


If the Governing Board adopts a resolution of intent to convey the easements, Education Code Section 81311 requires the district to hold a public hearing on the question of granting the easements not less than 10 days after adoption of the resolution. The public hearing will be held at the October 23 Board meeting. In accordance with Education Code Section 81312, the district must post copies of the resolution signed by the governing board members or by a majority within the district not less than 10 days before the meeting to consider conveyance of the easement; and by publishing notice of the meeting in a newspaper of general circulation not less than 5 days before the meeting.

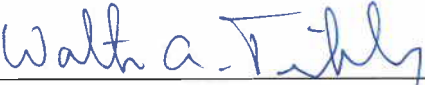
Budgetary Implications:

Funds to cover the cost of publishing the notice in a local newspaper are budgeted.

RESOLUTION: **BE IT RESOLVED,** That Resolution No. 2013-2014/25 – Resolution of Intent to Convey Easements to Marina Coast Water District, at Marina Education Center, be approved; and that a public hearing on the conveyance of the easements be scheduled for the next regular meeting of the Governing Board of Monterey Peninsula Community College District, on October 23, 2013, 3:00 PM.

Recommended By: 
Stephen Ma, Vice President for Administrative Services

Prepared By: 
Vicki Nakamura, Assistant to the President

Agenda Approval: 
Walter Tribley, Superintendent/President

/c:/my docs/board/Marina Ed Ctr Intent to Convey Easements MCWD 2013-9-25.doc

MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 2013-2014/25

**RESOLUTION OF INTENTION TO CONVEY EASEMENTS TO MARINA COAST WATER DISTRICT, AT
MARINA EDUCATION CENTER**

WHEREAS Education Code Section 81310 authorizes community college districts to convey to any public corporation or any private corporation engaged in the public utility business an easement to lay, construct, reconstruct, maintain and operate water and sewer pipes used in connection with such facilities over land belonging to the community college district; and,

WHEREAS the Monterey Peninsula Community College District owns real property known as Marina Education Center and more particularly described as Assessor's Parcel No. 031-251-003 and a portion of 12th Street, located in the City of Marina, County of Monterey, State of California, and further described in the attached Easements; and,

WHEREAS Marina Coast Water District, a county water district, ("MCWD"), has requested permanent easements on a portion of real property owned by the Monterey Peninsula Community College District for the purposes of installation, inspection, replacement, maintenance and removal of a potable water main and sanitary sewer; and,

WHEREAS the U.S. Department of Education's written authorization is in process for the Monterey Peninsula Community College District to convey these easements in accordance with the terms and conditions of the October 18, 2004 and September 13, 2010 Quitclaim Deeds to the District for the real property in use as the Marina Education Center,

NOW THEREFORE BE IT RESOLVED that the Monterey Peninsula Community College District intends to convey the above-described easements to MCWD,

BE IT FURTHER RESOLVED that per Education Code Section 81311 a public hearing will be held at the next regular meeting of the Governing Board of Monterey Peninsula Community College District, October 23, 2013, 3:00 PM and that notice of the public hearing be posted and advertised per Education Code Section 81312.

PASSED AND ADOPTED by the Governing Board of the Monterey Peninsula Community College District, County of Monterey, California, this 25th day of September 2013.

By _____
Charles Brown, Chair

By _____
Loren Steck, Vice Chair

By _____
Margaret Anne Coppernoll, Member

By _____
Marilynn Gustafson, Member

By _____
Rick Johnson, Member

Attest: _____
Walter Tribley, Secretary to Governing Board

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

Marina Coast Water District
11 Reservation Road
Marina, California 93933
Attn: General Manager

(Space Above For Recorder's Use)

The undersigned grantor declares:

Documentary Transfer Tax exempt
Pursuant to Section 11932 of the
Revenue and Taxation Code

GRANT OF EASEMENTS

This Grant of Easements, dated this _____ day of _____, 2013, is made by Monterey Peninsula Community College District, ("**Grantor**") in favor of Marina Coast Water District, a county water district and political subdivision of the State of California ("**Grantee**").

A. Pursuant to Section 203 (k) of the Federal Property and Administrative Services Act of 1949, as amended, Public Law 81-152, 63 Stat. 377, 40 U.S.C. Section 471 et seq., Reorganization Plan No. 1 of 1953, the Department of Education Organization Act of 1979, Public Law 96-88, 93 Stat. 668, 20 U.S.C. Section 3401 et seq., Monterey Peninsula Community College District ("MPC") received the property that is the subject of this Easement ("Property") from the United States of America by Quitclaim Deed ("Government Deed"), reserving to the United States ("Government") certain exclusions, restrictions, stipulations and covenants, and burdening MPC with certain obligations, said deed dated October 18, 2004 duly recorded in the County of Monterey, Office of the County Recorder, as Document No. No. 2005090734.

B. Grantee desires to receive an easement over said land and Grantor has agreed to grant to Grantee such easement as hereinafter set forth.

NOW, THEREFORE, in consideration of One Dollar (\$1.00), Grantor hereby grants and conveys to Grantee, its successors and assigns, a non-exclusive easement for the purposes of installation, inspection, replacement, maintenance and removal of a potable water main and sanitary sewer (collectively referred to as the "Utility") on, over, under, across and along that Property located in the County of Monterey, State of California, as more particularly described on Exhibits A and B attached hereto (the "Easement Property").

Grantor hereby agrees that no permanent structures or improvements shall be built on the Easement Property.

Grantee shall indemnify, defend and hold the Grantor harmless from any and all claims, damage or expense arising out of the negligent actions or omissions of the Grantee, its agents and employees with respect to the installation, operation, maintenance, repair or removal of the Utility described above.

Grantor agrees for itself and its heirs and assigns that the Utility on the Easement Property shall be and remain the personal property of the Grantee and may not be altered, obstructed or removed without the express written consent of the Grantee. Grantee, and its contractors, agents and employees, shall have the right to trim or cut trees and/or roots which may endanger or interfere with said Utilities. Grantee shall bear sole responsibility and assume the entire cost for the maintenance, repair or replacement of any trees, shrubbery, fences, walls or other plantings, irrigation or drainage systems, or structures situated within the Easement Area that are injured, damaged, displaced, or destroyed by Grantee's use of the Easement Area.

Grantee shall have free access to said Utility and every part thereof, at all times (subject to the limitations in the paragraph below) for the purpose of exercising the rights herein granted; provided, however, that in making any excavation on said Easement Property, Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as it was prior to such excavation as is practical.

Grantee's use of the Easement Area shall not cause undue interference with or disruption of the schedule of Grantor's community college program located on the property of which the real property identified in Exhibits A and B is a part. Except in an emergency situation (defined as a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services), at least 10 days prior to entering Grantor's property, Grantee shall meet and confer with Grantor's Vice President for Administrative Services and determine a mutually agreeable schedule for Grantee's operations upon Grantor property, without unreasonable condition or delay.

In its transfer of the Property to MPC, the Government provided certain information regarding the environmental condition of the Property. Pursuant to the Government Deed, Grantor is required to provide to any grantee of an interest in the Property the environmental protection provisions contained in the Government Deed. The Grantor has no knowledge regarding the accuracy or adequacy of such information.

The italicized information provided in Appendix 1 attached to this Grant of Easements is copied verbatim (except as discussed below) from the Government Deed conveying the Property to the Grantor. The Grantee hereby acknowledges and assumes all responsibilities with regard to the Property placed upon the Grantor under the terms of the aforesaid Government deed to Grantor and Grantor grants to Grantee all benefits with regard to the Property under the terms of the aforesaid Government Deed. Within the italicized information only, the term "Grantor" shall

Pipeline, Utility & Access Easement
Monterey Peninsula College
A.P.N. 031-251-003
City of Marina
Monterey County, California

An easement for pipeline, utility & access purposes over, under and across certain strips of land, which are more particularly described as, follows:

Situate in a portion of Parcel 3 as it is shown on that certain map recorded in Volume 27 of Surveys at Page 80 lying within the former Fort Ord Military Reservation, being within the City of Marina, County of Monterey, State of California; being more particularly described as follows:

Easement A

BEGINNING at a point on the northwesterly boundary line of said Parcel 3 from which the most southwesterly corner of said Parcel 3 bears South $16^{\circ} 44' 34''$ West, 71.32 feet, and running thence from said Point of Beginning along said northwesterly boundary line

1. North $16^{\circ} 44' 34''$ East for a distance of 10.00 feet; thence leaving said northwesterly boundary line
2. South $73^{\circ} 15' 26''$ East for a distance of 15.00 feet; thence leaving said northwesterly boundary line and following along a line parallel with said northwesterly boundary line
3. South $16^{\circ} 44' 34''$ West for a distance of 10.00 feet; thence
4. North $73^{\circ} 15' 26''$ West for a distance of 15.00 feet to the POINT OF BEGINNING.

Containing an area of 150 square feet, more or less.

Easement B

BEGINNING at a point on the northwesterly boundary line of said Parcel 3 from which the most southwesterly corner of said Parcel 3 bears South $16^{\circ} 44' 34''$ West, 105.66 feet, and running thence from said Point of Beginning along said northwesterly boundary line

1. North $16^{\circ} 44' 34''$ East for a distance of 20.00 feet; thence leaving said northwesterly boundary line

Pipeline, Utility & Access Easement
Monterey Peninsula College
A.P.N. 031-251-003
City of Marina
Monterey County, California

2. South 73° 15' 26" East for a distance of 15.00 feet; thence leaving said northwesterly boundary line and following along a line parallel with said northwesterly boundary line
3. South 16° 44' 34" West for a distance of 20.00 feet; thence
4. North 73° 15' 26" West for a distance of 15.00 feet to the POINT OF BEGINNING.

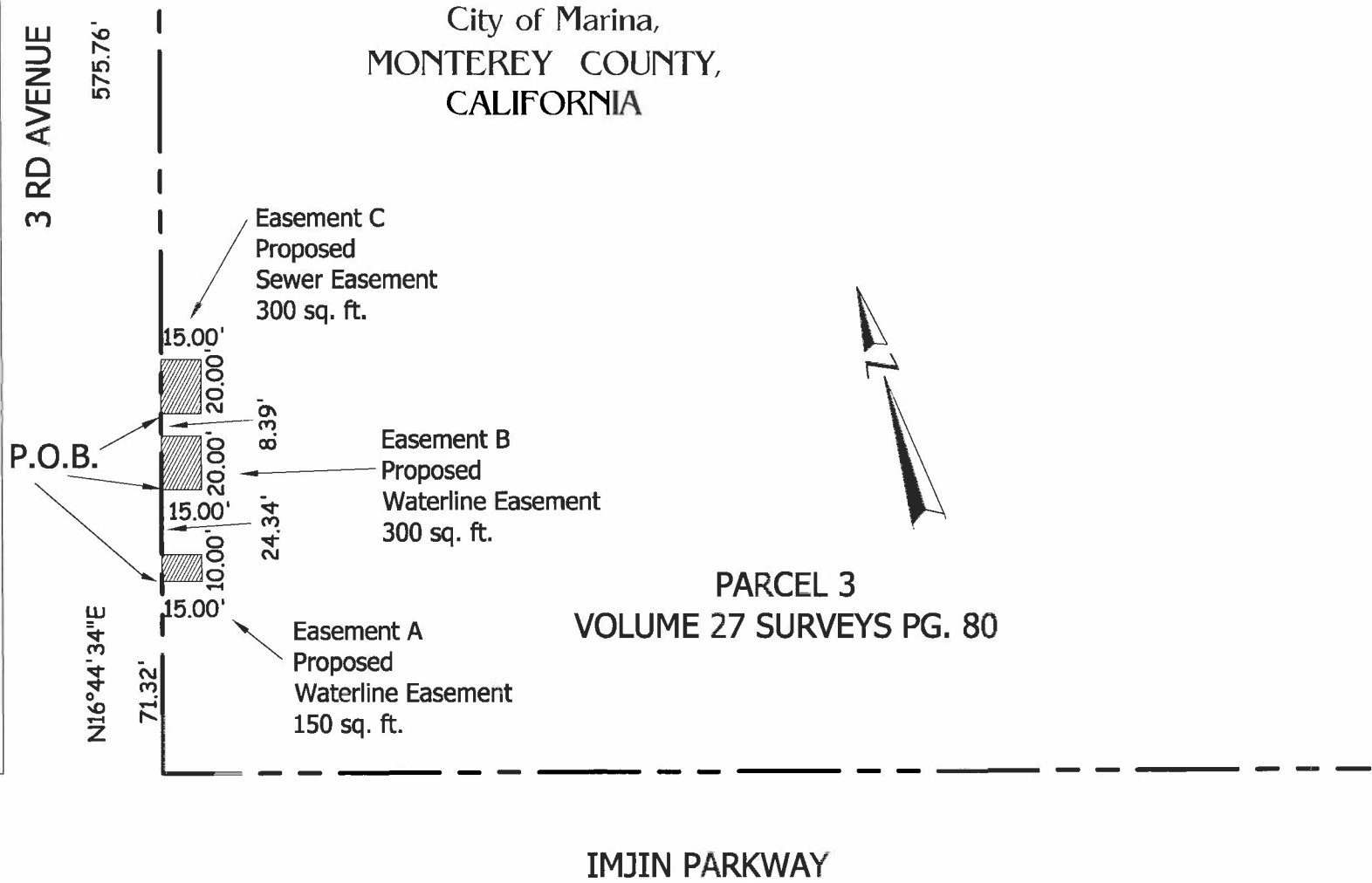
Containing an area of 300 square feet, more or less.

Lynn A. Kovach L. S. 5321
My license expires December 31, 2011



EXHIBIT

EASEMENT WITHIN Parcel 3, Volume 27 of Surveys at Page 80 City of Marina, MONTEREY COUNTY, CALIFORNIA



PREPARED BY:

POLARIS CONSULTING

P. O. BOX 1378
CARMEL VALLEY, CA 93924

SCALE: 1" = 60' VIEW: EASE2 DATE: 4-19-2011
FILE NAME: MCWD-MPC.DWG 11107

Pipeline, Utility & Access Easement
Monterey Peninsula College
A.P.N. 031-251-003
City of Marina
Monterey County, California

An easement for pipeline, utility & access purposes over, under and across a certain strip of land, which is more particularly described as, follows:

Situate in a portion of Parcel 3 as it is shown on that certain map recorded in Volume 27 of Surveys at Page 80 lying within the former Fort Ord Military Reservation, being within the City of Marina, County of Monterey, State of California; being more particularly described as follows:

Easement C

BEGINNING at a point on the northwesterly boundary line of said Parcel 3 from which the most southwesterly corner of said Parcel 3 bears South $16^{\circ} 44' 34''$ West, 134.05 feet, and running thence from said Point of Beginning along said northwesterly boundary line

1. North $16^{\circ} 44' 34''$ East for a distance of 20.00 feet; thence leaving said northwesterly boundary line
2. South $73^{\circ} 15' 26''$ East for a distance of 15.00 feet; thence leaving said northwesterly boundary line and following along a line parallel with said northwesterly boundary line
3. South $16^{\circ} 44' 34''$ West for a distance of 20.00 feet; thence
4. North $73^{\circ} 15' 26''$ West for a distance of 15.00 feet to the POINT OF BEGINNING.

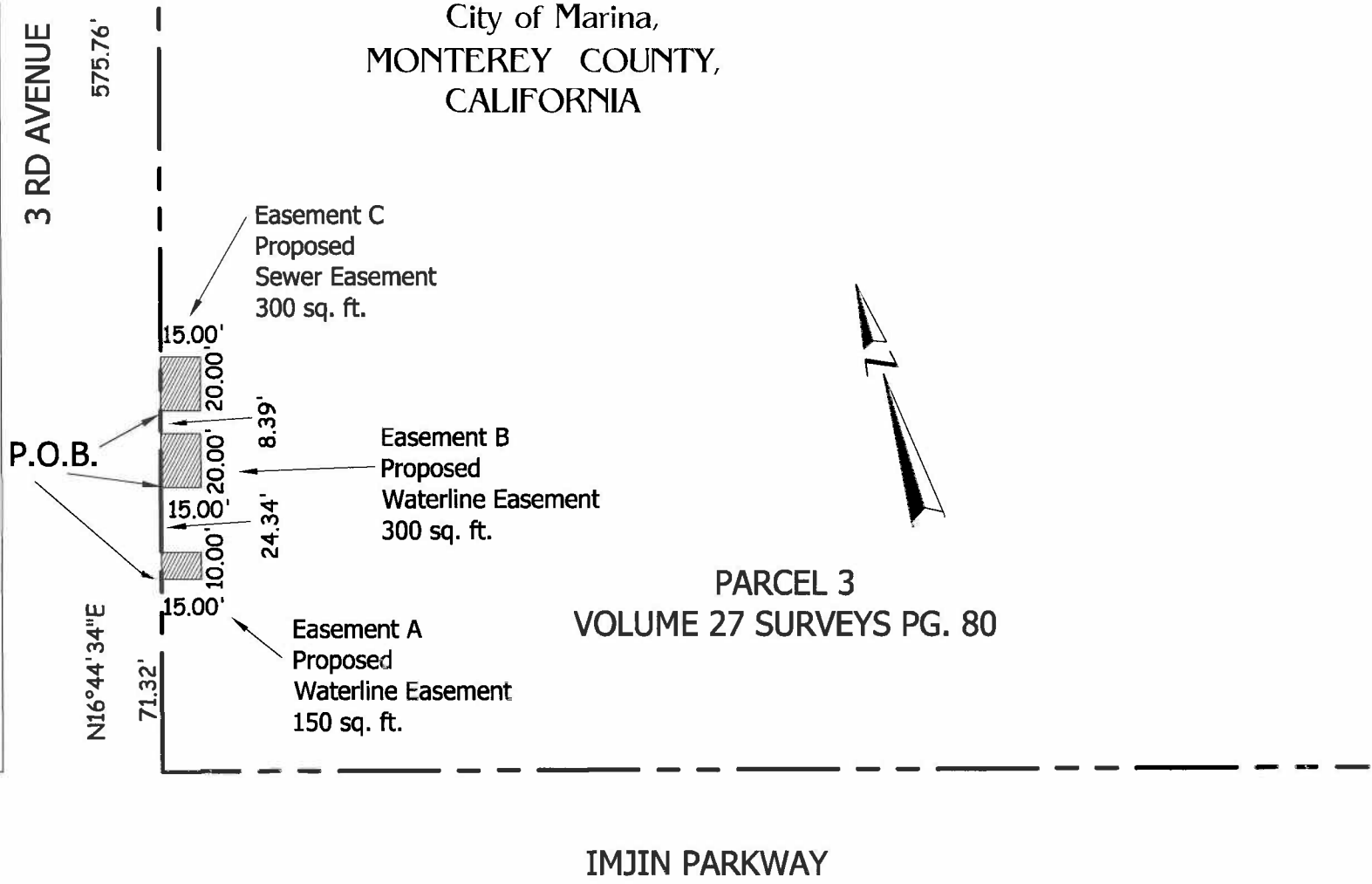
Containing an area of 300 square feet, more or less.

Lynn A. Kovach L. S. 5321
My license expires December 31, 2011



EXHIBIT

EASEMENT WITHIN Parcel 3, Volume 27 of Surveys at Page 80 City of Marina, MONTEREY COUNTY, CALIFORNIA



PARCEL 3
VOLUME 27 SURVEYS PG. 80

PREPARED BY:

POLARIS CONSULTING

P. O. BOX 1378
CARMEL VALLEY, CA 93924

SCALE: 1" = 60' VIEW: EASE2 DATE: 4-19-2011
FILE NAME: MCWD-MPC.DWG 11107

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

Marina Coast Water District
11 Reservation Road
Marina, California 93933
Attn: General Manager

(Space Above For Recorder's Use)

The undersigned grantor declares:

Documentary Transfer Tax exempt
Pursuant to Section 11932 of the
Revenue and Taxation Code

GRANT OF EASEMENT

This Grant of Easement, dated this _____ day of _____, 2013, is made by Monterey Peninsula Community College District, ("**Grantor**") in favor of Marina Coast Water District, a county water district and political subdivision of the State of California ("**Grantee**").

A. Pursuant to agreements with the City of Marina (*Exchange of Real Property Agreement Between Monterey Peninsula College, the City of Marina and Marina Redevelopment Agency, dated February 9, 2007, and the Implementing Agreement to Accomplish the Boundary Adjustment Set Forth in the Exchange Agreement Between the Monterey Peninsula College, the Redevelopment Agency of the City of Marina and the City of Marina, dated September 13, 2010*) and the U.S. Department of Education, Federal Real Property Assistance Program, pursuant to Section 203 (k) of the Federal Property and Administrative Services Act of 1949, as amended, 40 U.S.C. Section 550 (c) *et seq.*, the Department of Education Organization Act of 1979, U.S.C. Section 3401 *et seq.*, Monterey Peninsula Community College District ("MPC") received the property that is the subject of this Easement ("Property") from the City of Marina by Quitclaim Deed ("Government Deed"), reserving to the United States ("Government") certain exclusions, restrictions, stipulations and covenants, and burdening MPC with certain obligations, said deed dated September 13, 2010, duly recorded in the County of Monterey, Office of the County Recorder, as Document No. 2010052493.

B. Grantee desires to receive an easement over said land and Grantor has agreed to grant to Grantee such easement as hereinafter set forth.

NOW, THEREFORE, in consideration of One Dollar (\$1.00), Grantor hereby grants and conveys to Grantee, its successors and assigns, a non-exclusive easement for the purposes of installation, inspection, replacement, maintenance and removal of a potable water main and

sanitary sewer (collectively referred to as the "Utility") on, over, under, across and along that Property located in the County of Monterey, State of California, as more particularly described on Exhibit C attached hereto (the "Easement Property").

Grantor hereby agrees that no permanent structures or improvements shall be built on the Easement Property.

Grantee shall indemnify, defend and hold the Grantor harmless from any and all claims, damage or expense arising out of the negligent actions or omissions of the Grantee, its agents and employees with respect to the installation, operation, maintenance, repair or removal of the Utility described above.

Grantor agrees for itself and its heirs and assigns that the Utility on the Easement Property shall be and remain the personal property of the Grantee and may not be altered, obstructed or removed without the express written consent of the Grantee. Grantee, and its contractors, agents and employees, shall have the right to trim or cut trees and/or roots which may endanger or interfere with said Utilities. Grantee shall bear sole responsibility and assume the entire cost for the maintenance, repair or replacement of any trees, shrubbery, fences, walls or other plantings, irrigation or drainage systems, or structures situated within the Easement Area that are injured, damaged, displaced, or destroyed by Grantee's use of the Easement Area.

Grantee shall have free access to said Utility and every part thereof, at all times (subject to the limitations in the paragraph below) for the purpose of exercising the rights herein granted; provided, however, that in making any excavation on said Easement Property, Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as it was prior to such excavation as is practical.

Grantee's use of the Easement Area shall not cause undue interference with or disruption of the schedule of Grantor's community college program located on the property of which the real property identified in Exhibit C is a part. Except in an emergency situation (defined as a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services), at least 10 days prior to entering Grantor's property, Grantee shall meet and confer with Grantor's Vice President for Administrative Services and determine a mutually agreeable schedule for Grantee's operations upon Grantor property, without unreasonable condition or delay.

In its transfer of the Property to MPC, the Government provided certain information regarding the environmental condition of the Property. Pursuant to the Government Deed, Grantor is required to provide to any grantee of an interest in the Property the environmental protection provisions contained in the Government Deed. The Grantor has no knowledge regarding the accuracy or adequacy of such information.

The italicized information provided in Appendix 1 attached to this Grant of Easement is copied verbatim (except as discussed below) from the Government Deed conveying the Property

Pipeline, Utility & Access Easement
 Monterey Peninsula College
 A.P.N. 031-251-003
 City of Marina
 Monterey County, California

An easement for pipeline, utility & access purposes over, under and across a strip of land, which is more particularly described as, follows:

Situate in a portion of 12th Street and a portion of Parcel 3 as they are shown on that certain map recorded in Volume 27 of Surveys at Page 80 lying within the former Fort Ord Military Reservation, being within the City of Marina, County of Monterey, State of California; being more particularly described as follows:

BEGINNING at a point from which a 1" iron pipe with cap "RCE 15310" at an angle point in the northwesterly boundary of said Parcel 3, bears South 16° 44' 34" West, 56.26 feet, and running thence from said Point of Beginning

1. North 16° 44' 34" East for a distance of 13.61 feet to a point of intersection of an extension of the northwesterly boundary line of said Parcel 3 and the extension of the southwesterly boundary line of Parcel 2 as it is shown on said map recorded in Volume 27 of Surveys at Page 80; thence along said extension of the southwesterly boundary line
2. North 18° 42' 45" East for a distance of 6.39 feet; thence leaving said extension and following along a line parallel with the northerly boundary of said Parcel 3
3. South 73° 09' 35" East for a distance of 12.11 feet; thence
4. North 16° 50' 25" East for a distance of 23.81 feet; thence
5. South 73° 09' 35" East for a distance of 30.00 feet; thence
6. South 16° 50' 25" West for a distance of 23.81 feet; thence
7. South 73° 09' 35" East for a distance of 308.80 feet; thence
8. South 16° 50' 25" West for a distance of 20.00 feet; thence
9. North 73° 09' 35" West for a distance of 10.00 feet; thence
10. South 16° 50' 25" West for a distance of 31.20 feet; thence

Pipeline, Utility & Access Easement
Monterey Peninsula College
A.P.N. 031-251-003
City of Marina
Monterey County, California

11. North 73° 09' 35" West for a distance of 20.00 feet; thence

12. North 16° 50' 25" East for a distance of 31.20 feet; thence

13. North 73° 09' 35" West a distance of 321.09 feet to the POINT OF
BEGINNING.

Containing an area of 8360 square feet, more or less.

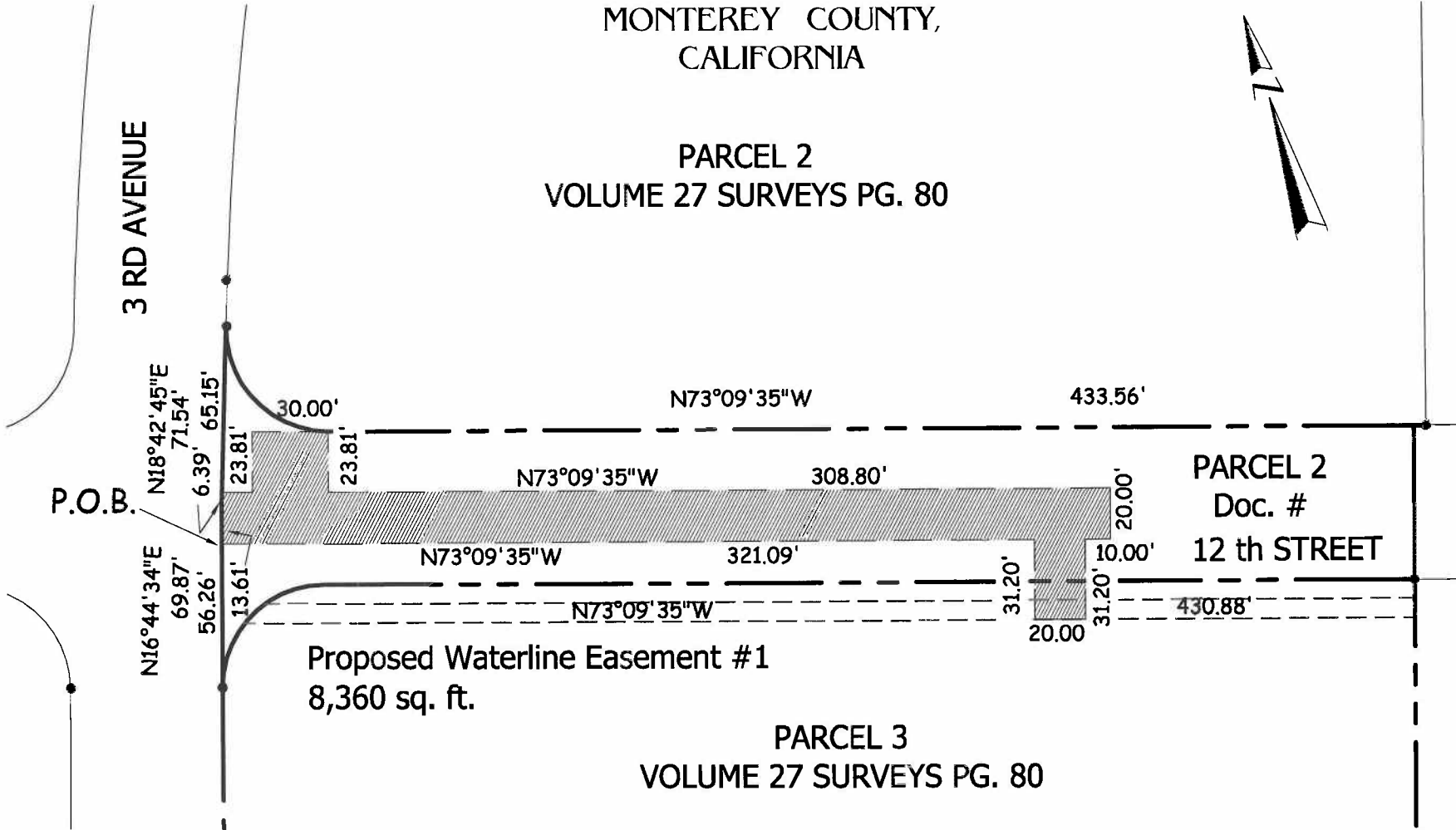
Lynn A. Kovach L. S. 5321
My license expires December 31, 2011



EXHIBIT

EASEMENT WITHIN Parcel 2. as Described in
 Document No.
 and Parcel 3 of Volume 27 Surveys at Page 80,
 City of Marina,
 MONTEREY COUNTY,
 CALIFORNIA

PARCEL 2
 VOLUME 27 SURVEYS PG. 80



PREPARED BY:
POCARIS CONSULTING
 P. O. BOX 1378
 CARMEL VALLEY, CA 93924

SCALE: 1" = 60' VIEW: EASE1 DATE: 4-19-2011
 FILE NAME: MCWD-MPC.DWG 11107

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

President's Office
College Area

New Business Agenda Item No. E

Proposal:

That the Governing Board receive a presentation on the Fort Ord ballot initiatives.

Background:

Since 1992 the District has been engaged in an effort to secure a permanent site for the public safety training programs at the former Fort Ord. Initially, the proposed site was located at the East Garrison area, a use that was in conflict with Monterey County's plans for a residential development. In October 2002, the Board approved an agreement with the County and the Fort Ord Reuse Authority to exchange its property at the East Garrison for land in the Parker Flats area and the MOUT (Military Operations in Urban Terrain) training facility.

The District consulted with local public safety representatives to design facilities where students could acquire required skills in driving emergency vehicles, weapons handling, and firefighting to augment the lecture portion of the police and fire academies. Development plans for the Parker Flats site include an emergency vehicle operations center (EVOC) and fire training tower. Firing ranges will be developed at the MOUT facility. In June 2008, the Board approved the District's submittal of an initial project proposal (IPP) for construction of these facilities to the state Chancellor's Office to initiate consideration for state funding. In 2009, a final project proposal (FPP) was prepared, approved by the Board for submittal, and subsequently approved by the Chancellor's Office. The project is included in the 2014-15 Chancellor's Office capital outlay funding priorities which requires passage of a state bond measure in 2014 to provide funds.

Recently, two county-wide ballot initiatives affecting the Fort Ord Base Reuse Plan met signature qualification requirements and will appear on the November 5, 2013 ballot. Both initiatives address land use in the Parker Flats area (designated in the Base Reuse Plan as the Eucalyptus Road Planning Area) and thus could have impacts on the District's development of its public safety training facilities.

Measure K

Measure K, the "California Central Coast Veterans Cemetery, Open Space Preservation, and Economic Revitalization Initiative," (Attachment 1) has been placed on the ballot to "protect the establishment of the California Central Coast Veterans Cemetery, to preserve several acres of open space and habitat ... and ensure the economic revitalization of the Monterey County region." (Measure K also includes the full text of affected sections of the Base Reuse Plan with language changes specified, accessible online at this link: <http://www.fora.org/Reports/Initiatives/InitiativeNo2.pdf>).

Per County Counsel's impartial analysis of Measure K (Attachment 1-A), "the initiative deletes the designations for a University Corporate Center and Residential/Recreational District in the Eucalyptus

Road Planning Area, and substitutes a ‘Habitat Management and Education District’ and the ‘Veterans Cemetery District.’” The initiative further states the projected land uses for the Habitat Management and Education District include: “Educational Land Use. Approximately 227 acres is project (sic) for the development of Monterey Peninsula College’s public safety training center and EVOC facility.”

The Measure K initiative also retains Program A-1.4 in the Base Reuse Plan that provides the County of Monterey “shall minimize the impacts of proposed land uses which may be incompatible with public lands, such as siting of the Monterey Peninsula College’s Military Operations Urban Terrain (MOUT) law enforcement training program in the BLM Management/Recreation Planning Area.” In addition, the initiative amends the transportation network buildout map (Figure 4.2.3 in the Base Reuse Plan) to reflect the proposed Eastside Parkway alignment which abuts the District’s EVOC parcel.

Measure M

Measure M, the "Protect Fort Ord Open Space Access Initiative" (Attachment 2) has been placed on the ballot to “protect essential access points to the recreational areas of Fort Ord and preserve the quality of open space and habitat in approximately 540 acres located on the north and north west sections of the former military base with significant oak woodlands.” Per County Counsel’s impartial analysis (see Attachment 2-A), Measure M applies to four sections of the Base Reuse Plan, including the Eucalyptus Road Planning Area. The analysis states this initiative “amends the land uses for these areas by limiting their uses to recreation and open space. The measure also changes the ability of FORA, the County of Monterey or any city, to amend these portions of the Reuse Plan without another election.”

The Measure M initiative changes the land use designation for Army Parcels E19a.1 and E19a.3 from University Corporate Center and business park/light industrial uses to open space/recreational uses, expressly prohibiting golf, horse racing and fee-for-entry spectator arenas. MPC’s parcels, E19a.5, E21b.3, E40, L23.2, or proposed development plans are not mentioned in the initiative; however “EVOC” is shown on MPC’s land on the map included in the initiative as Exhibit A. Measure M makes no change to the Circulation Element of the Reuse Plan that includes the Eastside Road in its original configuration.

According to an article in the Monterey County Herald (See Attachment 3), the County Counsel “said ... his interpretation of Measure M is that it limits changes to just two parcels in the planning area, and neither parcels includes the space the college has plans for. ‘Insofar as there are any parcels remaining in the Eucalyptus Road Planning Area, other than those two Army parcels, the underlying land-use designations of the Fort Ord reuse plan would remain in effect.’”

Summary

While Measure K adds an Education District to the Eucalyptus Road Planning Area and expressly includes MPC’s public safety training facility as a projected land use, Measure M does not specify the District’s parcel numbers or its proposed public safety facility in the initiative’s amendments of the Base Reuse Plan text regarding land use in the Eucalyptus Road area. There has been much speculation appearing in the media and elsewhere on the effects of the initiatives on MPC’s development plans; however, the actual impact may be a decision of the court, depending on the outcome of the November election. An informational presentation on the initiatives will be made at the Board meeting.

Budgetary Implications:

Unknown at this time.

INFORMATION: Presentation on Fort Ord Ballot Initiatives

Recommended By: Walter A. Tribley
Walter Tribley, Superintendent/President

Prepared By: Vicki Nakamura
Vicki Nakamura, Assistant to the President

Agenda Approval: Walter A. Tribley
Walter Tribley, Superintendent/President

/c:/my docs/board/fort ord ballot initiatives.doc

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: CALIFORNIA CENTRAL COAST VETERANS CEMETERY, OPEN SPACE PRESERVATION AND ECONOMIC REVITALIZATION INITIATIVE

To the Fort Ord Reuse Authority:

We, the undersigned, registered and qualified voters of the County of Monterey, California as the voters of the Fort Ord Reuse Authority District, consistent with Section 67659 of the California Government Code, present to the Fort Ord Reuse Authority this petition and request that the following proposed amendments to the Fort Ord Reuse Plan be submitted to the registered and qualified voters of the County of Monterey as the voters of the Fort Ord Reuse Authority District for their adoption or rejection at a special election held pursuant to Section 1405(a) of the California Elections Code or in the event that the amendments are not able to be placed on a special election ballot, that it be submitted to the registered and qualified voters of the County of Monterey as the voters of the Fort Ord Reuse Authority District for their adoption or rejection at a regular election pursuant to Section 1405(a) of the California Elections Code.

Following is the full text of the Proposed Measure:

The People of the Fort Ord Reuse Authority District do ordain as follows:

Title: California Central Coast Veterans Cemetery, Open Space Preservation and Economic Revitalization Initiative.

Section I—Name

This measure shall be designated as the California Central Coast Veterans Cemetery, Open Space Preservation and Economic Revitalization Initiative.

Section II—Purpose

The purpose of the California Central Coast Veterans Cemetery, Open Space Preservation and Economic Revitalization Initiative ("Initiative") is to modify and enforce sections of the Fort Ord Reuse Plan ("Reuse Plan") to protect the establishment of the California Central Coast Veterans Cemetery, to preserve several acres of open space and habitat throughout sections of the former military base and to ensure the economic revitalization of the Monterey County region.

Section III—Findings

1. The Fort Ord base served as an active military installation since 1917. A 45 square mile/28,000 acre facility located on Monterey Bay near the Monterey Peninsula, Fort Ord played a central role in the economic success of Monterey County.
2. In 1990, the Secretary of Defense announced proposals for defense installation realignment and closures including for Fort Ord. In 1994, Fort Ord was officially decommissioned. The closure resulted in more than 21,000 jobs being lost and over 18,700 residents leaving the cities of Marina and Seaside within Monterey County.
3. Anticipating the significant impacts on the region's economy, population and demography precipitated by the closure, the State Legislature established the Fort Ord Reuse Authority ("FORA") in 1994.
4. The purpose of FORA was to develop a comprehensive reuse plan to help local communities regain the jobs and residents that were lost as a result of Fort Ord's closure.
5. The Reuse Plan, which was adopted by FORA in 1997, calls for significant commercial economic development, supportive housing, visitor serving facilities, and related institutional activities to replace the contribution to the local economy of the 15,000 soldiers and thousands of civilian employees when Fort Ord was active.
6. The Reuse Plan states as the vision for the future of the former Fort Ord "is that a community will grow up on the former Base, having a special character and identity. This community, at the same time, will fit with the character of the Peninsula, complementary with the scale and density of the existing communities from Marina to Carmel. It will

demonstrate a respect for the special environment of the Peninsula. . . . Most importantly, the community will be a special place for living and working. It will provide a diversity of experience and opportunity, with a development approach that is sustainable and appropriate."

7. Under the Reuse Plan, nearly 28,000 acres at the former Fort Ord, or 85 to 86% of the lands, are reserved for public use. The remaining 14 to 15% of the lands is planned for a balance of uses and to accommodate the long range vision of the community and responsibly integrate a major development opportunity into the economy of the region.

8. The overall purpose of the amendments to the Reuse Plan as set forth in this measure is to preserve the goals, objectives, policies and programs set out in the Reuse Plan to carry out its vision statement by integrating a major development opportunity into the economy of the region.

9. Certain of the amendments to the Reuse Plan set forth in this measure redesignate certain areas within the former Fort Ord known as "Parker Flats" located in both the City of Seaside and Monterey County for "Planned Development Mixed Use District" and Habitat Management" land uses.

10. Under the Reuse Plan, a "Planned Development Mixed Use District" land use designation is intended to encourage the development of pedestrian-oriented community centers that support a wide variety of commercial, residential, retail, professional services, cultural and entertainment activities. This change in land use designation ensures a diversity of experience and opportunity is allowed as envisioned by the Reuse Plan.

11. Further, under the Reuse Plan, a "Habitat Management" land use designation is intended to preserve open space that is critical to the survival of the natural communities and sensitive species. In the vision statement, the Reuse Plan recognized the need to respect the special environment of the Monterey Peninsula. The open spaces of Fort Ord are a unique resource which can serve to bolster the local economy by attracting visitors to a broad variety of recreation opportunities, as well as enhance quality of life for residents. This measure preserves several acres of open space and habitat throughout the former Fort Ord.

12. The Reuse Plan identified a 178 acre site for a veterans cemetery east of General Jim Moore Boulevard and bounded by Parker Flats Road and Parker Flats Cutoff.

13. This measure is also intended to preserve that element of the Reuse Plan and protect the establishment of the proposed California Central Coast Veterans Cemetery. The California Central Coast Veterans Cemetery will provide a final resting place for members of all branches of the military and their spouses. Ensuring the establishment of the California Central Coast Veterans Cemetery as contemplated in the Reuse Plan allows all veterans who have served and defended our nation to be honored over many years and generations.

14. When the City of Seaside adopted its General Plan, it identified an area within Parker Flats as "High Density Residential". In 2005, FORA determined that the City of Seaside's General Plan was consistent with the Reuse Plan. Therefore, certain of the amendments to the Reuse Plan set forth in this measure restate and confirm that consistency determination.

15. The Initiative allows FORA to implement its legislatively mandated mission of overseeing the reuse of Fort Ord by, among other things, removing barriers to sustainable and appropriate reuse, financing and constructing major components of the basewide demands, and protecting environmental reserves.

Section IV—Fort Ord Reuse Plan Amendments

A. The area known as "Parker Flats" is generally bounded by Parker Flats Road to the south, Parker Flats Cutoff to the west, Gigling Road and the Future Eastside Parkway to the north and Bureau of Land Management land to the east, for

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: CALIFORNIA CENTRAL COAST VETERANS CEMETERY, OPEN SPACE PRESERVATION AND ECONOMIC REVITALIZATION INITIATIVE

"SFD Low Density Residential", "Business Park/Light Industrial Office/R&D", "Visitor Serving" and "Military Enclave" land uses. Figure 3.3-1 of the Reuse Plan, shall be amended to redesignate Parker Flats for "Planned Development Mixed Use District" and "Habitat Management" land uses. The amended Figure 3.3-1 of the Reuse Plan is appended to this measure.

Further, Section 3.4.2 of the Reuse Plan, titled "Land Use Designations", shall be amended to clarify the permitted land uses for Parker Flats under the "Planned Development Mixed Land Use" and "Habitat Management Land Use" designations, as follows:

"Planned Development Mixed Land Use"

The use is intended to encourage the development of pedestrian-oriented community centers. They will contain a wide variety of residential detached and attached homes, commercial, various retail, professional office, cultural civic centers, parks, community centers, schools, churches, day care centers, transit centers, and entertainment uses. The typical development intensity for this use is a gross FAR of .35 and housing density of up to 20 dwelling units per acre. The highest FAR (.35) has been targeted at the Marina Town Center and UC MBEST to reflect these key locations within the former Fort Ord and their potential to play a significant long-range role in the reuse of the base.

The Parker Flats area generally consisting of the area in and around polygons 18, 19a, 20c, 21a and 21b shown on Figure 3.3-1 of the Reuse Plan ("Parker Flats") is a development area located in both the City of Seaside and Monterey County and is designated for Planned Development Mixed Use District and Habitat Management land uses. The development is intended to be a new, vibrant mixed-use development consistent with the design principles outlined in the Reuse Plan. The Planned Development Mixed Use District and Habitat Management land use designations for the development area allow outdoor recreational opportunities, trails and staging areas, while establishing a mixture of equestrian-oriented event centers, homes, parks, job-generating entertainment, commercial, hotels, office and cultural uses, and neighborhood shopping opportunities. The land use designations also celebrate the region's cultural heritage by allowing integration of the California Central Coast Veterans Cemetery. Other uses anticipated for the development area include a Fire Station and Public Works Corporate Yard."

"Habitat Management Land Use"

This land use designation applies to all open space identified by the HMP as critical to survival of the natural communities and sensitive species. Limited uses include: ecological restoration and educational activities, and passive recreation such as hiking, nature study, horse and bike riding, and infrastructure services and facilities (water, power, and wastewater systems).

Parker Flats is a development area located in both the City of Seaside and Monterey County and is designated for Planned Development Mixed Use District and Habitat Management land uses. The development is intended to be a new, vibrant mixed-use development consistent with the design principles outlined in the Reuse Plan. The Planned Development Mixed Use District and Habitat Management land use designations for the development area allow outdoor recreational opportunities, trails and staging areas, while establishing a mixture of equestrian-oriented event centers, homes, parks, job-generating entertainment, commercial, hotels, office and cultural uses, and neighborhood shopping opportunities. The land use designations also celebrate the region's cultural heritage by allowing integration of the California

Central Coast Veterans Cemetery. Other uses anticipated for the development area include a Fire Station and Public Works Corporate Yard."

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the amended Figure 3.3-1 and Section 3.4.2 of the Reuse Plan, is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Table 3.3-1 – Summary Land Use Capacity: Ultimate Development	Update table to reflect Planned Development Mixed Use District and Habitat Management land uses and acreages.
Volume I, Section 3 Figure 3.3-2 – Proposed Land Use and Regional Context	Update figure to reflect Planned Development Mixed Use District and Habitat Management land uses.
Volume I, Section 3 Table 3.4-1 – Permitted Range of Uses for Designated Land Uses	Update table to add "Veterans Cemetery" to the list of Permitted Range of Uses under the General Land Use Designation, Opportunity Sites.
Volume I, Section 3 Table 3.4-2 – Land Resources	Update table to include Planned Development Mixed Use District and Habitat Management land uses and acreages.
Volume I, Section 3 Figure 3.6-2 - Habitat Management Plan	Update figure to add Habitat Management areas.
Volume I, Section 3 Figure 3.6-3 – Open Space and Recreation Framework	Update figure to reflect additional open space and park and trailhead locations.
Volume II, Section 4.1.2.3	Update residential land use policies and programs to reflect Planned Development Mixed Use District and Habitat Management land uses.
Volume II, Section 4.1.3.3	Update commercial land use policies and programs to reflect Planned Development Mixed Use District and Habitat Management land uses.
Volume II, Section 4.1.4.3	Update recreation/open space land use policies and programs to reflect Planned Development Mixed Use District and Habitat Management land uses.
Volume II, Section 4 Figure 4.1-6 – City of Seaside Land Use Concept	Update figure to reflect Planned Development Mixed Use District, Habitat Management and Veterans Cemetery (VC) Opportunity Site in City of Seaside.
Volume II, Section 4 Figure 4.1-7 – County of Monterey Land Use Concept	Update figure to reflect Planned Development Mixed Use District and Habitat Management land uses in Monterey County.

The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.3, 3.4, 3.6 and 4.1 of the Reuse Plan, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

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To ensure consistency with the Planned Development Mixed Use District and Habitat Management land use designations for Parker Flats, the subsequent amendments in the Initiative that are described below ensure that District designations within Planning Areas of the City of Seaside and Monterey County comprising Parker Flats are consistent with the amended land use designations. The District designations described in the amendments below include (i) the Mixed Use Village District and Veterans Cemetery District designations in the City of Seaside and (ii) the Mixed Use Village District, Habitat Management and Education District and Veterans Cemetery District designations in Monterey County.

B. Section 3.9.2 of the Reuse Plan, titled "University Planning Area", shall be amended to specify that within the University Planning Area in the City of Seaside polygon 18 (approximately 50 acres) is designated as "Mixed Use Village District" instead of "Community Park District", as follows:

"The University Planning area is on the southern perimeter of the CSUMB campus and has been defined to coordinate all of the surrounding land planning and development issues that involve coordination with the Campus. This Planning Area includes four districts: 1) Gateway Regional Entertainment Center; 2) POM Annex Retail and Services; 3) University Village with DFAS; and 4) ~~Community Park District~~ Mixed Use Village District."

~~"Community Park District~~

~~This District is designated as a community park that encompasses an undeveloped area adjacent to the DFAS. The topography is gently rolling and significant portions of the designated park are covered in oak woodland. The park is accessible from Gigling Road and is located in the center of the University Planning Area, providing a large park area for CSUMB, University Village residents and the POM Annex residents."~~

"Mixed Use Village District

This 50-acre District is planned for residential and public facility uses. This District is part of Parker Flats located in both the City of Seaside and Monterey, which is designated for Planned Development Mixed Use District and Habitat Management land uses, as further described in Section 3.4.2 of the Reuse Plan."

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the designation of polygon 18 as "Mixed Use Village District" instead of "Community Park District", is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3.9.2	Provide projected land uses for Mixed Use Village District.
Volume I, Section 3 Table 3.7-1– Planning Area and District Matrix	Update District names for City of Seaside Planning Areas.
Volume I, Section 3 Table 3.9-1– City of Seaside Land Development Intensity Summary Table	Update table to reflect Mixed Use Village District instead of Community Park District designation of polygon 18.
Volume I, Section 3 Figure 3.9-1– Seaside Planning Areas	Update District names for City of Seaside Planning Areas.
Volume I, Section 3.9.2	Update projected land uses to reflect Mixed Use Village District instead of Community Park District designation of polygon 18.

The full text of the introductory section of Section 3 along with amended Sections 3.7 and 3.9, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

C. Section 3.9.3 of the Reuse Plan, titled "Residential Planning Area", shall be amended to specify that within the Residential Planning Area in the City of Seaside a new "Veterans Cemetery District" is added, as follows:

"The Seaside Residential Planning Area contains ~~five~~ six planning districts: 1) New Golf Course Community; 2) Visitor-Serving Hotel and Golf Course; 3) Reconfigured POM Annex Community; 4) Planned Residential Extension; and 5) Community Park; and 6) Veterans Cemetery District."

"Veterans Cemetery District

This District is approximately 101 acres of a larger approximately 178-acre planned Cemetery property. The other 77 acres of the Cemetery is located within Monterey County. This District is planned for residential, cemetery and habitat protection uses. This District is part of Parker Flats located in both the City of Seaside and Monterey, which is designated for Planned Development Mixed Use District and Habitat Management land uses, as further described in Section 3.4.2 of the Reuse Plan.

The anticipated components of the Veterans Cemetery include, but are not limited to, a Veterans Cemetery, Chapel, Veterans Hall, an Amphitheater, an Endowment Parcel, and a Development area within Habitat Restoration Opportunity. The Veterans Cemetery is expected to be developed in general conformance with Figure 3.9-1(a) of the Reuse Plan. The Endowment Parcel identified in Figure 3.9-1(a) of the Reuse Plan is anticipated to be developed with residential units."

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the addition of a new Veterans Cemetery District is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Table 3.7-1– Planning Area and District Matrix	Update District names for City of Seaside Planning Areas.
Volume I, Section 3 Table 3.9-1– City of Seaside Land Development Intensity Summary Table	Update table to reflect addition of Veterans Cemetery District in City of Seaside.
Volume I, Section 3 Figure 3.9-1– Seaside Planning Areas	Update District names for City of Seaside Planning Areas.
Volume I, Section 3 Figure 3.9-1– Seaside Planning Areas	Update figure to reflect addition of Veterans Cemetery District in City of Seaside.
Volume I, Section 3 Figure 3.9-1(a) – Veterans Cemetery Master Plan	Provides additional description of Veterans Cemetery pursuant to Veterans Cemetery Master Plan.
Volume I, Section 3.9.3	Provide projected land uses for new Veterans Cemetery District in City of Seaside. Update reconfigured POM Annex District acreages to reflect addition of Veterans

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	Cemetery District in City of Seaside.
Volume II, Section 4 Figure 4.1-6– City of Seaside Land Use Concept	Update figure to reflect Veterans Cemetery (VC) Opportunity Site in City of Seaside.

The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.7, 3.9 and 4.1 of the Reuse Plan, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

D. Section 3.10.4 of the Reuse Plan, titled "Eucalyptus Road Planning Area", shall be amended to specify that the Eucalyptus Road Planning Area in Monterey County is designated as "Mixed Use Village District", "Habitat Management and Education District" and "Veterans Cemetery District" instead of "University Corporate Center District" and "Residential/Recreational Center District", as follows:

"The Eucalyptus Road Planning Area is predominately undeveloped and served by substandard roadways. The west end area includes facilities retained in the Military Enclave and a Public Benefit Conveyance request by the Monterey Salinas Transit District. It includes two three Districts: 1) the University-Corporate-Center-District Mixed Use Village District; 2) the Residential/Recreational-Center District Habitat Management and Education District; and 3) the Veterans Cemetery District."

"University Corporate Center District"

~~This area includes the University Corporate Center located along the extension of Gigling Road. This area is located outside of the core infrastructure area.~~

~~However, it is directly adjacent to the planned Salinas Transit Center and U.S. Army Motor Pool and located along the Gigling Road extension that is expected to be provided in the earlier stages of development. Because of the regional roadway improvements, this location will be on the corridor that connects the Main Gate interchange and the Davis Street connection to Salinas."~~

"Mixed Use Village District"

This District is planned for residential, recreational, office and commercial, public facility and community road uses. This District is part of Parker Flats located in both the City of Seaside and Monterey, which is designated for Planned Development Mixed Use District and Habitat Management land uses, as further described in Section 3.4.2 of the Reuse Plan."

"Residential/Recreation Center District"

~~This District is designated to include a significant new residential area at the perimeter of the BLM lands and to link the POM Annex residential district in Seaside with the CSUMB housing areas north of Intergarrison Road. This district is designated as SFD Low-Density Residential in order to provide the flexibility to retain portions of the significant oak woodland community. A focal point of this community could be a golf course and visitor-serving hotel."~~

"Habitat Management and Education District"

This District includes a significant amount of habitat preservation adjacent to the Fort Ord National Monument and functions as oak tree and habitat mitigation for the development in the Eucalyptus Road Planning Area and East Garrison District. This District is part of Parker Flats located in both the City of Seaside and Monterey, which is designated for Planned Development Mixed Use District and Habitat

Management land uses, as further described in Section 3.4.2 of the Reuse Plan."

"Veterans Cemetery District"

This District is part of a larger approximately 178-acre planned Cemetery property. This District is planned for cemetery and habitat protection uses. This District is part of Parker Flats located in both the City of Seaside and Monterey, which is designated for Planned Development Mixed Use District and Habitat Management land uses, as further described in Section 3.4.2 of the Reuse Plan.

The anticipated components of the Veterans Cemetery include, but are not limited to, a Veterans Cemetery, Chapel, Veterans Hall, an Amphitheater, an Endowment Parcel, and a Development area within Habitat Restoration Opportunity. The Veterans Cemetery is expected to be developed in general conformance with Figure 3.9-1(a) of the Reuse Plan. The Endowment Parcel identified in Figure 3.9-1(a) of the Reuse Plan is anticipated to be developed with residential units."

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the designation of the Eucalyptus Road Planning Area as "Mixed Use Village District", "Habitat Management and Education District" and "Veterans Cemetery District" instead of "University Corporate Center District" and "Residential/Recreational Center District", is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Table 3.7-1– Planning Area and District Matrix	Update District names for Eucalyptus Road Planning Area in Monterey County.
Volume I, Section 3 Table 3.10-1 – Monterey County Land Development Intensity Summary Table	Update table to reflect Mixed Use Village District, Habitat Management and Education District and Veterans Cemetery District instead of University Corporate Center District and Residential/Recreation Center District designations in Eucalyptus Road Planning Area in Monterey County.
Volume I, Section 3 Figure 3.10-1 – County Planning Areas	Update District names for Eucalyptus Road Planning Area in Monterey County.
Volume I, Section 3.10.4	Update projected land uses to reflect Mixed Use Village District, Habitat Management and Education District and Veterans Cemetery District instead of University Corporate Center District and Residential/Recreational Center District designations in Eucalyptus Road Planning Area.
Volume II, Section 4 Figure 4.1-7 – County of Monterey Land Use Concept	Update figure to reflect Veterans Cemetery (VC) Opportunity Site in Monterey County and to reflect additional open space/recreation areas.
Volume II, Section 4 Figure 4.3-3 – County Recreation and Open Space Element	Update figure to reflect additional open space/recreation land uses.

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The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.7, 3.10, 4.1 and 4.3 of the Reuse Plan, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

E. Section 3.10.2 of the Reuse Plan references approximately 50 acres at the southwest corner of the land of the former landfill for office/R&D development, known to local residents as Whispering Oaks. Section 3.10.2 of the Reuse Plan shall be amended to redesignate Whispering Oaks as "Open Space/Recreation", as follows:

"Approximately 50 acres located at the southwest corner of the former landfill site, adjacent to the Marina City limits and Inter-Garrison Road is suitable for office/R&D development by the University of California." designated for Open Space/Recreation uses.

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the addition of open space/recreation areas is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Figure 3.6-3 – Open Space and Recreation Framework	Update figure to reflect additional open space and park and trailhead locations.
Volume II, Section 4.1.4.3	Update recreation/open space land use policies and programs to delete Community Park and add Neighborhood Park.
Volume II, Section 4 Figure 4.3-2 – Seaside Recreation and Open Space Element	Update figure to delete Community Park and add Neighborhood Park.
Volume II, Section 4 Table 4.3-3 – Fort Ord – 2015 Park Program for all Jurisdictions.	Update table to delete Community Park and add Neighborhood Park.

The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.6, 4.1 and 4.3 of the Reuse Plan, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

F. Section 3.10.2 of the Reuse Plan designates the Marina Community Park, with a total of 70 acres north and south of Intergarrison Road. This community park shall remain as planned, while noting a realignment through the community park of the Future Eastside Parkway shall be expressly permitted. Section 3.10.2 of the Reuse Plan shall be amended, as follows:

"Projected Land Uses for the City of Marina Community Park:

Open Space/Recreation Land Use. A total of 70 acres are reserved for active recreational use on ~~portions both north and south of Intergarrison Road.~~ The facilities will be incorporated into the existing oak woodland and chaparral landscape. The realignment of the Future Eastside Parkway, as shown on Figure 3.5-1 of the Reuse Plan, through this 70-acre area is expressly permitted.

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the amended Section 3.10.2 of the Reuse Plan, is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Figure 3.5-1 Proposed 2015 Transportation Network	Update figure to reflect new future Eastside Roadway alignment along Gigling Extension and add portions of 8 th Street, Parker Flats Road and Hayfork Road.
Volume I, Section 3 Figure 3.5-2 - Roadway Classification & Multimodal Corridor	Update figure to reflect new future Eastside Roadway alignment along Gigling Extension and add portions of 8 th Street, Parker Flats Road and Hayfork Road.
Volume II, Section 4 Figure 4.2.2 – Proposed 2015 Transportation Network	Update figure to reflect new future Eastside Roadway alignment along Gigling Extension and add portions of 8 th Street, Parker Flats Road and Hayfork Road.
Volume II, Section 4 Figure 4.2.3 - Buildout Transportation Network	Update figure to reflect new future Eastside Roadway alignment along Gigling Extension and add portions of 8 th Street, Parker Flats Road and Hayfork Road.
Volume II, Section 4 Figure 4.2.7 – Transportation Right-of-Way Reservations	Update figure to reflect new future Eastside Roadway alignment along Gigling Extension and add portions of 8 th Street, Parker Flats Road and Hayfork Road.

The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.5 and 4.2 of the Reuse Plan, as amended, is appended to this measure, showing removed language of the Reuse Plan stricken-through and the added language underlined.

G. Section 3.6.4 of the Reuse Plan provides for a number of trails in the open space areas within Fort Ord, including some designated for equestrian use. In addition to those trails, a cross country course shall be provided, as follows:

"In addition, a section of a proposed cross-country course (up to approximately 150 feet wide) shall be allowed within the Habitat Management Area in the general location depicted on Figure 3.6-3 of the Reuse Plan."

A brief description of the additional amendments to the Reuse Plan needed to ensure consistency of the provisions, figures and tables of the Reuse Plan with the amended Section 3.6.4 of the Reuse Plan, is provided in the table below:

Location of Amendment in Reuse Plan	Description of Amendment
Volume I, Section 3 Figure 3.6-3 – Open Space and Recreation Framework	Update figure to reflect cross-country course.
Volume II, Section 4.3.1.4	Update recreation/open space land use policies to include development of cross-country course.
Volume II, Section 4 Figure 4.3-3 – County Recreation and Open Space Element	Update figure to reflect cross-country course.

The full text of the introductory sections of Sections 3 and 4 along with amended Sections 3.6 and 4.3 of the Reuse Plan, as amended, is appended to this measure, showing

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removed language of the Reuse Plan stricken-through and the added language underlined.

Section V—Modification Only By Vote of the People

No provision of the Initiative shall be changed, amended, or repealed except by a vote of the People of the Fort Ord Reuse Authority District.

Section VI—Effective Date; Application.

The Initiative shall be deemed adopted upon the date the vote is declared by the FORA Board, and shall go into effect 10 days after that date, pursuant to Elections Code Section 9320. The Initiative shall apply to actions by FORA and all its constituent public agencies taken on or after the effective date.

Section VII—Severability

The Initiative shall be broadly construed in order to achieve the purposes stated in the Initiative. If any section, sub-section, sentence, clause, phrase, part, or portion of the Initiative is held to be invalid or unconstitutional by a final judgment of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Initiative. The People of the Fort Ord Reuse Authority District hereby declare that the Initiative, and each section, sub-section, sentence, clause, phrase, part, or portion thereof would have been adopted or passed even if one or more sections, sub-sections, sentences, clauses, phrases, parts, or portions are declared invalid or unconstitutional. If any provision of the Initiative is held invalid as applied to any person or circumstance, such invalidity shall not affect any application of the Initiative that can be given effect without the invalid application.

Section VIII—Conflicting Ballot Measures

In the event that this measure and another measure or measures relating to the same or similar subject matter shall appear on the same election ballot, the other measure or measures shall be deemed in conflict with this measure. In the event that this measure shall receive a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and the provisions of the other measure or measures in their entirety shall be void and of no legal effect.

Section IX—No Further Changes

Other than as specifically set forth in this measure and in the full text of Sections 3 and 4 of the Reuse Plan, which is appended to this measure and shows removed language of the Reuse Plan stricken-through and the added language underlined, the Initiative shall not change the other provisions of the Reuse Plan, which shall remain in full force and of legal effect.



MEASURE K

IMPARTIAL ANALYSIS BY COUNTY COUNSEL

ADOPTION OF AMENDMENT OF THE FORT ORD REUSE PLAN, INCLUDING
CHANGES TO MODIFY AND ENFORCE THE FORT ORD REUSE PLAN
INCLUDING ESTABLISHMENT OF VETERANS CEMETERY,
PRESERVATION OF OPEN SPACE AND HABITAT

This measure asks voters whether to enact the citizen-circulated initiative amending the 1997 Fort Ord Base Reuse Plan. A “yes” vote is a vote to enact the initiative. A “no” vote is a vote not to enact the initiative. This measure is one of two conflicting measures on the ballot that present different choices for directing development on the former Fort Ord. The measure with the most “yes” votes over 50% would be enacted.

State laws (“the “Act”) created the Fort Ord Reuse Authority (FORA), which is made up different cities and other agencies within the vicinity of the former Fort Ord military base. Through the Act, the State has established the following goals: (a) to facilitate the transfer and reuse of the real property that was the military base with all practical speed; (b) to minimize disruption caused by the base’s closure on the civilian economy; (c) to provide for reuse and development in ways that enhance the area’s economy and quality of life; and (d) to maintain and protect the unique environmental resources of the area. The Act requires FORA to adopt a reuse plan for the future use and development of the territory of Fort Ord. The plan must address land use, transportation, conservation, recreation, and capital improvements. FORA is currently undertaking a reassessment of that Reuse plan. While this reassessment is in process, citizens circulated this initiative measure to amend parts of the Plan.

This measure makes a number of changes to two Sections of the Reuse Plan, Section 3.0 and Section 4.1, primarily related to the “Eucalyptus Road/Parker Flats Planning Area: and the “University Planning Area.” The initiative leaves unchanged the remainder of the 1997 Base Reuse Plan.

In the City of Seaside, the initiative deletes the designation called “Community Park” and substitutes a “Mixed Use Village District,” consisting of a mix of “equestrian-oriented event centers, homes, entertainment, hotels, office and cultural uses and neighborhood shopping opportunities.” The initiative also creates a “Veterans Cemetery District” located partially in the City of Seaside and partially in the County of Monterey.

In the County, the initiative deletes the designations for a University Corporate Center and Residential/Recreational District in the Eucalyptus Road Planning Area, and substitutes a “Habitat Management and Education District” and the Veterans Cemetery District.” The initiative also deletes reference to “office/R&D development” in the landfill cap area, substituting “open space/recreation uses” and “expressly permits” the

realignment of “the Future Eastside Parkway” through a 70-acre parcel designated as “City of Marina Community Park.” The initiative provides in a new Recreation Policy (E-4) that “Monterey County shall work with the developers of the Horse Park to develop a cross-country course” within a designated Habitat Management Area.

The measure does not purport to affect the ability of FORA, the County or impacted city (Seaside or Marina) to amend those portions of the Base Reuse Plan affected by the initiative, either during the time FORA is in existence or after FORA dissolves.

CHARLES J. McKEE
County Counsel

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: PROTECT FORT ORD OPEN SPACE ACCESS INITIATIVE

To the Fort Ord Reuse Authority:

We, the undersigned, registered and qualified voters of the County of Monterey, California, consistent with Section 67659 of the California Government Code, present to the Fort Ord Reuse Authority this petition and request that the following proposed amendment to the Fort Ord Reuse Plan be submitted to the registered and qualified voters of the County of Monterey for their adoption or rejection at a special election held pursuant to Section 1405(a) of the California Elections Code.

Following is the full text of the Proposed Measure:

The People of Monterey County do ordain as follows:

Title: Protect Fort Ord Open Space Access Initiative.

Section I—Name

This measure shall be designated as the Protect Fort Ord Open Space Access Initiative.

Section II—Purpose

The purpose of the Protect Fort Ord Open Space Access Initiative ("Initiative") is to modify and enforce sections of the Fort Ord Reuse Plan ("Reuse Plan") to protect essential access points to the recreational areas of Fort Ord and preserve the quality of open space and habitat in approximately 540 acres located on the north and north west sections of the former military base with significant oak woodlands.

Section III—Findings

1. The Fort Ord Reuse Authority ("FORA") was created by State legislation to oversee the civilian reuse and redevelopment of the former Fort Ord military base in 1994.
2. The Reuse Plan, adopted by FORA, is the planning document which governs the uses of Fort Ord properties.
3. For 20 years, the intersection of Gigling and 8th Avenue located on the border of Seaside and Monterey County, and the Jerry Smith Corridor located on Intergarrison Road, have served as key entry points for locals and visitors alike to the open spaces that connect to the newly created Fort Ord National Monument.
4. The open spaces of Fort Ord are a unique resource which can serve to bolster the local economy by attracting visitors to a broad variety of recreation opportunities, as well as enhance quality of life for residents.
5. The Outdoor Industry Foundation reports that active outdoor recreation contributes \$46 billion annually to California's economy, supporting 408,000 jobs and generating \$3.1 billion in annual state tax revenue and \$28.1 billion in annual retail sales and services.
6. The Stanford Research Institute's 2011 report, commissioned by the County of Monterey, recommended expanding eco-recreation opportunities to bolster the local economy.
7. The areas of Fort Ord protected by this Initiative are currently utilized during significant outdoor events which bolster the local economy, including the Sea Otter Classic bike races, Desert Gold Endurance Ride for equestrians, Mud Run and CCCX bike competition.
8. While the cities of Carmel and Pacific Grove have 5.51 and 7.1 acres of park/open space per 1,000 residents, respectively, the cities of Seaside and Marina have only 0.17 and 0.72 acres of park or open space per 1,000 residents.
9. Consultants hired by FORA to assess the Reuse Plan found that approximately 4,000 residential units and 600,000 square feet of office, retail and industrial space are currently entitled but not yet built in Fort Ord, creating excess supply without the demand.
10. The same consultants hired by FORA found that policies protecting oak woodlands and trail access in the Reuse Plan have not been fulfilled by the jurisdictions.

Section IV—Fort Ord Reuse Plan Amendments

A. Section 3.9.2 of the Reuse Plan identifies a "Community Park District", which is described as a 50-acre community park south of Gigling Road at 7th Avenue. The City of Seaside has modified its General Plan to zone this area for high-density residential housing. This Community Park District shall remain as originally planned. The key paragraph of the Reuse Plan establishing this Community Park District is below:

"Community Park District

This District is designated as a community park that encompasses an undeveloped area adjacent to the DFAS. The topography is gently rolling and significant portions of the designated park are covered in oak woodland. The park is accessible from Gigling Road and is located in the center of the University Planning Area, providing a large park area for CSUMB, University Village residents and the POM Annex residents."

The location of the Community Park District is marked on the map at Exhibit A with a number 1.

B. Section 3.10.2 of the Reuse Plan references approximately 50 acres at the southwest corner of the land of the former landfill for office/R&D development, known to local residents as Whispering Oaks. This land was originally designated for inclusion in a State Park or some form of open space in the environmental impact report of the Reuse Plan and changed at the final stages of adoption with the addition of a single paragraph specifying an office development. This paragraph shall be modified, restoring the land's status as open space. Changes to the paragraph are shown below; deleted text is shown as stricken while added text is shown as underlined:

"Approximately 50 acres located at the southwest corner of the former landfill site, adjacent to the Marina City limits and Inter-Garrison Road is ~~suited for office/R&D development by the University of California.~~ designated for open space/recreational uses.

Whispering Oaks is marked on the map at Exhibit A with a number 2.

C. Section 3.10.2 of the Reuse Plan designates the Marina Community Park, with a total of 70 acres north and south of Intergarrison Road. This community park shall remain as planned, while noting that after the Reuse Plan was adopted, the small segment north of Intergarrison Road was designated habitat management and the southern parcel presumably reconfigured. The key paragraph in the Reuse Plan describing this Marina Community Park is below, with stricken language to reflect the change:

"Projected Land Uses for the City of Marina Community Park:

Open Space/Recreation Land Use. A total of 70 acres are reserved for active recreational use ~~on portions both north and south of Intergarrison Road.~~ The facilities will be incorporated into the existing oak woodland and chaparral landscape."

The Marina Community Park is marked on the map at Exhibit A with a number 3.

D. Section 3.10.4 of the Fort Ord Reuse Plan, entitled "Eucalyptus Road Planning Area" shall be amended to specify that Army Parcels E19a.1 (approximately 71 acres) and E19a.3 (approximately 302 acres) shall be designated for open space/recreational uses, except that golf, horse racing, and fee-for-entry spectator arenas shall not be permitted. Changes to Section 3.10.4 are shown below; deleted text is shown as stricken while added text is shown as underlined. The two parcels in the Eucalyptus Road Planning Area are marked on the map at Exhibit A with the number 4.

"3.10.4 Eucalyptus Road Planning Area

The Eucalyptus Road Planning Area is predominately undeveloped and served by substandard roadways. The west

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end area includes facilities retained in the Military Enclave and a Public Benefit Conveyance request by the Monterey Salinas Transit District. It includes two Districts: 1) the University-Corporate Center District; and 2) the Residential/Recreational Center District. In order to protect the key recreational access point at Gigling Road and 8th Avenue, a citizen initiative was approved designating Army Parcels E19a.1 and E19a.3, totaling approximately 373 acres, as open space/recreation, and further establishing that golf, horse racing, and fee-for-entry spectator arenas shall not be permitted uses on these properties. To accommodate recreational uses, parking shall be created, including appropriate spaces for equestrian trailers. To preserve the open space quality of the area, no more than a total of 3 acres shall be converted to parking.

University-Corporate Center District

This area includes the University Corporate Center located along the extension of Gigling Road. This area is located outside of the core infrastructure area. However, it is directly adjacent to the planned Salinas Transit Center and U.S. Army Motor Pool and located along the Gigling Road extension that is expected to be provided in the earlier stages of development. Because of the regional roadway improvements, this location will be on the corridor that connects the Main Gate interchange and the Davis Street connection to Salinas.

Projected Land Uses:

~~Business Park/Light Industrial Land Use.~~ The University Corporate Center will occupy approximately 200 acres and accommodate approximately 1.37 million sq. ft. of Business Park/Light Industrial Land Use.

Public Facilities Land Use. Approximately 84 acres are reserved for the Monterey Salinas Transit Center and for use by the U.S. Army for various uses, including the U.S. Army motor pool.

Retail and Services Land Use. A one-acre site is projected for convenience retail and services supporting outdoor recreational activities accommodating approximately 11,000 sq. ft.

General Development Character and Design Objectives -
To achieve the community design vision, the County shall implement the following:

1. Establish site planning, bulk, and massing criteria to integrate development into the existing topography and natural habitat so as to minimize grading and oak tree removal (see Section 4.4.3 Conservation Element.)
2. Coordinate development within this district with the preparation of a specific plan or other planned development mechanism to achieve the potential integrated design that can integrate the ~~commercial~~ development with the adjacent CSUMB campus, Monterey/Salinas Transit Center and U.S. Army motor pool.

Residential/Recreation Center District

This District is designated to include a significant new residential area at the perimeter of the BLM lands and to link the POM Annex residential district in Seaside with the CSUMB housing areas north of Intergarrison Road. This district is designated as SFD Low Density Residential in order to provide the flexibility to retain portions of the significant oak woodland community. A focal point of this community could be a golf course and visitor serving hotel.

Projected Land Uses:

Residential Land Use. This area will accommodate various density of residential land use in a total area of approximately 620 acres and accommodating approximately 3,184 dwelling units.

Retail and Services Land Use. A one-acre site is projected for convenience retail and services accommodating approximately 11,000 sq. ft.

General Development Character and Design Objectives -
To achieve the community design vision, the County shall

implement the following:

~~1. Establish site planning criteria to integrate development into the existing topography and natural habitat so as to minimize grading and oak tree removal (See Section 4.4.3 Conservation Element.)~~

~~2. 3. Coordinate development within this district with the preparation of a specific plan or other planned development mechanism to achieve the potential integrated design that can integrate the residential development with the potential golf course and hotel operations, promote eco-tourism opportunities presented by the open space areas and trails linking to the Fort Ord National Monument.~~

~~3. 4. Coordinate the design and character of a perimeter regional trail to provide an effective boundary between the residential development and adjacent BLM protected habitat. (See Section 4.3 Recreation and Open Space Element, Section 4.4.3 Conservation Element, and Section 4.6.2 Safety Element.)~~

~~4. 5. Consider providing centralized equestrian facilities as amenities for the new neighborhoods to take advantage of the trails with the adjacent BLM lands."~~

E. This Initiative shall not be interpreted to prevent other amendments to the Eucalyptus Road Planning Area, provided the open space provisions of this initiative are maintained, and affirms the designated habitat management areas which about the afore-mentioned properties and connect them to the Fort Ord National Monument. This initiative does not alter the land uses of the parcels being planned for use as a Veterans Cemetery and its endowment parcel.

F. The Fort Ord Reuse Plan's Commercial Land Use Policy B-1 for Monterey County shall be amended to delete text shown below as stricken:

Commercial Land Use Policy B-1: The County of Monterey shall allocate land in the visitor serving category to promote the development of hotel and resort uses, along with associated commercial recreation uses such as golf courses. Visitor-serving uses shall be designated as follows:

~~Residential/Recreational District (Polygons 19a, 21a/b/c): Hotel Opportunity Site, 15 acres, 300 rooms; 18-hole Golf Course Opportunity Site, 179 acres.~~

~~Visitor-Serving Hotel/Golf Course District (Polygon 29a): Hotel Opportunity Site, 15 acres, 300 rooms; 18-hole Golf Course Opportunity Site, 149.05 acres.~~

G. The Fort Ord Reuse Plan's calculations of development intensity for various land uses, as well as corresponding tables and figures demonstrating development intensity and land uses, shall be modified to reflect the changes made by this Initiative.

Section V – Modification Only By Vote of the People

In order to maintain voter control over recreational access to the areas of Ft. Ord affected by this measure, no provision of this Initiative measure shall be changed, amended, or repealed except by a vote of the People.

Section VI -- Effective Date; Application.

This Initiative shall be deemed adopted upon the date the vote is declared by the FORA Board, and shall go into effect 10 days after that date, pursuant to Elections Code 9320. This Initiative shall apply to actions by the Fort Ord Reuse Authority and all its constituent public agencies taken on or after the effective date. Pending actions or proposals otherwise governed by this Initiative that have been initiated by the Fort Ord Reuse Authority or its constituent agencies but that are not yet final as of the effective date, or that are the subject of pending legal challenge, shall be subject to the provisions of this Initiative.

Section VII—Severability

This initiative shall be broadly construed in order to achieve the purposes stated in this initiative. If any section, sub-section,

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: PROTECT FORT ORD OPEN SPACE ACCESS INITIATIVE

sentence, clause, phrase, part, or portion of this initiative is held to be invalid or unconstitutional by a final judgment of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the initiative. The voters of the County of Monterey hereby declare that this initiative, and each section, sub-section, sentence, clause, phrase, part, or portion thereof would have been adopted or passed even if one or more sections, sub-sections, sentences, clauses, phrases, parts, or portions are declared invalid or unconstitutional. If any provision of this initiative is held invalid as applied to any person or circumstance, such invalidity shall not affect any application of this initiative that can be given effect without the invalid application.

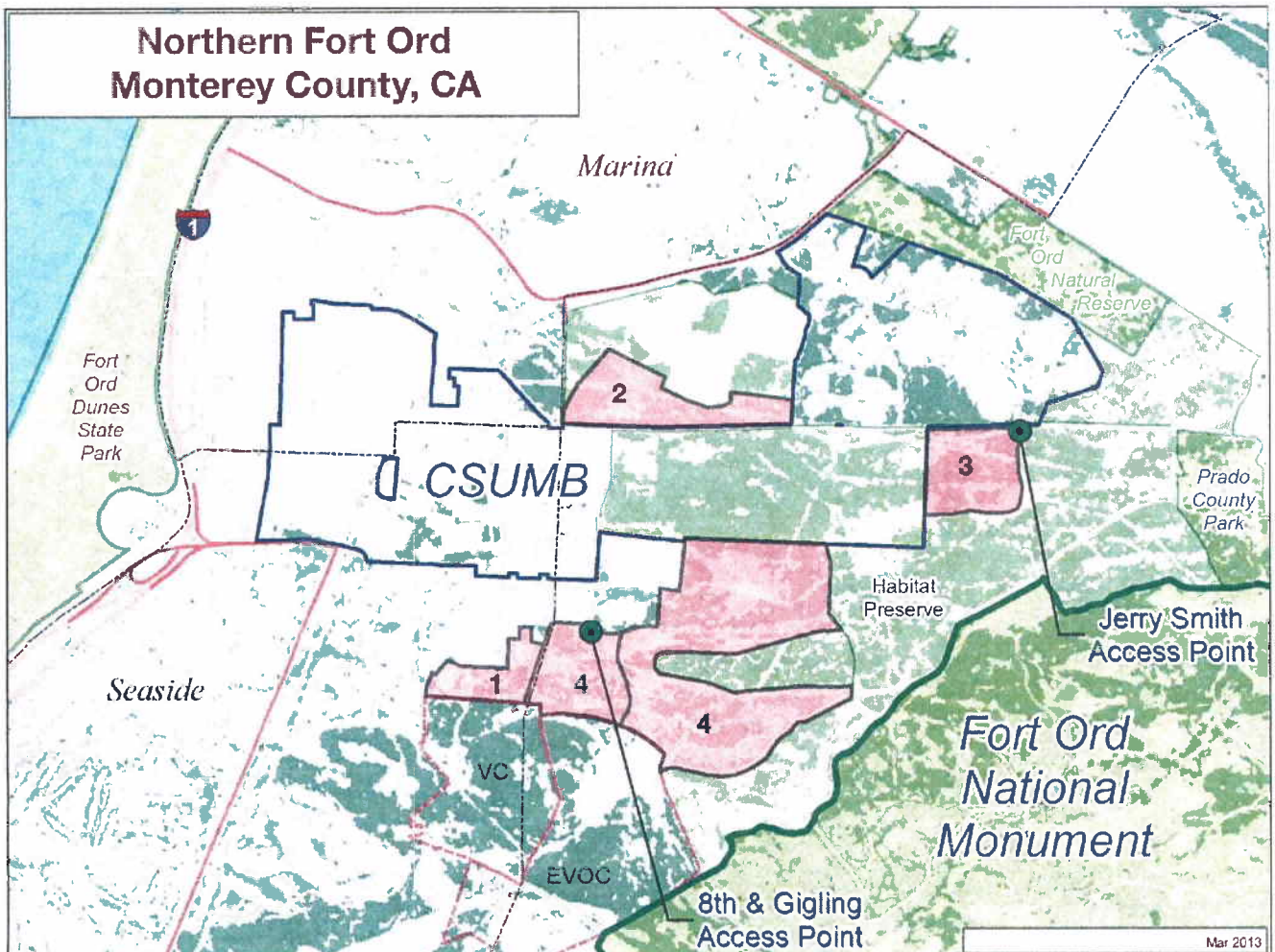
Section VIII -- Conflicting Ballot Measures

In the event that this measure and another measure or measures relating to the same or similar subject matter shall appear on the same election ballot, the provisions of the other measures shall be deemed in conflict with this measure. In the event that this measure shall receive a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and the provisions of the other measure or measures shall be null and void.

INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: PROTECT FORT ORD OPEN SPACE ACCESS INITIATIVE

EXHIBIT A



INITIATIVE MEASURE TO BE SUBMITTED TO THE VOTERS AT A SPECIAL ELECTION

TITLE: PROTECT FORT ORD OPEN SPACE ACCESS INITIATIVE

DECLARATION OF CIRCULATOR: (to be handwritten by the circulator after all signatures on this section of the petition have been obtained)

I, _____, am a voter or qualified to register to vote in the County of Monterey, and reside at the following address: _____
(Address, City, State, Zip)

I circulated this petition section and witnessed each appended signature on this section being written. All of the sheets constituting this petition section were fastened together at the time such signatures were made. To the best of my information and belief, each signature is the genuine signature of the person whose name it purports to be.

All signatures on this document were obtained between:

_____, 2013 and _____, 2013.
(Date of first signature) (Date of final signature)

I declare, under penalty of perjury under the laws of the State of California, that the foregoing is true and correct.

(Circulator's Printed Name) (Circulator's Signature)

Executed at _____, California. _____
(Date Signed)

MEASURE M

IMPARTIAL ANALYSIS BY COUNTY COUNSEL

ADOPTION OF AMENDMENT OF THE FORT ORD REUSE PLAN, INCLUDING
CHANGES TO LAND USE TO PROTECT OPEN SPACE AND
CHANGES TO AUTHORITY OF THE
FORT ORD REUSE AUTHORITY AND CONSTITUENT JURISDICTIONS

This measure asks voters whether to enact the citizen-circulated initiative amending the 1997 Fort Ord Base Reuse Plan and imposing certain limits on the authority of the Fort Ord Reuse Authority and its constituent jurisdictions. A “yes” vote is a vote to enact the initiative. A “no” vote is a vote not to enact the initiative. This measure is one of two conflicting measures on the ballot that present different choices for directing development on the former Fort Ord. The measure with the most “yes” votes over 50% would be enacted.

State laws (“the “Act”) created the Fort Ord Reuse Authority (FORA), which is made up designated representatives of a number of different cities and other agencies within the vicinity of the former Fort Ord military base. Through the Act, the State has established the following goals: (a) to facilitate the transfer and reuse of the real property that was the military base with all practical speed; (b) to minimize disruption caused by the base’s closure on the civilian economy; (c) to provide for reuse and development in ways that enhance the area’s economy and quality of life; and (d) to maintain and protect the unique environmental resources of the area. The Act requires FORA to adopt a reuse plan for the future use and development of the territory of Fort Ord. The plan must address land use, transportation, conservation, recreation, and capital improvements. FORA is currently undertaking a reassessment of that Reuse plan. While this reassessment is in process, citizens circulated this initiative measure to amend parts of the Plan.

This measure particularly applies to four Sections of the Reuse Plan, designated therein as [Seaside] Community Park, “Whispering Oaks,” “Marina Community Park” and “Eucalyptus Road Planning Area.” It amends the land uses for these areas by limiting their uses to recreation and open space. The measure also changes the ability of FORA, the County of Monterey or any city, to amend these portions of the Reuse Plan without another election. It leaves unchanged the remainder of the 1997 Base Reuse Plan.

The initiative’s land use amendments designate approximately 543 acres of the Base Reuse Plan as open space or recreational use. The current Base Reuse Plan designates approximately 21,000 acres for open space, recreation or habitat management. The initiative deletes designations for a University Corporate Center in the Eucalyptus Road Planning Area.

The measure limits the ability of FORA to amend those portions of the Base Reuse Plan affected by the initiative, and subjects the underlying jurisdictions (the County and the cities of Seaside and Marina) to the provisions of the initiative. By limiting FORA's authority, the initiative may impact FORA's ability to meet the goals imposed by the Act.

The initiative would remain in effect for an undetermined amount of time; the land use provisions affecting territory within the underlying jurisdictions (the County and cities) appear to survive the dissolution of FORA. Its provisions cannot be changed, amended, or repealed without a vote of the County electorate.

CHARLES J. McKEE
County Counsel

Monterey Peninsula College plans continue to be an issue in Fort Ord ballot fight

*By PHILLIP MOLNAR Herald Staff Writer Monterey County Herald
Posted: 8/28/2013*

MontereyHerald.com

Open space advocates made formal their claim that Measure M, their Fort Ord initiative calling for no development on 540 acres, will not affect Monterey Peninsula College's plans to build on the former Army base.

The argument comes as Monterey County counsel Charles McKee gave an interpretation of the measure that appeared to support their assertion.

But pro-development authors of a rival measure continue to allege Measure M would block the college's 20-year plan for a law enforcement training center, an argument first filed with the Monterey County Elections Department two weeks ago.

The Measure M group filed its rebuttal on Monday.

Part of the acreage Measure M seeks to keep as open space lies within what is known as the Eucalyptus Road Planning Area.

McKee said Wednesday his interpretation of Measure M is that it limits changes to just two parcels in the planning area, and neither parcel includes the space the college has plans for.

"Insofar as there are any parcels remaining in the Eucalyptus Road Planning Area, other than those two Army parcels, the underlying land-use designations of the Fort Ord reuse plan would remain in effect," McKee said.

He said he could not comment on specific projects.

The arguments and rebuttals for Measure M and the rival Measure K will go into voter information guides for the Nov. 5 election. McKee said neither side contacted him for changes in his impartial analysis, which will be sent to voters.

The pro-development group alleges the Eucalyptus Road Planning Area would be turned into permanent open space because of "unclear" language in Measure M. The Fort Ord Access Alliance, the measure's author, said it only deals with areas north of the proposed training center.

Measure M opposition signers used a sentence from McKee's analysis, turned in Friday, to make their point.

In his analysis, he said Measure M "particularly" applied to four sections of Fort Ord, including the Eucalyptus Road Planning Area.

"It amends the land uses for these areas by limiting their uses to recreation and open space," McKee wrote.

Pro-development supporters took that to mean the college's law enforcement center — to include a driving track for emergency vehicles, a multi-story burn building and gun range — could not be built because the planning area might become open space.

McKee said Wednesday that Measure M's elimination of a University Corporate Center District and a Residential/Recreational Center District "may" impact development.

According to Measure M supporters, the University Corporate Center District refers to a now-defunct area north of the planning area.

MPC President Walter Tribley said last week the school was still analyzing what, if anything, the measures would mean for its so-called Emergency Vehicle Operations Course. Officials declined comment on Tuesday.

Former MPC president Doug Garrison, a signer of the rebuttal against Measure M, said Wednesday the measure was not clear about what the final impact would be.

"Even though it may end up only impacting the two specific parcels that are listed," he said, "it has major impact on the road access which, indirectly, will limit the ability to achieve the mission the college has identified for the Parker Flats area."

He argued Measure M left "way too much open to interpretation and chance" and was "poorly worded." Signers of the rebuttals seemed to draw from a wide swath of people.

Measure K support was signed by Mary Claypool, president of the county NAACP; Steve Bloomer, former Seaside councilman; Maya Freedman, Monterey County Business Council program manager; and others.

Measure M support came from Alan Haffa, a Monterey councilman and English instructor at Monterey Peninsula College; Marc Del Piero, former Monterey County supervisor; Marina Councilman David Brown; Salinas Councilwoman Jyl Lutes; and others.

Phillip Molnar can be reached at 646-4487 or pmolnar@montereyherald.com.

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. F

Academic Affairs
College Area

Proposal:

To approve the Monterey Peninsula College Content Review Pre/Co-Requisite Adoption Plan.

Background:

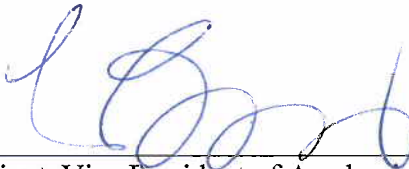
Monterey Peninsula College is committed to addressing student needs. One area that needs to be addressed is the adoption of prerequisites and co-requisites through content review. Prerequisites will increase student success if applied prudently. MPC plans to implement the content review process beginning Fall 2013.

Budgetary Implications:

There are no budgetary implications.


RESOLUTION: BE IT RESOLVED, that the Monterey Peninsula College Content Review Pre/Co-Requisite Adoption Plan be approved:

Recommended By:



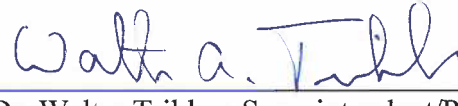
Celine Pinet, Vice President of Academic Affairs

Prepared By:



Michael Gilmartin, Dean of Instructional Planning

Agenda Approval:



Dr. Walter Tribley, Superintendent/President



MONTEREY PENINSULA
COLLEGE

**CONTENT REVIEW
PRE/CO-REQUISITE
ADOPTION PLAN**

Fall 2013

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Introduction

Monterey Peninsula College is committed to addressing student needs. One area that needs to be addressed is the adoption of prerequisites and co-requisites through content review. Prerequisites will increase student success if applied prudently. MPC plans to implement the content review process beginning Fall 2013 following these basic premises:

- Not everything needs a prerequisite
- Each prerequisite must be the correct one for the specific class.
- Departments must plan to apply prerequisites in a logical sequence—not all at one time.
- Departments must ensure that enough sections of the required classes are available.
- Faculty discipline experts in the discipline for the desired prerequisite must be involved in the conversation in order to inform the selection of the specific prerequisite course.
- Departments and colleges must be assured through differential impact research that their programs will not suffer if they apply prerequisites.

MPC Content Review Process

When a prerequisite or co-requisite needs to be added to a course the course author shall follow this process:

SEMESTER 1

- Conduct content review of the course to determine requisite skills in English and/or mathematics.
- Once requisite skills have been identified, work with respective English and/or math department to align requisite skills with appropriate level course.
- Once requisite course(s) has been identified, complete *Request for Prerequisite Validation* form for sign off by the appropriate division chair. (Appendix I)
- Submit a completed Request for Prerequisite Validation form to the Dean of Instructional Planning.
- The Dean of Instructional Planning submits the request to the Office of Institutional Research. (This step should be completed by February preceding the planned implementation in the following academic year.)
- Office of Institutional Research provides data on differential impact to Dean of Instructional Planning.
- Dean of Instructional Planning and course author review data and make final recommendation to Curriculum Committee.

SEMESTER 2

- If recommendation is to move forward with establishing a cross-disciplinary prerequisite, this step must be completed by April, one full year prior to implementation, to allow for advance communication to students (publications, emails and class announcements).
- Approval of the Curriculum Advisory Committee no later than May, one full year prior to implementation.
- Notice of approval sent to Student Services. Registration mechanisms established.
- Office of Academic Affairs prepares report and sends to State Chancellor's office

SEMESTER 3

- In the fall, immediately following approval, begin to publish upcoming change:
 - Send email notice to all students
 - Make announcements in related classes
 - Notice of change of prerequisite for the following academic year is printed in catalogs, schedule and posted on the web.

SEMESTER 4

- Prerequisite in place for following semester's registration.

ONGOING

- Ongoing validation of the prerequisite plan will be conducted as part of the six year review cycle. Data updated and sent to department. A comparison of student outcomes pre and post establishment of prerequisite or co-requisite will be conducted.

Overview of New Title 5 Regulations

New title 5 regulations on prerequisites, co-requisites, and advisories were adopted by the Board of Governors on March 8, 2011 (section 55003). Under these regulations, faculty are now allowed to establish prerequisites or co-requisites in English, reading, or mathematics on content review alone or content review with statistical validation.

Title 5, section 55003 (d) specifies the purposes for which prerequisites and co-requisites may be established:

- The prerequisite or co-requisite:
 - Is expressly required or expressly authorized by statute or regulation
 - Will assure that the student has the skills, concepts, and/or information needed to succeed for the course it is established
 - Is needed to protect the health and safety of the student or others

In light of these changes, the Chancellor's Office developed guidelines for faculty in consultation with the System Advisory Committee on Curriculum and Matriculation Advisory Committee. These guidelines were released February 2012.

General Requirements of Adoption

The following are the requirements for establishing prerequisites, co-requisites, and advisories either by *content review alone* or by *content review with statistical validation*:

- 1) policies must be adopted on how the college plans to adopt prerequisites, co-requisites, or advisories that the college determines are “necessary and appropriate” [55003(b)(1)]
 - a) MPC follows *BP 4260 Pre-Requisites and Co-requisites* which references Title 5 Sections 55000 and 55003.
 - i) *The [CEO] is authorized to establish pre-requisites, co-requisites and advisories on recommended preparation for courses in the curriculum. All such pre-requisites, co-requisites, and advisories shall be established in accordance with the standards set out in Title 5. Any pre-requisites, co-requisites or advisories shall be necessary and appropriate for achieving the purpose for which they are established. The procedures shall include a way in which a pre-requisite or co-requisite may be challenged by a student on grounds permitted by law. Pre-requisites, co-requisites, and advisories shall be identified in District publications available to students.*
- 2) Procedures must be adopted to assure courses for which prerequisites or co-requisites are established are taught in accordance with course outline of record [55003(b)(2)]
 - a) *BP 5320 Instructor Responsibilities* (Faculty Handbook pg. 10) states that:
 - i) *Under the direct supervision of the appropriate administrator and working in conjunction with their Division Chairs, full-time regular and contract staff are expected to perform the duties and, when occasions arise, assume the responsibilities listed below in the general areas of: Instruction; Service to College, Students and Community; Professional Responsibilities; and Miscellaneous, in addition to those specified in the agreement between MPCCD and MPCTA.*
 - (1) *Instruction*
 - Follow course outline as filed in the Office of Academic Affairs and Division Centers*
 - Revise course outlines/descriptions, as needed, at least every four years.*
- 3) Policies to ensure that each section of the prerequisite or co-requisite is to be taught by a qualified instructor and in accordance with COR [55003(b)(3)] shall be adopted.
 - a) Refer to *Minimum Qualifications for Faculty and Administrators in California Community Colleges, 9th ed.* Adopted by the Board of Governors on Nov. 7, 2011.

- 4) Adopt a process for the review of prerequisites & co-requisites at least once every six years— for vocation courses or programs, every 2 years [55003(b)(4)]
 - a) To comply with this plan, MPC will reinstitute the policy of a two year vocational program review as well as follow the established criteria in *BP 5320 Instructor Responsibilities* (listed above).
- 5) Establish a basis and process for students to challenge prerequisites or co-requisites consistent with 55003(p) [55003(b)(5) & (p)]
 - a) *Prerequisites and Co-requisites Challenges (MPC College Catalog p. 13)*
Some courses require students to meet certain conditions in order to register. A 'prerequisite' is a requirement that must be met before registering for a course. A 'co-requisite' is a requirement that a student must enroll simultaneously in another course.

A student may challenge a prerequisite by following the Prerequisite/Co-requisite Challenge Procedures described below. NOTE: Challenge paperwork must be filed by the last day of regular late registration.

1. *Pick up a Prerequisite Challenge Form from the Division Office responsible for the course you wish to challenge.*
2. *Complete the form by identifying one or more of the following reasons for seeking a challenge:*
 - a. *The prerequisite or co-requisite is not reasonably available;*
 - b. *The student believes the prerequisite was established in violation of regulations or in violation of the District-approved processes;*
 - c. *The student believes the prerequisite or co-requisite is either unlawfully discriminatory or is being applied in an unlawfully discriminatory manner;*
 - d. *The student has the documented knowledge or ability to succeed in the course without meeting the prerequisite or co-requisite. (NOTE: Attach documentation to the prerequisite form for the department to review.)*
3. *File the completed Prerequisite Challenge Form with the Division.*
4. *Take the Counseling Copy of the Challenge Form to the Counseling Department in the Student Services Building for prerequisite clearance.*
5. *Enroll in the course which required the prerequisite challenge.*
6. *Department review must take no longer than five working days. Check with department's schedule for review of challenges.*
7. *A copy of the Prerequisite Challenge Form will be forwarded by the department/division to the Dean of Student Services office indicating that the challenge was approved or denied. If the challenge is denied, the student will be dropped from the course.*

- 6) Prerequisites establishing communication or computational skill requirements may not be established across the entire curriculum unless established on a course by course basis [55003(b)(4)]
- 7) Determination of whether a student meets a prerequisite shall be based on successful completion of an appropriate course or on an assessment using multiple measures [55003(k)]
- 8) Ensure that no exit test may be required to satisfy the prerequisite or co-requisite unless incorporated into the grading for the course [55003(n)]

For prerequisites requiring pre-collegiate skills in reading, written expression, or mathematics, districts must also:

1. Ensure that courses and sections designed to teach the required skills are available with reasonable frequency based on the number of students who are required to meet the prerequisites [55003(l)(1)]

Departments will regularly review course offerings to assure that adequate sections of prerequisite courses are offered.

2. Conduct an evaluation to determine the impact on student success and whether there is any disproportionate impact. Where there is disproportionate impact, develop and implement a plan, in consultation with the Chancellor's Office, to address it. [55003(l)(2)(A) and (B)]

The Institutional Research office will work with departments interested in establishing a prerequisite or co-requisite for a target course (e.g., ENGL 111 as a prerequisite for HIST 17). The IR will conduct retrospective and/or prospective analyses to examine grades in the target course as a function of highest level of English or math successfully completed. The analyses will include demographic categories such as gender, age, and ethnicity to determine whether certain groups could be negatively impacted by the establishment of a prerequisite or co-requisite. Subsequent to the implementation of the prerequisite in reading, written expression or mathematics, the program area faculty will work with the IR office to continue to monitor enrollments and success rates for students in various demographic groups. The IR will use disproportionate guidelines that are established by the Chancellor's Office and/or the Research and Planning (RP) Group.

In addition, to establish prerequisites or co-requisites in reading, written expression, or math for degree applicable courses not in a sequence, districts must also adopt a plan that specifies:

1. The method used to determine which courses might be the most compelling candidates for new prerequisites and co-requisites

The method needs to include empirical evidence as well as faculty professional judgment. The IR can provide the initial empirical evidence, in the form of grades or retention & success rates, for courses. The data review would provide a recommendation of courses to examine more closely. Faculty should then be involved to provide input. Faculty can also initiate the process by identifying courses where pre-skills in English or math are important to success in the target course. The faculty would then work with IR to validate this.

2. The provision of appropriate numbers of prerequisite and co-requisite course sections

Departments will regularly review course offerings to assure that adequate sections of prerequisite courses in reading, written expression, or math are offered.

3. The assurance that other degree applicable courses are available such that student progress toward their educational goals is not unnecessarily impeded.

Departments will regularly review course offerings to assure that the needs of students are being met based upon the established education plans on record.

4. Training for the curriculum committee

The curriculum committee will receive training annually. There will be a one-time training required for all English and math instructors and an online resource for ongoing faculty training.

5. The use of research to evaluate the effect of the new prerequisite and co-requisite on student success, with particular attention to disproportionate impact.

The IR will work with departments that implement prerequisites or co-requisites in reading, written expression, or math to validate that success rates in the target course are higher after the implementation of the prerequisite or co-requisite. With respect to disproportionate impact, the college needs to ensure that neither access nor success are negatively impacted for historically underrepresented groups. The IR office will work with appropriate departments to review the enrollments and success rates for different demographic groups.

The Content Review Process

Section 55003(a) allows districts to use content review alone or content review with statistical validation to establish prerequisites, co-requisites and advisories. At MPC, this is a faculty driven decision.

Content review is defined in title 5, section 55000 (c) as:

“a rigorous, systematic process developed in accordance with sections 53200 to 53204 approved by the Chancellor as part of the district matriculation plan required under section 55510, and that is conducted by faculty to identify the necessary and appropriate body of knowledge or skills students need to possess prior to enrolling in a course, or which students need to acquire through simultaneous enrollment in a co-requisite course.”

Content review begins with the Course Outline of Record (COR). The COR delineates the course content, the competencies the student is expected to achieve, the assignments to be completed, and the assessments to measure student performance. The COR is examined to identify the skills and knowledge a student needs in order to succeed in the course.

The content review process at Monterey Peninsula College begins in the fall semester with the course author determining requisite skills needed in English or math. The author will then work with the respective departments to align requisites with appropriate courses. The author will then complete a Request for Prerequisite Validation form (Appendix II) and the Office of Institutional research will begin work to provide data to the Dean of Instructional Planning. If the author and the Dean recommend to move forward, the Curriculum Advisory Committee will then review the proposal. If approved, Student Services will establish registration and notification mechanisms while the Office of Academic Affairs prepares and sends a report to State Chancellor's office. Ongoing validation of the prerequisite plan will be conducted as part of the six year program review cycle (two years for CTE programs).

Courses Exempt from Content Review

Section 55003(e) lists the types of courses that are exempt from the content review or content review with statistical validation process:

- If required by statute or regulation, or
- Part of a closely related lecture-lab course pairing within a discipline, or
- Required by a four-year institution, or
- Baccalaureate institutions will not grant credit for a course unless it has the particular communication or computational skill prerequisite

Reporting Establishment of Prerequisites to Chancellor's Office

Section 55003(i):

- Requires that districts establishing prerequisites, co-requisites, or advisories report to the CCCCO new prerequisites or co-requisites established during the year as part of annual MIS data collection cycle
- Required by August 1st of each year
- Data from the Curriculum Inventory will be used for evaluation

Monitoring the Impact of Prerequisites and Co-requisites

Section 55003(l) requires that districts monitor whether or not the prerequisites or co-requisites have a disproportionate impact on particular groups of students

- “Disproportionate impact” occurs when the percentage of persons from a particular racial, ethnic, gender, age or disability group who are directed to a particular service or placement based on an assessment instrument, method, or procedure is significantly different from the representation of that group in the population of persons being assessed, and that discrepancy is not justified by empirical evidence demonstrating that the assessment instrument, method, or procedure is a valid and reliable predictor of performance in the relevant educational setting.”

Student Equity and Matriculation Plans

Matriculation Plans, Section 55510(a)(6) and (7):

- Requires that district matriculation plans identify the procedures & policies a college will use to establish and review prerequisites, co-requisites, and advisories & that district policies are in place
- Due to SB 1456 and the “repurposing” of matriculation, the matriculation plan process has been suspended for now

Equity Plans, Section 55003(l)(2):

- Requires districts to monitor equity in accordance with college student equity plan process
- New equity plan process is TBD and contingent upon SSTF Student Success Scorecard outcomes & process

Additional Resources

Chancellor's Office Guidelines for Title 5 Regulations Section 55003: Policies for Prerequisites, Corequisites and Advisories on Recommended Preparation (2/3/12)

http://www.cccco.edu/Portals/4/AA/Prerequisites_Guidelines_55003%20Final.pdf

Student Success: *The Case for Establishing Prerequisites Through Content Review*

(Fall 2010) <http://www.asccc.org/sites/default/files/Prerequisite-review-fall2010.pdf>

Implementing Content Review for Communication and Computation Prerequisites

(Spring 2011)

<http://www.asccc.org/sites/default/files/Content-Review-Spring-2011.pdf>

Academic Senate for California Community Colleges Position:

- Prerequisites that are thoughtfully and judiciously established through a content review process are the best response to Student Success Task Force Recommendation 3.4:

“Community colleges will require students to begin addressing basic skills needs in their first year and will provide resources and options for them to attain the competencies needed to succeed in college-level work as part of their education plan.”

Appendix A:

Request for Prerequisite Validation

Course:

Originator:

Prerequisite/Co-requisite requested:

Rationale:

Division Chair Signature _____

Instructional Dean Signature _____

CAC Comments:

Approval Date:

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. G

Academic Affairs
College Area

Proposal:

To approve the proposed courses which have proceeded through the institutional curriculum development process to the point of recommendation to the Board.

Background:

The courses listed below are recommended by the Curriculum Advisory Committee and endorsed by the MPC administration.

Budgetary Implications:

When offered, related courses and programs generate instructor and support costs, which are offset by student attendance driven income.

RESOLUTION: BE IT RESOLVED, that the following new courses be approved:


ARTC 1C, Ceramic Handbuilding III
ARTC 2C, Ceramic Wheel Throwing III
ARTC 4C, Kiln-Formed Glass III
ARTD 4B, Wood Sculpture II
ARTD 6B, Stone Sculpture II
ARTD 40C, Jewelry & Metal Arts III

Recommended By:



Celine Pinet, Vice President of Academic Affairs

Prepared By:



Michael Gilmartin, Dean of Instructional Planning

Agenda Approval:



Dr. Walter Tribley, Superintendent/President

PROPOSED COURSES

ARTC 1C

Ceramic Handbuilding III

3 units

6 hours studio

Justification

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course examines the creative potential of handbuilding processes. Emphasis is on experimentation and personal conceptual development to allow students to use their own backgrounds and experiences to create artwork that is uniquely theirs. It includes continued research in glazing and firing, surface design, and knowledge of historical and contemporary ceramics.

ARTC 2C

Ceramic Wheel Throwing III

3 units

6 hours studio

Justification

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course offers further exploration of wheel throwing processes for development of sound technical skills. Continued research in glazing, firing, and surface design, and knowledge of historical and contemporary ceramics.

ARTC 4C

Kiln-Formed Glass III

3 units

6 hours studio

Justification

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course examines the creative potential of fusing and slumping glass. Emphasis is on experimentation and personal conceptual development to allow students to use their own backgrounds and experiences to create artwork that is uniquely theirs.

ARTD 4B**Wood Sculpture II****3 units****6 hours studio****Justification**

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course is a continuation of Wood Sculpture I, with an increase in project sophistication. It covers expanded shop equipment operation and joinery techniques. Emphasis is on creative resourcefulness using organic forms. It also covers design and building of kinetic wood mechanisms.

ARTD 6B**Stone Sculpture II****3 units****6 hours studio****Justification**

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course is a continuation of Stone Sculpture I, with an increase in use of marble and carving complexity. Emphasis is placed on student participation in idea development and imaginative problem solving. Instruction includes pneumatic carving tools.

ARTD 40C**Jewelry & Metal Arts III****3 units****6 hours studio****Justification**

This new course is part of a comprehensive Art Department curriculum overhaul process that addresses the following: courses have been written and revised to address past inconsistencies and accreditation requirements, include current resources and content, and to ensure alignment and compliance with SB 1440, C-ID and other CSU transfer curriculum requirements.

Description

This course builds on the established foundations of Jewelry and Metal Arts I and II. Class assignments incorporate more sophisticated concepts, design elements, and problem solving. Projects incorporate a full inventory of basic jewelry fabrication and challenging skills while emphasizing refinement and personal expression.

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No.H

Human Resources
College Area

Proposal:

That the Governing Board ratify the new employment agreement with Martin L. Johnson to serve as the Interim Vice President for Student Services from July 8, 2013 through June 30, 2014. This agreement supersedes the agreement with Mr. Johnson which was approved on June 26, 2013.

Background:

Mr. Johnson was previously hired to serve as Interim Vice President for Student Services from July 8, 2013 through December, 2013 to allow for the recruitment of a new vice president. Due to the challenges currently facing MPC and the upcoming turnover in the Superintendent/President's cabinet, it is imperative that there is as much stability as possible in senior leadership. Mr. Johnson possesses the knowledge of MPC and leadership qualities that will contribute greatly to successfully addressing the needs of MPC this year. He has agreed to remain in the position for the remainder of the year, but must give up his retirement and reinstate as a regular employee through the retirement system to do so.

To properly compensate Mr. Johnson for his service and reinstatement from retirement, the attached contract reflects the recommended salary at step 5 on the vice president salary schedule, a stipend for the cost of benefits and the standard stipends for expenses and transportation provided to all vice presidents. The total proposed compensation is equal to the amount earned by the previous vice president prior to his retirement.

Recruitment activities for a permanent replacement for this position will continue with a revised start date of July 1, 2014.

Budgetary Implications:

Included in budget.

RESOLUTION: BE IT RESOLVED, that the Governing Board ratify the attached employment agreement between Martin L. Johnson and Monterey Peninsula College District which supersedes the agreement approved on June 26, 2013.

Recommended By:

Walter A. Tribble
Dr. Walter Tribble, Superintendent/President

Prepared By:

Barbara Lee
Barbara Lee, Associate Dean of Human Resources

Agenda Approval:

Walter A. Tribble
Dr. Walter Tribble, Superintendent/President

EMPLOYMENT AGREEMENT

September 25, 2013

THIS AGREEMENT is made between Martin L. Johnson, Interim Vice President for Student Services, and the Board of Trustees of the Monterey Peninsula Community College District. This agreement is amended to recognize Mr. Johnson's reinstatement in the California State Teachers' Retirement System (CalSTRS) in order to extend his service to Monterey Peninsula College. It supersedes the agreement dated June 26, 2013.

The Board hereby employs the Interim Vice President for Student Services in a temporary management position, pursuant to Section 72411 of the Education Code. The Interim Vice President for Student Services accepts such employment, in accordance with the following terms and conditions:

1. This Agreement shall be effective as of July 8, 2013, and shall end no later than June 30, 2014. The intent is to have the Interim Vice President for Student Services work until the individual hired for the currently vacant position of Vice President for Student Services begins work. This Agreement may be extended or it may be terminated prior to June 30, 2014, as mutually agreed to by both parties.

Under the direction of the Superintendent/President, the Interim Vice President for Student Services shall be responsible for performing the day-to-day functions of the position as assigned by the Superintendent/President.

2. Salary shall be based on the 2013/14 administrative salary schedule Step 5, Vice President at an annual rate of \$143,304, which is a daily rate of \$582.54, and a monthly rate of \$11,942.

If this agreement is terminated prior to June 30, 2014, salary shall be pro-rated and disbursed at the next regular pay period. If the salary schedule for administrative employees is changed, Mr. Johnson's salary will be adjusted accordingly.

3. The Interim Vice President for Student Services shall receive the following annual stipends, dispersed as mutually agreed as additions to salary:
 - a. \$22,337 in lieu of health and welfare benefits
 - b. \$2,400 car allowance
 - c. \$2,400 personal expense allowance

Per Education Code 22119.2(c), these stipends are not considered creditable compensation for the State Teachers' Retirement System.

4. Compensation shall be paid in accordance with applicable laws, rules and regulations.
5. Vacation leave shall accrue at the rate of 1.833 days per month for the term of this agreement. Vacation accrued and unused shall be paid following the termination of this agreement.
6. Sick leave shall accrue at the rate of 1.0 days per month. Unused sick leave shall not be paid upon separation from the District.
7. The District shall reimburse the Vice President for Student Services for actual and necessary expenses which he incurs out of district, within the scope of his employment in accordance with applicable District policy.

8. This contract may be terminated by the Interim Vice President for Student Services or the Board with thirty (30) days notice.
9. This contract may not be assigned without the consent of the Board.
10. This assignment is temporary and provides no eligibility to permanent status with the Monterey Peninsula Community College District.
11. The terms and conditions of this agreement may be changed by mutual agreement of the Interim Vice President for Student Services and the Board
12. To the extent applicable, this Agreement is subject to the provisions of Government Code Sections 53243-53243.4 which require reimbursement under the circumstances stated therein.
13. This Agreement shall be governed by and construed in accordance with the laws of the State of California. In the event of litigation, venue shall be in the Superior Court for the County of Monterey, State of California.
14. This Agreement contains the entire agreement and understanding between the parties. There are no oral understandings, terms, or conditions, and neither party has relied upon any representation, express or implied, not contained in this agreement. This Agreement is intended by the parties to be the sole instrument governing the relationship between the parties unless a provision of law, now or hereinafter enacted, is specifically applicable to this Agreement or to the Board/Interim Vice President for Student Services relationship.
15. This Agreement may be modified or superseded only by a written instrument executed by both of the parties.

IN WITNESS WHEREOF, the parties have entered into this agreement as of the date this agreement is signed by both parties.

**INTERIM
VICE PRESIDENT FOR STUDENT SERVICES**


 Mr. Martin Johnson 9/13/13

 Date

**CHAIR
BOARD OF TRUSTEES**

 Mr. Charles Brown Date

SUPERINTENDENT/PRESIDENT


 Dr. Walter Tribley 9/16/13

 Date

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. 1

Superintendent/President
College Area

Proposal:

That the Governing Board review and provide feedback regarding the proposed MPC Foundation “Procedures for Soliciting and Administering Major Gifts Associated with the Naming of Monterey Peninsula College Property.”

Background:

Board Policy 1435 Naming of Buildings and Other Property Components assigns to the Governing Board the authority for naming college facilities and properties. As the strategic fundraising arm of the college, the MPC Foundation seeks and secures donations to help meet a variety of college needs. These efforts may involve a recommendation to name a college building, classroom, or other such college property that is under the jurisdiction of the Governing Board.

The proposed “Procedures for Soliciting and Administering Major Gifts Associated with the Naming of Monterey Peninsula College Property” serve as a guideline for the Monterey Peninsula College Foundation, and other staff, volunteers, and outside advisors who assist in the solicitation of major gifts associated with naming rights. They are intended to guide the appropriate implementation of Board Policy 1435, as well as to assure consistency, fairness, fitting recognition, and good value in exchange for the honor and privilege of name association.

The Procedures were developed by a Taskforce of the MPC Foundation Board, including Dr. Tribley. On September 11, 2013, the Procedures were taken to the Foundation Board for review. Following their review and feedback given by the Governing Board, the Foundation Board will be asked to formally adopt the Procedures.

Budget Implications:

No general fund resources are required.

INFORMATION: Review of the proposed “Procedures for Soliciting and Administering Major Gifts Associated with the Naming of Monterey Peninsula College Property.”

Recommended By:



Beccie Michael, Executive Director, MPC Foundation

Prepared By:



Beccie Michael, Executive Director, MPC Foundation

Agenda Approval:



Dr. Walter Tribley, Superintendent/President

Procedures for Soliciting and Administering Major Gifts Associated with the Naming of Monterey Peninsula College Property

I. Purpose

The Monterey Peninsula College Foundation secures private funds to enhance the College's ability to meet the higher education needs of its community. To that end, the Foundation seeks to provide appropriate recognition of donors for their generosity. Although such recognition may take many forms, these procedures are intended to guide the process for naming of facilities and campus spaces. Such spaces may include, but are not limited to, classrooms, lecture forums, buildings, athletic domains, hardscape, benches, fountains, gardens, walls, equipment, and outdoor plazas.

The Monterey Peninsula College Governing Board retains the authority for naming college facilities and properties. These procedures serve as a guideline for the Monterey Peninsula College Foundation, and other staff, volunteers, and outside advisors who assist in the solicitation of major gifts. It is established to guide the appropriate implementation of the Monterey Peninsula Community College District Board Policy 1435 (attached to this document as Exhibit A), as well as to assure consistency, fairness, fitting recognition, and good value in exchange for the honor and privilege of name association. This document is intended only as a guide and allows for flexibility on a case-by-case basis.

II. Scope

These procedures will remain effective following approval of the Monterey Peninsula College Foundation (MPCF) Board of Directors and acknowledgment from the Monterey Peninsula Community College District (MPCCD) Board of Trustees.

Revisions to the MPCCD Governing Board Policy 1435 will automatically trigger review of these guidelines by Foundation staff. Any proposed changes will be brought to the MPCF Board of Directors and MPCCD Board of Trustees for further approval.

III. Establishing Priorities for Naming Campaigns

Per MPCCD Board Policy 1435, the Board may establish a list of Naming Opportunities by May 31 of each year. For any given year the Board produces such a list, the Foundation will work within that list to secure naming gifts. In addition, the College Superintendent/President shall have the authority to establish priorities for naming campaigns. Due to the collaborative relationship between the College and the Foundation, the College Superintendent/President would typically do so with input and feedback from the Foundation staff and Board.

For donors interested in making gifts outside established priorities, the Foundation will work with the College Superintendent/President to handle such a request on a case-by-case basis. Ultimately, the intent is to match donors' philanthropic interests with the greatest needs of the college.

IV. Purpose & Administration of Naming Gifts

Donations received from naming opportunities may be directed to a variety of purposes per established College priorities. This may include construction or renovation costs, instructional equipment or materials, faculty and staff development, programmatic costs, endowed faculty positions, or other designated-needs.

All donations will be made to the MPC Foundation and will be managed in accordance with its policies, including its Gift Acceptance, Investment, Endowment, and Spending Policies.

Upon receipt, a portion (5 percent) of each gift will be designated for Foundation purposes, to be used as unrestricted funds, in support of the Foundation's ability to continue fundraising on behalf of the college. These funds may be used for general operating or any other purpose as determined by the MPC Foundation Board of Directors.

The remaining (95 percent) of each gift will be placed in either a temporary or permanently restricted fund and will be administered in accordance with the Letter of Gift.

V. Guidelines for Gift Amounts & Types

In general, the MPC Foundation defines a "major gift" as a gift of \$25,000 or more. The Foundation anticipates that any gift solicited for a naming opportunity of a building or room within a building will be at this level or higher.

Specific contribution levels may be established with either ranges or minimum dollar amounts for specific physical facilities on campus. These levels shall be established periodically by the College Superintendent/President in conjunction with the Monterey Peninsula College Foundation subject to MPC Board of Trustee approval.

Amounts will take into consideration the purpose of the facility, its size and prominence on campus, and the intended use of the gift. In general, amounts will follow these guidelines:

- a. For new construction, a significant contribution to the actual construction cost;
- b. For an existing building or facility, a significant portion of the replacement or renovation cost;
- c. For space within an existing building or facility (for example a classroom), a significant portion of the total fundraising campaign goal;
- d. For a specific program/endowment, a significant portion of the total fundraising campaign goal.

Per the MPC Foundation's Gift Acceptance Policy, donations may be made in cash, securities, or real property. Any pledge is a legally binding pledge and can be paid over time, preferably within five years of naming the facility, unless other arrangements are made. Generally, the initial gift should be a minimum of 20% of the total pledge amount, which must be received prior to the recommendation to name the intended facility. Monterey Peninsula College District Board reserves the right to remove names from facilities when the gift remains unpaid beyond the five-year limit or the agreed upon date.

VI. Permanency of Names

MPCCD Board Policy 1435 establishes the permanency of naming opportunities. The Foundation's role in regards to permanency will be to facilitate re-naming or alternative options for donors whose naming will expire due to demolition, significant renovation, or other factors. In addition, the Foundation will serve as a resource to the MPCCD Board when a name is to be removed from an existing facility, or in the unlikely event that a name must be reconsidered due to a legal impropriety or other act which brings dishonor to the College, District, or Foundation on the part of the donor, or a corporate donor who is no longer in existence.

VII. Guidelines for Signage

The Foundation will work with donors to design appropriate signage or physical markers, including color, size, and placement, that fits within the overall design guidelines of the College. Foundation staff will coordinate placement of signage with input from appropriate College staff following approval from the College Superintendent/President.

The cost of signage will be paid by the Foundation; though in some instances a portion of the gift may be used if the donors' wishes dictate excessive costs (typically a cost of more than 0.5% of the gift).

VIII. Processes for Implementing Board Policies and Guidelines

While there may be exceptions, and the College/Foundation intend to remain flexible to the greatest extent possible, the general steps that will be taken to secure a naming gift are as follows:

- a. MPCCD Board or College Superintendent/President establishes priorities for naming opportunities.
- b. Foundation begins communications with prospective donors regarding interests and intent for a major gift.
- c. Foundation Executive Director (ED) informs College Superintendent/President of potential gifts; secures support for intended purpose, facility, and gift amount.
- d. Foundation works with donor to draft a Letter of Gift.
- e. Letter of Gift is approved by MPCF Board of Directors (conditional upon approval from MPC Board of Trustees), and recommended to the MPCCD Board for consideration of naming opportunity.
- f. Naming of facility is approved by MPCCD Board of Trustees.
- g. Foundation coordinates placement of signage.
- h. Building is named; Foundation coordinates appropriate recognition/unveiling event and any public announcements associated with the gift in collaboration with the College Superintendent/President's Office.

Monterey Peninsula Community College District

Governing Board Agenda

September 25, 2013

New Business Agenda Item No. J

Superintendent/President
College Area

Proposal:

To review the attached Calendar of Events.

Background:

The Trustees request that the Calendar of Events be placed on each regular Governing Board meeting agenda for review and that volunteer assignments be made so that the Trustees become more visible on campus.

Trustees will attend meetings as observers and will not represent the Board's view on issues/topics.

Budgetary Implications:

None.

INFORMATION: Calendar of Events.

Recommended By: Dr. Walter Tribley, Superintendent/President

Prepared By:

Shawn Anderson

Shawn Anderson, Executive Assistant to Superintendent/President and Governing Board

Agenda Approval:

Walter A. Tribley

Dr. Walter Tribley, Superintendent/President

MPC Governing Board 2013-2014 Calendar of Events

SEPTEMBER, 2013

Saturday, September 21 Alumni Association Homecoming Reunion Celebration - former MPC Armory Building, 3:00pm Reception, 4:00pm BBQ Dinner, 4:45pm Program
Saturday, September 21 MPC Homecoming Game vs. Foothill College – MPC Stadium, 6:00pm
Wednesday, September 25 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room

OCTOBER, 2013

Wednesday, October 23 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room

NOVEMBER, 2013

Monday, November 11 Veterans' Day Holiday
Wednesday, November 20* Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room
*Date changed to 3rd Wednesday due to Thanksgiving holiday
Thurs-Fri, November 28-29 Thanksgiving Holiday

DECEMBER, 2013

Wednesday, December 11 Regular Annual Organizing Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Annual Organizing Meeting and Swearing-In Ceremony
*Date changed due to MCOE rules for annual organizing meetings
Mon-Fri, December 16-20 Finals Week; Fall Semester ends December 19
Monday, December 24 – Winter Break
Wednesday, January 1

JANUARY, 2014

Wednesday, January 2 Early Spring Session Begins
Monday, January 20 Martin Luther King Day Holiday
Wednesday, January 22 Regular Board Meeting – Marina Education Center
1:30pm: Closed Session, 3:00pm: Open Session
Tuesday, January 28 Early Spring Session Ends
Wed-Thur, January 29-30 Flex Days

FEBRUARY, 2014

Monday, February 3 Spring Semester Begins
Friday, February 14 Lincoln Day Holiday
Monday, February 17 Washington's Day Holiday
Wednesday, February 26 Regular Board Meeting – Public Safety Training Center, Seaside
1:30pm: Closed Session, 3:00pm: Open Session

MPC Governing Board 2013-2014 Calendar of Events

MARCH, 2014

Saturday, March 1 Lobo Hall of Fame – Marriott Hotel (time to be announced)
Wednesday, March 26 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room
Monday, March 30 First Day of Spring Recess

APRIL, 2014

Tues-Sat, April 1-5 Spring Recess (March 30-April 5)
Wednesday, April 23 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room

MAY, 2014

Monday, May 26 Memorial Day Holiday
Wednesday, May 28 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room

JUNE, 2014

Thursday, June 5 Spring Semester Ends
Thursday, June 6 *Fire Academy Ceremony (date and other details to be confirmed)
Thursday, June 5 *Latino Ceremony, 6:00pm – LF103 (date and location to be confirmed)
Thursday, June 5 *Asian Student Assn Ceremony (date and other details to be confirmed)
Friday, June 6 *Kente Ceremony, 7:00pm- MU101 (date and location to be confirmed)
Saturday, June 7 Faculty Retirement Breakfast, 8:30am (location to be confirmed)
Saturday, June 7 Commencement, 12:00pm – Amphitheatre (line-up at 11:30am in Gym)
Saturday, June 7 Nurse Pinning Ceremony, 3:00pm – Amphitheatre
Monday, June 16 Summer Session Begins
Wednesday, June 25 Regular Board Meeting, MPC Library & Technology Center
1:30pm: Closed Session - Stutzman Room
3:00pm: Regular Meeting - Sam Karas Room

JULY, 2014

Friday, July 4 Independence Day Holiday
Wednesday, July 23 Regular Board Meeting – Marina Education Center
1:30pm: Closed Session, 3:00pm: Open Session
Friday, July 25 End of Six-Week Summer Session