



MT. SAN ANTONIO COLLEGE

REGULAR MEETING OF THE BOARD OF TRUSTEES

Wednesday, February 11, 2015

MINUTES

CALL TO ORDER

The regular meeting of the Board of Trustees of Mt. San Antonio College was called to order by Board President Hall at 5:35 p.m. on Wednesday, February 11, 2015. Trustees Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos, and Student Trustee Mendoza were present. Trustee Baca was absent.

STAFF PRESENT

Bill Scroggins, President/CEO; James Czaja, Vice President, Human Resources; Mike Gregoryk, Vice President, Administrative Services; Irene Malmgren, Vice President, Instruction; and Audrey Yamagata-Noji, Vice President, Student Services were present.

1. PUBLIC COMMUNICATION REGARDING CLOSED SESSION

None.

2. CLOSED SESSION

The Board adjourned to Closed Session at 5:36 p.m. to discuss the following items:

- Conference with Legal Counsel - Potential Litigation (one case)
- Conference with Legal Counsel – Pending Litigation (one case)

3. PUBLIC SESSION

The public meeting reconvened at 6:39 p.m., and the Pledge of Allegiance was led by Trustee Rosanne Bader.

4. RECEPTION FOR DR. SORAYA M. COLEY, PRESIDENT, CAL POLY, POMONA

Prior to the meeting, a reception was held to introduce Dr. Soraya M. Coley, the new president of Cal Poly, Pomona.

The Board reserves the right to modify the order of business in the manner it deems appropriate.

Closed session shall not extend past the designated time, but should the business considered in closed session require additional time, the Board shall reserve time after the public meeting to continue discussion.

5. INTRODUCTIONS

The following employees were introduced:

Classified Employees (Newly Appointed)

- **Jeremy Marion**, Laboratory Technician II, Biological Sciences (Natural Sciences) (absent)
- **Rogie Meza**, Custodian (Custodial Services) (absent)

Classified Employees (Promoted)

- **Nancy Kam**, Administrative Secretary (Library) (absent)

6. RECOGNITION

Mt. San Antonio College welcomed **Dr. Soraya M. Coley**, Ph.D., who became the new president of Cal Poly, Pomona on January 1, 2015. Dr. Coley is the sixth president of the institution as well as the first woman to serve in that role. She was previously provost and vice president for academic affairs at California State University, Bakersfield. She has also served as system-wide provost and vice president for Academic Affairs at Alliant International University. In addition, she has experience in the classroom as department chair and professor in the Department of Human Services at Cal State Fullerton, where she was also named dean of the College of Human Development and Community Service.

7. APPROVAL OF MINUTES

Corrections to the minutes of the January 14, 2015, meeting:

- Under Call to Order – it should read, "...was called to order by Board President **Hall**."
- Under Board Communication, F. Trustee Bader reported the following: - the third bullet should read, "She attended the **Mt. SAC Nurse's Ball Pinning Ceremony** at the **Pomona Valley Medical Center**."

It was moved by Trustee Chyr and seconded by Trustee Chen-Haggerty to approve the minutes of the regular meeting of January 14, 2015, as corrected. Ayes: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos; Noes: None; Abstained: None. Absent: Baca. Student Trustee concurred.

8. PUBLIC COMMUNICATION

- The following individuals addressed the Board and spoke in opposition of the proposed parking structure: Linda Hiti, Anthony Inducil, Layla Abou-Taleb, Vicky Lee, Virginia Castro, and Mansfield Collins.
- Mansfield Collins addressed the Board and spoke in opposition of both the proposed parking structure and to Mt. SAC's student growth.
- Robert Ozaki addressed the Board to communicate his concerns on the impact that Mt. SAC's expansion will have on the community.
- Brad Chau addressed the Board and challenged its use of the proposed parking structure as a classroom, as well.

9. REPORTS

Reports by the following constituency leaders were presented and are posted on the College website with these minutes:

- **Chris Nguyen**, President, Associated Students
- **Dan Smith**, President, Academic Senate
- **John Lewallen**, President, Classified Senate
- **Eric Kaljumagi**, President, Faculty Association
- **Bill Rawlings**, Acting President, CSEA 262
- **Bill Lambert**, Executive Director, Mt. SAC Foundation

10. BOARD COMMUNICATION

- A. Trustee Hall read the following reminder: "At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members."
- B. All Board members shared the following comments:
- They welcomed and congratulated newly appointed and promoted employees Jeremy Marion, Rogie Meza, and Nancy Kam.
 - They congratulated Dr. Coley for being appointed as the new president of Cal Poly, Pomona.
 - They attended the Board Study Session on February 7, 2015, and found it very informative and valuable.
- C. Trustee Chyr reported the following:
- He attended the Mt. SAC Hall of Fame event and acknowledged the athletics department leadership and commended the awards the athletes won, both academically and on the field. He can see why Mt. SAC is such a special place.
- D. Trustee Bader reported the following:
- She's looking forward to the Cash for College event that's coming up and said how valuable it is to Mt. SAC's students.
- E. Trustee Chen-Haggerty reported the following:
- She attended the CCLC Effective Trustee Workshop in Sacramento, which is no longer just for new trustees. She said that attendance at the workshop is worthwhile with 35 new trustees. She also mentioned that she's on the ACES committee.
 - She said that she continues with the legislative conference, and she talked about the newly formed API Trustee Administrator. She said a very successful reception was held, and that Assemblywoman Ling Ling Chang and a representative from Senator Bob Huff's office attended. She also met with Assemblywoman Young Kim from Orange County.
 - She mentioned that February 19 is the Chinese New Year.

F. Trustee Hidalgo reported the following:

- He attended the West Covina Martin Luther King, Jr. Day celebration last month.
- He attended the Mt. SAC Hall of Fame event for the first time and was very impressed with all of the inductees. He commended everyone who contributed to its success. He also said that the inductees, aside from being good athletes, appeared to be really good people. He said that they represent the College very well.

G. Trustee Santos reported the following:

- She attended the Los Angeles County Schools Trustees Association (LACSTA) training.
- She attended the Industry Manufacturers' Council (IMC) Labor Law Update luncheon.
- She will attend the Citrus Valley Lighten Up event.
- She attended the Mt. SAC Hall of Fame event.
- She attended the Citizens Oversight Committee meeting on February 5.

H. Trustee Mendoza reported the following:

- She had nothing to report this month.

I. Trustee Hall reported the following:

- He attended and was responsible for the Industry Manufacturers' Council (IMC) Labor Law Update luncheon. He said that several Mt. SAC employees attended, as well.
- He said that Dr. Scroggins, Trustee Santos, and he had discussions regarding ways to make higher education more accessible to people who live and work in Baldwin Park. He said the discussions are ongoing.
- He attended the Citizens Oversight Committee meeting on February 5.
- He wished everyone a Happy Chinese New Year on February 19.

11. PRESIDENT SCROGGINS' REPORT INCLUDED THE FOLLOWING:

- He welcomed and congratulated newly appointed and promoted employees Jeremy Marion, Rogie Meza, and Nancy Kam.
- He thanked the Board for their level of engagement and energy at the Board Study Session. He also thanked the trustees for their guidance.
- He congratulated Dr. Coley for being appointed as the new president of Cal Poly, Pomona. He mentioned that he had lunch with Dr. Coley at Cal Poly's Collins Culinary College Restaurant, where it is operated by students. He mentioned that their server was a Mt. SAC graduate.

- Board members were provided with a written summary and presentation on CTE Enhancement Funds at Mt. SAC: an Overview of Supported Projects, prepared by Jemma Blake-Judd, Interim Dean, Technology and Health; and Jennifer Galbraith, Associate Dean, Business.

Question: When will the new equipment be delivered?

Answer: They will be using it during the Spring Semester.

Question: Do other colleges in the area have these machines?

Answer: Yes, Glendale Community College has them.

Question: Are these mainly for CTE programs?

Answer: Yes, the funds were designed specifically for CTE programs.

Comment: This is great news for the College.

The presentation may be found with these minutes on the College website.

- Board members were provided with a written summary and presentation on Effects of Equalizing Credit and Noncredit/CDCP Funding & Effects of Expanded AB 86 Adult Education Funding, prepared by Donna Burns, Dean, Continuing Education Division; and Irene Malmgren, Vice President, Instruction. Ms. Burns presented the information to the Board.

Question: Have we reached out to any of the school districts and offered these adult classes, in response to what this Bill proposes, to see if there is any dialogue or cooperation and to see where they stand? Is this kind of a stand-off competitive environment?

Answer: Not locally; there are nine active districts (eight USDs) in our local consortium planning and Mt. SAC. The teachers are working together and are excited about aligning curriculum and creating pathways to help with seamless transitions. The Plan hasn't asked us to dig into facilities in terms of the planning work that is turned in. The adult schools in the area would like to use their own facilities as they grow.

Comment/Question: It makes sense that Donna Burns is a statewide-recognized expert in continuing education. Are all of the offsite FTES counted with the College students?

Answer: It depends. We have a very vibrant education for the older adults program at about 35 off-site locations within the cities of our district. They are funded at the regular non-credit apportionment rate, which is a lower rate for the most part, depending on the subject of the class.

Question: How many are scattered throughout the District?

Answer: About 3,500 annually, and most see themselves as Mt. SAC students.

Question: Is the curriculum for noncredit classes the same as the credit classes by our faculty, and are ROPs part of this?

Answer: Yes, and the ROPs are for high-school age students. Minors are not included in this program.

The presentation may be found with these minutes on the College website.

12. CONSENT CALENDAR

The following changes were made to the Consent Calendar:

Page 53 – Consent #16 - Personnel Transactions – under Student Employees, for Jasmine Kaufman, the Pay Rate should read “**\$9.00.**”

Page 76 – Consent #32 - Sabbatical Leave Applications for Academic Year 2015-16 – under Analysis and Fiscal Impact, two sentences should be added to the first paragraph, as follows: “**The proposals recommended a total of seven semesters. These leaves are compensated at 80% of the faculty member’s regular salary.**” Also, the second paragraph should be deleted due to its inaccuracy.

It was moved by Trustee Bader and seconded by Trustee Chyr to approve the following items, as corrected:

ADMINISTRATIVE SERVICES

1. Approval of the Appropriation Transfers and Budget Revisions Summary.
2. Approval to hire various Independent Contractors in order to acquire the expertise needed to accomplish College goals and to meet deadlines.
3. Approval of the re-issuance of stale-dated warrants, as listed.
4. Approval of Resolution No. 14-04 – Approval to Apply for Two California Energy Commission loans to supplement construction costs of energy projects.
5. The item was pulled and acted upon separately (see Paragraph 13).
6. Approval of the renewal agreement with Student Services Transportation of America, Inc., to provide bus services for transporting students.
7. Approval of a contract with Schindler Elevator Corporation for maintenance service of campus elevators.
8. Consideration of approval of an annual maintenance and service contract with Eaton Corporation for the Data Center. (See backup packet Page 37.)
9. Approval of a three-year agreement with RideLinks, Inc. to purchase Mobile Source Emission Reduction Credits for the purpose of complying with SCAQMD Rule 2202.
10. Approval to reject a Claim Against the District by Student Number Ending in 0414, and that Administrative Services is instructed to notify the claimant’s legal counsel of the rejection in accordance with Government Code Sections 910 through 915.4.
11. Approval of the donation of six pottery wheels to Los Angeles Valley College.
12. Approval of an agreement, not to exceed \$30,000, to be paid to Southern California Gas Company for the Wildlife Sanctuary Gas Line Relocation project.
13. Approval of an agreement with Beazley Insurance to provide builder’s risk insurance for the Student Success Center and the Food Services project.

14. Approval of agreements to provide professional design and consulting services for the following projects: EPT Design for the Child Development Center; Pal ID Studio for the Instruction Modularity 18C and 18D; Steven Fader Architects for The Center (for Deaf and Hard of Hearing); Wheeler and Gray, Inc. for the Performing Arts Center Motorized Rigging System; and Universal Exhibits for Heritage Hall.
15. Approval of the following Completion Notices:
 - Bid No. 2973 Design Technology Center – Radio Lab Remodel, NB Construction, Inc. (Contractor)
 - Bid No. 2951 Performing Arts Center – Chiller Replacement, Liberty Climate Control, Inc. (Contractor)

HUMAN RESOURCES

16. Approval of Personnel Transactions.
17. Approval of Parachutes and Ladders XIV – Beyond the Lecture: Developmental Education in Action Conference.
18. Approval of Recommendation to Employ Faculty Under Second Contract 2015-16.
19. Approval of Recommendation to Employ Faculty Under Third Contract 2015-17.
20. Approval of Recommendation to Grant Tenure – 2015-16.

INSTRUCTION

21. Approval of activities and acceptance of funds for the Child Development Center.
22. Approval of acceptance of funds for the Career Technical Education Pathways Program (SB 1070).
23. Approval of additions and changes in Continuing Education Division.
24. Approval of a contract agreement with Pacific Palms Hotel & Conference Center and authorization for advance payment.
25. Approval of participation and travel of a journalism student and faculty advisor to the Western States Communication Association Convention in Spokane, Washington.
26. Approval of participation and travel of 16 journalism students and faculty advisor to the College Media Advisers Spring National Convention in New York, New York.
27. Approval of participation and travel of one Phi Theta Kappa (PTK) student and faculty advisor to the PTK National Conference in San Antonio, Texas.
28. Approval of participation and travel of one Phi Theta Kappa (PTK) student and faculty advisor to the PTK Regional Conference in Sparks, Nevada.

29. Approval of participation of the Wind Ensemble and one faculty advisor to attend the 2016 Chicago International Music Festival in Chicago, Illinois, and advance payment to World Projects Corporation.
30. Approval of activities and acceptance of funds for the Career Technical Education Enhancement Fund.
31. Approval of activities and acceptance of funds for the Proposition 39 Clean Energy Workforce Grant.
32. Approval of four sabbatical leaves for academic year 2015-16.

PRESIDENT'S OFFICE

33. Approval of a Consulting Agreement with the McCallum Group, Inc.
34. Approval to change the Board of Trustees meeting date from April 8, 2015, to April 15, 2015.
35. The item was pulled and acted upon separately (see Paragraph 14).

Ayes: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos; Noes: None; Abstained: None; Absent: Baca. Student Trustee concurred.

13. CONSENT ITEM #5 – CONTRACT USING THE LEASE/LEASEBACK CONSTRUCTION DELIVERY METHOD FOR PARKING STRUCTURE PHASE 1 AND SOUTH CAMPUS SITE IMPROVEMENTS – EAST

It was moved by Trustee Hidalgo and seconded by Trustee Chen Haggerty to approve this item.

Discussion: Trustee Hidalgo suggested that big-ticket items be action items in the future.

Ayes: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos; Noes: None; Abstained: None; Absent: Baca. Student Trustee concurred.

14. CONSENT ITEM #35 – RESOLUTION NO. 14-06 – APPROVAL TO COMPENSATE TRUSTEE MANUEL BACA FOR HIS ABSENCE FROM THE REGULAR MEETING OF THE BOARD OF TRUSTEES ON FEBRUARY 11, 2015

It was moved by Trustee Bader and seconded by Trustee Hidalgo to approve this item.

Discussion: Trustee Bader said that Trustee Baca has been on the Board for 16 years and has never missed a meeting, and neither have any of the other trustees. Trustee Hall said that he missed one meeting in 20 years due to illness.

President Scroggins suggested that, in order to have all trustees at the March Board meeting, it should be rescheduled. It was moved by Trustee Chen Haggerty and seconded by Trustee Chyr to modify Consent Item #35 to change the Board of Trustees meeting date from March 11 to March 25.

Ayes: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos; Noes: None; Abstained: None; Absent: Baca. Student Trustee concurred.

15. ACTION ITEM #1 – RESOLUTION NO. 14-05 – EXEMPTING THE PARKING STRUCTURE, A FACILITIES MASTER PLAN PROJECT, FROM THE CITY OF WALNUT’S ZONING ORDINANCES

Trustee Bader suggested changes to proposed Resolution No. 14-05: The resolution, with changes, may be found on the College website with these minutes.

It was moved by Trustee Bader and seconded by Trustee Hidalgo to approve this item, as amended.

Ayes: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos; Noes: None; Abstained: None; Absent: Baca. Student Trustee concurred.

16. DISCUSSION ITEM #1 – ALTERNATIVES TO THE APPROVED SITE AND DESIGN OF THE 2,200-SPACE STUDENT PARKING STRUCTURE

- The following residents spoke again regarding their opposition to the placement of the proposed parking structure in Lot A and urged the Board to consider building it in Lot F to be used for both sporting events and student parking: Mansfield Collins, Robert Osaki, Amy Nasr, Nam Huynh, Marie Sun, and Layla Abou-Taleb. These comments included areas of traffic, home value, health, noise, and student growth.
- No further discussion was made by the Board.

17. INFORMATION ITEM #1 – REVISIONS TO ADMINISTRATIVE PROCEDURE 7125 – VERIFICATION OF ELIGIBILITY FOR EMPLOYMENT – IMMIGRATION STATUS

The Board received for information revisions to Administrative Procedure 7125 – Verification of Eligibility for Employment – Immigration Status.

Dr. Scroggins commented that this was driven by the Immigration Control Act. He also explained the procedure that is followed when creating administrative procedures. He said that they are driven by board policy. He also said that Mt. SAC is a member of the CCLC’s policy and procedure service, and we follow their recommendations, for the most part. He also explained the route in which they take from the suggested changes to presentation to the Board for information purposes.

18. ADJOURNMENT

The meeting adjourned at 9:30 p.m.

WTS:dl



Associated Students Report

Presented by A.S. President Christopher Nguyen
February 11, 2015

A.S. 2015-2016 Budget Requests

An email has gone out to all the Deans and A.S. budget advisors inviting them to submit budget requests for the next academic year. Budget requests are due February 19 to the Student Life office.

Student Representatives on College Committees

I am in the process of reappointing students to college committees. Student participation is always contingent upon their class schedules. Therefore, I may need to appoint new students to some college committees. Our goal is to have 100% participation and attendance on college committees.

Black History Month Luncheon

The AS sponsored the Black History Month Luncheon, which was hosted by the ASPIRE program and the Counseling Department. The event was well organized and attended, and AS is proud to have played a part.

.....▼ UPCOMING EVENTS ▼.....

Events Calendar

The AS Events Calendar is now available for the spring 2015 semester. We are adding a new event, *Club Advisor & Officer Update*, which is an effort to offer support to the advisors of student organizations. We currently have 95 faculty and staff members advising 63 clubs on campus. We plan to reveal an *Advisor Handbook* at this event.

Advocacy & Policy Conference

On March 1-2, 16 student leaders and two advisors will be flying to Sacramento to participate in the Advocacy & Policy Conference, hosted by the Faculty Association of California Community Colleges. Additionally, we have scheduled legislative visits with Senator Ed Hernandez, Carol Liu, and Assembly member Freddie Rodriguez. We look forward to meeting them and sharing all the great things that are happening at Mt. SAC.

**Academic Senate Report
to the Board of Trustees
February 11, 2015**

Full Senate Activity

The full Senate is on break until March 5.

At our first meeting we will work on a variety of issues, including a revision to policies governing enrollment priority, assessment and orientation. Other proposals will include placement tests for Spanish language classes and Counseling liaisons partnered with specific programs. Several task forces have completed their work, including Early Alert, Leadership, Regional CTE, and Social Media Guidelines, and will report their findings.

Faculty Hiring

Sixteen full-time faculty positions have been approved thus far by the College President, with the possibility of more under discussion. We thank the President for his actions. These hires put the college in a better position to serve students and capture growth.

Accreditation Institute

Faculty members Michelle Sampat, Paul Kittle and Mary Johnson will attend the State Academic Senate's Accreditation Institute on February 20 and 21 in San Mateo. Michelle Grimes-Hillman, a member of the state senate's Executive Committee, will be a presenter. The theme this year is "Where Have We Been, and Where Are We Going?" The Mt. SAC faculty will not only focus on the actions necessary for accreditation in the current cycle, but also distance learning accreditation trends and requirements.

Flex Day

A day of voluntary professional development activities will be held on February 20. Thirteen workshops are planned which address the myriad changes we expect in the next year, and the various ways in which faculty can help students. We express our thanks to the President's office and the Faculty Association for providing breakfast and lunch for the faculty. We also wish to thank the tireless work of Jeff Archibald, Beta Meyer, Bao-Chi Nguyen, Cynthia Anderson, Lyssette Trejo-Espinoza, Stacey Gutierrez, Brenda Dial, Maria Cardenas, Laura Martinez, Vickie Moneghan, Carol Nelson and Denise Lindholm in organizing Flex Day.

Respectfully submitted,
Dan Smith
President, Academic Senate



MT. SAN ANTONIO COLLEGE CLASSIFIED SENATE

**REPORT TO THE BOARD OF TRUSTEES
WEDNESDAY FEBRUARY 11, 2015**

1. The Classified Senates Valentine's Event is tomorrow, Thursday, Feb. 12, in Founders Hall. Professional Development is working with the senate to provide give-aways to those who attend the event. The Valentine's Event will:
 - i. Provide classified staff a chance to mix and meet with one another
 - ii. Give information on upcoming Classified Senate, and POD events
 - iii. Have a photo booth
 - iv. Provide an opportunity to win donated prizes
 - v. Handout nomination forms for the upcoming Classy Awards

2. Tomorrow, Thursday Feb. 12, is also Classified Professional Development Day. Mt. SAC's Professional Development Office, and the Classified Professional Development Committee (CPDC), have planned several workshops for throughout the day. We encourage classified staff to attend one, or more, of these valuable classes. The offerings are:
 - i. CSEA 651 Members: Know Your Rights
 - ii. Opening Session
 - iii. Conversations w/ President Scroggins
 - iv. iHurt, uHurt, wii all Hurt ... The Toll of Technology
 - v. Show Me The Money! Grant Writing
 - vi. Helping Veteran Students Succeed
 - vii. The Heart of The Matter: Learn Risk Factors
 - viii. Focus Groups: Getting to the Heart of It
 - ix. Become a Mt. SAC LGBTQ Ally

3. Planning continues for this Springs Classy Awards of Excellence, presented by the Classified Senate.

Respectfully submitted by,
John Lewallen, President, Classified Senate



Strengthen, Increase, Promote and Advance

**Faculty Association Report
To the Board of Trustees
11 February 2015**

1. Negotiations

Reopener negotiations began in January, and I am pleased to report that the tenor of the negotiations remain respectful, inclusive, and productive. The Faculty Association Negotiation Team is now in the process of drafting proposals and calculating the likely costs of those proposals. We will resume meeting with the District team at the end of the month.

2. Mediation Workshop

The second level of the Faculty grievance process involves a mediation meeting, and mediation training has not been presented at Mt. SAC for a decade. To provide for trained mediators, the Faculty Association and the District have agreed to co-sponsor a workshop by the American Arbitration Association on 22 May. At this time, fourteen faculty have volunteered to be trained.

3. CCA Winter Conference

The Faculty Association is pleased to be sending eleven delegates to the Community College Association's Winter Conference in San Diego February 20th – 22nd. The list of breakout sessions include women's issues, how to build membership from the part-time faculty ranks, and CalSTRS benefits. Several delegates, including myself, will participate in a bargaining academy.

4. Puttin' on the Hits 2015

We are well underway with preparations for this year's Puttin' on the Hits, but find ourselves worryingly short on managers and Board of Trustee member performers. This year's shows will be at 7:30 pm on April 24th, and at 3:00 pm and 7:30 pm on April 25th. We very much hope that you will be in the show. To volunteer, please contact John Cordova at POTHJC@charter.net.

Respectfully submitted by,
Eric Kaljumagi, Faculty Association President

“Musical Inspirations from Stage, Cinema and Television”



The MTSAC Faculty Association and the MTSAC Community College
District presents this year's

Puttin On the Hits 2015



Seeking Faculty, Staff,
Administrators, and
Board of Trustees for
participating in this
year's POTH 2015
show!

If interested please
contact Show Director
John Cordova for
details.

Email:
POTHJC@charter.net
Cell/ Text:
(562) 544-830

This annual event helps to raise funds for student scholarships to MTSAC Students. Last year the cast of POTH (consisting of Faculty, Staff, Administrators, Board of Trustees and students) rose over \$10,000 in student scholarships. The MTSAC Faculty Association is dedicated to student success and access to a viable education. Please help join us to raise these much needed

Show Dates: MARK YOUR
CALENDARS!!!

Fri., April. 24, 2015 at 7:30 p.m.
Matinee

Sat., April. 25, 2015 at 3:00 p.m.

Sat., April. 25, 2015 at 7:30 p.m.



Foundation Report to the Board of Trustees February 11, 2015

As you know, the Mt. SAC Athletics Hall of Fame event was held last Saturday evening at the Pacific Palms Resort. This event keeps getting better and better. Joe, Debbie, Marc and the rest of their team deserve a great deal of credit for putting on such a spectacular event. This class was among the most impressive ever and included professional football's all-time leading passer, a counselor and coach here at Mt. SAC whose work has changed the lives of community college athletes in CA and across the country, and Mt. SAC's only Medal of Honor winner.

I also want to specifically mention our campus Videographer Melissa Berkley for her terrific work. She and her colleague, Nate Walters do a tremendous job. The video tributes that they put together on our inductees turn a great event into an outstanding one. Talented and hardworking is a phrase we use quite often to characterize our students. Attending the Hall of Fame event drives home the point that we can use the same language to describe our staff and faculty. We should not be surprised by this turn of events—Nate and Melissa are both Mt. SAC alums!

I mention this in part as lead in to the next steps. The Mt. SAC Foundation, in coordination with Athletics, will take the lead in follow up with our inductees. We have worked together to create a plan that continues to engage our Hall of Famers and aims to keep them involved with and connected to the Athletic programs and the College as a whole.

A couple of other things I would like to mention tonight that are generating excitement in the Foundation Office. First, we are pleased that thanks to a strong working relationship with the Scholarship Office, the online application opened earlier this year than it has in recent history. Opening earlier gives our students more time to submit their applications. We adjusted our process and created a new schedule for renewing scholarships with donors. The results so far have been encouraging and we look forward to even better results next year as donors adjust to the new calendar.

The next item of interest I want to update you on is the January meeting of the Foundation Board. There's always great energy and excitement surrounding these meetings but this one was especially important for us. We were fortunate to have our VP of Student Services as a special guest presenter. Audrey's presentation really hit home for our board—they were amazed at some of the info she shared. Thank you, Audrey for taking time to join us.

We also spent a good amount of time during the meeting discussing the re-launch of the President's Circle recognition society. This incarnation of the President's Circle celebrates and acknowledges unrestricted giving to the Foundation at the \$1,000 level and above. This is a good example of the evolution and maturing of the board. For the last two years we have asked them to agree to 100% Board participation, which they did with tremendous vigor. The President's Circle is the next step in the process where we ask them to recognize the need for operational dollars and commit to this level of giving. I am personally meeting with each Board member to discuss their support—the results so far have been very promising—more than half have joined our leadership group.

Annual Giving Stats	FY2013/14	FY2014/15	FY2014/15 Goal	FY2014/15 % to Goal
Total Dollars Raised	\$532,757.53	\$252,727.25	\$559,395.41	45.2%
Total # of Donors	468	511	491	104%

Submitted by Bill Lambert, Executive Director, Mt. SAC Foundation

CTE Enhancement Funds at Mt. SAC: an Overview of Supported Projects

Presented by:
Jemma Blake-Judd and
Jennifer Galbraith
February 11, 2015

Hotel & Restaurant Management
\$152,500

**The Hotel & Restaurant Management Program
will soon move into state-of-the-art facilities.**



CTE Enhancement Funds will be used to:

- ◆ Purchase additional equipment for the new restaurant lab
- ◆ Support curriculum revision & professional development
- ◆ Market the program



Impact on the Program

CTE-EF funds will amplify the impact of the new facilities, providing support for:

- ◆ New lab equipment
- ◆ Modified curriculum
- ◆ Faculty development

This will result in increased student preparation for careers in restaurant management.

Computer Information Systems

\$300,000

Network Security



According to a recent Pell Center study, “Over 300,000 cyber security jobs are estimated to be vacant...in the United States today.”

To meet industry demand for a highly skilled workforce, the Network Administration & Security Management program must continually update:

- ◆ Curriculum
- ◆ Labs
- ◆ Faculty currency

CTE Enhancement Funds will make this possible.

Impact on the program

CTE Enhancement Funds will provide students with a cutting-edge program and a state- of-the-art lab needed to prepare for this highly technical career.



Manufacturing Technology

\$176,455

The Current State of Manufacturing Technology Program Equipment

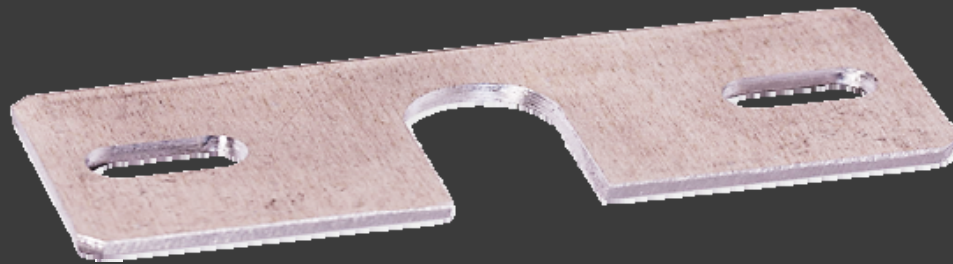
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CNC vertical milling machines c. 1980



- ◆ Parts are machined in 2D- the current standard is 3D!
- ◆ Controllers are no longer manufactured or supported.
- ◆ Pre-USB electronics cannot accept files from current software.

- ◆ Mt. SAC's manual milling machines currently limit students to the production of simplistic parts.



CTE-Enhancement Funds will provide state of the art HAAS vertical machining centers, transforming both the Manufacturing Technology & Industrial Design Engineering programs.



These machines will produce highly complex and precise parts from student CAD designs.



Impact on Programs:

- ◆ New equipment will draw students.
- ◆ Program credibility will increase in industry.
- ◆ Programs will be positioned to partner with other colleges in dynamic, productive, student-centered activities.
- ◆ Students will be better prepared for the workplace.

Mt. SAC's CTE Enhancement Funds

Local Share (HRM, CIS, MFG): \$634,776

Regional Share (HVAC): \$423,184

Total: \$1,057,960

Funds must expended by March 2016.

Questions?

Effects of Equalizing Credit and Noncredit/CDCP Funding



Effects of Expanded AB 86 Adult Education Funding

Board of Trustees Meeting
February 11, 2015

Donna Burns, Dean of Continuing Education Division
Dr. Irene Malmgren, Vice President of Instruction



Effects of Equalizing Credit and Noncredit/CDCP Funding



Legislation (SB 860)

- CDCP = Noncredit Career Development and College Preparation programs.
- Equal to credit.
- Applied to FTES generated starting July 1, 2015.
- LAO to submit a report in 16-17 analyzing increase in CDCP offerings.
- Governor's 15-16 budget proposal requests \$49 million in new money for CDCP increase.

Purpose to provide an incentive to increase CDCP options for students

- Non-traditional scheduling options.
- Delays start of financial aid “clock” since noncredit is tuition-free.
- No indication of a purpose to eliminate credit basic skills or CTE options.

Mt. SAC CDCP 2013-14

- 3,696 generated FTES in CDCP.
- Rate will increase from \$3,232 to \$4,565.
- If all FTES are funded, difference would be \$4.9 million.
- We don't know yet if this would all be new money or if it would be part of existing cap & growth formulas.

CDCP expansion at Mt. SAC

- Structural needs for administrator, classified staff, and full-time faculty leadership.
- Unmet students needs/growth potential in all CDCP program areas.
 - ABE, Adult Diploma, HS Credit Recovery, ESL, CTE.
- Facilities needs for expansion on campus.
- Potential of working with unified school districts to use their facilities.
- AB86 likely to be funding growth in unified school district adult offerings, which could limit availability of their facilities.

Effects of Expanded AB 86 Adult Education Funding



Summary of Governor's Budget Proposal Related to "Adult Education"

- Governor is allocating \$500 million for adult education.
 - The first \$300 to \$350 million will go to backfill K-12 districts' Maintenance of Effort (MOE), which will be allocated through the California Department of Education.
 - The remaining \$200 to \$150 million will go to fund regional consortia.
 - The total MOE amount will be certified by the Superintendent for Public Instruction and the Chancellor of the California Community Colleges.
 - Superintendent and Chancellor will jointly approve allocation of funds to the consortia.

The Governor's Proposal provides for each Consortium to Establish a Fiscal Allocation Committee consisting of seven (7) members, as follows:

- CCC representative
- K-12 representative
- Other adult education providers
- Workforce Investment Board (WIB)
- Social services provider
- Correctional rehabilitation program
- Public member

Governor's Proposal, continued...

- The final report from the AB 86 Regional Consortia is due on March 1, 2015, and that report will provide a framework for remaining policy decisions.
- The issue of fees will likely come up in the May revise.
- An allocation formula that will be outlined in budget trailer bill language will provide for how much will be allocated to each consortium.
 - Factors will likely include need and capacity.

Some questions remaining at state level

- Who will select and approve the members of the allocation committee?
- Should non-Proposition 98 entities be involved in the distribution of Proposition 98 dollars?
- Will the MOE become the base for school districts?
- How long is the transition period for adult education?

Effects for Mt. SAC

- Our local consortium's regional plan identifies, as a first priority, the maintenance of capacity of the unified school districts to continue their existing adult education programs. Additionally, all adult schools have planned for expansion of classes.
- Remaining funds available for our region are not yet clear. Formula and allocation decisions affecting local regions will continue to be negotiated until the Budget Trailer Bill is passed.
- In the AB86 plan, Mt. SAC has not emphasized adding classes except for the area of Adults with Disabilities. The CDCP rate increase provides a strong incentive to provide for growth using general fund monies for the CDCP program areas (ABE/ASE, ESL, and Short-Term Vocational programs). However, AB86 offers a good opportunity to expand our service to Adults with Disabilities.
- In the local AB86 plan, Mt. SAC has emphasized adding resources, particularly counselors and other personnel, to help facilitate transitions from adult schools to the college.

Questions?

RESOLUTION NO. 14-05
MT. SAN ANTONIO COMMUNITY COLLEGE DISTRICT
EXEMPTING THE PARKING STRUCTURE, A FACILITIES MASTER PLAN
PROJECT, FROM THE CITY OF WALNUT'S ZONING ORDINANCES

The following resolution is adopted by the Governing Board of the Mt. San Antonio Community College District:

WHEREAS, the Mt. San Antonio Community College District ("District") owns the property located at 1100 North Grand Avenue, Walnut, California 91789 ("Campus") that is currently operated and used as the Mt. San Antonio College ("College"); and

WHEREAS, the District was created in or about December 1945; and

WHEREAS, the District purchased from the State of California the majority of the Campus property consisting of approximately 446 acres on or about April 2, 1948; and

WHEREAS, the City of Walnut ("City") was incorporated on or about January 19, 1959, at which time the City incorporated a portion of the Campus property within the City's boundaries; and

WHEREAS, the City annexed the entirety of the Campus property into the City's boundaries on or about March 27, 1964; and

WHEREAS, on or about January 4, 1965, the District acquired a strip of land on the northern boundary of the Campus within the City boundaries, which acquisition completed the present-day Campus; and

WHEREAS, construction of the residences to the north of the Campus commenced in or about 1988; and

WHEREAS, Government Code section 53091(a) requires a school district to comply with all applicable zoning ordinances of the city in which the school district is situated; and

WHEREAS, Government Code section 53094(a) does not require a school district to comply with the zoning ordinances of a city unless the zoning ordinances make provision for the location of public schools and unless the city has adopted a general plan; and

WHEREAS, since the Campus existed prior to the incorporation of the City and when the City incorporated, the City's zoning ordinances and general plan only acknowledged the location of the College, but they do not provide for the location of college-level schools; and

WHEREAS, if the zoning ordinances and general plan do provide the location of schools, Government Code section 53094(b) expressly authorizes a school district, at any time, by a two-thirds vote of its members, to exempt a school project from the city's zoning ordinances where the project serves an educational or related purpose; and

WHEREAS, the Campus is shown in the City's General Plan as school and is zoned Residential Planned Development Zone ("RPDZ") which, per Walnut Municipal Code section 25-89.1(b)(4)(g), limits the height of structures to 35 feet; and

WHEREAS, since in or about 2005, the District has planned to construct a “Parking Structure” (as further described and defined herein) located along the northern boundary of the Campus to serve the College’s students by providing them with reasonable access to nearby classrooms and student facilities and, as such, the Parking Structure is for educational facilities within the meaning of Government Code section 53094(b); and

WHEREAS, the top tiers of the planned Parking Structure are between approximately 11.5 feet to 40 feet below the house pads of the adjacent residences to the north of the College along Edinger Way; and

WHEREAS, the District has unique expertise in educational programs and is best suited for designing and locating facilities to serve the District’s schools within the City; and

WHEREAS, the Parking Structure is also intended to be used at various times for student instruction in subjects such as astronomy, administration of justice, and fire technology; and

WHEREAS, the California Division of the State Architect reviews and approves the plans and specifications of educational facilities and oversees the construction of educational facilities, including the Parking Structure; and

WHEREAS, educational facilities including the Parking Structure are an integral and important part of the District’s mission to educate the District’s students; and

WHEREAS, over the past ten (10) years, the District has expended significant costs in planning the location and construction of the Parking Structure including State facilities planning, environmental review, and design costs in addition to the significant commitment and use of staff resources; and

WHEREAS, the primary responsibility of the Board of Trustees is to the students of the College and to all the taxpayers of the seventeen (17) communities and nearly one million residents served by the College; and

WHEREAS, additional parking is the number one concern of our students in survey after survey; and

WHEREAS, current plans, including the location of the parking structure, are the best investments for the taxpayers of our District; and

WHEREAS, the primary responsibility of the Board of Trustees is to the students of the College and to all the taxpayers of the seventeen (17) communities and nearly one million residents served by the College; and

WHEREAS, additional parking is the number one concern of our students in survey after survey; and

WHEREAS, current plans, including the location of the parking structure, are the best investments for the taxpayers of our District; and

WHEREAS, unless exempted, the City’s zoning ordinances would subject the Parking Structure to significant additional costs, undue delay, unreasonable and inapplicable requirements, or denial by the City that would significantly hamper, interfere with, or

jeopardize the viability of the Parking Structure and the District's master planning of its Campus.

2002 Facilities Master Plan

WHEREAS, in 2002, the District developed and approved the Campus Facilities Master Plan Project to redevelop the Campus and certified a Program Environmental Impact Report ("EIR") for the project, neither of which included a parking structure.

2005 Facilities Master Plan Update

WHEREAS, on August 25, 2005, the District issued a Notice of Preparation of the Draft Supplement to a Program Environmental Impact Report for the Facilities Master Plan Update 2005 project (“2005 Facilities Master Plan Update Draft Supplemental EIR”), which added to the project description a 2,250-space parking structure (the “Parking Structure”); and

WHEREAS, the Notice of Preparation for the 2005 Facilities Master Plan Update Supplemental Draft EIR solicited comments on the document for a 30-day period; and

WHEREAS, by letter dated September 27, 2005, the City commented on the Notice of Preparation for the 2005 Facilities Master Plan Update Draft Supplemental EIR but did not mention the Parking Structure or proposed parking improvements in general; and

WHEREAS, on December 27, 2005, the District published in the Inland Valley Daily Bulletin a Notice of Completion of the 2005 Facilities Master Plan Update Draft Supplemental EIR and public hearing that solicited comments on the 2005 Facilities Master Plan Update Draft Supplemental EIR for a 30-day period and identified a public hearing on the project and its Supplemental Draft EIR to be held on March 22, 2006; and

WHEREAS, on December 28, 2005, the District filed a Notice of Completion of the 2005 Facilities Master Plan Update Supplemental Draft EIR with the Clerk of the County of Los Angeles that solicited comments on the 2005 Facilities Master Plan Update Draft Supplemental EIR for a 30-day period and identified a public hearing on the project and its Draft Supplemental EIR to be held on March 22, 2006; and

WHEREAS, the 2005 Facilities Master Plan Update Draft Supplemental EIR identified the Parking Structure and depicted it to be located in the area adjacent and south of Edinger Way and further bounded by Bonita Avenue and La Puente Drive; and

WHEREAS, by letter dated January 30, 2006, the City commented on the 2005 Facilities Master Plan Update Draft Supplemental EIR but did not mention or comment upon the Parking Structure or parking in general; and

WHEREAS, on February 22, 2006, the District published in the Inland Valley Daily Bulletin a Second Notice of Public Hearing on the 2005 Facilities Master Plan Update project and its Draft Supplemental EIR, which identified the Parking Structure and confirmed the March 22, 2006, date for the public hearing; and

WHEREAS, on March 22, 2006, the District postponed the public hearing on the 2005 Facilities Master Plan Update project and its Draft Supplemental EIR to an unspecified future meeting; and

WHEREAS, after March 22, 2006, the District published in the Inland Valley Daily Bulletin a Third Notice of Public Hearing on the 2005 Facilities Master Plan Update and its Draft Supplemental EIR, which identified the Parking Structure and changed the date of the public hearing on the 2005 Facilities Master Plan Update and its EIR to May 24, 2006; and

WHEREAS, in May 2006, the District completed the Final Supplemental EIR for the 2005 Facilities Master Plan Update project; and

WHEREAS, on May 24, 2006, the District's Board conducted the public hearing on the 2005 Facilities Master Plan Update project and its Final Supplemental EIR; there were no public speakers, but the City submitted a letter requesting additional revisions to Mitigation Measures 2i and 2cc, none of which involved the Parking Structure; and

WHEREAS, on May 24, 2006, following the closing of the aforementioned public hearing, the District's Board considered and unanimously certified the 2005 Facilities Master Plan Update Final Supplemental EIR and the 2005 Facilities Master Plan Update project.

2008 Facilities Master Plan Update

WHEREAS, on March 1, 2008, the District issued a Notice of Preparation for the 2008 Facilities Master Plan Update Draft Subsequent EIR ("2008 Facilities Master Plan Update Subsequent Draft EIR"), which included the Parking Structure relocated to an area west of its original location adjacent and south of Edinger Way and further bounded by Mountaineer Road and La Puente Drive and solicited comments for a 30-day period; and

WHEREAS, although other public agencies commented on the Notice of Preparation of the 2008 Facilities Master Plan Update Draft Subsequent EIR, the City did not; and

WHEREAS, the Draft 2008 Facilities Master Plan Update identified the Parking Structure's changed location and the 2008 Facilities Master Plan Update Draft Subsequent EIR identified and analyzed the Parking Structure's relocation from its original location to a location adjacent and south of Edinger Way and further bounded by Mountaineer Road and La Puente Drive; and

WHEREAS, on May 27, 2008, the District filed with the Clerk of the County of Los Angeles a Notice of Completion for the 2008 Facilities Master Plan Update Draft Subsequent EIR, which identified the Parking Structure and solicited comments on the 2008 Facilities Master Plan Update Draft Subsequent EIR for a 45-day period; and

WHEREAS, on May 28, 2008, the District published with the Inland Valley Daily Bulletin a Notice of Public Hearing on the 2008 Facilities Master Plan Update and its Draft Subsequent EIR for August 27, 2008, identified the Parking Structure, and announced the availability of the 2008 Facilities Master Plan Update Draft Subsequent EIR for review and comment until July 11, 2008; and

WHEREAS, on June 18, 2008, at a special Board meeting, the need for a Parking Structure was discussed; and

WHEREAS, on August 15, 2008, the District published with the Inland Valley Daily Bulletin a second Notice of Public Hearing on the 2008 Facilities Master Plan Update and its Draft Subsequent EIR for August 27, 2008, which identified the Parking Structure; and

WHEREAS, while other public entities commented on the 2008 Facilities Master Plan Update Draft Subsequent EIR, the City did not; and

WHEREAS, the District and the City negotiated a “Memorandum of Understanding Between Mt. San Antonio College and the City of Walnut Regarding Traffic Improvements (MOU 2008-01)” that did not raise any environmental issues on the 2008 Facilities Master Plan Update but provided implementation mechanisms and funding for traffic improvements for the project; and

WHEREAS, in August 2008, the District prepared responses to the comments on the 2008 Facilities Master Plan Update Draft Subsequent EIR and completed the 2008 Facilities Master Plan Update Subsequent Program Final EIR referencing the future MOU 2008-01; and

WHEREAS, on August 27, 2008, the District’s Board conducted the public hearing on the 2008 Facilities Master Plan Update project and its Final Subsequent EIR; there were no public comments on the EIR or the Parking Structure; and

WHEREAS, on August 27, 2008, following the closing of the aforementioned public hearing, the District’s Board considered and unanimously certified the 2008 Facilities Master Plan Update Final Subsequent EIR and the 2008 Facilities Master Plan Update project.

2010 Facilities Master Plan Update

WHEREAS, on October 12, 2010, the District completed the Mt. San Antonio College Draft Facilities Master Plan Update 2009 which identified the Parking Structure at its western location established in the Facilities Master Plan Update 2008 project, depicted the Parking Structure adjacent to the northwest side of the Primary Education Zone, noted its location is to reduce traffic impacts on Grand and Temple Avenues and San Jose Hills Road and Grand Avenue intersections, and explained that the Parking Structure will provide student parking where it is needed, closer to classrooms and student services facilities that do not have parking.

2012 Facilities Master Plan

WHEREAS, in March 2012, the District completed the Mt. San Antonio College Draft Facilities Master Plan Update 2012 (“2012 Facilities Master Plan Update”), which increased the parking spaces in the Parking Structure from 2,250 spaces up to 2,300 spaces, depicted the Parking Structure adjacent to the northwest side of the Primary Education Zone, noted its location is to reduce traffic impacts on Grand and Temple Avenues and San Jose Hills Road and Grand Avenue intersections and explained that the Parking Structure will provide student parking where it is needed, closer to classrooms and student services facilities that do not have parking; and

WHEREAS, on May 16, 2012, the District issued a Notice of Preparation of the Mt. San Antonio College 2012 Facilities Master Plan Draft Subsequent EIR to Final Program EIR (“2012 Facilities Master Plan Update Draft Subsequent EIR”), which identified the Parking Structure at the same location established in the 2008 Facilities Master Plan Update and its Subsequent EIR; and

WHEREAS, on December 12, 2012, the District's Director of Facilities Planning and Management, Gary Nellesen, gave a public presentation at the District's Board meeting on the Draft 2012 Facilities Master Plan Update that included the Draft North Precinct Planning Report in which both the location and perspective views of the Parking Structure were shown; and

WHEREAS, on June 19, 2013, District staff met with City staff to review Parking Structure issues; during the meeting, the District reviewed the traffic study for the Parking Structure with the City; the City found that the Parking Structure traffic study was acceptable as written; the City noted that, with the exception of final engineering on the road mitigation, no additional City approvals were required; and the District submitted and discussed with the City a conceptual design package for the Parking Structure in the location identified in the 2012 Facilities Master Plan Update Draft Subsequent EIR; and

WHEREAS, although other public agencies commented on the Notice of Preparation of the 2012 Facilities Master Plan Update Draft Subsequent EIR, the City did not; and

WHEREAS, on August 27, 2013, the District published in the Inland Valley Daily Bulletin a Notice of Availability and Public Hearing on the 2012 Facilities Master Plan Update project and its Draft Subsequent EIR and solicited comments for a 45-day period; and

WHEREAS, on August 30, 2013, the District filed with the Clerk of the County of Los Angeles a Notice of Completion of the 2012 Facilities Master Plan Draft Subsequent EIR; and

WHEREAS, the 2012 Facilities Master Plan Update Draft Subsequent EIR identified and analyzed the Parking Structure at the western location identified in the 2008 Facilities Master Plan Update; and

WHEREAS, while other public entities commented on the 2012 Facilities Master Plan Update Draft Subsequent EIR, the City did not; and

WHEREAS, on November 12, 2013, the District prepared responses to the comments on the 2012 Facilities Master Plan Update Draft Subsequent EIR and completed the 2012 Facilities Master Plan Update Final Subsequent EIR; and

WHEREAS, on November 20, 2013, the District published in the Inland Valley Daily Bulletin a Notice of Availability and Public Hearing on the 2012 Facilities Master Plan Update project and its Draft Subsequent EIR and solicited comments for a 45-day period; and

WHEREAS, on December 11, 2013, the District's Board conducted the public hearing on the 2012 Facilities Master Plan Update project and its Final Subsequent EIR; several residents commented on the Parking Structure, and three residents opposed the location of the Parking Structure and suggested other locales; the City did not comment; and

WHEREAS, on December 11, 2013, following the closing of the aforementioned public hearing, the District's Board considered and certified the 2012 Facilities Master Plan Update Final Subsequent EIR and the 2012 Facilities Master Plan Update project; and

WHEREAS, on December 19, 2013, the District produced a Notice of Determination on the 2012 Facilities Master Plan Update project and Final Subsequent EIR and thereafter filed the Notice of Determination with the Clerk of Los Angeles County; and

WHEREAS, on March 26, 2014, the District's Director of Facilities Planning and Management, Gary Nellesen, made a presentation to the City Council on the 2012 Facilities Master Plan Update and more specifically on the Parking Structure at its western location identified in the 2008 Facilities Master Plan Update; and

WHEREAS, on April 17, 2014, the District held a public outreach meeting and presented the Parking Structure's location and alternative locations considered; and

WHEREAS, on May 28, 2014, the City Council received and filed a Council Report from its City Attorney through the City Manager, in which the report admits that the City has no jurisdiction over the Parking Structure: "Cities have minimum oversight authority for non-education-related uses and structures established within community college property." The proposed parking structure does not fall within the category of 'non-classroom facilities.' The structure is intended to be used as an off-street parking facility for student vehicles, not a building that would store vehicles"; and

WHEREAS, on June 17, 2014, a joint meeting was held between certain City staff, two City Council members, District staff, and designated Timberline residents to discuss Parking Structure issues; and

WHEREAS, on July 23, 2014, several Timberline residents raised their concerns with the Parking Structure during the oral communications portion of the City Council meeting, and two Council members requested City staff to send a letter to the State Senate with all of the Timberline residents' concerns; and

WHEREAS, on or about July 31, 2014, the District's consultants delivered to City staff plans for improvements to the public streets and intersections adjacent to and serving the Parking Structure to mitigate the traffic impacts related to the Parking Structure; City staff has failed and refused to review and approve the plans; and

WHEREAS, on August 13, 2014, under agenda item No. 12, City staff presented a Council report to the City Council that explained: "City and Counties have minimum oversight authority for non-education-related uses and structures established with community college property"; examples of non-education-related uses were identified as entitlements for third-party uses of telecommunication facilities and farmers market; "Construction plan checking, building inspection functions as well as fire and life safety analysis, for the parking structure is DSA's alone," and "Any public-right-of-way improvements around the site (sidewalks, curb cuts, street improvements, etc.) are to be reviewed and approved by the City Engineer, but that is the limit to the City's involvement." During discussion, City Council members voiced opposition to the location of the Parking Structure, directed staff to send letters to the District and State Legislators opposing the location of the Parking Structure and other concerns, and prepare a resolution to oppose the location of the Parking Structure; various residents also voiced their opposition with the Parking Structure's location; and

WHEREAS, on August 27, 2014, despite its knowledge of the location of the Parking Structure for nearly ten (10) years and the District's significant long-term investment in the planning of the Parking Structure, the City Council considered and adopted Resolution No. 14-45, City of Walnut's Position on the Proposed Mt. SAC Parking Structure Project, in which the City urged the District to consider alternative locations for the Parking Structure; and

WHEREAS, on September 24, 2014, the City Attorney provided a memorandum entitled, "Mt. SAC Parking Structure" to the City Council in which he recognized that the zoning exemption in Government Code section 53094 applies to educational facilities that are directly for or related to educational purposes; and

WHEREAS, on November 12, 2014, the City Council reconvened its regularly scheduled meeting at the meeting of the District's Board of Trustees, and the Councilmembers individually expressed their concerns with the Parking Structure; and

WHEREAS, on December 10, 2014, the City Council held a closed session to consider possible litigation concerning the Parking Structure.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Mt. San Antonio Community College District as follows:

Section 1. Provision of School Location. For good and sufficient cause, the Board of Trustees hereby finds the City's zoning ordinances including, without limitation, the City's General Plan and Walnut Municipal Code Title VI (Planning and Zoning) Chapter 25 (Zoning), and Title V (Public Works) Article IV (Public Tree Preservation) (collectively, "Zoning Ordinances") do not provide for the location of schools, and thus, the District is not required to comply with the City's ordinances for the District's facilities.

Section 2. Educational Facility. For good and sufficient cause, the Board of Trustees hereby finds the Parking Structure is not a "non-classroom facility," but is an educational facility used for or related to student instruction within the meaning of Government Code section 53094(b).

Section 3. City's Zoning Ordinances and Conduct Jeopardizes the Parking Structure. For good and sufficient cause, the Board of Trustees hereby finds that the City's attempted enforcement of its Zoning Ordinances and the City's conduct concerning the Parking Structure would result in significant additional costs to the District, unduly delay the Parking Structure's construction, impose unreasonable and inapplicable requirements upon the Parking Structure, or be denied by the City, which conduct would significantly hamper, interfere with, or jeopardize the viability of the Parking Structure and the District's master planning of its Campus.

Section 4. Zoning Ordinance Exemption. In no way admitting that the District is subject to the City's Zoning Ordinances and, only in an abundance of caution, should it be adjudged that the District must comply with the City's Zoning Ordinances, the Board of Trustees hereby exempts the Parking Structure from the City's Zoning Ordinances, which includes all City permitting conditions and prohibitions that may otherwise apply to the Parking Structure to the maximum extent possible by law.

Section 5. Notice of Action. The Board of Trustees hereby directs the College President or his designee to serve notice of this action and this Resolution upon the City of Walnut's Clerk within ten (10) days.

PASSED AND ADOPTED by unanimous vote of the members of the Governing Board of the Mt. San Antonio Community College District on the 11th day of February 2015 by a vote of:

AYES: Bader, Chen Haggerty, Chyr, Hall, Hidalgo, Santos
NOES: None
ABSENT: Baca

I, William T. Scroggins, Clerk/Secretary of the Governing Board of the Mt. San Antonio Community College District, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the said Board at a regularly called and conducted meeting held on said date.

William T. Scroggins
College President/CEO and
Secretary, Governing Board
Mt. San Antonio Community College District