



OFFICIAL COPY
CHABOT-LAS POSITAS
COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES
REGULAR MEETING
November 13, 2012—5:00 P.M.

Chabot College, 25555 Hesperian Blvd., Hayward, CA
Board Room (Building 200)

1.0 GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

1.1 5:00 P.M. OPEN SESSION
CALL TO ORDER AND ROLL CALL*

1.2 PUBLIC COMMENTS

The Board requests that the public speak at this time. Any person wishing to address the Board on any Closed Session matter of concern is requested to complete a "Request to Address the Board of Trustees" card and file it with the Recording Secretary of the Board prior to start of the meeting. Individuals will be called upon to speak by the presiding officer. The Board cannot act on or discuss items not listed on the agenda.

1.3 CLOSED SESSION—Personnel, Collective Bargaining and Possible Litigation

- a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Names of Case: Joel Kinnamon v. Chabot-Las Positas CCD [Government Code §54956.9(a)]**
- b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant Exposure to Litigation: One Potential Case (Government Code Section 54956.9)**
- c. PUBLIC EMPLOYEE(S) EVALUATION/DISCIPLINE/ DISMISSAL/RELEASE (Government Code Section 54957)**
- d. CONFERENCE WITH REAL PROPERTY NEGOTIATORS: One (1) Matter (Government Code Section 54956.8)**
- e. PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: Interim Chancellor (Government Code Section 54957)**

***Board meeting will immediately adjourn to a Closed Session to end at 6:30 p.m. If business is not concluded by 6:30 p.m., the Board will reconvene to the Regular Meeting and recess the Closed Session until the end of the meeting.**

- 1.4 **6:30 P.M.—OPEN SESSION-**
CALL TO ORDER AND ROLL CALL
- 1.5 **PLEDGE TO FLAG**
- 1.6 **PUBLIC COMMENTS**
The Board requests that the public speak at this time. Any person wishing to address the Board on any matter of concern is requested to complete a “Request to Address the Board of Trustees” card and file it with the Recording Secretary of the Board prior to the start of the meeting. Individuals will be called upon to speak by the presiding officer. The Board cannot act on or discuss items not listed on the agenda.
- 1.7 **APPROVE CONSENT ITEMS (cc)**
Consent Calendar items are designated by “cc” and are expected to be routine and non-controversial. They will be acted upon by the Board of Trustees on a single motion without discussion. Any member of the Board or Public may request that an item be removed from this section for later discussion.
- (cc) 1.8 Approval of Minutes of October 16, 2012 Regular Meeting
- 1.9 **PRESENTATION: Accountability Reporting for Community Colleges (ARCC)**
- 1.10 **PRESENTATION: 2012-13 Budget Update**
- 2.0 REPORTS**
- 2.1 Trustee Reports and/or Official Communications
- 2.2 Chabot-Las Positas Colleges Foundations
- 2.3 Presidents of Faculty Senates-Chabot College and Las Positas College
- 2.4 Presidents of Classified Senates-Chabot College, Las Positas College and District
- 2.5 Presidents of Associated Students-Chabot College and Las Positas College
- 2.6 Presidents of Chabot College and Las Positas College
- 2.7 Interim Chancellor
- 2.8 Recognitions
- 3.0 PERSONNEL**
- (cc) 3.1 Classified Personnel
- (cc) 3.2 Management Personnel
- (cc) 3.3 Faculty Personnel

4.0 EDUCATIONAL SERVICES

- (cc) 4.1 Acceptance of Gifts, Las Positas College
- (cc) 4.2 Approval of Agreement Renewal–Child Development Training Consortium 2012-2013 Instructional Agreement No 12-13-2620 with Yosemite Community College District, Las Positas College
- (cc) 4.3 Acceptance of Grant Renewal–Career Technical Community Collaborative Programs, Grant Agreement No. 12-140-482, Chabot College

5.0 BUSINESS SERVICES

- (cc) 5.1 Approval of Commercial Warrant Registers
- (cc) 5.2 Approval of Payroll Warrant Registers
- (cc) 5.3 Approval of Budget Transfers 3.D.1
- (cc) 5.4 Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold
- (cc) 5.5 Approval of Agreement Renewal – The Foundation for California Community Colleges, State of California Bureau of Automotive Repair Smog Referee and Student Training Program, Las Positas College

6.0 FACILITIES PLANNING AND DEVELOPMENT

(No Items)

7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION

- (cc) 7.1 Approval of Renewal of Standard Services Agreement– County of Mendocino, Health and Human Services Agency for Foster and Adoptive Care Training, District-Economic Development
- (cc) 7.2 Approval of Contract– County of Lake, Department of Social Services for Foster and Adoptive Training, District-Economic Development
- (cc) 7.3 Approval of Nonfinancial Cooperative Agreement – U.S. Department of Labor, Occupational Safety and Health Administration for an OSHA Training Institute Education Center, District-Economic Development

8.0 INFORMATION AND DISCUSSION ITEMS (No action)

- 8.1 Informational Personnel Reports

9.0 OTHER ACTION ITEMS

(No Items)

10.0 CLOSED SESSION—(Government Code Section 54954.5)

- 10.1 Personnel
- 10.2 Collective Bargaining
- 10.3 Possible Litigation

11.0 ADJOURNMENT

12.0 NEXT MEETING OF THE BOARD OF TRUSTEES
December 4, 2012, 6:30 p.m., District (Organizational Meeting)

Any person with a disability may request this agenda be made available in an appropriate alternative format. A request for a disability-related modification or accommodation may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting to the Chancellor's Office, 5020 Franklin Drive, Pleasanton, 925-485-5207, between 8:00 a.m. and 5:00 p.m. at least 48 hours before the meeting.

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 3.1

Subject: Classified Personnel

Recommended Action: That the Board of Trustees approves the following Classified Personnel.

I. ASSIGNED TO CHABOT


A. Change to District Classification Plan

Add new classification Grant Project Coordinator, Hayward Promise Neighborhood (2CMA06) Chabot College, Range 45, 100% 12 months, effective 11/14/12.
(Position is grant funded and, therefore, subject to annual renewal.)

II. ASSIGNED TO LAS POSITAS

A. Employment

Miliaccio, Andrea M., Academic Services Scheduling Specialist II (3CIN23), 100%, 12 months/year, Range/Step 37/1, \$4,049.50/month, effective 11/26/12.


Submitted: Wyman M. Fong/Date

11/7/12


Approved: Judy E. Walters/Date

11/8/12

APPROVED

DISAPPROVED

TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 3.2

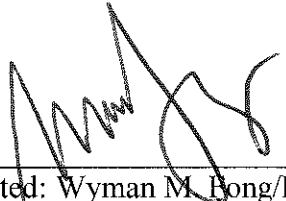
Subject: Management Personnel

Recommended Action: That the Board of Trustees approves the following Classified Personnel.

I. ASSIGNED TO CHABOT COLLEGE

A. Interim Employment

Wagoner, Dale J., Interim Vice President, Academic Services (2AIN04), Range/Step 21/6, \$12,909.25/month, effective 11/14/12 to 6/30/13, or until the position is filled, whichever is less.

 11/7/12
Submitted: Wyman M. Bong/Date

 11/8/12
Approved: Judy E. Walters/Date

APPROVED

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CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 3.3

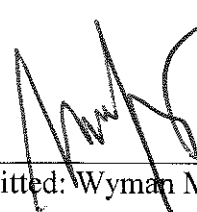
Subject: Faculty Personnel

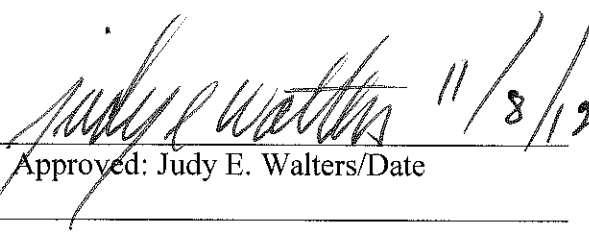
Recommended Action: That the Board of Trustees approves the following Faculty Personnel.

I. ASSIGNED TO CHABOT COLLEGE

A. Leave of Absence

Papas, Nicole R., Instructor, Dental Hygiene (2FHS01), unpaid leave of absence for Spring 2013, pursuant to Article 11 of the Agreement between Chabot-Las Positas Community College District and Chabot-Las Positas Faculty Association.

 11/7/12
Submitted: Wyman M. Fong/Date

 11/8/12
Approved: Judy E. Walters/Date

APPROVED

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CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

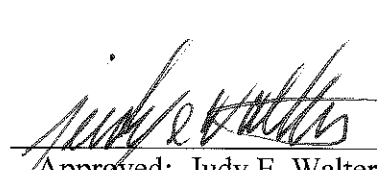
Agenda Item: 4.1

Subject: Acceptance of Gifts – Las Positas College

Recommended Action: That the Board of Trustees accepts the following proposed gifts:

- One (1) conference table in good condition and valued at \$450.00 by the donor; to be used in an appropriate space at Las Positas College. Donated by Mr. Randy Turley, a member of the community and father of a Las Positas College Student.
- One (1) Servo Brand CNC Vertical Mill (Serial No. 11697) in excellent condition and valued at \$7,500 by the donor, to be used in the Automotive and Welding Technology Program at Las Positas College. Donated by Morpho Detection, Inc., 7151 Gateway Boulevard, Newark, CA.
- Miscellaneous tools and supplies to be used by students in the Automotive Laboratories at Las Positas College: 1 case transmission fluid, 1 case engine oil, 3 bottles power steering fluid, 4 screwdrivers, 1 hammer, 2 ratchets, 1 set wheel chocks, and 2 oil drain pans. Donated by Jeremiah Bodnar


Submitted: Jeffrey M. Kingston/Date 11/7/12


Approved: Judy E. Walters/Date 11/8/12

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 4.2

Subject: Approval of Agreement Renewal – Child Development Training Consortium 2012-2013 Instructional Agreement No. 12-13-2620 with Yosemite Community College District, Las Positas College

Background: Las Positas College has received a program renewal for the Child Development Training Consortium (CDTC) 2012-2013 Instructional Agreement No. 12-13-2620 with the Yosemite Community College District (YCCD). The program allows the College to generate up to 500 units of college credit by enrolling students in courses required by the California Commission on Teacher Credentialing to obtain a new or renew a currently held Child Development Permit. As these courses do not generate state apportionment, the agreement provides the College with \$25 per enrolled unit of coursework, not to exceed a total of \$12,500.


The College has been continuously involved with the YCCD/CDTC and has received an annual renewal since 1993.

The proposed agreement renewal is for the period September 1, 2012 through June 30, 2013.

Past Board of Trustees actions include agreement approvals on October 18, 2011, under item 4.5; November 16, 2010 under item 4.5; October 20, 2009 under item 4.2; October 21, 2008 under item 4.3; October 16, 2007 under item 4.4; November 16, 2006 under item 4.4; January 17, 2006 under item 4.1; and October 19, 2004 under item 4.1.

Recommended Action: That the Board of Trustees approves the proposed renewal agreement for the Child Development Training Consortium 2012-2013 Agreement No. 12-13-2620 with Yosemite Community College District, Las Positas College, in the amount not to exceed \$12,500 for the period of September 1, 2012 through June 30, 2013. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.


Submitted: Jeffrey M. Kingston/Date 11/7/12


Approved: Judy E. Walters/Date 11/8/12

APPROVED

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CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 4.3

Subject: Acceptance of Grant Renewal - Career Technical Community Collaborative Programs, Grant Agreement No. 12-140-482, Chabot College

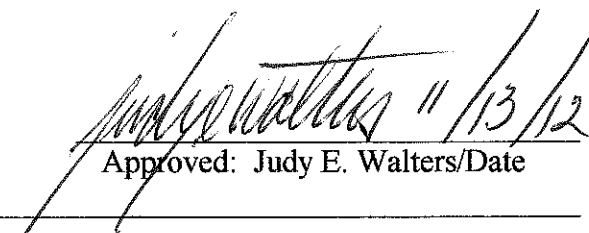
Background: Chabot College applied for and was awarded a renewal grant for the Career Technical Community Collaborative Programs Grant in the amount of \$387,023 to continue the work that began with initial SB70 grant funding, which was awarded to Chabot College in June 2008.

New funding will allow activities to extend another 24 months and continue the work of building a strong Career & Technical Education (CTE) Community Collaborative Partnership, which includes Chabot College, Las Positas College and K-12 schools, ROP's, Adult Schools Business & Industry, and Centers for Economic Development within the CLPCC service areas. Project activities will take place between November 1, 2012 and November 30, 2014. Activities include: Career exploration development for 7th & 8th graders; Establish and/or strengthen existing programs in the 15 industry sectors identified by the California Department of Education with specific focused attention on the Health, Engineering & Business Sectors; Grant activities will include: developing model programs, articulating course work, aligning curriculum, and developing advisory committees to link education with business, industry and labor; Offer Teacher and Faculty Externships with Business and Industry; and offer CTE professional development opportunities.

The Board of Trustees has previously approved the Career Technical Community Collaborative Project on February 21, 2012 under item 4.2 for \$411,350; April 19, 2011 under item 4.2 for \$400,000; and April 21, 2009 under item 4.2 for \$400,000.

Recommended Action: That the Board of Trustees approves the proposed Career Technical Community Collaborative Programs Grant Renewal Agreement No. 12-140-482, Chabot College in the amount of \$387,023 for the period November 1, 2012 through November 30, 2014. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

 11/7/12
Submitted: Jeffrey M. Kingston/Date

 11/13/12
Approved: Judy E. Walters/Date

APPROVED

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TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 5.1

Subject: Approval of Commercial Warrant Registers

Recommended Action: That the Board of Trustees approves the following Commercial Warrant Registers as indicated.

<u>Date</u>	<u>Register Pages</u>	<u>Warrant Numbers</u>	<u>Amount</u>
10/1/2012	215 - 225	171904 - 172153	\$ 749,560.36
		Commercial Warrants	
	226 - 227	172154 - 172155	79,307.62
		Commercial Warrants	
228 - 229	172156 - 172175	1,566,176.52	
	Commercial Warrants		
230 - 231	172176		227,936.14
		Commercial Warrants	
		Commercial Warrants	
10/5/2012	232 - 238	172177 - 172312	335,636.37
		Commercial Warrants	
	239 - 241	172313 - 172344	379,300.71
		Commercial Warrants	
242 - 243	172345		365.75
		Commercial Warrants	
244 - 253	172346 - 172500		
		192001 - 192064	39,978.60
		Commercial Warrants	
10/12/2012	254	1700873, 171238	(192,033.00)
		Canceled Warrants	
	255	171449	(893.38)
		Canceled Warrant	
	255	170961	(500.00)
		Canceled Warrant	

Agenda Item: 5.1
 November 13, 2012
 Page 2

<u>Date</u>	<u>Register Pages</u>	<u>Warrant Numbers</u>	<u>Amount</u>
10/12/2012	256 - 261	192065 - 192169 Commercial Warrants	\$ 932,637.79
	262 - 263	192170 Commercial Warrants	\$ 1,742.68
	264 - 265	192171 - 192187 Commercial Warrants	309,043.97
	266 - 267	192188 - 192189 Commercial Warrants	169,713.74
10/19/2012	268 - 273	192190 - 192311 Commercial Warrants	335,543.55
	274 - 275	192312 Commercial Warrants	866.09
	276 - 278	192313 - 192358 Commercial Warrants	2,036,300.51
	279 - 280	192359 Commercial Warrants	1,276.93
10/31/2012	M-10	00003152 - 00003166 Manual Warrants	506,168.66
TOTAL			<u>\$ 7,478,129.61</u>

L. Legaspi 11.8.12
 Submitted: Lorenzo Legaspi/Date

Judy E. Walters 11/8/12
 Approved: Judy E. Walters/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

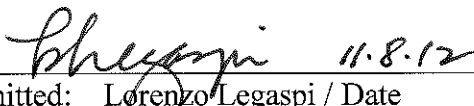
Agenda Item: 5.2

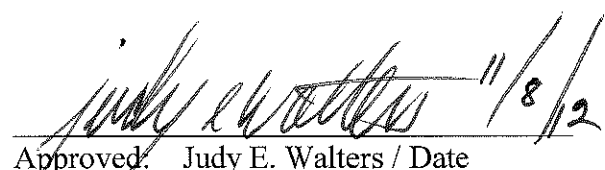
Subject: Approval of Payroll Warrant Registers

Recommended Action: That the Board of Trustees approves the following Payroll Warrant register as indicated:

Regular Monthly Payroll:

October Payroll Warrant Total = \$3,994,024.20


Submitted: Lorenzo Legaspi / Date


Approved: Judy E. Walters / Date

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CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

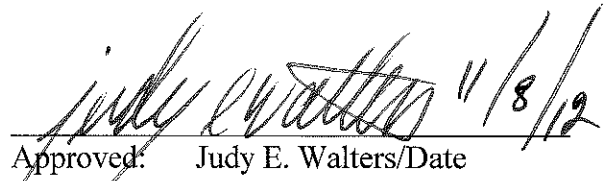
November 13, 2012

Agenda Item: 5.3

Subject: Approval of Budget Transfers 3.D.1

Recommended Action: That the Board of Trustees approves the budget transfers from July 2012 through September 2012; and further that the Director of Business Services is authorized to submit to the County Superintendent of Schools.

 11-8-12
Submitted: Lorenzo Legaspi/Date

 11/8/12
Approved: Judy E. Walters/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 5.4

Subject: Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold

Background: The District will dispose of personal property that is surplus to the instructional or administrative needs of the District. In this case, the current listing includes surplus from Chabot College. When saleable, items will be sold to employees or at auction to the highest bidder. All items are sold or donated in "as is" condition. As standard procedure, notices are sent to the following Districts in our local service area:

- Pleasanton USD
- Dublin USD
- Livermore Valley Joint USD
- Hayward USD
- San Leandro USD
- San Lorenzo USD
- Castro Valley USD
- Newark USD

Any remaining items that cannot be sold or donated will be marked for proper disposal.

Recommended Action: That the Board of Trustees approves the proposed 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 staff in accordance with California Education Code Section 81452.

Lorenzo Legaspi 11.8.12 *Judy E. Walters* 11/8/12
Submitted: Lorenzo Legaspi/Date Approved: Judy E. Walters/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 5.5

Subject: Approval of Agreement Renewal – The Foundation for California Community Colleges, State of California Bureau of Automotive Repair Smog Referee and Student Training Program, Las Positas College

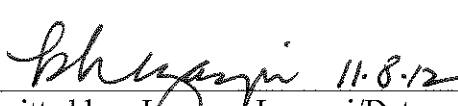
Background: Las Positas College has a successful auto technology program. The Foundation for California Community Colleges (FCCC) has operated the State of California’s Bureau of Automotive Repair (BAR) Smog Referee and Lane Technician Training Program on the campus for more than five years. The program provides referees to hear consumer complaints and to negotiate reasonable results in those disputes and to train student technicians to perform necessary technical services in the State’s Smog Check program.

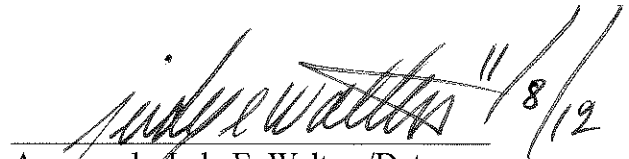
This agreement would continue the BAR’s Smog Referee and Student Technician Training Program, combining public service to the community and a training program for students enrolled at the College. In addition, the FCCC will pay \$1,000 per month as a licensing fee for the use of the facilities at the College.

The term of the proposed renewal is July 20, 2012 through June 30, 2015.

Past actions by the Board of Trustees include approval of the original agreement on April 15, 2003 under item 4.7.b and approval of renewals on January 18, 2005 under item 4.4; February 21, 2006 under item 4.2; November 14, 2006 under item 4.5; and October 16, 2007 under item 4.4.

Recommended Action: That the Board of Trustees approves the proposed renewal agreement with The Foundation for California Community Colleges, State of California Bureau of Automotive Repair Smog Referee and Student Training Program at Las Positas College from July 20, 2012 through June 30, 2015. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the renewal agreement on behalf of the District.


Submitted by: Lorenzo Legaspi/Date


Approved: Judy E. Walters/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 7.1

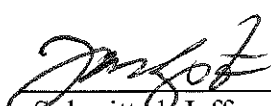
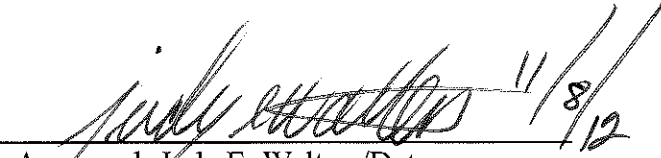
Subject: Approval of Renewal of Standard Services Agreement - County of Mendocino, Health and Human Services Agency for Foster and Adoptive Care Training, District-Economic Development

Background: Mendocino County’s Health and Human Services Agency wishes to contract with Chabot-Las Positas Community College District’s Economic Development Department to provide training to group home providers, foster family agencies and Health and Human Services Agency staff located in Mendocino County.

This will be the third fiscal year in contract with Mendocino County for Title IV-E funded trainings. The District will continue to subcontract with First 5 Mendocino, which has been offering Title IV-E funded trainings since July 2010.

The contract is in the amount of \$325,000, for the period of July 1, 2012 to June 30, 2013. As with our other Title IV-E funded programs, this agreement requires an in-kind match from the District, which will be made up of Economic Development’s direct expenses as well as a share of District-wide overhead costs.

Recommended Action: That the Board of Trustees approves the proposed Standard Services Agreement Renewal with the County of Mendocino, Health and Human Services Agency for Foster and Adoptive Care Training, District-Economic Development, for the period July 1, 2012 through June 30, 2013, in the amount of \$325,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement renewal on behalf of the District.


Submitted: Jeffrey M. Kingston/Date 11/7/12

Approved: Judy E. Walters/Date 11/8/12

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 7.2

Subject: Approval of Contract – County of Lake, Department of Social Services for Foster and Adoptive Care Training, District-Economic Development

Background: Lake County’s Department of Social Services wishes to contract with Chabot-Las Positas Community College District’s Economic Development Department to provide training to group home providers, foster family agencies and Department of Social Services staff located in Lake County.

The District will subcontract with Redwood Children’s Center, which has been offering Title IV-E funded trainings for the Lake County care givers.

The contract is in the amount of \$157,380, for the period of December 1, 2012 to June 30, 2013. As with our other Title IV-E funded programs, this contract requires an in-kind match from the District, which will be made up of Economic Development’s direct expenses as well as a share of District-wide overhead costs.

Recommended Action: That the Board of Trustees approves the proposed Contract with the County of Lake, Department of Social Services for Foster and Adoptive Care Training, District-Economic Development, for the period December 1, 2012 through June 30, 2013, in the amount of \$157,380. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the contract on behalf of the District.

Submitted: Jeffrey M. Kingston / Date 11/7/12
Approved: Judy E. Walters / Date 11/8/12

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

November 13, 2012

Agenda Item: 7.3

Subject: Approval of Nonfinancial Cooperative Agreement—U.S. Department of Labor, Occupational Safety and Health Administration for an OSHA Training Institute Education Center, District-Economic Development

Background: On February 19, 2008 the Board of Trustees approved a Non-Financial Cooperative Agreement with the U.S. Department of Labor, Occupational Safety and Health Administration (OSHA) for the purpose of technical training in occupational safety and health for the period of October 1, 2007 to September 30, 2012.

On June 12, 2012 a Board Resolution 05-1112 was adopted, which authorized Chabot-Las Positas Community College District to submit an application to the U.S. Department of Labor (OSHA) training institute education center to reapply for continued recognition, along with other U.S. OSHA training facilities as required.

Chabot-Las Positas Community College District has been selected once again by the U.S. Department of Labor as an OSHA Educational Center for the period of October 1, 2012 to September 30, 2017. Authorization requires Non-Financial Cooperative Agreement between the District and the U.S. Department of Labor.

Recommended Action: That the Board of Trustees approves the proposed Nonfinancial Cooperative Agreement, U.S. Department of Labor, Occupational Safety and Health Administration for an OSHA Training Institute Education Center, District-Economic Development, for the period October 1, 2012 to September 30, 2017. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Submitted:  /Date 11/7/12
Approved:  /Date 11/8/12

APPROVED DISAPPROVED TABLED