

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

**MINUTES  
December 10, 2013**

**PLACE**

Chabot-Las Positas Community College District, 7600 Dublin Blvd., 3<sup>rd</sup> Floor, Dublin, California.

**CALL TO ORDER**

The Organizational Meeting was called to order at 5:02 p.m. by President Cedillo. Recording Secretary Beverly Bailey called the roll. All Trustees were present at the time of roll.

**CLOSED SESSION**

The Board immediately adjourned to Closed Session, which ended at 6:20 p.m.

**OPEN SESSION**

The Board readjourned to Open Session at 6:30 p.m. Recording Secretary Beverly Bailey called the roll. Student Trustee Bogue 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 Barbara F. Mertes  
  Trustee Marshall Mitzman  
  Trustee Carlo Vecchiarelli  
  Student Trustee Cherry-Ronaele Bogue (arrived 6:40 p.m.)  
  Student Trustee Ricardo Pinto Filho

Members Absent:                   None

Recording Secretary:               Mrs. Beverly Bailey

Managers Present:

Dr. Jannett N. Jackson, Chancellor  
Mr. Marco Menendez, For President Sperling, Chabot College  
Dr. Barry Russell, President, Las Positas College  
Mr. Ken Agustin  
Mr. Wyman Fong  
Dr. Ted Kaye  
Mr. Jeffrey Kingston  
Mr. Lorenzo Legaspi  
Ms. Jeannine Methe  
Ms. Dyan Miller  
Ms. Barbara Morrissey  
Dr. Janice Noble  
Ms. Diana Rodriguez  
Mr. Gerald Shimada  
Ms. Tram Vo-Kumamoto  
Ms. Barbara Yesnosky

Others Present:

Mr. Bob Buell, Chabot College  
Ms. Kathy Kelley, President, Chabot College Academic  
Senate  
Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty  
Association  
Mr. Sean Prather, Las Positas College  
Mr. Greg Rees  
Ms. Sandi Perry-Rees  
Mr. Mike Sherburne, Chabot College  
Mr. Christopher Southorn, President, Associated Students, Las  
Positas College  
Mr. Todd Steffan, Las Positas College Classified Senate  
Mr. Thomas Orf, President, Las Positas College  
Academic Senate  
Ms. Rachel Ugale, District Services  
Mr. Gordon Watt, President, Chabot College Classified Senate

**PLEDGE TO FLAG**

Student Trustee Pinto led the pledge to the flag.

## **PUBLIC COMMENTS**

Mr. Bob Buell, Chabot College Fire Technology Coordinator, Graduate of the program, and Captain with the Alameda City Fire Department, reported that 50 years ago this month, the first Chabot College Fire Science Students (Fall Quarter 1963) were taking their final examinations. He shared with the Board the success of the Program, reporting that over the last 50 years, the program has trained more than 1,000 Fire Fighters through the Academy, which actually started in 1979. He reported that the Academy has been a continuously running fire academy program for this jurisdiction; when all other academies were shutting down. He reported that for the last ten years, Chabot College Academy has been the only academy operating for all of Alameda County. He shared with the Board the successes of the student graduates as firefighters, as well as EMTs and Paramedics. He expressed that it is his hope that the program continues another half century. He reported that the program has challenges ahead, including securing outside facilities. He expressed that he appreciates the support of the Board to continue the agreements with the City of San Leandro and Alameda County Fire Department for training. He reported that the City of San Leandro may lose the training site property near San Leandro BART. He expressed that he looks forward to an opportunity to have a conversation with Chancellor Jackson and President Sperling regarding the program's future options.

Ms. Sandi Perry-Rees, wife of Mr. Greg Rees, reported that over the last year, she has remained silent; watching and observing each Board Member's reactions to Greg's presentations. She has given each Board Member "the benefit of the doubt that one of you would step forward and do the right thing." To her dismay, not one has come forward and asked "what can we do for you or what do you want?" To date, not one, including Dr. Cedillo, their district representative, has stepped up to the plate as an elected official and granted them the meeting that they have requested for over a year. In addition, in previous appearances, she noted that her husband has mentioned multiple times about "trying you in the court of public opinion" and involving the media. She expressed that it seems obvious that the Board feels this is an empty threat – "take heed, it is not." She reported that she is his media connection, noting that she has access to all the news media and media outlets, State and Federal elected officials. She reported that they have enough information and evidence to "bring this College District to its knees in scandal." She reported that up until this point, they have tried to be professional, have attempted to keep it in-house; but to be repeatedly insulted and ignored, they have no option to make "what you have considered an idle threat a thing of reality." "A time to step forward and make things right have come to pass", and now she is stepping forward "and both of our voices will be heard, loud and clear, not just to you, but in the communities each and every one of you represent." She expressed to Dr. Cedillo that he has disappointed her the most, as he is her elected official; that he could not take the time out of his schedule to schedule an appointment to meet with them. "You have pushed us to this point, and now you will reap and get what you deserve."

Mr. Greg Rees, reported that at the November Board Meeting, he disclosed to the Board that he knew about the ruse the College District utilized to intentionally deceive the public into believing a \$2 million budget deficit had been backfilled at Chabot College. He reported that this ruse was accomplished by illegally moving \$2 million from the Restricted Categorical Funding sources and placing these funds into the General Operating Ledger for Chabot College. He reported that these illegal funds included State, Federal, Private, and Grant Categorical dollars. He reported that the method used was the District's own budget transfer/journal voucher process. He reported that he personally observed these documents as they lay open on the desk assigned to the Vice President of Business Services. He also reported that he observed the Vice President of Business Services as he personally processed the transfer. He also reported that he observed the Vice President of Business Services as he personally processed a second budget transfer, moving the illegal funds from the General Operating Ledger back to the Categorical sources these funds originated from. The second budget transfer took place after the public had been intentionally deceived. "Much to my surprise and shock the Vice President himself told me in great detail how the ruse took place." Included was the Vice President's identification of Board Members, and College and District Administrators who were included in the ruse. "Three of those identified Board Members are present in this room right now." He reported that the President went so far as to take credit for being the author of the scam. Mr. Rees shared another disclosure—as General Facilities Manager for Chabot College, his duties included preparing and forwarding invoices for payment to those who rent College facilities. He reported that he was also responsible for collecting payments and depositing those payments into the proper revenue account. He reported that after returning to Chabot College after a five day absence, he was reconciling his overdue facility invoices, including a very past due invoice in the amount of \$38,000 for direct costs issued to a staff member, who is also a Hayward City Councilman and Mayoral candidate. He reported that he recently checked with sources at the District and College, and to date there is no record of any payments received; and in fact, neither staff at the District Office or at Chabot College can locate any of the original invoices or the Facility Use Files. He reported that he has not been employed at Chabot College for some time; and he has learned more documents bearing his name are missing and cannot be located. He reported that the District has failed to collect thousands of dollars for direct costs from not only a member of the staff but a public official of the City of Hayward. "It is difficult at best for a new Chancellor and this Governing Board to continue to cry poor-mouth when fraud is being committed and you continually fail to collect monies owed." He reported that he will "see all of you next year."

## **ELECTION OF PRESIDENT OF BOARD OF TRUSTEES**

### Motion No. 1

Trustee Mr. Gelles made a motion, seconded by Trustee Mrs. Dvorsky, nominating Trustee Dr. Gin to the position of President of the Board of Trustees for 2013-2014.

Motion carried unanimously, 7-0.

## **ELECTION OF SECRETARY OF BOARD OF TRUSTEES**

### Motion No. 2

Trustee Mr. Gelles made a motion, seconded by Student Trustee Pinto, nominating Trustee Mr. Vecchiarelli to the position of Secretary of the Board of Trustees for 2013-2014.

Trustee Dr. Cedillo nominated Trustee Dr. Mitzman to continue as Secretary of the Board of Trustees in order for him to then assume the position of Board President next year.

Trustee Mr. Vecchiarelli expressed that he supported the nomination of Trustee Dr. Mitzman as Secretary.

Trustee Mr. Gelles withdrew his motion, and Student Trustee Pinto withdrew his second, nominating Trustee Mr. Vecchiarelli to the position of Secretary of the Board of Trustees for 2013-2014.

### Motion No. 3

Trustee Dr. Cedillo made a motion, seconded by Trustee Mr. Gelles, nominating Trustee Dr. Mitzman to the position of Secretary of the Board of Trustees for 2013-2014.

Motion carried unanimously, 7-0.

Trustee Dr. Cedillo turned the meeting over to Trustee Dr. Gin, Board President.

## **RECOGNITION OF 2012-2013 BOARD PRESIDENT**

On behalf of the Board, Trustee Dr. Gin, and Chancellor Jackson recognized and thanked Trustee Dr. Cedillo for his leadership as President in 2012-2013, and presented him with a plaque of appreciation. Dr. Gin expressed that Dr. Cedillo did a “yeoman’s job” as President this past year.

Trustee Dr. Cedillo expressed his appreciation for the opportunity to serve as Board President this past year. He expressed that it was an exciting year and believes that the District accomplished much this past year, including selecting a new Chancellor and new President for Las Positas College.

Dr. Cedillo reported that Trustee Dr. Mitzman requested that due to his health this past year, he would like to continue as Secretary and continue to heal and learn the role for another year

before becoming President of the Board. He noted that it has been the past practice of this Board to alternate the officer positions, with the Secretary assuming the position of President.

### **COMMITTEE APPOINTMENTS**

Committee Appointments are as follows:

1. Chabot-Las Positas Foundation

Trustee Dvorsky will continue as representative to the Chabot-Las Positas Foundation.

2. Audit Subcommittee

Trustees Gin, Mertes, and Vecchiarelli will continue as representatives to the Audit Subcommittee. Trustee Gelles volunteered to serve as an alternate to this Subcommittee if needed.

3. Alameda County School Boards Association

Trustee Mitzman will continue as representative to the Alameda County School Boards Association.

### **APPROVAL OF 2014 SCHEDULE OF BOARD OF TRUSTEES MEETINGS**

#### Motion No. 4

Trustee Mr. Gelles made a motion, seconded by Trustee Mrs. Dvorsky, to approve the 2014 Schedule of Board of Trustees Meetings.

Motion carried unanimously, 7-0.

The Board approved the 2014 Schedule of Board of Trustees Meetings as follows:

<b>DATE</b>	<b>OPEN SESSION TIME</b>	<b>TOPIC</b>	<b>LOCATION</b>
January 21	6:30 pm	Regular Meeting	District
February 18	6:30 pm	Regular Meeting	CC
March 4	6:30 pm	Board RETREAT	District
March 18	6:30 pm	Regular Meeting	District
April 1	6:30 pm	Study Meeting	LPC
April 15	6:30 pm	Regular Meeting	District
May 6	5:30 pm	Study Meeting- Student & Staff Recognitions	District

May 20	6:30 pm	Regular Meeting	District
June 17	6:30 pm	Regular Meeting- Approval of Tentative Budget	District
July 15	6:30 pm	Regular Meeting	District
August 19	6:30 pm	Regular Meeting- Publication of Budget	District
September 2	6:30 pm	Study Meeting	District
September 16	6:30 pm	Regular Meeting- Public Hearing & Adoption of Budget	LPC
October 7	6:30 pm	Study Meeting	District
October 21	6:30 pm	Regular Meeting	CC
November 18	6:30 pm	Regular Meeting	District
December 9	6:30 pm	Regular/Organizational Meeting	District

**ADJOURNMENT**

The Board adjourned the Organizational Meeting at 7:49 p.m. to the Regular Meeting.

Minutes prepared by:

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Beverly Bailey

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