

**CHABOT-LAS POSITAS
COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
REGULAR MEETING**

**MINUTES
October 21, 2008**

PLACE

Chabot-Las Positas Community College District, 5020 Franklin Dr., Pleasanton, California.

CALL TO ORDER

The regular meeting was called to order at 5:00 p.m. by President Vecchiarelli. Recording Secretary Mary Hargiss called the roll. All Board Members were present at the time of roll. The Board immediately adjourned to a Closed Session, which ended at 6:40 p.m. The Board readjoined in Open Session at 6:45 p.m. Recording Secretary Mary Hargiss called the roll. Ms. Morrissey was absent at the time of roll.

ATTENDANCE

Members Present: Dr. Arnulfo Cedillo
 Mrs. Isobel F. Dvorsky
 Mr. Donald L. "Dobie" Gelles
 Dr. Hal G. Gin
 Dr. Alison Lewis
 Dr. Barbara F. Mertes
 Mr. Carlo Vecchiarelli
 Mr. Dayne Nicholls

Members Absent: Ms. Erica Morrissey (absent-ill)

Managers Present: Dr. Joel L. Kinnamon, Chancellor
 Dr. Celia Barberena, President, Chabot College
 Dr. DeRionne Pollard, President, Las Positas College
 Mr. Ken Agustin
 Ms. Lori Benetti
 Ms. Rita Brown
 Ms. Heidi Finberg
 Dr. Eugene Groppetti
 Dr. MaryAnne Gularte
 Mr. Doug Horner
 Mr. Andrew Howe

Dr. Ted Kaye
Mr. Jeffrey Kingston
Mr. Lorenzo Legaspi
Ms. Pamela Luster
Ms. Melinda Matsuda
Ms. Jeannine Methe
Ms. Laura Weaver

Recording Secretary: Ms. Mary Hargiss

Others Present: Mr. Jesus Armas
Ms. Tiffany Breger, President, Associated Students of Las
Positas College
Mr. Greg Daubenmire, President, Las Positas College
Academic Senate
Ms. Cathy Gould, President, District Classified Senate
Mrs. Charlotte Lofft, President, Chabot-Las Positas Faculty
Association
Mr. Patrick Lofft
Dr. Marshall Mitzman
Mr. Justin Reyes, President, Associated Students of Chabot
College
Mr. Mark Smythe, President, S.E.I.U., Local 1021
Mr. Todd Steffan, Las Positas College Classified Senate
Ms. Rachel Ugale, President, Chabot College Classified
Senate

PUBLIC COMMENTS

Mr. Barry Luboviski, Secretary/Treasurer of the Building & Trades Construction Council of Alameda County, requested that the Board consider authorizing negotiations for the coverage of additional projects under the Project Stabilization Agreement. Mr. Luboviski reported that the projects that were already covered went well and that they had met their responsibilities. Mr. Luboviski asked that something be put on the Agenda for November, and that the Council would be prepared to negotiate and hopes that something will be done this year.

Mr. Jesus Armas commended the Board for its leadership with respect to the Eastshore Energy Plant. Mr. Armas reported that he attended the recent Energy Commission meeting which made its final decision to reject the application on a unanimous vote. He indicated that it was his feeling that it was because of the strong leadership and coordinated approach exhibited by the Board of Trustees and the Administration, coupled with the active involvement of the Hayward community.

Dr. Marshall Mitzman invited all Board members to the “Starlight Club”, a fund raiser for the Chabot College Foundation which will take place on November 1, 2008. Dr. Mitzman also made mention that he will be receiving the “Gladiator” Award that evening and would be most honored to see all Board Members as well as everyone from the District. He also apologized for not attending the Candidate Information Session as there was a family emergency.

CONSENT CALENDAR

Mr. Gelles requested that agenda items 3.6 (Volunteer Aide Personnel), 4.4 (Approval of Memorandum of Understanding with University of California Office of The President for the CalTeach Initiative, Chabot College), 5.3 (Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold), 5.4 (Approval of Renewal of Contract with the Chancellor’s Office, California Community Colleges, Chancellor’s Office Tax Offset Program (COTOP), be removed from the consent calendar.

Motion No. 1

Dr. Mertes made a motion, seconded by Mrs. Dvorsky, to approve the consent calendar with the exception of agenda items 3.6, 4.4, 5.3, 5.4.

Motion carried unanimously, 7-0.

The following items were approved on the consent calendar:

General Functions

- 1.7 Approval of Minutes of September 16, 2008 Meeting
- 1.8 Approval of Minutes of October 7, 2008 Meeting

Personnel

- 3.1 Student Assistant Personnel
- 3.2 Classified Personnel
- 3.3 Faculty Personnel
- 3.4 Management Personnel
- 3.5 Professional Specialist and Program Leader Personnel

Educational Services

- 4.1 Approval to Renew Agreement-Carpenters Training Committee for Northern California Work Experience Program for Credit, District

- 4.2 Approval to Renew Agreement-Child Development Training Consortium 2008-2009 Instructional Agreement No. 08-09-4024 with Yosemite Community College District, Chabot College
- 4.3 Approval to Renew Agreement-Child Development Training Consortium 2008-2009 Instructional Agreement No. 08-09-2620 with Yosemite Community College District, Las Positas College
- 4.5 Acceptance of Gift, Chabot College

Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.5 Approval of Renewal of Grant Application from California Department of Education, Child and Adult Care Food Program (CACFP), Chabot College
- 5.6 Approval to Enter into Joint-Use Agreement with Tri-CED Community Recycling for Use of Shared Construction Trade Facilities

Facilities Planning and Development

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for the Temporary Faculty Offices – Sitework, Chabot College

Economic Development/Contract Education

- 7.1 Approval of Master Contract—County of Alameda Social Services Agency-Children's and Family Services, Master Contract No. 900035, District-Economic Development
- 7.2 Approval of Standard Services Agreement—County of Mendocino, District-Economic Development

TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS

Mr. Gelles recognized and thanked Ms. Laura Weaver for her two reports to the Board on the International Students Program. In addition, he recognized the editors of both college newspapers, complimenting them on their controversy as well as their topics.

Dr. Lewis reported that the City of Hayward is having its Volunteer Recognition and Awards Dinner on Thursday, October 30, and that two members of the Chabot College campus are being honored. Dale Wagoner and Nancy Soto are being honored for their contributions to the institution where they work and also to the wider community where they are very much appreciated. She invited anyone who would like to join this event and attend.

Dr. Mertes recognized the nursing faculty at Chabot College. She also commended Chancellor Joel Kinnamon for his participation in a presentation dealing with the program at Valley Care Hospital. Dr. Mertes expressed that she wishes more people could hear the kinds

of involvement and good works being done at our campuses and especially in our nursing program.

Mrs. Dvorsky extended condolences to Dr. Marshall Mitzman on the loss of his Father-In-Law. She also apologized that she would not be able to be at the “Starlight Club” on November 1, as she would be attending the National Trustees Association Annual Convention in New York, along with the Chancellor.

Dr. Gin reported that he missed the October 7, 2008 Workshop because he was in Taiwan and apologized that he missed Ms. Laura Weaver’s presentation on International Students. Dr. Gin also apologized to Dr. Marshall Mitzman because he would not be able to attend the “Starlight Club” in November, as he will be going to China to dedicate the “Gin Memorial Hall” which he indicated is a great occasion to his family.

Dr. Cedillo reported that since the last meeting he had the privilege of attending two conferences. One was a National Summit sponsored the National Association of Latino Elected and Appointed Officials on the “State of Latinos and Education.” The focus was dealing with high school equity and the number of Latinos not graduating. Dr. Cedillo reported that numbers show that one in two Latino students are not graduating, and in some high schools, it is as high as 80%. He reported that he was asked to sit on a committee nationally having to work with high school reform, of which he gladly agreed to do. Dr. Cedillo then reported on his attendance at the Hispanic Association of Colleges and Universities Conference along with Chancellor Joel Kinnamon, and again the focus was what are the best practices for what is working in colleges and universities dealing with the Hispanic-serving institutions. Another focus of this Conference was to see how institutions are dealing with the issue of students transferring on and having the Latino students be successful. Overall, Dr. Cedillo reported that both of the conferences were worth attending and getting to meet other people and seeing what is working for the students. He also indicated that he will keep the Board apprised of these issues.

Mr. Nicholls reported that he is currently working with Nancy Soto, Interim Director, Student Life, to review the Chabot College free speech policy. Recently, there was an incident where a member of the public came on campus and utilized the free speech area for what was considered a “hate speech.” Mr. Nicholls and Ms. Soto are currently working on the policy to revise it so that it is better written to protect the students on campus. Mr. Nicholls also reported that he attended the Proposition 8 Open Forum at Chabot hosted by the Associated Students of Chabot College (ASCC). He indicated that there was quite a turn out, more than what was expected and he was very pleased. Mr. Nicholls also announced that the ASCC will be hosting the Area 1 Board of Trustees Candidate Debate next Tuesday, October 28 at 6 p.m. at the Little Theatre at Chabot College.

Mr. Vecchiarelli commended Ms. Laura Weaver for her presentation at the last Board Workshop and felt that we've finally "turned the corner" with our enrollment of over 200 international students. Mr. Vecchiarelli made note about Agenda Item 4.1 (Carpenters Training Committee for Northern California Work Experience Program for Credit) which he hopes that we get the other piece to the carpentry training program. He indicated that we have the work experience component, but there is also the "Montoya" money and that is the "big pot of gold." "We need to take a closer look at that and look at journeymen courses also."

CHABOT-LAS POSITAS COLLEGES FOUNDATIONS

Las Positas College: Dr. Kaye presented a written report to the Board. He reported that Sybase has again committed to the scholarship program and has increased their donation to \$20,000 for the Fall 2009 semester, which is up from \$15,000 for the last two years. He reported that the foundation received a \$20,000 check from The Wine Group, which is a second installment on their agreement to underwrite the vineyard. Dr. Kaye then reminded the Board of Trustees that a free Family Fun Night is scheduled for Wednesday, October 22 at Super Franks in Pleasanton from 4 p.m. to 7 p.m. Further, he reported that the Board of Directors Annual Retreat and Training on September 18 was very successful. Dr. Kaye closed by introducing the new chairperson for the upcoming 2008-2009 year, Ms. Charlene McKenney.

Chabot College: Ms. Finberg reported that she had the opportunity to attend the Network of California Community College Foundations' Annual Symposium in San Diego, California. Key-note speakers included Dr. Eduardo Pedron, President of Miami Dade College, Dr. Jack Scott, incoming Chancellor of the California Community Colleges, and Dr. Mary Bitterman, who represented the Osher Foundation, who recently made the largest single philanthropic pledge to community colleges in the United States - \$50 million. Chabot College's share of the Osher endowment will fund five \$1,000.00 scholarships for the 2009-2010 year. The theme throughout the three days was that the future of our economy depends on community colleges. Ms. Finberg reported that she served on the Symposium Committee with Richard Talmo and was elected to serve on the Board of Directors for the Network for the coming year. Finally, she reported that the "Starlight Club" scheduled for November 1 is looking at close to 200 attendees. She looks forward to it being a very successful event and will share the details with the Board next month.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES

Mr. Greg Daubenmire, President, Las Positas College Academic Senate, reported that on October 31 and November 1, there will be a workshop by Dr. Vincent Tinto. Dr. Tinto is one of the country's foremost experts in student success and retention. The workshop was

originally scheduled for the first part of October, but that it had to be rescheduled. Mr. Daubenmire reported that it coincided with the Academic Senate Region "B" meeting at Las Positas College on Friday, November 1, 2008. Mr. Daubenmire also congratulated Dr. Pollard on the award she received from her alumni college.

There was no report from Chabot College Academic Senate. Mr. Ming Ho was not present.

PRESIDENTS OF CHABOT, LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATES

Mr. Todd Steffan reported for the Las Positas College Classified Senate. Mr. Steffan announced that Ms. Karen Zeigler is now officially the President for the Classified Senate. Ms. Barbara Stewart, Senator, and William Eddy, Vice President of Activities, have been appointed to the executive council. Lastly, he reported that this week, Las Positas College will be having their Classified Senate Meeting and that Dr. Pollard will be in attendance.

Ms. Rachel Ugale, President, Chabot College Classified Senate, began by thanking Board President Carlo Vecchiarelli and President Celia Barberena for attending the September Classified Senate meeting and for being such gracious advocates. Ms. Ugale apologized for not attending the last Board Workshop, but she was attending the 3CBG Banner Conference. She reported that there was a good turn out of classified staff and thanked Jeannine Methe for encouraging Managers to allow their classified staff to attend. She stressed that it is really important to stay current with technology. Ms. Ugale then reported that she received good feed back about the recent Flex Day and thanked Dr. Barberena for allowing them to plan it. They are looking forward to planning a possible District Staff Development Day sometime in the Spring. Ms. Ugale commended the ASCC for organizing the Proposition 8 Forum. She is looking forward to the Board of Trustees Candidate Debate on Tuesday, October 28, 2008.

Ms. Cathy Gould, President, District Classified Senate, began by thanking Chancellor Joel Kinnamon and the District Administrators who have been extremely supportive in allowing them to have regular meetings and reported that about 50% of the classified staff attend the meetings and participate. Ms. Gould also mentioned that they are trying to design a website on the internet to post their Minutes and Agendas in order to keep everyone informed.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES ASSOCIATED STUDENTS

Ms. Tiffany Breger, President, Associated Students of Las Positas College, submitted a written report to the Board. She reported that they attended the American Student Government Association Conference on September 28 in Washington, DC. They met with

Representatives from Jerry McNerney's office and Ellen Tauscher's office to discuss issues concerning community college students. Some of the topics discussed were Supplementary Educational Opportunity Grants to veteran's issues and distant education courses. Ms. Breger then reported that they attended the California Community College Student Affairs Association Conference October 17th - 19th and again communicated that there were many beneficial workshops where they gained a lot of insight. She went on to announce that their Advisor, the Director of Legislation, and herself will be attending the Student Senate of California Community Colleges General Assembly where they will be passing several resolutions for the statewide student senate, as well as having their own region meeting. Ms. Breger reported that they have had two more workshops for their associated students. One was regarding Team vs. Group and the other was a Mid-Semester Review. She also reported that they will be having a Speed Dating event on October 22. The last Speed Dating event went very well and the Associated Students will be donating \$1 for every student who attends to go towards Breast Cancer Research. Lastly, she reported the next Club Day will be November 5th with the theme of "Giving and Charity" to go along with Thanksgiving.

Mr. Justin Reyes, President, Associated Students of Chabot College, started by thanking Dr. Barberena and Dr. Kinnamon for attending the Proposition 8 Forum. He reported that both sides argued their issues in a respectful and fair tone, and even though there was protesting outside, it went well. Mr. Reyes elaborated on the Board of Trustees Candidate Debate by stating that questions to be asked by both the Associated Students and Classified Senate to both Dr. Mitzman and Mr. Armas will be from their different perspectives. He reported that the ASCC had a very successful vendor appreciation last month. He then thanked President Barberena, Ms. Melinda Matsuda and Ms. Nancy Soto for judging the booths for their Club Day. It was a very successful and lively day. The International Club placed First, Second Place went to the Vietnamese Student Association and Third Place went to MECha. First Place won \$100, Second Place won \$75 and Third Place won \$50. Mr. Reyes further reported that October 29 will be movie night, and they will be picking a movie that goes with the Halloween theme.

GOOD OF THE ORDER

Ms. Charlotte Lofft reported that the Faculty Association has been very saddened at the death of faculty retiree Ken Eberhard who passed away quite suddenly early this month. Ms. Lofft expressed that Mr. Eberhard had served at Chabot College for 39 years and was retired for about 3 or 4 months. Ms. Lofft indicated that there will be a memorial service for him in Room 1904 on October 24 at 2 p.m. and indicated that everyone is welcome to attend. She then went on to follow up with the results of the Eastshore decision. Ms. Lofft pointed out that it was a time when the Faculty Association and the District worked together. She then reiterated Trustee Mertes' remarks about the Chabot College-Valley Care extension campus for the nursing program. Ms. Lofft pointed out that this program

has been a challenge as well as a source of joy to the entire Chabot College community. They have been able to increase the enrollment from 40 to 60 a year, a substantial increase because of the Valley Care campus. Ms. Lofft then pointed out that Trustee Barbara Mertes and Dr. David Mertes were actively involved in some of the legislative changes that came about that affected merit-based admission into the program. She then thanked them for all of their involvement. Ms. Lofft also announced that the nomination of Dr. Susan Cota to the Alameda County Women's Hall of Fame is almost done. The deadline date to submit the application is the end of the year.

Mr. Mark Smythe reported that he attended the Proposition 8 Forum at Chabot College and echoed that it was very well put together. He also reported that he has the privilege to be on the hiring committee for the new HR Director. Mr. Smythe expressed that the committee is an outstanding group and feels confident that the next HR Director will be a good one because of the effort the committee is putting into the process.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES

Dr. Pollard submitted a written report to the Board. She reported that this month's theme at the college is "Student Learning." Dr. Pollard then drew attention to the college's Forensic Team, "The Talk Hawks" and how they were awarded First Place honors for the Community College Sweepstakes trophy and finished in Fourth Place behind Arizona State University, CSU Long Beach, and University of Pacific. The Hawks also brought home fourteen individual awards in that tournament. She also referenced their performance at the 2008 Santa Rosa Invitational Speech Debate Tournament, and how they topped every school in the competition and walked away with seventeen awards in the twenty events they entered. Dr. Pollard then reported that the Mass Communication students won twenty awards of their own at the NorCal Journalism Association of Community Colleges Convention which was held at San Jose University. The students' collective work was also recognized for General Excellence in two categories: Tabloid and Online. Dr. Pollard then congratulated all the students for their accomplishments and gave a special thank you to their instructors for all their work preparing the teams. Dr. Pollard then expressed the importance of the relationship that exists between the curriculum and co-curricular activities and how they work so well together. She stressed the importance of the class room experiences with the experiences outside of that environment and how they are "coupled together."

Dr. Pollard then expressed "kudos" to the following:

- Nancy Wright and Andrea Alvarado for leading the efforts to plan another successful Major Exploration Faire.
- Dr. Neal Ely, Teri Donat, and Rita Carson for their work to organize and oversee plans for our first Allied Health Field Day.

- Nicole Huber, Cheryl Rothman, Martha Konrad, Sylvia Rodriguez, and Laurel Jones for their role in publishing another exciting and informative edition to our class schedule.
- Cindy Balero and Sean Day for the dedication, support, and enthusiasm they display in their work with our International Students Program.
- The Psychology Club for publishing their informative and well-designed newsletter, “Brain Break.”

Dr. Pollard then reported that on October 31 and November 1, Dr. Vincent Tinto will lead the campus community through an Institute on Student Success. His keynote address will be “Student Success is Everyone’s Business”, which directly reflects this month’s theme of student learning at the College. Dr. Tinto will be working with the College to utilize its own data to present opportunities for building new alliances across campus. Dr. Tinto will also be working with the faculty to develop strategies that would be most effective in dealing and working with the student population. Dr. Pollard then reported how the College is working very diligently on their Accreditation Report. She commended the work that faculty and staff is putting into the effort. Dr. Pollard also previewed next month’s topic and stressed that “Governance” will be the theme and how the College is widely publicizing their Agenda so that people will know about the governance activities that are taking place and that they are open for everyone to attend. Lastly, Dr. Pollard offered good wishes to Vice President of Student Services, Pam Luster, who will be away for the next several months and stressed how her leadership and presence will be missed on campus.

Dr. Barberena submitted a written report to the Board. She reported that she has been away in Los Angeles, participating in an accreditation of El Camino College. Dr. Barberena then went on to report about the Proposition 8 Forum which was presented by the Associated Students. Dr. Barberena commended the Associated Students for taking on the effort and presenting such a controversial topic with decency and respect. Dr. Barberena thanked Chancellor Joel Kinnamon for attending. Dr. Barberena went on to report that the dedication of the new softball field will be on October 26. She invited all the members of the Board to attend. Dr. Barberena then turned the focus to the College’s newspaper, “The Spectator”, thanking Trustee Gelles for his compliments, enthusiasm and encouragement to the students at both Colleges. She then went on to report that “The Spectator” earned eight Regional Awards from the NorCal Journalism Association of Community Colleges Convention in San Jose. Dr. Barberena reported that Chabot College sent nine students to the Forensics Tournament in Santa Rosa and four students returned with honors, including First Place in Parliamentary Debate. Lastly, Dr. Barberena pointed out the increase in enrollment of on-line classes and how they have progressively gone up.

Dr. Cedillo apologized for not being able to be at the dedication of the new softball field, but indicated that he has seen it within the last week and said it was “phenomenal!” He

questioned the location of the soccer field. Dr. Barberena stated “It will be located where it was before.” She indicated that is a promise she made to P.E. faculty and intends to keep that promise. Dr. Cedillo then congratulated Dr. Barberena on a great job with the softball field.

CHANCELLOR’S REPORT

Dr. Kinnamon touched on the economy, indicating that Vice Chancellor Lorenzo Legaspi will be providing the Board information on investments at a future date. Mr. Legaspi will be outlining where investments have been placed for the Measure B Bonds. Dr. Kinnamon then assured the Board that even though there have been some Districts that have faced issues with the recent “melt-down” in the economy, we haven’t faced those issues and feels confident in the investments we’ve made. Dr. Kinnamon then reported on the HACU Conference he recently attended in Denver, Colorado, stating it was very insightful and left him walking away with a lot of ideas. In Addition, he reported on the Annual Umoja Conference in San Diego. Dr. Kinnamon commended Chabot College for the manner in which they handled the controversial issue of Proposition 8, and indicated that by having the Forum, they helped to “turn down the heat” and very effectively helped people exchange views. He commented that the exchange of ideas is a key role of educational institutions and that he is glad we are in an environment that allows us to exchange ideas. He commended the Board for their leadership role in the Eastshore Power Plant. Dr. Kinnamon then stated that we continue to have issues from the passage of Proposition 209 and we are striving to find ways to address the needs of our community and organization while working within the guidelines of Proposition 209.

Mr. Gelles then asked when the Community Report will be going out on the Bond facilities projects. Dr. Kinnamon responded that the report target date is December.

VOLUNTEER AIDE PERSONNEL

Mr. Gelles asked that this agenda item be pulled from the consent calendar to comment on the progress of this item. Mr. Gelles asked Dr. Gularte if any background checks have been rejected before bringing them to the Board for approval, to which Dr. Gularte responded affirmatively.

Motion No. 2

Mr. Gelles made a motion, seconded by Dr. Mertes, to approve the Volunteer Aide Personnel.

Motion carried unanimously, 7-0.

APPROVAL OF MEMORANDUM OF UNDERSTANDING—UNIVERSITY OF CALIFORNIA OFFICE OF THE PRESIDENT FOR THE CALTEACH INITIATIVE, CHABOT COLLEGE

Mr. Gelles asked that this agenda item be pulled from the consent calendar to compliment everyone involved in preparing this Memorandum of Understanding.

Motion No. 3

Mr. Gelles made a motion, seconded by Ms. Dvorsky, to approve the proposed memorandum of understanding with the University of California Office of the President for the CalTeach Initiative, Chabot College, for the period January 1, 2009 through June 30, 2009. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute this memorandum of understanding and any future augmentations or amendments to the MOU on behalf of the District.

Motion carried unanimously, 7-0.

APPROVAL OF DECLARATION OF SURPLUS PROPERTY TO BE SOLD AT PRIVATE SALE AND DONATION OR DISPOSAL OF ANY ITEMS NOT SOLD

Mr. Gelles asked that this agenda item be pulled from the consent calendar to question when items are listed, is there an age-frame that is used to keep track of what money is made from the sale? What percentage is sold to staff, who gets first right of refusal? Also, who keeps track of the value, what gets thrown away, or what gets sold? Mr. Legaspi stated that there is a dollar amount and it is kept track within the inventory system. As we bring in new furniture, we value that, and as we surplus out, we deduct that, so we have an ongoing value of all the assets within the District.

Motion No. 4

Mr. Gelles made a motion, seconded by Mrs. Dvorsky, to approve the items surplus to the needs of the District and that the Chancellor be authorized to dispose of the same via private sale in accordance with Board Policy 3212 and that the funds derived from the sale be placed in the General Fund of the District. Further, any items that are not sold by private sale be donated to charitable organizations or disposed of by District personnel in accordance with California Education Code Section 81452.

Motion carried unanimously, 7-0.

APPROVAL OF RENEWAL OF CONTRACT WITH THE CHANCELLOR'S OFFICE, CALIFORNIA COMMUNITY COLLEGES, CHANCELLOR'S OFFICE TAX OFFSET PROGRAM (COTOP)

Mr. Gelles asked that this agenda item be pulled from the consent calendar to question the fees we collect from the students. He asked about the period of time we give them to pay the debt. Mr. Legaspi responded that we allow them one year to pay the debt. If we have not heard from them for one year, then we send the information to the Program.

Motion No. 5

Mr. Gelles made a motion, seconded by Ms. Dvorsky, to approve the renewal of contract with the State Chancellor's Office for implementation of the Chancellor's Office Tax Offset Program for the period October 1, 2008 through December 29, 2009. It is further recommended that the Board authorize the Chancellor to execute the contract on behalf of the District.

Motion carried unanimously, 7-0.

ADOPTION OF RESOLUTION NO. 04-0809 – AUTHORIZATION FOR DESIGNATION OF SIGNATURE AGENTS

Mr. Gelles questioned if anyone has been added. Mr. Legaspi responded that this is the standard format language and same positions.

Motion No. 6

Mr. Gelles made a motion, seconded by Dr. Gin to adopt Resolution No. 04-0809 authorizing the Board of Trustees and designated agents of the District to sign orders drawn on funds in its behalf as outlined in Education Code Section 85232.

Adopted by the following roll call vote:

AYES:	Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
NOES:	None
ABSENT:	None
ABSTENTIONS:	None

ADOPTION OF RESOLUTION NO. 05-0809 – ACCEPTANCE OF AWARD WITH THE DEPARTMENT OF REHABILITATION, LAS POSITAS COLLEGE

Motion No. 7

Dr. Gin made a motion, seconded by Dr. Mertes to adopt Resolution No. 05-0809 – Acceptance of Award with the Department of Rehabilitation in the amount of \$6,289 for the period July 1, 2008 through June 30, 2009, Las Positas College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the award document on behalf of the District.

Adopted by the following roll call vote:

AYES: Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
NOES: None
ABSENT: None
ABSTENTIONS: None

APPROVAL OF CONTRACT MODIFICATION TO EXISTING DESIGN CONTRACT WITH HMC ARCHITECTS FOR THE DENTAL CLINIC MODERNIZATION, BUILDING 2200 HEALTH SCIENCES AT CHABOT COLLEGE

Motion No. 8

A motion was made by Dr. Gin, seconded by Dr. Mertes to approve the Contract Modification to the Existing Design Contract with HMC Architects of San Jose, CA for the Dental Clinic Modernization, Building 2200 Health Sciences at Chabot College in an amount not to exceed \$34,000. It is further recommended that the Board of Trustees authorize the Vice Chancellor, Business Services, to execute the amendment to the contract on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

APPROVAL OF AWARD OF CONTRACT WITH CONSTRUCTION INSPECTION SERVICES, INC. FOR DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE INFORMATION TECHNOLOGY BUILDING AT LAS POSITAS COLLEGE

Motion No. 9

Dr. Gin made a motion, seconded by Mrs. Dvorsky to approve the award to Construction Inspection Services, Inc. of Pacifica, CA for Division of State Architect (DSA) Inspection Services for the Information Technology Building at Las Positas College in an amount not to exceed \$145,860. It is further recommended that the Board authorize the Vice

Chancellor, Business Services, to execute the agreement and any future augmentations or amendments to the agreement on behalf of the District. Funding: Measure B Bond Funds

Motion carried unanimously, 7-0.

APPROVAL OF AWARD OF BID NO. 08-12, INFORMATION TECHNOLOGY BUILDING, LAS POSITAS COLLEGE

Motion No. 10

Dr. Gin made a motion, seconded by Dr. Mertes, to approve the award of Bid No. 08-12, Information Technology Building, Las Positas College to Pencon, Inc. of Livermore, CA, in an amount not to exceed \$5,130,761. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement and any future augmentations or amendments to the agreement on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

Dr. Lewis commented that she was pleased that the address and location of the winner of the bid was listed. She also expressed that she was glad when someone local wins the bid. Mr. Gelles also expressed his pleasure that someone local was chosen. Mr. Gelles then asked if we had used this vendor previously. Mr. Kingston responded that in this District, we have not, but they are well known throughout the area.

APPROVAL OF AWARD OF CONTRACT WITH ABC INSPECTION SERVICES FOR DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES FOR THE CHILD DEVELOPMENT CENTER, LAS POSITAS COLLEGE

Motion No. 11

Dr. Gin made a motion, seconded by Mrs. Dvorsky to approve the award to ABC Inspection Services of Stockton, CA for Division of State Architect (DSA) Inspection Services for the Child Development Center at Las Positas College in an amount not to exceed \$176,750. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement and any future augmentations or amendments to the agreement on behalf of the District. Funding: Measure B Bond Funds

Motion carried unanimously, 7-0.

FACILITIES PLANNING AND MANAGEMENT REPORT

Mr. Kingston reported that the Citizens' Oversight Committee (COC) report was mailed today to the Board of Trustees and the Committee Members and it will also be available on the website to the public. The next meeting is scheduled for October 28, 2008 at Chabot College. There will be a tour at 5:30 p.m. of the facilities that are either completed or in construction and the actual meeting to follow at 6:30 p.m.

APPROVAL OF REVISED CITIZENS BOND OVERSIGHT COMMITTEE FOR MEASURE B

Dr. Kinnamon reported that there was a provision in the by-laws for the Oversight Committee and the breakdown of what the committee makeup is to be. There are three individuals that have recently stepped down and two are listed this evening as Gordon Galvin (Foundation) and John Sailors (Seniors). We have vacancy slots that we need to fill and he is recommending Richard Valle of Union City and Felix Galavez who is with the Hispanic Chamber of Alameda County. Mr. Gelles questioned the minimal membership. He then asked if the maximum amount is fifteen. Dr. Kinnamon responded that we have been operating at the minimal level and has discussed this with the Oversight Committee, and has expressed his wishes that we grow to the higher number because there is often the worry about having a quorum. Mr. Gelles expressed that he would like to see the numbers expanded to the maximum. Dr. Lewis expressed that she has been happy with the Committee since the day it was formed. She expressed that she would be happier if the gender balance could be looked at. Dr. Kinnamon indicated that is something he is looking at. Mrs. Dvorsky commented that she has sat on an Oversight Committee in the past and it is a very intense experience and commends the Chancellor for his guidance.

Dr. Mertes commended the Economic Development Department for their work and outreach.

Motion No. 12

Dr. Kinnamon made a motion, seconded by Mr. Gelles to approve the Revised Citizens Bond Oversight Committee for Measure B as follows:

New Members

Felix Galaviz – Community At Large

Richard Valle – Foundation

Continuing Members

Byron Kamp – Community

Dale Kaye – Business Community

Patrick Lofft – Taxpayers Association

Justin Reyes – Chabot College Student

Sudharsan Dwaraknath – Las Positas College
Student

Discontinuing Members

Gordon Galvan – Foundation

John Sailors – Seniors

Motion carried unanimously, 7-0.

ADJOURNMENT

Motion No. 13

Mrs. Dvorsky made a motion, seconded by Dr. Gin, to adjourn the Regular Meeting at 8 p.m.

Motion carried unanimously, 7-0.

NEXT MEETING

The next Board Meeting is scheduled for Tuesday, November 18, 2008 at Chabot College. Mr. Vecchiarelli noted that November 4, 2008 is Election Day and reminded everyone to vote.

Minutes completed by:

Mary Hargiss

Secretary, Board of Trustees
Chabot-Las Positas Community College District