



# OFFICIAL COPY

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

MINUTES  
February 19, 2013

### PLACE

Chabot-Las Positas Community College District, Chabot College, 25555 Hesperian Blvd., Hayward, California.

### CALL TO ORDER

The regular meeting was called to order at 5:00 p.m. by Board President Cedillo. Recording Secretary Beverly Bailey called the roll. Trustee Mertes 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 6:25 p.m.

### OPEN SESSION

The Board readjoined in Open Session at 6:34 p.m. Recording Secretary Beverly Bailey called the roll. Trustee Mertes was absent and excused at the time of roll; Student Trustee Adhikari was absent at the time of roll.

### ATTENDANCE

Members Present:

Trustee Arnulfo Cedillo  
Trustee Isobel F. Dvorsky  
Trustee Donald L. "Dobie" Gelles  
Trustee Hal G. Gin  
Trustee Marshall Mitzman  
Trustee Carlo Vecchiarelli  
Student Trustee Kris Adhikari (arrived at 6:58 p.m.)  
Student Trustee Nicole Pinto

- Members Absent: Trustee Barbara F. Mertes (Excused)
- Recording Secretary: Ms. Beverly Bailey
- Managers Present: Dr. Judy E. Walters, Interim Chancellor  
Dr. Susan Sperling, President, Chabot College  
Dr. Kevin Walthers, President, Las Positas College  
Ms. Julia Dozier  
Mr. Wyman Fong  
Mr. Doug Horner  
Dr. Ted Kaye  
Mr. Jeffrey Kingston  
Mr. Matthew Kritscher  
Mr. Lorenzo Legaspi  
Ms. Jeannine Methe  
Ms. Diana Rodriguez  
Mr. Gerald Shimada  
Mr. Dale Wagoner  
Ms. Connie Willis
- Others Present: Dr. Carolyn Arnold, Chabot College  
Ms. Begona Cirera, Chabot College Faculty  
Ms. Karina Contreras, Chabot College Student  
Ms. Kathy Kelley, President, Chabot College Academic Senate  
Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty Association  
Mr. Mike Sherburne, Chabot College  
Mr. Todd Steffan, Las Positas College Classified Senate  
Ms. Rachel Ugale, District Services  
Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate

**PLEDGE TO FLAG**

Trustee Mitzman led the pledge to the flag.

**GOOD OF THE ORDER**

President Cedillo reported that Trustee Mertes is excused from this meeting due to illness.

President Cedillo congratulated both Colleges on their reaffirmation of accreditation, recognizing the hard work of staff. He expressed that “the Colleges make Board Members look good and make us proud of what we do.”

### **PUBLIC COMMENTS**

Ms. Karina Contreras, Chabot College Student and member of Students for Social Justice (SSJ), requested that the Chabot College Spring 2013 classes that were cut be brought back. She expressed the need for diversity of classes, which those elective classes would bring. She specifically cited Anthropology 7, and provided copies of an on-line petition signed by 119 individuals requesting that the class be reinstated as a late-start class. She expressed that this concession would reestablish transparency and trust between Chabot College and the community.

Ms. Begona Cirera, Chabot College Faculty, expressed appreciation to Dr. Sperling for her transparency; however, she expressed the need for more transparency regarding the method for class cancellations. She suggested a process for how classes are cut. She expressed that a certain amount of time, i.e. a grace period, be given to the instructor as well as the discipline before a class is cut. Secondly, she requested that Anthropology 7 be reinstated. She expressed the need for increased diversity in classes at Chabot College.

### **CONSENT CALENDAR**

#### Motion No. 1

Trustee Gelles made a motion, seconded by Trustee Gin, to approve the consent calendar.

Motion carried unanimously, 6-0.

The following items were approved on the consent calendar:

#### General Functions

1.8 Approval of Minutes of January 15, 2013 Regular Meeting

#### Personnel

3.1 Classified Personnel

3.2 Management Personnel

3.3 Faculty Personnel

#### Educational Services

- 4.1 Approval of Sabbatical Leave Applications for the 2013-14 School Year
- 4.2 Approval of Memorandum of Understanding (MOU) – Street Law, Inc., with S.D. Bechtel, Jr. Foundation to Implement a New Law-based Civics Program with Bay Area Community Colleges, Chabot College
- 4.3 Approval of Memorandum of Understanding (MOU) – Hayward Unified School District, Student Parent Support Programs, Chabot College

#### Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Approval of Budget Transfers 3.D.1
- 5.4 Approval of Agreement – School of Dentistry, The University of Texas System, Chabot College
- 5.5 Approval of Agreement – Pleasanton Unified School District – Student Services for the Nursing Program, Chabot College
- 5.6 Acceptance of Grant Funding for Employment and Training Services from the City of Dublin to Tri-Valley One Stop and Las Positas College
- 5.7 Approval of Amendment of Agreement – St. Francis Memorial Hospital, Paramedic Program, Las Positas College
- 5.8 Approval of Agreement – Tiburcio Vasquez Health Center for the Nursing Program, Chabot College

#### Facilities Planning and Development

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for Campus Boulevard, Las Positas College (Measure B Bond Funds)
- 6.2 Approval of Contract for Division of State Architect (DSA) Inspector of Record (IOR) with Construction Inspection Services (CIS, Inc.) for DSA Inspection Services for Building 3400, Chabot College (Measure B Bond Funds)
- 6.3 Approval of Contract for Division of State Architect (DSA) Inspector of Record (IOR) with Nor Cal Inspection for DSA Inspection Services for Building 1700, Chabot College (Measure B Bond Funds)
- 6.4 Approval of Contract Modifications to the Existing Jeff Luchetti Construction, Inc., Contract for the PE Complex Alterations, Building 2500, 2600, 2700, 2800 and 2900, Chabot College (Measure B Bond Funds)
- 6.5 Approval of Award of Bid No. 13-02, Renovation of Building 3400, Chabot College (Measure B Bond Funds)

## Economic Development/Contract Education

- 7.1 Approval of Memorandum of Understanding (MOU) – Occupational Safety Councils of America, District-Economic Development
- 7.2 Approval of Memorandum of Understanding (MOU) – Pacific Education Center, District-Economic Development
- 7.3 Approval of Memorandum of Understanding (MOU) – Technical Employment Training, Inc., District-Economic Development

**PRESENTATION: HAYWARD PROMISE NEIGHBORHOOD PROGRAM, CHABOT COLLEGE**

President Cedillo reported that at the request of Chabot College, this presentation will be tabled for a future Board Meeting.

**TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS**

Trustee Vecchiarelli recognized both Colleges' Basketball Teams, noting that we have two representative teams. He encouraged more outreach in the hopes of increasing awareness and bringing more spectators to the games.

Trustee Gin wished all a Happy New Year in Chinese. He noted that Gong Xi Fa Cai literally is a wish for Prosperity.

Student Trustee Pinto presented a written report to the Board. She reported that Professor Sean McFarland brought to the Student Senate a project called "The Student Voice Advocacy Project", which is about student lobbying and professional development. The Senate was highly interested in funding this project; however, it does not have the funds required. She also reported that the Senate held a successful Club Rush on February 5 and 6. Further, she reported that the Senate is planning to bring the Hayward Police Department to campus to offer a forum for students with an emphasis on female student welfare and safety.

Trustee Cedillo reported that he recently attended a conference in Washington, D.C. He noted that the community colleges have many challenges ahead. He reported that the California Delegation's main focus is the PELL Grants and the efforts to curtail community colleges accessibility. In addition, Workforce Development was also discussed by the California Delegation. He reported that the closing keynote speaker, Under Secretary of Education Martha Kanter, discussed pilot programs and available funding for community colleges in the amount of approximately \$20-\$30 million. He reported that the California Delegation also discussed Veterans and their needs.

Student Trustee Adhikari reported that ASLPC donated \$665 (\$5 per point scored) for the Coaches vs. Cancer Basketball Game on February 13. He also reported on a Successful Club Day and a successful College Night. He reported that Advocacy Day coincided with Club Day. He also reported that students will participate in the March in March Rally in Sacramento. Further, he reported that ASLPC Senate will attend a conference in Boston, MA later this Semester.

### **LAS POSITAS COLLEGE FOUNDATION**

Dr. Kaye submitted a written report to the Board. He reported that the Valley Veterans Foundation increased its commitment for Veterans Scholarships for 2013 from \$10,000 for twenty \$500 scholarships to \$15,000 for twenty \$750 scholarships. He also reported that the Foundation was short approximately \$125 of its goal of \$1,000 for two Dr. Neal Ely Retirement Scholarships. It was later noted by Dr. Walthers that Ms. Julia Dozier volunteered to underwrite this additional amount. He also highlighted the Best of the Best, which is scheduled for April 27, 2013, with a "Mad Men" theme.

### **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 the Senate's current priorities include: ACCJC Compliance; and Concerns for Title V Compliance – 1440 AA Transfer and AS Transfer Degrees, Repeatability, and Prerequisites. She also reported that additional Student Success Mandates are around the corner. She reported that a timeline for implementation of Senate Bill 1456, the Matriculation Bill, was released last fall, which she provided as an attachment to her report. She expressed that the timeline would be difficult at best to complete. She reported that additional Chancellor's Office Goals include Enrollment Management (standardized based on Student Education Plan), Basic Skill remediation, and Professional Development for Faculty.

Ms. Kathy Kelley, President, Chabot College Academic Senate, submitted a written report to the Board. She highlighted a productive series of Flex Days on February 13 and 14. She also reported on the Public Lecture Series, which has been well received.

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

Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate, reported that the Classified Senate raised \$528 on its Valentine's Day Basket Raffle. She expressed appreciation for the support of Faculty, Staff and Students. She also reported that the

Classified Professionals are looking forward to participating in the Chancellor Search process.

Mr. Todd Steffan, Co-President, Las Positas College Classified Senate, submitted a written report to the Board. He highlighted a Districtwide Flex Day scheduled for February 28, 2013 at Las Positas College.

District Classified Senate had no representation at the meeting.

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

Associated Students of Chabot College had no representation at the meeting.

Associated Students of Las Positas College had no representation at the meeting.

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

Dr. Susan Sperling, President, Chabot College, submitted a written report to the Board. She provided a copy of the letter from the Accrediting Commission for Community and Junior Colleges (ACCJC) in response to Chabot College's Midterm Report. She reported that the next comprehensive evaluation of Chabot College will occur in Fall 2015. She expressed appreciation to all who worked on the Accreditation Report, especially noting the role of Dr. George Railey in bringing the Report together. She also recognized Ms. Kathy Kelley and her efforts in offering the Public Lecture Series, which has been well attended. She also reported that Students for Social Justice and the Anthropology Club co-hosted a presentation on Indigenous People of South Mexico; recognizing the efforts of Ms. Begona Cirera and the students. She also highlighted the upcoming presentation by celebrated author and speaker Dr. Melba Biels, Little Rock Nine, on March 12. She also highlighted the 15<sup>th</sup> Annual Puente Student-Mentor Breakfast scheduled on March 1. Further, she reported that she will be, along with Dr. Gin, serving as a judge for the San Lorenzo Student Speaker Contest on February 21.

Dr. Kevin Walthers, President, Las Positas College, submitted a written report to the Board. He reported that an Active Shooter Training was held on campus, using resources from a Statewide grant. He reported that Faculty in the College's Public Safety Program offered to lead an ad hoc task force to assess the needs of the campus. This will include augmentation of existing mental health services, an assessment of classroom vulnerability and an updated plan for campus safety operations. He reported that Ms. Dayna Barbero of the LPC Health Center will head up a grant-funded program that will reach beyond the campus borders to address the needs of students in relation to mental health services. He reported that the same grant will be expanded to help Student Veterans. He also reported

that approximately 800 from 33 different high schools attended the recent College Night. He recognized Faculty, Staff Administrators and Students who volunteered their “own time” to attend this event. He recognized Ms. Lisa Everett on her appointment as Interim Dean. Further, he was pleased to report that the College received its Reaffirmation of Accreditation. He recognized Dr. Janice Noble, Ms. Sarah Thompson, and others for their work on the Accreditation Report.

### **INTERIM CHANCELLOR**

Dr. Judy Walters, Interim Chancellor, acknowledged Mr. Jeff Kingston, Mr. Doug Horner, Ms. Victoria Lamica and many others for their hard work on the move of the District Office to Dublin. In addition, she recognized the work of Ms. Audrey Ching, Ms. Patricia Russell, Ms. Ora Bigelow, Ms. Linda Wilson, Ms. Karen Kit, Ms. Estella Sanchez, and countless others, on a seamless move, including the packing and unpacking, while continuing to “get the work out.”

### **ADOPTION OF RESOLUTION NO. 12-1213 – AUTHORIZATION OF THE ISSUANCE OF STATE DEFERRAL ANTICIPATION NOTES FOR FISCAL YEAR 2012-13 (Agenda Item 5.9)**

#### Motion No. 2

Trustee Dvorsky made a motion, seconded by Trustee Mitzman, to adopt Resolution No. 12-1213 – Authorization of the Issuance of State Deferral Anticipation Notes for Fiscal Year 2012-13 in the Principal Amount of Not-to-Exceed \$23,900,000.00 for cash flow purposes for fiscal year 2012-13. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute all necessary documents for this transaction on behalf of the District.

Motion carried by the following roll call vote:

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

### **INFORMATION AND DISCUSSION ITEMS**

Board President Cedillo noted that agenda items 8.2, 8.2 and 8.3 are for discussion purposes and require no action of the Board.



**INFORMATIONAL PERSONNEL REPORTS (Agenda Item 8.1)**

The Board accepted the Informational Personnel Reports without discussion.

**ACCEPTANCE OF QUARTERLY FINANCIAL STATUS REPORT (311Q) FOR THE PERIOD ENDING DECEMBER 31, 2012 (Agenda Item 8.2)**

The Board accepted the Quarterly Financial Status Report (311Q) for the Period ending December 31, 2012 without discussion.

**FOURTH OF JULY CELEBRATION, LAS POSITAS COLLEGE (Agenda Item 8.3)**

This agenda item was not discussed.

**APPROVAL OF NEW BOARD POLICY 1100 – NAME OF DISTRICT (Agenda Item 9.1)**

Motion No. 3

Trustee Dvorsky made a motion, seconded by Trustee Gin, to adopt new Board Policy 1100 – Name of District. And further, that this Policy become effective upon adoption.

Motion carried unanimously, 6-0.

**APPROVAL OF REVISED BOARD POLICY 4033 – SUBJECT: HEALTH REIMBURSEMENT ACCOUNT FOR EMPLOYEES HIRED ON OR AFTER JANUARY 1, 2013 (Agenda Item 9.2)**

Motion No. 4

Trustee Gin made a motion, seconded by Trustee Mitzman, to adopt revised Board Policy 4033 – Group Medical Insurance for Retirees, which reflects the Health Reimbursement Account for Employees Hired on or after January 1, 2013. And further, that this Policy become effective upon adoption.

Motion carried unanimously, 6-0.

**APPROVAL OF REVISED CALENDAR OF BOARD MEETINGS – 2013  
(Agenda Item 9.3)**

Board President Cedillo noted that the changes to the calendar include a change in location for the March 5 Study Meeting to the District Office and cancellation of the April 2 Study Meeting.

Motion No. 5

Trustee Dvorsky made a motion, seconded by Trustee Gelles, to approve the Revised Calendar of Board Meetings 2013 as follows:

<b>DATE</b>	<b>OPEN Session</b>	<b>TOPIC</b>	<b>LOCATION</b>
January 15	6:30 pm	Regular Meeting	District
February 19	6:30 pm	Regular Meeting	CC
February 22	9:30 am	Board RETREAT	District
March 5	6:30 pm	Study Meeting	District
March 19	6:30 pm	Regular Meeting	District
April 16	6:30 pm	Regular Meeting	District
May 7	5:30 pm	Study Meeting- Student & Staff Recognitions	District
May 21	6:30 pm	Regular Meeting	District
June 25	6:30 pm	Regular Meeting- Approval of Tentative Budget	District
July 16	6:30 pm	Regular Meeting	District
August 20	6:30 pm	Regular Meeting- Publication of Budget	District
September 3	6:30 pm	Study Meeting	District
September 17	6:30 pm	Regular Meeting- Public Hearing & Adoption of Budget	LPC
October 1	6:30 pm	Study Meeting	District
October 15	6:30 pm	Regular Meeting	CC
November 19	6:30 pm	Regular Meeting	District
December 10	6:30 pm	Regular/Organizational Meeting & Financing Corp Organizational Mtg.	District

Motion carried unanimously, 6-0.

**AUTHORIZATION FOR SUMMER 2013 WORK SCHEDULE**

Motion No. 6

Trustee Dvorsky made a motion, seconded by Trustee Gin, to authorize the Chancellor to administer a 4/10 Work Schedule for Summer 2013.

Trustee Gelles expressed that he is delighted to support and approve the 4/10 Summer Work Schedule, noting that it reinforces the positive aspects of employment in the District. It has proven to be a very big positive, especially with building projects.

Motion carried unanimously, 6-0.

**ADJOURNMENT**

Motion No. 7

Trustee Mitzman made a motion, seconded by Trustee Dvorsky, to adjourn the Regular Meeting at 7:15 p.m.


Motion carried unanimously, 6-0.

**NEXT MEETING**

The next meetings of the Board of Trustees are scheduled as follows at the District Office:

February 22, 2013 – Board Retreat  
March 5, 2013 - Study Meeting  
March 19, 2013 – Regular Meeting

Minutes prepared by:

  
Beverly Bailey  
Recording Secretary

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