

CONSENT AGENDA ACTION ITEM

Governing Board Agenda

Meeting Date: March 24, 2009

| <u>Item Number</u> | <u>Item Title</u> | <u>Responsible Agents</u> |
|--------------------|--|--|
| | Consideration of Recommendation for Dismissal of SMCC employee | Dr. Rufus Glasper Mr. Albert Crusoe |

Recommendation

It is recommended that the Governing Board issue a final decision to deny the appeal by Erica Stewart of her dismissal from employment with the Maricopa County Community College District, and to dismiss Ms. Stewart from her employment, effective March 24, 2009.

Justification

On December 5, 2008, a notice was sent by the Chancellor to Ms. Stewart, a Professional Staff (PSA) employee at South Mountain Community College. The notice indicated MCCCCD administration’s intent to recommend to the Governing Board Ms. Stewart’s dismissal from employment. The principal grounds for this recommendation alleged that Ms. Stewart had operated a District motor vehicle while her driver’s license had been suspended.

Pursuant to MCCCCD’s PSA Policy manual, Ms. Stewart requested a hearing in appeal of the Chancellor’s recommendation. The hearing took place on February 26, 2009, before a Hearing Committee, in accordance with the PSA Policy manual.

Paragraph 2.17.2.7 of the PSA Policy manual calls for the Chancellor to make a recommendation to the Governing Board regarding an employee’s appeal; the Chancellor has recommended to the Board that Ms. Stewart be dismissed from her employment. Under paragraph 2.17.2.8 of the PSA Policy manual, however, “[t]he Governing Board, at a public meeting, shall render the final decision regarding the employee’s appeal.”

| Funding | Approvals/Certifications |
|---|--|
| <p><u>Source:</u></p> <p><u>Account Identification:</u></p> | <p>Chancellor _____</p> <p>Academic & Student Affairs _____</p> <p>Business Services _____</p> <p>Human Resources _____</p> <p>Res. Dev. & Com. Relations _____</p> <p>College President _____</p> |