

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Type

***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)

b) PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: Chancellor (Government Code Section 54957)

c) PUBLIC EMPLOYEE: Chancellor (Government Code Section 54957)

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

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Type Procedural

Subject 1.6 PLEDGE TO FLAG

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Type Procedural

Subject 1.7 PUBLIC COMMENTS

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Type

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 Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Type 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.

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Subject	1.9 (cc) APPROVAL OF THE MINUTES OF THE DECEMBER 12, 2023 AUDIT COMMITTEE, ORGANIZATIONAL AND BOARD REGULAR MEETINGS
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Type	Action (Consent), Minutes
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	No

File Attachments

[12122023 AUDIT COMMITTEE Board Meeting Agenda - Final.pdf \(244 KB\)](#)
[12122023 ORGANIZATIONAL Board Meeting Agenda - Final.pdf \(137 KB\)](#)
[12122023 REGULAR Board Meeting Agenda - Final.pdf \(274 KB\)](#)

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Subject	1.10 PRESENTATION: Governor's January Budget Proposal and Enrollment Update
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Type	Presentation

Vice Chancellor Nicholas and Chancellor Gerhard will provide highlights of the Governor's January Budget Proposal and an enrollment update.

File Attachments

[Governor's Budget Update and SEM Final.pdf \(418 KB\)](#)

2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Subject	2.1 Presidents of Faculty Senates - Chabot College and Las Positas College
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Type	Reports

File Attachments

[LPC Academic Senate Report Jan 16 2024.pdf \(65 KB\)](#)

Subject **2.2 Presidents of Classified Senates - Chabot College, Las Positas College and District**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Type Reports

File Attachments

[Chabot Classified Senate Board Report 1.16.24.edited.pdf \(110 KB\)](#)

[LPC Classified Senate Report - January 16 2024.pdf \(177 KB\)](#)

Subject **2.3 Presidents of Student Senates - Chabot College and Las Positas College Student Government**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Type Reports

File Attachments

[Las Positas College Student Government - 1.16.24.pdf \(151 KB\)](#)

[Chabot Student Senate Report - January 16 2024.pdf \(8 KB\)](#)

Subject **2.4 Constituency Reports: SEIU, Faculty Association**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Type Reports

File Attachments

[FA Board Report - 01162024.pdf \(154 KB\)](#)

[SEIU Board Report January 16th.pdf \(73 KB\)](#)

3. PERSONNEL

Subject **3.1 (cc) Classified Personnel**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 3. PERSONNEL

Type Action (Consent)

Preferred Date Jan 16, 2024

Absolute Date Jan 16, 2024

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 CHABOT COLLEGE

A. Employment

Lopez, Angel (nmi), Outreach Specialist (2CEX31), 100%, 12 months/year, Range 36/1, \$65,374.00/annual, effective 1/17/2024. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

Torres, Ana V., Outreach Specialist (2CEX32), 100%, 12 months/year, Range 36/1, \$65,374.00/annual, effective 1/17/2024. 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 LAS POSITAS COLLEGE

A. Reclassification

Brown, Melissa J., from Counselor Assistant II (3CEX05) to Senior Counselor Assistant (3CEX07), effective 7/1/2023.
Change in title only.

III. ASSIGNED TO DISTRICT OFFICE

A. Promotion (Open Competitive Process)

Barancic, Jamie M., Administrative Assistant, Economic Development and Contract Education (1CDE13), 100%, 12 months/year, Range 33/1, \$60,586.00/annual, effective 1/17/2024.

B. Change to District Classification Plan

Add new classification of Sustainability Coordinator, Range 45, effective 1/17/2024.

File Attachments

[Sustainability Coordinator 01.16.2024.pdf \(186 KB\)](#)

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Subject	3.2 (cc) Management Personnel
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
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 LAS POSITAS COLLEGE

A. Contract of Employment – January 17, 2024 – June 30, 2025

Peterson, Traci L., Educational Partnerships Project Manager (3AIN12), Range/Step 14/5, \$124,632.00/annual. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

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4. EDUCATIONAL SERVICES

Subject	4.1 (cc) Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Type	Action (Consent)
Preferred Date	Jan 16, 2024

Absolute Date Jan 16, 2024

Fiscal Impact No

Budgeted No

Goals [BOARD PRIORITY #5: Support strategies to attract and retain students.](#)
[BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.](#)

BACKGROUND INFORMATION -

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

Credit Course Modifications	163
Credit Course Deactivation	9
New Noncredit Courses	14
New Credit Courses	22
Modified Programs	20
New Programs	9
Total	237

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

File Attachments

[Chabot Curriculum Changes 01162024 final.pdf \(96 KB\).](#)

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Subject 4.2 (cc) Approval of Curriculum Changes, Chabot-Las Positas Community College District, Las Positas College

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 4. EDUCATIONAL SERVICES

Type Action (Consent)

Preferred Date Jan 16, 2024

Absolute Date Jan 16, 2024

Fiscal Impact No

BACKGROUND INFORMATION -

The following recommended curriculum changes were approved by Las Positas College Curriculum Committee in Late Fall 2023.

New Credit Courses	29
New Credit Programs	4
New Noncredit Courses	5
New Noncredit Programs	1
Modified Credit Courses	69
Modified Credit Programs	9
Modified Noncredit Courses	0
Modified Noncredit Programs	1
Credit Course Deactivations	32
Credit Program Deactivations	7
Noncredit Course Deactivations	0
Noncredit Program Deactivations	0
Distance Education (DE)	24
New Course Descriptors	1
Discipline Placement	48
Requisites & Recommended Course Preparation	49
GE/Transfer Requests	44
Credit for Prior Learning (CPL)	0
Administrative Course Revisions	13
Administrative Program Revisions	20
Corrections	0
TOP/CIP Code Changes	0
Other Items	0
TOTAL	356

File Attachments

[CLPCCD BoardDocs - LPC Curriculum \(Jan. 2024\).pdf \(197 KB\)](#)

[Las Positas College Curriculum Changes Jan. '24 Board.pdf \(221 KB\)](#)

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Subject	4.3 (cc) Appointment to the Mid-Alameda County Consortium (MACC) Steering Committee as required by AB104 and AB86
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Type	Action (Consent)

Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	No
Budgeted	No
Budget Source	N/A
Goals	<p>BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.</p> <p>BOARD PRIORITY #5: Support strategies to attract and retain students.</p> <p>BOARD PRIORITY #2: Expand opportunities that support workforce development.</p>

BACKGROUND INFORMATION -

The Mid-Alameda County Consortium (MACC) was developed in response to AB86, the planning legislation that requires community colleges, K-12 districts, and community partners to develop regional plans for improving adult education. MACC includes twelve (12) member organizations: Chabot College, Las Positas College, Tri-Valley Regional Occupational Program (ROP), Eden Area ROP, Castro Valley Unified School District, Dublin Adult School, Hayward Center Adult School, Livermore Adult Education, New Haven Adult School, Pleasanton Adult and Career Education, San Leandro Adult School, and San Lorenzo Adult School. Consortia are required to provide evidence of member participation and appointment of representatives by their respective governing boards in accordance with AB104, the legislation guiding implementation of AB86 funds. There is no cost to the district for participating in the consortia since all expenses are covered through AB104.

The new Las Positas College nominee would replace Dr. Emerald Templeton and is aware of the goals and interests of the college and the District in advancing adult education in our region. The following individual is recommended for appointment to the MACC Steering Committee as required under AB104:

- Traci Peterson (Las Positas College)

File Attachments

[MACC Bylaws.pdf \(159 KB\)](#)

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5. BUSINESS SERVICES

Subject	5.1 (cc) Approval of Commercial Warrant Registers from November through December 6, 2023
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes

Dollar Amount \$17,004,811.63

Budgeted Yes

Budget Source General

Goals [BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.](#)

BACKGROUND INFORMATION -

<u>Date</u>	<u>Warrant Numbers</u>		<u>Amount</u>
10/26/2023	10095970	Cancelled Warrant	\$(41,547.50)
	20502	Cancelled ACH	(307.86)
11/1/2023	10095981 - 10096073	Commercial Warrants	270,604.51
	10096074 - 10096087	Commercial Warrants	23,844.29
	10096088 - 10096091	Commercial Warrants	159,586.98
	10096092 - 10096102	Commercial Warrants	2,975,857.30
	10096103 - 10096104	Commercial Warrants	58,554.00
	20558 - 20588	ACH Payments	680,386.65
11/9/2023	10096105 - 10096197	Commercial Warrants	369,047.47
	10096198 - 10096199	Commercial Warrants	512.75
	10096200 - 10096216	Commercial Warrants	43,430.07
	10096217 - 10096252	Commercial Warrants	36,238.93
	10096253 - 10096266	Commercial Warrants	682,045.71
	10096267	Commercial Warrants	3,219.30
	20589 - 20940	ACH Payments	331,461.36
11/15/2023	10096268 - 10096411	Commercial Warrants	5,754,250.24
	10096412 - 10096428	Commercial Warrants	159,251.49
	10096429 - 10096431	Commercial Warrants	299,593.62
	10096432 - 10096442	Commercial Warrants	660,320.50
	10096443	Commercial Warrants	15,206.23
	20941 - 20969	ACH Payments	426,989.74
	20961	Cancelled ACH	(8,272.00)
11/21/2023	10096444 - 10096482	Commercial Warrants	23,404.94
11/29/2023	10096483 - 10096540	Commercial Warrants	212,962.13
	10096541 - 10096560	Commercial Warrants	266,085.03
	10096561 - 10096565	Commercial Warrants	15,417.93
	10096566 - 10096585	Commercial Warrants	465,825.62
	10096586 - 10096587	Commercial Warrants	58,379.00

	10095440	Cancelled Warrant	(5,457.00)
	20970 - 20999	ACH Payments	274,936.22
12/6/2023	10096588 - 10096659	Commercial Warrants	565,291.91
	10096660	Commercial Warrants	505.95
	10096661 - 10096677	Commercial Warrants	701,426.47
	10096678 - 10096682	Commercial Warrants	186,074.54
	10096683 - 10096692	Commercial Warrants	443,971.69
	21000 - 21034	ACH Payments	895,713.42
		TOTAL	\$17,004,811.63

File Attachments

- [Jan 2024 check register.pdf \(664 KB\)](#)
- [Jan 2024 over 30,000.pdf \(140 KB\)](#)

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Subject	5.2 (cc) Approval of Payroll Warrant Registers
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Dollar Amount	\$7,028,239.41
Budgeted	Yes
Budget Source	General

BACKGROUND INFORMATION -

Regular Monthly Payroll:

November Payroll Warrant Total = \$7,028,239.41

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Subject	5.3 (cc) Approval of Declaration of Surplus Property to be Sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	No
Goals	BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.

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 personal computers surplus from Chabot College. When saleable, items will be sold via public auction to the highest bidder. All items are sold or donated in "as is" condition. As standard procedure, donation notices are sent to the following Districts in our local service area:

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

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

File Attachments
[Surplus List .pdf \(86 KB\)](#)

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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.

6. FACILITIES PLANNING AND DEVELOPMENT

Subject	6.1 (cc) Authorization to File Notice of Completion with Alameda County Clerk Recorder's Office for Landscape Renovation Project at Las Positas College
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	No
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

The Landscape Renovation Project at Las Positas College has been completed by McGuire and Hester, Inc. of Alameda, CA. For the project to be officially closed, a Notice of Completion needs to be filed with the Alameda County Clerk Recorder's Office in accordance with Section 3258 of the California Civil Code, as required by Section 3093 of the California Civil Code.

File Attachments

[20231206-Landscape Reno Letter Of Completion.pdf \(73 KB\)](#)

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Subject	6.2 (cc) Approval of Termination of the Professional Services Agreement with Vanir Construction Management, Inc., for Project Management/Construction Management Services, Science, Technology, Engineering, Arts and Math (STEAM) Project and Other Projects as Assigned at Las Positas College
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024

Fiscal Impact	Yes
Dollar Amount	\$1,945.00
Budgeted	Yes
Budget Source	(Credit to District) Measure A Bond Funds

BACKGROUND INFORMATION -

On February 20, 2018, the District created a pool of twenty-one (21) qualified professional organizations to provide project management, construction management and related services to support the implementation of the District's Measure A Bond program.

On July 18, 2023 the Board of Trustees authorized staff to enter into negotiations for a Professional Services Agreement with Vanir Construction Management, Inc. of San Francisco, CA for Project Management/Construction Management Services, Science, Technology, Engineering, Arts and Math (STEAM) Project at Las Positas College. The District wishes to terminate the remainder of the contract, per contract Exhibit C, #4 Termination, section A.2 For convenience of the District, it has been determined that due to the consultant's inability to find a suitable replacement for the original selected Sr. Project Manager for the STEAM Project, the District will terminate above said contract.

File Attachments

[02121701-Vanir Termination Letter.PDF \(131 KB\)](#)

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Subject	6.3 (cc) Approval of the Award of a Piggyback Contract for Purchase of 3 Ford Transit 15 Passenger Vehicles from Downtown Ford Sales Sacramento
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Dollar Amount	\$175,570.21
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

On October 25, 2023, the Maintenance & Operations department received a quote to purchase three (3) 2024 Ford Transit 15 Passenger Vehicles configured for 10 passengers, utilizing State Contract 1-22-23-23FCLIN 30 .

File Attachments

[REQ_DOWNTOWN Ford 10 PASSENGER Vans 10.31.23.pdf \(66 KB\)](#)

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Subject	6.4 (cc) Approval of Measure A Bond Program: Bond List Revision Measure A #15 – Substantive Changes
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Dollar Amount	\$629,797.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

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

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

Measure A Bond List revision #15 contains substantive changes based on the criteria set forth above. The Bond List Revision is proposing the following changes:

This revision creates a new project at Chabot College, three new projects at Las Positas College and new Districtwide Projects, Project number 562605 - Campus Security Phase 2 with a budget of \$750,000, Project Number 563704 - Guided Pathways with a budget of \$322,600, 563850 - Property Acquisition with a budget of \$450,000, Project Number 563935 - Central Utility Plant Wall with a budget of \$652,000, Project Number 561091 - 2024 Facilities Master Plan with a budget of \$750,000.

Other changes to budgets are to address budget savings and projected budget shortfalls of non-substantive level on smaller projects across the program.

Measure A

Chabot College –

- 562230 – College Center: Transfer funds to 562601 – Athletic Fields in amount of \$2,595,000 and to 562605 – Campus Safety Phase 2 in the amount of \$300,000.
- 562501 - Athletic Fields: transfer funds in from 562230 – College Center in the amount of \$2,595,000.
- 562500 – Campus Security Phase 2: establish project as noted above and transfer funds in from 562230 – College Center in the amount of 300,000 and from 563999 – Unallocated Bond in the amount of \$450,000.
- 562699 – Unallocated Bond: Transfer funds to 562605 0 Campus Safety Phase 2 in the amount of \$450,000.

Las Positas College –

- 563700 – Academic Support and Offices: Transfer funds to 563703 – Cultural Center In the amount of \$1,810,500.00 and to 563704 – Guided Pathways in the amount of \$322,600 from project savings.
- 563703 – Cultural Center, Transfer in funds from 563700 – Academic Support & Office in amount of \$1,810,500.
- 563704 – Guided Pathways: establish project as noted above and transfer funds from 563700 – Academic Support & Office in the amount of \$322,600
- 563850 – Property Acquisition: establish project as noted above and transfer funds from 563999 – Unallocated Bond in the amount of \$450,000
- 563999 – Unallocated Bond: transfer funds to 563850 – Property Acquisition in the amount of \$450,000 and transfer funds to 563935 - Central Utility Plant Wall in the amount of \$652,000

District & Districtwide –

- Recognition of interest earnings between 6/30/2023 and 9/30/2023 in the amount of \$629,797
- 561050 – B3000 M&O Reconstruction CC: Transfer funds from recognized interest earnings in the amount of \$629,797 to cover anticipated state match requirements due to budget increases.
- 561025 – M&O Equipment: Transfer funds from 561099 – District Contingency in the amount of \$500,000.
- 561040 – Dublin Center: Transfer funds to 561099 – District contingency in the amount of \$780,882 and close project.

File Attachments

[CLPCCD Bond Project List #15 240116.pdf \(85 KB\)](#)

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Subject

6.5 (cc) Approval of Modification to the Contract with Nema Construction for the Campus Infrastructure Electrical Distribution Project at Chabot College

Meeting

Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Dollar Amount	\$13,825.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

On August 15, 2023, the Board of Trustees approved the contract with Nema Construction for the Campus Infrastructure Electrical Distribution Project at Chabot College. Modifications 1 is being added to cover owner requested changes and unforeseen conditions. The work included replacing existing cracked and damaged concrete and to lower shallow conduits at the concrete flatwork.

Original Base Bid	\$ 135,000.00
Original Owner's Allowance	\$ 20,000.00
CO1 from OA to Base Bid	\$ 20,000.00
CO1 Additional Funds to Base Bid	<u>\$ 13,825.00</u>
Revised Contract Total	\$ 168,825.00

File Attachments

[Owner Change Order #001 Campus Infrastructure Electrical.pdf \(13,055 KB\)](#)

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	6.6 (cc) Approval of Modification #18 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	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Type	Action (Consent)
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024

Fiscal Impact	Yes
Dollar Amount	\$206,090.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

On May 19, 2020, the Board of Trustees approved the Lease/Leaseback Contract with Rudolph & Sletten for pre-construction 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 Increments #01 and #02 were approved. Prior change orders have been approved by the Board of Trustees.

Change Order #18 is being issued for design clarifications and will reduce the Owners Contingency.

Total Approved Contract Amount	\$71,586,037.00
Prior Approved Change Orders	<u>\$4,474,728.00</u> (6.17%)
Prior Approved Billable	\$76,060,765.00
Change Order #18 Design Clarification & Unforeseen Conditions	<u>\$206,090.00</u> (0.3%)
New Contract Approved Billable	\$76,266,855.00
Current Guaranteed Maximum Price (GMP)	\$77,271,351.00

File Attachments

[2023 1212 LLCC Change Order 18 \(front page\).pdf \(126 KB\)](#)

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 **6.7 (cc) Approval of Modification to the existing Lease/Leaseback Contract (LLB) with Blach Construction of San Jose, CA for Phase II of said contract for Guaranteed Maximum Pricing (GMP) for Construction Services, Site Lease and Facilities Lease for Increment 2: Construction for the STEM Complex Biological Phase II Project at Chabot College**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 6. FACILITIES PLANNING AND DEVELOPMENT

Type Action (Consent)

Preferred Date Jan 16, 2024

Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Dollar Amount	\$44,497,043.00
Budgeted	Yes
Budget Source	Measure A Bond Funds

BACKGROUND INFORMATION -

On December 14, 2021, the Board of Trustees approved the Lease/Leaseback Contract with Blach Construction for pre-construction services for the STEM Complex (Biology Phase II) Project at Chabot College. On June 6, 2023, the Board of Trustees approved modification #01 for the early procurement of long lead items related to the design and construction of the project. By this action staff are recommending approval of Increment #02 for the remaining construction of the project based upon drawings submitted to the Division of the State Architect and negotiated alternate bid items for final approval.

Per Article 2, Item 11 establishing GMP and Milestone Schedule of said Lease Leaseback Agreement, the Contractor has successfully negotiated the GMP and milestone schedule for Increment 2: Construction of the Biology Phase II Building at Chabot College with District Staff. Work associated with Increment 2: Construction consists of 38 bid packages for which the District and the LLB Contractor received 132 bids.

The Contractor's Guaranteed Maximum Pricing for Increment 2: Construction of the Biology Phase II Building is within 3% of the 2023 revised construction budget of \$43,322,363 and is within the overall project budget for the project.

Pursuant to the Pre-Construction contract, the District will issue a Notice to Proceed to the LLB Contractor and enter into a separate Site Lease Agreement with Contractor (the "Site Lease"), under which it will lease the Project site described and depicted in Exhibit A1.

Upon completion of project, the Contractor will lease the Site and the Project back to the District pursuant to a separate Facilities Lease Agreement (the "Facilities Lease"), under which the District will be required to make lease payments to Contractor for the use and occupancy of the Site, including the Project for a (12) twelve-month period.

Current Approved Amount	\$ 99,988
Approved Increment 1: Early Procurement	\$ 1,126,257
Increment 2: Construction	\$45,388,076
Increment 2: Bid Alternates	<u>\$ (891,033)</u>
New Contract Amount	\$45,723,288

File Attachments

[Chabot BIo II GMP - Board Packet R2.pdf \(940 KB\)](#)

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.

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

Subject	8.1 Informational Personnel Reports
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Type	Information/Discussion

File Attachments

[01162024 Admin Separations.pdf \(95 KB\)](#)
[01162024 Part-Time Faculty Report.pdf \(87 KB\)](#)
[01162024 Professional Experts Report.pdf \(98 KB\)](#)
[01162024 Temp On Call Board Report Report.pdf \(90 KB\)](#)
[01162024 Full-Time Faculty Separations.pdf \(76 KB\)](#)

Subject	8.2 First Reading of New, Reviewed, or Revised Administrative Procedures
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Type	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 3905 Speech, Time, Place and Manner

File Attachments

[AP 3905 Speech Time Place and Manner revised 2023-10.pdf \(129 KB\)](#)

Subject	8.3 First Reading of New, Reviewed, or Revised Board Policies
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Type	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 3900 Speech, Time, Place and Manner
- BP 3950 Flag Raising

File Attachments

[BP3900 Speech Time Place and Manner 2016_08.pdf \(81 KB\)](#)

[BP3950 Flag Raising 2015_0915.pdf \(89 KB\)](#)

9. OTHER ACTION ITEMS

Subject	9.1 Second Reading of New, Reviewed, or Revised Board Policies
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Type	Action
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
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 3550 Drug Free Environment and Drug Prevention Program
- BP 3820 Gifts
- BP 6910 Housing

File Attachments

[BP3550 Drug Free Environment and Drug Prevention Program - Reviewed JD.MT 8.28.pdf \(84 KB\)](#)

[BP3820 Gifts 2017 1120.pdf \(60 KB\)](#)

[BP6910 Housing 2023 0927.pdf \(60 KB\)](#)

Subject	9.2 Approval and Adoption of Equal Employment Opportunity Plan
Meeting	Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Type	Action
Preferred Date	Jan 16, 2024
Absolute Date	Jan 16, 2024
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds

BACKGROUND INFORMATION -

Every district must comply with an EEO Plan. Our EEO plan was drafted and vetted through our district-wide Equal Employment Opportunity Committee, which includes members of both colleges and the district office.

We were the first community college district to submit a plan that was approved – with commendations – by the State Chancellor's Office. This is a new process in that the plan must receive State Chancellor's Office approval, prior to local board approval.

The final action is to bring this item forward for board approval. Revisions will be submitted annually.

File Attachments

[EEO Plan CLPCCD 2023 RESUBMISSION FINAL.pdf \(729 KB\)](#)

10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Subject **10.1 President of Chabot College and Las Positas College**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Type Reports

File Attachments

[2024.01.16 BOTs Chabot Presidents Report.pdf \(1,301 KB\)](#)[LPC President's Board Report January 2024.pdf \(12,335 KB\)](#)**Subject** **10.2 Chancellor**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Type Reports

Subject **10.3 Recognitions**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Type Reports

Subject **10.4 Trustee Reports and/or Official Communications**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Type Reports

11. ADJOURNMENT

Subject **11.1 Adjourn the Meeting**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 11. ADJOURNMENT

Type Action

12. CLOSED SESSION- (Government Code Section 54954.5)

Subject **12.1 Real Property Negotiations**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING

Category 12. CLOSED SESSION- (Government Code Section 54954.5)

Type Information

Subject **12.2 Public Employee Performance Evaluation Title: Chancellor**

Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
 Category 12. CLOSED SESSION- (Government Code Section 54954.5)
 Type Information/Discussion

13. NEXT MEETING OF THE BOARD OF TRUSTEES

Subject 13.1 February 20, 2024 - Regular Meeting, District Office
 Meeting Jan 16, 2024 - BOARD OF TRUSTEES REGULAR MEETING
 Category 13. NEXT MEETING OF THE BOARD OF TRUSTEES
 Type 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.