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SANTA MONICA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES

REGULAR MEETING

MONDAY,
FEBRUARY 2, 2009

Santa Monica College
1900 Pico Boulevard
Santa Monica, California

6:00 p.m. – Closed Session
7:00 p.m. – Public Meeting
Board Room (Business Building Room 117)

*The complete agenda may be accessed on the
Santa Monica College website:*

<http://www.smc.edu/admin/trustees/meetings/>

*Written requests for disability-related modifications or accommodations,
including for auxiliary aids or services that are needed in order to participate in
the Board meeting are to be directed to the Office of the
Superintendent/President as soon in advance of the meeting as possible.*

PUBLIC PARTICIPATION ADDRESSING THE BOARD OF TRUSTEES

Members of the public may address the Board of Trustees by oral presentation **concerning any subject that lies within the jurisdiction of the Board of Trustees** provided the requirements and procedures herein set forth are observed:

1. Individuals wishing to speak to the Board at a Board of Trustees meeting during Public Comments or regarding item(s) on the agenda must complete an information card with name, address, name of organization (if applicable) and the topic or item on which comment is to be made.

Five minutes is allotted to each speaker per topic. If there are more than four speakers on any topic or item, the Board reserves the option of limiting the time for each speaker. A speaker's time may not be transferred to another speaker.

Each speaker is limited to one presentation per specific agenda item before the Board, and to one presentation per Board meeting on non-agenda items.

General Public Comments and Consent Agenda

- The card to speak during Public Comments or on a Consent Agenda item must be submitted to the recording secretary at the meeting **before** the Board reaches the Public Comments section in the agenda.
- Five minutes is allotted to each speaker per topic for general public comments or per item in the Consent Agenda. The speaker must adhere to the topic. Individuals wishing to speak during Public Comments or on a specific item on the Consent Agenda will be called upon during Public Comments.

Major Items of Business

- The card to speak during Major Items of Business must be submitted to the recording secretary at the meeting **before** the Board reaches that specific item in the Major Items of Business in the agenda.
- Five minutes is allotted to each speaker per item in Major Items of Business. The speaker must adhere to the topic. Individuals wishing to speak on a specific item in Major Items of Business will be called upon at the time that the Board reaches that item in the agenda.

Exceptions: This time allotment does not apply to individuals who address the Board at the invitation or request of the Board or the Superintendent

2. Any person who disrupts, disturbs, or otherwise impedes the orderly conduct of any meeting of the Board of Trustees by uttering loud, threatening, or abusive language or engaging in disorderly conduct shall, at the discretion of the presiding officer or majority of the Board, be requested to be orderly and silent and/or removed from the meeting.

No action may be taken on items of business not appearing on the agenda

Reference: *Board Policy Section 1570*
 Education Code Section 72121.5
 Government Code Sections 54954.2, 54954.3, 54957.9

BOARD OF TRUSTEES	REGULAR MEETING
SANTA MONICA COMMUNITY COLLEGE DISTRICT	February 2, 2009

A G E N D A

A meeting of the Board of Trustees of the Santa Monica Community College District will be held in the Santa Monica College Board Room (Business Building Room 117), 1900 Pico Boulevard, Santa Monica, California, on Monday, February 2, 2009.

6:00 p.m. – Closed Session
7:00 p.m. – Public Meeting

The agenda includes the following items: (Items for action - recommendations - are listed numerically; items for information are listed alphabetically).

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| I. ORGANIZATIONAL FUNCTIONS | |
| A Call to Order – 6:00 p.m. | 6 |
| B Roll Call | |
| C Public Comments on Closed Session Items | |
|
II. CLOSED SESSION | |
| • Conference with Labor Negotiators (Government Code Section 54957.6)
<div style="margin-left: 40px;">Agency Designated Representatives: <i>Marcia Wade, Vice-President, Human Resources</i>
 <i>Robert Myers, District Counsel</i></div> <div style="margin-left: 40px;">Employee Organization: <i>CSEA Chapter 36</i></div> | |
| • Public Employee Discipline/Dismissal/Release (Government Code Section 54957) | |
| • Conference with Legal Counsel-Existing Litigation
(Subdivision (a) of Government Code Section 54956.9)
Name of case: <i>Walter v. Santa Monica Community College District, Los Angeles Superior Court, Case Number 09C0054</i> | |
| • Conference with Legal Counsel-Anticipated Litigation
(Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9): <i>Santa Monica Community College District v. FTR International</i> | |
| • Real Property (Government Code Section 54956.8) | |
|
III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS <i>(Scheduled for 7:00 p.m.)</i> | |
| D Pledge of Allegiance | |
| E Closed Session Report (if any) | |
| F Public Comments | |

IV. **SUPERINTENDENT'S REPORT**

- Management Association Update
- Updates:
 - State Budget
 - Spring 2009 Enrollment
 - Expo Phase 2 Draft EIR

V. **ACADEMIC SENATE REPORT**

VI. **MAJOR ITEMS OF BUSINESS**

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VII. **CONSENT AGENDA**

Any recommendation pulled from the Consent Agenda will be held and discussed in Section VIII, Consent Agenda – Pulled Recommendations

Approval of Minutes

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VIII. **CONSENT AGENDA – Pulled Recommendations**

Recommendations pulled from the Section VII. Consent Agenda to be discussed and voted on separately. Depending on time constraints, these items might be carried over to another meeting.

IX. **INFORMATION**

H Citizens' Bond Oversight Committee Meeting, January 21, 2009 28

X. **BOARD COMMENTS AND REQUESTS**

XI. **ADJOURNMENT**

There will be a Board of Trustees Study Session on Saturday, February 28, 2009 in Gym Room 223 (the Skybox) at Santa Monica College, 1900 Pico Boulevard, Santa Monica, California.

The next regular meeting of the Santa Monica Community College District Board of Trustees will be **Monday, March 2, 2009** at 7 p.m. (5:30 p.m. if there is a closed session) Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.

BOARD OF TRUSTEES	REGULAR MEETING
SANTA MONICA COMMUNITY COLLEGE DISTRICT	February 2, 2009

I. ORGANIZATIONAL FUNCTIONS

- A CALL TO ORDER

- B ROLL CALL
 Louise Jaffe, Chair
 David Finkel, Superior Court Judge (Ret.), Vice-Chair
 Dr. Susan Aminoff
 Dr. Nancy Greenstein
 Dr. Margaret Quiñones-Perez
 Rob Rader
 Dr. Andrew Walzer
 Cameron Henton, Student Trustee

- C PUBLIC COMMENTS ON CLOSED SESSION ITEMS

II. CLOSED SESSION

- Conference with Labor Negotiators (Government Code Section 54957.6)
*Agency Designated Representatives: Marcia Wade, Vice-President, Human Resources
 Robert Myers, District Counsel*
Employee Organization: CSEA Chapter 36

- Public Employee Discipline/Dismissal/Release (Government Code Section 54957)

- Conference with Legal Counsel-Existing Litigation
 (Subdivision (a) of Government Code Section 54956.9)
 Name of case: Walter v. Santa Monica Community College District, Los Angeles Superior Court, Case Number 09C0054

- Conference with Legal Counsel-Anticipated Litigation
 (Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9): Santa Monica Community College District v. FTR International

- Real Property (Government Code Section 54956.8)

III. PUBLIC SESSION - ORGANIZATIONAL FUNCTIONS

- D PLEDGE OF ALLEGIANCE

- E CLOSED SESSION REPORT (if any)

- F PUBLIC COMMENTS

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 1 RECEIPT OF AUDIT REPORT

SUBMITTED BY: Superintendent/President

REQUESTED ACTION: Acknowledge receipt of the 2007-2008 Audit Report of the Financial and Related Statements of the Santa Monica Community College District prepared by the District's contracted independent auditor Vicente, Lloyd & Stutzman, LLP.

COMMENT: The Auditor's opinion is that the basic financial statements present fairly, in all material respects, the financial position of the Santa Monica Community College District as of June 30, 2008.

MOTION MADE BY:
 SECONDED BY:
 STUDENT ADVISORY:
 AYES:
 NOES:

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

INFORMATION ITEM G

SUBJECT: **THE SMC PERFORMING ARTS CENTER**

SUBMITTED BY: Superintendent/President

SUMMARY: Activities at SMC’s Performing Arts Center

The Performing Arts Center, since its informal debut in August, has hosted widely varied productions and activities – from fundraisers to award shows, from photo shoots to concerts (both amplified and acoustic), from music to dance to Shakespeare, to screenings, lectures, and commercial film scoring. We’ve had our first wedding, and we’ve hosted Faculty Flex Day. We’ve had spoken word events, poets, dramatic readings, opera, master classes, baroque music, choirs, chamber orchestra and Chamber of Commerce and Convention and Visitors Bureau mixers. A reception in the Art Gallery for world famous playwright David Mamet culminated the Alistair Cook Memorial Lecture, presented at the Broad Stage and broadcast by the BBC to 60 million listeners worldwide. A successful fundraiser by Upward Bound expanded its local outreach, Madison Project hosted a spectacular inaugural gala with the incomparable Barbara Cook performing; and a community screening brought us the inauguration of the 44th President of the United States.

The music and dance departments perform repeatedly on the Eli and Edythe Broad Stage, which also serves both the SMC band and orchestra as a rehearsal hall. The innovative musical performance group Hiroshima headlines the Asian-Pacific Islander Celebration at the Broad Stage in May, sponsored by SMC Associates, which brought us Actors from the London Stage last fall.

The Edye expands its repertoire with virtually every genre of music represented. In addition to frequent Music Department performances, the Donna Sternberg Dancers perform in the spring, while the experiences of battered women are dramatized in a new play hosted by the Department of Social Sciences in February. The cutting edge Under the Radar series continues to set the standard for groundbreaking performances from Blues to Bollywood at this intimate local performance space.

Coordinating these myriad public and private activities and performances as well as Madison Project’s impressive inaugural public season and arts education programming is the job of the SMC’s Performing Arts Center administration and operations. From the time our Technical Director came on board in July, the pace has been at top speed with little time to catch our collective breath. We are now creating and implementing improvements to our business, administrative and operating systems, perfecting the tracking of billable and non-billed hours, to better assess our work and exercise greater control over technical labor costs.

We absorb the daily maintenance costs of performance and instructional programs with two full time custodians assigned to the campus. Custodial overtime for the theater is generally limited to a cost recovery basis and is paid for directly by private rentals and by the Madison Project to ensure that the facility remains a world-class venue.

As a result, despite a difficult economy, our cost neutral strategies enable us to earn enough to pay the full time costs of three technical staff, two custodians and some administrative overhead. Our focus on operation and administrative infrastructure improvements will help us address the following issues in the months ahead:

- Limiting cost of sales by focusing in on the most appropriate clients and markets, refining marketing and estimating forms and procedures.
- Working within more restrictive client budgets, communicating directly our understanding of client needs and the capabilities of the theater to meet those needs, leading to a more beneficial artistic collaboration and cost effective productions.
- Integrating special events with other areas on campus, reaching out to the community at large and advancing marketing strategies for areas where suitable.

At this time, our ability to continue operating in a cost neutral framework requires concentration of effort and proceeding with caution. If we are to benefit the educational mission and develop and promote new partnerships and programs, we must have the tools in place that support success. Our existing resources must be well understood and leveraged to the extent that they address community outreach, institutional support and enhancements to facilities and services.

AN UPDATE FROM THE MADISON PROJECT FOUNDATION

In this inaugural season of the Eli and Edythe Broad Stage, we have worked to establish the Broad Stage as the new “amazing space” on the Westside, a home for the world's best artists and for a community that loves the arts. The program offering includes a wide range of classical music from the Montreal Symphony to new music ensemble Jacaranda, exciting dance troupes including the acrobatic Diavolo and compelling new work by Helios Dance Theater, opera, jazz, Cajun and Creole music, and a traditional Irish band. Many performances, including Musica Angelica, KCRW Left Right and Center, and The Under the Radar Series at The Edye have sold out. Some concerts featured after parties where the audience gets to mingle and connect with the artists.

By season's end in May, the Madison Project will have presented 23 events in the main venue and 8 events at the smaller Edye Second Space. In addition, our arts education program, called Arts Insights, has served more than 1,000 families, students from a dozen local public K-12 schools and SMC students with master classes, interactive workshops, open rehearsals and free community performances. We are on target with our ticket sales and have achieved our membership goals for the current year. A new membership campaign will launch in March 2009.

Next season we plan to create opportunities to renew with an emphasis on multi-ticket purchases. By featuring series with several concerts, we intend to increase the return on our marketing investment. We will be doing retention programs for donors and members. Our season will expand cautiously to include a theatrical run, a jazz series, an international series, and a chamber music series, among many other diverse performances. We will again hold after parties in order to stimulate ticket sales to some of the more unusual concerts. We will announce our season the first week in March with season tickets to be sold starting in March through September.

On the financial side, expenses are at or under budget this season. Ticket sales are on target, and we have raised nearly \$150K of the fundraising goal of \$600K for this season. The Madison Project foundation has a remarkable and truly impressive board of directors, who are strongly committed to raising the remaining funds. We have also developed contingency plans should economic conditions hamper either our fundraising or ticket sales. On top of this, we have received the second payment on the \$10 million pledge from the Broad Foundation. While November and December were slow, our contributions and ticket sales have picked up noticeably in the new year.

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 2 **2008-2009 QUARTERLY BUDGET REPORT AND 3 I I Q REPORT**

SUBMITTED BY: Superintendent/President

RECOMMENDATION: It is recommended that the Board of Trustees acknowledge receipt of the 2008-2009 Quarterly Report and the 3 I I Q report, as of December 31, 2008 (see Addendum A, pages 32-47).

COMMENT: The Board of Trustees is presented a quarterly budget report with the 3 I I Q report required by the Chancellor’s Office. This report summarizes the financial statements of the District’s Unrestricted General Fund for review by the Chancellors Office.

MOTION MADE BY:
 SECONDED BY:
 STUDENT ADVISORY:
 AYES:
 NOES:

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 3 **RESOLUTION AUTHORIZING ISSUANCE OF
NOT TO EXCEED \$57,000,000 OF SMCCD
GENERAL OBLIGATION BONDS**

SUBMITTED BY: Superintendent/President

REQUESTED ACTION: It is recommended that the Board of Trustees approve a resolution to authorize the issuance of not to exceed \$57,000,000 of Santa Monica Community District General Obligation Bonds, 2004 Election, 2009 Series C and ordering certain actions in connection therewith (see Addendum B, pages 48-51).

COMMENT: The District needs this bond issuance in order to maintain its timeline for bond projects. District representatives have been in contact with bond counsel and underwriters to ensure that the timing of the issuance of bonds is appropriate.

MOTION MADE BY:
 SECONDED BY:
 STUDENT ADVISORY:
 AYES:
 NOES:

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 4

SUBJECT: **FIRST READING – BOARD POLICY**
 A - SECTION 1230, CODE OF ETHICS (Revised)
 B - SECTION 2470, POLITICAL ACTIVITY (New)

SUBMITTED BY: Superintendent/President

REQUESTED ACTION: It is recommended that the Board of Trustees conduct a first reading of the following Board Policy Sections:

BP 1230 – Code of Ethics: The Accrediting Commission for Community and Junior Colleges adopted standards that required that the Board’s Code of Ethics include a clearly defined policy for dealing with behavior that violates its code. This added language complies with the template provided through the Community College League of California (CCLC) Policy and Procedures Subscription Service.

BP 2470 – Political Activity: This new policy for employees is consistent with a provision in BP 1230. The policy has been approved by the District Planning and Advisory Committee.

MOTION MADE BY:
SECONDED BY:
STUDENT ADVISORY:
AYES:
NOES:

A - ARTICLE 1200 ROLE OF THE BOARD OF TRUSTEES

BP 1230 Code of Ethics

Santa Monica College is committed to the principle that higher education should be available to every person who can benefit. Given this basic condition, the activities and deliberations of the Board of Trustees will be guided by this code of ethics.

The Board of Trustees:

- has as its basic function the establishment of the policies by which the District is to be administered.
- holds the Superintendent/President accountable for the administration of the educational program and the conduct of District business.
- is made up of individuals who work with fellow Board members in a spirit of harmony and cooperation even when values and beliefs are divergent.
- is a unit of authority; Board members have no individual authority outside of official meetings.
- assures the orderly operation of the District by encouraging employees to make use of appropriate procedures before bringing their concerns to the Board.
- has the authority and responsibility to encourage the administration, faculty and staff to be original and creative in responding to the needs of the college community.

A Member of the Board of Trustees:

- supports and assists in fostering the most effective relations between the college and the community.
- never uses his/her position for material gain.
- Shall not use District funds, services, supplies or equipment to urge the passage or defeat of any ballot measure or candidate, including, but not limited to, any candidate for election to the Board of Trustees. Initiative or referendum measures may be drafted on an area of legitimate interest to the District. The Board may by resolution express the Board's position on ballot measures. Public resources may be used only for informational efforts regarding ballot measures.
- Shall not use or permit others to use public resources for personal purposes or any other purpose not authorized by law.
- devotes time, thought, and study for effective participation and contribution in the decision-making process of the Board.
- recognizes that deliberations in closed session are confidential and not for public discussion or disclosure.
- makes decisions only after all facts have been presented and discussed. Statements or promises as to how one will vote prior to regular meetings are inappropriate.
- abides by majority decisions of the Board.
- participates in state and national community college trustees' associations and in educational conferences, workshops, and training sessions offered by local, state, and national organizations to enhance his/her potential as a Board member.

The Superintendent/President and Board Chair are authorized to consult with legal counsel when they become aware of or are informed about actual or perceived violations of pertinent laws and regulations, including but not limited to conflict of interest, open and public meetings, confidentiality of closed session information, and use of public resources. Violations of law may be referred to the District Attorney or Attorney General as provided for in law.

Violations of the Board's Code of Ethics will be addressed by the Chair of the Board, who will first discuss the violation with the trustee to reach a resolution. If resolution is not achieved and further action is deemed necessary, the Chair may appoint an ad hoc committee to examine the matter and recommend further courses of action to the Board. Sanctions may include a recommendation to the Board for censure of the trustee. If the Chair of the Board is perceived to have violated the code, the Board Vice-chair is authorized to pursue resolution.

Reference: Education Code Sections 7054, 7056; Government Code Sections 8314, 54963;
 Penal Code Section 424

B - ARTICLE 2400 DISTRICT ENVIRONMENT

BP 2470 Political Activity (New)

No community college district funds, services, supplies, or equipment shall be used for the purpose of urging the support or defeat of any ballot measure or candidate, including, but not limited to, any candidate for election to the governing board of the district.

Reference: Education Code Sections 7054, 7056; Government Code Sections 8314, 54963;
Penal Code Section 424

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

MAJOR ITEMS OF BUSINESS

RECOMMENDATION NO. 5

SUBJECT: **SECOND READING – BOARD POLICY**
A – SECTION 1410, STUDENT TRUSTEE QUALIFICATIONS
B – SECTION 1514, BOARD OF TRUSTEES STUDY SESSIONS
C – SECTION 1590, RECORDINGS OF MEETINGS
D – SECTION 6116, REPORTING FRAUD, WASTE AND ABUSE

SUBMITTED BY: Superintendent/President

REQUESTED ACTION: It is recommended that the Board of Trustees conduct a second reading of and approve the following Board Policy Sections:

BP 1410 – Student Trustee Qualifications: Includes a statement that the student trustee is not required to give up employment with the District. This revision complies with the template provided through the CCLC Policy and Procedures Subscription Service.

BP 1514 – Board of Trustees Study Sessions: Replaces “Retreat” with “Study Sessions.” Deletion of *Orientation of New Members of the Board* is deleted because the topic is fully covered in BP 1140 – *Orientation of New Members*.

BP 1590 – Recordings of Meetings: This new policy complies with the template provided through the CCLC Policy and Procedures Subscription Service.

BP 6116 – Reporting Fraud, Waste and Abuse: This policy addresses a recommendation from auditors regarding new fraud prevention audit requirements.

Revisions suggested at the first reading have been incorporated.

MOTION MADE BY:
 SECONDED BY:
 STUDENT ADVISORY:
 AYES:
 NOES:

A - ARTICLE 1400 STUDENT TRUSTEE

BP 1410 Qualifications

One student currently enrolled at the Santa Monica College shall be elected by the students to serve as Student Trustee. ~~In order to serve as Student Trustee, he/she cannot hold an elected or appointed position as an Associated Students officer or director.~~ The Student Trustee shall be seated with the Board and shall be recognized as a full member of the Board at meetings. The Student Trustee is entitled to participate in discussion of issues and receive all materials presented to members of the Board (except for closed session issues). The Student Trustee may have an advisory vote as authorized by the Board of Trustees on an annual basis.

The Student Trustee shall be a resident of California at the time of nomination and during the term of service, and shall be enrolled in and maintain a minimum of five semester units in the District at the time of nomination and throughout the term of service. The Student Trustee may be employed by the District. The Student Trustee shall maintain a minimum grade point average of C (2.0) throughout the term of service.

The election of the Student Trustee shall be in accordance with the procedures prescribed in the Associated Students Constitution. If the Student Trustee becomes ineligible, is recalled, cannot serve, or the position becomes vacant for reason(s) cited in Board Policy 1150 the Board of Trustees may request that the Associated Students Board of Directors conduct an election or open an application process to fill the vacancy.

The Student Trustee shall be subject to recall if a petition filed with the Superintendent/President is signed by ten percent (10%) of the students currently enrolled (spring or fall semesters only). The written petition will be submitted to the administrator responsible for Student Life for validation of signatures.

Reference: Education Code Section 72023.5

Reviewed and Adopted: 5/1/2000

Revised 12/1/2003

B - ARTICLE 1500 MEETINGS OF THE BOARD OF TRUSTEES

BP 1514 Board of Trustees Study Sessions

The Board of Trustees shall schedule two annual study sessions; the dates to be adopted by the Board in the annual calendar of meetings.

At the Study Sessions, the Board will have the opportunity to discuss individual concerns and ideas with other members of the Board and the administration and give direction. Discussion topics may include, but not be limited to, proposed administrative plans, Board policies/goals, future agenda items, agenda format, et cetera.

Reviewed and Adopted: 5/1/2000

C - BP 1590 Recording of Meetings (New)

If the Board of Trustees authorizes any audio and/or video recording of a meeting, the recording shall be subject to inspection by members of the public in accordance with the California Public Records Act. The Superintendent/President shall ensure that any such recordings are maintained for at least thirty days following the taping or recording.

Persons attending an open and public meeting of the Board of Trustees may, at their own expense, record the proceedings, in the public seating area or an area approved in advance by the Board Chair, with an audio and/or video recording or a still photo camera or may broadcast the proceedings. However, if the Board finds by a majority vote that the recording or broadcast cannot continue without noise, illumination, or obstruction of view that constitutes or would constitute a persistent disruption of the proceedings, the Board Chair shall direct such person to cease such disruption.

Reference: Government Code Section 6250, et seq.

D - ARTICLE 6100 FINANCIAL MANAGEMENT

BP 6116 Reporting Fraud, Waste or Abuse (New)

Santa Monica College is committed to the responsible stewardship of its resources and supports an internal appraisal function that includes the investigation of alleged fraud, irregularities, abuse, illegal acts and suspected misconduct of college employees. Managers, faculty, staff, students or interested citizens are encouraged to report known or suspected dishonest acts by employees, outside contractors or vendors.

Dishonest acts, either known or suspected, such as those listed below, should be reported:

- Theft or misappropriation of funds, supplies, property, or other college resources
- Forgery or alteration of documents
- Unauthorized alteration or manipulation of computer files
- Improper and/or wasteful activity
- Falsification of reports to management or external agencies
- Pursuit of a benefit or advantage in violation of the college's conflicts of interests policy
- Authorization or receipt of compensation for hours not worked

To facilitate the reporting of waste, fraud or abuse the District shall maintain an anonymous system for reporting with multiple reporting methods such as, but not limited to, telephone, website and mail.

Employees reporting suspected wrongdoing are protected under Federal and State law from retaliation by management and other employees.

Allegations are reviewed to determine the probability that the alleged act(s) could have occurred. This review will be conducted under the direction of the Executive Vice President and/or the Vice President of Human Resources, or their designee, and will include identification of losses, prevention of additional losses, application of appropriate personnel procedures, recovery of assets, and assistance with criminal investigation or prosecution. All reviews and investigations shall be conducted confidentially. An administrative regulation will include provisions for regular reporting to the Board of Trustees.

BOARD OF TRUSTEES	ACTION
SANTA MONICA COMMUNITY COLLEGE DISTRICT	February 2, 2009

VII. CONSENT AGENDA

Any recommendation pulled from the Consent Agenda will be held and discussed in Section VIII, Consent Agenda – Pulled Recommendations

RECOMMENDATION:

The Board of Trustees take the action requested on Consent Agenda Recommendations #6-#18.

Recommendations pulled for separate action and discussed in Section VIII, Consent Agenda – Pulled Recommendations:

- MOTION MADE BY:
- SECONDED BY:
- STUDENT ADVISORY:
- AYES:
- NOES:

VIII. CONSENT AGENDA – Pulled Recommendations

Recommendations pulled from the Section VII, Consent Agenda to be discussed and voted on separately. Depending on time constraints, these items might be carried over to another meeting.

RECOMMENDATION NO. 6 APPROVAL OF MINUTES

Approval of the minutes of the following meetings of the Santa Monica Community College District Board of Trustees:

- January 12, 2009 (Regular Board of Trustees Meeting)
- January 27, 2009 (Special Meeting)

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: GRANTS AND CONTRACTS

RECOMMENDATION NO. 7 RATIFICATION OF CONTRACTS AND CONSULTANTS

Approved by: Chui L. Tsang, Superintendent/President

Requested Action: Ratification

The following contracts for goods, services, equipment and rental of facilities, and acceptance of grants in the amount of \$50,000 or less have been entered into by the Superintendent/President and are presented to the Board of Trustees for ratification.

Authorization: Board Policy Section 6255, Delegation to Enter Into and Amend Contracts

Approved by Board of Trustees: 9/8/08

Reference: Education Code Sections 81655, 81656

Provider/Contract	Term/Amount	Service	Funding Source
Philip Uri Treisman	March 17, 2009 Not to exceed \$2,000	The consultant will give a lecture to SMC students and faculty, followed by a lunch for invited guests. He will conclude the day with a discussion session for faculty.	Welcome Center/Title V grant funds
Reinhold Wagnleitner	February 9, 10 and 11, 2009 \$2,500	Reinhold Wagnleitner will make a presentation of an "Informance" in music, words, and images on the history of Jazz and its impact on the global community. The programs will be presented to students, faculty and the larger SMC community.	District Funds (Global Citizenship Mini Grant) and Title V grant funds
Tom McDermott	February 9, 10 and 11, 2009 \$2,500	Tom McDermott, will provide piano accompaniment for a presentation of an "Informance" in music, words, and images on the history of jazz and its impact on the global community. The programs will be presented to students, faculty and the larger SMC community.	District Funds (Global Citizenship Mini Grant) and Title V grant funds

BOARD OF TRUSTEES	ACTION
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CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 8 ACADEMIC PERSONNEL

Reviewed by: Sherri Lee-Lewis, Dean, Human Resources
 Approved by: Marcia Wade, Vice-President, Human Resources
 Requested Action: Approval/Ratification

All personnel will be properly elected in accordance with District policies, salary schedules, and appropriate account numbers.

CHANGE OF ASSIGNMENT

Sarita Santos 02/01/09 – 06/30/09
 From: Project Manager, Teacher Academy, 100%
 To: Project Manager, Teacher Academy, 50%

RECOMMENDATION NO. 9 CLASSIFIED PERSONNEL – REGULAR

Reviewed by: Sherri Lee-Lewis, Dean, Human Resources
 Approved by: Marcia Wade, Vice-President, Human Resources
 Requested Action: Approval/Ratification

Approval/ratification of the establishment of classified positions, and other actions involving classified personnel including hiring, promoting, changing work shifts, working out of classification, and advanced step placements. All personnel assigned into authorized positions will be elected to employment (Merit System) in accordance with District policies and salary schedules.

The following positions will be established/abolished in accordance with district policies and salary schedules.

<u>ELECTIONS</u>	<u>EFFECTIVE DATE</u>
<u>PROBATIONARY</u>	
Green, Kennisha, Disabled Student Services Asst., DSC	01/20/09
<u>PROMOTION</u>	
Barton, Willis, Student Services Specialist, Distance Education	02/02/09
Kato, Rosie, Administrative Assistant III, Personnel Commission	02/01/09
Puyear, Billie, Sign Language Interpreter III, DSC	01/05/09
Rojas, Anna, Administrative Assistant III, Gov. Relations/Inst. Communications	01/15/09

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 9 CLASSIFIED PERSONNEL – REGULAR (continued)

INCREASE IN HOURS – PERMANENT

Bobby, Betty 01/16/09
 Fr: Disabled Student Services Asst., DSC, 11 mos, 15 hrs
 To: Disabled Student Services Asst., DSC, 11 mos, 30 hrs

Kremer, Andrea 01/16/09
 Fr: Disabled Student Services Asst., DSC, 11 mos, 25 hrs
 To: Disabled Student Services Asst., DSC, 11 mos, 30 hrs

AMENDMENT RESCINDED

Fierro, Marcia
 From: Student Services Specialist
 To: Senior Student Services Specialist, Scholarships 04/01/08
 Comment: Amendment previously approved by the Board on 12/15/08.

ACCELERATED HIRING RATE

Registered Nurse – Health Services Step D

REALLOCATION

Registered Nurse – Health Services
 From: Range 39
 To: Range 48

STIPEND

Kessler, Mark, CC Police Officer, College Police +5.0% 02/01/09 - 04/30/09
 Comment: Training Officer Duties

Champagne, Michael CC Police Officer, College Police +5.0% 02/01/09 - 04/30/09
 Comment: Inspector Duties

Malone, Willie CC Police Officer, College Police +5.0% 02/01/09 - 04/30/09
 Comment: Range Master Duties

Romano, Jere, CC Police Sgt, College Police +5.0% 02/01/09 - 04/30/09
 Comment: Safety and Security Systems Officer Duties

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 10 CLASSIFIED PERSONNEL – LIMITED DURATION

Reviewed by: *Sherril Lee-Lewis, Dean, Human Resources*
 Approved by: *Marcia Wade, Vice-President, Human Resources*
 Requested Action: *Approval/Ratification*

All personnel assigned to limited term employment (Merit System) will be elected in accordance with District policies and salary schedules.

PROVISIONAL: Temporary personnel who meet minimum qualifications and are assigned to work 90 working days; who have not come from an eligibility list.

Lachman, Hannah, Accompanist-Voice, Music 01/21/09-05/29/09

LIMITED TERM: Positions established to perform duties not expected to exceed 6 months in one Fiscal Year or positions established to replace temporarily absent employees; all appointments are made from eligibility lists or former employees in good standing.

Alvarez, Amanda, Counseling Aide, Trio	01/05/09-06/11/09
Arevalo, Mat, Bookstore Clerk/Cashier, Bookstore	01/05/09-06/30/09
Cass, Kiyong, Administrative Clerk, Athletics	01/12/09-06/30/09
Fayyaz, Kashif, Counseling Aide, Trio	01/05/09-06/11/09
Fayyaz, Saqib, Counseling Aide, Student Life	01/05/09-06/30/09
Francis, Anthony, Counseling Aide, Student Life	01/05/09-01/30/09
Hirsch, Amos M, Bookstore Clerk/Cashier, Bookstore	01/13/09-06/30/09
Mangus, Edward, Lab Tech-Photo, Community Service	01/05/09-06/30/09
Mangwa, Bice, Bookstore Clerk/Cashier, Bookstore	01/05/09-06/30/09
Murray, Jake, Bookstore Clerk/Cashier, Bookstore	01/05/09-06/30/09
Oswald, John B, Cash Receipts Clerk, Bursars Office	01/05/09-06/30/09
Sandoval, Sara, Bookstore Clerk/Cashier, Bookstore	01/05/09-06/30/09
Spencer, Everet, Bookstore Clerk/Cashier, Bookstore	01/05/09-06/30/09

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: HUMAN RESOURCES

RECOMMENDATION NO. 11 CLASSIFIED PERSONNEL - NON MERIT

Reviewed by: *Sherry Lee-Lewis, Dean, Human Resources*
 Approved by: *Marcia Wade, Vice-President, Human Resources*
 Requested Action: *Approval/Ratification*

All personnel assigned will be elected on a temporary basis to be used as needed in accordance with District policies and salary schedules.

STUDENT EMPLOYEES

College Student Assistant \$8.00/hr (STHP)	27
College Work-Study Student Assistant \$8.00/hr (FWS)	25

SPECIAL SERVICE

Art Model \$18.00/hr	119
Art Model with costume \$21.00/hr	23
Professional Expert/Summer Day Camp Recreation Director/Day Camp II \$70/daily	01
Community Services Specialist I \$35.00/hr	60
Community Services Specialist II \$50.00/hr	36
Intensive English Program Instructors II \$50.00/hr	7

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 12 FACILITIES

Requested by: Greg Brown, Director of Facilities and Planning
 Approved by: Jeanine Hawk, Vice-President, Business and Administration
 Requested Action: Approval/Ratification

12-A CHANGE ORDER No. 9 – RE- BID CAMPUS QUAD

Change Order No. 9 - TRIMAX CONSTRUCTION CORP. on the Re-Bid Campus Quad project in the amount of \$9,317:

Original Contract Amount	\$8,709,500
Previously approved Change Orders 1-8	957,829
Change Order No. 9	<u>9,317</u>
Revised Contract Amount	\$9,676,646
Original Contract Time	360 days
Previous Time Extensions	<u>0 days</u>
Revised Contract Time	360 days
Time Extension this Change Order	<u>0 days</u>
Current Revised Contract Time	360 days

Funding Source: Measure U

Comment: Change Order No. 9 provides for removal and re-use of existing bollards, electrical power to irrigation controllers, additional concrete at HSS building, and installation of skate stoppers.

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 13 BUDGET TRANSFERS

Requested by: Chris Bonvenuto, Director, Fiscal Services
 Approved by: Jeanine Hawk, Vice-President, Business and Administration
 Requested Action: Approval/Ratification

13-A FUND 01.0 – GENERAL FUND - UNRESTRICTED

Period of: December 20, 2008 through January 20, 2009

Object Code	Description	Net Amount of Transfer
1000	Academic Salaries	0
2000	Classified/Student Salaries	0
3000	Benefits	0
4000	Supplies	32,870
5000	Contract Services/Operating Exp	-17,870
6000	Sites/Buildings/Equipment	0
7000	Other Outgo/Student Payments	-15,000
Net Total:		0

13-B FUND 01.3 – GENERAL FUND - RESTRICTED

Period of: December 20, 2008 through January 20, 2009

Object Code	Description	Net Amount of Transfer
1000	Academic Salaries	0
2000	Classified/Student Salaries	0
3000	Benefits	0
4000	Supplies	0
5000	Contract Services/Operating Exp	4,000
6000	Sites/Buildings/Equipment	-4,000
7000	Other Outgo/Student Payments	0
Net Total:		0

Comment: The Adopted Budget needs to be amended to reflect the totals of the departmental budgets. The current system of the Los Angeles County Office of Education requires Board approvals each month for budget adjustments. Only the net amount of the transfers in or out of the object codes is shown. In addition to the budget adjustments, transfers result from requests by managers to adjust budgets to meet changing needs during the course of the year.

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 14 BUDGET AUGMENTATION

Requested by: Chris Bonvenuto, Director, Fiscal Services
 Approved by: Jeanine Hawk, Vice-President, Business and Administration
 Requested Action: Approval/Ratification

14-A STATE CALWORKS

Granting Agency: California Community College Chancellor's Office
 Appropriated Funding: \$19,821 CalWORKs Work Study and Child Care Augmentation
 (brings total State CalWORKS dollars from \$274,492 to \$294,313)
 Matching Funds: \$19,821
 Performance Period: July 1, 2008 – June 30, 2009
 Summary: Additional funding is being approved by Chancellor's Office to
 provide additional work study opportunities and child care for
 CalWORKS students.
 Budget Augmentation: Revenue: 8000 Revenue \$ 19,821
 Expenditures: 2000 Classified Salaries \$ 14,821
 7000 Child Care Vouchers \$ 5,000

RECOMMENDATION NO. 15 COMMERCIAL WARRANT REGISTER

Requested by: Robin Quail, Accounts Payable Supervisor
 Approved by: Jeanine Hawk, Vice-President, Business and Administration
 Requested Action: Approval/Ratification

December 1 – December 31, 2008 3344 – 3382 \$ 4,200,325.53

Comment: The detailed Commercial Warrant documents are on file in the Accounting Department.

BOARD OF TRUSTEES	ACTION
Santa Monica Community College District	February 2, 2009

CONSENT AGENDA: FACILITIES AND FISCAL

RECOMMENDATION NO. 16 AUXILIARY PAYMENTS & PURCHASE ORDERS

Requested by: *George Prather, Director of Auxiliary Services*
 Approved by: *Jeanine Hawk, Vice-President, Business and Administration*
 Requested Action: *Approval/Ratification*

It is recommended that the following Auxiliary Operations payments and Purchase Orders be ratified. All purchases and payments were made in accordance with Education Code requirements and allocated to approved budgets in the Bookstore, Trust and Other Auxiliary Funds.

	Payments	Purchase Orders
November 1–30, 2008	\$1,148,910.56	\$106,421.34
December 1–31, 2008	\$1,509,304.19	\$ 32,535.97

Comment: The detailed Auxiliary payment documents are on file in the Auxiliary Operations Office.

RECOMMENDATION NO. 17 DIRECT, BENEFIT & STUDENT GRANT PAYMENTS

Requested by: *Robin Quaile, Accounts Payable Supervisor*
 Approved by: *Jeanine Hawk, Vice-President, Business and Administration*
 Requested Action: *Approval/Ratification*

Payments were authorized upon delivery and acceptance of the items ordered, or performance of the service. All payments were made in accordance with Education Code requirements and allocated to approved budgets. List on file in Business Office.

December 1 – December 31, 2008	
D000965 – D001149	\$ 379,846.53
B000269 – B000330	\$1,108,635.43
ST00106 – ST00109	\$ 158.00

D – Direct Payments
B – Benefit Payments (health insurance, retirement, etc.)
ST – Student Grant Payments

RECOMMENDATION NO. 18 PURCHASING

Requested by: *Keith Webster, Director, Purchasing*
 Approved by: *Jeanine Hawk, Vice-President, Business and Administration*
 Requested Action: *Approval/Ratification*

18-A AWARD OF PURCHASE ORDERS

Establish purchase orders and authorize payments to all vendors upon delivery and acceptance of services or goods ordered. All purchases and payments are made in accordance with Education Code requirements and allocated to approved budgets. Lists of vendors on file in the Purchasing Department

December 1 – December 31, 2008	\$1,011,401.65
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BOARD OF TRUSTEES	INFORMATION
Santa Monica Community College District	February 2, 2009

INFORMATION ITEM H

CITIZENS' BOND OVERSIGHT COMMITTEE MEETING – JANUARY 21, 2009

A meeting of the Santa Monica Community College District Citizens' Bond Oversight Committee was held on Wednesday, January 21, 2009 at Santa Monica College, Academy of Entertainment and Technology, (AET), Room 225, 1660 Stewart Street, Santa Monica, California.

1. CALL TO ORDER – 8:01 a.m.

2. ROLL CALL

Sylvia Rose, Chair - Present
 Ben Allen – Present - Absent
 Deborah Arvesen – Present
 Ralph Erickson – Present
 Ilde Jimenez y West - Present
 Paul Leoni - Present
 Luis Suarez - Absent
 Christine Thornton - Present

Others Present:

Greg Brown, Director of Facilities and Planning
 Don Girard, Senior Director, Government Relations/Institutional Communications
 Lisa Rose, Committee Coordinator
 Charlie Yen, Director of Events and Contracts

3. APPROVAL OF MINUTES – October 15, 2008

Motion was made by Paul Leoni and seconded by Deborah Arvesen to approve the minutes of October 15, 2008 (as revised).
 Ayes – 6, Noes – 0, Absent – 2 (Allen, Suarez)

4. CONFLICT OF INTEREST FORMS

Members were reminded to submit their Conflict of Interest Forms for 2009 to Lisa Rose.

5. MEASURE AA

The Board of Trustees approved a resolution on December 15, 2008 to appoint the Citizens' Bond Oversight Committee to serve in accordance with the provisions of the Education Code as the Committee for the election of 2008 (Measure AA) General Obligation Bonds. Information about projects will be forthcoming as they progress.

6. REPORTS and DISCUSSION (reports were sent with the agenda in advance of the meeting)

Measure U

- Project Schedule
- Budget
- Expenditures

Measure S

- Project Schedule
- Budget
- Expenditures

Bond Sales/Expenses Report

Projects Update:

- Measure U Projects
 - The Campus Quad project is complete.
- Measure S Projects:
 - John Adams Middle School Field is complete.
 - Corsair Field is complete and the track is close to completion.
 - The new driveway at the Bundy is complete and the parking lot is open.
 - The Student Services Building, to be located on the northeast corner of the main campus is the largest in size, cost and impact on the campus in the college's history. Phase 1 of the project is underway with the demolition of three buildings, (Music, Concert Hall and Amphitheater) and excavation for the underground garage. Phase 2 is the construction of the underground parking garage and the Student Services Building. It is estimated that the three-level garage with approximately 500 spaces will be completed mid-2011. The front corner of the campus is blocked off, and replacement parking for staff is provided at the lot at Pico Blvd. and 14th Street.

Funding for the Student Services building is a combination of Measure S funds, State funds and other funding which most likely will be a Certificate of Participation (COP). A possible source of funds to pay the COP is the capital surcharge fees collected from international students, which generates about \$2 million per year. It will be possible to alternate phases of the construction to correspond with funding sources.
 - Parking during construction: The college is down 40 parking spaces with the closure of Lot #1 and the addition of Lot # 6 (14th and Pico). There is additional off-site parking at the Bundy campus and the shuttle lot on Stewart and Exposition. Further, the Big Blue Bus program is exceeding expectations which helps reduce demand for parking.
 - Construction costs are declining which is resulting in projects coming in under budget because the budgets were based on previous costs. Many commercial companies in the western region who have not bid on public works projects will be actively pursuing some of these projects. Architecture fees which are typically ten percent of construction costs are also lower.
 - The Malibu Joint Powers Authority (JPA) met in closed session to discuss the acquisition of real estate in the Malibu Civic Center area. The property is owned by the County of Los Angeles, but located in Malibu. \$25 million of Measure S funds are earmarked for Malibu.

- Measure AA Projects
 - There will be a presentation on the Facilities Master Plan at the next CBOC meeting. During the spring, a series of campus and community meetings will be held to start discussions about the Facilities Master Plan and Measure AA projects.
 - The next project approved for state funding is Math/Science, which is dependent on \$40 million from the State.
 - One of the projects will be the construction of an additional building and remodel of the existing building at the Academy of Entertainment and Technology to better serve the digital media instructional needs.

Bond Sales/Expenses Report: A recommendation to issue \$57 million of Measure bond funds will be presented to the Board of Trustees for approval at its meeting on February 2, 2009.

7. PUBLIC COMMENTS - None

8. SCHEDULE OF MEETINGS, 2008-2009

Wednesdays at 8 a.m.

April 22 (rescheduled from April 15)

9. ADJOURNMENT – 8:42 a.m.

The next meeting of the Citizens' Bond Oversight Committee will be held on Wednesday, April 22, 2009 at a Santa Monica College site.

BOARD OF TRUSTEES SANTA MONICA COMMUNITY COLLEGE DISTRICT	REGULAR MEETING February 2, 2009
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X. **BOARD COMMENTS AND REQUESTS**

XI. **ADJOURNMENT**

There will be a Board of Trustees Study Session on Saturday, February 28, 2009 in Gym Room 223 (the Skybox) at Santa Monica College, 1900 Pico Boulevard, Santa Monica, California.

The next regular meeting of the Santa Monica Community College District Board of Trustees will be held on **Monday, March 2, 2009** at 7 p.m. (5:30 p.m. if there is a closed session) in the Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.

The agenda for the next meeting will include the following:

- Report: Community and Government Relations

BOARD OF TRUSTEES SANTA MONICA COMMUNITY COLLEGE DISTRICT	REGULAR MEETING February 2, 2009
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ADDENDUM A

2008-2009 QUARTERLY BUDGET REPORT
and 311Q REPORT

UNRESTRICTED GENERAL FUND 01.0 REVENUE BUDGET

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL REVENUE	2008-2009 PROJECTED REVENUE
FEDERAL			
FIN AID ADM ALLOWANCES	125,012	90,307	125,012
OTHER FEDERAL REVENUE	-		-
TOTAL FEDERAL	125,012	90,307	125,012
STATE			
PRINCIPAL APPORTIONMENT	87,354,857	41,674,756	87,364,120
COLA	-	-	-
PRIOR YEAR APPORTIONMENT ADJUSTMENTS	-	1,263,321	1,263,321
HOMEOWNERS EXEMPT	94,458	14,221	94,500
STATE LOTTERY REVENUE	3,068,670	290,764	3,284,602
OTHER STATE	1,244,726	502,392	1,134,527
TOTAL STATE	91,762,711	43,745,454	93,141,070
LOCAL			
PROP TAX SHIFT (ERAF)	-	744,559	-
SECURED TAX	8,878,263	4,241,883	9,308,448
SUPPLEMENTAL TAXES	454,539	-	363,631
UNSECURED TAX	363,604	388,775	388,775
PRIOR YRS TAXES	449,187	685,594	685,594
PROPERTY TAX - RDA PASS THRU	238,000	317,365	317,365
RENTS	135,000	27,940	135,000
INTEREST	615,800	89,996	431,000
ENROLLMENT FEES	7,975,266	5,534,737	8,368,880
STUDENT RECORDS	300,000	-	300,000
NON-RESIDENT TUITION/INTENSIVE ESL	17,228,000	11,448,688	17,565,000
OTHER STUDENT FEES & CHARGES	182,000	76,688	182,000
F1 APPLICATION FEES	96,500	86,591	120,000
OTHER LOCAL	450,000	151,299	450,000
I. D. CARDS	728,159	536,393	728,159
LIBRARY CARDS	500	-	500
LIBRARY FINES	20,000	-	20,000
PARKING FINES	300,000	114,101	300,000
TOTAL LOCAL	38,414,818	24,444,609	39,664,352
TOTAL REVENUE	130,302,541	68,280,370	132,930,434
TRANSFER IN	188,791	45,080	188,791
TOTAL REVENUE AND TRANSFERS	130,491,332	68,325,450	133,119,225

UNRESTRICTED GENERAL FUND 01.0 EXPENDITURE BUDGET

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL EXPENDITURES	2008-2009 PROJECTED EXPENDITURES
INSTRUCTION	23,370,823	8,767,057	23,370,823
ACADEMIC MANAGERS	4,823,670	2,027,464	5,126,034
NON-INSTRUCTION	5,701,691	1,947,166	5,701,691
HOURLY INSTRUCTION	27,842,843	13,351,226	28,702,737
HOURLY NON-INSTRUCTION	3,520,000	1,464,980	3,520,000
VACANT POSITIONS	646,754	-	256,648
VACANCY SAVINGS	-	-	(128,324)
TOTAL ACADEMIC	65,905,781	27,557,893	66,549,609
CLASSIFIED REGULAR	19,569,704	7,755,873	19,573,752
CLASSIFIED MANAGERS	2,894,234	1,244,639	3,243,074
CLASS REG INSTRUCTION	2,668,243	1,044,589	2,794,388
CLASSIFIED HOURLY	1,566,869	742,240	1,566,869
CLASS HRLY INSTRUCTION	861,659	361,675	861,659
CLASSIFIED ONE-TIME OFF SCHEDULE PAY/RETRO	313,260	266,659	403,260
VACANT POSITIONS	2,422,861	-	1,253,460
VACANCY SAVINGS	-	-	(626,730)
TOTAL CLASSIFIED	30,296,830	11,415,675	29,069,732
STRS	4,368,069	1,663,448	4,443,886
PERS	3,143,349	1,236,456	3,197,652
OASDI/MEDICARE	2,890,755	1,225,349	2,944,253
H/W	11,296,283	3,251,976	11,296,283
RETIREEES' H/W	1,952,047	780,285	1,952,047
SUI	326,087	145,012	331,011
WORKERS' COMP.	1,247,045	521,917	1,268,874
ALTERNATIVE RETIREMENT	525,000	247,399	525,000
BENEFITS REL TO NON-FACULTY ONE-TIME OFF SCH/RETR	62,652	51,588	80,652
BENEFITS RELATED TO VACANT POSITIONS	613,923	-	302,022
BENEFITS RELATED TO VACANCY SAVINGS	-	-	(151,011)
TOTAL BENEFITS	26,425,210	9,123,430	26,190,669
TOTAL SUPPLIES	1,081,020	388,012	933,019
CONTRACTS/SERVICES	10,811,357	4,790,343	10,811,357
INSURANCE	801,000	795,571	801,000
UTILITIES	3,251,811	1,570,415	3,251,811
TOTAL SERVICES	14,864,168	7,156,329	14,864,168
BLDG & SITES	2,000	280	2,000
EQUIPMENT	173,270	78,341	173,270
LEASE PURCHASES	607,986	48,151	607,986
TOTAL CAPITAL	783,256	126,772	783,256
TOTAL EXPENDITURES	139,356,265	55,768,111	138,390,453
TRANSFER FOR FINANCIAL AID	258,252	104,560	258,252
OTHER OUTGOING TRANSFER	-	-	-
TOTAL EXPENDITURES & TRANSFERS	139,614,517	55,872,671	138,648,705

UNRESTRICTED GENERAL FUND 01.0 FUND BALANCE BUDGET

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL FUND BALANCE	2008-2009 PROJECTED FUND BALANCE
TOTAL REVENUE AND TRANSFERS	130,491,332	68,325,450	131,855,904
TOTAL EXPENDITURES AND TRANSFERS	(135,555,067)	(55,872,671)	(137,258,728)
VACANT POSITIONS WITH PAYROLL RELATED BENEFITS	(3,683,538)	-	(1,812,130)
VACANT SAVINGS WITH PAYROLL RELATED BENEFITS	-	-	906,065
OPERATING SURPLUS/(DEFICIT)	(8,747,273)	12,452,779	(6,308,889)
ONE-TIME FUNDING/(EXPENDITURES):			
PRIOR YEAR APPORTIONMENT ADJ - PROPERTY TAX BACKFILL	-	-	1,263,321
ONE-TIME OFF SCHEDULE/RETRO PAY WITH RELATED BENEFIT	(375,912)	-	(483,912)
OPERATING SURPLUS/(DEFICIT) WITH ONE-TIME ITEMS	(9,123,185)	12,452,779	(5,529,480)
BEGINNING BALANCE	18,797,976	18,797,976	18,797,976
ENDING FUND BALANCE PRIOR TO DESIGNATED RESERVES	9,674,791	31,250,755	13,268,496
FUND BALANCE RATIO TO TTL EXPENDITURES & TRANSFERS **	6.93%	55.93%	9.57%

** Chancellor's Office recommended ratio is 5%. Please see ADDENDUM for Designated Reserves.

RESTRICTED GENERAL FUND 01.3 REVENUE BUDGET

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL REVENUE	2008-2009 PROJECTED REVENUE
FEDERAL			
VTEA-VOCATIONAL AND TECHNICAL EDUCATION ACT	562,109	6,925	562,109
FWS-FEDERAL WORK STUDY	576,502	36,876	576,502
RADIO GRANTS	1,988,206	494,311	1,988,206
TANF-TEMPORARY ASSISTANCE FOR NEEDY FAMILIES	63,502	33,020	63,502
TECH PREP	81,405	-	81,405
FEDERAL CARRYOVERS	1,689,552	466,405	1,689,552
OTHER FEDERAL	2,675,709	206,203	2,675,709
TOTAL FEDERAL	7,636,985	1,243,740	7,636,985
STATE			
LOTTERY	686,309	686,309	686,309
INSTRUCTIONAL EQUIP/LIBRARY MATERIALS-ONGOING	228,995	100,849	202,520
TTIP-TELECOM & TECH INFO PROGRAMS	34,545	18,739	36,036
SFAA-STUDENT FINANCIAL AID ADMIN	641,566	340,185	680,064
EOPS-EXTENDED OPPORTUNITY PROG & SERV	1,339,171	696,372	1,432,138
CARE-COOP AGENCIES RESOURCES FOR EDUCATION	97,813	50,863	97,813
DSPS-DISABLED STUDENTS PROGRAM & SERVICES	1,447,086	638,716	1,447,086
NON-CREDIT MATRICULATION	44,971	12,308	48,057
MATRICULATION	1,233,180	650,040	1,233,180
MATRICULATION-TRANSFER RELATED	59,500	59,500	59,500
STAFF/FACULTY DIVERSITY	21,126	9,157	17,607
CALWORKS	274,468	142,735	274,468
ENROLLMENT GROWTH	221,000	97,240	221,000
TRANSFER AND ARTICULATION	-	1,000	1,000
SCHEDULE OF MAINTENANCE-ONGOING	229,016	100,856	202,538
STATE CARRYOVERS	4,206,043	3,394,674	4,131,992
OTHER STATE	1,489,231	746,447	1,717,894
TOTAL STATE	12,254,020	7,745,990	12,489,202
LOCAL			
PICO PARTNERSHIP	153,750	-	153,750
HEALTH FEES	947,108	864,893	947,108
PARKING FEES	1,662,000	1,223,368	1,662,000
DONATIONS-KCRW	5,070,136	797,872	5,070,136
COMMUNITY SERVICES	750,000	582,976	750,000
COUNTY CALWORKS	81,144	39,572	81,144
CONSOLIDATED CONTRACT ED-LOCAL	120,000	16,669	120,000
LOCAL CARRYOVERS	890,298	890,298	890,298
OTHER LOCAL	2,494,632	1,164,470	2,504,632
TOTAL LOCAL	12,169,068	5,580,118	12,179,068
TOTAL REVENUE	32,060,073	14,569,848	32,305,255

RESTRICTED GENERAL FUND 01.3 EXPENDITURE BUDGET

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL EXPENDITURES	2008-2009 PROJECTED EXPENDITURES
INSTRUCTION	280,000	28,161	211,000
MANAGEMENT	2,089,263	636,751	2,089,263
NON-INSTRUCTION	1,408,803	442,268	1,376,015
HOURLY INSTRUCTION	111,773	59,619	111,773
HOURLY NON-INSTRUCTION	2,456,605	1,125,344	2,490,222
TOTAL ACADEMIC	6,346,444	2,292,143	6,278,273
CLASSIFIED REGULAR	2,253,848	1,059,284	2,281,799
CLASSIFIED MANAGERS	355,847	150,154	355,847
CLASS REG INSTRUCTION	23,591	8,576	8,576
CLASSIFIED HOURLY	2,170,494	1,366,625	2,251,400
CLASS HRLY INSTRUCTION	762,306	204,343	768,056
TOTAL CLASSIFIED	5,566,086	2,788,982	5,665,678
BENEFITS HOLDING ACCOUNT	2,619,372	-	1,773,223
STRS	-	162,596	162,596
PERS	-	134,961	134,961
OASDI/MEDICARE	-	161,549	161,549
H/W	-	266,081	266,081
SUI	-	14,075	14,075
WORKERS' COMP.	-	63,415	63,415
ALTERNATIVE RETIREMENT	-	37,334	37,334
TOTAL BENEFITS	2,619,372	840,011	2,613,234
TOTAL SUPPLIES	1,287,267	212,301	1,254,127
CONTRACTS/SERVICES	8,639,887	2,573,798	8,664,323
INSURANCE	2,137,970	1,044,924	2,137,970
UTILITIES	226,800	86,219	226,800
TOTAL SERVICES	11,004,657	3,704,941	11,029,093
BLDG & SITES	2,296,985	747,063	2,311,085
EQUIPMENT/LEASE PURCHASE	2,151,681	389,805	2,284,590
TOTAL CAPITAL	4,448,666	1,136,868	4,595,675
TOTAL EXPENDITURES	31,272,492	10,975,246	31,436,080
OTHER OUTGO - FINANCIAL AIDS	598,790	122,859	680,495
OTHER OUTGO - TRANSFERS	188,791	45,080	188,680
TOTAL OTHER OUTGO	787,581	167,939	869,175
TOTAL EXPENDITURES & OTHER OUTGO	32,060,073	11,143,185	32,305,255

RESTRICTED GENERAL FUND 01.3 FUND BALANCE BUDGET

ACCOUNTS	2007-2008 ADOPTED BUDGET	December 31, 2008 ACTUAL FUND BALANCE	2008-2009 PROJECTED FUND BALANCE
TOTAL REVENUE AND TRANSFERS	32,060,073	14,569,848	32,305,255
TOTAL EXPENDITURES AND TRANSFERS	(32,060,073)	(11,143,185)	(32,305,255)
OPERATING SURPLUS/(DEFICIT)	-	3,426,663	-
BEGINNING BALANCE	-	-	-
ADJUSTMENT TO BEGINNING BALANCE	-	-	-
CONTINGENCY RESERVE/ENDING FUND BALANCE	-	3,426,663	-
FUND BALANCE RATIO TO TTL EXPENDITURES & TRANSFER	0.00%	30.75%	0.00%

CAPITAL OUTLAY FUND 40.0			
ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
REVENUE			
CAPITAL OUTLAY - STUDENT SERVICES & ADMIN	1,321,000	-	1,321,000
INTEREST	90,000	27,650	72,000
NON-RESIDENT CAPITAL CHARGE	2,257,200	1,608,421	2,257,200
TOTAL REVENUE	3,668,200	1,636,071	3,650,200
EXPENDITURES			
SUPPLIES	55,000	688	55,000
CONTRACT SERVICES	446,000	118,104	446,000
CAPITAL OUTLAY	6,723,784	312,093	6,705,784
TOTAL EXPENDITURES	7,224,784	430,885	7,206,784
OPERATING SURPLUS/(DEFICIT)	(3,556,584)	1,205,186	(3,556,584)
BEGINNING BALANCE	3,556,584	3,556,584	3,556,584
ENDING FUND BALANCE	-	4,761,770	-

EARTHQUAKE FUND 41.0

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
REVENUE			
FEDERAL/FEMA FUNDING	-	-	-
INTEREST	-	-	-
TOTAL REVENUE	-	-	-
EXPENDITURES			
CONTRACT SERVICES	4,515	-	4,515
CAPITAL OUTLAY	3,090,000	-	3,090,000
TRANSFER OUT	-	-	-
TOTAL EXPENDITURES	3,094,515	-	3,094,515
OPERATING SURPLUS/(DEFICIT)	(3,094,515)	-	(3,094,515)
BEGINNING BALANCE	3,094,515	3,094,515	3,094,515
ENDING FUND BALANCE	-	3,094,515	-

MEASURE U FUND 42.2			
ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
REVENUE			
OTHER FINANCING SOURCES	11,000,000	-	11,000,000
INTEREST	432,000	154,134	432,000
TOTAL REVENUE	11,432,000	154,134	11,432,000
EXPENDITURES			
SUPPLIES	50,000	75	50,000
CONTRACT SERVICES	90,000	369,964	370,000
CAPITAL OUTLAY	29,680,354	3,930,625	29,400,354
TOTAL EXPENDITURES	29,820,354	4,300,664	29,820,354
OPERATING SURPLUS/(DEFICIT)	(18,388,354)	(4,146,530)	(18,388,354)
BEGINNING BALANCE	18,388,354	18,388,354	18,388,354
ENDING FUND BALANCE	-	14,241,824	-

MEASURE S FUND 42.3			
ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
REVENUE			
OTHER FINANCING SOURCES	50,000,000	-	50,000,000
INTEREST	960,000	238,741	775,000
TOTAL REVENUE	50,960,000	238,741	50,775,000
EXPENDITURES			
SUPPLIES	50,000	5,810	50,000
CONTRACT SERVICES	520,000	239,001	520,000
CAPITAL OUTLAY	80,945,724	10,942,585	80,760,724
TOTAL EXPENDITURES	81,515,724	11,187,396	81,330,724
OPERATING SURPLUS/(DEFICIT)	(30,555,724)	(10,948,655)	(30,555,724)
BEGINNING BALANCE	30,555,724	30,555,724	30,555,724
ENDING FUND BALANCE	-	19,607,069	-

STUDENT FINANCIAL AID FUND 74.0

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
REVENUE			
FEDERAL GRANTS	12,452,757	6,664,390	12,452,757
CAL GRANTS	1,229,000	288,443	1,229,000
TRANSFER	258,252	100,419	258,252
TOTAL REVENUE	13,940,009	7,053,252	13,940,009
EXPENDITURES			
FINANCIAL AID	13,940,009	7,201,773	13,940,009
TOTAL EXPENDITURES	13,940,009	7,201,773	13,940,009
ENDING FUND BALANCE***	-	(148,521)	-

***Negative ending balance is a result of a timing difference between financial aid check issuance and deposit of Federal funds.

AUXILIARY FUND

ACCOUNTS	2008-2009 ADOPTED BUDGET	December 31, 2008 ACTUAL	2008-2009 PROJECTED
BEGINNING BALANCE	1,912,815	1,912,815	1,912,815
ADJ. TO BEG. BALANCE	-	-	-
ADJUSTED BEGINNING BALANCE	<u>1,912,815</u>	<u>1,912,815</u>	<u>1,912,815</u>
REVENUE			
GROSS SALES	8,174,674	3,836,578	8,174,674
LESS: COST OF GOODS	<u>(5,885,765)</u>	<u>(2,551,597)</u>	<u>(5,885,765)</u>
NET	2,288,909	1,284,981	2,288,909
VENDOR INCOME	685,120	334,444	671,371
AUXILIARY PROGRAM INCOME	<u>315,850</u>	<u>174,312</u>	<u>315,850</u>
NET INCOME	3,289,879	1,793,737	3,276,130
INTEREST	<u>96,000</u>	<u>101,593</u>	<u>170,125</u>
TOTAL REVENUE	<u>3,385,879</u>	<u>1,895,330</u>	<u>3,446,255</u>
TOTAL FUNDS AVAILABLE	<u>5,298,694</u>	<u>3,808,145</u>	<u>5,359,070</u>
EXPENDITURES			
STAFFING	1,176,207	626,764	1,176,207
FRINGE BENEFITS	257,208	109,427	257,208
OPERATING	<u>2,097,460</u>	<u>577,711</u>	<u>2,097,460</u>
TOTAL EXPENDITURES	<u>3,530,875</u>	<u>1,313,902</u>	<u>3,530,875</u>
ENDING FUND BALANCE	<u>1,767,819</u>	<u>2,494,243</u>	<u>1,828,195</u>

ADDENDUM TO UNRESTRICTED GENERAL FUND 01.0 - DESIGNATED RESERVES

ACCOUNTS	2008-2009 PROJECTED
ENDING FUND BALANCE PRIOR TO DESIGNATED RESERVES	13,268,496
FUND BALANCE RATIO TO TTL EXPENSES & TRANSFERS **	9.57%
DESIGNATED RESERVES FOR:	
GLOBAL EDUCATION INITIATIVE 2009-2010	(200,000)
UNFUNDED RETIREE BENEFITS	(2,000,000)
CONTINGENCY RESERVE/ENDING FUND BALANCE	11,068,496
FUND BALANCE RATIO TO TOTAL EXPENDITURES/TRF **	7.86%
** Chancellor's Office recommended ratio is 5%.	

**CALIFORNIA COMMUNITY COLLEGES
CHANCELLOR'S OFFICE**

**Quarterly Financial Status Report, CCFS-311Q
VIEW QUARTERLY DATA**

CHANGE THE PERIOD

Fiscal Year: 2008-2009

Quarter Ended: (Q2) Dec 31, 2008

District: (780) SANTA MONICA

Line	Description	As of June 30 for the fiscal year specified			
		Actual 2005-06	Actual 2006-07	Actual 2007-08	Projected 2008-2009
I. Unrestricted General Fund Revenue, Expenditure and Fund Balance:					
A. Revenues:					
A.1	Unrestricted General Fund Revenues (Objects 8100, 8600, 8800)	114,549,061	129,659,094	132,456,509	132,930,434
A.2	Other Financing Sources (Object 8900)	82,991	100,705	213,913	188,791
A.3	Total Unrestricted Revenue (A.1 + A.2)	114,632,052	129,759,799	132,670,422	133,119,225
B. Expenditures:					
B.1	Unrestricted General Fund Expenditures (Objects 1000-6000)	111,911,800	121,902,564	128,566,012	138,390,453
B.2	Other Outgo (Objects 7100, 7200, 7300, 7400, 7500, 7600)	308,032	282,272	1,267,030	258,252
B.3	Total Unrestricted Expenditures (B.1 + B.2)	112,219,832	122,184,836	129,833,042	138,648,705
C.	Revenues Over(Under) Expenditures (A.3 - B.3)	2,412,220	7,574,963	2,837,380	-5,529,480
D.	Fund Balance, Beginning	5,586,996	8,385,633	15,960,596	18,797,976
D.1	Prior Year Adjustments + (-)	386,417	0	0	0
D.2	Adjusted Fund Balance, Beginning (D + D.1)	5,973,413	8,385,633	15,960,596	18,797,976
E.	Fund Balance, Ending (C. + D.2)	8,385,633	15,960,596	18,797,976	13,268,496
F.1	Percentage of GF Fund Balance to GF Expenditures (E. / B.3)	7.5%	13.1%	14.5%	9.6%

II. Annualized Attendance FTES:

G.1	Annualized FTES (excluding apprentice and non-resident)	21,066	21,684	18,843	23,377
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III. Total General Fund Cash Balance (Unrestricted and Restricted)

Line	Description	As of the specified quarter ended for each fiscal year			
		2005-06	2006-07	2007-08	2008-2009
H.1	Cash, excluding borrowed funds			35,213,714	30,135,884
H.2	Cash, borrowed funds only			0	0
H.3	Total Cash (H.1+ H.2)	9,690,589	22,776,378	35,213,714	30,135,884

IV. Unrestricted General Fund Revenue, Expenditure and Fund Balance:

Line	Description	Adopted Budget (Col. 1)	Annual Current Budget (Col. 2)	Year-to-Date Actuals (Col. 3)	Percentage (Col. 3/Col. 2)
I. Revenues:					
I.1	Unrestricted General Fund Revenues (Objects 8100, 8600, 8800)	130,302,541	132,930,434	68,280,370	51.4%
I.2	Other Financing Sources (Object 8900)	188,791	188,791	45,080	23.9%
I.3	Total Unrestricted Revenue (I.1 + I.2)	130,491,332	133,119,225	68,325,450	51.3%
J. Expenditures:					
J.1	Unrestricted General Fund Expenditures (Objects 1000-6000)	139,356,265	138,390,453	55,768,111	40.3%
J.2	Other Outgo (Objects 7100, 7200, 7300, 7400, 7500, 7600)	258,252	258,252	104,560	40.5%
J.3	Total Unrestricted Expenditures (J.1 + J.2)	139,614,517	138,648,705	55,872,671	40.3%
K.	Revenues Over(Under) Expenditures (I.3 - J.3)	-9,123,185	-5,529,480	12,452,779	
L	Adjusted Fund Balance, Beginning	18,797,976	18,797,976	18,797,976	
L.1	Fund Balance, Ending (C. + L.2)	9,674,791	13,268,496	31,250,755	
M	Percentage of GF Fund Balance to GF Expenditures (L.1 / J.3)	6.9%	9.6%		

V. Has the district settled any employee contracts during this quarter? 46 **NO**

If yes, complete the following: (If multi-year settlement, provide information for all years covered.)

Contract Period Settled	Management	Academic	Classified

(Specify) YYYY-YY	Permanent		Temporary		Total Cost Increase	% *
	Total Cost Increase	% *	Total Cost Increase	% *		
a. SALARIES:						
Year 1:						
Year 2:						
Year 3:						
b. BENEFITS:						
Year 1:						
Year 2:						
Year 3:						

* As specified in Collective Bargaining Agreement or other Employment Contract

c. Provide an explanation on how the district intends to fund the salary and benefit increases, and also identify the revenue source/object code.

VI. Did the district have significant events for the quarter (include incurrence of long-term debt, settlement of audit findings or legal suits, significant differences in budgeted revenues or expenditures, borrowing of funds (TRANS), issuance of COPs, etc.)? NO

If yes, list events and their financial ramifications. (Enter explanation below, include additional pages if needed.)

VII. Does the district have significant fiscal problems that must be addressed? This year? YES
Next year? YES

If yes, what are the problems and what actions will be taken? (Enter explanation below, include additional pages if needed.)

The current outlook for the State and System budget in the 2008-2009 and 2009-2010 fiscal years (No COLA, possible deficit factor, possible mid-Year cuts, possible reductions in Prop 98 funding going forward) will require the District to draw down significantly on its reserves. Additionally the historically late adoption of the State budget coupled with the possibility of additional permanent cash deferrals may cause the District cash flow issues that will require external borrowing resulting in a reduction in interest revenue and/or additional borrowing expenditures.

BOARD OF TRUSTEES	REGULAR MEETING
SANTA MONICA COMMUNITY COLLEGE DISTRICT	February 2, 2009

ADDENDUM B

**Santa Monica Community College District
County of Los Angeles, State of California**

**RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED
\$57,000,000 OF SANTA MONICA COMMUNITY COLLEGE DISTRICT
GENERAL OBLIGATION BONDS, 2004 ELECTION, 2009 SERIES C
AND ORDERING CERTAIN ACTIONS IN CONNECTION THEREWITH**

WHEREAS, the issuance of not to exceed \$135,000,000 aggregate principal amount of general obligation bonds (the "Authorization") of the Santa Monica Community College District (the "District"), County of Los Angeles (the "County"), State of California, was authorized at an election (the "Election") held in said District on November 2, 2004, the proceeds of which are to be used for the financing and refinancing of construction, equipping, furnishing and improvement of certain specified capital facilities of the District; and

WHEREAS, the Registrar-Recorder of the County has certified to the effect that the official canvass of returns for the Election reflected that more than fifty-five percent (55%) of the votes cast on the District's bond measure submitted to the voters at the Election (the "Measure") were cast in favor of the Measure, and such result has been entered in the minutes of this Board of Trustees (the "District Board"); and

WHEREAS, Section 15140(a) of the Education Code of the State of California authorizes the Board of Supervisors of the County (the "County Board") to borrow funds through the issuance of bonds in the name and on behalf of the District, pursuant to a resolution adopted by the District; and

WHEREAS, \$58,000,000 aggregate principal amount of general obligation bonds under the Authorization have heretofore been issued in a prior series of bonds by the County Board on behalf of the District, leaving unissued principal amount of \$77,000,000; and

WHEREAS, it now appears to this District Board that it is necessary and desirable for the issuance and sale of not to exceed \$57,000,000 in one or more series of bonds of the Authorization to be used for the financing of the acquisition, construction, equipping, furnishing and improvement of certain capital facilities as permitted in the official Project List of the District approved at the Election; and

WHEREAS, this District Board hereby determines that such bonds should be offered at this time, in one or more series, and requests the County Board to offer such bonds for sale;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Santa Monica Community College District as follows:

This District Board hereby determines that general obligation bonds of the District in the aggregate principal or issue amount of not to exceed \$57,000,000 (the "Bonds") be offered for sale, in one or more series, the proceeds of which are to be used for financing the acquisition, construction, equipping, furnishing and improvement of certain capital facilities of the District as permitted in the official Project List of the District approved at the Election.

For the above purposes, this District Board hereby requests the County Board to issue the Bonds and to order such Bonds to be sold to RBC Capital Markets Corporation, as the Underwriter, at a negotiated sale in accordance with a Contract of Purchase to be prepared and entered into by and among the District, the County and the Underwriter in connection with the sale of the Bonds, substantially in the form submitted to and considered by this Board (the "Contract of Purchase"). The Bonds shall bear or accrete interest at rates not to exceed the maximum rate per annum permitted by law and shall not exceed 25 years in maturity from their date of issuance. The form of Contract of Purchase on file with the District Board is hereby approved and the Superintendent/President of the District, its Executive Vice President or any designee of either thereof (each, an "Authorized Officer,") and each of them is hereby authorized to execute the Contract of Purchase, with such changes therein, deletions therefrom and modifications thereto as such Authorized Officer may approve, such approval to be conclusively evidenced by the execution and delivery thereof. The District has instructed the Underwriter to establish the terms, series, interest structure and redemption provisions for the Bonds in order to take advantage of financial market conditions prevailing at the date of sale of the Bonds under the Contract of Purchase. Depending upon market conditions, the District may elect to purchase bond insurance to secure the payment of principal of and interest on or accreted value of the Bonds, or any portion thereof.

The District Board hereby approves the use by the Underwriter of a Preliminary Official Statement relating to the Bonds, substantially in the form submitted to and considered by this District Board (the "Preliminary Official Statement") and following pricing, an Official Statement in connection with the sale of the Bonds (the "Official Statement"), in each case with such changes as may be approved by the Authorized Officer and such other officers of the District as may be authorized by the District Board are, and each of them acting alone hereby is, authorized to deliver copies of the Preliminary Official Statement and the Official Statement with such changes therein as such Authorized Officer shall approve, in his or her discretion, as being in the best interests of the District. Upon the approval of such changes by such Authorized Officer, the Preliminary Official Statement shall be "deemed final" as of its date except for the omission of certain information as provided in and pursuant to Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (the "Rule"). The Authorized Officer is hereby authorized and directed to execute such Official Statement with such changes therein, deletions therefrom and modifications thereto as such Authorized Officer may approve, such approval to be conclusively evidenced by the execution and delivery thereof.

The Bonds shall be issued in book-entry only form, to be lodged with The Depository Trust Company ("DTC") in New York, New York, which shall be the registered owner of the Bonds issued at the closing in the form of a single certificated Bond for each maturity within a series of the Bonds described in the Contract of Purchase. The Underwriter is directed to assist the District and the County in qualifying the Bonds for deposit with DTC.

Pursuant to the California Education Code, the Treasurer and Tax Collector of the County (the "Treasurer") shall serve as the initial paying agent (the "Paying Agent") for the Bonds. Subject to the consent of the County, the Authorized Officer shall appoint U.S. Bank National Association, as agent of the Paying Agent. The first annual fees for Paying Agent services shall be paid from proceeds of the Bonds; subsequent annual fees shall be paid by the District.

The District Board hereby confirms the designation of RBC Capital Markets Corporation, as Underwriter and the law firm of Fulbright & Jaworski L.L.P., Los Angeles, California, as Bond Counsel to the District in connection with the authorization and issuance of the Bonds.

The District hereby covenants that it shall not, directly or indirectly, use or permit the use of any proceeds of any of the Bonds, or of any of the property financed or refinanced with the proceeds of the Bonds, or other funds of the District, or take or omit to take any action that would cause the Bonds to be deemed "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). To that end, the District shall comply with all requirements of Section 148 of the Code and all regulations of the United States Department of the Treasury promulgated thereunder to the extent that such requirements are in effect and applicable to the Bonds.

Pursuant to Section 15146(b) of the Education Code, the District Board hereby approves of the sale of the Bonds on a negotiated basis to the Underwriter. The District has determined that conditions in the municipal marketplace are sufficiently complex that the increased flexibility the Underwriter can provide in structuring and planning the sale of the Bonds dictates sale on a negotiated rather than a competitive basis. The costs of sale of the Bonds, which include Bond Counsel fees, printing and rating charges, Paying Agent and dissemination agent fees, municipal data collection and other related fees, are estimated at no more than 0.35% of the aggregate principal amount of the Bonds. The cost of bond insurance premium, if any, is estimated at no more than 0.60% of the aggregate principal amount of the Bonds. The purchase price of the Bonds shall reflect an Underwriter's discount of not to exceed 1.0% of the principal amount thereof.

The District Board determines that all acts and conditions necessary to be performed by the District Board or to have been met precedent to and in the issuing and sale of the Bonds in order to make them the legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Bonds have been performed and met, in regular and due form as required by law; and that no statutory or Constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds.

The form of Continuing Disclosure Undertaking on file with the District Board prepared in connection with the Bonds and to be dated the date of sale of the Bonds, for the benefit of the registered owners from time to time of the Bonds (the "Owners") is hereby approved and the District Board hereby authorizes the Authorized Officer to execute such Continuing Disclosure Undertaking with such changes therein as may be approved by the Authorized Officer. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of such Continuing Disclosure Undertaking in order to assist the Underwriter to comply with the requirements of the Rule. Any Owner may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the District to comply with its obligations under this Section; however, noncompliance with this Section shall not constitute a default under or cause the acceleration of the Bonds.

Should the Authorized Officer, upon consultation and advice of the Underwriter, determine it is in the best interests of the District to obtain credit enhancement for the Bonds, including municipal bond insurance, to improve their marketability, the Authorized Officer is hereby authorized and directed to sign documents to secure such credit enhancement on such terms and subject to such conditions as may be established by the Authorized Officer, in agreements relating to such credit enhancement.

The County Board is hereby requested to assist the District in the issuance and sale of the Bonds; in order to meet the requirements of law and the procedures of the County with respect to such a request, the Clerk of the District Board is hereby directed to lodge a certified copy of this Resolution with the Clerk of the County Board and with the Superintendent of Schools of the County promptly following adoption hereof, and the District represents and warrants to the County that annual administrative expenses associated with the Bonds at the time outstanding shall be the sole responsibility of the District and the District shall reimburse the County's costs and expenses incurred in connection with the issuance and sale of the Bonds. The Bonds are the general obligations of the District secured by tax levies and do not constitute an obligation of the County except as set forth in the resolution to be adopted by the County Board authorizing the issuance of the Bonds. The County will bear no responsibility for the acquisition, construction or installation of the project, or any part thereof.

Members of the District Board and District officials and staff, their authorized deputies and designees, 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 issuance of the Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions as may have heretofore been taken by such officers, officials and staff are hereby ratified, confirmed and approved.

This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 2nd day of February 2009, by the Board of Trustees of the Santa Monica Community College District, at a regularly scheduled meeting held at Santa Monica, California, by the following vote:

AYES: _____
NOES: _____
ABSENT: _____

This is to certify that this is a true and correct copy of the resolution as adopted and approved at a regular meeting of the Board of Trustees of the Santa Monica Community College District.

Clerk