

OHLONE COMMUNITY COLLEGE DISTRICT  
43600 Mission Boulevard Fremont, CA 94539  
Meeting Location: Child Development Center (Fremont Main Campus)

Minutes of Board Meeting  
April 13, 2005  
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UNADOPTED

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**Members Present:**

Mr. John Weed, President  
Mr. Bob Brunton, Vice President  
Mr. Nick Nardolillo, Secretary  
Mr. Garrett Yee, Member  
Mr. Bill McMillin, Member  
Mr. Dan Archer, Member  
Mrs. Ruthe Foster, Member  
Ms. Rosary Cordova, Student Trustee

**Management Present:**

Dr. Douglas Treadway, President/Superintendent  
Ms. Deanna Walston, Vice President Administration & Information Technology / Deputy Superintendent  
Dr. James Wright, Vice President Instruction & Student Services / Deputy Superintendent  
Mr. Ron Travenick, Associate Vice President Student Services

**College Council:**

Mr. Dennis Keller

**Faculty Senate:**

Ms. Barbara Tull

**Open Meeting:**

Mr. Weed called the meeting to order at 6:05 p.m.

The roll was called. Mr. Brunton was not present during roll call, but later arrived at 6:10 pm. Ms. Cordova also was not present during roll call, but later arrived at 6:50 p.m. Mr. Weed led the pledge of the allegiance.

Mr. Weed announced that the Board was to go into closed session.

**Closed Session:**

1. (Attachment 1)

Time: 6:10 p.m.

Public Employee Complaint/Discipline/Dismissal/Release:  
Government Code Section 54957

a. Consideration of Appropriate Items

No reportable action was taken.

2. (Attachment 2)

Conference with Labor Negotiator: Government Code Section 54957.6

Mr. Weed announced that the Board received a report regarding the suspension of the Classified Senate at Ohlone College and the status of the District's offer to negotiate a memorandum of understanding with the classified bargaining units, that would re-establish the Classified Senate of Ohlone College consistent with applicable law.

Mr. Weed noted that there were classified staff at the table under the terms of the shared governance agreement, and welcomed Linda Evers, President of CSEA.

**Returned to Open Session:** Time: 7:12 p.m.

**Communications from the Public**

None

**Agenda Modifications**

Mr. Brunton requested that agenda items 13 through 16 be pulled from the consent agenda for further discussion.

**Ceremonial Items**

3. (Attachment 3)      Presentation of Stars of the Month  
Dr. Treadway presented the "Stars of the Month" award to Rob Smedfjeld with the Math Department and Bob Ortt with Admissions and Records.

**Consent Agenda**

4. (Attachment 4)      Recapitulation of Accounts Payable Warrants (March 1, 2005 – April 4, 2005)
5. (Attachment 5)      Recapitulation of Payroll Warrants (March 2005)
6. (Attachment 6)      Authorization for the Surplus Personal Property
7. (Attachment 7)      Confirmation of Employment Authorized by the President/Superintendent
8. (Attachment 8)      Approval of Revised Classified Management Job Description – Director of College Relations
9. (Attachment 9)      Approval of Classified Job Description for Computer Lab Technician/Media Specialist
10. (Attachment 10)      Acceptance of Employee Resignation (Bradley)

11. (Attachment 11)      Ratification of Contract Education Agreements
12. (Attachment 12)      Approval of Column Movement Advancement on the Salary Schedule for Fall, 2004
13. (Attachment 13)      Approval of Board Resolution No. 20/04-05 Adopting a Governmental 457b Deferred Compensation Plan

This agenda item was moved from the consent agenda for further discussion.

14. (Attachment 14)      Approval of Agreement with RSG Securities to Implement a Governmental 457b Retirement Plan

This agenda item was moved from the consent agenda for further discussion.

15. (Attachment 15)      Approval of Agreement with Envoy Plan Services to Provide Third-Party Services for the Elite Choice Governmental 457b Plan

This agenda item was moved from the consent agenda for further discussion.

16. (Attachment 16)      Approval of Fiduciary Liability Agreement with TruSource to Manage and Operate the Governmental 457b Elite Choice Retirement Program

This agenda item was moved from the consent agenda for further discussion.

17. (Attachment 17)      Approval of Contract for Inspector of Record (IOR) for the Newark Center for Health Sciences and Technology

18. (Attachment 18)      Approval of Amendment to Fugro West, Inc., Contract for Geotechnical Services for the Student Services Building Project

Motion Approved      Moved/Nardolillo/Seconded/Yee/Passed to approve the Consent Agenda, Items 4-12 and 17-18. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

**To the Board for Discussion and/or Action**

Mr. Brunton requested that agenda items 13 through 16 be discussed and considered by the Board as a group.

13. (Attachment 13)      Approval of Board Resolution No. 20/04-05 Adopting a Governmental 457b Deferred Compensation Plan
14. (Attachment 14)      Approval of Agreement with RSG Securities to Implement a Governmental 457b Retirement Plan
15. (Attachment 15)      Approval of Agreement with Envoy Plan Services to Provide Third-Party Services for the Elite Choice Governmental 457b Plan
16. (Attachment 16)      Approval of Fiduciary Liability Agreement with TruSource to Manage and Operate the Governmental 457b Elite Choice Retirement Program
- Motion Approved      Moved/Brunton/Seconded/Nardolillo/Passed to approve agenda items 13 through 16. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).
19. (Attachment 19)      Approval of Resolution No. 19/04-05, Authorizing the Issuance of the 2005-2006 Tax and Revenue Anticipation Note and Participation in the Community College League of California Cash Flow Financing Program

Ms. Walston noted a correction to the recommendation written on the Board Memorandum which stated that “the President/Superintendent recommends that the Board of Trustees approve Resolution No. 14/03-04, authorizing a Tax and Revenue Anticipation note not to exceed \$4,000,000 and participation in the Community College League of California Cash Flow Financing Program”. The correct resolution number and text should read, “The President/Superintendent recommends that the Board of Trustees approve Resolution No. 19/04-05, authorizing a Tax and Revenue Anticipation note not to exceed \$3,000,000 and participation in the Community College League of California Cash Flow Financing Program”.

Motion Approved                    Moved/Nardolillo/Seconded/Yee/Passed to approve Resolution No. 19/04-05, authorizing a Tax and Revenue anticipation note not to exceed \$3,000,000 and participation in the Community College League of California Cash Flow Financing Program. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

20. (Attachment 20)                Approval of Contracts for Bond Financial and Underwriting Services

Motion Approved                    Moved/Nardolillo/Seconded/Yee/Passed to authorize the following:  
1) a contract for bond underwriting and financial advisory services with Citigroup Global Markets, Inc., for a bond discount fee of 0.50% of 50% of bonds issued inclusive of all costs with the exception of out-of-state travel; and 2) amendment to the contract with UBS Financial Services for a bond discount fee of 0.50% of 50% of bonds issued inclusive of all costs with the exception of out-of state travel. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton; Noes: 0; Abstain: Weed; Absent: 0; (Advisory Vote - Aye: Cordova).

Motion was made by Mr. Brunton to amend the proposed Board Policy, BP 2365, to maintain all Board meeting audio recordings for at least 5 years.

Motion Approved                    Moved/Brunton/Seconded/Nardolillo/Passed to amend wording of proposed Board Policy, BP 2365, to maintain audio recording for at least 5 years. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Aye: Cordova).

21. (Attachment 21)                2<sup>nd</sup> Reading of Board Policy – Chapters 1, 2 & 3

Motion Approved                    Moved/Yee/Seconded/Nardolillo/Passed to approve Board Policy Chapters 1, 2 & 3 with the proposed changes as submitted. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

22. (Attachment 22)                Approval of International Student Admission and Fees – Regulation Chapter 7

Dr. Treadway clarified that agenda item 22 was a Regulation, not a Board Policy, as was originally presented. Therefore, agenda item 22 required no action by the Board. The Board accepted this agenda item for information purposes only.

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**To the Board for Information Only**

Development of RFP for Surplus Property

Plans for Ground Breaking

**Reports and Announcements**

College Council

Faculty Senate

CSEA

Associated Students

Administration

Board

**Agenda Items for Future Meetings**

None

**Adjournment:**

Time: 9:27 p.m.

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Nick Nardolillo  
Secretary