



**MIRACOSTA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
One Barnard Drive, Oceanside, CA**

MINUTES OF SPECIAL MEETING/CLOSED SESSION

**FEBRUARY 23, 2023
(Approved on March 16, 2023)**

I. CALL TO ORDER

The Board of Trustees of the MiraCosta Community College District met in closed session on Thursday, January 26, 2023, in Conference Room 1054 on the Oceanside Campus. Vice President Frank Merchat called the meeting to order at 2 p.m.

II. FLAG SALUTE / ROLL CALL

Board members present:

Rick Cassar	George McNeil
Raye Clendening	Frank Merchat
William Fischer	Jackie Simon

Board members absent: Anna Pedroza

Administrators present:

Superintendent/President Sunny Cooke
Assistant Superintendent/Vice President Charlie Ng

Others present:

Legal Counsel Lisa Jensen
Legal Counsel Mike Pacino
Legal Counsel Bert Rodriguez
Legal Counsel Randy Winet

III. PUBLIC COMMENT ON ITEMS ON AND NOT ON THE AGENDA

None.

IV. DECLARE NEED FOR CLOSED SESSION

At 2:23 p.m., the board announced the need to enter closed session to discuss the following topics:

A. Conference with Labor Negotiators

(Pursuant to Government Code Section 54957.6)

Agency designated representatives: Superintendent/President Sunita V. Cooke,
Assistant Superintendent/Vice President, Human Resources Charlie Ng

Employee organizations: All Groups

- B. Conference with Legal Counsel**
(Pursuant to Government Code section 54956.9(d)(2))
Anticipated Litigation, Number of Potential Cases: 1
- JPA 21-05582

- C. Conference with Legal Counsel**
(Pursuant to Government Code section 54956.9(d)(1))
Existing Litigation, Number of Potential Cases: 1
- John Martin, et al. v. Board of Governors of the California Community Colleges, et al., Case No. 34-2022-00328402-CU-OE-GDS

V. RECONVENE IN OPEN SESSION – REPORT ACTION FROM CLOSED SESSION

At 2:53 p.m., the board returned to open session to report the following:

- A. Conference with Labor Negotiators**
(Pursuant to Government Code Section 54957.6)
Agency designated representatives: Superintendent/President Sunita V. Cooke,
Assistant Superintendent/Vice President, Human Resources Charlie Ng
Employee organizations: All Groups

No report.

- B. Conference with Legal Counsel**
(Pursuant to Government Code section 54956.9(d)(2))
Anticipated Litigation, Number of Potential Cases: 1
- JPA 21-05582

No report.

- C. Conference with Legal Counsel**
(Pursuant to Government Code section 54956.9(d)(1))
Existing Litigation, Number of Potential Cases: 1
- John Martin, et al. v. Board of Governors of the California Community Colleges, et al., Case No. 34-2022-00328402-CU-OE-GDS

No report.

VI. ADJOURNMENT

The meeting adjourned at 2:53 p.m.

MINUTES APPROVAL:

Frank Merchat
President

Sunita V. Cooke, Ph.D.
Superintendent/President