

**CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
REGULAR MEETING**

**MINUTES
August 22, 2006**

PLACE

Chabot-Las Positas Community College District, 5020 Franklin Dr., Pleasanton, California 94588.

CALL TO ORDER

The regular meeting was called to order at 5:00 p.m. Recording Secretary Chandan Chahal called the roll.

The Board immediately adjourned to a Closed Session, which ended at 6:15 p.m.

The Board readjoined in Open Session at 6:30 p.m. and adjourned at 7:55 p.m. Recording Secretary Chandan Chahal called the roll.

ATTENDANCE

Members Present: Dr. Arnulfo Cedillo
 Mrs. Isobel F. Dvorsky
 Mr. Donald L. "Dobie" Gelles
 Dr. Hal G. Gin
 Dr. Barbara F. Mertes
 Dr. Alison Lewis
 Mr. Carlo Vecchiarelli
 Mr. Nathan Cornejo

Members Absent: None

Managers Present: Dr. Susan Cota, Chancellor
 Mrs. Karen Halliday, President, Las Positas College
 Dr. Robert Carlson, President, Chabot College
 Dr. Joel Kinnamon
 Mr. Lorenzo Legaspi
 Mrs. Jennifer Aries
 Dr. Ted Kaye
 Mr. Robert Kratochvil
 Mrs. Jeannine Methe

Ms. Julia Dozier

Recording Secretary:

Mrs. Chandan Chahal

Others Present:

Mr. Andrew Howe, Manager

Ms. Barbara Tracy, DMJM

Mr. Bob Collins, Swinerton

Mr. Chad Mark Glen, President, Chabot College Faculty
Senate

Mrs. Charlotte Lofft, President, Faculty Association

Mr. Craig Fernandez, DMJM

Mr. Dayne Nicholls, President, Associated Students of
Chabot College

Mr. Gordon Beveridge, DMJM

Ms. Karen Powell, 3D/I

Ms. Karen Silva

Ms. Katherine Linzmeyer

Ms. Laura Weaver

Ms. Melinda Matsuda

Ms. Melissa Korber, President, Las Positas College
Faculty Senate

Ms. Rachel Ugale, President, Chabot College Classified
Senate

Mr. Stephen Small, ASCCA

Mr. Todd Steffan, President, Las Positas College Classified
Senate

Ms. Zahara Noorivaziri, DMJM

ACTION TAKEN IN CLOSED SESSION

President of the Board of Trustees, Mrs. Dvorsky, announced at the beginning of the Board Meeting: "On August 22, 2006 the Board of Trustees of the Chabot-Las Positas Community College District took final action to terminate a permanent classified employee of the District. Employee number W10508913." The vote was 6-0, with Mr. Vecchiarelli abstaining.

PUBLIC COMMENTS

Mr. Stephen Small from the Automotive Service Council of California (ASCCA) invited the Board of Trustees to the Chapter 16 Back-to-School Night. Mr. Small is an automotive instructor at Chabot College. The back-to-school night is to celebrate instructors, teachers and students from all the automotive programs in the local areas that include the regional occupational centers, high schools and Chabot College. This will be held on September 12,

2006 at 7:00 p.m. at Doral Automotive Repairs located at 2000 Alvarado Street, San Leandro. There will be tool giveaways and a special \$500.00 student scholarship will be awarded to one of the schools. Hunter Engineering will be providing dinner. Mr. Small gave a personal invitation to the Board of Trustees and it is expected that there will be two-hundred people that will attend.

CONSENT CALENDAR

Dr. Gin requested that agenda item 4.4 (Approval to Travel Abroad – Jazz Band (MUSP15) to Funabashi, Japan, Chabot College) be removed from the consent calendar. Mr. Gelles requested that 3.5 (Professional Specialist and Program Leader Program), 4.3 (Approval of Memorandum of Understanding Renewal – The Regents of the University of California, Puente Project No. 06-CCC Puente-07, Chabot College), 4.4 (Approval to Travel Abroad – Jazz Band (MUSP15) to Funabashi, Japan, Chabot College), 5.6 (Approval of Declaration of Surplus Property to be Sold at Private Sale and Donations or Disposal of Any Items Not Sold), 5.7 c. (Approval of Renewal of Agreement for Professional Services with Marilyn Kaplan) and 5.7 f. (Approval of Award of RFP No.I-06, Consulting Services-Market Assessment and Market Planning for Enrollment Generation) be removed from the consent calendar.

Motion No. 1

Dr. Mertes made a motion, seconded by Dr. Cedillo, to approve the consent calendar with the exception of agenda items 3.5, 4.3, 4.4, 5.6, 5.7c and 5.7f.

Motion carried unanimously, 7-0.

The following items were approved on the consent calendar:

General Functions

- 1.8 Approval of Minutes of July 18, 2006 Meeting

Personnel

- 3.1 Student Assistant Personnel
- 3.2 Classified Personnel
- 3.3 Faculty Personnel
- 3.4 Management Personnel
- 3.6 Volunteer Aide Personnel

Educational Services

- 4.1 Approval of Grant Agreement Renewal—Alameda County Workforce Investment Board, High Risk Older Youth Services Program, Master Contract No. C95-0187, Project No. SSGPC06070008, Las Positas College
- 4.2 Approval of Grant Agreement Renewal—Bring Academics to Youth Career

Project, Agreement No. 515-117 with the Community College Foundation,
Chabot College

Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Ratification of Amendment of Employment Contracts – Purchase of Tax Sheltered Annuities
- 5.4 Approval of Budget Transfers 13.M.1
- 5.5 Ratification of Purchases Completed
- 5.7 Agreements
 - a. Approval to Enter into Agreement for Use of Off-Campus Facilities, Chabot College
 - b. Approval of Renewal of Agreement with Valley Care Health System, Las Positas College
 - d. Approval of Agreement for LUMINUS Product by Sungard Higher Education (formerly SCT)
 - e. Approval of Renewal of Contract with the Chancellor's Office, California Community Colleges, Chancellor's Office Tax Offset Program (COTOP)

TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS

Mr. Gelles reported he was delighted that the public did not choose to run against him for the next election and that he was automatically elected. He congratulated Mrs. Dvorsky and Dr. Gin for being re-nominated for their term. Mr. Gelles also commented that Convocation was wonderful and that the speaker was excellent.

Dr. Mertes acknowledged Convocation and thanked Las Positas College for hosting the event and thanked Dr. Cota for her presentation. Dr. Mertes also thanked the two Senate Presidents, Mr. Chad Mark Glen and Ms. Melissa Korber, for their presentations as well.

Dr. Gin commented that Convocation was great and he learned a lot about Associate Degrees. He also mentioned that the speaker during Convocation was excellent and he really captured the attention and subject. Dr. Gin also thanked the District for the many cards he received over the past three weeks comforting him on the death of his father.

Mr. Vecchiarelli spoke about Convocation and thought it was excellent. The presentation of "What is a Degree" has been a debate all the thirty-eight years that he has been involved at the Chabot-Las Positas Community College District. Mr. Vecchiarelli mentioned that the District should pay attention to the general education degree and see if it is alright without a defined major and look into what is legal and not legal. Mr. Vecchiarelli is also excited

about the first basketball game at LPC and is looking forward to seeing all the building developments at Las Positas College.

Mr. Nathan Cornejo commented about the Student Trustee Convention that he attended in Santa Clara, CA. The Workshop was about becoming a better and effective Trustee. Mr. Cornejo mentioned, "We also elected a student trustee for the State Board, Brian Hughes of San Diego City College." Mr. Cornejo also mentioned that school started yesterday and that he is really looking forward to the upcoming year.

Mrs. Dvorsky congratulated Las Positas College on the success of Convocation. Mrs. Dvorsky thanked Ms. Karen Halliday and the two senate presidents. Mrs. Dvorsky and Mr. Joel Kinnamon also attended the reception for the new president at Cal State East Bay. Mrs. Dvorsky reported that, "The President at Cal State East Bay was most enthusiastic about working with our colleges. A number of the administrators did come up and chat with us that evening and they do want to work with us, they do recognize that we are one of the main student transfer schools to Cal State."

CHABOT - LAS POSITAS COLLEGE FOUNDATIONS

District: No report

Chabot College: Mr. Richard Talmo announced last month that work with the Sumin Ballet unfortunately it did not work out. Mr. Talmo also announced that they will be making a theme event for this year and more information will follow once it has been finalized. The date will be November 18, 2006 and this will be a special event which will feature one of their alumni. "It will be a good community event."

Mr. Talmo presented a financial report prior to discussions on business planning for the year. Chabot has invested \$390,000 in the Foundation since 2003. As of June 30th, the Foundation has raised over \$450,000 in cash gifts and in-kind support. Since 2003, the Board has authorized \$91,000 in contributions to academic and vocational programs. Two \$10,000 endowed scholarships have been established for nursing alumni and for the Auto program. \$20,000 has been contributed to the College's unrestricted endowment, managed by the CLPCCD Foundation Investment Committee. The Foundation has accrued an additional \$70,000 in reserves in preparation for a self-sufficient operation. The Foundation has received a generous in-kind support of \$110,000 from Horatio's, Stuart Rental and Comcast Cable. The Board has approved a \$250,000 fundraising goal for 2006/2007. Mr. Talmo will be submitting a more complete financial report.

Ms. Dvorsky questioned if the San Francisco Foundation proposal for a \$20,000 gift to support environmental studies at Chabot College is in lieu of the Nursing program?"

Dr. Carlson responded to Mrs. Dvorsky's question: He reported that he had a class assignment to write a grant and decided to submit it to the San Francisco Foundation to get a media cart for one of our programs and "they took it." Dr. Carlson put the \$20,000 into the Foundation and they are managing the fund.

Las Positas College: Dr. Ted Kaye submitted a written report to the Board. Dr. Kaye highlighted that the Barry Schrader Scholarship fund is coming along very nicely and they are receiving one or two contributions every other day or so. He reported that there are new grants and they are enthusiastic that the Livermore Valley Winegrowers Foundation came to them to solicit a grant of \$26,500 in support of the LPC Viticulture and Winery Technology Program.

Dr. Kaye mentioned that there will be an event on November 7, 2006 which will be celebrating the Inaugural Home games of the Men's and Women's *HAWKS* Basketball teams. Also there will be things tied to the election date where if someone can produce an "I Voted" sticker or a stub from their absentee ballot they will receive free admission. This will be tentatively titled the "*HAWKS* Hoopla."

Dr. Kaye reminded the Board of Trustees that the Fourth Annual Best of the Best gala will be held on May 12, 2007. There will be more information to come. He also reported that the Seven Rotary Clubs of the Tri-Valley are going to have an event on October 7, 2006 at a new restaurant in Livermore called Capo di Bache. They expect to have 400 people playing Bache Ball and dinner and the rotary organizers have named two organizations to receive the proceeds from that event, which are the Alameda County Community Food Bank and the Las Positas Community College Foundation.

Dr. Kaye also attached an invitation for an event that will honor the citizens who serve on the Board. This event will be held on Wednesday, September 13, 2006 at 4:00 p.m. to 6:00 p.m., located at the Century House, 2401 Santa Rita Road, Pleasanton.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES

Ms. Melissa Korber, President of the Las Positas College Academic Senate, submitted a written report to the Board. Ms. Korber thanked everyone for their participation in Convocation. Flex Day was held on August 17, 2006 which discussed topics ranging from "Noodling around the Library" to an open discussion with the new Vice President of Academic Services to "An Educational Wine Tasting Experience with Cave Tour." The 2006 Fall Flex Day featured 12 workshops with at least 24 presenters, including faculty, classified staff, administrators, and outside professionals. She mentioned that the first Academic Senate Meeting will be held on August 23, 2006 and the main issue on this agenda will be to set the ratio for the senate.

Mr. Chad Mark Glen, President of the Chabot College Academic Senate, reported that Convocation turned out to be very successful. He also mentioned that the Thursday after Convocation, all the governance communities met and Dr. Carlson and the academic senate updated their shared governance document which was about two years old. Copies have been distributed to all faculty, staff and administrators. At the first meeting, new committee chairs were elected, the colleges 2006-07 strategic goals were given to all the committees and they were to review their charge in the shared governance document and see how they could help the college meet its strategic goals.

Mr. Glen also reported that Chabot will be getting ready to go through a new accreditation in the near future. Also, the student learning outcomes that have been introduced have been handed to the Academic Senate to “get it going.” They will be working on implementing the student learning outcomes for Chabot College.

PRESIDENTS OF CHABOT – LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATE

Mr. Todd Steffan, President of Las Positas College Classified Senate, submitted a written report to the Board. He reported that on August 3 the Executive Officers met to discuss the new goals, review last year’s accomplishments, and plan for fall meeting agendas, fundraisers and events. Many great ideas came out of this meeting. President Halliday gave a motivating talk about change, goals, growth and challenges.

Mr. Steffan also reported that they had a successful barbeque on Flex Day. Over 135 people attended this event. He also gave a special thanks to Marilyn Riddle, Bill Eddy, Carolyn Smutny, and the rest of the classified staff who put in many hours planning, preparing and coordinating this event. Mr. Steffan also thanked the cook, Coach Costello.

Ms. Rachel Ugale, President of Chabot College Classified Senate, reported that the activity for the classified staff on Convocation was very well received by the classified participants. She also mentioned that Chabot presented the classified awards during Flex Day and honored Sarah Black from Campus Safety and Minta Peterson with the outstanding employee award and also presented a scholarship to Rajinder Samra from the Institutional Research Office.

Ms. Ugale also reported that Gladiator Welcome Day turned out to be a success, with over 400 students attending. The former ACCCS President, Dayne Nicholls actively participated in the planning of this event. She reported that their first task for this year will be focusing on the membership of the governance committees. She thanked Dr. Carlson for devoting part of Flex Day to shared governance and they will be confirming the classified membership on the governance committees this year.

PRESIDENT OF CHABOT AND LAS POSITAS COLLEGES ASSOCIATED STUDENTS

Mr. Joshua Paul, President of Associated Students of Las Positas College, reported that EXPO was held last week and welcomed many students with outreach programs and workshops. Also he reported that welcome week is going on this week.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES

Dr. Robert Carlson submitted a written report to the Board. Dr. Carlson highlighted Gladiator Day, which was held on August 14 and what a success it was to help new students start the year. Gladiator Day was promoted through personal phone calls and colorful postcards. Dr. Carlson congratulated Ms. Melinda Matsuda who put this event together and a host of volunteers who did the phone calling and all the staff that came out on Gladiator Day.

Ms. Karen Halliday submitted a written report to the Board. Ms. Halliday thanked Dr. Cota for having the Convocation at Las Positas College this year. She also thanked the students, faculty and staff for holding information tables around campus to help new students.

Ms. Halliday reported that on August 3 several of LPC administrators attended the 2006 Summer Intern Symposium at Sandia National Laboratories. The Student Internship Program at Sandia promotes training and professional development in research, applied science, technology and engineering. There were 53 students from colleges and universities all across the country and four of them are of particular interest to Las Positas College: Roxanne Souza and Zohora Iqbal are current LPC students, and both Edwin Huestis and Sheri-Michele Bachelor are LPC graduates now attending UC Davis.

Ms. Halliday also reported that on August 15, LPC held EXPO, its annual orientation for new and returning students. Organized by Student Services, EXPO provided students with an introduction to LPC resources, informative workshops, a campus tour, and a complimentary lunch. This event was held in the PE Complex, and was attended by more than 430 students. Ms. Halliday thanked Ms. Pam Luster and the entire faculty, staff and students who made this event so successful.

Ms. Halliday reported that Dr. Laurel Jones, Vice President of Student Services, hosted the part-time faculty orientation, attended by about 110 people.

CHANCELLOR'S REPORT

Dr. Cota thanked everyone for Convocation Day. Dr. Cota also thanked Mr. Chad Mark Glen and Ms. Melissa Korber for taking the time during the summer to work on this program. She also reported that the enrollments for both colleges are up. At LPC the

enrollment is up by eight to nine percent and at Chabot enrollment is up by one percent. Dr. Cota also thanked the Student Services staff at both colleges for the wonderful job that they are doing under the direction of Ms. Pam Luster and Ms. Melinda Matsuda.

Dr. Cota also reported that a couple of weeks ago we participated in a fundraising for the state-wide bond that is on the November ballot and the important aspect of that bond is that it will get us out of the “field act”, which are red-tape regulations that really apply to the K-12 system. This will help with many loopholes and we are very hopeful that this bond will pass.

Dr. Cota introduced the two Project Directors with the Construction Management groups, Ms. Karen Powell with 3D/I and Mr. Bill Collins with Swinerton.

PROFESSIONAL SPECIALIST AND PROGRAM LEADER PERSONNEL

Mr. Gelles requested this agenda item be removed from the consent calendar for clarity. Mr. Gelles reported that Linda J. Carter has been reported twice. He also questioned the hourly rate of \$175/hr. Mr. Legaspi reported that he has checked with the Chabot staff that is present at the meeting, and they do not recall the \$175/hr. They will get back to Mr. Gelles to see if this is a mistake or if it is the actual rate. Dr. Carlson clarified that this employee has two separate contracts and he is not sure if the amount is correct but this may be the reason indicated that she is listed twice.

Motion No. 2

Dr. Mertes made a motion, seconded by Mr. Gin, to approve the Management Personnel.

Motion carried, 6-1, with Mr. Gelles voting no.

APPROVAL OF MEMORANDUM OF UNDERSTANDING RENEWAL—THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, PUENTE PROJECT NO. 06-CCC PUENTE-07, CHABOT COLLEGE

Mr. Gelles requested this agenda item be removed from the consent calendar for more discussion. Dr. Carlson spoke about the Puente Project and that this is still a healthy and strong project with a lot of students in it. This is a state-wide Puente project which is coordinated by the University of California. We now subscribe to that state project and that is where some of the support comes from to operate it.

Motion No. 3

Mr. Gelles made a motion, seconded by Dr. Cedillo to approve the Memorandum of Understanding renewal with the Regents of the University of California, Puente Project

No. 06-CCC Puento-07, Chabot College, for the period July 1, 2006 to June 30, 2007. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the MOU and any future augmentations or amendments to the document on behalf of the District.

Motion carried unanimously, 7-0

APPROVAL TO TRAVEL ABROAD—JAZZ BAND (MUSP15) TO FUNABASHI, JAPAN, CHABOT COLLEGE

Dr. Gin requested this agenda item be removed from the consent calendar for clarification for the amount of donations contributed. Dr. Carlson reported that he is not aware of the total cost for this trip. Dr. Cota reported that they will get back to him with this information. Mr. Rich Talmo reported that he believes the total amount for this trip is \$30,000.

Motion No. 4

Dr. Gin made a motion, seconded by Dr. Mertes to approve travel abroad for the Jazz Band (MUSP15) to Funabashi, Japan, Chabot College, September 28 through October 3, 2006, at no cost to the District. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the appropriate documents pertaining to this event on behalf of the District.

Motion carried unanimously, 7-0.

APPROVAL OF DECLARATION OF SURPLUS PROPERTY TO BE SOLD AT PRIVATE SALE AND DONATION OR DISPOSAL OF ANY ITEMS NOT SOLD

Mr. Gelles requested this agenda item be removed from the consent calendar to request additional information. Mr. Legaspi reported that this is the typical standard procedure.

Motion No. 5

Mr. Gelles made a motion, seconded by Dr. Mertes to approve the items surplus to the needs of the District and that the Chancellor be authorized to dispose of the same via private sale in accordance with Board Policy 3212 and that the funds derived from the sale be placed in the General Fund of the District. Further, any items that are not sold by private sale be donated to charitable organizations or disposed of by District personnel in accordance with California Education Code Section 81452.

Motion carried unanimously, 7-0.

APPROVAL OF RENEWAL OF AGREEMENT FOR PROFESSIONAL SERVICES WITH MARILYN KAPLAN

Mr. Gelles requested this agenda item be removed from the consent calendar. However, there was no discussion on this item.

Motion No. 6

Mr. Gelles made a motion, seconded by Dr. Cedillo to approve the renewal of the agreement for professional services with Marilyn Kaplan for a fee of \$190 per hour to provide legal support in the negotiations process with Service Employees International Union, Local 790 (SEIU).

Motion carried unanimously, 7-0.

APPROVAL OF AWARD OF RFP NO. I-06, CONSULTING SERVICES – MARKET ASSESSMENT AND MARKET PLANNING FOR ENROLLMENT GENERATION

Mr. Gelles requested this agenda item be removed from the consent calendar to request additional information. Dr. Cota reported that this is a part of the one-time monies that was approved sometime ago by the Board and the Clarus Corporation has been selected to do the market survey for the District.

Motion No. 7

Mr. Gelles made a motion, seconded by Dr. Mertes to approve the award of RFP No. I-06 for consulting services for market assessment and market planning for enrollment generation to CLARUS Corporation of Alliance, Nebraska in an amount not to exceed \$80,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the agreement and any future augmentations or amendments to this agreement on behalf of the District.

Motion carries unanimously, 7-0.

ADOPTION OF RESOLUTION NO. 04-0607- AUTHORIZATION TO ADVERTISE FOR BIDS – ANNUAL REQUIREMENTS-PERSONAL COMPUTERS AND PERIPHERAL EQUIPMENT, CHABOT COLLEGE AND LAS POSITAS COLLEGE, BID NO. 01-07

Motion No. 8

Dr. Cedillo made a motion, seconded by Dr. Gin to adopt Resolution No. 04-0607

Authorization to Advertise For Bids - Annual Requirements-Personal Computers and

Motion carried by the following roll call vote:

AYES: Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
 NOES: None
 ABSENT: None
 ASTENTIONS: None

ADOPTION OF RESOLUTION NO. 05-0607 - AUTHORIZATION TO PARTICIPATE IN THE STATE OF CALIFORNIA’S STATE AND FEDERAL SURPLUS PROPERTY PROGRAM

Motion No. 9

Dr. Cedillo made a motion, seconded by Dr. Gin to adopt Resolution No. 05-0607 – Authorization to Participate in the State of California’s State and Federal Surplus Property Program as permitted by Education Code Section 81653. It is further recommended that the Vice Chancellor of Business Services be authorized to execute the agreement and any future augmentations or amendments to the agreement on behalf of the District.

Motion carried by the following roll call vote:

AYES: Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
 NOES: None
 ABSENT: None
 ASTENTIONS: None

ADOPTION OF RESOLUTION NO. 06-0607 - AUTHORIZATION TO DISPOSE OF SURPLUS COMPUTERS AND PERIPHERAL EQUIPMENT BY PUBLIC SALE

Motion No. 10

Dr. Gin made a motion, seconded by Dr. Cedillo to adopt Resolution No. 06-0607 – Authorization to Dispose of Surplus Computers and Peripheral Equipment by Public Sale.

Motion carried by the following roll call vote:

AYES: Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
 NOES: None
 ABSENT: None
 ASTENTIONS: None

ADOPTION OF RESOLUTION NO. 07-0607 - AUTHORIZATION OF END-OF-YEAR BUDGET REVISIONS AND TRANSFERS

Motion No. 11

Dr. Gin made a motion, seconded by Dr. Cedillo to adopt Resolution No. 07-0607 authorizing the Budget Officer to process end-of-year budget revisions and budget transfers between major account classifications in order to comply with the Title V Section 58307.

Motion carried by the following roll call vote:

AYES: Cedillo, Dvorsky, Gelles, Gin, Lewis, Mertes, Vecchiarelli
NOES: None
ABSENT: None
ASTENTIONS: None

**AUTHORIZATION TO FILE NOTICE OF COMPLETION WITH THE
ALAMEDA COUNTY CLERK RECORDER'S OFFICE FOR THE
MODIFICATIONS OF BUILDING 3500 (EARLY CHILDHOOD BUILDING),
PHASE II, CHABOT COLLEGE (STATE GRANT AND MEASURE B FUNDS)**

Motion No. 12

Dr. Gin made a motion, seconded by Dr. Cedillo authorizing the filing of a Notice of Completion with the Alameda County Clerk Recorder's Office for the Modifications of Building 3500 (Early Childhood Building), Phase II, Chabot College.

Motion carried unanimously, 7-0.

**APPROVAL OF CHANGE ORDER NO. 3, SIERRA BAY CONTRACTORS, INC.,
MULTI-DISCIPLINARY EDUCATION BUILDING, (CFIS 40.62.216), LAS
POSITAS COLLEGE (STATE AND MEASURE B FUNDS)**

Motion No. 13

Dr. Cedillo made a motion, seconded by Dr. Gin to approve Change Order No. 3 for Sierra Bay Contractors, Inc., Multi-Disciplinary Education Building for the increased amount of \$171,897.00. The substantial completion date was established as December 8, 2006. The project should be closed out by the end of the year 2006. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the change order on behalf of the District.

Mr. Gelles requested an explanation about paying \$20,000 for an increase of only eight inches to a steel pipe. Dr. Cedillo pointed out that the backup information is referencing eight feet not eight inches. Mr. Gelles thanked Dr. Cedillo for this clarification.

Dr. Gin expressed his concern about the accelerated implementation of the Measure B Bond and that we need to be very careful about future change orders to prevent minor mistakes that may cost more in the long run.

Motion carried unanimously, 7-0.

APPROVAL OF CHANGE ORDER NO. 1, J. D. GENERAL OF LIVERMORE, CONTRACT NO. 06-10, CONSTRUCT FOUR MODEL TECHNOLOGY ENHANCED CLASSROOMS, CHABOT COLLEGE (MEASURE B FUNDS)

Motion No. 14

Dr. Cedillo made a motion, seconded by Dr. Gin to approve Change Order No. 1 for J. D. General of Livermore, Contract No. 06-10, for the increased amount of \$40,558 to construct four model technology enhanced classrooms, Chabot College. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the change order on behalf of the District.

Motion carried unanimously, 7-0.

APPROVAL OF CHANGE ORDER NO. 1, MODIFICATIONS OF BUILDING 3500 (EARLY CHILDHOOD BUILDING), PHASE II, CHABOT COLLEGE (STATE GRANT AND MEASURE B FUNDS)

Motion No. 15

Dr. Cedillo made a motion, seconded by Dr. Gin to approve Change Order No. 1, Modifications of Building 3500, Phase II, Chabot College for the increased amount of \$13,411. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the change order on behalf of the District.

Dr. Mertes asked Dr. Carlson how many modifications have occurred to the Early Childhood Development Building at Chabot College since it was built. Dr. Carlson responded that the modification is not to the actual building. The modifications are being made to the addition and they have entered into an agreement with the State, who will be paying part of the renovation costs to move walls, change and reconfigure classrooms and so forth. This has been a three year project which was originally going to take only one year and this is the end of the project. Dr. Carlson also clarified that the change order is

occurring to one of the buildings that was built five years with a set of modules. Dr. Mertes responded to Dr. Carlson, and asked if this would be the end of changes to this building.

Mr. Gelles commented that the change order handouts have item numbers that do not give specifications to the actual buildings that need modification, which can make it difficult to understand.

Motion carried unanimously, 7-0.

APPROVAL OF FEES FOR THE DESIGN OF VARIOUS PROJECTS, CHABOT COLLEGE AND LAS POSITAS COLLEGE (MEASURE B FUNDS)

Motion No. 16

Dr. Cedillo made a motion, seconded by Dr. Gin to approve the fees for the design of various projects, Chabot College and Las Positas College for the Architect/Engineering professionals, LPA, Inc. for \$1,252,500; tBP for \$3,166,64; Del Campo & Maru for \$539,800; John Sergio Fisher & Associates for \$806,625; and WLC Architects for \$416,612. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the agreements and any future augmentations or amendments to the agreements on behalf of the District.

Motion carried unanimously, 7-0.

APPROVAL OF AGREEMENT FOR PROFESSIONAL SERVICES WITH GORDON BEVERIDGE FOR COST ESTIMATING CONSULTING SERVICES (MEASURE B FUNDS)

Motion No. 17

Dr. Cedillo made a motion, seconded by Dr. Lewis to approve the agreement for Professional Services with Gordon Beveridge of Lafayette, California, for cost estimating services for the Measure B Bond Projects. The period of the agreement is from July 15, 2006 to June 30, 2007, to be billed on an hourly basis in an amount not to exceed \$225,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the agreement and any future augmentations or amendments to the agreement on behalf of the District.

Mr. Gelles commented that there has been a lot of consulting and he would like a list of all the consultants that are involved in the Measure B Bond projects.

Dr. Gin questioned the process for the search of the new Vice Chancellor of Facilities and Planning. Dr. Cota responded to Dr. Gin that the job has been closed and there is a good

application pool. Dr. Kinnamon is the chairperson on the committee and they will move on it quickly.

Motion carried unanimously, 7-0.

APPROVAL OF AGREEMENT WITH DMJM H&N, INC. TO SUPPLEMENT LIMITED STAFFING FOR THE MEASURE B BOND PROGRAM (MEASURE B FUNDS)

Dr. Cota commented that there is a correction on the amount: Instead of \$155,221 it should read \$133,837 on the blue backup material.

Motion No. 18

Dr. Cedillo made a motion, seconded by Dr. Gin to approve the amendment to the agreement with DMJM H&N, Inc. to supplement the limited staffing to support the Measure B Bond Program in the amount not to exceed \$133,837. This amount is for continuance of the services of three (3) DMJM H&N, Inc. staff. The Project Planner/Manager Facilities for Las Positas College is to continue until September 30, 2006, and the services of the Program Director and the Senior Scheduler through October 31, 2006. It is further recommended that the Board authorize the Vice Chancellor, Business Services to execute the amendment to the agreement on behalf of the District.

Mr. Gelles clarified that the limited staffing to support the Measure B Bond Program will be holding on for two more months until the transition takes place.

Motion carried unanimously, 7-0.

ACCEPTANCE OF CHABOT COLLEGE AND LAS POSITAS COLLEGE 2005-2006 ANNUAL DISTANCE EDUCATION INSTITUTIONAL SURVEY

The Board accepted the Chabot College and Las Positas College 2005-06 Annual Distance Education Institutional Survey without further discussion.

FACILITIES PLANNING AND MANAGEMENT REPORT

Dr. Gin questioned page three, paragraph three of the Facilities Planning and Management Report, which equates to a combined total of seventeen (17) architectural firms and a program cost of \$303.8 million. This combined value represents over 60% of the total Bond Funding.

Mr. Legaspi responded to Dr. Gin, with the seventeen (17) identified projects it is worth \$330 million dollars out of the \$498 million. It is now close to the design phase and some buildings

are close to groundbreaking and this equals to the 60% of the proceeds. Dr. Gin asked if there is only 40% remaining for the actual structure. Mr. Legaspi clarified that this amount includes estimated costs for the total project.

NIKE SITE FUNDS

Dr. Cota commented that previously the Board had asked the college to submit proposals on how they might use the interest on the funds in some way that would acknowledge the sale of the Nike Site. Both colleges have presented their ideas. This will be brought back for approval at a future Board meeting.

Las Positas College

Ms. Halliday spoke about the criteria that they were given, which states that the funds should be related to capital projects. Since Las Positas is moving forward with the Diversity and Equity Project, they would like to recommend to the Board that \$350,000 out of the \$500,000 be set aside for the new Student Services Building. This amount would be used to display art and student work which would be a permanent display celebrating equity and diversity. They also would like to set aside \$100,000 for the Child Development Building and use this fund for displaying art as well. Lastly, they would like use \$50,000 for up keep and maintenance that would be needed for the future such as installations.

Dr. Mertes indicated that she believed that the interest on the Nike Fund was going to be set aside for “rainy days” and it would be used for supplementing anything that would be needed to the building program.

Dr. Cota responded that the Board requested some ideas of how the Colleges could use the money. However, it would be the Board’s decision of how to use the money.

Dr. Mertes clarified that this has not be decided upon and that she is in favor of setting the funds aside for any supplements that may be required in the future for the building projects.

Dr. Lewis commented that the discussion that the Board held previously was that, given the context of all the money that they had for the Bond Project buildings and in contrast to many large building projects there was no budget for any kind of public art. Dr. Lewis also commented that this would be a great opportunity to use this money to enhance the buildings and involve campus communities in deciding how to use this money for special enhancements to the campus during the building projects? She expressed that this is a great one-time opportunity to make the buildings on both campuses more welcoming and to have more relationships to the communities that they serve.

Dr. Mertes responded that we are in a budget overrun on the Bond money at this point of time and the costs have risen. Dr. Mertes also commented that she is not opposed to the ideas

however she is opposed to putting any funding into anything until the building projects are completed.

Ms. Halliday commented that based on the criteria that the Board had directed, Las Positas was looking forward to enhancing the buildings. This would be educational and it would be in keeping within the vision and mission of the college.

Dr. Cedillo thanked both of the presidents from the colleges for bringing their ideas. Dr. Cedillo was not looking towards art but going more in the direction of athletics. However, this idea is a very good one that he will consider.

Ms. Halliday responded that the Child Development Center is at the point of design. Staff is very excited about the possibility to take the \$100,000 and provide for the children and also be able to do some type of permanent display in celebrating equity and diversity issues.

Mr. Gelles commented that he supports the idea of having the students, the staff and the leadership collectively come up with an idea that addresses student awareness and diversity. Mr. Gelles also commented that he would go with the idea of enhancing the Student Services Building.

Dr. Cedillo also supports Mr. Gelles idea of having the students, the staff and the administration to collectively come up with an idea on how to use this money.

Dr. Gin commented that he supports the arts and would like to see enhancement to the campuses. Dr. Gin also commented that he read Dr. Carlson's memorandum, which he supports and that art enhances the community. If the colleges can do this correctly it can bring a positive energy to the campuses with fountains and so forth.

Mr. Vecchirelli commented that the "Nike Site goes way back to when he wrote his Master's thesis and he was attached to the reserve unit. Eventually the college was given this property and now we should use this money productively, whether it is for the arts or for any other reason and it is for a good cause. Mr. Vecchirelli also commented that he believes living off of the interest alone is a good way of doing some productive things for the colleges."

Mr. Cornejo commented that he is supportive of the idea as this will give new students and returning students a better feel for the campuses.

Mrs. Dvorsky commented that using the interest money is a good idea to showcase the campuses and the students.

Chabot College

Dr. Carlson presented his ideas to use part of the funding to enhance Chabot College by improving the Building 200 area. This would include lighting the art gallery properly to

display the art and to capture attention at the entrance. The other part of the funding would be to enhance the grounds of the campus, either with some sort of signature art piece at the front of the campus or with the idea of creating pathways with art through the campus.

Mrs. Dvorsky thanked both college presidents for bringing their ideas and the Board would like to hear more definite plans for the two colleges.

Dr. Cota questioned if when the proposals are brought back for action, would the Board want it to be in a final format.

Mrs. Dvorsky requested that a more detailed proposal be provided the Board to help them make the decision on how to use the interest funding money.

BOARD RETREAT

The Board agreed that the Board Retreat will be held on Tuesday, October 10, 2006 at 5:30 PM.

NEXT MEETING

The next Board of Trustees Meeting is scheduled for Tuesday, September 5, 2006 at Chabot College at 6:30 p.m.

ADJOURNMENT

There being no further business, the Regular Meeting was adjourned at 7: 55 p.m.

Minutes complete by:

Chandan Chahal

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