

# OFFICIAL COPY



## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

### BOARD OF TRUSTEES REGULAR MEETING April 20, 2021—5:30 P.M.\*

District Office; 7600 Dublin Blvd; Dublin CA  
Board Room (3<sup>rd</sup> Floor)

Location for public participation: ZOOM 1.669.900.6833

Meeting ID: 98330360069

<https://cccconfer.zoom.us/j/98330360069>

**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 98330360069 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

**\*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.**

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](mailto: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](mailto: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](mailto: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 5:30 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 Recording Secretary.

**1.3 ADJOURNMENT**

**1.4 CLOSED SESSION\*-**

**a) PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Title: Chancellor [Government Code Section 54957]

**b) CONFERENCE WITH LABOR NEGOTIATORS: Chabot-Las Positas Faculty Association and S.E.I.U., LOCAL 1021 Updates (Government Code Section 54957.6)**

**1.5 6:30 P.M.—OPEN SESSION-  
CALL TO ORDER AND ROLL CALL**

**1.6 PLEDGE TO FLAG**

**1.7 PUBLIC COMMENTS**

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

**1.8 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) 1.9 Approval of Minutes of March 16, 2021, Regular  
Approval of Minutes of March 20, 2021, Retreat

**1.10 PRESENTATION: BOARD 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**

- (cc) 3.1 Classified Personnel

**4.0 EDUCATIONAL SERVICES**

- (cc) 4.1 Approval of Agreement between National University and Chabot-Las Positas Community College District, Las Positas College
- (cc) 4.2 Approval of Amendment to Memorandum of Understanding (MOU) between The Research and Planning Group (RP Group) for California Community Colleges and Chabot-Las Positas Community College District (CLPCCD)
- (cc) 4.3 Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College
- (cc) 4.4 Approval of Memorandum of Understanding (MOU) for K12 Strong Workforce Program between the Alameda County Office of Education and the Chabot-Las Positas Community College District, Chabot College
- (cc) 4.5 Approval of Chabot College and Las Positas College Educational Master Plans and the Chabot-Las Positas Community College District's District-wide Strategic Plan

**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 Declaration of Surplus Property to be Sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold
- (cc) 5.4 Approval of Aaron De La Cruz Mural Project, Chabot Las-Positas Community College District, Las Positas College
- (cc) 5.5 Approval of Award of a Piggyback Contract for an Audio-Visual Refresh for Conference Room 1687 at Las Positas College Using the Omnia Partnership Agreement with the University of California State Contract
- (cc) 5.6 Approval of Award of a Piggyback Contract for Personal Computer Equipment for Multiple Instructional Areas at Las Positas College Using the State of California Western States Contracting Alliance - National Association of State Procurement Officials Cooperative Purchasing Program
- (cc) 5.7 Acceptance of the Grant Award Notification Formula Revision and Agreement for CARES Act Higher Education Emergency Relief Fund (HEERF) – Minority Serving Institutions – from the U.S. Department of Education for the Chabot – Las Positas Community College District, Chabot College

- (cc) 5.8 Approval of Award of Bid No. B20/21-12, Kinesiology Lab Project at Las Positas College to JD General Construction, Inc.
- (cc) 5.9 Approval of Community College League of California Open Purchase Order Augmentation Form, Chabot-Las Positas Community College District, Chabot College
- 5.10 Adoption of Resolution 06-2021, in the Matter of Establishing a Trust to Be Used for the Purposes of: Investment and Disbursement of Funds Irrevocably Designated by Employer for the Payment of its Obligations to Eligible Employees and Former Employees of Employer and their Eligible Dependents and Beneficiaries for Health Insurance and Other Similar Benefits

#### **6.0 FACILITIES PLANNING AND DEVELOPMENT**

- (cc) 6.1 Approval of Award of Bid No. B20/21-08 to C. Overaa & Co. for the Agricultural Sciences: Horticulture Facility Project at Las Positas College
- (cc) 6.2 Approval of Award of Contract with Corovan for Moving Management Services for the New Academic Support and Faculty Offices B2100 Project at Las Positas College
- (cc) 6.3 Approval of Award of Contract with Ninyo & Moore for DSA Approved Testing and Inspection Services for the Agricultural Sciences: Horticulture Facility at Las Positas College
- (cc) 6.4 Approval of Modification to the Contract with ATI Architects & Engineers for the MPOE Replacement Projects at Chabot College
- (cc) 6.5 Approval of Award of Contract with United Inspection, Inc. for DSA Approved Inspector of Record (IOR) Services for the Agricultural Sciences: Horticulture Facility at Las Positas College
- (cc) 6.6 Approval of Modification to the Contract with W.A. Thomas Co., Inc., for Bid No. 18 01, Biological Sciences B2100 Building Annex at Chabot College
- (cc) 6.7 Approval of Modification to the Existing Design and Engineering Services Contract with ACMARTIN, formerly ATI Architects + Engineers for Agricultural Sciences: Horticulture Facility at Las Positas College
- (cc) 6.8 Approval of Modification to the Piggyback Contract with Class Leasing LLC for the Temporary Faculty Village Modular Offices Project at Las Positas College

#### **7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION**

- (cc) 7.1 Approval of Standard Contract No. 00591-22 with the County of Solano, Chabot-Las Positas Community College District-Economic Development
- (cc) 7.2 Approval of Ratification of Standard Agreement No. C19-0029 – California Community Colleges Chancellor's Office, District-Economic Development

#### **8.0 INFORMATION AND DISCUSSION ITEMS (No Action)**

- 8.1 Informational Personnel Report
- 8.2 First Reading of New, Reviewed, or Revised Administrative Procedures
  - AP 3433 Prohibition of Sexual Harassment Under Title IX
  - AP 3434 Discrimination and Harassment Complaint Procedures



- AP 5010 Admissions
  - AP 5011 Admissions and Concurrent Enrollment of High School and Other Young Students
  - AP 5070 Attendance
  - AP 5075 Course Adds and Drops
  - AP 5210 Communicable Disease
- 8.3 First Reading of New, Reviewed, or Revised Administrative Procedures
- BP 3433 Prohibition of Sexual Harassment Under Title IX
  - BP 5010 Admissions and Concurrent Enrollment
  - BP 5015 Residence Determination
  - BP 5020 Nonresident Tuition
  - BP 5070 Attendance
  - BP 5210 Communicable Disease

## 9.0 OTHER ACTION

- 9.1 Second Reading of New, Reviewed, or Revised Board Policies
- BP 3430 Prohibition of Harassment
  - BP 3540 Sexual and Other Assaults on Campus
  - BP 4100 Graduation Requirements for Degrees and Certificates
- 9.2 Approve the CLPCCD Foundation Bylaws and Articles of Incorporation
- 9.3 Adoption of Resolution 07-2021- Authorization to condemning the recent surge in hate crimes targeting Asian Americans

## 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 NEXT MEETING OF THE BOARD OF TRUSTEES

April 27, 2021, 5:30 p.m., Study-End-of-Year Recognitions, District  
May 18, 2021, 5:30 p.m., Regular, District

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 20, 2021

Agenda Item: 3.1

Subject: Classified Personnel

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

I. ASSIGNED TO LAS POSITAS COLLEGE

A. Employment

Angel, Nora E., Senior Administrative Assistant, Student Services (3CMA03), 100%, 12 months/year, Range/Step 39/1, \$60,361.00/annual, effective 5/3/2021.

B. Promotion (Open Competitive Process)

McWhorter, Elizabeth J., Curriculum and Student Learning Outcome Specialist (3CIN27), 100%, 12 months/year, Range/Step 37/1, \$57,447.00/annual, effective 4/21/2021.

 4.14.21  
Submitted: Wyman M. Fong/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 4.1

Subject: Approval of Agreement between National University and Chabot-Las Positas Community College District, Las Positas College

Background: For the past two years, National University's (NU) leadership team has been in contact with the Administration of Justice Program Coordinator and the Public Safety Programs Manager at Las Positas College (LPC). Discussions took place around NU having the ability to offer their Bachelor Degree Program in Criminal Justice or Homeland Security and Emergency Management on our campus. By having them on campus, it provides a seamless transition for our current and former public safety students who wish to further their education after obtaining their Associate degree here at Las Positas College.

The purpose of the proposed agreement is to provide greater opportunities for our current and former Public Safety Students at LPC to pursue their goal of earning a bachelor's degree. Under this agreement students who have completed their lower-division community college transfer requirements or an associate's degree can apply them at National University upon transferring, thus allowing them to focus on their upper division requirements towards their bachelor degree.

Students who transfer from LPC to NU will receive a tuition rate that is 25% less than the University's standard tuition rate currently being charged at the time each University Course is offered. Students will also be eligible for the Associate Degree for Transfer Scholarship if they are enrolling at National University for the first time within 12 months of completing a Transferable Associate of Arts, Associate of Science, or Associate Degree for Transfer.

Although this agreement will provide a small revenue stream for the college, and there are no additional financial costs for LPC, the intent is to provide our diverse student population with options for continuing their higher education.

Recommended Action: That the Board of Trustees approves the proposed agreement between National University and Chabot-Las Positas Community College District, Las Positas College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

*Theresa F. Rowland by permission*  
Submitted by: Theresa F. Rowland/Date *4/20/21*

*[Signature]* *4/15/21*  
Approved: Ronald P. Gerhard/Date



APPROVED

DISAPPROVED

TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 4.2

Subject: Approval of Amendment to Memorandum of Understanding (MOU) between The Research and Planning Group (RP Group) for California Community Colleges and Chabot-Las Positas Community College District (CLPCCD)

Background: The RP Group is working on replicating the quantitative analyses as modeled in the statewide "Through the Gate" transfer study to create a customized research study pertaining solely to this District using student data provided by the college research offices. The commissioned research by the RP Group will provide student transfer analysis across both colleges to inform intersegmental pathways, grant opportunities with the East Bay College Agile Network (EBCAN), and strategic planning. Analyses will include the following information: profile of the various transfer student populations and disaggregation's by student characteristics and transfer student type.

This amendment to agreement revises the timeline for services provided by the RP Group with a project end date change from January 31, 2021 to April 30, 2021.

Recommended Action: That the Board of Trustees approves the proposed Amendment to Memorandum of Understanding (MOU) between The Research and Planning Group (RP Group) for California Community Colleges and Chabot-Las Positas Community College District (CLPCCD) with a project end date change from January 31, 2021 to April 30, 2021. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the Amendment to the MOU on behalf of the District.

Theresa Fleisher Rowland "by permission of"  
Submitted by: Theresa F. Rowland/Date 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 4.3

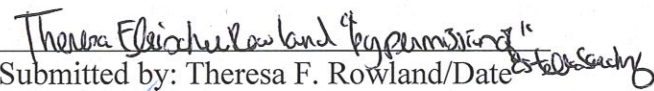
Subject: Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College

Background: The following recommended curriculum changes were proposed and approved Spring 2021 by the Chabot College Curriculum Committee, effective Fall 2022.

New Programs	1
New Certificate	1
Revised Certificates	2
New Noncredit Course	1
Credit Course Revisions	7
Course Deactivations	31
Total	43

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 2021 Fall 2022.

  
Submitted by: Theresa F. Rowland/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 4.4

Subject: Approval of Memorandum of Understanding (MOU) for K12 Strong Workforce Program between the Alameda County Office of Education and the Chabot-Las Positas Community College District, Chabot College

Background: The purpose of this MOU is to enable the Alameda County Office of Education ACOE and Chabot College to successfully implement the K12 Strong Workforce Program (SWP) Round 3 FLY Consortium, FLY Consortium 1, FLY Consortium 2 and FLY Consortium 3 Grants.

Chabot College will partner with ACOE to provide opportunities for dual enrollment classes; work as a consortium to develop high-quality K-14 CTE course sequences, programs, and pathways; work with ACOE P2CC staff to plan career exploration, college transition and Summer Bridge activities; and further develop work-based learning opportunities with Earn & Learn and industry partners.

In exchange for the support and services to be provided by Chabot College under the terms and conditions of this Agreement, ACOE shall pay Chabot College the amount of \$20,000.00 for Round 3, FLY Consortium 1, \$20,000.00 for FLY Consortium 2 and \$10,000.00 for FLY Consortium. Funding for the project is in the amount of \$50,000 effective the date of execution through June 30, 2022.

Recommended Action: That the Board of Trustees approves the proposed Memorandum of Understanding (MOU) for K12 Strong Workforce Program between the Alameda County Office of Education and the Chabot-Las Positas Community College District, Chabot College in the amount of \$50,000 effective the date of execution through June 30, 2022. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the MOU on behalf of the District.

Theresa F. Rowland "by permission" *Stella Lewis*  
Submitted by: Theresa F. Rowland/Date

*[Signature]* 4/5/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

# CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 4.5

Subject: Approval of Chabot College and Las Positas College Educational Master Plans and the Chabot-Las Positas Community College District's District-wide Strategic Plan

Background: Chabot College and Las Positas College Educational Master Plans and the CLPCCD District-wide Strategic Plan (2021–2026) will provide a blueprint for the next five years, guiding the Colleges and District in their missions to provide educational excellence and to continue to educate leaders of today and tomorrow. The plan is the culmination of more than a year of dedicated work on the part of our faculty, classified professionals, students, and administrators. The Plans reflect input from our external partners and identify strategic directions that reflect the authentic cultures and visions of the two Colleges, the District Support Centers, and the Board of Trustees as we commit to serve our diverse student population.

The five Strategic Directions, that are presented as the Board of Trustees' Priorities, represent the culmination of this work:

- Educational Excellence
- Community Partnerships
- Sustained Prioritized Resources
- Institutional Effectiveness
- Call- to- Action to Address Anti-Blackness, Racism, and Barriers to Equity

Recommended Action: The Board of Trustees approve the Chabot College and Las Positas College Educational Master Plans and the CLPCCD District-wide Strategic Plan, including the adoption of the revised Board of Trustees' Priorities.

Submitted by: Theresa F. Rowland/Date

Approved: Ronald P. Gerhard/Date

✓

APPROVED

DISAPPROVED

TABLED



# CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

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>
3/4/2021	10070975 - 10071102 Commercial Warrants	\$ 348,235.30
	10071103 Commercial Warrants	41.19
	10071104 - 10071119 Commercial Warrants	575,432.00
	10071120 - 10071135 Commercial Warrants	226,405.15
	10067766, 10068425 Cancelled Warrants	(17,153.37)
	7906 - 7929 ACH Payments	761,884.21
3/11/2021	10071136 - 10071235 Commercial Warrants	955,562.30
	10071236 - 10071252 Commercial Warrants	3,051,018.53
	10071253 - 10071266 Commercial Warrants	188,917.63
	10071267 - 10071328 Commercial Warrants	219,864.91
	10067054 Cancelled Warrant	(174.00)
	7930 - 8214 ACH Payments	202,077.34
3/18/2021	10071329 - 10071427 Commercial Warrants	290,726.85
	10071428 - 10071450 Commercial Warrants	1,088,882.76
	10071451 - 10071462 Commercial Warrants	68,426.68

Agenda Item: 5.1

April 20, 2021

Page 2

<u>Date</u>	<u>Warrant Numbers</u>	<u>Amount</u>
3/18/2021	8215 - 8232 ACH Payments	\$ 562,313.73
3/25/2021	10071463 - 10071538 Commercial Warrants	1,613,681.28
	10071539 Commercial Warrants	1,062.50
	10071540 - 10071565 Commercial Warrants	1,641,901.75
	10071566 - 10071573 Commercial Warrants	274,317.53
	10071574 - 10071608 Commercial Warrants	5,085,470.03
	8233 - 8247 ACH Payments	361,798.55
	TOTAL	<u>\$ 17,500,692.85</u>

Jonah R. Nicholas 4/13/21  
Submitted: Jonah R. Nicholas / Date

[Signature] 4/8/21  
Approved: Ronald P. Gerhard / Date

✓ APPROVED \_\_\_\_\_ DISAPPROVED \_\_\_\_\_ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

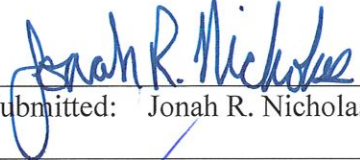
Agenda Item: 5.2

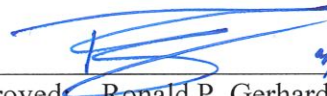
Subject: Approval of Payroll Warrant Registers

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

Regular Monthly Payroll:

March Payroll Warrant Total = \$5,741,069.46

 4/13/21  
Submitted: Jonah R. Nicholas / Date

 4/15/21  
Approved: Ronald P. Gerhard / Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.3

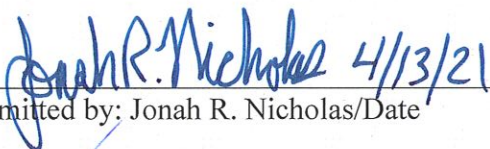
Subject: Approval of Declaration of Surplus Property to be Sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold


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 vehicles & furniture surplus from Chabot College, Las Positas College & District. 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 6550 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.

 4/13/21  
Submitted by: Jonah R. Nicholas/Date

 4/13/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

### Agenda Item: 5.4

Subject: Approval of Aaron De La Cruz Mural Project, Chabot Las-Positas Community College District, Las Positas College

Background: In 2007, funds from the sale of a District-owned property in Castro Valley, known as the “Nike site,” were allocated by the Chabot-Las Positas Community College District Board of Trustees to the Colleges and District Office for the purpose of acquiring public art. In December 2010, the Art on Campus Program and Committee was established at Chabot-Las Positas College District, Las Positas College. The committee did extensive research and work to identify possible locations on campus and select artwork to purchase utilizing these funds. In 2013 and 2014, the “Essence of Athletic Movement” banners and the Fletcher Benton “Folded Circle Ring and L” sculpture were the first two acquisitions that were purchased and installed by 2016.

After a hiatus, the Las Positas College Council re-started the Art on Campus Task Force in 2019. The Task Force convened and mapped out a plan to recommence the work, move forward additional acquisitions and projects, and build a sustained commitment to art at Las Positas College. The Task Force decided to focus on artwork of various size and scope, including a strong desire for one or more murals. Task Force members researched and identified several local Bay area muralists, reviewed their prior work, and decided to pursue Aaron De La Cruz for a commissioned mural. The Task Force also identified several possible locations for the mural.

Since then, the Task Force has vetted this selection through the Facilities and Sustainability Committee and Executive Facilities Committee, with approval received to move forward. Aaron De La Cruz has been contacted and enthusiastically expressed his interest in completing a mural project for Las Positas College. He is a grateful product of the California Community College system. After reviewing photos of the various possible locations, he identified Building 1600 as the best location for his work, and this choice was also approved by the Executive Facilities Committee. Appendix A provides a photograph of the proposed location, and Appendix B provides further specific details.

As Chair of the Art on Campus Task Force, the Dean of Arts and Humanities was requested to submit the mural project for Board of Trustees review and approval. Details regarding the artist, location, conceptual design, estimated timeline, prep and maintenance, cost, and funding source are attached in the Aaron De La Cruz LPC Mural Project Proposal. Examples of the artist’s prior work are included in Appendix B to serve as representative of the type of final product the artist will deliver.

Board Item 5.4  
April 20, 2021  
Page 2

Upon approval, the artist will commence the design phase for the mural, working with the Art on Campus Task Force. The Dean will also work closely with Maintenance and Operations and Campus Safety regarding the artist safely accessing the location and working on campus. The estimated cost for the mural project is not to exceed \$100,000 inclusive of the design, prep, installation, supplies and equipment. Appendix B provides further details regarding aspects that will contribute to the final cost.

Recommended Action: That the Board of Trustees approve the proposed Aaron De La Cruz Mural Project, Chabot-Las Positas Community College District, Las Positas College for an amount not to exceed \$100,000. It is further recommended that the Board authorize the Vice Chancellor of Business Services to execute the agreement on behalf of the District.

Funding Source: Nike Site Funds (FUND 621001), Las Positas College allocation.

 4/13/21  
Submitted: Jonah R. Nicholas /Date

 4/15/21  
Approved: Ronald P. Gerhard /Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.5

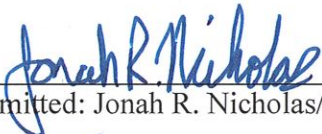
Subject: Approval of Award of a Piggyback Contract for an Audio-Visual Refresh for Conference Room 1687 at Las Positas College Using the Omnia Partnership Agreement with the University of California State Contract


Background: The District is preparing for the purchase, delivery, and installation of audio-visual equipment for the 1687 conference room at Las Positas College. The conference room equipment is obsolete and needs upgrading to the latest audio-visual standards. To make the purchase of the required equipment, the piggyback contracting method has been selected. Public Contract Code Section 20652 authorizes the use of this method when it is in the best interest of the District.

Omnia Partnership's agreement with the University of California manages a cooperative purchasing program offering highly discounted audio-visual equipment available to all public sectors across the U.S. The Omnia Partnership contract planned for this use is with AVI-SPL Company in an amount not to exceed \$71,168.52.

Recommended Action: That the Board of Trustees approve the award of a piggyback contract for audio visual refresh for conference room 1687 at Las Positas College using the Omnia Partnership cooperative purchasing program, to AVI-SPL Company of Berkeley, CA in the respective amounts including taxes, not to exceed \$71,168.52. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the purchase order on behalf of the District.

Funding Source: Measure A Bond Funds

 4/13/21  
Submitted: Jonah R. Nicholas/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.6

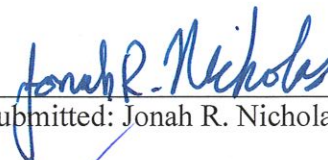
Subject: Approval of Award of a Piggyback Contract for Personal Computer Equipment for Multiple Instructional Areas at Las Positas College Using the State of California Western States Contracting Alliance - National Association of State Procurement Officials Cooperative Purchasing Program

Background: The District is preparing for the purchase, delivery, and installation of personal computer equipment for life-cycle replacement at Las Positas College. These computers will replace systems that no longer meet the needs of instructional areas to support current applications and programs. To make the purchase of the required personal computer equipment, the piggyback contracting method has been selected. Public Contract Code Section 20652 authorizes the use of this method when it is in the best interest of the District.

The Western States Contracting Alliance (WSCA) has formed a cooperative purchasing organization; the National Association of State Procurement Officials (NASPO) to manage a cooperative purchasing program approved by California's State Chief Procurement Official and makes contracts available to authorized governmental entities such as public schools and institutions of higher education. The WSCA-NASPO contract for this use is the computer contract (7-15-70-34-001) with Hewlett Packard Company. This piggyback contract utilizes a previously conducted bidding process and contract award to WSCA members and is not to exceed the amount of \$440,496.15.

Recommended Action: That the Board of Trustees approve the award of a piggyback contract for personal computer equipment for multiple instructional areas at Las Positas College using the State of California WSCA-NASPO Cooperative Purchasing Program, to Hewlett Packard Company of Omaha, NE, in the respective amounts including taxes, not to exceed \$440,496.15. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the purchase on behalf of the District.

Funding Source: Measure A Bond Funds

 4/13/21  
Submitted: Jonah R. Nicholas/Date

 4/16/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.7


Subject: Acceptance of the Grant Award Notification Formula Revision and Agreement for CARES Act Higher Education Emergency Relief Fund (HEERF) – Minority Serving Institutions – from the U.S. Department of Education for the Chabot – Las Positas Community College District, Chabot College

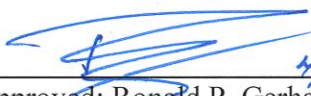
Background: Chabot College has received a third allocation with increased funding from the HEERF and Economic Security CARES Act. As a Hispanic-Serving Institution (HSI) and an Asian American Native American Pacific Islander-Serving Institution (AANAPISI), the CARES Act HEERF funding for Minority Serving Institutions allows Chabot College to use this award to defray expenses incurred by the College, including lost revenue, reimbursement for expenses already incurred, technology costs associated with a transition to distance education, faculty and staff trainings, and payroll. The College may also use this award for grants to students for any component of the student's cost of attendance, including food, housing, course materials, technology, health care, and child care. Expenses must have been first incurred on or after March 13, 2020, the date of the Proclamation of National Emergency.

Chabot College's latest CARES HEERF-MSI allocation revisions/increases are as follows:

- GAN\_P425L200454-20A reflects the first revision/increase of \$2,779
- GAN\_P425L200454-20B reflects the 2nd revision/increase of \$574,584
- GAN\_P425L200454 (Administrative Action 4) reflects these two increases combined along with the original GAN of \$295,014, but with an updated budget period until February 14, 2022
- This award, including the previously approved amounts, totals \$872,377

Recommended Action: That the Board of Trustees approve this agreement from the U.S. Department of Education to Chabot College in the total amount of \$872,377 for the budget period of June 11, 2020 through February 14, 2022. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to approve the agreement on behalf of the District.

 4/13/21  
Submitted: Jonah R. Nicholas/Date

 4/13/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.8

Subject: Approval of Award of Bid No. B20/21-12, Kinesiology Lab Project at Las Positas College to JD General Construction, Inc.

Background: The District issued Bid No. B20/21-12 on March 12, 2021. The invitation of bid was in accordance with State public bidding requirements. The purpose of this request was to receive comprehensive proposals for Kinesiology Lab Project at Las Positas College.

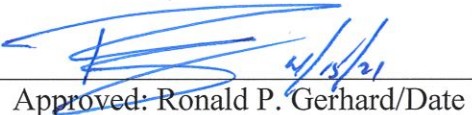
On Thursday, March 18, 2021 a mandatory bid walk was held and attended by four (4) interested parties. On March 31, 2021 proposals were received by two (2) parties. JD General Construction, Inc. was selected as the lowest responsive and most qualified company.

Base Fee	\$ 114,000.00
Owner's Allowance	\$ 5,000.00
Total Bid Amount	\$ 119,000.00

Recommended Action: That the Board of Trustees approve the award of Bid No. B20/21-12, Kinesiology Lab Project at Las Positas College to JD General Construction, Inc. of Livermore, California in the amount of \$119,000.00. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement and any future amendments to the agreement on behalf of the District.

Funding Source: CARES Act Funds

 4/13/21  
Submitted: Jonah R. Nicholas/Date

 4/13/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 5.9

**Subject:** Approval of Community College League of California Open Purchase Order Augmentation Form, Chabot-Las Positas Community College District, Chabot College

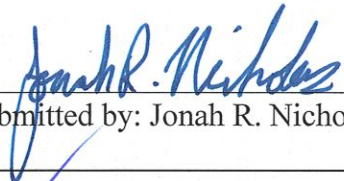
Background: The District and Chabot College recommend approval of the Community College League of California Open Purchase Order Augmentation Form. The District and Chabot College receive funds annually from the Measure A bond to acquire library materials. The Community College League of California negotiates the best consortia pricing for library resources on behalf of California community colleges. Examples of these resources are subscription databases, online magazines and journals, newspapers, eBooks, streaming videos and music, and conference proceedings.


The Community College League of California (League) is a nonprofit public benefit corporation whose voluntary membership consists of the state's 72 public community college districts. The League supports locally-elected trustees and community college CEOs in serving their students and communities by advocating on their behalf at the state and federal levels, providing continued professional development, and delivering services that use economies of scale to minimize cost. The League has a joint project with the Chief Council of Librarians to provide a Community College Library Consortium. The Chief Council of Librarians charges an annual fee for libraries to be a part of the consortium.

The open purchase order augmentation form is for the annual subscription to online library materials and online databases that provide access to magazines and journals, eBooks, streaming media, and other research content. This final augmentation form on open purchase order B210037 will total \$135,202 for invoices to be paid during FY 2020-21. This agenda item also corrects agenda item 5.5 from the November 17, 2020 Board meeting where the wrong purchase order number was referenced, B200305, instead of the correct number, B210037.

Recommended Action: That the Board of Trustees approve the Community College League of California open purchase order augmentation form in the amount of \$135,202. It is further recommended that the Board authorize the Vice Chancellor of Business Services to execute the augmentation on behalf of the District, Chabot College.

Funding Source: Measure A

 4/13/21  
Submitted by: Jonah R. Nicholas/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED



## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

### Agenda Item: 5.10

**Subject:** Adoption of Resolution 06-2021, in the Matter of Establishing a Trust to Be Used for the Purposes of: Investment and Disbursement of Funds Irrevocably Designated by Employer for the Payment of its Obligations to Eligible Employees and Former Employees of Employer and their Eligible Dependents and Beneficiaries for Health Insurance and Other Similar Benefits

**Background:** The Board of Trustees (Board) of Chabot Las Positas Community College District (District) has established a trust for the purposes of: investment and disbursement of funds irrevocably designated by the District for the payment of its obligations to eligible employees (and former employees) of the District and their eligible dependents and beneficiaries for health insurance and other similar benefits (sometimes referred to as “other post-employment benefits,” or “OPEB”), in compliance with Governmental Accounting Standards Board Statement Nos. 74 and 75.

The Board has established a seven-member Retirement Board of Authority for the Trust to have the authority to engage other necessary providers of services in connection with the Program, including the adoption of the Trust, the appointment of a fiduciary trustee and custodian, as well as to make any and all other decisions in the name of and on behalf of the District with regard to the Trust and other applicable agreements. The Board desires and has the authority to appoint, terminate or replace the members of the Retirement Board of Authority at any time;

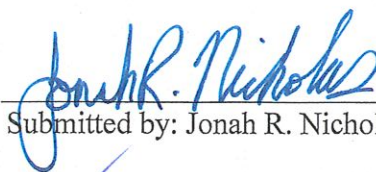
The persons holding the following titles shall be appointed as the members of the Retirement Board of Authority, until such time as their successors, holding the same title, shall replace them.

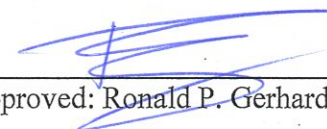
- Vice Chancellor, Business Services
- Vice President, Administrative Services
- College President
- Administrative Association Representative
- SEIU Representative
- Faculty Association Representative
- Retiree Representative



Board Item 5.10  
April 20, 2021  
Page 2

Recommended Action: That the Board of Trustees approve the adoption of resolution 06-2021 for the purpose of investment and disbursement of funds irrevocably designated by the District, for the payment of its obligation to eligible employees (and former employees) of CLPCCD and their eligible dependents and beneficiaries for health insurance and other similar benefits; and that the Board establish a seven-member Retirement Board Authority for the Trust to manage the Trust.

 4/13/21  
Submitted by: Jonah R. Nicholas/Date

 4/13/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED

BEFORE THE GOVERNING BOARD OF THE  
CHABOT LAS POSITAS COMMUNITY COLLEGE DISTRICT  
ALAMEDA COUNTY, STATE OF CALIFORNIA

<b>In the Matter of Establishing a Trust to be</b>	)	
<b>Used for the Purposes of: Investment and</b>	)	
<b>Disbursement of Funds Irrevocably Designated</b>	)	
<b>by Employer for the Payment of its Obligations</b>	)	
<b>to Eligible Employees (and Former Employees)</b>	)	<b>Resolution No. 06-2021</b>
<b>of Employer and their Eligible Dependents and</b>	)	
<b>Beneficiaries for Health Insurance and Other</b>	)	
<b>Similar Benefits</b>	)	

WHEREAS, the Governing Board (the “**Board**”) of Chabot Las Positas Community College District (“**Employer**”) has established a trust for the purposes of: investment and disbursement of funds irrevocably designated by Employer for the payment of its obligations to eligible employees (and former employees) of Employer and their eligible dependents and beneficiaries for health insurance and other similar benefits (sometimes referred to as “other post-employment benefits,” or “**OPEB**”), in compliance with Governmental Accounting Standards Board Statement Nos. 74 and 75;

WHEREAS, the Board has established a **seven-member** Retirement Board of Authority for the Trust (the “**Retirement Board of Authority**”), to have the authority to engage other necessary providers of services in connection with the Program, including the adoption of the Trust, the appointment of a fiduciary trustee and custodian, as well as to make any and all other decisions in the name of and on behalf of the Employer with regard to the Trust and other applicable agreements;

WHEREAS, the Board desires and has the authority to appoint, terminate or replace the members of the Retirement Board of Authority at any time;

NOW THEREFORE, be it:

RESOLVED, that the persons holding the following titles shall be appointed as the members of the Retirement Board of Authority, until such time as their successors, holding the same title, shall replace them.

Vice Chancellor, Business Services  
Vice President, Administrative Services  
College President  
Administrative Association Representative  
SEIU Representative  
Faculty Association Representative  
Retiree Representative


Board Item 5.10  
April 20, 2021  
Page 2

I DO HEREBY CERTIFY that I am the Secretary of the Governing Board of the Chabot Las Positas Community College District, and that the foregoing is a true and correct copy of the resolutions duly adopted and approved at an official and public meeting which was called and held in accordance with all applicable provisions of law and the bylaws of the Board, on April 20, 2021, by the following vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti  
NOES:  
ABSENT:  
ABSTAIN:

I FURTHER CERTIFY that the above resolutions, approved by the Chabot-Las Positas College District Board, are presently in full force and effect and have not been amended or revoked.

IN WITNESS WHEREOF, this resolution has been executed on April 20, 2021.

  
\_\_\_\_\_, Secretary, Governing Board  
( Chabot Las Positas Community College District



# CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

## Agenda Item: 6.1

Subject: Approval of Award of Bid No. B20/21-08 to C. Overaa & Co. for the Agricultural Sciences: Horticulture Facility Project at Las Positas College

Background: The District issued Bid No. B20/21-08 on February 2, 2021. The invitation of bid was in accordance with state public bidding requirements. The purpose of this request was to receive comprehensive proposals for Agricultural Sciences: Horticulture Facility at Las Positas College.

On Wednesday, February 10, 2021 and Wednesday, February 23, 2021, mandatory bid walks were held and attended by Eighteen (18) interested parties. On March 30, 2021 six (6) parties submitted bid proposals.

<u>Bidder</u>	<u>City</u>	<u>Bid Amount</u>
Build Group	San Francisco, CA	\$6,595,000.00
<del>EF Brett &amp; Co</del>	<del>San Rafael, CA</del>	<del>\$5,429,000.00</del> withdrawn
JUV Inc	Oakland, CA	\$6,027,000.00
C Overaa & Co	Richmond, CA	\$5,539,000.00
Rodan Builders	Hayward, CA	\$6,394,000.00
WE Lyons Const.	Walnut Creek, CA	\$5,968,000.00

On April 2, 2021 the District received a letter from E.F. Brett & Co. indicating they had made a clerical error on the bid proposal and requesting withdrawal of the submitted bid in accordance with Public Contract Code Section 5103. Following the withdrawal, C. Overaa & Co. was determined as the lowest responsive and most qualified company.

Base Fee	\$5,289,000.00
Owner's Allowance	<u>\$ 250,000.00</u>
Total Bid Amount	\$5,539,000.00

The District is requesting that the Board of Trustees approve the withdrawal of the bid by EF Brett and award Bid No. B20/21-08 to C. Overaa & Co. and the rejection of Alternate #01.

Agenda Item: 6.1

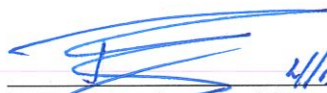
April 20, 2021

Page 2

Recommended Action: That the Board of Trustees approve the withdrawal of the bid by EF Brett due to clerical error and award Bid No. B20/21-08 to C. Overaa & Co. of Richmond, California in the amount of \$5,539,000.00 and reject Alternate No. 01 in the amount of \$14,000.00 for the Agricultural Sciences: Horticulture Facility Project at Las Positas College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement and any future amendments to the agreement on behalf of the District.

Funding Source: Measure A Bond

 4/13/2021  
Submitted: Owen Letcher/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED ☐ DISAPPROVED ☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.2

Subject: Approval of Award of Contract with Corovan for Moving Management Services for the New Academic Support and Faculty Offices B2100 Project at Las Positas College

Background: On February 22, 2021 the District requested quotes from three (3) Move Management Companies for the New Academic Support and Faculty Offices at Las Positas College. Corovan selected as the lowest responsive and most qualified firm.

The district recommends the selection of Corovan for Move Management Services for the New Academic Support and Faculty Offices at Las Positas College. Their services will include moving faculty and staff out of the existing B2100 to the Temporary Faculty Village site during the duration of construction for the New Academic Support and Faculty Office B2100.

Recommended Action: That the Board of Trustees approves the proposed Award of Contract with Corovan of San Leandro, CA, for Move Management Services for the New Academic Support and Faculty Offices at Las Positas College in an amount not to exceed \$94,987.26. It is also 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

  
Submitted: Owen Letcher/Date

  
Approved: Ronald P. Gerhard/Date



APPROVED

DISAPPROVED

TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.3

Subject: Approval of Award of Contract with Ninyo & Moore for DSA Approved Testing and Inspection Services for the Agricultural Sciences: Horticulture Facility at Las Positas College

Background: The District issued a Request for Proposal on February 2, 2021, seeking qualified DSA Approved Testing and Inspection Services for the Agricultural Sciences: Horticulture Facility at Las Positas College. On March 19<sup>th</sup> the District Purchasing Department received four responses to the RFP from qualified firms.

<u>Proposer</u>	<u>City</u>
Consolidated Engineering Laboratories	San Ramon, CA
Ninyo & Moore	San Jose, CA
Signet Testing Labs, Inc	Hayward, CA
Construction Testing Services	Pleasanton, CA

After review of the submitted documents, Ninyo & Moore was selected as the lowest responsive and most qualified firm for all services requested.


DSA T&I Projected Total	\$58,658.00
District Allowance	<u>\$ 5,865.00</u>
Not to Exceed Amount	\$64,523.00

The district recommends the selection of Ninyo & Moore for DSA Approved Testing and Inspection Services for the Agricultural Sciences: Horticulture Facility at Las Positas College.

Recommended Action: That the Board of Trustees approves the proposed Award of Contract with Ninyo & Moore of San Jose, CA, for DSA Approved Testing and Inspection Services for the Agricultural Sciences: Horticulture Facility at Las Positas College in an amount not to exceed \$64,523.00. It is also 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

  
Submitted: Owen Letcher/Date 4/15/2021

  
Approved: Ronald P. Gerhard/Date 4/16/21

☒ APPROVED ☐ DISAPPROVED ☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.4

Subject: Approval of Modification to the Contract with ATI Architects & Engineers for the MPOE Replacement Projects at Chabot College

Background: On March 17, 2020, the District issued a purchase order to ATI Architects & Engineers for the MPOE Replacement Project. Due to the revised scope of work additional services are necessary due to unforeseen conditions that include changes during construction and extended construction administration services for the MPOE Replacement Project at Chabot College.

Original Contract Amount	\$224,295.00
Prior Modification No. 1	\$ 46,530.00
Prior Modification No. 2	\$ 24,400.00
Prior Modification No. 3	\$ 33,370.00
Modification No. 4	<u>\$ 19,160.00</u>
New Contract Amount	\$347,755.00

Recommended Action: That the Board of Trustees approve the modification to the existing contract with ATI Architects & Engineers of Pleasanton, CA for Design and Engineering Services to revise scope from original proposal in an amount not to exceed \$19,160.00. 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

 4/13/2021  
Submitted: Owen Letcher/Date

 4/13/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.5

Subject: Approval of Award of Contract with United Inspection, Inc. for DSA Approved Inspector of Record (IOR) Services for the Agricultural Sciences: Horticulture Facility at Las Positas College

Background: The District issued a Request for Proposal on February 2, 2021, seeking qualified DSA Approved Inspector of Record (IOR) Services for the Agricultural Sciences: Horticulture Facility at Las Positas College. On March 19<sup>th</sup> the District Purchasing Department received responses from two firms.

<u>Firm</u>	<u>City</u>
United Site Services	Newark, CA
ITS Enterprises, Inc	Acampo, CA

After review, United Inspection, Inc. was selected as the lowest responsive and most qualified firm for all services requested.

DSA IOR 13 Month Fee @ \$6,930 per Month	\$ 90,090.00
District Allowance	<u>\$ 9,009.00</u>
Not to Exceed Amount	\$ 99,099.00

The district recommends the selection of United Inspection, Inc. for DSA Approved Inspector of Record (IOR) Services for the Agricultural Sciences: Horticulture Facility at Las Positas College.

Recommended Action: That the Board of Trustees approves the proposed Award of Contract with United Inspection, Inc. of Hughson, CA, for DSA Approved Inspector of Record (IOR) Services for the Agricultural Sciences: Horticulture Facility at Las Positas College in an amount not to exceed \$99,099.00. It is also 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

 4/13/2021  
Submitted: Owen Letcher/Date

  
Approved: Ronald P. Gerhard/Date

✓

APPROVED

DISAPPROVED

TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.6

Subject: Approval of Modification to the Contract with W.A. Thomas Co., Inc., for Bid No. 18-01, Biological Sciences B2100 Building Annex at Chabot College

Background: On February 20, 2018, the Board of Trustees approved the contract with W.A. Thomas Co., Inc. or Bid No. 18-01, Biological Sciences B2100 Building Annex at Chabot College. This changes includes access, mechanical, electrical and interior changes. In addition an additional 13 non-compensable calendar days is being added to the contract schedule.

Original Contract Amount	\$ 20,150,000.00
Change Order No. 12	\$ 66,050.00
New Contract Amount	\$ 20,216,050.00

Recommended Action: That the Board of Trustees approves the modification to the existing contract with W.A. Thomas Co., Inc. for Bid No. 18-01, Biological Sciences B2100 Building Annex at Chabot College in an amount not to exceed \$66,050.00. 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 B Bond Funds

 4/15/2021  
Submitted: Owen Letcher/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.7

Subject: Approval of Modification to the Existing Design and Engineering Services  
Contract with ACMARTIN, formerly ATI Architects + Engineers for Agricultural  
Sciences: Horticulture Facility at Las Positas College

Background: On July 16, 2019, the Board of Trustees approved the contract with ATI Architects + Engineers, now doing business as ACMARTIN, for Design and Engineering Services for the Horticulture Facility at Las Positas College. Add service number 1 was approved at the March 2020 Board of Trustees meeting and included pricing to change the site location of the Horticulture Facility. Add service number 2 included adjusting the scope of work, plan adjustment and a two week design service extension. Add service number 3 will include the scope of service from Addendums 2 and 3, which include changes to the bio-retention area, parking lot, irrigation and landscape.

Original Contract Amount	\$394,000.00
Original Owners Allowance	\$ 39,400.00
Add Service No 1-to CA	\$150,900.00
Add Service No 2-from OA	\$ 15,191.00
Add Service No 3-from OA to CA	\$ 30,056.00
Additional funds to Owners Allowance	\$ 20,000.00
Revised Contract Amount	\$590,147.00
New Owners Allowance	\$ 14,153.00
Final Contract Amount	\$604,300.00

Recommended Action: That the Board of Trustees approves the modification to the existing contract with ACMARTIN, formerly ATI Architects + Engineers, Agricultural Sciences: Horticulture Facility at Las Positas College. 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

 4/13/2021  
Submitted: Owen Letcher/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 6.8

Subject: Approval of Modification to the Piggyback Contract with Class Leasing LLC for the Temporary Faculty Village Modular Offices Project at Las Positas College


Background: On February 18, 2020, the Board of Trustees approved the piggyback contract with Class Leasing LLC for Bid No. B19/20-10, Temporary Faculty Village Modular Offices and Restrooms Relocatable through Government/Public Cooperative Procurement Delivery Method. This modification encompasses the changes detailed in Change Orders 2 and 3, which include modifications to modular buildings and building ramps and unforeseen onsite shuttling. The change orders will move \$23,840.00 from the owner's allowance leaving a sum of \$62,721.28. Overall contract amount does not increase. This modification will also extend the contract duration by 45 non-compensable calendar days. Revised contract completion date will be May 21, 2021.

Original Contract Amount	\$ 645,811.41
Original Owners Allowance	\$ 90,000.00
Previously Approved from OA	\$ 3,438.72
Current Changes CO2 & CO3 - from OA	\$ 23,840.00
Revised Contract Amount	\$ 673,090.13
<u>New Owner's Allowance</u>	<u>\$ 62,721.28</u>
Final Contract Amount	\$ 735,811.41

Recommended Action: That the Board of Trustees approves the modification to the existing contract with Class Leasing LLC for Bid No. B19/20-10, Temporary Faculty Village Modular Offices at Las Positas College. 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

 4/15/2021  
Submitted: Owen Letcher/Date

 4/15/21  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 7.1

Subject: Approval of Standard Contract No. 00591-22 with the County of Solano,  
Chabot-Las Positas Community College District-Economic Development

Background: Solano County's Health and Social Services Department has contracted with Chabot-Las Positas Community College District's Economic Development and Contract Education Department to provide training to people who work with the out of home children and youth of Solano County since 2003-04. The County has requested that we continue to provide training services for the 2021-22 fiscal year.

As with the prior contracts, we will be working closely with our partners, A Better Way, Aldea, Alternative Family Services and Seneca Center, to deliver training to their own staff as well as to other Solano County community-based agencies serving foster children. Additionally, the County's Child Welfare Services incorporates training for their staff as part of this contract. The contract is funded through Title IV-E federal funds, and the reimbursement is in the amount of \$502,680.

The contract states that Solano County will pay the District up to \$502,680 for training services provided and has a term of twelve months (July 1, 2021 to June 30, 2022). The contract requires an in-kind match, which is the District's responsibility, which consists of the value of staffing, overhead and facilities costs.

Recommended Action: That the Board of Trustees approves the proposed Standard Contract No. 00591-22 with the County of Solano, District – Economic Development in the amount of \$502,680 for the period of July 1, 2021 through June 30, 2022. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the standard contract on behalf of the District.

*Theresa F. Rowland "by permission"*  
Submitted by: Theresa F. Rowland/Date *4/15/21*

*RS* *4/15/21*  
Approved: Ronald P. Gerhard/Date

☒ APPROVED

☐ DISAPPROVED

☐ TABLED

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 7.2

Subject: Approval of Ratification of Standard Agreement No. C19-0029 – California Community Colleges Chancellor's Office, District-Economic Development

Background: On November 12, 2019, the Chabot-Las Positas Community College District's (CLPCCD) Board of Trustees approved that we serve as fiscal agent for the Strong Workforce Program (SWP) for the California Community Colleges Chancellor's Office (CCCCO). The SWP was created to expand the availability of quality community college career technical education and workforce development courses, programs, pathways, credentials, certificates and degrees.

Since the original award, the CCCCCO has revised its contract language for fiscal agreements and Standard Agreement No. C19-0029 has been created to replace the original Agreement (19-205-001), which was for the term of November 13, 2019 through December 31, 2020, in the amount of \$9,900,000. The CCCCCO Standard Agreement No. C19-0029 reflects a new funding period of July 15, 2019 through June 30, 2021, with award amount of \$12,500,000. Due to the urgency of processing this contract, Chancellor Ronald Gerhard signed this Agreement on October 22, 2020, requiring a ratification by the Board of Trustees.

Recommended Action: That the Board of Trustees approves the Ratification of Standard Agreement No. C19-0029 - California Community Colleges Chancellor's Office, District-Economic Development, in the amount of \$12,500,000, for the term of July 15, 2019 through June 30, 2021.

*Theresa Fleischer Rowland "by permission"*  
Submitted by: Theresa F. Rowland/Date *4/16/21*

*[Signature]* 4/16/21  
Approved: Ronald P. Gerhard/Date

✓

APPROVED

DISAPPROVED

TABLED

## CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 8.2

Subject: First Reading of New, Reviewed, or Revised Administrative Procedures

### 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 Administrative Procedures 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). The Administrative Procedures are reviewed in the same manner as Board Policies except that they are presented to the Board once, as informational items.

- AP 3433 Prohibition of Sexual Harassment Under Title IX
- AP 3434 Discrimination and Harassment Complaint Procedures
- AP 5010 Admissions
- AP 5011 Admission and Concurrent Enrollment of High School and Other Young Students
- AP 5070 Attendance
- AP 5075 Course Adds and Drops
- AP 5210 Communicable Disease

Recommended Action: For information only.



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 8.3

Subject: First 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 first reading of these Board Policies. Based upon board comment and feedback, they will be presented for a second reading at the Board's May's meeting for approval.

- BP 3433 Prohibition of Sexual Harassment Under Title IX
- BP 5010 Admissions and Concurrent Enrollment
- BP 5015 Residence Determination
- BP 5020 Nonresident Tuition
- BP 5070 Attendance
- BP 5210 Communicable Disease

Recommended Action: None at this time.

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

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 3430 Prohibition of Harassment
- BP 3540 Sexual and Other Assaults on Campus
- BP 4100 Graduation Requirements for Degrees and Certificates

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

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 9.2

Subject: Approval of Chabot-Las Positas Community College District Foundation Bylaws and Articles of Incorporation

Background: The Chabot-Las Positas Community College District Foundation Board of Directors has been undergoing a review of the Bylaws and Articles of Incorporation in order to work collaboratively with the Las Positas College Foundation and the Friends of Chabot College to embark on philanthropic endeavors.

The Bylaws and Articles of Incorporation presented today are updated and current with review and assistance from the Las Positas College Foundation and the Friends of Chabot College.

Recommended Action: That the Board of Trustees approves the Chabot-Las Positas College Foundation Bylaws and Articles of Incorporation. It is further recommended that the Board authorize the Chancellor or his designee, to file the revised Articles of Incorporation with the State of California.

  
Approved: Ronald P. Gerhard / Date 4/13/21

☒ APPROVED

☐ DISAPPROVED

☐ TABLED



CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

April 20, 2021

Agenda Item: 9.3

Subject: Adoption of Resolution 07-2021- Authorization to condemning the recent surge in hate crimes targeting Asian Americans

Recommended Action: That the Board of Trustees Adopt Resolution No. 07-2021 authorizing the Chancellor to respond effectively and as appropriate to Asian American hate crimes within the Chabot-Las Positas Community College District and the communities we serve.

  
Approved: Ronald P. Gerhard / Date 4/13/21

 APPROVED \_\_\_\_\_ DISAPPROVED \_\_\_\_\_ TABLED \_\_\_\_\_

**Chabot- Las Positas Community College District**  
**RESOLUTION No. 07-2021**

**CONDEMNING THE RECENT SURGE IN  
HATE CRIMES TARGETING ASIAN AMERICANS**

WHEREAS, twenty-three million Asian Americans and Pacific Islanders (AAPI) account for seven percent of the Nation's population in the United States; and over two million Asian Americans and Pacific Islanders are working on the frontlines of this COVID-19 pandemic in health care, law enforcement, first responders, education, transportation, supermarkets, and other essential service industries; and

WHEREAS, in Alameda County, one of the first minority-majority counties in the nation, Asians have been the largest racial group since 2014, and currently make up 32 percent of the county's population and

WHEREAS, the recent rise of violence against Asian Americans is part of a larger history of violence against communities of color, we must work together to create community-centered solutions that stop the violence in all communities; and

WHEREAS, Chabot-Las Positas CCD recognizes that past statements at the federal level have played a role in furthering anti-Asian sentiments, including references to the COVID-19 pandemic by the geographic location of its origin; and

WHEREAS, such inflammatory rhetoric is inaccurate and stigmatizing and has put AAPI persons, families, communities, and businesses at risk; and

WHEREAS, these remarks tend to incite fear and xenophobia, and have exacerbated Racism against individuals of Asian ancestry by putting them at risk of retaliation; challenges to accessing resources and services; appearing in public; and expressing their identity; and

WHEREAS, Stop AAPI Hate—a hate-incident-reporting website launched by the Asian Pacific Policy and Planning Council and Chinese for Affirmative Action— has received over 3000 reported incidents of racism and discrimination targeting Asian Americans across the U.S., with over 700+ occurring in the Bay Area, including incidents of verbal harassment, shunning, acts of vandalism, and physical violent assault including death and

WHEREAS, despite a new Presidential Administration in office since January 2021, Asian Americans have continued to experience more horrific and senseless attacks particularly against elderly API individuals that have resulted in hospitalizations and death and

WHEREAS, while on April 20, 2021, the Chabot-Las Positas Community College District Board of Trustees passed a Resolution by unanimous vote "denouncing xenophobia and anti-Asian sentiment arising due to fears of the COVID-19 pandemic", incidents of hate crimes and acts of violence against the AAPI Community continue to increase at an alarming rate and

Board Item 9.3  
Resolution No. 07-2021  
April 20, 2021  
Page 2

WHEREAS, Racism, discrimination, bigotry, violence, hate and oppression have no place at Chabot-Las Positas CCD or in our community and will not be tolerated and

WHEREAS, The Board of Trustees of the Chabot-Las Positas Community District vehemently denounces the violence against Asian American and Pacific Islanders and wishes to affirm its commitment to the well-being and safety of Asian American and Pacific Islander students and community members and ensure they know they are not alone and that they can speak out to help stop the spread of bigotry and

NOW THEREFORE BE IT RESOLVED the Chabot-Las Postias Community College District Board of Trustees reaffirms that Chabot- Las Positas Community College District is a community that values diversity, equity and inclusion; and further

BE IT RESOLVED that the Chabot-Las Positas Community College District Board of Trustees stands with the Asian American and Pacific Islander (AAPI) community and calls on all citizens and leaders to join us in condemning racist attacks against Asian Americans, in all forms; commit to helping end racism through educating our communities on the rich history and culture of Asian Americans; renew our commitment to speak out against such attacks; defend and protect those targeted; and seek out and punish those who commit hate crimes against AAPI members of our community.

PASSED AND ADOPTED this 20th day of April 2021 by the following votes:

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

NOES:

ABESENT:

ABSTENTIONS:



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