Minutes of Board Meeting
September 8, 2004
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MEMBERS PRESENT:  Mrs. Ruthe Foster, President
                    Mr. John H. Weed, Vice President
                    Mr. Bob Brunton, Secretary
                    Mr. Dan Archer
                    Mr. Bill McMillin
                    Mr. Garrett Yee
                    Ms. Rosary Cordova, Student Trustee

MANAGEMENT PRESENT: Dr. Douglas Treadway, President/Superintendent
                    Dr. Lisa Waits, Vice President, Student Services
                    Ms. Deanna Walston, Vice President, Business Services/Deputy Superintendent
                    Dr. James Wright, Vice President, Instruction
                    Mr. Lyle Engeldinger, Executive Dean, Human Resources

COLLEGE COUNCIL:  Mr. Dennis Keller

CLASSIFIED SENATE:  Mr. Patrick Lane

FACULTY SENATE:  Ms. Martha Brown

OPEN SESSION: Time:  7:10 p.m.

The roll was called, and all members were present except Mr. Nardolillo.

Mrs. Foster led the pledge of allegiance.

Dr. Treadway introduced Ms. Diana Garza, Board of Trustees Support Coordinator.

Approval of Minutes

1. (Attachment 1) Approval of Minutes (April 28, 2004, Board Meeting)
2. (Attachment 2) Approval of Minutes (August 11, 2004, Board Meeting)
Motion Approved  Moved/McMillin/Seconded/Archer/Passed to approve Item 1, Minutes of April 28, 2004, Board Meeting and Item 2, Minutes of August 11, 2004, Board Meeting. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo; (Advisory Vote - Abstain: Cordova)

Communications from the Public  None

Agenda Modifications  No agenda modifications

Reports and Announcements

College Council  Mr. Keller announced that the College Council continues to work to implement Shared Governance. Task Forces have been identified and membership to these Task Forces has been established. He also advised that the College Council would be the Strategic Planning entity dealing with the budget and strategic planning as well as other campus issues at that level.

Faculty Senate  Ms. Brown referred to Dr. Treadway’s State of the College address and stated that the faculty has expressed overwhelming positive support of Dr. Treadway’s vision, ideas, and leadership of the College.

Classified Senate  Mr. Lane commented that the Classified Senate unanimously passed a Resolution adopting Pasadena City College as Ohlone College’s Sister Classified Senate and will be working with them to share ideas.

Associated Students  Ms. Cordova announced that ASOC is conducting a benefit fundraiser with an organization called “Tuesday’s Children.” The money collected will go to help orphans or to children who have lost one parent in the September 11 tragedy.

Administration  Dr. Treadway reported on the successful August 25-29, 2004, visit to the campus from a delegation from the city of Taizhou in China. The Citizens for Better Community (CBC) helped to support this event. Dr. Treadway announced that a reciprocal invitation has been issued for a delegation from Ohlone College to visit Taizhou to research the prospects of establishing a Sister College/Sister City relationship and an exchange program of International Students.

Dr. Wright referred to enrollment, noting that enrollment is down five percent from last fall. However, he stated that Fall 2003 was one of the College’s higher enrollment years. He advised that more online classes and weekend programs are being scheduled.
Dr. Waits stated that Student Services is enthusiastic about beginning the new semester and that they will be actively participating in the Student Development Task Force.

Board

Each of the Board members highlighted events in which they participated. Clarification of Board members attending conferences was requested. Ms. Walston advised that the Board does have a budget for attending conferences.

Mr. Weed requested attorney clarification on the conflict of interest regulations as it relates to the development of the campus and real estate involvements on the campus. Dr. Treadway responded that this issue could be addressed.

Consent Agenda

3. (Attachment 3) Approval of Change of Status: Instructional Assistant
4. (Attachment 4) Board Approval of a Request for Leave of Absence—English Professor
5. (Attachment 5) Approval of Resignation of Assistant Career Center Coordinator (Cheryl Bartky)
6. (Attachment 6) Approval of Payroll Warrants
9. (Attachment 9) Approval of Adjunct Instructors for Fall Semester 2004
10. (Attachment 10) Confirmation of Employment Authorized by the President/Superintendent
11. (Attachment 11) Ratification of Community Education Agreements (“Notary Public Workshop” and “Become a Certified Signing Agent”)
12. (Attachment 12) Approval of Amendment to the Kidango Contract for Administration of the District’s Child Care Center Operations

Motion Approved

Moved/Archer/Seconded/Yee/Passed to approve Items 3-12. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo; (Advisory Vote - Ayes: Cordova).

Regular Agenda

13. (Attachment 13) Financial Report from East Bay Regional Park District

Mr. Pat O’Brien, the General Manager of the East Bay Regional Park District, presented a report to the Board of Trustees. The report identified the annual grazing revenues received by the Park District and described how these resources have been utilized to improve the lease premises.
Following a discussion, Mr. O’Brien recommended that the Board ask staff to work with the Park District to develop a new lease.


Ms. Joanne Schultz, Executive Dean of Business Services, presented a brief overview related to the District’s regular operating funds, and Mr. Don Eichelberger, Project Manager, presented the Fourth Quarter Bond Report.

Motion Approved Moved/Archer/Seconded/Brunton/Passed to approve the Fourth Quarter Financial Report. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo, (Advisory Vote - Ayes: Cordova)

15. (Attachment 15) Approval of Amendment to MBT’s Architectural Services Contract for the Ohlone College Newark Center for Group H Sub-consultants

Motion Approved Moved/Archer/Seconded/Yee/Passed to approve the Amendment to MBT’s Architectural Services Contract for Group H Sub-consultants necessary for Information Technology/Security/Audiovisual Services, and Food Service for the Ohlone College Newark Center for an amount not to exceed $242,690. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo, (Advisory Vote - Ayes: Cordova)

16. (Attachment 16) Approval of Master Architectural Services Contract for Fremont Campus, including Project Assignments One and Two, with tBP Architecture

Motion Approved Moved/Archer/Seconded/McMillin/Passed to approve 1) the Master Contract with tBP Architecture for ongoing Architectural Services for the Ohlone College Fremont Campus; 2) Project assignment #1 for an amount not to exceed $200,000, not including reimbursables; and 3) Project Assignment #2 for a lump sum fee of $1,294,600, not including reimbursables. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo; (Advisory Vote - Ayes: Cordova)

17. (Attachment 17) Confirmation of Trustee Area Boundaries

(Information Item)
18. (Attachment 18) Approval of Resolution No. 4/04-05 (re: Item 17/Trustee Area Boundaries)

Motion Approved

Moved/Archer/Seconded/Weed/Passed to approve Resolution No. 4/04-05 (re: Item 17/Trustee Areas. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo; (Advisory Vote - Ayes: Cordova)

19. (Attachment 19) Approval to Contract with Eller & Associates for Legal Services Related to Fremont Campus Asset Management

Motion Approved

Moved/Archer/Seconded/Cordova/Passed to authorize the use of Eller & Associates for legal matters related to the development of surplus properties at the Fremont Campus based on the attached fee schedule. An amendment was approved to delete the bold underlined words. A roll call vote was taken: Ayes: Brunton, Weed, Foster, Yee, McMillin, Archer; Noes: 0; Abstain: 0; Absent: Nardolillo; (Advisory Vote - Ayes: Cordova)

Agenda Items for Future Meetings

Asset Management

Dates and Times of Future Meetings

September 29, 2004, Special Board Meeting, 3-5 p.m.
September 29, 2004, Board of Trustees Annual Retreat, 5:30-10 p.m.
October 13, 2004, 7 p.m.
October 27, 2004, 7 p.m.

ADJOURNMENT: Time: 9:25 p.m.

CLOSED SESSION: Time: 9:26 p.m.

20. (Attachment 20) Public Employee Discipline/Dismissal/Release (Government Code Section 54957)

The Board took no reportable action.

ADJOURNMENT: Time: 9:55 p.m.

Bob Brunton
Secretary