



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

**MINUTES**  
**September 20, 2011**

**PLACE**

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

**CALL TO ORDER**

The regular meeting was called to order at 5:02 p.m. by Board President Mertes. Recording Secretary Beverly Bailey called the roll. Trustee Cedillo was absent and excused at the time of roll.

**PUBLIC COMMENTS**

There were no Public Comments offered at this time.

**ADJOURN TO CLOSED SESSION**

The Board immediately adjourned to a Closed Session, which ended at 6:55 p.m.

**OPEN SESSION**

The Board readjoined in Open Session at 7:00 p.m. Recording Secretary Beverly Bailey called the roll. Trustee Cedillo was absent and excused at the time of roll.

**ATTENDANCE**

Members Present: Trustee Isobel F. Dvorsky  
Trustee Donald L. "Dobie" Gelles  
Trustee Hal G. Gin  
Trustee Barbara F. Mertes  
Trustee Marshall Mitzman  
Trustee Carlo Vecchiarelli  
Student Trustee Takeo Hiraki  
Student Trustee Nkechi Okpara

Members Absent: Trustee Arnulfo Cedillo (excused)

Recording Secretary: Ms. Beverly Bailey

Managers Present: Dr. Joel L. Kinnamon, Chancellor  
Dr. Celia Barberena, President, Chabot College  
Dr. Kevin Walthers, President, Las Positas College  
Mr. Ken Agustin  
Mr. James Andrews  
Mr. Jeff Baker  
Ms. Lori Benetti  
Ms. Rita Brown  
Ms. Julia Dozier  
Mr. Wyman Fong  
Dr. MaryAnne Gularte  
Mr. Doug Horner  
Mr. Andrew Howe  
Ms. Judy Hutchinson  
Dr. Howard Irvin  
Dr. Ted Kaye  
Mr. Jeffrey Kingson  
Mr. Lorenzo Legaspi  
Ms. Marge Maloney  
Ms. Jeannine Methe  
Dr. Janice Noble  
Dr. George Railey  
Mr. Rajinder Samra  
Ms. Tram Vo-Kumamoto  
Ms. Laura Weaver  
Ms. Barbara Yesnosky

Others Present: Ms. Jennifer Adams, Las Positas College  
Mr. Larry Beal, Chabot College Faculty Emeritus  
Ms. Joanne Bishop-Wilbur, President, District Classified  
Senate  
Ms. Aylen Campi, Associated Students, Chabot College  
Mr. Gregory Correa, District Services  
Mr. Nick DeRenzi, Las Positas College Express  
Ms. Judy Donovan  
Ms. Kathy Kelley, President, Chabot College Academic  
Senate  
Dr. Charlotte Lofft, President, Chabot-Las Positas  
Faculty Association  
Mr. Patrick Lofft

Mr. Zack Papachristos, Chabot College  
Ms. Lydia Penaflor, District Services  
Mr. Sean Prather, Las Positas College  
Mr. Amir Salehzadeh, President, Associated Students, Las  
Positas College  
Ms. Carolyn Scott, Las Positas College  
Mr. Mike Sherburne, Chabot College  
Mr. Mark Smythe, President, S.E.I.U., Local 1021  
Mr. Todd Steffan, President, Las Positas College Classified  
Senate  
Ms. Sarah Thompson, President, Las Positas College  
Academic Senate  
Mr. Bob Thomsen, Chabot College Faculty Emeritus  
Ms. Rachel Ugale, District Services  
Ms. Karen White, District Services  
Ms. Yvonne Wu-Craig, President, Chabot College  
Classified Senate  
Ms. Diane Zuliani, Chair, Chabot College Public Art  
Committee

### **PLEDGE TO FLAG**

Trustee Gin led the pledge to the flag.

### **ADMINISTRATION OF OATH OF OFFICE**

Chancellor Kinnamon administered the Oath of Office to Student Trustees Takeo Hiraki, Las Positas College; and Nkechi Okpara, Chabot College.

Board President Mertes welcomed the Student Trustees; after which they introduced themselves.

### **PUBLIC COMMENTS**

Ms. Diane Zuliani, Chair, Chabot College Public Art Committee, expressed appreciation to the Board for approving the art projects and contracts. She reported that the artists immediately went to work. Two artists have achieved their second benchmark and are 2/3 complete with fabrication. One artist has achieved the first benchmark and is 1/3 complete with fabrication. She noted that all fabricating is done off campus, and it would appear that nothing is happening. She reported that one artist will be ready to install as early as October 15, however, nothing can be installed until applications are approved by the Division of State

Architects (DSA). She reported that she will keep the Board apprised. She thanked the Board for its on-going commitment to public art, even in the face of so many challenges.

Mr. Larry Beal, Chabot College Faculty Emeritus, spoke to the Board regarding his concern that the website "ChabotCollege.com", over which the District reached settlement with him, is now owned by someone other than Chabot College. He also expressed concern regarding the amount of funds the District spent on legal fees at that time with this issue and continues to spend.

Mr. Zack Papachristos, Chabot College Faculty, spoke to the Board regarding his concern for the leadership in the District. He cited that there are too many unnecessary Administrative positions; and he would like to see that the Administrative salaries are made available to the public. He also questioned the leadership of the Board and recommended that there be a two-term limit for Board Members.

### **GOOD OF THE ORDER**

In response to individuals deferring their 3 minutes for comment to Mr. Papachristos, Trustee Gelles noted that Roberts Rules of Order does not allow an extension of time to another, however, this Board has in the past granted this practice as a common courtesy.

Trustee Vecchiarelli noted that with the evolution of electronic mail, there have been many new rules with regard to the Brown Act. He suggested that the District secure a video which the Alameda County Counsel has developed for Channel 30, and present it at a future Board Workshop.

### **CONSENT CALENDAR**

Trustee Mitzman requested that agenda item 4.2 (Approval of Memorandum of Agreement for Educational and Case Management Services with the Tri-Valley Community Foundation, Las Positas College) be pulled from the consent calendar. Trustee Gin requested that agenda items 5.6 (Approval of Award of Bid No. 12-03--New Ford E-150XLT Wagons, Chabot College) and 5.7 (Approval of Award of Bid No. 12-04 – High Performance Wire-Cut EDM, Chabot College) be pulled from the consent calendar. Trustee Vecchiarelli requested that agenda item 3.2 (Classified Personnel) be pulled from the consent calendar.

#### Motion No. 1

Trustee Dvorsky made a motion, seconded by Trustee Gin, to approve the consent calendar with the exception of agenda items 3.2, 4.2, 5.6 and 5.7.

Motion carried unanimously, 6-0.

The following items were approved on the consent calendar:

General Functions

- 1.9 Approval of Minutes of August 16, 2011 Regular Meeting

Personnel

- 3.3 Faculty Personnel
- 3.4 Management Personnel

Educational Services

- 4.1 Acceptance of Faculty Entrepreneurship Project Sub-Agreement with Rancho Santiago Community College District, Chabot College

Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold, District
- 5.4 Approval of Destruction of Class 3 Accounting Records
- 5.5 Approval of Memorandum of Understanding – The Research and Planning Group for California Community Colleges to Conduct the Cost Effective Student Support Study, Las Positas College

Facilities Planning and Development

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for HazMat Remediation, Building 1800, Chabot College (Measure B Bond Funds)
- 6.2 Approval of Award of Bid No. 11-02.2, Math-Science Modernization, Building 1800, Chabot College (State Funds and Measure B Bond Funds)
- 6.3 Approval of Award of Bid No. 12-01, Performing Arts Center (PAC) Renovation Project, Chabot College (Measure B Bond Funds)

**PUBLIC HEARING: 2011-12 BUDGETS – GENERAL FUND, CAFETERIA FUND, CHILD DEVELOPMENT FUND, CAPITAL PROJECTS FUND, SELF-INSURANCE (RUMBL) FUND AND MEASURE B FUND**

Mr. Legaspi opened the Public Hearing on the 2011-12 Budgets at 7:22 p.m. and responded to questions from the audience.

Ms. Yvonne Wu-Craig raised the question regarding supplemental information in the Adoption Budget. Mr. Legaspi reported that because of the challenges we have had with the Budget, i.e. the information from the State not coming on a timely basis, as well as the protracted negotiations, there was not sufficient time to produce the supplemental information as has been done in the past. He reported that once all the information is available, the District will provide a supplemental budget.

Mr. Mark Smythe questioned the line item identified as "Services." Mr. Legaspi reported that the line item identified as "Services" includes supplies, equipment, and capital outlay because there was no opportunity to allocate the funds. He reported that once everything is settled, those funds will be allocated to the departments.

Hearing no further comments, Mr. Legaspi closed the Public Hearing at 7:25 p.m.

**PRESENTATION: 2011-12 BUDGETS – GENERAL FUND, CAFETERIA FUND, CHILD DEVELOPMENT FUND, CAPITAL PROJECTS FUND, SELF-INSURANCE (RUMBL) FUND AND MEASURE B FUND**

Mr. Legaspi presented a PowerPoint Presentation on the 2011-12 Adoption Budget covering the following areas:

- Budget Requirement/Public Hearing
- State Budget Act (closed a deficit of \$26.2 billion for the 18 months ending June 30, 2012)
  - \$11.1 billion in expenditure reductions
  - \$11.8 billion in baseline revenue adjustments
  - \$2.9 billion in borrowing, shifts, and fund transfers
  - \$1.0 billion in new revenue changes
  - \$0.5 billion in local realignment revenue impacts
- Impact on California Community Colleges
  - \$400 million base reduction (workload reduction)
  - Increase in student fees of \$10 per unit (from \$26/unit to \$36 unit)
  - 0% COLA (statutory COLA is 1.67%)
  - Apportionment deferrals continue with a new deferral of \$129 million from Spring 2012 to October 2012
  - Extend categorical flexibility through 2014-15
  - No funding provided for either growth or COLA
  - No restoration of the categorical program reductions that were enacted in the 2009 Budget Act
  - Additional \$4 billion in revenue with contingency language (triggers)
- Trigger Language
- Impact on Chabot-Las Positas Community College District

- Structural Deficit (\$12,623,960)
- Identified Solutions to Structural Deficit (\$9,265,148)
- Outstanding Deficit (\$3,358,960)
- District Reserve for Economic Uncertainties

Mr. Legaspi reported that the July and August tax collections were below the projections; therefore, it is unlikely there will be additional revenue.

Mr. Legaspi explained the Trigger Language which allows “trigger” cuts, in three tiers, to take effect if the \$4 billion revenue estimates are not met, resulting in mid-year cuts. He reported that the District is planning for Tier 2, or that less than \$2 billion will materialize. In this scenario, over \$1.8 billion in cuts could be meted out to K-14. Under the Tier 2 scenario, the Budget Act reduces the District’s General Apportionment by \$5,922,000. He reported that the Community College League of California has advised districts to increase the apportionment reduction by a factor of 1.07751938, bringing the reduction from \$5,922,000 to \$6,381,070.

Mr. Legaspi reported that the District’s budget deficit is projected at \$12,623,960 as follows:

• Apportionment reduction	\$ ( 6,381,070)
• Mandatory Obligations	\$ ( 3,348,257)
• Essential/critical needs (net)	<u>\$ ( 2,894,633)</u>
○ Projected budget deficit	\$(12,623,960)

Mr. Legaspi reviewed the General Fund (Unrestricted) as follows:

• Total Revenues	\$89,251,483
• Total Expenditures	\$92,814,692
• Decrease in Fund Balance	\$ 3,563,209
• Beginning Balance	\$ 5,682,032
• Ending Balance	\$ 2,118,823
• Required 5% Reserve	\$ 4,608,664
• Shortfall to Meet Minimum 5% Reserve	\$ 2,489,841

Mr. Legaspi reported that the District’s Unrestricted General Fund Ending Balance is \$2,118,823. However, for fiscal year 2011-12, the minimum reserve requirement is \$4,608,664. He reported that the District intends to make up the difference with internal borrowing from the Retiree Benefit (RUMBL) Fund of \$2,489,841. He reported that this amount will need to be paid back from concessions and budget cuts.

Mr. Legaspi presented a slide which calculates the Total Amount of the Deficit at \$8,968,543 in 2012-13. He highlighted that the District's mandatory obligations will continue to rise with increases in automatic step and column salary increases, longevity, and professional development; medical insurance; dental, vision, life; workers' compensation; RUMBL; property and liability insurance; student and athletic insurance; and utilities. Mr. Legaspi stressed that 89% of the District's unrestricted expenditures is for salaries and benefits, which he reviewed.

Mr. Legaspi also reviewed the District's other funds – Cafeteria Fund, Child Development Fund, Self-Insurance Fund (RUMBL), Measure B Fund, Capital Outlay Projects Fund, and Property Sale Fund.

Mr. Legaspi reviewed the District's Pay-as-you-Go liability for Retiree Benefits for 2011-12 at \$4,354,935; and projects that by 2018-19, the liability will be at \$7,155,199. He reported that the District's unfunded liability for retiree benefits in 2011-12 is \$138,649,163.

In closing, Mr. Legaspi stressed that the District has a structural deficit, has less than 5% reserve for economic uncertainties, health and welfare costs continue to increase, mid-year cuts are expected, and multi-year projection shows negative ending balance. He stressed that the District must act now.

Trustee Gelles commented that this is a very friendly budget and expressed appreciation to Mr. Legaspi. He expressed that he is a zero based budget person and he doesn't like this budget. He expressed concern that if the District takes from the RUMBL Fund, it is taking from a fund that doesn't have enough as it is. He expressed that he cannot support something for which he cannot see a way out. He expressed that we have an obligation to employees, and we are already asking them to do more with less. Trustee Gelles expressed that he understands that there is no choice with the 5% reserve. He cautioned that the District needs to come back quick with a solution to pay back the RUMBL Fund.

Mr. Legaspi explained that part of the thinking is that we have a lot of work to do as a District; and submitting this budget just gets the State off our backs. If we do not pass a budget, the State will be looking over our shoulders and interfering in the important work we need to be doing.

Trustee Vecchiarelli expressed that the budget situation is a result of Proposition 13 and the fact that the state has not done its job supporting schools and principalities. He expressed that we need to get this word out to the public. In addition, benefits are a problem each year and suggested that the District needs to go out to bid for all insurance in order to get competitive rates. Finally, he expressed that the liability from benefits has a large increase, and questioned how much is due to SERPs.



Mr. Legaspi explained that that this is an unfunded liability, which the District has not made attempts to fund. The District would have got to \$138 million two years earlier because those taking the SERP would have retired anyway. He indicated that the liability is not all from the SERP. He indicated that the cost of benefits is the major contributor to the liability. He also indicated that a contributor is that people are living longer, which drives the liability up.

Trustee Mitzman questioned the impact on California Community Colleges of extending categorical flexibility. Mr. Legaspi reported that in previous years the State gave funds for each categorical program (i.e. EOPS, DSPS) and it had to be spent for that program. Now they are giving flexibility to spend the monies in other programs, depending on a District's needs. The Board adopted a resolution to allow this District to implement that flexibility; however, the Colleges have not shifted any funds to date.

Trustee Mitzman expressed concern that the District will get into trouble adopting this budget if the money doesn't materialize. However, he does not believe there are other options. He questioned what the District will do if funds aren't there, and questioned if the Colleges will need to eliminate programs.

Mr. Legaspi reported that the District is currently in the middle of negotiations and is looking for concessions; which will produce a dollar figure if successful. Whatever that number is, it will help address the structural deficit. If it is not enough, we will need to go back to the drawing board to explore other options. He cautioned that we are running out of options.

Trustee Gin expressed that the budget is not a "pretty picture", and expressed that it is not any of our faults. He expressed that Mr. Legaspi has always served the District well as Chief Financial Officer and has been very conservative and visionary. He expressed that he understands Trustee Gelles' position; however, Mr. Legaspi's proposal is perhaps not the best, but may be the only choice we have at this point.

Trustee Dvorsky expressed that it is very discouraging budget. She expressed that she is worried about what will happen to students with an additional \$10 unit fee. She expressed that the Board has the interest of students and staff at heart.

Mr. Correa questioned if the Budget includes the amount of money the District has spent on lawyers and consultants. In response, Mr. Legaspi reported that that was discussed at DBSG and he will provide the information to Mr. Correa.

Ms. Kelley questioned how the \$138 million in unfunded liability relates to the SERP savings.

Mr. Legaspi explained the SERP, an incentive for employees to retire early. He explained that the relief is from filling positions with employees at an entry level salary. He explained that the \$138 million is projecting what the liability will be for life of all retirees, not just the SERP retirees. He reported that the savings from the SERP is \$3 million, assuming the District does not backfill the positions.

In response to a question raised by Trustee Vecchiarelli, Mr. Legaspi reported that the RUMBL fund is unrestricted. He explained that there are funds that can be set up that are restricted – “irrevocable.” Mr. Legaspi reported that the RUMBL concept was to build this fund to address unfunded liability. He reported that the District has done a good job putting monies away for this fund; however the last few years have been financially difficult.

In response to a question raised by Ms. Wu-Craig, Mr. Legaspi reported that interest earnings generated by Measure B funds will be reduced as the principal is reduced. He reported that the interest accumulated would be included in the ending balance. He reported that solar project expenditures have been coming out of interest earnings.

**ADOPTION OF 2011-12 BUDGETS – GENERAL FUND, CAFETERIA FUND, CHILD DEVELOPMENT FUND, CAPITAL PROJECTS FUND, SELF-INSURANCE (RUMBL) FUND AND MEASURE B FUND**

Motion No. 2

Trustee Dvorsky made a motion, seconded by Trustee Mitzman, to adopt the proposed 2011-12 Budgets for the General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund and Measure B Fund, and authorize the Vice Chancellor, Business Services, to file same with the County Superintendent of Schools and California Community College Chancellor’s Office as required by law.

Motion carried 5-1, with Trustee Gelles voting no.

**TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS**

Student Trustee Hiraki reported that he is pleased to be here representing the students of Las Positas College. He reported that many students are submitting transfer papers as deadline dates approach. He reported that Transfer Day is scheduled for September 29 and there will be workshops on applying for transfer. He reported that students are thankful for the support of faculty and staff. In regards to the Budget Presentation on September 6, 2011, there are three main sentiments among the students: 1) not interested in blaming, they are just interested in getting ahead; 2) looking for someone to blame and frustrated;

and 3) uninformed (the biggest group). He will be working towards getting students more informed and more involved.

Trustee Gelles expressed that it is a pleasure hearing Student Trustee Hiraki's comments. He expressed appreciation to staff. He reported that comments he has heard from students have been positive towards counselors and teachers.

Trustee Mitzman welcomed the Student Trustees. When he has been on campus, the majority of students have commented that their instructors are great and that their classes are full. He expressed appreciation to faculty for taking more students into their classes. He also expressed appreciation to Classified Staff – the backbone of the District – who are each doing the job of two. He shared copies of the School Boards' Association report. He reported that the comments he has heard about State Treasurer Bill Lockyer's presentation have been extremely positive. He asked that he be excused from attending the October 4 Board Study Meeting as he will be attending the City of Hayward Volunteer Dinner. He further expressed that the Board is doing the best it can.

#### **LAS POSITAS COLLEGE FOUNDATION**

Dr. Kaye submitted a written report to the Board. He highlighted that the Executive Board will hold its Annual Retreat on September 21 and will focus on their next fundraising vehicle. He reported that the Foundation is closing in on the \$1 million mark. He expressed that the current economy is working against the Foundation's fundraising efforts. He reported that the Incoming Chair will be Ms. Janet Lockhart, former Mayor of Dublin.

#### **PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES**

Ms. Sarah Thompson, President, Las Positas College Academic Senate, submitted a written report to the Board. She reported that recently in DBSG Mr. Legaspi presented the Committee with an ultimatum that they need to make drastic cuts. Faculty asked him for more time to let union negotiations continue and in order to look at upcoming funding changes in the State. She expressed appreciation to Mr. Legaspi for the time he has allowed them in response to their request. She expressed that hasty cuts could be cuts in the wrong places. Ms. Thompson reviewed the Senate's Goals for 2011-12: 1) Streamline, condense and merge processes; 2) Midterm Accreditation Report; and 3) creation of a Student Success Plan. She also reported that there is a proposal for restructuring the governance of Classified Staff and Faculty Professional Development into two separate Senate subcommittees.

Ms. Kathy Kelley, President, Chabot College Academic Senate, reported on State Treasurer Bill Lockyer's presentation at the "Democracy Day" held on September 15. She

noted that she was encouraged by the positive comments she heard and positive results she witnessed from the seminar and classes being offered in law and democracy.

### **PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATES**

Mr. Todd Steffan, President, Las Positas College Classified Senate, had no report.

Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate, reported that the Senate held a Special Meeting last week with Dr. Barberena and Dr. Kinnamon to provide an opportunity to communicate working conditions and to seek answers regarding the status of the budget, Payroll Deduction Program and District Foundation, and the re-organization plan. She reported on the priorities that were developed at the Classified Senate Retreat, which she will provide for the Board. Priorities include an Exchange Program with Las Positas College counterparts, Classified Orientation and Mentoring; Leadership Program; Computer Training for Flex Day; Fundraising; Administrative Processes Handbook; and a line item in the budget for Classified Senate.

Ms. Joanne Bishop-Wilbur, President, District Classified Senate, had no report.

### **PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES ASSOCIATED STUDENTS**

Mr. Amir Salehzadeh, President, Associated Students of Las Positas College, reported that ASLPC is working on getting the message on the budget out to students. Associated Students has committed to five monthly advocacy days and are passing out information. He also reported that the Textbook Loaner Program is the largest to date, with over 120 people in the program, and approximately 200 textbooks on loan for the semester. He also reported that ASLPC and the Athletics Department will be collaborating on pursuing a name for the Hawk Mascot. He also reported that Club Day will be held on September 21 and an opportunity to increase the number of student groups.

Ms. Aylen Campi, Associated Students of Chabot College, presented a written report to the Board.

### **GOOD OF THE ORDER**

Mr. Mark Smythe reported that he is representing the Classified Staff on negotiations and assured that there has never been confusion on who the Classified Staff serve. They are aware that they are here for the students. He noted that the negotiation team has a duty for due diligence and it takes time. He expressed that he is disturbed about the increase in student fees.

Dr. Charlotte Lofft, in response to Trustee Mitzman's comments regarding classes being full, reported that the Faculty Association strongly encourages Faculty to take extra students into their classes. She reported that the FTEF exceeds 600, well above the 525 productivity level. She reported that on-line classes have over 85 students enrolled as they have no room capacity restrictions.

### **PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES**

Dr. Celia Barberena, President, Chabot College, submitted a written report to the Board. She reported that Chabot College is off to a great start, with 102% fill rate as of Monday, September 19. She also reported that there is a new student government and great spirit. She also reported that the 50<sup>th</sup> Year Anniversary Kick-off was a wonderful and successful event. She reported that the Presidential Search process is going well and the Committee has had an initial meeting with the AACC Consultant. She reported that at the Classified Senate's invitation to attend their meeting, she provided a report on the prioritized positions, which will be followed up on as requested. Last spring the Board presented exploring a sister college relationship with Wuxi City College in China and a letter has been sent inviting the President for a visit to Chabot College and to continue exploring the relationship.

Dr. Kevin Walthers, President, Las Positas College, submitted a written report to the Board. He expressed that he is amazed by the collegiality exhibited by Faculty and Staff and focus on students. He reported that no one has complained about the budget and have only expressed interest in students. In regards to fundraising for the Osher Scholarship Initiative, he reported that Las Positas College raised more money than the majority of the Bay Ten Colleges, and was second only to City College of San Francisco, in attaining the highest percentage of its pro-rata development goal. He also reported that "What's Right at Las Positas College" recognized several groups who exemplify "Hawk Pride." He recognized Mr. Todd Steffan and Sylvia Rodriguez for their work on the 9/11 Memorial Observance held on September 8, 2011. He reported that he will share the slides of the ceremony at the upcoming Board Study Meeting. He further reported that the Lawrence Livermore National Laboratories/Las Positas College Seminar Series is back for a second season, beginning October 3 – entitled "Restoring Sight to the Blind."

### **CHANCELLOR'S REPORT**

Dr. Joel Kinnamon, Chancellor, reported that he had a positive meeting with the Chabot College Classified Senate. He reported that over the past several weeks he has had several community meetings: with Congressman McNerney regarding PELL Grants, noting that he expressed support of the Las Positas College Veterans' Program; with Mayor Sbranti and the City of Dublin Staff to discuss the District's future plans in Dublin; and City of Hayward Council Meeting to accept a resolution for Chabot College's 50<sup>th</sup> Year

Anniversary. He echoed the positive comments regarding the Bill Lockyer event and the Law and Democracy Program.

#### **CLASSIFIED PERSONNEL**

Trustee Vecchiarelli reported that he pulled this agenda item from the consent calendar; however, in the interest of time, he would ask staff for clarification at a later time.

#### Motion No. 2

Trustee Gin made a motion, seconded by Trustee Vecchiarelli, to approve the Classified Personnel.

Motion carried unanimously, 6-0.

#### **APPROVAL OF MEMORANDUM OF AGREEMENT FOR EDUCATIONAL AND CASE MANAGEMENT SERVICES WITH THE TRI-VALLEY COMMUNITY FOUNDATION, LAS POSITAS COLLEGE**

Trustee Mitzman reported that he pulled this agenda item from the consent calendar to question the definition of student success.

Mr. Jeff Baker reported that the program will help 18-21 year old at risk youths get back to work through education. The College will provide close case management support for guidance.

#### Motion No. 3

Trustee Mitzman made a motion, seconded by Trustee Dvorsky, to approve the proposed Tri-Valley Community Foundation (TVCF) Memorandum of Agreement to fund \$57,000 to Las Positas College to provide educational and case management services for at-risk youths aged 18-21 years of age for the service period of July 1, 2011 through June 30, 2012. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the Memorandum of Agreement documents on behalf of the District.

Motion carried unanimously, 6-0.

#### **APPROVAL OF AWARD OF BID NO. 12-03 – NEW FORD E-150XLT WAGONS, CHABOT COLLEGE**

Trustee Gin reported that he pulled this agenda item from the consent calendar to question the number of vehicles included in the bid, to which Mr. Legaspi reported there are five.

Motion No. 4

Trustee Gin made a motion, seconded by Trustee Gelles, to approve the proposed Award of Bid No. 12-03 – New Ford E-150XLT Wagons to Downtown Ford Sales of Sacramento, California in an amount not to exceed \$122,350 including tax, Chabot College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the bid documents on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 6-0.

**APPROVAL OF AWARD OF BID NO. 12-04 – HIGH PERFORMANCE WIRE-CUT EDM, CHABOT COLLEGE**

Trustee Gin reported that he pulled this agenda item from the consent calendar to question the meaning of a high performance wire-cut EDM. Mr. Andrew Howe reported that it is an electric discharge machine used for precision machining.

Motion No. 5

Trustee Gin made a motion, seconded by Trustee Gelles, to approve the proposed Award of Bid No. 12-04 - High Performance Wire-Cut EDM, Chabot College to North-South Machinery, Inc. of Brea, CA in an amount not to exceed \$102,410.00 including tax. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the bid documents on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 6-0.

**ADOPTION OF RESOLUTION NO. 03-1112 – APPROPRIATIONS LIMIT FOR 2011-12 (GANN LIMIT)**

Motion No. 6

Trustee Dvorsky made a motion, seconded by Trustee Gelles, to adopt Resolution No. 03-1112 – Appropriations Limit for 2011-12 in the amount of \$123,606,450.

Motion carried by the following roll call vote:

AYES:	Dvorsky, Gelles, Gin, Mertes, Mitzman, Vecchiarelli
NOES:	None
ABSENT:	Cedillo
ABSTENTIONS:	None

**INFORMATIONAL PERSONNEL REPORTS**

The Board accepted the Informational Personnel Reports without further discussion.

**ADJOURNMENT**

Motion No. 7

Trustee Gelles made a motion, seconded by Trustee Dvorsky, to adjourn the Regular Meeting at 8:55 p.m.


Motion carried unanimously, 6-0.

**NEXT MEETING**

The next Meeting of the Board of Trustees is scheduled for October 4, 2011.

Minutes prepared by:

  
Beverly Bailey

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