



OFFICIAL COPY

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES STUDY MEETING

January 26, 2021—6:30 P.M.*

District Office; 7600 Dublin Blvd; Dublin CA
Board Room (3rd Floor)
Location for public participation: ZOOM 1.669.900.6833
Meeting ID:93843841511
<https://cccconfer.zoom.us/j/93843841511>

**Please take notice that in compliance with the Executive Order N-29-20:
Trustees may participate in this meeting through Teleconferencing/Zoom.
Teleconference/Zoom 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 93843841511 and follow the prompts to join the meeting]

Instructions for making Public Comment:

- The Board values public input and seeks to make it as easy as possible, within the limitations created by the need for virtual meetings. The Board also appreciates and agrees with community feedback that hearing from the public – in your own voices and in “real time”—better informs the Board of the community’s perspectives and concerns. Thus, to maximize and facilitate public access, the District is providing members of the public with two ways to address the Board, described below. Each option provides the ability to provide public comment on any matter on the open or closed session agenda, as well as any matter within the Board’s jurisdiction.

OPTION 1: SPEAKING DURING THE MEETING

If you wish to provide public comment by speaking during the meeting, please:

- 1) Email the information listed below to: dnascimento@clpccd.org , **no later than 3:00 p.m. on the day of the meeting.**

(NOTE: This step replaces the regular requirement that speakers fill out a comment card at the beginning of the meeting. The comment card process is suspended while we conduct virtual meetings.)

- In the subject line, state: “Request to speak during public meeting [date of meeting]”
 - In the body of the email include:
 - The name that will appear when you are logged into the virtual meeting.
 - The phone number you will be calling in from
 - The agenda item you want to speak on.
 - To comment on a listed item on the agenda, state the agenda item number and title.
 - To comment on a matter on the Board’s closed session agenda, state “Public Comment/Closed Session Agenda”.
 - To comment on a matter of general concern within the Board’s jurisdiction, state: “General Public Comment/Open Session”.
 - Please send a separate email for each agenda item you wish to speak on.
- 2) Make sure that you have called into the meeting using the name/phone number provided in your email, so the Board secretary is able to see that you are in the virtual board room and can call on you.
 - 3) When the Recording secretary calls on you, she will unmute your line and let you know it is your turn to speak.
 - 4) Please remember that the Board’s regular 3-minute limit on public comment continues to apply.

OPTION 2: SUBMITTING PUBLIC COMMENT IN WRITING

If you wish to submit your public comment in writing, please:

- 1) Submit your written public comments by e-mail, **no later than 3:00 p.m. on the day of the meeting to: dnascimento@clpccd.org**.
- 2) To effectuate Board Policy 2350’s limit of three minutes per speaker, limit your written comments per item to 300 words.
- 3) 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, and:
 - 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”.
- 4) Speakers are encouraged, but not required, to state their name in their written comments.

ADDITIONAL INFORMATION ON CONDUCTING VIRTUAL MEETINGS

- 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.
- Except as described above, the Board’s regular rules and procedures for conducting meetings continue to apply, including:
 - Thirty minutes shall be the maximum time allotment for public speakers on any one subject regardless of the number of speakers. (BP 2350)
 - The rules of decorum continue apply (BP 2355)
- To replicate as closely as possible how public participation occurs when we are physically together, the Zoom Chat feature will be disabled during the meeting. Members of the public wishing to be heard by everyone in attendance at the meeting need to follow one of the public comment options listed above. Trustees will give their full attention to whoever is speaking in the moment. The public is also reminded that trustees value and listen attentively to public comment, but do not respond.

1.0 GENERAL FUNCTIONS-PRESIDENT OF THE BOARD

1.1 6:30 P.M.—OPEN SESSION- CALL TO ORDER AND ROLL CALL

1.2 PLEDGE TO FLAG

1.3 PUBLIC COMMENTS

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

1.4 PRESENTATION: BUDGET UPDATE AND REVIEW OF GOVERNOR’S BUDGET PROPOSAL AND POTENTIAL IMPACTS

2.0 OTHER ACTION

- 2.1 Adoption of Resolution No. 03-2021 - Authorization to take any and all necessary actions to prepare and respond effectively to the novel Coronavirus (COVID-19) declaring emergency conditions exist at locations within the Chabot-Las Positas Community College District

3.0 ADJOURNMENT**4.0 NEXT MEETING OF THE BOARD OF TRUSTEES**

February 16, 2021, 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

January 26, 2021

Agenda Item: 2.1

Subject: Adoption of Resolution No. 03-2021 - Authorization to take any and all necessary actions to prepare and respond effectively to the novel Coronavirus (COVID-19) declaring emergency conditions exist at locations within the Chabot-Las Positas Community College District

Recommended Action: That the Board of Trustees Adopt Resolution No. 03-2021, authorizing the Chancellor to take any and all necessary actions to prepare and respond effectively to the novel Coronavirus (COVID-19) declaring emergency conditions exist at locations within the Chabot Las Positas Community College District


Approved by: ~~Ronald P. Gerhard~~/Date 1-26-21

APPROVED DISAPPROVED TABLED

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE
CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 03-2021

AUTHORIZATION NEEDED TO TAKE ANY AND ALL NECESSARY ACTIONS TO
PREPARE AND RESPOND EFFECTIVELY TO THE NOVEL CORONAVIRUS (COVID-19)
DECLARING EMERGENCY CONDITIONS EXIST AT LOCATIONS WITHIN THE
CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

WHEREAS, on March 4, 2020 the Governor of California issued a Proclamation of a State of Emergency, on March 10, 2020 Alameda County Board of Supervisors approved a resolution declaring a Local Health Emergency, and on March 13, 2020 the President of the United States declared a National Emergency due to the outbreak and spread of a novel coronavirus (COVID-19); and

WHEREAS, guidance provided to institutions of higher education throughout California and the United States considers the temporary transition of courses, instruction, and other operations to an online or telecommuting environment to be an effective measure against the threat of COVID-19; and, in accordance with such guidance, various institutions of higher education, including community college districts within California, have or are planning to temporarily transition courses, instruction, and other operations to an online or telecommuting environment; and

WHEREAS, strict compliance with various statutes and regulations would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of COVID-19; and

WHEREAS, it is imperative to prepare for and implement measures to respond to the spread of COVID-19; and

WHEREAS, it is imperative to have the tools to ensure the health and safety of students, employees, and families in our campus communities; and

WHEREAS, it is imperative to have the tools to protect student learning continues if student educational needs are to be conducted from alternate locations or virtual learning environments; and

WHEREAS, the protection of the health, safety and preservation of the lives and property of the people of the State from the effects of natural emergencies such as COVID-19 which may result in conditions of disaster or in extreme peril to life, property, and resources is of paramount State importance requiring the responsible efforts of public and private agencies and individual citizens, and all public employees required to serve as disaster service workers subject to such disaster service activities as may be assigned to them by their superiors or by law under Government Code 3100; and

WHEREAS, Chabot-Las Positas Community College District Emergency Operations Plan empowers the Chancellor authority to proclaim an emergency declaration; and

WHEREAS, California Government Code Section 8630 requires the governing body to review the declaration at least once every 60 days until the governing board terminates the local emergency; and

WHEREAS, Section 1102 of the Public Contract Code defines “emergency” to mean a “sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services,” and 21060.3 of the Public Resources Code and California Environmental Quality Act Guidelines 14 CCR section 15269(c) defines “emergency” to mean “a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services. ‘Emergency’ includes such occurrences as fire, flood, earthquake, or other soil or geological movements, as well as such occurrences as riot, accident, or sabotage”; and

WHEREAS, under California Public Contract Code section 20654, in an emergency when any repairs, alterations, work, or improvement is necessary to any facility of a community college to permit the continuance of existing community college classes, or to avoid danger to life or property, the Board may, by unanimous vote, with the approval of the county superintendent of schools, do the following: make a contract in writing or otherwise on behalf the District for the performance of labor and furnishing of materials or supplies for the purpose without advertising for or inviting bids; and, notwithstanding California Public Contract Code section 20655.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Chabot-Las Positas Community College District:

1. Determines that the circumstances described in the Resolution herein constitute an emergency condition; and
2. Authorizes the Chancellor and/or their designee to take any and all actions necessary to ensure the continuation of public education, the health and safety of the students and staff, including, but not limited to: the relocation of students and staff, provision of alternative educational program options, including, without limitation, temporarily transitioning courses, instruction and other operations to an online or telecommuting environment and mode of operation, provision of leave of absence, pursuant to Education Code section 87765 and 88199, to employees due to quarantine or recently returning from State Department Level 3 countries or those who are sick from COVID-19 or illnesses with similar symptoms (e.g. cough, fever, shortness of breath), directing faculty and staff to serve as disaster service workers pursuant to Government Code 3100, and/or to make alterations, repairs or improvements to school property; and
3. Determines that the District may enter into any and all contracts necessary, subject to the requirements set forth in California Public Contract Code section 20654, without advertising or inviting bids, and for any dollar amount necessary to respond to the emergency conditions at the District Sites, including, but not limited to: the relocation of students and staff; continued instruction of students; maintenance of supplies, instructional materials, operational support supplies, equipment in support of virtual learning, and provision of additional personnel; and to secure bio-hazard prevention services and supplies; and
4. This Resolution shall remain in effect until rescinded by majority vote of the Governing Board

Resolution No. 03-2021
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PASSED AND ADOPTED this 26th day of January 2021 by the following votes:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Sbranti

NOES: Reynoso

ABESENT:

ABSTENTIONS:

A handwritten signature in black ink, appearing to be 'W. H. S.', written over a horizontal line.

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