

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

Minutes of Board Meeting
June 8, 2005
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UNADOPTED

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

CSEA

Ms. Linda Evers

Open Meeting:

Mr. Weed called the meeting to order at 7:05 p.m.

The roll was called. Ms. Cordova was not present during roll call, but later arrived at 7:20 p.m.

Mr. Weed led the pledge of the allegiance.

Closed Session:

Time: 7:10 p.m.

1. (Attachment 1)

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

a. Consideration of Appropriate Items

Mr. Weed announced that the Board considered a disciplinary matter.

2. (Attachment 2)

Discussion of Compensation for the President/Superintendent for 2005-2006

Mr. Weed announced that a discussion took place regarding the compensation of employee.

Return to Open Session: Time: 7:35 p.m.

Approval of Minutes

3. (Attachment 3)

Approval of Minutes (May 25, 2005 Board Meeting)

Motion Approved

Moved/Brunton/Seconded/McMillin/Passed to approve Minutes of May 25, 2005. A roll call vote was taken: Ayes: Foster, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: Archer (Advisory Vote - Ayes: Cordova).

Communications from the Public

None

Agenda Modifications

Mr. McMillin requested that agenda items 15 and 26 be pulled from the consent agenda for further discussion.

Mr. Weed requested that agenda item 25 be pulled from the consent agenda for further discussion.

Ceremonial Items

4. (Attachment 4) Presentation of Student Member Board of Trustee Award
Ms. Cordova presented the “Student Member Board of Trustee Award” to Clifton Der Bing.

To the Board for Information Only

5. (Attachment 5) College Foundation Update
Information item only

Mr. Weed requested that agenda item 6 be discussed after agenda item 36.

Consent Agenda

7. (Attachment 7) Recapitulation of Accounts Payable Warrants (May 1, 2005 – May 31, 2005)
8. (Attachment 8) Recapitulation of Payroll Warrants (May 2005)
9. (Attachment 9) Authorization of the Surplus of Personal Property
10. (Attachment 10) Ratification of Contract Education Agreements
11. (Attachment 11) Confirmation of Employment Authorized by the President/Superintendent
12. (Attachment 12) Approval of Adjunct Instructors for Summer Session, 2005 Addendum
13. (Attachment 13) Approval of Faculty Retirement (K. Smith)
14. (Attachment 14) Approval of Resignation (Barton)
15. (Attachment 15) Approval of Master Employment Contracts for District Administrative Classified and Academic Dean and Director Positions
- Agenda item 15 was pulled from consent agenda for further discussion by the Board.
16. (Attachment 16) Approval of Employment Contracts
17. (Attachment 17) Establishment of 2005-2006 Appropriations Limit
18. (Attachment 18) Acceptance of Completion for the Supply and Installation of Security Cameras

19. (Attachment 19) Approval of Amendment for Geotechnical Services Contract with Treadwell & Rollo for Construction Phase Testing (Newark)
20. (Attachment 20) Approval of Contract Amendment for Treadwell & Rollo Related to Hazardous Materials at the Ohlone College Newark Center for Health Sciences and Technology
21. (Attachment 21) Approval of Contract Amendment for Jerry Haag, Urban Planner, Relating to the Burrowing Owls Mitigation
22. (Attachment 22) Amendment of Contract with Alliance Roofing
23. (Attachment 23) Approval of Project Assignment #6. tBP, Architecture, Water Intrusion Above Grade Phase 1, Re-roofing Buildings 1-9
24. (Attachment 24) Award of Contract for Special Investigation and Materials Testing (Newark)
25. (Attachment 25) Approval of Contract Extension with Gilbert Accountancy Corporation for Audit Services for Fiscal Years Ending June 30, 2005 and 2006

Agenda item 25 was pulled from consent agenda for further discussion by the Board.

26. (Attachment 26) Associate of Arts Transfer Degree in Business Administration

Agenda item 26 was pulled from consent agenda for further discussion by the Board.

Motion Approved Moved/Nardolillo/Seconded/Yee/Passed to approve the Consent Agenda, Items 7-14, and 16-24. 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

27. (Attachment 27) Approval of Resolution No. 23/04-05: Authorizing the Issuance of the Ohlone Community College District (Alameda , California) Election of 2002 General Obligation Bonds, Series B

Motion Approved Moved/Nardolillo/Seconded/Yee/Passed to approve Resolution No. 23/04-05, authorizing the issuance of Ohlone Community College District General Obligation Bonds, Series B in the amount of \$110 million. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Abstain: Cordova).

Mr. Weed passed the gavel to Mr. Brunton and removed himself from the table for agenda item 28.

28. (Attachment 28) Approval of Resolution No. 24/04-05 for the Authorization to Issue a Request for Proposals for the Possible Development of 41.2 Acres of Surplus School Property

Ms Walston noted the following two amendments to the Request for Proposals: 1) all references to 36 acres would be updated to read 41.2 acres; 2) on Page 5, the first sentence will include the City of Union City as one the cities served by Ohlone College.

Ms Cordova requested that an amendment be made to the Request for Proposals adding the title of Student Trustee next to Ms. Cordova's name listed on Page 2.

Mr McMillin requested that Resolution No. 24/04-05 be amended as follows: "Whereas, the Board of the District has determined that the Property is not now and will not be needed for school classroom buildings for any other school purposes pursuant to Resolution No. 13/04-05, Resolution No. 14/04-05 and Resolution 15/04-05".

Mr. McMillin requested that an amendment be made on the Request for Proposals, specifically on Page 9, section VII, Negotiation Fees, in which text should be added to clarify that the negotiation fee is to be submitted by the development team when their proposal is selected.

Mr. McMillin requested that the Request for Proposals be amended specifically on Page 13, paragraph titled Real Estate Commissions to read, "The developer agrees to hold the District harmless from any claim by any broker, agent or finder. ~~retained by the developer~~".

Motion Approved Moved/Nardolillo/Seconded/Yee/Passed to approve Resolution No. 24/04-05 with the amended changes to both Resolution No. 24/04-05 and the Request for Proposals documents, authorizing the issuance of a Request for Proposals for the possible development of 41.2 acres of surplus property, and to accept the Creegan & D'Angelo mapping exhibit as shown in Drawing No. 405002.00 of surplus property area which sets forth the specific boundaries of the surplus land, which totals 41.2 acres . A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton; Noes: 0; Abstain: Weed; Absent: 0; (Advisory Vote - Ayes: Cordova).

Mr. Weed returned to the table. Mr. Brunton passed the gavel back to Mr. Weed.

15. (Attachment 15) Approval of Master Employment Contracts for District Administrative Classified and Academic Dean and Director Positions

Motion Approved Moved/Brunton/Seconded/Nardolillo/Passed to approve the master contracts for District dean and director classified and academic positions according to the following schedule: 1. Dean (classified and academic) – at hire, one year employment contract and two year employment contracts thereafter.
2. Director (classified and academic) – at hire, one year employment contract and one year employment contracts thereafter, except that a two year contract may be given when special circumstances are present. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

25. (Attachment 25) Approval of Contract Extension with Gilbert Accountancy Corporation for Audit Services for Fiscal Years Ending June 30, 2005 and 2006

Motion Approved Moved/Yee/Seconded/Brunton/Passed to approve the extension of the existing audit contract with Gilbert Accountancy Corporation for the provision of audit services for fiscal years 2005-06 and 2006-07 at fees of \$55,500 and \$57,200 respectively. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

26. (Attachment 26) Associate of Arts Transfer Degree in Business Administration

Motion Approved Moved/Brunton/Seconded/Yee/Passed to approve the Associate of Arts Transfer Degree in Business Administration and to authorize the President/Superintendent to submit the new program application to the California Community College Chancellor's Office for approval. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

29. (Attachment 29) Public Hearing on the Proposed Tentative Budget of the Ohlone Community College District for Fiscal Year 2005-2006

- a. Open Hearing for Comments from Citizens
None
- b. Discussion by Board Members
None
- c. Public Hearing Closed

30. (Attachment 30) Approval of 2005-06 Tentative Budget
- Motion Approved Moved/Yee/Seconded/Archer/Passed to approve the 2005-06 Tentative Budget as presented by staff at the budget workshop. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).
31. (Attachment 31) Public Hearing on the United Faculty of Ohlone's (UFO) Initial Contract Bargaining Proposal for Fiscal Year 2005-2006
- a. Open Hearing for Comments from Citizens
None
 - b. Discussion by Board Members
None
 - c. Public Hearing Closed
32. (Attachment 32) Public Hearing on the District's Initial Counter Proposal to the United Faculty of Ohlone's Initial Bargaining Proposal for Fiscal Year 2005-2006
- a. Open Hearing for Comments from Citizens
None
 - b. Discussion by Board Members
None
 - c. Public Hearing Closed
33. (Attachment 33) The District's Initial Counter Proposal to the Initial Proposal to the United Faculty of Ohlone's, (UFO), Initial Bargaining Proposal for Fiscal Year 2005-2006
- Motion Approved Moved/Archer/Seconded/Yee/Passed to approve the District's Initial Counter Proposal to the United Faculty of Ohlone (UFO) Initial Bargaining Proposal for Fiscal Year 2005-2006. Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Abstain: Cordova).
34. (Attachment 34) Relocation of the One Stop Program
Information item only

35. (Attachment 35) Ratification of Alliant International University Memorandum of Understanding (MOU)

Motion Approved Moved/Yee/Seconded/Nardolillo/Passed to approve the ratification of the MOU and Addendum with Alliant International University. A roll call vote was taken: Ayes: Foster, Archer, McMillin, Yee, Nardolillo, Brunton, Weed; Noes: 0; Abstain: 0; Absent: 0; (Advisory Vote - Ayes: Cordova).

36. (Attachment 36) Ratification of Contract with Natural Step

Motion Approved Moved/Nardolillo/Seconded/Foster/Passed to approve the ratification of the Contract with Natural Step for \$10,000 grant-funded training and consulting services. 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 Information Only

6. (Attachment 6) Student Member Briefing
Discussion item only

Reports and Announcements

College Council
CSEA
Associated Students
Administration
Board

Agenda Items for Future Meetings

None

Adjournment: Time: 9:45 p.m.

Nick Nardolillo
Secretary