

## Tuesday, December 12, 2023 BOARD OF TRUSTEES REGULAR MEETING

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT 5:30 P.M.\* District Office; 7600 Dublin Blvd., Dublin, CA Boardroom (3rd Floor)

## **1. GENERAL FUNCTIONS-PRESIDENT OF THE BOARD**

Subject	1.1 5:30 P.M.—OPEN SESSION CALL TO ORDER AND ROLL CALL
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Procedural
Subject	1.2 PUBLIC COMMENTS (Closed Session Items)
Subject Meeting	<b>1.2 PUBLIC COMMENTS (Closed Session Items)</b> Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
-	

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

Subject	1.3 ADJOURN TO CLOSED SESSION
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Action

\*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.

Subject	1.4 CLOSED SESSION*—Personnel, Collective Bargaining and Possible Litigation
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category

1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Туре

## \*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.

a) CONFERENCE WITH REAL PROPERTY NEGOTIATOR: (Government Code Section 54956.8) - Two Items

Subject	1.5 6:30 P.M.—OPEN SESSION CALL TO ORDER AND ROLL CALL
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Procedural
Subject	1.6 PLEDGE TO FLAG
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Procedural
Subject	1.7 PUBLIC COMMENTS
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	

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

Subject	1.8 APPROVE CONSENT ITEMS (cc)
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Action (Consent)

Consent Calendar items are designated by "cc" and are expected to be routine and noncontroversial. 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.

Subject	1.9 APPROVAL OF THE MINUTES OF THE NOVEMBER 14, 2023 REGULAR MEETING (CC)
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Туре	Action (Consent), Minutes
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
File Attachments	

20231114-Regular Board Meeting Minutes - Final.pdf (752 KB)

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#### Subject 1.10 PRESENTATION: 2022-23 Financial Audit Report

Meeting Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Туре

File Attachments Audit Results CLP CCD 2023 Audit Results.pdf (428 KB)

Presentation

## 2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Subject	2.1 Presidents of Faculty Senates - Chabot College and Las Positas College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Туре	Reports
Subject	2.2 Presidents of Classified Senates - Chabot College, Las Positas College and District
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Туре	Reports
Subject	2.3 Presidents of Student Senates - Chabot College and Las Positas College Student Government
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

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Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Туре	Reports
Subject	2.4 Constituency Reports: SEIU, Faculty Association
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Туре	Reports

## 3. PERSONNEL

Subject	3.1 (cc) Classified Personnel
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds

## **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Classified Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

## I. ASSIGNED TO DISTRICT OFFICE

Resendiz Mendez, Ramiro (nmi), Grounds Worker I (1CMN9P), 100%, 12 months/year, Range 26/1, \$51,094.00/annual, effective 12/13/2023.

Subject	3.2 (cc) Faculty Personnel
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL

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Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds

## **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Faculty Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

### I. ASSIGNED TO CHABOT COLLEGE

A. Faculty Contract

Contract of Employment - First Year, January 1, 2024 - June 30, 2024

Durunna, Udodirim N., Instructor, Nursing (Nursing Skills Lab Coordinator) (2FHS25), Column/Step II/2, \$79,804.00/annual.

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Subject	3.3 (cc) Management Personnel
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds

## **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Management Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

### I. ASSIGNED TO CHABOT COLLEGE

#### A. Interim Administrative Employment

Montouth, Stefanie M., Interim Student Resources Program Manager (2ASP17), Range/Step 10/3, \$84,612.00/annual, effective 1/1/2024 through 6/30/2024, or until the permanent position is filled, and in compliance with any CalPERS/CalSTRS regulations, whichever date is earlier.

#### B. Contract of Employment – January 4, 2024 – June 30, 2025

Sanchez, Erica M., Hispanic-Serving Institution Director (2ASP16), Range/Step 13/2, \$100,152.00/annual. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

#### II. ASSIGNED TO DISTRICT OFFICE

#### A. Contract of Employment – December 13, 2023 – June 30, 2025

Teixeira Magalhaes, Lucia D.F., Director of Apprenticeship Programs (1ADE14), Range/Step 17/2, \$133,764.00/annual. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

### B. Contract of Employment – January 8, 2024 – June 30, 2025

Cervantes, Agustin (nmi), Executive Director of Bay Area K-16 Collaborative (1ADA29), Range/Step 19/2, \$154,584.00/annual. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

Subject	3.4 (cc) Executive Personnel
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Budgeted	Yes

Budget Source Various - Existing Funds

### **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Executive Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

#### I. ASSIGNED TO CHABOT COLLEGE

#### A. Contract of Employment – July 1, 2024 to June 30, 2025

Cooks, Jamal A., President (2EPR01), Step 3, \$249,386.00/annual.

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Subject	3.5 (cc) Approval of New Hourly Wages for Student Assistants
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds

## **BACKGROUND INFORMATION -**

Effective January 1, 2024, the State minimum wage will increase from \$15.50 per hour to \$16.00 per hour.

Category	Step 1
Α	\$ 16.00
В	\$ 16.50
C	\$ 17.00

These changes will bring the District into compliance with the newly established State minimum wage.

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## **4. EDUCATIONAL SERVICES**

Subject	4.1 (cc) Approval of College and Career Access Pathways (CCAP) Partnership Agreement for Dual Enrollment between Dublin Unified School District and Chabot-Las Positas Community College District, Las Positas College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Budgeted	No
Budget Source	n/a

The purpose of this College and Career Access Pathways (CCAP) Partnership Agreement is to provide high school students expanded opportunities to earn early college credit and get on a an academic path at Las Positas College while enrolled in high school. The intent is to offer provisions of AB 288 and AB 30 (Ed Code 76004) for high school students "who may not already be college bound or who are underrepresented in higher education." The Agreement commences on December 13, 2023 with an annual planned review.

The goals are: 1) To develop seamless pathways from high school to community college for career technical education or preparation for transfer; 2) Improve high school graduation rates; 3) Assist high school pupils to achieve college and career readiness; and 4) To serve "underachieving students," those from groups underrepresented in postsecondary education, those who are seeking advanced studies while in high school, and those seeking a career technical education credential or certificate. Students who earn college credit are more likely to earn high school diplomas, to enroll in community college and four-year universities, to attend post-secondary education on a full-time basis, and to complete degrees in those institutions than are those students without these experiences.

File Attachments Final CCAP Agreement DUSD-LPC 111723.pdf (248 KB)

Subject	4.2 (cc) Approval of 2025-2026 Academic Calendar	
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING	
Category	4. EDUCATIONAL SERVICES	

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Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Budgeted	No

## **BACKGROUND INFORMATION -**

Each year a Committee of twelve, appointed under the terms of the Chabot-Las Positas Community College District-Faculty Association Contract Article 8, meets to negotiate the Academic Calendar dates, including holiday breaks for the calendar two years into the future. This year, the Committee developed the Academic Calendar for 2025-2026. There are no significant variations from previous years.

File Attachments 2025-2026 Academic Calendar.pdf (168 KB)

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Subject	4.3 (cc) Approval of Affiliation Agreement between St. Rose Hospital and Chabot-Las Positas Community College District, Chabot College for the Nursing Program
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Νο

## **BACKGROUND INFORMATION -**

Each semester, Chabot College has 40 students in the Nursing Program who require clinical hours of patient care experience. The purpose of this agreement is to facilitate required student clinical hours through St. Rose Hospital. This site will provide the students with experience in patient care.

Students in the Chabot College nursing program are required to gain clinical experiences outside the standard classroom setting. As a contribution to community health education, St. Rose Hospital will provide students at Chabot College the opportunity to gain practical clinical experiences at their facilities.

The term of the agreement is August 1, 2023, through August 1, 2028. This contract meets all Board of Registered Nursing requirements for clinical facilities for the Chabot College Nursing Program. Any renewal shall be set forth in writing and signed by both parties. This agreement may be terminated by either party, with or without cause, upon sixty (60) days' written notice to the other party as provided herein.

File Attachments St.Rose Affiliation Agreement ChabotCollege 20231212.pdf (10,425 KB)

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Subject	4.4 (cc) Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No

## **BACKGROUND INFORMATION -**

The following recommended curriculum changes were acted on in the Chabot College Curriculum Committee during the Fall 2023 semester.

Credit Course Modifications	59
Credit Course Deactivation	67
Total	126

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 the demands of constantly changing industries. The Committee approved edits and new curriculum to better suit the academic, personal, and professional goals of students.

File Attachments

Curriculum Changes List Chabot College 20231212.pdf (98 KB)

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Subject	4.5 (cc) Approval to Travel Abroad – Chabot-Las Positas Community College District, Las Positas College Forensics Team to International Forensics Association's Tournament in Dublin, Ireland, March 8-16, 2024
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$21,600.00
Budgeted	Yes
Budget Source	Funding for all associated costs will be provided by individual student members, coaches, fundraising (e.g. sponsorships, donations, hosting a tournament), and the Forensics Co-Curricular Account.

#### **BACKGROUND INFORMATION -**

The 2023-2024 Las Positas College (LPC) Forensics Team has been invited to attend the prestigious International Forensics Association (IFA) Tournament, scheduled in Dublin, Ireland from March 8-13, 2024. The overall dates for the LPC Talk Hawks team travel will be March 8-16, 2024 to allow for the cultural experience after the tournament and conference.

Typically, the best Forensics Programs from the United States attend this event. The IFA Tournament is an opportunity for LPC students to participate with the top speech and debate institutions around the world. The Talk Hawks have a tremendous history of success at this event. Over the years, LPC has produced 10 International Champions. LPC finished as the top-ranked two-year institution in 2007 and 2016, and in the top-six overall at the competition on 10 different occasions, including last year. Numerous LPC student competitors have confirmed their majors and career plans because of this global experience. Furthermore, through this showcase, LPC students have been recruited to some of the best four-year forensics universities.

Board Policies 4300 (Field Trips) and 4027 (Travel Abroad Program), administrative Rules and Procedures, and materials from our insurance broker have been reviewed. LPC is in compliance with each of these and has secured all necessary and required waivers.

#### File Attachments

IFA Forensics Team Approval for International Travel LPC 121223 ATTACHMENTS.pdf (1,337 KB)

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Subject	4.6 (cc) Approval of the Inclusive Novel Curriculum to Leverage Representation of Underserved Communities in Data Science Grant Subaward Agreement Between California State University, East Bay Foundation and Chabot-Las Positas Community College District, Chabot College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$169,524.00
Budgeted	No
Budget Source	California State University, East Bay Foundation

#### **BACKGROUND INFORMATION -**

Chabot College partnered with California State University East Bay (CSUEB) to apply for Learning Lab's Grand Challenge: Building Critical Mass for Data Science Grant. Funding was awarded to CSUEB, and Chabot College has been granted a subaward supporting the Inclusive Novel Curriculum to Leverage Representation of Underserved communities in Data Science Project.

Funding supports building an inclusive Data Science (DS) pathway. The anticipated outcomes for the proposed project are: a) new Bachelor's Degree in DS program at CSUEB, b) new math courses for DS, c) new transfer pathways from community colleges, d) increased representation of under-served populations in the new DS degree program, and e) an increased engagement between the participating institutions and data scientists in the community.

Funding for this project is in the amount of \$169,524 for the period of July 1, 2023 through June 30, 2027.

File Attachments INCLUDE Grant Subaward Agreement Chabot 12.12.23.pdf (3,847 KB)

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all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Subject	4.7 (cc) Approval of Grant Agreement between United Way Bay Area and Chabot-Las Positas Community College District, Chabot College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Dollar Amount	\$40,000.00
Budgeted	No
Budget Source	n/a

## **BACKGROUND INFORMATION -**

Chabot College has been awarded a \$40,000 United Way Bay Area grant for the Sparkpoint Center at Chabot College. This request is seeking the approval of the agreement between Chabot-Las Positas Community College District, Chabot College and United Way Bay Area.

The purpose of this agreement is to ensure appropriate use and confidentiality of data, as well as to facilitate the sharing of individual-level data, based on informed consent to share such data, to 1) support the provision of targeted services to individuals and their families, 2) track and evaluate individual and household needs and outcomes, 3) track and evaluate program outcomes, and 4) track and evaluate community needs and outcomes. Of note, the SparkPoint program only collects Personally Identifiable Information (PII) for persons 18 years of age or older.

The Board previously approved a Sparkpoint Center grant for Chabot College at the December 13, 2022 meeting, item 4.10.

File Attachments United Way Bay Area Grant Award Chabot 12.12.23.pdf (920 KB)

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#### Subject

4.8 (cc) Approval of Grant Agreement between the Department of General Services, Office of Public School Construction (OPSC) and the Chabot-Las Positas Community College District, for the Bay Area K-16 Collaborative

2/7/23	2:21 PM	BoardDocs® Plus
	Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
	Category	4. EDUCATIONAL SERVICES
	Туре	Action (Consent)
	Preferred Date	Dec 12, 2023
	Absolute Date	Dec 12, 2023
	Fiscal Impact	Yes
	Dollar Amount	\$18,130,000.00
	Budgeted	No
	Budget Source	The California Regional K-16 Education Collaboratives Grant Program, authorized pursuant to the Budget Act of 2021

12/

The Chabot - Las Positas Community College District (CLPCCD) is the recipient of the California Regional K-16 Education Collaboratives Grants Program, a \$250 million appropriation to the California Department of General Service (DGS) in the Budget Act of 2021. The K-16 Program is part of a statewide strategy for strengthening education-to-workforce pathways and ensuring that education and workforce programs work in partnership to address the income, racial, and gender inequalities in education and employment. The DGS Office of Public School Construction awarded thirteen K-16 Implementation Grants.

This \$18,130,000 K-16 Implementation Grant award recognizes the CLPCCD as the lead for the Bay Area K-16 Collaborative, a regional network focused on pathways to degrees and post-Baccalaureate careers in Education, Engineering/Computing, and Healthcare/Biotechnology. This grant succeeds the Bay Area K-16 Collaborative Planning Grant approved by the Board of Trustees on December 13, 2022, item 4.2.

CLPCCD will oversee and direct regional networks of educators, employers, and community partners to achieve the grant objectives and deliverables across five counties in the Bay Area. Funding will support key priorities of the CLPCCD, Chabot College, and Las Positas College. The district's Economic Development and Contract Education department will serve as fiscal agent. Three subregions, anchored by our local California State Universities, UC Berkeley, and UC San Francisco will drive K-16 pathway innovation in the East Bay, San Francisco/Peninsula, and San José. The Collaborative is committed to removing barriers to degree completion, accelerating transfer success, increasing equitable participation in early college credit, and expanding work-based learning for historically underrepresented students.

File Attachments K16 GA Implementation Grant Bay Area.pdf (309 KB)

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## **5. BUSINESS SERVICES**

#### Subject

#### BoardDocs® Plus

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	5.1 (cc) Approval of Declaration of Surplus Property to be Sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Jun 18, 2024
Fiscal Impact	No

### **BACKGROUND INFORMATION -**

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 electronic equipment, personal computers, printers and monitors surplus from Chabot College and District Office. 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.

File Atta	chments
Surplus	
Surplus	LIST . PUI (09 KD)

Subject	5.2 (cc) Receive and File the Chabot-Las Positas Community College District Annual Financial and Compliance Audit for the Fiscal Year 2022-23
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No

The June 30, 2023 Annual Audit Report is being presented to the Board of Trustees for review and acceptance. This Annual Financial and Compliance Audit is required under Education Code 84040 and provides for an examination of the District's annual financial statements to assess their fairness and reliability.

The unmodified audit opinion rendered by Crowe LLP communicates that the District's financial statements, as presented within the audit report, present fairly the financial position of the District for the fiscal year that ended June 30, 2023. The management discussion and analysis section of the audit report contains an executive summary of the results of operations for the fiscal year ending June 30, 2023.

Section 13e of the U.S. Office of Management and Budget Circular A-128, Audits of State and Local Governments, also requires that the audit report be made available by the State or local government for public inspection within thirty days after the completion of the audit.

Upon approval of this action, the District's audited financial statements will be filed with: California Community College Chancellor's Office, California Department of Education, California Department of Finance, California Department of Social Services, and submitted to the federal online repository, and the County of Alameda.

File Attachments <u>Chabot-Las Positas CCD-FS-MAT - Final.pdf (833 KB)</u> <u>CLPCCD-Audit-Measure A-Perf Audit-2023-MAT - Final.pdf (171 KB)</u> <u>CLPCCD-Measure A-FS-2023-MAT - Final.pdf (293 KB)</u> <u>CLP-OPEB-Trust 2023 - Final.pdf (254 KB)</u>

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Subject	5.3 (cc) Approval of the Award of a Piggyback Contract for Network Switch Equipment for Chabot Library and Learning Connections Building to AMS.net.
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$230,416.60
Budgeted	Yes
Budget Source	Measure A

## **BACKGROUND INFORMATION -**

The District will complete the construction of the Library and Learning Connections building at Chabot College in 2024. These buildings need new networking equipment for wired access. This equipment is being purchased using a piggy-back contract. Public Contract Code Section 20652 authorizes the use of this method when it is in the best interest of the district.

The National Association of State Procurement Officials (NASPO) manages a cooperative purchasing program approved by the California's State Chief Procurement Official and makes contracts available to authorized governmental entities such as public schools and institutions of higher education. The NASPO contract planned for this use is contract number 7-20-70-47-01 (State of Utah AR-3227), purchased through AMS.Net in the amount of \$230,416.60.

File Attachments <u>Cisco Catalyst 9400 Q-00074690 - signed.pdf (197 KB)</u>

*Our adopted rules of Parliamentary Procedure, Robert s Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.* 

Subject	5.4 (cc) Acceptance of Sandia National Laboratory Gift and Approval of Agreement for Coordinate Measuring Machine to Chabot-Las Positas Community College District, Las Positas College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Νο
Budgeted	No
Budget Source	No Fiscal requirements from LPC or District, donation of a gift for Academic use

## **BACKGROUND INFORMATION -**

- Sandia National Laboratories has offered to donate a Coordinate Measuring Machine (CCM) to the Las Positas College Public Safety, Advanced Manufacturing, Transportation, and Health & Kinesiology (PATH) Division, Advanced Manufacturing Technology.
- The CCM is a tool for making precision measurements and inspection of machined components. This tool can teach students valuable in-demand and real world manufacturing skills, as well as further open up opportunities and/or employment within the Advanced Manufacturing Technology industry.
- Sandia has also made the generous offer to have a technician come to Las Positas College to spend a couple of days helping faculty and staff navigate the CCM and ensure that it's operational.

 Space and power requirements can be met by current Advanced Manufacturing Technology set up in Building 3400.

 File Attachments

 Sandia
 AMT
 NM SWG Request and Agreement Form
 LPC
 12112023.pdf (295 KB)

 Sandia
 AMT
 Tech Rev Questions
 LPC
 12112023.pdf (19 KB)

Our adopted rules of Parliamentary Procedure, Robert s Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Subject	5.5 (cc) Approval of the Award of a Piggyback Contract for Distributed Antenna System (DAS) Equipment for the Chabot Library and Learning Connections Building B600
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Туре	Action (Consent)
Preferred Date	Dec 13, 2023
Absolute Date	Dec 13, 2023
Fiscal Impact	Yes
Dollar Amount	\$256,826.02
Budgeted	Yes
Budget Source	Measure A

### **BACKGROUND INFORMATION -**

The District will complete the construction of the Library and Learning Connections Building B600 in 2024. This building needs new Distributed Antenna System (DAS) equipment for support of cellular service inside the building. This equipment is being purchased using a piggy-back contract. Public Contract Code Section 20652 authorizes the use of this method when it is in the best interest of the district.

OMNIA Partners is a large cooperative purchasing organization for public sector procurement. The cooperative contracts are competitively solicited and publicly awarded by a government entity serving as the lead agency. Awards made with this purchasing method provide maximum value with complete transparency of the process. The total cost of this contract, including taxes is \$256,826.02.

#### File Attachments ENT\_NCA\_CHABOT\_COLLEGE\_B600\_ACTIVES\_Q231103.pdf (421 KB)

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## 6. FACILITIES PLANNING AND DEVELOPMENT

Subject	6.1 (cc) Approval of Award of Request for Proposal B22/23-13 to Cambridge West Partnership, LLC for Professional Services Consultant for the Development of District Facilities Master Plan Update
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$630,000.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

## **BACKGROUND INFORMATION -**

The District issued a request for proposal (RFP 22/23-13) on June 09, 2023, seeking qualified professional services companies for the preparation of the District Wide Facilities Master Plan Update in accordance with accreditation and district planning policies and procedures. On July 19, 2023, the District did not receive any submittals in response to the advertised RFP 22/23-13. Based upon discussions with legal counsel, it was determined that the RFP was a failed search, and that additional public advertising and solicitation would not result in a successful search. The District then transitioned to an informal process utilizing the request for proposal documents to solicit proposals from known firms who have performed similar work for other districts within the area. Based upon the informal process, two (2) firms submitted responses to the RFP documents.

A committee of faculty, classified professionals and administrators reviewed and scored the written proposals. The committee conducted interviews with both firms on November 17, 2023. Following the completion of the interviews, the committee recommends awarding the contract to Cambridge West Partnership, LLC of Tustin, CA. as the top-rated firm for this informal RFP.

Base Fee – District Office	\$105,000.00
Base Fee – Las Positas College	\$262,500.00
Base Fee – Chabot College	<u>\$262,500.00</u>
Total Compensation	\$630,000.00

#### File Attachments <u>CWP Approach and Fee documents.pdf (1,561 KB)</u>

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Subject	6.2 (cc) Approval of Modification to the Contract with McGuire and Hester for the Landscape Renovation Project at Las Positas College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$64,354.80
Budgeted	Yes
Budget Source	Measure A Bond Funds

## **BACKGROUND INFORMATION -**

On March 21, 2023, the Board of Trustees approved the contract with McGuire and Hester for the Landscape Renovation Project at Las Positas College. Modification 1 was issued for granite substitution request which credited the contract value. In addition, changes are being made to valves, fences, ground boxes, slope and line relocations. Modification No. 1 extended the project duration a total of 19 non-compensable days. Modification No. 2 is being issued to cover flagpole changes, brass valves, electrical infrastructure and repair and planter work. This modification will also extend the project duration a total of 79 non-compensable days. The revised completion date will be December 31, 2023.

Current Base Bid	\$1,740,122.00
Owner's Non-Specified Allowance	\$ 100,000.00
Accepted Add Alternates 1 and 2	\$ 132,589.16
Mod No. 2 – Application of Owners Allowance	\$ 100,000.00
Mod No. 2 – Additional Funds to Base Bid	<u>\$ 64,354.80</u>
Revised Contract Total	\$2,037,065.96

File Attachments 20231120-Landscape Reno CO 02-signed.pdf (449 KB) Our adopted rules of Parliamentary Procedure, Robert s Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Subject	6.3 (cc) Approval of Professional Service Agreement with Swinerton Management & Consulting for Project Management/Construction Management Services for Multiple Projects at Las Positas College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$1,451,160.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

## **BACKGROUND INFORMATION -**

On March 15, 2022, the District created a pool of six (6) qualified professional organizations to provide project management, construction management and related services to support the implementation of the District's Bond programs.

The District is requesting that the Board of Trustees authorize staff to enter into negotiations for a Professional Service Agreement with Swinerton Management & Consulting for a three (3) year Agreement for Project Management/Construction Management Services, for Multiple Projects at Las Positas College an amount not to exceed \$1,451,160.00.

File Attachments 231027 Kroll LPC RFP B23 24-03 (1).pdf (2,221 KB)

Our adopted rules of Parliamentary Procedure, Robert s Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.

Subject

6.4 (cc) Approval of Professional Service Agreement with JGM + CB Management Group, Inc. for Project Management/Construction Management Services for Athletic Field Stadium, Track and Field Project and Other Projects as Assigned at Chabot College

Meeting Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category	6. FACILITIES PLANNING AND DEVELOPMENT
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$675,738.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

On March 15, 2022, the District created a pool of six (6) qualified professional organizations to provide project management, construction management and related services to support the implementation of the District's Bond programs.

The District is requesting that the Board of Trustees authorize staff to enter into negotiations for a Professional Service Agreement with JGM + CB Management Group, Inc. for a two (2) year Agreement for Project Management/Construction Management Services for Athletic Field Stadium, Track and Field Project and Other Projects as Assigned at Chabot College for an amount not to exceed \$675,738.00.

File Attachments 23-11-21 SPM Staffing Plan.pdf (95 KB)

Subject	6.5 (cc) Approval of Modification to the existing Lease/Leaseback Contract with Rudolph & Sletten of San Carlos, CA, for Phase II of said contract for Guaranteed Maximum Pricing (GMP) for Increment 2: Construction of the Library & Learning Connections Building Project at Chabot College
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Туре	Action (Consent)
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023

Fiscal Impact	Yes
Dollar Amount	\$84,168.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

On May 19, 2020, the Board of Trustees approved the Lease/Leaseback Contract with Rudolph & Sletten for preconstruction services for the Library & Learning Connections Building Project at Chabot College. On January 18, 2022 Guaranteed Maximum Pricing (GMP) for Construction Services, Site Lease and Facilities Lease for Increment 2: Construction Services was approved along with a 5% District Contingency that is being held outside of the Guaranteed Maximum Price for unforeseen conditions.

Change order 17 is being issued for design clarifications and will reduce the Owners Contingency.

Pre Construction Services Pre Construction Change Order Total Pre Construction Services		927,457.35 <u>1,612.65 (0.2%)</u> 929,070.00	1
Increment 1: Soils Improvements Current Increment 2: Construction T Contractors Contingency Total Approved GMP	otal \$6 <u>\$</u>	2,962,885.00 6,889,040.00 <u>1,734,112.00</u> 1,586,037.00	
Prior Contractor Contingency Draw #01 #02 Credit Balance Remaining	\$849,319.00 <u>(\$ 32,452.00</u> ) \$917,245.00		
Owners Contingency (outside GMP) #03 Unforeseen Conditions #04 Not Used #05 Design Clarification #06 Design Clarification #07 Design Clarification #08 Unforeseen Conditions #10 Design Clarification #11 Design Clarification #12 Design Clarification #13 Unforeseen Conditions #14 Increase to Owner Cont (DSA Contingency (outside 0 #15 Unforeseen Conditions #16 Design Clarification <b>#17 Design Clarification</b>	t	rs Contingency (	\$5,092,198.00 \$274,989.39 (0.4%) \$ 0.00 (0.0%) \$141,570.00 (0.2%) \$722,416.00 (1.0%) \$133,369.00 (0.2%) \$219,451.00 (0.3%) \$266,369.61 (0.3%) \$764,290.00 (1.1%) \$535,770.00 (0.7%) \$544,417.00 (0.7%) (\$900,000.00) (1.2%) \$612,896.00) (0.8%) \$119,769.00 \$ 75,033.00 (0.1%) <b>\$ 84,168.00 (0.1%)</b>
Remaining Balance			\$ 1,210,586.00
DSA Contingency (outside G #09 DSA Approved Documer #12 DSA Contingency to Ow Remaining Balance	nts		\$1,206,012.00 \$593,116.00 (0.8%) \$612,896.00 \$0.00
Owner's Contingency to GMI DSA Contingency to GMP	>		\$4,195,758.00 <u>\$593,116.00 (0.8%)</u>

File Attachments 2023 1102 LLCC Change Order 17.pdf (59 KB)

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## 7. ECONOMIC DEVELOPMENT/CONTRACT EDUCATION 8. INFORMATION AND DISCUSSION ITEMS (No Action)

Subject8.1 Informational Personnel ReportsMeetingDec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETINGCategory8. INFORMATION AND DISCUSSION ITEMS (No Action)

Type Information/Discussion

File Attachments 12122023 Temp On Call Board Report Report.pdf (81 KB) 12122023 Classified Separations.pdf (101 KB) 12122023 Full-Time Faculty Separations.pdf (77 KB) 12122023 Part-Time Faculty Report.pdf (81 KB) 12122023 Professional Experts Report.pdf (108 KB)

Subject	8.2 First Reading of New, Reviewed, or Revised Administrative Procedures
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Туре	Information/Discussion

## **BACKGROUND INFORMATION -**

Board Policy and Administrative Procedure 2410 articulates the process in which Board Policies and Administrative Procedures are created and reviewed. The Administrative Procedures have been reviewed through this established process. Changes, if any, are identified using track changes (strike throughs where deletions occur and underlines where additions are included). Administrative Procedures are presented to the Board once, as informational items.

- AP 3725 Information and Communications Technology Accessibility and Acceptable Use
- AP 4010 Academic Calendar

File Attachments

<u>AP3725 Information and Communications Technology Accessibility and Acceptable Use 2022\_0517 (2).pdf (81 KB)</u> <u>AP4010 Academic Calendar revised 091523.pdf (79 KB)</u>

Subject	8.3 First Reading of New, Reviewed, or Revised Board Policies
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Туре	Information/Discussion

## **BACKGROUND INFORMATION -**

Board Policy and Administrative Procedure 2410 articulates the process by which Board Policies and Administrative Procedures are created and reviewed. The Board Policies changes, if any, are identified using track changes (strike-throughs where deletions occur and underlines where additions are included). Based upon Board comment and feedback, they will be presented for a second reading at the Board's next regular meeting for approval.

- BP 3550 Drug Free Environment and Drug Prevention Program
- BP 3820 Gifts
- BP 6910 Housing

File Attachments <u>BP3550 Drug Free Environment and Drug Prevention Program - Reviewed JD.MT 8.28.pdf (84 KB)</u> <u>BP3820 Gifts 2017 1120.pdf (60 KB)</u> <u>BP6910 Housing 2023 0927.pdf (60 KB)</u>

## Subject 8.4 Board of Trustees Ad Hoc Committee Investigation Report

Meeting

Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 8. INFORMATION AND DISCUSSION ITEMS (No Action)

Туре

Reports

### **BACKGROUND INFORMATION -**

Following complaints made regarding all Board of Trustees, except President Tim Sbranti, by Greg Rees, alleging violations of Board Ethics, the District retained independent, third-party investigator Jeff Sloan to act as the Board's Ad Hoc Committee and investigate. Guided by standards set forth in the Board of Trustee's Code of Ethics, the investigator submits his investigation report to the Board for review.

File Attachments

2023-11-29 CLPCCD Rees Determination Redacted.pdf (272 KB)

## **9. OTHER ACTION ITEMS**

Subject	9.1 Second Reading of New, Reviewed, or Revised Board Policies
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Туре	Action
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Budgeted	No

## **BACKGROUND INFORMATION -**

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

- BP 2330 Quorum and Voting
- BP 2340 Agendas
- BP 2350 Speakers
- BP 2355 Decorum
- BP 2365 Recording
- BP 3300 Public Records

File Attachments

 BP2330 Quorum and Voting 2020
 0121 updated2023
 0505.pdf (89 KB)

 BP2340 Agendas 2022
 1213 updated2023
 0523.pdf (95 KB)

 BP2350 Speakers 2013
 0416 updated2023
 0523.pdf (86 KB)

 BP2355 Decorum 2013
 0416 updated2023
 0523.pdf (83 KB)

 BP2365 Recording 2013
 0416 updated2023
 0523.pdf (78 KB)

 BP3300 Public Records 2022
 1213
 DRreview2023
 0825.pdf (72 KB)

Subject	9.2 Consideration of Board Resolutions Denouncing Discrimination
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Туре	Action
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Budgeted	No
Budget Source	N/A

Two board members have put forward the attached resolutions for board discussion and possible consideration for approval.

Both draft resolutions have been vetted through the District's consultation process and feedback received has been provided to the Trustees.

#### File Attachments

<u>CLPCCD Resolution Caste Discrimination.pdf (64 KB)</u> CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT ANTIDISCRIMINATION RESOLUTION (1).pdf (37 KB)

Subject	9.3 Consideration of Approval of Resolution No. 08-2324 Honoring the Late Dianne Feinstein
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Туре	Action
Preferred Date	Dec 12, 2023
Absolute Date	Dec 12, 2023
Fiscal Impact	No
Budgeted	No

#### **BACKGROUND INFORMATION -**

Trustee Mojadedi has submitted a resolution for Board consideration and approval honoring the service and achievements of Senator Dianne Feinstein.

File Attachments	
Res. No. 08-2324 - Honoring the Late Dianne Feinstein-12.2023.pdf (126 KB)	

## **10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES**

10.1 President of Chabot College and Las Positas College
Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES
Reports
10.2 Chancellor
Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES
Reports
10.3 Recognitions
Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES
Reports
10.4 Truston Deports and /or Official Communications
<b>10.4 Trustee Reports and/or Official Communications</b>
Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES
Reports

## **11. ADJOURNMENT**

Subject	11.1 Adjourn the Meeting
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	11. ADJOURNMENT
Туре	Action
12. CLOSED SESSION- (Government Code Section 54954.5)	

Subject	12.1 Real Property Negotiations
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	12. CLOSED SESSION- (Government Code Section 54954.5)
Туре	Information

# **13. NEXT MEETING OF THE BOARD OF TRUSTEES**

Subject	13.1 Regular Meeting, District Office
Meeting	Dec 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	13. NEXT MEETING OF THE BOARD OF TRUSTEES
Туре	Information

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.