

BROOKDALE COMMUNITY COLLEGE

**Board of Trustees
Public Business Meeting Minutes**

March 23, 2021

**Brookdale Community College
Zoom Webinar**

Chair Cram called the meeting to order at 5:30 P.M. and roll call was taken.

Present	Trustees	Administration:
	Ms. Abby-White, Trustee	Dr. Matthew Reed
	Ms. Latonya Brennan, Trustee (5:30 PM)	Ms. Patricia Sensi
	Ms. Suzanne Brennan, Trustee	Dr. Nancy Kegelman
	Dr. Hank Cram, Chair	Dr. Yesenia Madas
	Mr. Paul Crupi, Trustee	Ms. Bonne Passarella
	Ms. Dyese Davis, Trustee	Dr. Joan Scocco
	Ms. Madeline Ferraro, Trustee	Ms. Kathy Kamatani
	Mr. Bret Kaufmann, Vice-Chair	Ms. Teresa Manfreda
	Ms. Marta Rambaud, Trustee	Dr. Anita Voogt
	Dr. Les Richens, Trustee	
	Ms. Hanna Walker, Trustee	Mr. Edward Johnson
	Dr. David Stout, Secretary	Dr. William Burns
	Ms. Hanna Walker (6:30 PM)	
Absent	Mr. Paul Crupi, Trustee	
	Ms. Barbara Horl, Trustee	Ms. Cynthia Gruskos, Recorder
College Counsel	Mr. Mitch Jacobs, Esq., General and Labor Counsel	

Ms. Gruskos read the following statement: "In compliance with the Open Public Meetings Act, N.J.S. 10:4-6 et seq., advance written notice of this meeting of the Board of Trustees was provided in the following manner:

On March 18, 2021 at 9:30 AM advance written notice of this meeting was posted on the Brookdale Community College website; emailed to *The Asbury Park Press and the Star Ledger* and filed with the Clerk of the County of Monmouth.

Mr. Jacobs read the statement on giving public comment in a virtual meeting and announced that this meeting is being recorded.

Chair Cram led the Pledge of Allegiance.

Dr. Stout led a moment of silence for Barbara Tozzi who passed away this month. He shared her accomplishments, heartfelt memories, and extended our sincere thoughts and prayers to her family, friends, and colleagues.

Chair Cram read our mission statement:

Brookdale Community College empowers a diverse community by providing open access to high quality and cost-effective educational and lifelong learning options with clear paths to personal, educational, and economic success.

Topic and Discussion	Votes Taken	Action and Follow-up Actions
Adoption of Agenda	A motion to adopt the revised meeting agenda was made by Trustee Richens and seconded by Trustee L. Brennan.	
Voluntary Framework of Accountability Presentation – Spring Workshop		
<p>Dr. Laura Longo, Director, Director, Institutional Research & Evaluation, presented findings from Brookdale's 2020 participation in the Voluntary Framework for Accountability (VFA). Results are categorized into four groups of progress and success metrics: (1) Developmental Education Progress Measures, (2) One-Year Progress – Early Momentum Key Performance Indicators (KPIs), (3) Two-Year Progress Measures / Outcomes, and (4) Six Year Outcomes. Following are the key findings she presented:</p> <ul style="list-style-type: none">• Key findings from Developmental Education Progress Measures: More than six out of 10 new students are placed into a Developmental Math. The Course Percentages for English (29%) and Reading (44.0%) are lower. How does this compare to other VFA Colleges? Twenty-five northeast VFA Community Colleges were selected as a comparison group. New Brookdale students are much more likely to be placed into Developmental Math and Reading compared to the comparison group. However, of those that needed developmental coursework, a much higher percentage of Brookdale students became college ready. This was the case in Math, English, Reading, and for 'Completing All Developmental.'• Two Year Progress Measures: Brookdale performed substantially better than our peers on all five measures: Fall to Spring Retention (81.2%), Term 1 Success Rate (78.2%), 2 Year Success Rate (77.1%), Reaching a Credit Threshold (47.6%), and 2-Year Graduation Rate (13.1%).• One-Year Progress – Early Momentum Key Performance Indicators (KPIs): On the 10 KPI metrics, Brookdale's performance is compared to all VFA member colleges (approximately 230). Brookdale students had higher success rates on 8 out of 10 early KPIs: Percentage of students earning 6+ credits in the First Semester (64.9%); Percentage earning 15+ or 24+ credits in the First Year (50.3% and 26.3% respectively); Percent passing College Level Math (29.6%), English (68.0%), and both Math and English (26.7%); Fall to Spring Retention (81.1%); and One Year Credit Success Rate (75.8%).• Deeper dive into Early Momentum KPIs by Race / Ethnicity: When looking at the KPIs by ethnic group, it is apparent that some groups have far lower success rates than others. More specifically, four KPIs were		

Topic and Discussion	Votes Taken	Action and Follow-up Actions
<p>examined (Earned 12+ credits in Term 1; Earned 30+ credits in Year 1; Passed College Level Math and English in Year 1; Fall to Spring Retention). On all four metrics, Black / African American students had much lower success rates compared to other groups. Success rates for Hispanic students were higher, but not as high as those achieved by Asian, White, and students with two or more racial/ethnic groups. To explore why the first-year success rates varied by ethnicity, we examined the need for Developmental Math as well as College-level Math completion within a six-year period. This VFA data showed that a higher percentage of first-time Black students (81.9%) required Developmental Math compared to Hispanic (71.5%), White (61.5%) and Asian (45.5%) students. What was striking, however, was the finding that only 17.8% of Black students completed College level Math with the six-year time frame. Completion rates for other groups were higher: Hispanic (37.7%); those with two or more racial/ethnic groups (43.5%); White (46.4%); Asian (52.5%). While there is room for improvement in all ethnic groups, supportive interventions for Black and perhaps Hispanic students are clearly needed.</p> <ul style="list-style-type: none"> • Six Year Outcomes: This data highlights our student successes as well as opportunities for improving retention. Specifically, 33.6% of students earned an Associate degree, 21.0% transferred prior to earning a degree, 10.0% left after earning 30+ credits and 30.1% left with fewer than 30 credits earned at Brookdale. <p>At the suggestion of Trustee Abby-White, benchmark Brookdale against aspirational colleges who participated in the Voluntary Framework of Availability, and furthermore, learn from those Colleges who have better student success outcomes.</p> <p>At the suggestion of Trustee Richens, share this type of presentation with our High Schools' officials to show them that there is a successful pathway at Brookdale for high school students who are not fully prepared to take College coursework. Dr. Longo also thought it would be valuable for the high schools to see the level of preparedness the students are coming in with as well.</p> <p>Chair Cram, thanked Dr. Longo for her very informative presentation. He pointed out that the last Board Workshop focused on demographic information, which started a discussion among the Board members about right sizing the College and trying to determine whether we are offering the right programs and services. He said that this presentation raised another interesting point, even though we are ranked among the top Community Colleges and we are outperforming our cohort groups, we could actually improve upon that performance. He suggested that Dr. Longo, may be invited back, to provide additional data at the end of the fiscal year, to lead us into setting some reasonable targets for improvements for the College.</p>		
<p>President's Report –</p> <p>In the interest of time, Dr. Stout limited his remarks. He thanked Dr. Longo for her presentation and analysis. He also welcomed Commissioner Thomas Arnone, Commissioner Sue Kiley and the representatives from the Workforce Development Board to this evening's meeting.</p>		
<p>Reports from the Board Committees and Liaisons</p> <p>A. Executive Committee – March 16, 2021 – Chair Cram reported that the Executive Committee met to set the agenda and reviewed the items to be discussed during the Executive Session.</p>		

Topic and Discussion	Votes Taken	Action and Follow-up Actions
<p>B. Finance & Facilities Committee – March 16, 2021 – Trustee Abby-White</p> <ol style="list-style-type: none"> 1. Monthly Financial Reporting – Trustee Abby-White directed the members to review the financial overview provided by VP Manfreda. She highlighted that our operating revenue as of January 31, 2021 was 12.3% lower than the same time last year and our expenditures are \$39 million compared to \$36.1 million the same time last year, indicating a reduction of \$3 million. Trustee Abby-White commended everyone at the College for their fiscal stewardship, “doing more with what we have”. She brought attention to the Application for the Securing our Children’s Future Bond Act, which the College applied for and is hoping to be able to use the proceeds from the grant to establish a Center of Excellence for Cybersecurity in Gorman Hall South and expand our Career and Technical Education programs. She announced that the Foundation received a \$500,000 donation that will be used to establish a Wellness Center and that the restricted income has doubled since last year. She also announced that she has challenged the participants for the Committee to bring forward innovative ideas. She brought attention to Dr. Scocco’s idea of establishing a Jersey Shore Academy of Lifelong Learning, which will expand our programming into Ocean County with partnerships with Ocean County College and possibly Georgian Court. 2. Capital Project Update – Mr. Ray Savacool, T & M Associates – report submitted in the Board packet. <p>C. Governance Committee – March 17, 2021 – Trustee Suzanne Brennan highlighted the following from the Governance Committee meeting held on March 17:</p> <ol style="list-style-type: none"> 1. The Committee recommends lodging of Stormwater Policy. 2. The Committee reviewed the proposed evaluation language in the president’s employment contract, and were satisfied with the language. 3. The Committee discussed the format and types of information that would be presented at the Board Professional Workshop at this meeting. Trustee Suzanne Brennan thanked Dr. Longo for her informative presentation, and pointed out this information will help to guide the Board’s decision-making process. 4. Retreat/Workshops – The Committee discussed the benefits of holding a retreat in June, and she looks forward to developing an agenda and identifying dates for the retreat. 5. Employee Evaluation Process/Software – The Committee continued to discuss improving the employee evaluation process and received an update on the employee evaluation software options. 		

Topic and Discussion	Votes Taken	Action and Follow-up Actions
<p>D. Audit Committee – March 8, 2021 – No report was given.</p> <p>E. NJCCC Update/ACCT Legislative Summit – Trustee Horl was unable to attend tonight’s meeting, but she provided her update to the Trustees. Dr. Stout reported on the most recent NJCCC meeting, and reported that due to the advocacy of Trustee Horl, our Board and the College community, we are leading in the number of letters to Governor Murphy, advocating for an increase in our State budget allocation.</p> <p>F. Student’s Perspective – Trustee Walker reported on the following:</p> <p>Eleanor Glazewski, our Registrar, sent out a message on my behalf to the entire Brookdale student body to let them know that I represent them. Many students responded, and let me know that their classes are going well. Students were pleased to know that my role exists to represent their voices. Students shared that their professors are terrific and care about their success, and they really appreciate the way that Zoom classes have been handled during the past year.</p> <p>Students mentioned how much they like the Zoom format and hope that it continues, even with in-person classes starting to open up. One student brought up how a computer class offered in the Fall, COMP296, usually allows for about 25 students, but now will only allow about 11 students due to COVID restrictions. This is concerning because it limits students’ chances to be added to the class, which may disrupt their path to graduation. Students think that classes with low seating should also be available in a remote-live option, to accommodate those who are uneasy going to Campus and those who can not get a seat in the live class.</p> <p>Community members have brought up concerns about the new website format. They could not find information on the website regarding COVID restrictions and spectator attendance for sporting events. Brookdale also serves the Community, and it’s important to keep information easily accessible to them to let them know any restrictions and protocols with COVID restrictions in place when visiting Campus.</p> <p>G. Foundation Update – Trustee Abby-White provided an update on the Scholarship Ball which is planned for June 4.</p> <ol style="list-style-type: none"> 1. Honorary Degree Nomination at Commencement 2021 – Trustee Abby-White announced that at this meeting the Board is going to vote to extend an honorary degree to Chaz Bono. Dr. Stout added that Mr. Bono is a regular speaker for the Keys Recovery High School on campus. 2. Distinguished Alumni Awards at Commencement 2021 – Trustee Abby-White announced that the Distinguished Alumni Awards this year will be presented to Kristina and Barton Henderson. 		

Topic and Discussion	Votes Taken	Action and Follow-up Actions
Public Comment on Agenda Items No public comment was made and Ms. Gruskos confirmed that no written public comments were received.		
Review of Consent Agenda <ul style="list-style-type: none"> Any item may be removed from the consent agenda for discussion by any voting member of the Board of Trustees. A. Acceptance of Revised Consent Agenda	A motion to adopt the consent agenda was made by Trustee Rambaud and seconded by Trustee S. Brennan. Motion Passed.	
Approval of Public Business Meeting Minutes A. Approval of Public Business Meeting Minutes – February 23, 2021 B. Approval of Executive Session Meeting Minutes – February 23, 2021	A motion to approve the minutes from the public business meeting held on February 23, 2021 was made by Trustee Ferraro and seconded by Trustee Davis. Motion Passed. Abstentions: Trustee Abby-White A motion to approve the Executive Session Minutes for the meeting held on February 23, 2021 was made by Trustee Rambaud and seconded by Trustee L. Brennan. Motion passed.	

Topic and Discussion	Votes Taken	Action and Follow-up Actions
	Abstentions: Trustee Abby-White	
Consent Agenda A. Approval of Human Resources B. Application of Grants C. Emergency Purchase in Excess of \$36,400 and New Jersey “Pay-to-Play” bids, and Pursuant to the New Jersey “Pay to Play” Process, in Excess of \$17,500 Purchase(s) D. Purchases in Excess of \$36,400 and New Jersey “Pay-to-Play” bids, and Pursuant to the New Jersey “Pay to Play” Process, in Excess of \$17,500 E. Open Invoice Payment Requests for Vendor, Student and Employee Payments F. Monthly Financial Reports G. Capital Project Update	A motion to approve the consent agenda was made by Vice-Chair Kaufmann and seconded by Trustee Richens. Motion passed. YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram NO: None ABSTENTIONS: None	
Monmouth County Workforce Development Incumbent Worker MOU Dr. Stout welcomed Commissioner Director Thomas Arnone, Deputy Director Sue Kiley and Monmouth County Workforce Development Commission representatives, Lawrence Sternbach, Executive Director and Yolanda Taylor, Deputy Director. He explained that this program is a partnership between all of these entities together and Brookdale, managed by our Dean of Continuing and Professional Studies, Dr. Joan Scocco.	A motion to approve by resolution the joint agreement with the Monmouth County Workforce Development Incumbent Worker Training was made by Trustee S. Brennan and seconded by Trustee Walker. Motion passed.	

Topic and Discussion	Votes Taken	Action and Follow-up Actions
<p>Dr. Scocco described that the partnership will provide training to support economic sustainability for county employers and their employees. The goals of the training are to make the business and their employees more competitive, to help prevent potential layoffs, and to upskill the employees.</p> <p>Lawrence Sternbach elaborated that this partnership is about making a commitment to support our business community, especially in light of the economic and health crisis that we are all living through. He said that we are taking this opportunity to pivot towards recovery. He felt that Brookdale offers the perfect partnership in helping them to connect with employers, customizing programs that can meet their needs and providing experienced instructors that can deliver these programs, and enhance the skills of our workforce.</p> <p>Commissioner Sue Kiley, the liaison to the Workforce Development Board, felt privileged to join the meeting tonight and thanked everyone for partnering together to make this program possible.</p> <p>Director Thomas Arnone thanked everyone for working together to make this program available to the businesses in Monmouth County.</p> <p>A. Approval of Monmouth County Workforce Development Incumbent Worker MOU</p>	<p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	
<p>Approval of Dr. Stout's Employment Contract</p>	<p>A motion to approve by resolution to extend employment of Dr. David</p>	

Topic and Discussion	Votes Taken	Action and Follow-up Actions
<p>Chair Cram read the resolution (Attachment A)</p> <p>Trustee Abby-White said as a member of the Board it is an honor to serve with him and was very appreciative of his leadership role at the College.</p> <p>Commissioner Kiley said that she has never met anyone who is more committed, not only to the College, but to the Community. She has been delighted to work with him.</p> <p>Director Thomas Arnone, congratulated Dr. Stout on what he has accomplished since he became president, and the Boards' decision to place him in that seat. He said that all the Commissioners believe that Brookdale is in good hands and that he is making Monmouth County a better place.</p> <p>Dr. Stout thanked the Board not only for the amazing work and relationship they have developed, but also for their vote of confidence in him. He was very appreciative of their constant support, which enables him to be able to do what he does. He acknowledged his incredible colleagues at Brookdale, and noted that nothing is ever done by one person. He appreciates the opportunity to serve this institution. He thanked the Board and the Commissioners for their faith in his abilities to lead the institution.</p>	<p>Stout as President of Brookdale Community College for a three-year term commencing on July 1, 2021 and ending on June 30, 2024 was made by Trustee Richens and seconded by Trustee L. Brennan.</p> <p>Motion passed.</p> <p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	
<p>Acceptance of FY20 Financial Audit</p>	<p>A motion to accept the FY20 Financial Audit was made by Trustee Abby-White and seconded by Trustee Richens.</p> <p>Motion passed.</p> <p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis,</p>	

Topic and Discussion	Votes Taken	Action and Follow-up Actions
	<p>Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	
<p>Authorization to Present to Chaz Bono an Honorary Associate Degree at Commencement 2021</p>	<p>A motion to authorize to present Chaz Bono an Honorary Associate Degree at Commencement 2021 was made by Trustee Walker and seconded by Trustee Davis.</p> <p>Motion passed.</p>	
<p>Approval of Automotive Technician Academic Credit Certificate of Achievement</p> <p>Chair Cram announced that this certificate was approved last month, but due to a typographical error, the resolution needs to be brought forward again for approval. The original resolution indicated that you needed 41 credits to earn the certificate, but 43 credits is necessary to earn the Automotive Technician Academic Credit Certificate of Achievement.</p>	<p>A motion to approve the Automotive Technician Academic Credit Certificate of Achievement was made by Trustee Kaufmann and seconded by Trustee Rambaud.</p> <p>Motion passed.</p> <p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	

Topic and Discussion	Votes Taken	Action and Follow-up Actions
Lodging of 2.2000 Stormwater Management Policy	<p>A motion to lodge policy 2.2000 Stormwater Management Policy was made by Trustee S. Brennan and seconded by Trustee Richens.</p> <p>Motion passed.</p> <p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	
Approval of 2.9003 Social Media Policy	<p>A motion to approve the 2.9003 Social Media Policy was made by Trustee S. Brennan and seconded by Trustee Ferraro.</p> <p>Motion passed.</p> <p>YES: Trustees Abby-White, L. Brennan, S. Brennan, Davis, Ferraro, Kaufmann, Rambaud, Richens, Walker and Chair Cram</p> <p>NO: None</p> <p>ABSTENTIONS: None</p>	
<p>Public Comment –</p> <p>No public comment was made and Ms. Gruskos confirmed that no written public comments were received.</p>		
<p>Old/New Business -</p> <p>No old or new business was discussed.</p>		

Topic and Discussion	Votes Taken	Action and Follow-up Actions
Resolution to Hold a Closed Meeting Mr. Jacobs read the resolution (<i>Attachment B</i>) to hold a closed executive session.	A motion to approve by resolution to hold an executive session was made by Trustee Richens and seconded by Trustee Abby-White.	
Motion to Re-Open the Meeting to the Public	A motion to re-open the meeting to the public was made by Trustee Davis and seconded by Trustee Richens.	
Adjournment Meeting adjourned at 7:44 PM	A motion to adjourn the meeting was made by Trustee Richens and seconded by Trustee Davis.	

Attachment A – Minutes of Board of Trustees Public Business Meeting – March 23, 2021

RESOLUTION OF THE BROOKDALE COMMUNITY COLLEGE BOARD OF TRUSTEES RENEWING THE SERVICES AND RATIFYING EMPLOYMENT AGREEMENT FOR DR. DAVID STOUT

WHEREAS, pursuant to N.J.S.A. 18A:64A-12(e), the board of trustees of a county college is empowered to appoint and fix compensation and term of office of a president of a college, who shall be the chief executive officer of the college and an ex officio member of the board of trustees; and

WHEREAS, as a result of the search process conducted in 2018, the Board of Trustees (“Board”) determined that Dr. David M. Stout (“Dr. Stout”), possessed the necessary skills and qualifications to serve as President of Brookdale Community College (“College”) and to lead the College into the future; and

WHEREAS, Dr. Stout was appointed to the office of President of Brookdale Community College for a three (3) year term on May 15, 2018; and

WHEREAS, as a result of and in recognition of Dr. Stout’s exemplified leadership, vision, extraordinary work ethic and positive performance reviews, the Board has determined that Dr. Stout, possesses the necessary skills and qualifications to continue to serve as President of the College and to lead the College into the future; and

WHEREAS, the Board of Trustees of Brookdale Community College (“Brookdale”) has determined that it is in the best interests of the College, its students, the college community and the residents of Monmouth County to retain Dr. Stout to continue to serve as President of Brookdale; and

WHEREAS, The Board and Dr. Stout have negotiated an Employment Agreement for the extension of the President’s employment for an additional three (3) year term commencing July 1, 2021;

NOW THEREFORE BE IT RESOLVED by the Board of Trustees of Brookdale Community College as follows:

1. The Board of Trustees hereby agrees to extend the employment of Dr. David M. Stout as President of Brookdale Community College for a three (3) year term commencing on July 1, 2021 and ending on June 30, 2024.
2. The Board of Trustees hereby approves and ratifies the Employment Agreement negotiated between the parties upon the terms set forth therein.
3. The Chairman of the Board is hereby authorized and directed to execute and deliver said Employment Agreement on behalf of the Board.

BROOKDALE COMMUNITY COLLEGE

Date adopted: March 23, 2021

BROOKDALE COMMUNITY COLLEGE BOARD OF TRUSTEES

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Brookdale Community College Board of Trustees to be held in public, N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in "Executive Session," i.e. without the public being permitted to attend, and

WHEREAS, the Brookdale Community College Board of Trustees has determined that 6 issues are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance and shall be discussed during an Executive Session to be held on **March 23, 2021 at approximately 7:05 PM** the nine (9) exceptions to open public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box which will be marked when the issues to be privately discussed fall within that exception, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written.

☐ "(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion." The legal citation to the provision(s) at issue is: _____ and the nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

☐ "(2) Any matter in which the release of information would impair a right to receive funds from the federal government." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

☐ "(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is _____

RESOLUTION

Approved: March 23, 2021

☒ "(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body – **update on labor negotiations**

☒ "(5) Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed." The nature of the matter, described as specifically as possible without undermining the need for confidentiality – **a matter concerning the real estate needs to support our student body**

☐ "(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is: **—**

☒ "(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer." The parties to and docket numbers of each item of litigation and/or the parties to each contract discussed are and the nature of the discussion, described as specifically as possible without undermining the need for confidentiality is: **potential litigation with Follett, attorney client privilege on an issue with a contractor and contract negotiations with Monmouth Ocean Foundation, litigation with a student**

☐ "(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting." Subject to the balancing of the public's interest and the employee's privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124 N.J. 478 (1991), the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality.

☐ "(9) Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is a

WHEREAS, the length of the Executive Session is estimated to be 60 minutes after which the public (select one) ☒ meeting of the Brookdale Community College Board of Trustees shall reconvene and immediately adjourn or ☐ reconvene and proceed with business where formal action may be taken.

NOW, THEREFORE, BE IT RESOLVED that the Brookdale Community College Board of Trustees will go into Executive Session for only the above stated reasons; and

BE IT FURTHER RESOLVED that the Brookdale Community College Board of Trustees hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure.

BE IT FURTHER RESOLVED that the Board Secretary, at the present public meeting, shall read aloud enough of this resolution so that members of the public in attendance can understand, as precisely as possible, the nature of the matters that will privately discussed; and

BE IT FURTHER RESOLVED that the Board Secretary, on the next business day following this meeting, shall post this Resolution on the Board website and furnish a copy of this Resolution to any member of the public who requests one at the fees allowed by N.J.S.A. 47:1A-1 et seq.

RESOLUTION
Approved: March 23, 2021