

**FOOTHILL-DE ANZA  
COMMUNITY COLLEGE DISTRICT**

**MINUTES  
October 28, 2002**

The Board of Trustees of the Foothill-De Anza Community College District held a special meeting on Monday, October 28, 2002. At 7:30 p.m., President Hay declared a quorum was present and commenced the meeting in the Board Room of the Foothill-De Anza Community College District, 12345 El Monte Road, Los Altos Hills, CA 94022. President Hay led the Board and those present in the Pledge of Allegiance.

PUBLIC SESSION

The roll call indicated the following members were present:

ROLL CALL

Sandy Hay, President  
Mary Mason, Vice President  
Paul Fong  
Andrea Leiderman  
Judith Moss  
Sarah Wiehe, Foothill College Student Trustee  
Deanna Stewart, De Anza College Student Trustee

The following were also present:

Staff:	Leo Chavez	Jane Enright
	Bernadine Fong	Martha Kanter
	Faith Milonas	Jon O'Bergh
	Javier Rueda	Marisa Spatafore

Press: None

Students: None

Public: Sparky Cohen

President Hay noted that a member of the public wished to address the Board on a matter not on the agenda. Mr. Sparky Cohen expressed concern about the parking fee signage and un-uniformed attendant at the De Anza Flea Market. President Hay referred the matter to De Anza President Martha Kanter.

HEARINGS

The Evaluation of Proposals from Chancellor Search Firms was addressed by President Hay, who noted that each Board member had evaluated the eight responses to the Request for Proposal. Trustee Fong revealed that he serves in a voluntary capacity on the Association of Community College Trustees (ACCT) Board of Directors, one of the firms being considered, but that does not pose a conflict of interest since he receives no remuneration.

SELECTED THREE  
CHANCELLOR SEARCH  
FIRMS TO INTERVIEW

President Hay asked each trustee to recommend his or her choices for firms to be interviewed. The tally revealed four recommendations to interview ACCT (Fong, Hay, Leiderman, Mason), four recommendations to interview Professional Personnel Leasing (Hay, Leiderman, Mason, Moss), three recommendations to interview Gary Kaplan & Associates (Fong, Hay, Leiderman), one recommendation to interview Educational Management Network (Leiderman), and one recommendation to interview SpencerStuart (Moss). Student Trustee Stewart had concerns about all of the firms and asked about different approaches to find other firms.

After some discussion and feedback from staff, it was M/S/C (Mason/Fong) (advisory vote 1 yes – Student Trustee Wiehe; Student Trustee Stewart abstained) by a vote of 4 ayes and 1 no (Moss) to interview the three firms with the most recommendations on November 4: ACCT, Professional Personnel Leasing, and Gary Kaplan & Associates. Moss clarified that she voted “no” because she particularly was interested in including SpencerStuart.

Trustee Moss said the Board needs to have a discussion about the role of an in-house search assistant similar to what was done during the last search, and the preparation of brochures.

The Process for Selecting an Interim Chancellor was addressed by Vice Chancellor of Human Resources and Equal Opportunity Jane Enright. The Board questioned whether the Brown Act prohibits the full Board from holding interviews in closed session. Vice Chancellor Enright consulted by phone with legal counsel and reported that the Brown Act does not explicitly prohibit this, but some legal opinions have been published which suggest such a prohibition. The Board’s past practice — which has been to interview candidates in closed session — would be a significant factor in determining the proper procedure. Trustee Leiderman asked if the law had changed since the last time the Board held interviews, and Vice Chancellor Enright responded that it had not changed on this issue. It was M/S/C (Mason/Moss) (advisory vote – 2 yes) by a unanimous vote to interview up to three candidates in closed session on November 4.

DECIDED PROCESS  
FOR SELECTING  
INTERIM CHANCELLOR

Trustee Leiderman asked the Board to consider having legal counsel present during Board meetings when issues related to process are being discussed.

The meeting was adjourned into closed session at 8:40 p.m. to continue the discussion from October 21, 2002 concerning Public Employment for the position of Interim Chancellor. The meeting was adjourned at 9:15 p.m.

ADJOURNMENT