HARTNELL COMMUNITY COLLEGE DISTRICT

MINUTES

Annual Organizational and Regular Meeting of the Board of Trustees
Board Room (CAB-112)
December 2, 2008

OPEN SESSION
Trustee Donohue called the Annual Organizational and Regular Meeting of Board of Trustees of Hartnell Community College District to order at 5:15 p.m.

ROLL CALL
Board of Trustees
Patricia Donohue, President
Kevin Healy, Vice President
Bill Freeman
Elia Gonzalez-Castro
Juan Martinez
Brad Rice
Armando Cortes, Student Trustee (advisory vote per Board Policy 1030)
Phoebe K. Helm, Superintendent-President/Board Secretary

ADOPT AGENDA
On a motion by Trustee Healy, seconded by Trustee Rice, and on a vote of 6-0, the Board approved of the agenda as amended. After the publication of the agenda, there was an addendum to the agenda and Trustee Donohue read aloud the three items that were added: (1) Award Contract – Campus Refresh Project #2 – Consent Agenda; (2) Award Contract – Campus Lighting Project – Consent Agenda; and (3), Adopt Resolution 08:17, CalPERS Employer Paid Contributions – Action.

DISCLOSURE OF CLOSED SESSION ITEMS
Trustee Donohue disclosed items for Closed Session as authorized per Government Code Sections, 3549.1, 54956.9, 54957 and/or 54957.6.

PUBLIC COMMENTS REGARDING CLOSED SESSION
There were no public comments on the closed session items; however, there was one public comment from Richard Willis, student, who expressed his dissatisfaction with the lack of response from administration regarding the lack of the availability of a course (HES10).

MOVED TO CLOSED SESSION
The Board of Trustees of Hartnell Community College District and Superintendent/President, Dr. Phoebe K. Helm, moved to Closed Session at 5:20 p.m. to consider legal, personnel, labor, and/or contract matters authorized for Closed Session per Government Code Sections, 3549.1, 54956.9, 54957 and/or 54957.6.

RECONVENED OPEN SESSION
Trustee Donohue reconvened the meeting at 6:08 p.m.
PLEDGE OF ALLEGIANCE

Trustee Freeman led the Pledge of Allegiance.

REPORT OUT FROM CLOSED SESSION

Trustee Donohue reported the Board did not take any action in closed session.

CERTIFICATES OF APPRECIATION

Trustee Donohue presented a certificate of appreciation to Ms. Gin Yang-Staehlin, Facilities Planning and Utilization Specialist, Chancellors Office, for her years of dedication and commitment to providing high quality learning facilities for California community college students and faculty. Ms. Yang-Staehlin will retire at the end of December.

Also presented with certificates of appreciation, were employees Edwin Baptista and Diana Bergado for their years of service and dedication to the college, its student, and its community. Both will retire at the end of December.

ANNUAL ORGANIZATION OF THE BOARD OF TRUSTEES

ELECTION OF OFFICERS

In accordance with Education Code Section 72000, the election of officers were conducted as follows:

On a nomination by Trustee Rice, seconded by Trustee Cortes, vote of 6-0, and advisory vote of Aye (Cortes), Trustee Donohue was elected to serve as President for calendar year 2009.

On a nomination by Trustee Rice, seconded by Trustee Gonzalez-Castro, vote of 6-0, and advisory vote of Aye (Cortes), Trustee Healy was elected to serve as Vice President for calendar year 2009.

Per Board Policy 1010, Dr. Helm will serve as Secretary of the Governing Board.

On a nomination by Trustee Rice, seconded by Trustee Martinez vote of 6-0, and advisory vote of Aye (Cortes), Trustee Healy was elected to serve as the representative to the Sunrise House.

DESIGNATION OF 2009 MEETING DATES

On a motion by Trustee Rice, seconded by Trustee Healy, vote of 6-0, and advisory vote of Aye (Cortes), the Board approved the Designation of 2009 Meeting Dates/Time as amended:

<table>
<thead>
<tr>
<th>Date</th>
<th>Closed Session</th>
<th>Open Meeting</th>
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<tr>
<td>February 3, 2009</td>
<td>5:00 p.m.</td>
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<td>*March 10, 2009</td>
<td>5:00 p.m.</td>
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<td>April 14, 2009</td>
<td>5:00 p.m.</td>
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<td>May 5, 2009</td>
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<td>June 2, 2009</td>
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<td>July 7, 2009</td>
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<td>August 4, 2009</td>
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<td>September 1, 2009</td>
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<td>October 6, 2009</td>
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<td>November 10, 2009</td>
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<td>December 1, 2009</td>
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<td>January 12, 2010</td>
<td>5:00 p.m.</td>
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*November 10, 2009* 6:00 p.m. *December 1, 2009* 6:00 p.m. *January 12, 2010* 6:00 p.m.

*Amended due to Elections*

**RESOLUTION 08:15, BOARD SECRETARY**

On a motion by Trustee Gonzalez-Castro, seconded by Trustee Rice, roll call vote of 6-0, and advisory vote of Aye (Cortes), the Board adopted Resolution 08:15, Authorizing Signature of Board Secretary on Documents.

**PUBLIC COMMENTS - OPEN SESSION ITEMS**

Ben Turner, recently retired adjunct faculty expressed disappointment that there was no celebration as recognition of adjunct at the end of their service.

Christi Anne Arias, Ohlone/Costanoan-Esselen Nation, addressed the proposed sculpture on main campus and urged the Board for an opportunity for her organization to participate in the project.

Lorenzo Holquin, Full Circle, addressed the proposed sculpture on main campus and urged the Board for an opportunity for his organization to participate in the project, that it accurately portrays the history of the area from the beginning.

**PRESENTATIONS**

**Bond Oversight Committee**

Damon Felice, Townsend Management, Inc. gave an update on the College’s constructions projects. The report is available at: http://www.hartnell.edu/board/packets/112108_Project_Update.pdf

**BOARD DEVELOPMENT**

**Board Policies**

As defined in their development plan, and at their regular meetings, the Board will review, discuss, and revise Board Policies, as necessary. This not only provides an opportunity for the Board to revisit these policies for currency and accuracy, but also provides the public an opportunity to become familiar with board policy.

Trustee Donohue announced Board Policy 2345, Crime Awareness and Campus Security will remain tabled until further research is completed. She thanked Mr. Ron Waddy and the Academic Senate for all of their work on this policy.

The following policies were reviewed with no revisions:
- 3015, Non-Resident Tuition
- 3020, District Attendance Accounting
- 3025, Enrollment Fees
The following policies will be revised and will come back to the January 2009 meeting:

3000, Admission Policy
3005, Open Enrollment and Registration
3010, Readmission of Academically Dismissed College Students
3030, Admission of International Students (F-1 Visa)
3035, Special Admissions Policy
3040, Attendance Policy
3045, Audit Policy

BOARD’S GOALS FOR THE COLLEGE

Accreditation
Dr. Helm reported Dr. Rose and faculty are currently working on the progress report, which is due March 1, 2009. A preliminary report should be ready early January and the Board should expect to review the report in February.

Finances
Dr. Helm reported that the financial condition of the State and the failure of the legislature to act cause her to believe that FY 09-10 will be even worse than FY 08-09.

Communications
Dr. Helm announced the Board would meet at 3:00 p.m. on January 13, 2009 to continue their communication series with M. I. S. A.

CONSENT ACTION ITEMS

On a motion by Trustee Gonzalez-Castro, seconded by Trustee Rice, vote of 6-0, and advisory vote of Aye (Cortes) the Board approved Consent Action Items A through M.

ITEMS PULLED FOR FURTHER DISCUSSION/SEPARATE VOTE
Trustee Martinez pulled for discussion – VII. G., Proposal to Commission Sculpture on Main Campus
In addition, Trustee Freeman pulled for discussion VII. J., Amendment to Lease Agreement with Franscioni Brothers, Inc. for Alisal Campus Farmland.

MINUTES
Approved the regular meeting minutes of November 4, 2008 as submitted.

DISBURSEMENTS
Ratified disbursements from any or all of the following funds: general; debt service; bookstore; child development; capital outlay projects; scheduled maintenance; property acquisition; bond projects; cafeteria; self-insurance; retirees health benefits; associated student body; scholarship, loan, and trust; and intercollegiate athletics.
| APPROVED REVISED POLICIES | Approved second and final reading of Board Policies 2250, Collection of Monies Due the College, 2255, Parking Regulations, Fees and Fine, and 2270, Temporary Transfers between Funds. |
| FACILITIES USE AGREEMENT – CHILDREN SERVICES INC. | Approved facilities use agreement between Hartnell College and Children’s Services Incorporated for use of their child development center for the purposes of offering an early childhood education course during the spring 2009 semester. The term of the agreement is January 24, 2009 through June 4, 2009. There is no cost to Hartnell for use of these facilities. |
| FACILITIES USE AGREEMENT – SALINAS CITY SCHOOL DISTRICT | Approved facilities use agreement between Hartnell College and Salinas City Elementary School District for use of their facilities to operate a preschool activity program during summer 2009. The term of the agreement is June 15, 2009 through August 3, 2009. There is no cost to Hartnell for use of these facilities. |
| FOSTER AND KINSHIP CARE PLAN AND BUDGET | Ratified the Foster and Kinship Care Education Plan and Budget for 2008-2009. The budget allocation for Hartnell College is $185,621, of which $139,216 is federal funding and $46,405 is State funding. |
| SCULPTURE PROPOSAL | Accepted the proposal to commission a sculpture of William Hartnell and Maria Teresa de la Guerra near the parking circle of the Main Campus. Cost of the sculpture will be paid from private donations earmarked for this project. The project was reviewed by the Academic Senate. Trustee Martinez stated he fully endorses this project. Trustee Freeman agreed with Trustee Martinez and encouraged the Board to include the history of Indian tribes. Trustee Gonzalez-Castro supported the proposal and asked that the artist consider more graphics. A final drawing will come back to the Board. |
| LEASE AGREEMENT – NATIVIDAD MEDICAL CENTER | Approved the lease agreement with the County of Monterey, doing business as Natividad Medical Center for the Natividad Professional Center to house Hartnell’s Natividad Health Professions Training Center. The term of the agreement is January 1, 2009 to December 31, 2011, with a 90 day termination clause. Monthly rent will be $21,096, plus costs for electricity, telephone, cable, and other electronic communications service. |
| AGREEMENT – AMERICAN MEDICAL RESPONSE | Approved an agreement with American Medical Response for clinical experience for the Emergency Medical Technician Program, effective December 3, 2008 through December 2, 2010. |
LEASE AGREEMENT
- FRANSCIONI BROTHERS FARMLAND

Approved amendment to Lease Agreement with Franscioni Brothers, Inc. for Alisal Campus Farmland, effective December 3, 2008 to December 2, 2009. The amendment reduces the revenue by $23,623.20 for one year.

Trustee Freeman asked why reduce the rent. Dr. Helm responded that it reflects a down turn in the market and a short-term agreement that is less attractive to farmers as construction proceeds.

AGREEMENT - JLC SERVICES

Approved the amendment to the Agreement between Hartnell Community College District and Jesse Cude, doing business as JLC Services. The amendment extends the agreement effective January 26, 2009 to June 4, 2009 for a total of $27,000.

PERSONNEL ACTIONS

Approved and/or ratified Personnel Actions. (Appendix A)

AWARD CONTRACT - CAMPUS REFRESH PROJECT #2

Awarded contract to Sanchez, Inc., the lowest responsive bidder for the Campus Refresh Project #2. The amount of the contract is $134,939 and will be paid with Measure H funds.

AWARD CONTRACT - CAMPUS LIGHTING PROJECT

Awarded the contract to R.A.N. Electrical, the lowest responsive bidder for the Hartnell College Campus Lighting Project. The amount of the contract is $478,000 and will be paid with Measure H funds.

ACTION ITEMS

BUDGET REVISIONS

On a motion by Trustee Healy, seconded by Trustee Rice, roll call vote of 6-0, and advisory vote of Aye (Cortes), the Board approved the budget revisions numbered 7933-7982.

FIRST READING BOARD POLICIES

On a motion by Trustee Gonzalez-Castro, seconded by Trustee Rice, vote of 6-0, and advisory vote of Aye (Cortes), the Board approved the first reading of revised Board Policies 1030, Student Members of Governing Board, 2315, Operation of Maintenance of Buildings and Grounds, 2335, Prohibition of Dogs, Bicycles, Skateboards, Roller-skates, and Golfing on Campus, 2340, Smoking/Use of Tobacco Policy, and the first reading to delete Board Policy 2355, Western Stage Auxiliary Corporation.

There was some discussion regarding a smoke free campus. After the November meeting, and at the request of Trustee Freeman, Dr. Helm asked employee groups for their input. Not all have replied; however, Lourdes Sanchez (Classified Senate) and Dr. Ann Wright (HCFA) stated their groups discussed the issue and felt a smoke free campus is too excessive. Eric Price said CSEA recently voted to support a smoke free campus. Jazmin Rascon, Student Senate, stated the students are conducting a survey and will report the findings once completed.
AUDIT REPORT
YEAR ENDING
JUNE 30, 2008
On a motion by Trustee Healy, seconded by Trustee Freeman, vote of 6-0, and advisory vote of Aye (Cortes), the Board accepted the Independent Accountants’ Audit Report for year ending June 30, 2008 as presented by Jema Ptasinski, Vicenti, Lloyd, Stutzman LLP. Dr. Helm commended Barbara Yesnosky and her staff for their work and stated that the college received an unqualified opinion due to their efforts.

MEASURE H – ACCOUNTANTS’ REPORT AND FINANCIAL AUDIT FOR 2007-2008
On a motion by Trustee Rice, seconded by Trustee Martinez, vote of 6-0, and advisory vote of Aye (Cortes), the Board accepted the Measure H General Obligation Bond Independent Accountants’ Report and Financial Audit for 2007-2008 as presented by Jema Ptasinski, Vicenti, Lloyd, Stutzman LLP.

RESOLUTION 08:16 REFUNDING LEASE REVENUE BOND
On a motion by Trustee Rice, seconded by Trustee Martinez, roll call vote of 6-0, and advisory vote of Aye (Cortes), the Board adopted Resolution 08:16, Authorizing the Advanced Refunding of all or portion of the California Community College Financing Authority Lease Revenue Bonds, Series 2006A.

CAMPUS CLOSURE
On a motion by Trustee Rice, seconded by Trustee Martinez, vote of 6-0, and advisory vote of Aye (Cortes), the Board approved the campus closure from December 21, 2008 until January 5, 2009. It is anticipated the closure will result in a savings for the college.

PROGRAM/PROJECT MANAGEMENT AGREEMENT
On a motion by Trustee Martinez, seconded by Trustee Healy, vote of 6-0, and advisory vote of Aye (Cortes), the Board awarded the Program/Project Management Agreement to Felice Consulting Services. The term of the agreement is effective December 3, 2008 with a thirty (30) day written notice from the college or sixty (60) day written notice from Felice Consulting Services. The management fee is 4.7% of the project and will result in a savings to the bond fund.

Ricardo Reyes was present. He thanked the Board for the opportunity to submit his proposal, even though his firm was not chosen, he remained ready to extend his services, if needed. Both Trustee Donohue and Dr. Helm thanked Mr. Reyes for attending the meeting and for his interest in Hartnell.

RESOLUTION 08:17 CalPERS
On a motion by Trustee Healy, seconded by Gonzalez-Castro, roll call vote of 6-0, and advisory vote of Aye (Cortes), the Board adopted Resolution 08:17, CalPERS Employer Paid Contributions.

SENATE REPORTS
Student Senate
Jazmin Rason, Vice President of the Student Senate reported that Gina Rauchenstein resigned as President and Armando Cortes is now the President; that the Senate sent a letter regarding budget cuts to legislators; that they look forward to the sustainable water bottles
and filtration system; that the Festival of Trees is scheduled Dec. 5th and that they will host a BBQ on Dec 12th where they hope to inform students on available services and asked if anyone interested in providing information at the BBQ, to please contact her.

**Classified Senate**
Lourdes Sanchez reported the Senate, in partnership with CSEA, will grant ten (10) wishes to children from the Alisal community and invited everyone to their holiday party on December 8th.

**Academic Senate**
Kelly Locke reported that she recently emailed the Senate’s meeting highlights to the Board and that the faculty was pleased with the process used in selecting intersession courses— that they felt respected, and that the disciplines and Curriculum Committee would work to identify those courses that could be offered in a shorter format and still maintain the integrity of the course.

**President’s Report**
Dr. Helm stated that she commends the faculty for their commitment to ensure student success and asked that they look into how other colleges offer intersession. There is a possibility that faculty from Cabrillo College would come to Hartnell to have this discussion. Currently, the faculty is determining which college services are needed during intersession, i.e. library hours. Dr. Helm reported she attended the Gonzales Unified School District board meeting and shared information from a California healthy kids survey they conducted. She impressed that the Board meeting was 100% paperless and commended the Gonzales Board for being online. She announced that the Foundation will sponsor two management events 1) Dec. 3-4th visit to Sacramento where she and administrators will attend a strategic planning session and meet with staff, and 2) Dec. 15-16th, the cabinet will participate in a retreat with M.I.S.A. Also, a cookie exchange/gift for charity event is being planned Dec. 17-18. Employee groups will determine the charity.

**BOARD COMMUNICATION**

**Trustee Gonzalez-Castro**
Trustee Gonzalez-Castro reported on the Annual Partnership Conference she attended and shared materials she collected with the Board. She stated it’s a member’s responsibility to stay informed and knowledgeable. She distributed dates of upcoming conferences/events.

**Trustee Rice**
Trustee Rice thanked Trustee Gonzalez-Castro for her report and for her enthusiasm.

**Trustee Martinez**
Trustee Martinez also thanked Trustee Gonzalez-Castro for her report and encouraged all board members to collect as much materials as they can from conferences to share with others. He expressed the desire to recognize adjunct faculty as they retire from Hartnell.

**Trustee Freeman**
Trustee Freeman acknowledged these are tough times, he thanked the Board for moving forward, and wished everyone a happy holiday.
Trustee Donohue reported she attended the Music Department’s annual fundraiser and that she was impressed with the students’ talent – she reminded everyone of the upcoming holiday concerts. She wished everyone a happy, healthy, and safe holiday and looked forward to the new year.

FUTURE ITEMS
None

ADJOURNMENT
On a motion by Trustee Rice, seconded by Trustee Healy, vote of 6-0, and advisory vote of Aye (Cortes) the Board adjourned meeting at 8:16 p.m. in honor of Gin Yang-Staehlin, Diana Bergado, and Edwin Baptista all of whom will retire at the end of December.

NEXT MEETING
The next regular Board of Trustees Meeting is scheduled on January 13, 2009, 5:00 p.m., Hartnell Community College, Governing Board Room (CAB-112), 411 Central Avenue, Salinas.
THE FOLLOWING PERSONNEL ACTIONS WERE APPROVED AND/OR RATIFIED AT THE DECEMBER 2, 2008 MEETING:

I. Approve Student Affairs and Athletics reorganization:

   This reorganization is a result of consolidating two programs, CARE and CalWorks, into the Extended Opportunity Programs and Services (EOPS) Office.

   A. Request to reallocate existing filled EOPS/CARE Technician position, Extended Opportunity Programs and Services (#CC-87), from 30 hours per week to 40 hours per week, effective December 3, 2008.

   B. Approve elimination of the following vacant position allocation due to reorganization:

      1. Student Development Assistant (#CC-34)

II. Approve next step of the Support Operations reorganization:

   A. Elimination of the following vacant position allocation due to reorganization:

      1. Accounting Assistant (#CC-11)

III. Approve elimination of the following vacant position allocation due to reorganization:

   A. Administrative Assistant, Academic Learning Center (#CC-48)

IV. Appointments

   A. Ratify appointment of regular academic management personnel:

      1. Melissa Parker, full-time, 12 months per year, Education and Artistic Program Administrator (#A-50), Step E, effective January 1, 2009.

   B. Approve appointment of regular classified management personnel:

      1. Alfred Munoz, full-time, 12 months per year, Controller (#A-12), Step D, effective March 2, 2009.

      2. Jaqueline Cruz-Ortega, full-time, 12 months per year, Development Officer (#A-49), Step B, effective January 5, 2009. Funding for this position is provided through Hartnell College Foundation unrestricted funds generated annually.

   C. Ratify appointment of part-time instructors for Fall Semester 2008:

      1. William Jones, Nursing
      2. Marilu Flores, Spanish
      3. Patricia Henrickson, Early Childhood Education
      4. Susan Horcajo, Spanish
      5. Robin McKee-Williams, Theater Arts
THE FOLLOWING PERSONNEL ACTIONS WERE APPROVED AND/OR RATIFIED AT THE DECEMBER 2, 2008 MEETING:

6. Monica Soto, Counseling

D. Ratify appointment of substitute classified employees:

E. Ratify appointment of Professional Experts:
   1. Alexis Copeland, to provide alternative text/media for DSP&S students, Disabled Student Programs and Services (DSP&S), $42.86/hr, not to exceed 10 hours/week, September 2 – November 6, 2008.
   2. Sandra Garcia, Department of Social and Employment Services (DSES), Lead Childcare, Career & Economic Development, $16.00/hr, October 11, 2008 to June 10, 2009.
   4. Lucy Faridany, Musical Accompaniment for La Llorona, The Western Stage 2008 season, $1,125.00 flat rate, September 15, 2008 to October 31, 2008.
   5. Jim Greiner, Department of Social and Employment Services (DSES), Trainer, Career & Economic Development, $750.00 flat rate, October 1, 2008 to June 10, 2009.
   7. Frances Lucina Ramirez, Proctor Practicum, King City Center, $25.00/hr, October 11, 2008 to December 19, 2008.

F. Ratify appointment of student workers for Fall Semester 2008:
   1. Maricela Aboytes, Workforce & Community Development, Student Worker II
   2. Tian Ning Bao, Developmental Education, Student Worker II
   3. Marisela Chavez, Scholarship Office, Student Worker II
   4. Jairo Lopez, Soledad GearUp Program, Student Worker II
   5. Jazmin Maravilla, Soledad GearUp Program, Student Worker II
   6. Yvette Ortega, Math & Science/Chemistry, Student Worker II
   7. Issac Pardo, Financial Aid Office, Student Worker III
   8. Eugeno Ponce, GearUp Soledad Grant Program, Student Worker II
   9. Stacy Sanchez, MESA, Student Worker II

V. Request to hire Short-Term employees:
   A. Approve Short-term Staffing Requests:
THE FOLLOWING PERSONNEL ACTIONS WERE APPROVED AND/OR RATIFIED AT THE DECEMBER 2, 2008 MEETING:

1. Secretary, 14.28/hr, Workforce and Community Development, to perform secretarial services for the Medical Coding Program, December 3 – December 31, 2008.


Budget Implications:
Funds for the above personnel actions are included in the 2008/09 Budget.
HARTNELL COMMUNITY COLLEGE DISTRICT

Resolution 08:15
Authorizing the Signature on Appropriate Documents
Superintendent/President, as Board of Trustees Secretary

WHEREAS, Dr. Phoebe Helm has been duly appointed to perform the duties of Secretary of the Board of Trustees (as set forth in the Education) of Hartnell College District,

NOW, THEREFORE, BE IT RESOLVED, that Dr. Phoebe Helms is hereby authorized to sign all appropriate documents requiring the signature of the Board of Trustees’ Secretary.

PASSED AND ADOPTED by the Hartnell Community College District Board of Trustees on December 2, 2008 by the following vote:

AYES: 6

NOES: 0

ABSENT: 0

[Signatures]
Patricia Donohue, Board President
Dr. Phoebe K. Helm, Secretary
Hartnell Board of Trustees
HARTNELL COMMUNITY COLLEGE DISTRICT
RESOLUTION NO. 08:16


WHEREAS, a duly called election was held in the Hartnell Community College District (the "District") Monterey and San Benito Counties, State of California, on November 5, 2002; and

WHEREAS, at such election (the "Election") more than fifty-five percent of the voters of the District voted to authorize the issuance and sale of not-to-exceed $131,000,000 of general obligation bonds of the District for various purposes, including the discharge of other long-term debt of the District; and

WHEREAS, financing the District's King City Education Center (the "Center") was identified as a voter approved capital project under the Election; and

WHEREAS, on March 16, 2000, the District executed and delivered its Series 2000 Certificates of Participation (Hartnell CCD Education and Training Center) (the "2000 COPs"), in the aggregate principal amount of $2,515,000, for the purpose of financing the construction of the Center; and

WHEREAS, on April 30, 2003, the District issued the first series of bonds pursuant to the Election in an aggregate principal amount of $35,000,000;

WHEREAS, on June 28, 2006, the District issued the second series of bonds pursuant to the Election in an aggregate principal amount of $34,995,517.60 (the "Series B Bonds");

WHEREAS, on January 20, 2006, the California Community College Financing Authority (the "Authority") issued its Lease Revenue Bonds, Series 2006A (the "Lease Revenue Bonds") on behalf of the District, which refinanced the 2000 COPs; and

WHEREAS, on April 1, 2008, the Board of Trustees of the District approved the King City Educational and Facility Master Plans; and

WHEREAS, the Board of Trustees of the District (the "Board") desires to use unspent proceeds derived from the sale of the Series B Bonds to advance refund all or a portion of the Lease Revenue Bonds (the "Refunded Bonds"); and

WHEREAS, to accomplish the refunding of the Refunded Bonds, the Board has determined that it is necessary and desirable to enter into an escrow agreement (the "Escrow Agreement")
pursuant to which proceeds from the sale of the Series B Bonds shall be deposited into an escrow fund (the "Escrow Fund"), and that the sufficiency of such funds to refund the Refunded Bonds, together with interest earnings thereon, be verified by a firm of certified public accountants (the "Verification Agent") selected by the District;

WHEREAS, all acts, conditions and things required by law to be done or performed have been done and performed in strict conformity with the laws regarding the application of proceeds of general obligation bonds of the District, and the discharge of indebtedness of the District, including the refunding authorized herein, is within all limits prescribed by law;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE HARTNELL COMMUNITY COLLEGE DISTRICT, AS FOLLOWS:

SECTION 1. Findings. The Board hereby specifically finds and declares that the actions authorized hereby constitute and are true and correct with respect to the public affairs of the District, and that the statements, findings and determinations of the District set forth herein are true and correct, and the Board hereby declares its intention of entering into the Escrow Agreement described in Section 3 hereof.

SECTION 2. Authorization of Refunding; Transfer of Proceeds of Series B Bonds. The Board hereby expresses its intention to refinance all or a portion of the Refunded Bonds using proceeds currently on deposit in the Building Fund for the Series B Bonds maintained by the County of Monterey (the "County"). The County is hereby authorized to transfer from the Building Fund to the Escrow Fund such amount of Series B Bond proceeds as directed by an Authorized Officer (defined herein).

SECTION 3. Approval of Escrow Agreement. The form of the Escrow Agreement, by and among the Authority, the District and U.S. Bank National Association (the "Escrow Agent"), substantially in the form on file with the Secretary of the Board, is hereby approved and the Superintendent/President of the District, the Vice President/Assistant Superintendent, Administrative Services of the District, or a designated deputy thereof (collectively, the "Authorized Officers"), each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to execute and deliver the Escrow Agreement in substantially said form, with such changes therein as such officer or person or persons may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof. The Authorized Officers are further authorized to determine the amount of proceeds of the Series B Bonds to be deposited with the Escrow Agent to accomplish the refunding of the Refunded Bonds, if the conditions set forth in this Resolution are satisfied.

SECTION 4. Appointment of Bond Counsel, Financial Advisor and Verification Agent. The Board hereby approves the appointment of Stradling Yocca Carlson & Rauth, a Professional Corporation, as bond counsel to the District, Piper Jaffray & Co. as financial advisor to the District, and Causey, Demgen & Moore Inc., as Verification Agent, all with respect to the refunding of the Refunded Bonds.

SECTION 5. Other Actions. Officers of the Board and District officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the refunding of the Refunded Bonds and otherwise carry out, give effect to and comply with the
terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

SECTION 6. Effective Date. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 2nd day of December, 2008, by the following vote:

AYES: 6
NOES: 0
ABSENT: 0
ABSTENTIONS: 0

President, Board of Trustees
Hartnell Community College District

Attest:

Secretary, Board of Trustees
Hartnell Community College District
HARTNELL COMMUNITY COLLEGE DISTRICT

Resolution No. 08:17

CALPERS EMPLOYER PAID MEMBER CONTRIBUTIONS

WHEREAS, the governing body of the Hartnell Community College has the authority to implement Government Code Section 20691;

WHEREAS, the governing body of the Hartnell Community College has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer;

WHEREAS, one of the steps in the procedures to implement Sections 20691 is the adoption by the governing body of the Hartnell Community College of a Resolution to commence said Employer Paid member Contributions (EPMC);

WHEREAS, the governing body of the Hartnell Community College has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of Hartnell Community College.
- This benefit shall consist of paying 100% of the normal member contributions as EPMC.
- The effective date of this resolution shall be 11/1/2008.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Hartnell Community College elects to pay EPMC, as set forth above.

Passed and adopted by the Hartnell Community College Board of Trustees on December 2, 2008, by the following vote:

AYES: 6

NOES: 0

ABSTAIN: 0

ABSENT: 0

Patricia Donohue, Board President

Dr. Phoebe Helm, Secretary
Superintendent/President