

MENDOCINO-LAKE COMMUNITY COLLEGE DISTRICT
MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES

A regular meeting of the Mendocino-Lake Community College District Board of Trustees was convened on Wednesday, September 13, 2017 at Mendocino College, 1000 Hensley Creek Road, Ukiah, CA.

GENERAL MATTERS

Call to Order/Pledge of Allegiance Trustee Geck, Board President, called the meeting to order at 4:00 pm which was followed by the Pledge of Allegiance led by Trustee Pinoli.

<i>Board Members</i>	President	Dave Geck	present
	Vice President	Marie L. Myers	present
	Clerk	Robert Jason Pinoli	present
	Trustee	Paul Ubelhart	absent
	Trustee	Edward Haynes	present
	Trustee	Janet Chaniot	present
	Trustee	John Tomkins	present
	Student Trustee	Nadine Goebel	arrived at 5:32 PM

Secretary Arturo Reyes, Superintendent/President

Support Staff Mary Lamb, Executive Assistant II to Superintendent/President

Staff Representatives Debra Polak, Interim Vice President of Education & Student Services (present)
Eileen Cichocki, Vice President of Administrative Services (present)
Ulises Velasco, Vice President of Student Services (present)
Sabrina Meyer, Director of Human Resources (present)

<i>Constituent Representatives</i>	Academic Senate	Jason Edington, President (present)
	Classified Senate	Tony Novelli, Vice President (present)
	Management/Supervisory/Confidential	Jessica Silva, President (present)

Agenda Approval M/S (Myers/Tomkins) to approve the agenda as presented. The matter was approved via the following vote:

Ayes	Haynes, Geck, Chaniot, Pinoli, Tomkins and Myers
Noes	None
Abstentions	None
Absent	Ubelhart

Minutes Approval M/S (Chaniot/Myers) to approve the minutes of the regular Board meeting held on August 9, 2017 as presented. The matter was approved with the following vote:

Ayes	Haynes, Geck, Chaniot, Pinoli and Myers
Noes	None

Abstentions Tomkins
Absent Ubelhart

*Public Comments
on Closed Session
Items*

There were no comments from the public on items to be discussed in closed session.

CLOSED SESSION

The Board adjourned to Closed Session at 4:05 PM with Board President Geck stating only items 2.1, 2.2 and 2.3 will be discussed in closed session at this time.

OPEN SESSION

*Report of Action
Taken in Closed
Session*

The Board returned to open session at 5:30 PM with Board President Geck reporting no action taken in closed session.

*Public Hearing on
the Proposed
Adopted Budget*

Board President Geck suspended the regular meeting at 5:30 PM and opened the public hearing on the Proposed Adopted Budget. With no comments made by members of the public, the public hearing was then closed at 5:32 PM.

Board President Geck reconvened the regular meeting at 5:32 PM.

Public Comments

- Phil Warf, Leslie Banta, Taylor Cannon and Vivian Varela addressed the board regarding Item 8.1 on the agenda - Truth vs. Social Justice.
- Joseph Moroney Jr. addressed the board regarding a previous agenda item – the status of the football program.

PRESIDENT AND ADMINISTRATION REPORT

A written report was presented by Superintendent/President Reyes.

Superintendent/President Reyes informed the board the college will be holding a Strategic Planning workshop which has tentatively been scheduled for Friday, October 20, 2017.

Superintendent/President Reyes also reminded members of the board that the college will be hosting a Participatory Governance presentation on Friday, September 22nd beginning at 12:30pm in the Little Theatre.

CONSENT AGENDA

M/S (Pinoli/Myers) RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby approve the Consent Agenda as presented. The consent agenda was approved with the following vote:

Ayes Haynes, Chaniot, Geck, Pinoli, Tomkins, and Myers
Noes None
Abstentions None
Absent Ubelhart

Items with an asterisk * were approved by one motion as the Consent Agenda.

Personnel

- Employment – Short-Term Employees* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby ratify the employment of the short-term employees as submitted and presented at the meeting.
- Employment – Part-Time Faculty* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby approve the employment of the part-time faculty for the fall 2017 semester as submitted and presented at the meeting.
- Volunteers* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby approve the list of volunteers as submitted and presented at the meeting.
- Classified – Release During Probation* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby ratify the release during probation of a Groundskeeper effective August 11, 2017.
- Employment - Classified* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby employ Janelle Bird, Human Resources Technician, effective October 1, 2017.
- Transfer - Classified* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby ratify the transfer of Kris Bartolomei to Administrative Assistant II, Student Services, 12 months/year, 40 hours/week, effective September 1, 2017.
- Working out of Classification* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees hereby approves the working out of classification compensation for Elfego Ruiz, Custodian, effective August 28, 2017 through October 15, 2017.
- Mendocino Part-Time Faculty Association, Tentative Agreement 2017-2018* *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees hereby ratifies the 2017-2018 Tentative Agreement between the Mendocino-Lake Community College District and the Mendocino Part-Time Faculty Association (MPFA).

- Donations* **Other Items**
 *RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby accept the donations by Jerry Duro, Mike and Jane Koring and David Longstreth as presented.

ACTION ITEMS

- Consideration of Grievance from Part-Time Faculty Member re: Mendocino Part-Time Faculty Association Agreement, Article* After reviewing the information provided and ensuing discussion, the following action was taken:
 M/S (Tomkins/Haynes) that the Board of Trustees of the Mendocino-Lake Community College District does hereby uphold the administration’s decision based on the written record provided. The motion failed based on the following vote:

4, Section 4.8 –
Exhibit 6

Ayes	Haynes and Tomkins
Noes	Chaniot, Geck, Pinoli and Myers
Abstentions	None
Absent	Ubelhart

After further discussion, it was determined a hearing on this item would be held on Tuesday, September 19, 2017 at 5:30 PM. The date and time were set and approved with the following vote:

Ayes	Chaniot, Geck, Pinoli and Myers
Noes	Haynes and Tomkins
Abstentions	None
Absent	Ubelhart

*Superintendent/
President Salary
Adjustment*

After reviewing and discussing the information provided, the following action was taken:

M/S (Tomkins/Myers) that the Board of Trustees of the Mendocino-Lake Community College District hereby approves a 5% increase in his annual salary effective July 1, 2017 and extends the contract an additional year through 2020/2021.

The motion was approved with the following vote:

Ayes	Geck, Chaniot, Tomkins, Pinoli and Myers
Noes	Haynes
Abstentions	None
Absent	Ubelhart

*2017-2018 Adopted
Budget*

After reviewing the information provided and the ensuing discussion, the following action was taken:

M/S (Tomkins/Chaniot) that the Board of Trustees of the Mendocino-Lake Community College District does hereby adopt the proposed 2017-2018 Adopted Budget as presented and shown on Attachments A through I.

Ayes	Geck, Chaniot, Pinoli, Haynes, Tomkins and Myers
Noes	None
Abstentions	None
Absent	Ubelhart

*Signature
Authorization for
Vice President of
Student Services –
Resolution 09-17-
01*

After reviewing the information provided and the ensuing discussion, the following action was taken:

M/S (Chaniot/Myers) that the Board of Trustees of the Mendocino-Lake Community College District does hereby adopt Resolution 09-17-01 granting signature authorization to Ulises Velasco, Vice President of Student Services from September 13, 2017 until rescinded by the Superintendent/President.

Ayes	Geck, Chaniot, Pinoli, Haynes, Tomkins and Myers
Noes	None

Abstentions None
Absent Ubelhart

*Amicus Brief –
Sanctuary
Jurisdictions*

After reviewing the information provided and the ensuing discussion, the following action was taken:

M/S (Myers/Chaniot) that the Board of Trustees of the Mendocino-Lake Community College District does hereby approve the Amicus Brief as recommended by the California Community College League in support of continuing funding to those institutions listed as Sanctuary Colleges and as presented.

Ayes Geck, Chaniot, Pinoli, and Myers
Noes Haynes and Tomkins
Abstentions None
Absent Ubelhart

INFORMATION/ACTION ITEM

*Social Justice or the
Search for Truth*

After reviewing the information provided and the ensuing discussion, the following action was taken:

A motion was made by Trustee Haynes that Mendocino College have Truth and Freedom of Speech as the bedrock principal of the institution. The motion died for lack of a second.

INFORMATIONAL REPORTS

*Mendocino College
Foundation, Inc.*

A written report was submitted by Katie Fairbairn, Executive Director of the Mendocino College Foundation, Inc. as information.

*Friends of the
Mendocino College
Coastal Field
Station and Natural
Sciences affiliate*

A written report was submitted by Steve Cardimona on behalf of the affiliate organization as information.

*Constituents Group
Reports*

Academic Senate:

A written report was submitted by Academic Senate President Edington as information.

Classified Senate

An oral report was given by Classified Vice President Novelli who updated the board on the various activities the Classified Senate members have participated in recently.

Management/Supervisory/Confidential

Management/Supervisory/Confidential President Jessica Silva stated she had nothing to report.

Associated Students of Mendocino College:

An oral report by Student Trustee Goebel was shared with the other members of the board and included highlights of the work the Associated Students of Mendocino College (ASMC) are currently undertaking.

Mendocino College Football Program

A written report was submitted by Athletic Director Gordon as information. The report updated the board on the current status of some of the students who previously participated in the now suspended program and what he sees as the next steps as we move forward.

Student Housing

Superintendent/President Reyes provided the board with an update on student housing and the finalization and timeline of a housing feasibility study which is to include a survey of our students. Derivi Consultants will be completing the study and are also working with the Foundation regarding their land use. Information from the study will be shared once the study has been completed. A contract has been signed for completing part 1 and 2 of the study as well as the work with the Foundation. The contractor estimates it will take approximately 4-5 months to complete the first phase of the report.

TRUSTEE COMMUNICATION

Trustee Reports

A written report was submitted by Trustee Haynes.

Other Trustees commented orally on their recent college-related activities.

Future Agenda Items

There were no suggestions presented at the August 2017 meeting as possible future agenda items.

Suggested future agenda items to be reviewed at the October 2017 meeting include:

- How to boost enrollment and how are other community colleges going about generating more enrollment? Are there any best practices?
- Five years of enrollments – graph of enrollment information by location
- Point Arena Field Station – who pays for the upkeep of the property and if we sell the easement, where will the funds be allocated?
- How can we use the information we gather regarding diversity to reflect on our institutional progress in this area?

Adjournment

Pursuant to Government Code section 54955, the Board of Trustees of the Mendocino-Lake Community College District adjourned their regular meeting on September 13, 2017, to September 19, 2017 at 5:30 PM at 1000 Hensley Creek Road, Room 1060, Ukiah, CA 95482.

Ayes	Haynes, Chaniot, Geck, Pinoli, Tomkins and Myers
Noes	None
Abstentions	None
Absent	Ubelhart

Meeting Reconvened

Trustee Geck reconvened the meeting on Tuesday, September 19, 2017 at 5:30 PM for the purpose of conducting a hearing on Item 7.1 – Consideration of

Grievance from Part-Time Faculty Member re: Mendocino Part-Time Faculty Association Agreement, Article 4, Section 4.8 – Exhibit 6. All members of the board with the exception of Trustees Myers and Ubelhart were present with Student Trustee Goebel arriving at 5:35 PM.

Hearing to Consider Grievance from Part-Time Faculty Member re: Mendocino Part-Time Faculty Association Agreement, Article 4, Section 4.8 – Exhibit 6

Trustee Geck read an opening statement to begin the hearing. Once he concluded, the board heard arguments from Mr. Griffith’s representative Jessica Crofoot as well as from Nancy Klein who represented the administration. After rebuttal statements were made, the board asked clarifying questions. With no comments from members of the public being made, the hearing was then concluded.

CLOSED SESSION

The Board adjourned to Closed Session at 6:00 PM to discuss item #2.4 on the agenda.

OPEN SESSION

Report of Action Taken in Closed Session

The Board returned to open session at 6:13 PM with Board President Geck reporting the following action taken in closed session:

“In closed session, the Board unanimously voted to dismiss the appeal of Robert Griffith. The Board will issue a written statement within 15 days.”

Ayes	Haynes, Chaniot, Geck, Pinoli and Tomkins
Noes	None
Abstentions	None
Absent	Ubelhart and Myers

Adjournment

M/S (Tomkins/Chaniot) RESOLVED, That the Mendocino-Lake Community College District Board of Trustees does hereby adjourn the meeting at 6:16 PM.

Ayes	Haynes, Chaniot, Geck, Pinoli and Tomkins
Noes	None
Abstentions	None
Absent	Ubelhart and Myers

Submitted by:
Arturo Reyes, Superintendent/President
Secretary, Board of Trustees