

OFFICIAL COPY

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT



BOARD OF TRUSTEES REGULAR MEETING April 21, 2020—5:00 P.M.*

District Office; 7600 Dublin Blvd; Dublin CA
Board Room (3rd Floor)

Location for public participation: Conference Call 1.669.900.6833
Meeting ID: 317652360

**Please take notice that in compliance with the Executive Order N-29-20:
Trustees may participate in this meeting through teleconferencing.
Teleconference sites shall not be open to the public.**

Location for Public Participation

In order to protect the public health, and adhere to current directives regarding public gatherings and social distancing, the physical site of the meeting is closed to the public. As authorized by Executive Order N-29-20, public access to the meeting is provided electronically as follows:

To observe or address the meeting:

- The District is providing members of the public the ability to observe and address the meeting by telephone. Please call [1.669.900.6833, Meeting ID 317652360 and follow the prompts to join the meeting]

To participate in the meeting, please follow the instructions below:

- Members of the public may address the Board regarding any matter on the open or closed session agenda, as well as any matter within the Board's jurisdiction. If you wish to make a public comment, you must submit your public comments by e-mail, **no later than 3:00 p.m. on the day of the meeting to:** dnascimento@clpccd.org
- The effectuate Board Policy 2350's limit of three minutes per speaker, please limit your comments per item to 300 words. Comment beyond 300 words will not be read. Also consistent with BP2350, thirty minutes shall be the maximum time allotment for public speakers on any one subject of the number of speakers.

***Board meeting will immediately adjourn to a Closed Session to end at 6:30 p.m. If business is not concluded by 7:00 p.m., the Board will reconvene to the Regular Meeting and recess the Closed Session until the end of the meeting.**

- Each comment, will be read aloud by the Board Secretary, as the agenda item, to which it relates is taken up by the Board.
- To ensure that your comment is read in connection with the matter you wish to address:
 - Send a separate email for each agenda item you wish to speak on:
 - To comment on a listed item on the agenda, state the agenda item number and title in the subject line of the e-mail.
 - To comment on a matter on the Board’s closed session agenda, state in the subject line: “Public Comment/Closed Session Agenda”.
 - To comment on a matter of general concern within the Board’s jurisdiction, state in the subject line: “General Public Comment/Open Session”.
- Speakers are encouraged, but not required, to state their name.
- All votes taken during the meeting will be by roll call.
- Any individuals with disabilities who needs reasonable accommodation or modification in order to participate remotely may make a request for accommodation by contacting the Recording Secretary Debra Nascimento at dnascimento@clpccd.org or 925.485.5207 at least 48 hours before the meeting.

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**

Public comment on the closed session agenda submitted by email, through the procedure and by the deadline stated above, will be read aloud by the Board Secretary.

1.3 **CLOSED SESSION*-**

- a) **CONFERENCE WITH LABOR NEGOTIATORS:** (Government Code Section 54957.6) One unrepresented position: Chancellor Agency designed representatives: Board Ad Hoc Committee: Edraline J. Maduli, Linda Granger and Tim Sbranti
- b) **PUBLIC EMPLOYEE APPOINTMENT:** Chancellor (Government Code Section 54957)
- c) **CONFERENCE WITH LABOR NEGOTIATORS:** Chabot-Las Positas Faculty Association and S.E.I.U., LOCAL 1021 Updates (Government Code Section 54957.6)
- d) **PENDING LITIGATION:** Fulcrum v. Chabot-Las Positas Community College District (Government Code Section 54956.9)

1.4 **6:30 P.M.—OPEN SESSION- CALL TO ORDER AND ROLL CALL**

1.5 PLEDGE TO FLAG**1.6 PUBLIC COMMENTS**

Public comments submitted by email, through the procedure and by the- deadline stated above, will be read aloud by the Recording Secretary.

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 March 20, 2020 Special Meeting
Approval of Minutes of March 25, 2020 Special Meeting

1.9 PRESENTATION: BOARD OF TRUSTEES SELF EVALUATION**2.0 REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES**

- 2.1 Presidents of Faculty Senates-Chabot College and Las Positas College
2.2 Presidents of Classified Senates-Chabot College, Las Positas College and District
2.3 Presidents of Student Senate of Chabot College and Las Positas College Student Government
2.4 Constituency Reports: SEIU, Faculty Association

3.0 PERSONNEL

- 3.1 Executive Personnel

4.0 EDUCATIONAL SERVICES

- (cc) 4.1 Acceptance of Gift – Donation of Chromebooks and Phones for Foster Youth, Chabot College
(cc) 4.2 Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College
(cc) 4.3 Approval of Agreement for Off-Site Internship Training between K.W.P.H Enterprise, dba American Ambulance, and Chabot-Las Positas Community College District, Las Positas College
(cc) 4.4 Approval of Agreement for Off-Site Internship Training between Riggs Ambulance Service (RAS) and Chabot- Las Positas Community College District, Las Positas 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 a Memorandum of Understanding (MOU) - Medical Assisting Program Affiliation Balanced Medical Solutions and Chabot-Las Positas Community College District
(cc) 5.4 Approval of a Memorandum of Understanding (MOU) - Medical Assisting Program

Affiliation Douglas Severance, M.D. and Chabot-Las Positas Community College District

- (cc) 5.5 Approval of memorandum of Understanding (MOU) – Kaplan, Inc. and Chabot-las Positas community College District, Chabot College Nursing Program Renewal
- (cc) 5.6 Approval of License Agreement Between the City of San Leandro, The Alameda County Fire Department and Chabot Las Positas Community College District, Chabot College
- (cc) 5.7 Approval of Declaration of Surplus Property to be Sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold

6.0 **FACILITIES PLANNING AND DEVELOPMENT**

- (cc) 6.1 Approval of Award of contract with Microgrid Solutions Inc. for the 3,000 KWh Battery Microgrid at Chabot College
- (cc) 6.2 Approval of Measure B & Measure A Bond Program: Bond List Revision Measure B #AD and Measure A #4 – Substantive
- (cc) 6.3 Approval of Award of contract to Rodan Builders Inc., for Bid No. B19/20-12 MPOE Replacement Building 300, Learning Sills Testing Relocation – Building 100 at Chabot College
- 6.4 Adoption of Resolution No 07-1920 Authorizing the District to reimburse itself from future tax-exempt general obligation bond funds for Technology Projects

ECONOMIC DEVELOPMENT/CONTRACT EDUCATION

- (cc) 7.1 Approval of CBO Master Contract Annual Renewal Amendment for Fiscal Year 2021 for Exhibits A & B, Alameda County Social Services Agency, District-Economic Development

8.0 INFORMATION AND DISCUSSION ITEMS (No Action)

- 8.1 Informational Personnel Report
- 8.2 Measure B & A Bond Program Project Budget Report Update
- 8.3 Project Progress Report for Academic Support and Office Building 2100, Design Development Phase at Las Positas College
- 8.4 Project Progress Report for Agricultural Science – Horticulture Facility, Design Development Phase at Las Positas College
- 8.5 Project Progress Report for Public Safety Complex, Advanced Manufacturing and Transportation 3400/3500, Design Development Phase at Las Positas College

9.0 OTHER ACTION ITEMS

- 9.1 Second Reading of New, Reviewed, or Revised Board Policies
 - BP 2360 Minutes
 - BP 2410 Board Policy and Administrative Procedure
 - BP 2431 Chancellor Selection
 - BP 2432 Chancellor Succession
 - BP 2435 Evaluation of the Chancellor
 - BP 2610 Presentation of Initial Collective Bargaining Proposals
 - BP 2710 Conflict of Interest
 - BP 2715 Code of Ethics/Standards of Practice

BP 2716 Political Activity
BP 2717 Personal Use of Public Resources
BP 2720 Communication Among Board Members
BP 2730 Board Member Health Benefits

10.0 REPORTS- SENIOR LEADERSHIP AND TRUSTEES

- 10.1 President of Chabot College and Las Positas College
- 10.2 Chancellor
- 10.3 Recognitions
- 10.4 Trustee Reports and/or Official Communications

11.0 ADJOURNMENT

12.0 CLOSED SESSION- (Government Code Section 54954.5)

- 12.1 Public Employee Appointments, Evaluations and Discipline/Dismissal/Release
- 12.2 Labor Negotiations
- 12.3 Existing or Anticipated Litigation
- 12.4 Real Property Negotiations
- 12.5 Threat to Public Services or Facilities

13.0 NEXT MEETING OF THE BOARD OF TRUSTEES

May 19, 2020, 6:30 p.m., Regular Meeting, District Office

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, 7600 Dublin Blvd., 3rd Floor, Dublin, CA 925-485-5207, between 8:00 a.m. and 5:00 p.m. at least 48 hours before the meeting.

District Mission Statement

“The Chabot-Las Positas Community College District (CLPCCD) offers innovative educational opportunity and support services to prepare students to succeed in a diverse global society by challenging them to think critically, to engage socially, and to acquire workplace knowledge and educational skills.”

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 3.1

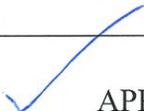
Subject: Executive Personnel

Recommended Action: This item is placed on the agenda at the direction of the Board President pursuant to the recommendation of the Board ad hoc committee. Recommendation to hire Ronald P. Gerhard as District Chancellor for a 3 year and 2-month term, from May 1, 2020 through June 30, 2023. Annual salary of \$ 340,000.00. Health and welfare benefits commensurate with district administrative employees.

Edralin J. Maduli

4/21/20

Submitted: Edralin J. Maduli/Date



APPROVED

DISAPPROVED

TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 4.1

Subject: Acceptance of Gift – Donation of Chromebooks and Phones for Foster Youth, Chabot College

Background: The Guardian Scholars Programs at Chabot College serves 50 current and former foster youth. In addition, there are approximately 350 self-identified foster youth enrolled at Chabot College.

Due to COVID-19 shelter in place guidelines, all Chabot College in-person classes are suspended. Classes are now being conducted online and campus services are converting to online delivery.

Many of our foster youth lack wifi access at home and do not have computers to perform their course work. The organization, iFoster recognized such limitations and immediately put a call to colleges and donated 15 HP G6 Chromebook and 15 Motorola phone/hotspot with unlimited data. Chabot College was fortunate to receive the first wave of donated Chromebooks and phones. On March 21, 2020 Chabot College received 15 Motorola phones and on March 26, 2020 received 15 HP G6 Chromebooks. In addition, iFoster will continue to receive direct request from students for donations.

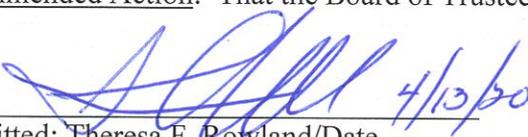
The current climate of shelter in place creates the urgency for students to have access to these donated items as soon as possible so they can participate in class without further barriers. In effort to delay student learning, we are respectfully asking that our identified foster youth students immediately receive by mail the Chromebooks and phones.

Donation:

15 HP G6 Chromebook- retail value \$230.00

15 Motorola phone/hotspot with unlimited data- retail value is \$150.00 phone + \$50/month service

Recommended Action: That the Board of Trustees accepts the gift donated by iFoster.

 4/13/20
Submitted: Theresa F. Rowland/Date

 4/13/20
Approved: Ronald P. Gerhard/Date



APPROVED

DISAPPROVED

TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 4.2

Subject: Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College

Background: The following recommended curriculum changes were considered by the Chabot-Las Positas Community College District, Chabot College Curriculum Committee during the period of December, 2019 to March, 2020 and consist of:

New Programs	2
Revised Programs	6
Correction of Programs in State Inventory	24
Deactivated Programs	12
New Credit Courses	2
Revised Credit Courses	7
Deactivated Noncredit Courses	6
Total	58

The Chabot Curriculum Committee has approved course and program edits as part of a continued effort to clean-up and update Chabot's curriculum to meet the needs of students and demands of constantly changing industries. The Committee approved edits and new curriculum to better suit the academic, personal, and professional goals of students.

Recommended Action: That the Board of Trustees approves the new and revised courses and programs proposed by Chabot College, approved Spring 2020 with an effective date of fall 2020.

 4/13/20
Submitted: Theresa F. Rowland/Date

 4/13/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 4.3

Subject: Approval of Off-Site Internship Training Agreement between K.W.P.H. Enterprises, dba American Ambulance and Chabot-Las Positas Community College District, Las Positas College

Background: Chabot-Las Positas Community College District, Las Positas College requires students in the Emergency Medical Training-Paramedic (EMT-P) program to successfully complete field and clinical internships. This is a new contract established between K.W.P.H. Enterprises, dba American Ambulance and the Chabot-Las Positas Community College District, Las Positas College EMR/Paramedic Program. K.W.P.H. Enterprises, dba American Ambulance has agreed to provide our students within the EMR Program the ability to gain valuable experience by providing the ability for our students to conduct their internship hours as required by the EMR-Paramedic Program.

The purpose of this agreement is to establish the respective responsibilities and duties of the Chabot-Las Positas Community College District, Las Positas College and K.W.P.H. Enterprises, dba American Ambulance, while students are participating in field internship programs. K.W.P.H. Enterprises, dba American Ambulance, will provide internships for the purpose of training students enrolled in the Chabot-Las Positas Community College District, Las Positas College EMT-P program. Training will be provided under the supervision of an experienced Preceptor, an employee who shall be selected in accordance with the Chabot-Las Positas Community College District, Las Positas College EMT-P program at no cost to the Chabot-Las Positas Community College District.

This agreement shall be for a term of twenty-four (24) months and shall commence upon approval of the board starting on April 22, 2020 and ending on April 20, 2022. The agreement may be terminated by either party upon thirty (30) days written notice.

Recommended Action: That the Board of Trustees approves proposed Off-Site Internship Training agreement between K.W.P.H. Enterprises, dba American Ambulance and Chabot-Las Positas Community College District, Las Positas College. It is further recommended that the Board authorize the Vice Chancellor of Business Services to execute this agreement on behalf of the District.

 4/13/20
Submitted: Theresa F. Rowland/Date

 4/13/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 4.4

Subject: Approval of Off-Site Internship Training Agreement between Riggs Ambulance Service (RAS) and Chabot-Las Positas Community College District, Las Positas College

Background: Chabot-Las Positas Community College District, Las Positas College requires students in the Emergency Medical Training-Paramedic (EMT-P) program to successfully complete field internships. Riggs Ambulance Service (RAS), has been a service provider for the EMT-P program since 2013. This is a renewal of the agreement.

The purpose of this agreement is to establish the respective responsibilities and duties of the Chabot-Las Positas Community College District, Las Positas College and RAS while students are participating in field internship programs. RAS will provide field internships for the purpose of training students enrolled in the Chabot-Las Positas Community College District, Las Positas College EMT-P program, and training will be under the supervision of an experienced RAS employee who shall be selected in accordance with the Chabot-Las Positas Community College District, Las Positas College EMT-P program at no cost to the Chabot-Las Positas Community College District, Las Positas College.

The agreement will commence on April 22, 2020. This agreement shall be for a term of thirty-six (36) months and shall end on April 20, 2023. The agreement may be terminated by either party upon thirty (30) days written notice.

Recommended Action: That the Board of Trustees approves the proposed Off-Site Internship Training agreement between Riggs Ambulance Service (RAS) and Chabot-Las Positas Community College District, Las Positas College. It is further recommended that the Board authorize the Vice Chancellor of Business Services, to execute the agreement on behalf of the District.

 4/13/20
Submitted: Theresa F. Rowland/Date

 4/13/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

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>Warrant Numbers</u>	<u>Amount</u>	
3/6/2020	10059256 - 10059439 Commercial Warrants	\$ 918,026.71	
	10059440 - 10059496 Commercial Warrants	1,005,687.12	
	10059497 - 10059525 Commercial Warrants	1,632,689.96	
	10057203 Cancelled Warrant	(10,000.00)	
	3769 - 4057 ACH Payments	559,308.57	
	3/13/2020	10059526 - 10059836 Commercial Warrants	1,684,178.92
10059837 Commercial Warrants		707.43	
10059838 - 10059852 Commercial Warrants		816,167.89	
10059853 Commercial Warrants		3,000.00	
10055550, 10058736, 10059262 10059359, 10059360, 10059413 Cancelled Warrants		(11,896.00)	
4058 - 4075 ACH Payments		91,821.02	
3/19/2020		10059854 - 10059957 Commercial Warrants	8,291,090.15
		10059958 Commercial Warrants	4,335.92
	10059959 - 10059964 Commercial Warrants	195,271.23	

Agenda Item: 5.1

April 21, 2020

Page 2

<u>Date</u>	<u>Warrant Numbers</u>		
3/19/2020	10059965 - 10059971 Commercial Warrants	\$	240,828.79
3/27/2020	10059972 - 10060137 Commercial Warrants		897,768.80
	10060138 - 10060141 Commercial Warrants		291,837.60
	10060142 - 10060154 Commercial Warrants		634,508.35
	4987 - 4098 Commercial Warrants		195,713.35

TOTAL \$ 17,441,045.81

 4-16-20

Submitted: Doug Roberts / Date

 4/16/20

Approved: Ronald P. Gerhard / Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

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:

March Payroll Warrant Total = \$5,706,582.07

 4-16-20
Submitted: Doug Roberts / Date

 4/16/20
Approved: Ronald P. Gerhard / Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 5.3

Subject: Approval of a Memorandum of Understanding (MOU) - Medical Assisting Program Affiliation Balanced Medical Solutions and Chabot-Los Positas Community College District

Background: This MOU agreement provides identified clinical learning experience for the students in the Medical Assisting Program at Chabot College. As part of the medical assisting standards through Commission on Accreditation of Allied Health Education Programs (CAAHEP) and the Medical Assisting Education Review Board (MAERB), medical assisting students are required to complete an “unpaid, supervised practicum...in an ambulatory healthcare setting, demonstrating the knowledge skills, and behaviors of the MAERB Core Curriculum in performing clinical and administrative duties, [and] must be completed prior to graduation”. (2015 Standards and Guidelines for the Accreditation of Educational Programs in Medical Assisting). The attached practicum evaluation form will be used by the site as a training guide and evaluation tool.

Recommended Action: That the Board of Trustees approves the proposed Memorandum of Understanding (MOU) for Medical Assisting Program Affiliation Agreement between Balanced Medical Solutions and Chabot-Los Positas Community College District. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the MOU on behalf of the District.

 4-16-20
Submitted: Doug Roberts/Date

 4/16/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 5.4

Subject: Approval of a Memorandum of Understanding (MOU) - Medical Assisting Program Affiliation Douglas Severance, M.D. and Chabot-Los Positas Community College District

Background: This MOU agreement provides identified clinical learning experience for the students in the Medical Assisting Program at Chabot College. As part of the medical assisting standards through Commission on Accreditation of Allied Health Education Programs (CAAHEP) and the Medical Assisting Education Review Board (MAERB), medical assisting students are required to complete an “unpaid, supervised practicum...in an ambulatory healthcare setting, demonstrating the knowledge skills, and behaviors of the MAERB Core Curriculum in performing clinical and administrative duties, [and] must be completed prior to graduation”. (2015 Standards and Guidelines for the Accreditation of Educational Programs in Medical Assisting). The attached practicum evaluation form will be used by the site as a training guide and evaluation tool.

Recommended Action: That the Board of Trustees approves the proposed Memorandum of Understanding (MOU) for Medical Assisting Program Affiliation Agreement between Douglas Severance, M.D. and Chabot-Los Positas Community College District. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the MOU on behalf of the District.

 4-16-20
Submitted: Doug Roberts/Date

 4/16/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 5.5

Subject: Approval of Memorandum of Understanding (MOU) – Kaplan, Inc. and Chabot-Las Positas Community College District, Chabot College Nursing Program Renewal

Background: Renewal of 2016 contact Agenda Item 4.8 March 15, 2016. The purpose of this agreement is to facilitate the student learning outcome testing of the nursing students throughout the two year nursing program. Testing has been reviewed and approved by the California State Chancellor's office for nursing programs in preparation of students for the licensing exam (NCLEX). The national test results comparison in each of the required areas, critical thinking, fundamentals, pediatrics, obstetrics, advanced medical surgical and leadership, are part of the our accreditation requirements for the Board of Registered Nursing (BRN).

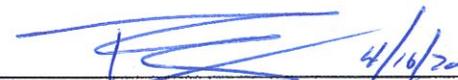
Total cost of the testing will continue to be paid directly by the students to Kaplan on a semester to semester basis of \$150 with a maximum total payment of \$600. This will include the NCLEX four-day preparation class after graduation. The Chabot Nursing Program graduates are currently scoring 97- 100 percent NCLEX first time pass rate over the last five years. The national average NCLEX pass rate for associate degree programs is 85 percent.

In this MOU, Kaplan Inc. agrees to designate Chabot-Las Positas Community College District (including its employees) as "other school officials" under FERPA and/or the California Education code, who has a "legitimate educational interest" in using and accessing such Educational Records.

Recommended Action: That the Board of Trustees approves the proposed Memorandum of Understanding (MOU) between Kaplan, Inc. and Chabot-Las Positas Community College District, Chabot College Nursing Program. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the MOU on behalf of the District.

 4-16-20

Submitted: Doug Roberts/Date

 4/16/20

Approved: Ronald P. Gerhard/Date



APPROVED

DISAPPROVED

TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 5.6

Subject: Approval of License Agreement Between the City of San Leandro, The Alameda County Fire Department and Chabot Las Positas Community College District, Chabot College

Background: The purpose of this License Agreement is to provide a training facility for Chabot College's Fire Academy to meet the requirements of the State Fire Marshall's standards for a regionally accredited program. Alameda County Fire Department operates the fire training facility on land owned by the City of San Leandro. Therefore, there are three entities listed in the agreement. The agreement authorizes use of certain facilities located at 890 Lola Street, San Leandro, CA 94577 including a training tower, classrooms, and practical instruction facilities.

Since 1979, Chabot College has partnered with Alameda County Fire Department and the City of San Leandro to train at the San Leandro Fire Training Facility which meets the requirements set forth by the state. The license agreement is renewed every two years and sets forth the days and times when the Fire Academy is in session. Licensee will pay \$5,000.00 for the initial term of the Agreement, from its effective date of February 25, 2020 through December 31, 2020. If Parties exercise 6-month extension options, then Licensee will pay a \$5,000 to the District for each of the 6-month extension options. In the event Licensee exercises all three of the extension options, total use charge for the Facility will be \$5,000 for the initial term, and \$15,000 for all. The Board of Trustees previously approved similar agreements on May 18, 2010, August 18, 2015 and February 20, 2018.

Recommended Action: That the Board of Trustees approves the proposed License Agreement between the City of San Leandro, the Alameda County Fire Department and Chabot College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the License Agreement on behalf of the District.

 4-16-20
Submitted: Doug Roberts/Date

 4/16/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 5.7

Subject: Approval of Declaration of Surplus Property to be Sold at Public Auction 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 a copier and a dishwasher surplus from District Office and Chabot College. When saleable, items will be sold via public auction to the highest bidder. All items are sold or donated in "as is" condition. As standard procedure, donation 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 approve the proposed items surplus to the needs of the District and that the Chancellor be authorized to dispose of the same via public 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 be donated to other Districts or charitable organizations or disposed of by District staff in accordance with California Education Code Section 81452.

 4-16-20
Submitted by: Doug Roberts/Date

 4/16/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 6.1

Subject: Approval of Award of Contract with Microgrid Solutions Inc for the 3,000 KWh Battery Microgrid at Chabot College

Background: Chabot College in partnership with the City of Hayward, the California Energy Commission and Gridscape Solutions was able to secure a California Energy Commission Grant for investigation of energy microgrids in economically disadvantaged communities. The California Energy Commission Grant funds identified locations at Hayward Fire Stations, The Hayward Fire Training Academy, Chabot College and City of Fremont Fire Stations as appropriate locations for battery and battery/solar systems to increase grid resiliency and reduce operational expenses for end users.

At Chabot College the 3,000 KWh battery will be installed with connections to the existing 1.5 MW solar array on campus and provide peak load shaving, battery power in the event of a power grid disruption for approximately 15% of the existing campus, and Electric Vehicle Charging stations for use in student and public parking lots.

The district recommends the selection of Gridscape Solutions for Battery Storage, Integration and Support Services for the electrical infrastructure at Chabot College.

Recommended Action: That the Board of Trustees approves the proposed award of contract with Gridscape Solutions of Fremont, CA for Battery Integration, Procurement and Installation and 5-year subscription services for the electrical infrastructure at Chabot College in an amount not to exceed \$3,120,000.00. It is also recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreements on behalf of the District.

Funding Source: Measure A Bond Funds, Energy Savings Projects


Submitted: Owen Letcher/Date 4/15/2020


Approved: Ronald P. Gerhard/Date 4/15/20

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 6.2

Subject: Approval of Measure B & Measure A Bond Program: Bond List Revision
Measure B #AD and Measure A #4 - Substantive

Background: As part of the accountability measures for the Measure A Bond Program, the management team for the programs has put into place a formal process for managing, tracking and presenting to the Board of Trustees all revisions to the Measure B and Measure A individual project names, scopes and budgets. This process adheres to the accountability standards outlined by Proposition 39 and provides transparency in the evolution of the project list.

Additional criteria added to the bond list revision process at the September 18, 2018 Board of Trustees meeting. These criteria identified an added layer of information and flagging to a bond list revision for those projects with substantive changes (a change to a single project in excess of \$5 million dollars, the cancellation of a project from the bond list, or the creation of a new project). In order to provide clarity for the Board of Trustees, the management team will identify bond list revisions containing “substantive changes” or “non-substantive changes in the agenda text.

Measure B bond list revision #AD and Measure A Bond List revision #4 contains substantive changes based on the criteria set forth above. The Bond List Revision is proposing the following changes:

Measure A

Chabot College – Create new project (number to be determined) to match State Capital Outlay funded project for Reconstruction of Building 3000 split funded.

Las Positas College – Transfer funds from Unallocated Bond for Future Projects to project # 563741 Athletic Field – soccer turf replacement.

District & Districtwide – Create new project (number to be determined) to match State Capital Outlay funded project for Reconstruction of Building 3000 split funded.

Measure B

Chabot College – Transfer funds from project # 552520 Campus Repairs & Small Projects to project # 552640 Swimming pool for current and upcoming repairs.

Las Positas College – No Changes

District & Districtwide – No Changes

Agenda Item: 6.2
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Please refer to the attached Bond List Revision Measure B #AD and Measure A #4 for details on each project included in the Bond Project List. These Bond List Revisions have been reviewed by the Chabot College President and Las Positas College President and approved by the Vice Chancellor of Facilities/Bond Programs and Operations.

Recommended Action: That the Board of Trustees review and approve the revisions to the Measure B and A Bond Project List, as presented.

Funding Source: Measure A & B


4/15/2020
Submitted: Owen Letcher/Date


4/15/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 6.3

Subject: Approval of Award of contract to Rodan Builders Inc., for Bid No. B19/20-12 MPOE Replacement Building 300, Learning Sills Testing Relocation – Building 100 at Chabot College

Background: The District issued Bid No. B19/20-12 on January 31, 2020. The invitation for bid was in accordance with the state public bidding requirements. The purpose of this request was to receive comprehensive proposals for the MPOE Replacement Building 300, Learning Skills Testing Relocation Building 100 at Chabot College.

On March 6, 2020 a mandatory bid walk was held and attended by fourteen (14) interested parties. On April 9, 2020 proposals were received by four (4) parties.

<u>Bidder</u>	<u>City</u>	<u>Bid Amount</u>
Rodan Builders Inc	Hayward, CA	\$ 1,812,000.00
Marcon Builders Inc	Oakland, CA	\$ 2,057,464.00
E.F. Brett & Co	San Rafael, CA	\$ 2,079,000.00
Bell Air Mechanical	Concord, CA	\$ 2,620,000.00

Rodan Builders Inc, was selected as the lowest responsive and responsible bidder.

Base Bid	\$ 1,692,000.00
Owner's Non-Specified Allowance	\$ <u>120,000.00</u>
Total Bid Amount	\$ 1,812,000.00

The district is requesting that the Board of Trustees approve the proposed Award of Bid No. B19/20-12 for the MPOE Replacement Building 300, Learning Skills Testing Relocation Building 100 at Chabot College.

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Recommended Action: That the Board of Trustees approves the proposed Award of Bid No. B19/20-12, MPOE Replacement Building 300, Learning Skills Testing Relocation building 100 Project to Rodan Builders Inc, of Hayward, CA, in an amount not to exceed \$1,812,000.00. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Funding Source: Measure A Bond Funds


4/15/2020
Submitted: Owen Letcher/Date


4/15/20
Approved: Ronald P. Gerhard/Date

APPROVED DISAPPROVED TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 6.4

Subject: Adoption of Resolution No. 07-1920 Authorizing the District to reimburse itself from future tax-exempt general obligation bond funds for Technology Projects.

Background: As a part of the accountability measures for the Measure A Bond Program, the management team for the program has put into place a formal process for managing, tracking and presenting to the Board of Trustees all revisions to the Measure A bond project names, scopes and budgets. This process adheres to the accountability standards outlined by Proposition 39 and provides transparency in the evolution of the project list.

Prior and future bond list revisions have identified projects as originally identified in the bond language approved by voters. Based upon changes in the delivery of software, data storage and other technology related purchases, it has been brought to the management teams attention that additional language to allow purchases of various types of items including Technology Projects from general obligation bond funds would relieve the general fund and allow additional flexibility to complete purchases.

In order to execute such purchases bond counsel has prepared the attached resolution to ratify the prior use of bond funds, authorize the District to reimburse itself from existing and future Measure A funds and authorizes and ratifies the use of Measure A bond funds for the additional listed material and project types

Recommended Action: That the Board of Trustees adopts the proposed Resolution No 07-1920 authorizing and ratifying the use of Measure A bond funds for the additional uses.

Funding Source: Measure A Funds

 4/15/2020

Submitted: Owen Letcher/Date

 4/14/20

Approved: Ronald P. Gerhard/Date

APPROVED

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RESOLUTION NO. 07-1920

RESOLUTION OF THE BOARD OF TRUSTEES OF THE
CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT
REGARDING ITS INTENTION TO ISSUE TAX-EXEMPT
GENERAL OBLIGATION BONDS AND APPROVE PROJECTS

WHEREAS the Chabot-Las Positas Community College District (the "District") passed a \$950,000,000 general obligation bond authorization on June 7, 2016 ("Measure A"); and

WHEREAS, the District has been and expects to continue financing authorized Measure A projects (the "Projects") with the proceeds from the sale of Measure A general obligation bonds (the "Bonds"); and

WHEREAS, prior to the issuance of any additional Bonds the District may desire to advance the costs of certain Projects from available moneys of the District; and

WHEREAS, if District funds are advanced for such purpose those moneys would only be available on a temporary basis and it would be necessary to reimburse the District for the advances from the proceeds of Measure A Bonds; and

WHEREAS, the District is duly authorized under existing laws and has been funding the acquisition of various enterprise software systems and vehicles and for the purpose of upgrading both the District's vehicle fleet and its cloud based technology capacity (together, "Technology Projects"); and

WHEREAS, the District intends to use Measure A Bond funds to continue to acquire vehicles and expand cloud based technology systems and services; and

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT DOES HEREBY RESOLVE, ORDER, AND DETERMINE AS FOLLOWS:

SECTION 1. The District hereby states its intention and reasonably expects to reimburse itself from the proceeds of Measure A Bonds for Project and Technology Projects costs incurred prior to the sale of the next series of Measure A Bonds.

SECTION 2. The District reasonably expects that the maximum principal amount of the Bonds is \$80,000,000. The Board of Trustees has not established a date by which such Bonds will be issued.

SECTION 3. This resolution is adopted as official action of the District in order to comply with Treasury Regulation §1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of District expenditures incurred prior to the date of issue of Measure A Bonds.

SECTION 4. The District hereby ratifies the prior use of Measure A Bonds funds for Technology Projects, authorizes the District to reimburse itself from existing and future Measure A funds for Technology Project costs previously paid from the General Fund, and authorizes and ratifies the use of Measure A Bond funds for the acquisition of various types of vehicles including campus safety vehicles, student and staff transportation vans, transit connect vans, pick-up trucks, multiple

types of fuel carts/utility vehicles and the acquisition and implementation of a data center in the cloud and on premise technologies for the District's Enterprise Resource Planning (ERP) System (Ellucian Banner) and other associated applications, major systems including but not limited to, websites, network management servers and equipment and associated upgrade and update programs, cloud applications, research databases, online subscription services, and information security devices and services, software in support of Measure A activities, and the ordering of improvements or acquisition of each of those Technology Projects.

SECTION 5. The Chancellor or his designees are delegated authority to take all steps and perform all actions necessary to carry out the actions of the Board as set forth in this Resolution.

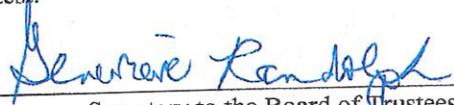
SECTION 6. All the recitals in this resolution are true and correct and this Board of Trustees so finds, determines and represents.

SECTION 7. This Resolution shall take effect immediately upon its passage.

PASSED, ADOPTED, SIGNED AND APPROVED this 21st day of April, 2020, by the following vote:

AYES:	Members	<u>Gin, Granger, Heredia, Maduli, Randolph, Sbranti</u>
NOES:	Members	_____
ABSTAIN:	Members	_____
ABSENT:	Members	_____

By 
President, Board of Trustees

Attest:

Secretary to the Board of Trustees

SECRETARY'S CERTIFICATE

I, Ronald Gerhard, Interim., Chancellor and Secretary of the Board of Trustees of the Chabot-Las Positas Community College District, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a Resolution duly adopted at a regular meeting of the Board of Trustees of said District duly and regularly and legally held at the regular meeting place thereof on April 21, 2020, of which meeting all of the members of the Board of said District had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original Resolution adopted at said meeting and entered in said minutes.

Said Resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: April 21, 2020



Interim Chancellor and Secretary of the Board of
Trustees of the Chabot-Las Positas Community
College District

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 7.1

Subject: Approval of CBO Master Contract Annual Renewal Amendment for Fiscal Year 2021 for Exhibits A & B, Alameda County Social Services Agency, District-Economic Development

Background: Alameda County Social Services Agency's Department of Children and Family Services has had a Master Contract with Chabot-Las Positas Community College District's Economic Development department to provide training to people serving Alameda County's children in out of home placement since 2002.

As with the previous contracts, the District will partner with community-based organizations that serve foster and adoptive care children to provide required staff training. Subcontractors will include A Better Way; Alternative Family Services; Bay Area Youth Center; Catholic Charities; UCSF Benioff Children's Hospital, Oakland; East Bay Agency for Children; Family Paths: First Place for Youth; Fred Finch Youth Center; Lincoln; Seneca Family of Services; Side by Side; UCSF Benioff Children's Hospital, Oakland; WestCoast Children's Clinic; and outside vendors as needed. Additionally, Alameda County's Social Services Agency will utilize this resource for their employees' training.

This contract is in the amount of \$6,000,000 for the period of July 1, 2020 through June 30, 2021. The master contract was established in April 2002, and the most recent prior renewal was on May 21, 2019.

Recommended Action: That the Board of Trustees approves the proposed CBO Master Contract Annual Renewal Amendment for Fiscal Year 2021 for Exhibits A & B, Alameda County Social Services Agency, District – Economic Development in the amount of \$6,000,000 for the period of July 1, 2020 through June 30, 2021. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the contract on behalf of the District.


Submitted: Theresa F. Rowland/Date 4/13/20


Approved: Ronald P. Gerhard/Date 4/13/20

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CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 8.2

Subject: Measure B & A Bond Program Project Budget Report Update

Background: On March 2, 2004, Alameda County voters and those Contra Costa County voters within the District's boundaries approved Measure B, the \$498 million dollars Chabot-Las Positas Community College District. Based upon current principle and interest, the Measure B Bond funds available to the District is \$605,791,618. On June 7, 2016, Alameda County and Contra Costa County voters within the District's boundaries approved Measure A in the amount of \$950 million dollars for Chabot-Las Positas Community College District. The Board of Trustees has authorized the sale of bonds not to exceed \$325 million dollars in bond funds. The District has sold \$160 million dollars to date in bond funds upon recommendation of the Bond Counsel and Financial Advisors. The remaining balance of funds remain available to the District.

As information to the Board, the attached provides summary of the current budget, actual expenditures to date, remaining unpaid commitments that are under contract and remaining balance of funds in summary for each site location and in summary for each project by assigned fund (project) number and fund (project) title. These budgets correspond to the Bond Project Lists as approved by the Board, most recently on January 21, 2020.

Recommended Action: No Action Required.

Funding Source: Measure B and A Bond Funds

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 8.3

Subject: Project Progress Report for Academic Support and Office Building 2100, Design Development Phase at Los Positas College

Background: The Las Positas College Academic Support and Office Building has achieved the design phase milestone for the completion of the Design Development Documents and is currently on budget with the construction documents to be submitted to the Division of the State Architect in late Summer 2020. The project consists of 54,872 square feet of Classrooms, Math Laboratories, Tutoring Center, and Computer Study Labs, along with 25,278 square feet of Faculty Offices and an expansion of the existing Library of 5,000 square feet, for a total project area of 88,113 gross square feet. The construction budget is currently at \$59,996,527 in accordance with the overall project budget. The project will be constructed using the Lease-Leaseback Delivery Method.

Recommended Action: No Action Required.

Funding Source: Measure A Bond Funds

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 8.4

Subject: Project Progress Report for Agricultural Science – Horticulture Facility, Design Development Phase at Los Positas College

Background: The Las Positas College Agricultural Science – Horticulture Facility has achieved the design phase milestone for the completion of the Design Development Documents and is currently on budget with the construction documents to be submitted to the Division of the State Architect in Summer 2020. The project consists of 5,560 square feet of Instructional Lab, Greenhouse and Shade House for the Agricultural Sciences Program along with 73,588 square feet of surface parking, growing grounds and orchard area. The construction budget is currently at \$3,801,673 in accordance with the overall project budget. The project will be constructed using the Design-Bid-Build Delivery Method.

Recommended Action: No Action Required.

Funding Source: Measure A Bond Funds

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 8.5

Subject: Project Progress Report for Public Safety Complex, Advanced Manufacturing and Transportation 3400/3500, Design Development Phase at Los Positas College

Background: The Las Positas College Public Safety Complex, Advanced Manufacturing and Transportation has achieved the design phase milestone for the completion of the Design Development Documents and is currently on budget with the construction documents to be submitted to the Division of the State Architect in Fall 2020. The project consists of 42,150 square feet of Instructional Labs for Administration of Justice, Fire Service Technology, Emergency Medical Services, Automotive Technology, Advanced Manufacturing and Welding Technology, along with 21,800 square feet of covered outdoor yard area. The construction budget is currently at \$40,859,714 in accordance with the overall project budget. The project will be constructed using the Lease-Leaseback Delivery Method.

Recommended Action: No Action Required.

Funding Source: Measure A Bond Funds

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 21, 2020

Agenda Item: 9.1

Subject: Second Reading of New, Reviewed, or Revised Board Policies

Background:

Board Policy and Administrative Procedure 2410 articulates the process in which Board Policies and Administrative Procedures are created and reviewed on a six-year cycle. The Board Policies presented have been reviewed through this established process. Changes, if any, are identified using track changes (strike through where deletions occur and underlines where additions are included). This is the second reading of these Board Policies.

BP 2360 Minutes
BP 2410 Board Policy and Administrative Procedure
BP 2431 Chancellor Selection
BP 2432 Chancellor Succession
BP 2435 Evaluation of the Chancellor
BP 2610 Presentation of Initial Collective Bargaining Proposals
BP 2710 Conflict of Interest
BP 2715 Code of Ethics/Standards of Practice
BP 2716 Political Activity
BP 2717 Personal Use of Public Resources
BP 2720 Communication Among Board Members
BP 2730 Board Member Health Benefits

Recommended Action: That the Board of Trustees adopts the Board Policies presented.


Approved: Ronald P. Gerhard/Date

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