



## President's Report to the Board of Trustees



**November 30, 2017**

**Following is a compendium of email reports to the Board for the month of November.  
Copies of confidential communications are available on request.**

1. The schedule for West Parcel site improvement through the middle of January is **attached**. We are in the midst of a 30 day study for burrowing owls at the direction of the California Department of Fish and Game--no birds are expected. The next step planned for December 18th will be further geotechnical studies on the site. Coinciding with this work will be removal of top soil and export to re-establish the coastal sage scrub ecosystem on the edges of Lot M on the southwest portion of the main campus. This soil relocation will begin with mobilization on December 19th and is planned for completion by January 23rd. The [attached transmittal letter](#) sent today notifies the City of Walnut of this work as well as the next step in the plan. That step will be the grading of the site to reduce soil instability and prepare for import of dirt from the Parking Lot R site in Fall 2018. That grading is anticipated to begin no later than January 2nd, and the notice to the City and requests a response within ten days.  
Updates will be provided as the work continues. 11/28/17
2. Apparently Walnut City council is contacting our contractor directly. Gary Gidcumb reports: Rondell Schroeder passed along a comment from Southern California Grading. They told her they were contacted by Nancy Tragarz who identified herself as the Mayor Pro Tem of the City of Walnut. Nancy asked questions about their contract for the Physical Education Project soil export project, their bid on the West Parcel Solar project, and noted that Mt. SAC was "shady" in these contracts. Rondell said that SCG was not indicating concern, and only passing along the information. She further noted that SCG should direct further such calls to the District. 11/20/17
3. Appeal granted. Our #1 cross country team can run in the state finals. The Appeals Board decision is [attached](#) as provided by Carlyle Carter, CEO/President of the California Community College Athletic Association. 11/15/17
4. [Attached](#) is a summary of Doug Todd's comments at the last Walnut City Council meeting. 11/15/17
5. Grading work on the Physical Education Process began this morning. Gary Nellesen reports below on activity at the site with respect to the Stop Work Order. 11/13/17  
Grading operations started this morning at 7 AM as planned. At about 9:15 representatives from the City of Walnut and United Walnut Taxpayers arrived along with three LA County Sheriff deputies. City staff and UWT members photographed the grading operations and then were asked to leave the site by sheriff sergeant Daniel Dail. At about 9:45, Chief Wilson, Gary

Gidcumb, Matt Breyer from Tilden-Coil, and I spoke with sergeant Dail. The sergeant asked if we were aware of any court order directing the college to cease grading activity. He indicated that he could not enforce the stop work order issued by the city, but that he could enforce a court order specific to our project activity. We responded that there is no such court order, and that we had spoken to counsel and executive management to verify that we are to proceed with grading activity. The sergeant replied that his next step would be to speak with the city attorney to determine if there is any court order that could be enforceable by LA county Sheriff. Sergeant Dial was given my contact information and indicated that he would be in touch.

At this time, grading activities continue, and the Sheriff has left the site. I will pass on any information I receive either from the city or from the sheriff.

6. The notification to the City of Walnut that we are beginning earth work on the Physical Education Project (the stadium) is [attached](#). The revised truck haul plan is [attached](#) as well. We will hand deliver hard copies to Tom Weiner's office on Monday November 13<sup>th</sup> which is the day we begin grading on the site. 11/9/17

7. Below are answers to agenda questions posed by Trustee Jay Chen. 11/8/17

- Consent 11 - Do we have data on how often each of these 12 telephones are being used? Besides everyone having cell phones, I'm guessing students are not carrying coins around as much as before and relying on credit/debit cards.

Our vender for the 12 pay phones did not track usage--but will do so going forward. I asked this question in Cabinet, at the VPs unanimously saw pay phone availability as important--even if usage is low.

- Consent 16 - The price hike is significant, were we charged for the parking last time? What was the total cost for last year including unexpected costs? What's the criteria we are using in selecting a venue (what's the capacity size?).

Yes, the cost is much more than last year. A new management company for Citizens Business Bank has added elements like parking as additional costs beyond the contract price. Specifics will be available at the meeting tonight.

- Consent 19 & 23 - What are the two disposal sites?

Consent 19 is the environmental work and Consent 23 is the earth hauling contract--these are the same project, moving soil from the stadium site to Chino and Rancho Cucamonga locations where construction projects are underway or anticipated.

8. Attorney Sean Absher has filed a motion ([attached](#)) in opposition to the City's motion for attorneys' fees. Accompanying advice from Attorney Sean Absher is available upon request. 11/3/17

9. Looks like we need to "verify" the City's loan and the current status. See comments below from Bill Eastham. 11/3/17

Rob seems to be of the opinion that the loan was for \$1,000,000 and that we still owe around \$410,000. The original agreement does say that they would loan us a MAXIMUM of \$1,000,000, but I am pretty confident that the agreement was finally to match what the Foundation raised, and that was the \$654,000.

The auditors have looked at this many times over the years and fiscal's tracking of the liability is within a dollar or two of what I have. When Bill Feddersen did a presentation for the City on the occasion of our paying off the first \$100,000, his presentation included the \$654,000 figure as well. Another unfortunate situation with the City.

10. At the last Walnut City Council meeting, a Council member commented that the City had loaned Mt. SAC \$1 million for construction costs of the Clarke Theater and that Mt. SAC had not paid back the loan. As Bill Eastham reports below, this is not the full story. 11/2/17

I spent a little time with Carol up in the President's office, and we located the [attached](#) information from Nancy Rice in December 1999.

The total amount of the loan was \$654,000, which was disbursed to us as a \$640,000 check and a \$14,000 check. Copies of the checks are in the attached report, near the end.

Our total payments on this loan sit at \$589,813.50 as of 6/30/17, leaving us with a balance due of \$64,186.50.

As we were approaching the \$100,000 payback amount, a presentation was made to the Walnut City Council about the loan, this may have been done by Dr. Feddersen. There is a copy of this presentation as well as a copy of the Council agenda for that night in Carol's files as well.