

# OFFICIAL COPY

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

**MINUTES**  
**October 19, 2021**

### **PLACE**

Chabot-Las Positas Community College District, 7600 Dublin Blvd, Dublin Ca 94568. Due to the current pandemic and social distancing restrictions, this meeting was held through Teleconference, Zoom.

### **CALL TO ORDER**

Board President Randolph called the regular meeting to order at 5:30 p.m., Recording Secretary Debra Nascimento called the roll.

### **PUBLIC COMMENTS**

There were no Public Comments offered at this time.

### **CLOSED SESSION**

#### Motion No. 1

Motion made by Trustee Maduli and seconded by Trustee Gin, the Board immediately adjourned to Closed Session at 5:30 p.m.

Motion carried unanimously, 5-2. Trustee Reynoso and Sbranti were absent and excused.

Motion carried by the following roll call vote:

AYES:	Gin, Granger, Heredia, Maduli, Randolph
NOES:	None
ABSENT:	Reynoso and Sbranti
ABSTENTIONS:	None

**OPEN SESSION**

The Board re-adjourned in Open Session at 6:30 p.m. Recording Secretary Debra Nascimento called the roll.

**ATTENDANCE**

Members Present: Trustee Dr. Hal G. Gin  
Trustee Ms. Linda Granger  
Trustee Ms. Maria Heredia  
Trustee Mr. Edralin "Ed" Maduli  
Trustee Ms. Genevieve Randolph  
Trustee Dr. Luis Reynoso (Arrived at 6:00 p.m.)  
Trustee Mr. Tim Sbranti (Arrived at 5:45 p.m.)  
Student Trustee Ms. Sara Kim, Las Positas College  
Student Trustee Ms. Viviana Polanco, Chabot College

Recording Secretary: Ms. Debra Nascimento

Managers Present: Mr. Ronald Gerhard, Chancellor  
Dr. Susan Sperling, President, Chabot College  
Dr. Dyrell Foster, President, Las Positas College  
Dr. Theresa Fleischer Rowland  
Mr. Wyman Fong  
Mr. Bruce Griffin  
Mr. Jonah Nicholas

Others Present: Ms. Sarah Thompson, President, Las Positas College Faculty Senate  
Mr. Miguel Colon, President, Chabot College Faculty Senate  
Ms. Heather Hernandez, President, Chabot College Classified Senate  
Ms. Elizabeth McWhorter, Vice President, Las Positas College Classified Senate  
Ms. Rachel Ugale, Chapter President, SEIU  
Mr. David Fouquet, President, Faculty Association  
Ms. Shelly Lapkoff, Lapkoff and Gobalet Demographic Research, Inc.,  
Ms. Eileen O-Hare-Anderson, Liebert Cassidy Whitmore

**REPORT OUT: ACTION TAKEN IN CLOSED SESSION**

No action was taken in Closed Session.

**1.6 PLEDGE TO FLAG**

Trustee Heredia led the pledge.

**1.7 PUBLIC COMMENTS**

Mr. Arnold Paguio, Chabot College stated he is commenting on agenda item 4.3, acceptance of the title three grant. He stated on behalf of the Asian Pacific Islanders Education Association they wanted to recognize Chabot’s effort in being one of ten schools awarded a federal title three and NPC grant. He acknowledged the Grants team, Ms. Yvonne Wu-Craig and Ms. Nicole Albrecht. He acknowledged VP Kritscher for getting this community off the ground.

**1.8 APPROVE CONSENT ITEMS (cc)**

Motion No. 2

Trustee Gin made a motion, seconded by Trustee Maduli, to approve the Consent Calendar with the exception of agenda items 6.2 and 6.7.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti

NOES:

ABSENT:

ABSTENTIONS:

The following items were approved on the Consent Calendar:

**3.0 PERSONNEL**

(cc) 3.1 Classified Personnel

(cc) 3.2 Faculty

(cc) 3.3 Management Personnel

3.4 Presentation of the Chabot-Las Positas Faculty Association Proposal for the Collective Bargaining Agreement with the Chabot-Las Positas Community College District

**4.0 EDUCATIONAL SERVICES**

(cc) 4.1 Acceptance of Grant Award – Centers of Excellence for Veteran Student Success (CEVSS) from the U.S. Department of Education, in support of the Las Positas College Veterans First Program, Chabot-Las Positas Community College District, Las Positas College (P116G210027)

(cc) 4.2 Acceptance of Grant Award - Formula Revision and Agreement from the U.S. Department of Education, in support of the Chabot College Higher Education

- Emergency Relief Fund (HEERF) – Minority Serving Institutions, Chabot – Las Positas Community College District, Chabot College (P425L200454 – 20C)
- (cc) 4.3 Acceptance of Grant Award-Title III Asian American and Native American Pacific Islander-Serving Institution (AANAPISI) Program Grant from the U.S. Department of Education, in support of the Chabot College Movement AA&PI Program at the Chabot-Las Positas Community College District, Chabot College (P382B210021)
  - (cc) 4.4 Acceptance of Grant Award- Hispanic Serving Institution (HSI) STEM Grant from the U.S. Department of Education, in support of the Chabot College Exito STEM Scholars Program, Chabot- Las Positas Community College District Chabot College (P031C210170)
  - (cc) 4.5 Approval of 2023-2024 Academic Calendar
  - (cc) 4.6 Approval of Curriculum Changes, Chabot College
  - (cc) 4.7 Approval of Curriculum Changes, Las Positas College
  - (cc) 4.8 Approval of Affiliation Agreement between The Sacramento Fire Department, Sacramento California and Chabot-Las Positas Community College District, Las Positas College
  - (cc) 4.9 Approval of Agreement Renewal - Child Development Training Consortium (CDTC) 2021-2022 Instructional Agreement No 21-22-2879 between Yosemite Community College District (YCCD/CDTC), Child Development Training Consortium (YCCD/CDTC) and Chabot-Las Positas Community College District, Chabot College
  - (cc) 4.10 Approval of Agreement Renewal - Child Development Training Consortium (CDTC) 2021-2022 Instructional Agreement No 21-22-2620 between Yosemite Community College District, Child Development Training Consortium (YCCD/CDTC) and Chabot-Las Positas Community College District, Las Positas College
  - (cc) 4.11 Approval of Letter of Partnership Agreement for the Math and Science Teacher (MAST) Scholars Program between California State University East Bay and Chabot Las Positas Community College District, Chabot College
  - (cc) 4.12 Approval of Memorandum of Understanding (MOU) between the Center for Innovation in Education, dba Base 11, and Chabot-Las Positas College Community College District, Las Positas College
  - (cc) 4.13 Approval of Partnership Agreement – Between the Regents of the University of California (“UC”), division of Agriculture and Natural Resources (“ANR”), Cooperative Extension (“UCCE”) California Naturalist Program (collectively, “University”), a UCCE Approved Training Program and Chabot-Las Positas Community College District, Las Positas College
  - (cc) 4.14 Approval of Subaward Agreement No. 245901A, Amendment #1 – Subrecipient Commitment for California Learning Labs Seed Grant Award – Social Online Tools to Support Collaborative and Inclusive Learning with California State University, Stanislaus (CSUS) and Chabot-Las Positas Community College District, Las Positas College

## **5.0 BUSINESS SERVICES**

- (cc) 5.1 Approval of Commercial Warrant Registers
- (cc) 5.2 Approval of Payroll Warrant Registers
- (cc) 5.3 Approval of Community College League of California Requisition, Chabot-Las Positas Community College District, Las Positas College – Library
- (cc) 5.4 Approval of Initial Three-Year Contract between Chabot College, CalFresh Outreach and Chico State Enterprises
- (cc) 5.5 Approval Renewed Contract- Stanford Health Center-ValleyCare for the Nursing Program, Chabot College
- (cc) 5.6 Approval of Memorandum of Understanding between HEN Nozzles LLC and Chabot-Las Positas Community College District, Las Positas College
- (cc) 5.7 Approval of Award of Contract with Cleared4 Inc., for the Cleared4 Health Verification Platform to Address Vaccine Verifications, Daily Health Screenings and HIPAA Compliant Reporting
- (cc) 5.8 Approval of First Amendment to Student Health and Wellness Center Agreement, Agreement Renewal - Stanford Health Care – Valley Care and Chabot Las Positas Community College District, Las Positas College

## **6.0 FACILITIES PLANNING AND DEVELOPMENT**

- (cc) 6.1 Approval of Award of Bid No. B21/22-01 to Johnson Controls, Inc. for the District-Wide Security Management System Refresh Project
- (cc) 6.3 Approval of Agreement for acceptance of hosting of two Energize College/ Strategic Energy Innovations Fellows with Chabot Las Positas Community College District
- (cc) 6.4 Approval of Modification to the existing contract with ABC Inspection for Material testing and construction inspection services for Biological Science Building 2100 Annex at Chabot College
- (cc) 6.5 Approval of Modification to the Contract with JD General Construction, Inc. for Bid No. B20/21-09, Student Services Interior Improvements Project at Las Positas College
- (cc) 6.6 Approval of Modification to the existing Lease/Leaseback contract with Rudolph & Sletten of San Carlos, CA, for Phase II of said contract for Guaranteed Maximum Pricing (GMP) for Construction Services, Site Lease and Facilities Lease for Increment 1: Soil Improvements for the Library & Learning Connections Building Project at Chabot College

## **7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION**

- (cc) 7.1 Approval of Agreement for Professional Services - County of Calaveras, District-Economic Development

## **8.0 INFORMATION AND DISCUSSION ITEMS (No Action)**

- 8.1 Informational Personnel Report

## **9.0 OTHER ACTION**

9.2 Revised 2021 Board Calendar

## **10.0 REPORTS- SENIOR LEADERSHIP AND TRUSTEES**

10.1 Presidents of Chabot College and Las Positas College

10.2 Chancellor

10.3 Recognitions

10.4 Trustee Reports and/or Official Communications

### **1.9 APPROVAL OF MINUTES OF AUGUST 31, 2021, SPECIAL APPROVAL OF MINUTES OF SEPTEMBER 14, 2021, REGULAR**

### **1.10 PRESENTATION AND DISCUSSION: Redistricting Plan with the 2021 Census-Lapkoff and Gobalet Demographic Research, Inc.,**

Chancellor Gerhard stated every ten years, after the federal census, our district is required to review demographics and population data to evaluate and determine local boundaries. He stated this evening's presentation is one of a series that will focus on the "Why" and "What". He introduced Ms. Shelley Lapkoff with Lapkoff and Gobalet Demographic Research who gave the following presentation:

#### **ABOUT LAPKOFF & GOBALET DEMOGRAPHIC RESEARCH, INC.**

- Since 1990, we have helped redistrict dozens of California jurisdictions
- We helped CLPCCD redistrict after the 2000 and 2010 Censuses
- We have PhDs in Demography and Sociology from UC Berkeley and STANFORD University and have presented academic papers on redistricting topics.

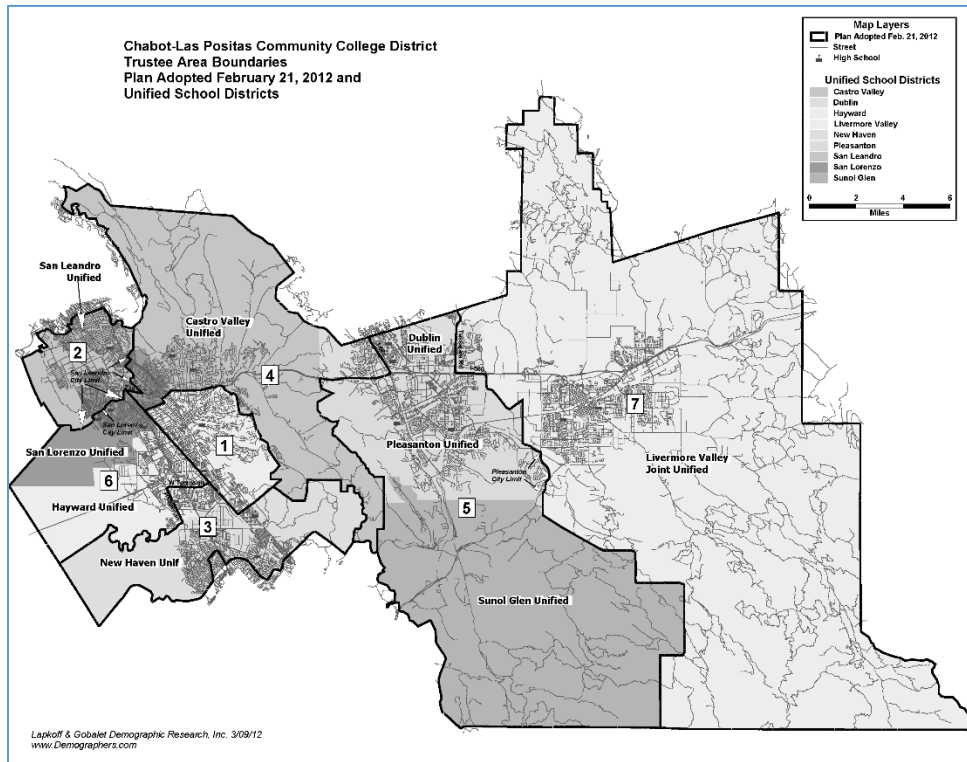
#### **AGENDA**

- What is redistricting?
- Why redistrict?
- Current Trustee Areas (2012)
- Legal requirements (that demographers follow)
- Timeline

#### **WHAT IS REDISTRICTING?**

- Every 10 years, community college districts that elect boards by Trustee Area must redistrict (adjust Trustee Area boundaries to have equal total populations)
- Federal and state laws apply
- Each community college district must adopt new Trustee Area boundaries before March 1, 2022 (by law)
- The new Trustee Areas will be used until Census 2030 data are released
- Current Trustees complete their terms of office even if they no longer live in the Trustee Area they were elected to represent

## CURRENT CLPCCD TRUSTEE AREAS K-12 FEEDER DISTRICTS ARE COLOR SHADED



### LEGAL GUIDELINES THAT DEMOGRAPHERS FOLLOW:

- Federal law and Supreme Court Decisions:
  - Population equality
  - Voting Rights Act
  - No racial gerrymandering
- State Education Code

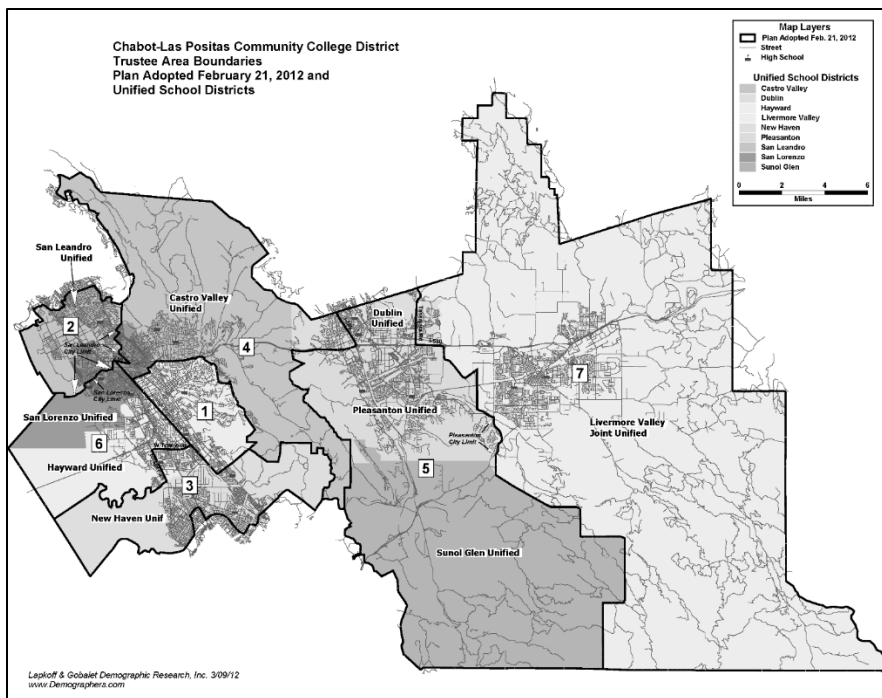
### NUMBER ONE PRIORITY: POPULATION EQUALITY

- Trustee Area (Tas) need to be proportional in population to the number of trustees representing the TA
- Ideal District (TA) population= $\frac{1}{7}$  of the 202 Census population, multiplied by the number of trustees representing that TA
- CLPCCD=717,364 total population;  $\frac{1}{7}=102,481$
- Plan deviation= Difference between the least and most populous districts, divided by the ideal District population
- Up to 10% deviation is permitted-10,248 persons

## CLPCCD'S CURRENT TRUSTEE AREA POPULATIONS ARE NOT BALANCED, SO THE BOUDNARIES NEED TO BE ADJUSTED

DISTRICT	2020 POPULATION	DEVIATION	% DEVIATION
1	100,155	-2,326	-2.3%
2	93,963	-8,518	-8.3%
3	94,430	-8,051	-7.9%
4	99,209	-3,272	-3.2%
5	114,720	12,239	11.9%
6	97,030	-5,451	-5.3%
7	117,857	15,376	15.0%
<b>TOTAL</b>	<b>717,364</b>	<b>23,894</b>	<b>23.3%</b>

- Ideal Population 102,481
- Using official redistricting data (U.S. Census data, adjusted by SWDB)



## FEDERAL VOTING RIGHTS ACT (VRA)

- Federal Voting Rights Act prohibits:
  - District that have a racially discriminatory effect
  - Districts that came about because of discriminatory intent
  - Section 2: no local government's redistricting map can deny or abridge the right to vote on account of race, color, or membership in a language minority group.



**EXISTING STATE LAW FOR SCHOOL DISTRICTS**

- California’s Education Code says the following criteria may be considered. No order of priority is given.
- Consideration to the following factors:
  - Topography
  - Geography
  - Cohesiveness, contiguity, integrity, and compactness of territory
  - Community of interests of the trustee areas”

**COMMUNIATION OF INTEREST (COIs)- EXAMPLES**

- COIs are contiguous areas where people share common social and economic interests and should be in a single Trustee Area or be considered when drawing Trustee Area boundaries:
  - K-12 school districts
  - Recognized neighborhoods
  - Cities and unincorporated communities
  - Areas with similar living standards, including similar income and educational levels

**TIMELINE**

August 20, 2021	Census data released; 6 month delay
September 21, 2021	Official redistricting data released for California by the Statewide Database
October 19, 2021	First meeting of the Board to discuss redistricting
November 16, 2021	Board meeting to discuss draft map(s)
December 14, 2021	Board meeting: either plan adoption or continue discussion
January 18, 2022	Board meeting to adopt plan, if needed

Questions:

Trustee Gin stated this is fairly routine in what we do every ten years. He thanked Ms. Lapkoff for the work that has gone into this and looks forward to the final map.

Trustee Sbranti stated he concurs with the consultant’s recommendation with using the K-12 districts as the base and making the adjustments from that.

Trustee Reynoso asked if residents and citizens are being counted. Ms. Lapkoff stated they counted everyone that filled out a census form.

President Randolph thanked Ms. Lapkoff for the presentation and stated she looks forward to seeing a draft map at the next Board meeting.

### **1.11 PRESENTATION: Chabot College's Students Programs and Works of Distinction**

Chancellor Gerhard stated, as we do customarily this time of year, we have a moment in time to celebrate and recognize some of the students, programs and work of distinction at Chabot college. He introduced President Sperling.

President Sperling stated she appreciates the opportunity to present key Chabot programs focused on outreach, scaffolding of innovative students support with academics and funding these programs through local state and federal partnerships. She stated over the last decade they have witnessed the expansion of their grants and partnerships by over four-fold and they see the impacts on their student's success and community. She stated in recent years graduation rates have doubled and students from some of their communities have transferred and completed their studies at Cal State and Berkeley University.

VP Kritscher stated it is his pleasure to present one of their signature programs that President Sperling described and two program areas that complement one another and inbed the talent at Chabot College. He stated they work daily with the local service schools that need their help in identifying higher education accessible to them.

The following presentations were made:

- I. TRIO Educational Talent Search (ETS)/ Hayward Promise Neighborhood (HPN). Dr. Matthew Kritscher, Ms. Robin Galas, Ms. Farin Ealy and Ms. Cynthia Soto.
- II. RISE: Dr. Jamal Cooks, Dr. Robert Nakamoto and Mr. Eric Gentry

President Sperling thanked the Chabot team for their beautiful work and services.

#### Questions:

Trustee Maduli asked what the plan is once the funding goes away in December 2022. Ms. Galas stated they have been working on multiple levels, one of which is a state level funding

## **2.0 REPORTS, FACULTY, CLASSIFIED AND STUDENT SENATES**

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

**Las Positas College Academic Senate President, Ms. Sarah Thompson provided the following report:**

She stated her favorite Board meetings are the ones where the colleges get to present their new and innovative programs. She stated presentations like these serve as a root of this communal energizer reminding us why we care so much. She stated it was nice to see everyone at Chabot's Ribbon Cutting. She congratulated Ms. Wu Craig for a great event.

**Chabot College Academic Senate President, Mr. Miguel Colon provided the following report:**

- Faculty Senate Wellness Weekend
  - Stress Management Workshop-Friday, October 22<sup>nd</sup> at 10 a.m.
- Yoga on the Green-Rescheduled
- LGBTQ+ Resolution Delivered to Chancellor’s Council October 12, 2021
- Joint Senate Full and Transparent Communication Resolution was passed by all three senates and is scheduled to be delivered to Chancellor’s Council November 9, 2021.
- COVID-19 reporting dashboard
- Chabot 2020, Planning for the college we want
  - How can we build upon the extraordinary impact Chabot has had within the community, expand the relationships within the community and cultivate successful programs, while evolving to meet the future needs of our community.
- Big Hairy Audacious Goal
  - “BHAG is a concept developed in the book *Built to Last*. A BHAG (pronounced “Bee Hag,” short for "Big Hairy Audacious Goal") is a powerful way to stimulate progress. A BHAG is clear and compelling, needing little explanation; people get it right away. Think of the NASA moon mission of the 1960s. The best BHAGs require both building for the long term AND exuding a relentless sense of urgency: What do we need to do today, with monomaniacal focus, and tomorrow, and the next day, to defy the probabilities and ultimately achieve our BHAG?
- 30,000 students in 2030
  - If we serve 7.5% of our community we will make a measurable impact on poverty, housing insecurity, economic stability, confidence, health and quality of life.
- Who are those farthest from opportunity
  - 30,000 single parent households
  - 13,779 Veterans
  - 125,000 Latinx
  - 24,000 Disabled Under 65
  - 34,000 Black/African Americans
- How
  - Go where the students are- The community is the campus
  - Engage students earlier- Middle School Free College “Contracts”
  - Support Lifelong Learners- Adults have an average of four careers
- Where
  - 125,000 Latinx
  - K-12 25,250
  - Church
  - Social Media
  - Work
  - Cardenas Market
- When
  - Milestones and Deliverables
    - October 21<sup>st</sup>- Joint Senate Workgroup formed

- December 31<sup>st</sup>- Revised plan presented to senates
- March 31, 2022- Presentations to shared governance committees
- September 30, 2022- Formal plan and resource request to college presidents
- January 1, 2023- Commence presentations to community, city councils, school boards, chambers, fraternal orgs and churches
- Workgroup
  - 6 members (3/3)
  - Focus on Big Picture (BHAG)
  - Develop structure for next steps
- Immediate Priorities
  - Focus outreach activities
  - Strengthen Enrollment Infrastructure
    - Admissions and Records
    - Student services

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

**Las Positas College Classified Senate Vice President, Ms. Elizabeth McWhorter provided the following report:**

- LPC Classified Senate is hosting a 10/28 Chill and Chat especially for Classified Staff during FLEX Day. All are welcome to attend.
- Successful fundraiser on 9/30 at Page Mill Winery to raise funds for Classified Senate scholarship fund.
- Oct. fundraiser on Wed. 10/20 at the new Zachary's Pizza in Pleasanton
- Holiday fundraiser on 10/15-11/14 at the Columbia Store in Richmond. The graphic shown here is your ticket!
- The LPC Classified Senate is excited to begin training for Caring Campus this semester (details coming soon).

**Chabot College Classified Senate President, Ms. Heather Hernandez provided the following report:**

Senate Priorities AY 21-22

- Engage classified professionals in the decision-making process through thoughtful participation, and leadership, in college and district governance structures.
- Strengthen standards, policies, procedures, and practices that support student and classified success and equity.
- Enhance classified professional knowledge and roles in the areas of institutional planning, budget, and accreditation.

Recent Classified Senate Business/Activities

- The senate would like to recognize and honor President Sperling for her commitment to removing institutional barriers for classified leadership on campus. Through her leadership,

support is now in place for the senate president to lead the senate and effectively engage in the decision-making process and development of policies and processes that have, or will have, a significant impact on classified professionals. This forward progress demonstrates a respect and appreciation for the dedicated work and contributions of the classified professionals on our campus. While this is a local decision, it is hopeful that district leadership will recognize the importance and need for classified professional leadership support at both campuses, and the district office, and work towards providing permanent funding and administrative support to ensure classified professional voices are represented at the decision-making table.

- Along with the Faculty and Student Senates, we have adopted a joint resolution on full and transparent communication around Covid-19 reporting on campus. With this resolution, it is hopeful that a COVID-19 dashboard will be created to track positive Covid cases and exposure locations on campus, or at all district sites.
- Senate membership is reviewing the draft form of AP 5211 Student COVID-19 Vaccination Requirement. Feedback from our constituent group will be put forward to the Chabot Advisory Committee on vaccination requirements.
- At our September 17<sup>th</sup> meeting, senate membership voted to create and fund (through monthly payroll donations) a new yearly Classified Senate award for classified professionals with up to five years of service. While still in development, criteria are being drafted to select recipients who have demonstrated a strong start and are engaged in shared governance committees, Classified Senate activities, and diversity, equity, and inclusion efforts.
- Senate had a first reading and review of the draft ISER with the Accreditation Leadership Team and provided feedback on the Quality Focus Essay at the September 17 meeting. A second reading and endorsement is scheduled for October 22.

A special meeting was held on September 24 to learn more about the Fall 2021 Outreach Campaign Proposal from Vice President Kritscher. This campaign focuses on making a personal phone call, text, and email to students who applied for admission to the college for fall 2021, but did not register. Classified professionals engaged with this project will provide information about resources for students to follow through with registration for spring 2022. VP Kritscher and his team have put together trainings and documentation to guide this work. Callers will encourage students to access ClassWeb to obtain their W-numbers, connect with a counselor, apply for financial aid, understand priority registration, and be directed to Peer Guided Support Services for any additional follow-up.

## **2.3 PRESIDENT OF STUDENT SENATE OF CHABOT AND PRESIDENT OF ASSOCIATED STUDENTS OF LAS POSITAS COLLEGE**

**Chabot College Student Senate Vice President, Ms. Theresa Pedrosa reported on the following items:**

- The Chabot Fresh Food Pantry has been out of operation since August. One of the primary reasons for the closure was the lack of staffing. We propose supporting the reopening of the pantry using volunteers. All volunteers who are not Chabot employees must be approved by

Human Resources through the completion of a Volunteer Hiring Packet that includes a Livescan fingerprint background check. Obtaining Livescan background check includes a cost of approximately \$40.00-\$60.00 for the volunteer. To support potential volunteers, we recommend a budget of \$2,000.00 be allocated to reimburse volunteer applicants for this cost.

- I went to AC Transit Board Meeting and we talked about lowering fares for AC Transit and BART riders for all students and for those whose main transportation is AC Transit or BART.
- Holiday Events: SSCC we discussed the possible if at holiday events we can we have a Turkey dinner and have a package for the Chabot community and can we have a food pantry so students can take food home for the holiday.
- Student Senate join OER/ZTC Task Force
- Faculty, Classified and Student Senate pass the Joint Resolution for COVID-19.

**Las Positas College Student Senate President, Mr. Kyle Johnson reported on the following:**

He stated the Campus Improvement committee is up and running, their main priorities are to improve their prayer and meditation room and the meeting space for student government meetings. He stated they are also looking to increase the amount of art on campus through fundraisers and advocacy. He stated eight senators as well as a director of finance has been appointed to the senate. He an adhoc committee was formed to increase LPC SG and their ICC budget transparency. He stated they will be releasing their newsletter next month, featuring student accomplishment and senate priorities. He stated they served 144 people at the market today and in honor of Hispanic Latinx heritage month they passed out goodie bags. He stated the constitution day recording is now available with closed captioning on their website. He stated their Instagram is active and growing. He stated the senate attend the SSCCC conference that was focused on professional training. He stated the senate approved a Native Land acknowledgement and will be reaching out to the native tribe for the area and seeking to work on building the native land acknowledgement. He stated they updated their agenda to reflect the Brown Act requirements. Lastly, he stated he attends a LGBTQ+ advisory committee under the academic senate and they will be organizing a student led panel identifying students for Flex Day, October 28<sup>th</sup>.

**GOOD OF THE ORDER**

**Ms. Rachel Ugale, Chapter President SEIU, provided the following report:**

She stated SEIU is close to finalizing the language around the impacts of the vaccine mandate. She stated there are a lot of complexities to navigate around this mandate but she is encouraged to know that there bargaining unit is resolved in making safety a priority. She acknowledged administrators and supervisors who are working with their staff through what is understandably a difficult transition for some.

**Mr. David Fouquet, President, Chabot-Las Positas Faculty Association, provided the following report:**

**COVID-19 Vaccine Mandate Impacts MOU:**

The District and FA spent quite a bit of time over the last month, negotiating the impact effects of the District's COVID-19 Vaccine Mandate. The result is the MOU dated October 8. This was

one of the more complicated provisions we've negotiated; due to the impact on faculty reluctant to get vaccinated (regardless of the reason), we gave the MOU a careful roll-out before it was signed. That consisted of two General FA meetings at the end of September, followed by a brief review and comment period. We received a healthy number of comments and requests from faculty at both colleges— and that did result in a couple of minor revisions to the MOU before it was signed.

We have also been working with the District to sort through the kinks in the upload portal which went live last week, along with the process by which faculty members can request a medical or religious exemption from the Mandate. I'm happy to report that the upload portal is very easy to use; in fact, I uploaded my own digital vaccine record that first day, without trouble.

Sunshining the Successor CBA:

Our current Collective Bargaining Agreement expires on June 30, 2022, which is a little more than eight months away. As such, the FA is submitting to the Board of Trustees its initial list of Articles to negotiate for the Successor Agreement. The presentation is Item 3.4 on tonight's agenda. As always, the FA looks forward to a productive dialogue with the District during the entire negotiation process.

### **3.4 PRESENTATION OF THE CHABOT- LAS POSITAS FACULTY ASSOCIATION PROPOSAL FOR THE COLLECTIVE BARGAINING AGREEMENT WITH THE CHABOT- LAS POSITAS COMMUNITY COLLEGE DISTRICT**

VC Fong stated this is contractual in terms of opening negotiations and the first step prior to negotiations and the contract expiring. He stated a Public Hearing will occur at the November Board meeting, from that point forward to district sunshining.

#### Motion No. 3

Trustee Sbranti made a motion, seconded by Trustee Maduli to approve agenda item 3.5.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES:                   Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti  
 NOES:  
 ABSENT:  
 ABSTENTIONS:

### **4.15 ADOPTION OF RESOLUTION NO. 02-2022- CHILD DEVELOPMENT STATE PRESCHOOL CONTRACT NO. CSPP-1008, PROJECT NO. 01-06131-001-1, CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT, CHABOT AND LAS POSITAS COLLEGE**

Chancellor Gerhard stated this is an annual item that the California Education Department requires the board approve this grant and the funding with the maximum reimbursement amendment as well as the

child days of enrollment. He stated as part of this resolution the Board authorizing signatures to the contract. He stated following our Board policy and administrative procedures that would authorize the VC of Business Services to execute the contract on behalf of the district subject to Board approval.

Motion No. 4

Trustee Gin made a motion, seconded by Trustee Reynoso to approve agenda item 4.15.

Motion carried unanimously, 6-1.

Motion carried by the following roll call vote:

AYES:                   Gin, Granger, Maduli, Randolph, Reynoso, Sbranti  
NOES:  
ABSENT:               Heredia  
ABSTENTIONS:

**6.2 APPROVAL OF APPOINTMENT TO CITIZENS' BOND OVERSIGHT COMMITTEE FOR MEASURE B AND MEASURE A**

Trustee Maduli stated there is a critical component of Proposition 39, lowering the threshold for on-task manager from 230 to 55%. He stated in 2016 when Measure A passed they combined both Measure A and B. He thanked VC Letcher for meeting the appointment and having a complete committee that will be solely looking at our Bonds.

Motion No. 5

Trustee Maduli made a motion, seconded by Trustee Sbranti to approve agenda item 6.2.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES:                   Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti  
NOES:  
ABSENT:  
ABSTENTIONS:

**6.7 APPROVAL OF MODIFICATION TO THE CONTRACT WITH W.A. THOMAS CO., INC., FOR BID NO. 1801, BIOLOGICAL SCIENCES B2100 BUILDING ANNEX AT CHABOT COLLEGE**

Trustee Maduli stated the details on the recommendation are good however, asked to see the current percentage of change orders to date.



Motion No. 6

Trustee Maduli made a motion, seconded by Trustee Gin to approve agenda item 6.7.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti

NOES:

ABSENT:

ABSTENTIONS:

**8.0 INFORMATION AND DISCUSSION ITEMS**

**9.1 ADOPTION OF RESOLUTION NO. 03-2022- TO IMPLEMENT TELECONFERENCE REQUIREMENTS DURING A PROCLAIMED STATE OF EMERGENCY**

Chancellor Gerhard stated this item comes before the Board in light of AB361. Ms. O’Hare-Anderson stated AB361 is a bill that amends the Brown Act to continue the relaxed teleconference rules under the governor’s executive orders enacted March 2020. She stated in order to take advantage of these relaxed teleconference rules, the Board must make that finding and then renew the finding with a slightly difference finding every 30 days. She stated the other provision of AB361 is Public Comment must be taken in real time. Lastly, she stated the question this evening is whether the Board wishes to adopt the resolution, making the findings, so that you can continue to teleconference under the relaxed rules.

Motion No. 7

Trustee Granger made a motion, seconded by Trustee Gin to approve agenda item 9.1.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti

NOES:

ABSENT:

ABSTENTIONS:

**9.2 2021 REVISED CALENDAR**

Chancellor Gerhard stated the October 19<sup>th</sup> and November 16<sup>th</sup> meetings in terms of locations, stated Chabot and Las Positas college, in light of meeting virtually we simply updated the location to be virtual.

Motion No. 8

Trustee Maduli made a motion, seconded by Trustee Gin to approve agenda item 9.2.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti

NOES:

ABSENT:

ABSTENTIONS:

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

#### **Dr. Dyrell Foster, President, Las Positas College reported on the following items:**

President Foster stated his written report reflects a number of great programs and events that continue to take place at Las Positas. He applauded the faculty, classified professionals and administrators who continue to take the initiative to provide our students with outstanding opportunities to learn and grow, not only the classroom but also outside of classroom. He stated in alignment with there college educational master-plan, one of their goals is to foster professional development, and to ensure equitable access to relevant professional development opportunities for all college personnel. He thanked Chancellor Gerhard for his support in providing him time during the past year to participate as a 2020-2021 Fellow in the UC Davis Education Wheelhouse Institute. He stated he appreciates what we have in our district; culture, collaboration and mutual respect that we have for each other and amongst our respective constituency groups is positive. Lastly, he thanked UC Davis School of Education, will House Leadership Team and Chancellor Gerhard for his ongoing support of his growth and development.

#### **Dr. Susan Sperling, President, Chabot College and reported on the following items:**

President Sperling echoed President Foster's words regarding our District. She thanked President Hernandez for her kind words and also the Chabot Classified senate for their outspoken leadership on behalf of the concept that equity begins at home. She thanked Ms. Wu-Craig for her superb work both on the recent Gala ribbon cutting and the Hayward Promise Neighborhood stem grants.

### **10.2 CHANCELLOR REPORT**

Chancellor Gerhard stated on the heels of the last Board meeting we had a virtual signing celebration of the MOU the Board approved with our partners at CSU East Bay. He stated this codified our partnership with this critical project and collaboration. He thanked President Sandeen, VC Fleischer-Rowland VP Kritscher and President Foster for their leadership. He stated Trustee Sbranti, President Foster and himself attended the chancellor's address at UC Merced where there was optimism of modeling a similar MOU. He stated he appreciates the relationships that have been built at CSU East

Bay and UC Merced and them partnering with us to better those pipelines to serve our communities and get our transfer students into those intuitions. He thanked all the partners and colleagues within our labor organizations, both faculty and SEIU for their efforts in reaching an agreement. He stated recently our portal opened to allow faculty the ability to upload digital proof of vaccination status cards.

### **10.3 RECOGNITIONS**

Chancellor Gerhard acknowledged President Sperling and Ms. Wu Craig for putting on a wonderful Ribbon Cutting Ceremony of the Baseball Complex. He acknowledged Ms. Schulkind with LCW on her retirement and thanked her for two decades of serving the Board and District.

### **10.4 TRUSTEE REPORT AND/OR OFFICIAL COMMUNICATIONS**

Trustee Heredia stated she is glad to be in person to see everyone and thanked everyone for their reports.

Trustee Gin stated it is good to see everyone in person. He stated he recently attended the annual Association of Community College Trustee Conference with four of his colleagues, that was centered around equity, inclusion and exclusion. He congratulated Chabot College for their excellent presentation and those that worked on the Asian American and Native American Pacific Islander-Servicing Institution (AANAPISI) grant.

Trustee Sbranti thanked everyone for their reports and presentations. He stated he attended the Ribbon Cutting Ceremony at Chabot and what an amazing facility it is and what a great opportunity it will provide to our students. He also thanked the community for their support in the Bond program.

Trustee Maduli stated he was happy to be in-person this evening. He stated he also attended the annual Association of Community College Trustee conference which gave him the opportunity to see nationally what challenges other community colleges are facing in respect to diversity inclusion.

Trustee Reynoso thanked the staff for their reports and presentations. He stated he also attended the annual Association of Community College Trustee conference, and it was interesting to see how other community colleges handle COVID-19 restrictions.

Trustee Granger stated she was pleased to attend the Gala and Ribbon Cutting Ceremony at Chabot. She stated these events reminded her of the investments staff has made in the community.

President Randolph echoed Chancellor Gerhard by saying the impact that the faculty has on student outreach is amazing. She stated she sees this district as an interesting place, that is what makes us great and is a pleasure to be on this Board. She wished a belated birthday to Trustee Sbranti

**ADJOURNMENT**

Motion No. 9

Trustee Gin made a motion, seconded by Trustee Maduli to adjourn the meeting at 8:25 p.m.

Motion carried unanimously, 7-0.

Motion carried by the following roll call vote:

AYES: Gin, Granger, Heredia, Maduli, Randolph, Reynoso, Sbranti  
NOES: None  
ABSENT: None  
ABSTENTIONS: None

**NEXT MEETING**

The next meeting of the Board is a Regular Meeting scheduled for November 16, 2021 at the District Office, Dublin.

Minutes prepared by:



Debra Nascimento  
Recording Secretary

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