



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

MINUTES  
January 18, 2022

## PLACE

Chabot-Las Positas Community College District, 7600 Dublin Blvd., Dublin, CA 94568. Due to the current pandemic, this meeting was held through the teleconferencing platform, Zoom.

## CALL TO ORDER

Board President Sbranti called the meeting to order at 5:33 p.m. Recording Secretary Kelly Costello called the roll. Trustee Maduli was absent at the time of roll.

## 1.2 PUBLIC COMMENTS

No public comments

## 1.4 CLOSED SESSION

### Motion No. 1

Trustee Gin made a motion, seconded by Trustee Heredia, to adjourn to a Closed Session at 5:36 p.m., which ended at 6:30 p.m.

Motion carried, 5-1

Motion carried by the following roll call vote:

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

## 1.5 OPEN SESSION

The Board readjoined in Open Session at 6:33 p.m.

Prior to roll call, Board President Sbranti stated this Board of Trustees meeting is conducted pursuant to California Government Code section 54593, in that all Trustees are participating by remote video or teleconference and no physical location has been designated for this meeting.

Recording Secretary Kelly Costello 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 Dr. Luis Reynoso  
Trustee Mr. Tim Sbranti  
Student Trustee Ms. Vivianna Patino, Chabot College

Recording Secretary: Ms. Kelly Costello

Managers present: Mr. Ronald Gerhard, Chancellor  
Dr. Jamal Cooks, Chabot College  
Ms. Julia Dozier, District  
Ms. Jennifer Druley, District  
Ms. Cari Elofson, District  
Dr. Dyrell Foster, President, Las Positas College  
Mr. Wyman Fong, District  
Dr. Theresa Fleischer Rowland, District  
Ms. Sarah Holtzclaw, District  
Dr. Matt Kritscher, Chabot College  
Mr. Owen Letcher, District  
Dr. Bobby Nakamoto, Chabot College  
Mr. Jonah Nicholas, District  
Mr. Arnold Paguio, Chabot College  
Ms. Anette Raichbart, Las Positas College  
Ms. Rosalie Roque, District  
Roam Romagnoli, Chabot College  
Ms. Dionicia Ramos, District  
Mr. Rajinder Samra, Las Positas College  
Mr. Todd Steffan, Las Positas College  
Mr. Dale Wagoner, Chabot College  
Dr. Kristina Whalen, Las Positas College  
Dr. Jeanne Wilson, Las Positas College

Others present: Mr. Kyle Johnson, President, Las Positas College Student Government  
Ms. Theresa Pedrosa, President, Student Senate of Chabot College  
Ms. Jean O’Neil-Opipari, Las Positas College Classified Senate  
Ms. Heather Hernandez, Chabot 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. Donna Alaoen, District  
Ms. Ilana Ash  
Ms. Virginia Criswell, Chabot College  
Mr. Mujeeb Dadgar, District  
Ms. Sienna Dalton, Chabot College  
Ms. Brooke Giesen, Chabot College  
Mr. Brian Goo  
Ms. Jennifer Lange, Chabot College  
Mr. Harpal Mann  
Mr. Dan Marschak, Las Positas College  
Ms. Sheri Moore, Las Positas College  
Ms. Dionicia Ramos  
Ms. Kirti Reddy, Chabot College  
Mr. David Rodriguez, Las Positas College  
Ms. Candi Whitman  
Ms. Lara Wiedemeier, Las Positas College

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

No action was taken in Closed Session.

### **1.6 PLEDGE TO FLAG**

Board President Sbranti led the pledge.

### **1.7 PUBLIC COMMENTS**

Ms. Jean Gao made a comment regarding the vaccination policy and treating individuals who have a past infection the same as people who have not been infected.

Mr. Todd Steffan, Supervisor of Las Positas College Veterans First Program, shared his admiration for Dr. John Shirley, former city councilmember and Mayor of Livermore, who passed on December 22, 2021 at the age of 97. Dr. Shirley was a distinguished WWII veteran, awarded the silver star, two bronze stars, and a purple heart, was a prisoner of war.

### **1.8 APPROVE CONSENT ITEMS (cc)**

Vice Chancellor Fong read out, "Pursuant to Government Code section 54953(c)(3) which requires that, before taking final action, the Board must orally report a summary of the recommendation regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executives. Therefore, the following is being announced this evening, regarding Item 3.2 Management Personnel:

- Brian Goo, Director of Research, Planning, and Institutional Effectiveness, Range 19, Step 4
- Brooke Giesen, Mentor Program Assistant Director, Range 15, Step 6

The Contract of Employment mentioned above is entitled to the same fringe benefit package as other managers pursuant to Board policy and procedures.

Agenda Items 4.4, 4.5, and 4.6 were pulled from the Consent Calendar.

Motion No. 2

Trustee Maduli made a motion, seconded by Trustee Gin, to approve the Consent Calendar, except for items 4.4, 4.5, and 4.6.

Motion carried unanimously, 6-0

Motion carried by the following roll call vote:

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

The following items were approved on the Consent Calendar:

**1.9 APPROVAL OF MINUTES**

- (cc) Approval of Minutes of December 14, 2021 Audit Subcommittee Meeting
- (cc) Approval of Minutes of December 14, 2021 Organizational Meeting

**3.0 PERSONNEL**

- (cc) 3.1 Classified Personnel
- (cc) 3.2 Management Personnel

**4.0 EDUCATIONAL SERVICES**

- (cc) 4.1 Approval of Curriculum Changes, Chabot-Las Positas Community College District, Las Positas College
- (cc) 4.2 Approval of Curriculum Changes, Chabot-Las Positas Community College District, Chabot College
- (cc) 4.3 Approval of Memorandum of Understanding (MOU) between Room to Grow Preschool
- (cc) 4.7 Approval of Agreement for College and Career Access Pathways Partnership Agreement for Dual Enrollment between Castro Valley Unified School District and Chabot-Las Positas Community College District, Chabot College
- (cc) 4.8 Acceptance of Grant Award – California Community Colleges Chancellor’s Office (CCCCO) Mathematics, Engineering, Science Achievement (MESA) Grant in Support of the Mesa Program at Chabot College (G0071)

**5.0 BUSINESS SERVICES**

- (cc) 5.1 Approval of Commercial Warrant Registers
- (cc) 5.2 Approval of Payroll Warrants for November
- (cc) 5.3 Approval of Payroll Warrants for December
- (cc) 5.4 Approval of Steinway Model B Spirio Piano Requisition Form, Chabot-Las Positas Community College District, Las Positas College
- (cc) 5.5 Approval of Agreement with BrightStar Care for Vaccination Verification and Health Screening Support for Chabot College

**6.0 FACILITIES PLANNING AND DEVELOPMENT**

- (cc) 6.1 Approval of Modification to the Contract for Nema Construction for the Dental Hygiene Simulation Equipment Connections Project, Chabot-Las Positas Community College District, Chabot College
- (cc) 6.2 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 2: Construction of the Library & Learning Connections Building Project, Chabot Las Positas Community College District, Chabot College
- (cc) 6.3 Approval of Modification to the Piggyback Contract with Williams Scotsman, Inc. for the Department of State Architect (DSA) Approved Temporary Portable Classrooms, Chabot-Las Positas Community College District, Las Positas College
- (cc) 6.4 Approval of Contract with Syserco, Inc. to provide design, installation, and startup of the BACnet System, Chabot-Las Positas Community College District, Chabot College and Las Positas College
- (cc) 6.5 Approval of Measure B & Measure A Bond Program: Bond List Revision Measure B #AF and Measure A #7 – Substantive Changes

**7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION**

- (cc) 7.1 Approval of Agreement for Sprinkler Fitters U.A. Local 709 Joint Apprenticeship Committee, Chabot-Las Positas Community College District – Economic Development, Chabot College

**1.10 PUBLIC HEARING: Chabot-Las Positas Community College District's Successor Proposal for the Collective Bargaining Agreement with the Chabot-Las Positas Faculty Association ending June 30, 2022**

Chancellor Gerhard stated this is a routine item sunshining the district successor proposal for the collective bargaining agreement between the district and the Chabot-Las Positas Community College District Faculty Association.

Board President Sbranti opened the Public Hearing at 6:46 p.m. There were no public comments, thus the hearing closed.

### 1.11 PRESENTATION: Budget Update and Review of Governor's Budget Proposal and Potential Impacts

Chancellor Gerhard stated this item is a summary of what was contained in the Governor's January budget proposal that was released last week. Vice Chancellor Nicholas presented the following.

#### GOVERNOR'S PROPOSAL:

- **Overall** – The state budget proposal has \$286 billion in spending, a 9% increase over current fiscal year. General fund spending increases by \$3 billion, to \$213 billion overall.
- **Proposition 98 Funding** – Estimated at \$102 billion, the highest funding level in history and \$8.2 billion more than 2021 funding act.
- **Non-Proposition 98 Funding** – Continued support to buy down CalSTRS and CalPERS employer rates (unspecified amount)

#### COMMUNITY COLLEGE SYSTEM:

- **5.33% COLA** – Approximately, \$6.3 million in additional, ongoing revenue for the district.
- **0.5% Growth** – The district will almost certainly be unable to access any growth funding.
- **Significant one-time funds** – Deferred maintenance and funds to support retention and enrollment strategies are slated to receive large one-time enhancements that could provide greater than \$5 million.
- **\$100 million to augment Student Success Completion Grants** – will expand Cal Grant eligibility.
- **Other Items:**
  - Augment part-time faculty health insurance program
  - Increase support for Financial Aid administration
  - Modernize CCC technology and protect sensitive data

#### HOLD HARMLESS:

- Hold harmless provision will continue through FY 2024-25.
- The Governor's budget proposes to extend the revenue protections in a modified form to avoid creating sharp fiscal declines in 2025-26. Under the proposal, a district's 2024-25 funding would represent its new "floor," below which it could not drop.
- Under this proposal, districts would not receive COLAs beginning in FY 2025-26, if their SCFF calculation was less than their new revenue "floor."
- Under this proposal, the next three fiscal years provide financial stability to the district.
- The SCFF "cliff," which could have resulted in greater than \$10 million in revenue losses beginning in FY 2025-26, is now largely mitigated.
- Advocacy to include COLAs in FY 2025-26 and beyond for districts still negatively impacted by SCFF will continue.

Vice Chancellor Nicholas stated that there is an important distinction for the third bullet under hold harmless. The state introduced a concept where you will get COLA in the budget year but would not receive it in an ongoing fashion and subsequent year. As an example, if in FY 2025-26 there was a 5% COLA, we would receive that COLA in 2025-26. If you fast forward to the next year, FY 2026-

27, if there was a 2% COLA, the 5% COLA that we had received in FY 2025-26 would go away and it would be replaced with a 2% COLA off the revenue floor that was generated in the last year of hold harmless. The Board should be aware of the implications of not having a cumulative COLA versus getting the COLA in the year which it is provided by the state.

This is a positive development in terms of negotiation tactics. The state made a big move particularly for hold harmless districts. They took that whole fiscal cliff under this proposal off the table and the advocacy goes to the last bullet in trying by FY 2025-26 move the needle to get those cumulative COLAs, so we are not facing the uncertainty of one-time dollars in a particular fiscal year that could be taken away the next year, depending on the financial situation from the state. There is a lot of uncertainty taken off the table, should this proposal go through.

Questions/Comments:

Trustee Maduli asked about the hold harmless provision. The SCFF presently is based on the 2017-18 base, and now we are looking at 2024-25. If we compare the results of those two, would the total amount of losses be mitigated by this new hold harmless provision?

VC Nicholas stated this is the largest nuance with the cumulative COLAs taking effect on that 2017-18 base. So, the cumulative COLAs go through 2024-25. Take this 2022-23 budget that's coming out with a proposed 5.33% COLA, that would again get tacked on to the 2017-18 base, which would then get tacked on to any further COLAs all the way through 2024-25, at which point our new base would be established. COLAs from that point on, would be essentially one time in nature, until you are able to catch up to the SCFF calculation.

Trustee Maduli mentioned the way COLAs are being generated, it makes negotiations very difficult in terms of salary increases. VC Nicholas agreed that it would be a tenuous situation to do a lot of multi-year agreements under such a scenario.

Trustee Maduli mentioned that with the 2017-18 base, almost half of the districts needed funds to make them whole. With the 2024-25 base, are all those districts mitigated in terms of their losses?

VC Nicholas stated it is his understanding that all of the districts should be made whole for 2025-26 moving forward.

Trustee Maduli asked a question regarding CalSTRS and CalPERS buy down. Is the Governor's budget only buying the state contribution, or is he also taking into consideration the district's contribution?

VC Nicholas mentioned it will certainly impact the Community College System, the employer side liability. They have typically bought that percentage down, from round figures 22% down to 20%, but there hasn't been any real formal notification as to what the plan is, so I would say based on past practice, we should look to be optimistic as to the approach the state would take.

Trustee Granger asked a clarifying question. While this proposal provides some funding stability and eliminates the fiscal cliff, it still does not address the underlying issues with how the SCFF is calculated, correct?

VC Nicholas agreed that the underlying calculations still exist. There is advocacy on using a cost-of-living index on the supplement allocation. They are adding a metric for first generation college students, but that will not move the needle to the extent that we certainly have been advocating over the past several years.

Trustee Granger asked to get past the 2024-25 floor, we need to get our enrollment numbers up and hit the new SCFF measures. Enrollment close to 2017-18 and the targets as established by SCFF under the new funding formula, correct? VC Nicholas said that is correct.

### **1.12 PRESENTATION: COVID-19 Safe Work Practices Update**

Chancellor Gerhard stated this presentation was put together to review with the board the 2021 COVID-19 lens as well as provide some updates of what the district has done regarding the implementation of our vaccination mandate. Vice Chancellor Letcher gave the following update.

#### **OVERVIEW OF COVID-19 SWP AT CLPCCD**

- Calendar year 2021 Statistics
- Changes to Safe Work Practices (SWP) for Spring 2022 – a fully vaccinated workplace
- Enrollment for Spring 2022

#### **2021 COVID-19 CASE STATISTICS – CLPCCD**

- 107 Case Reports submitted Jan 1 – Dec 31
  - 86 positive test cases
  - 26 close contact cases which required self-quarantine
- Approximately 98% of employees vaccinated
- Approximately 2% of employees with a medical or religious accommodation
  - District Respiratory Protection Plan requires Fit-Tested N-95 Face Mask and Weekly COVID Testing

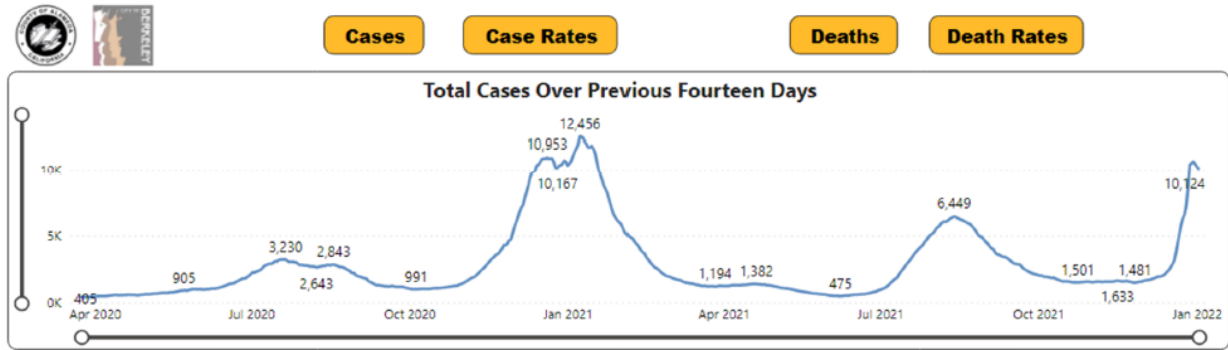
#### **2021 COVID-19 CASE STATISTICS – CALIFORNIA COLLEGES, UNIVERSITIES & PROFESSIONAL SCHOOLS**

- 152 Outbreaks Reported Statewide
- Total Cases at Colleges, Universities and Professional Schools – 2,046

Source: <https://data.chhs.ca.gov/dataset/covid-19-outbreak-data>

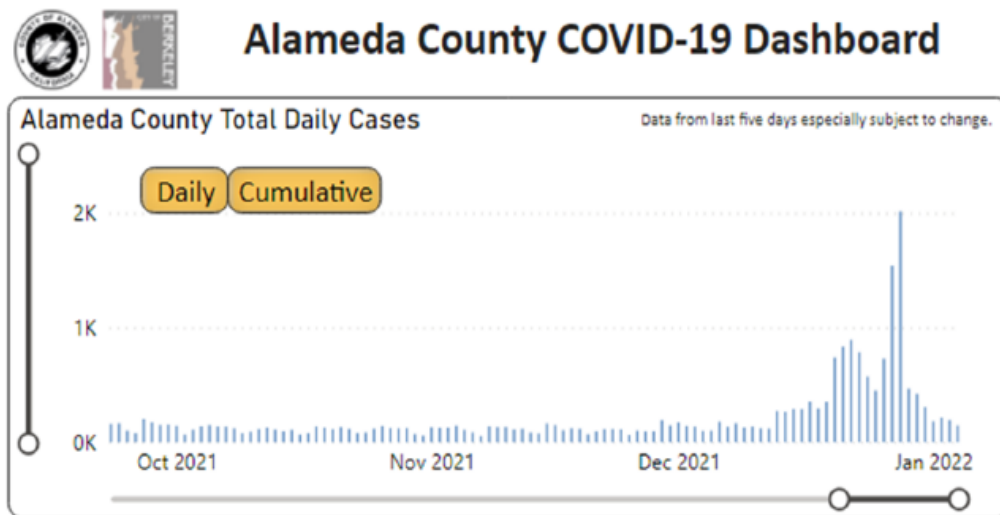


### 2021 COVID-19 CASE STATISTICS – ALAMEDA COUNTY 14 DAY AVERAGE



Source: [Data | COVID-19 | Alameda County Public Health \(acgov.org\)](#)

### 2021 COVID-19 CASE STATISTICS – ALAMEDA COUNTY TOTAL DAILY CASES



Source: [Data | COVID-19 | Alameda County Public Health \(acgov.org\)](#)

### CHANGES TO SAFE WORK PRACTICES FOR 2022

- Social Distancing is no longer required due to fully vaccinated individuals not needing to quarantine\*
- Classrooms returned to full capacity
- Face Coverings continue to be required indoors and outdoors where 6-foot distancing cannot be maintained, under local health department requirements

\* December 30, 2021 CDPH Guidance on Isolation and Quarantine for General Public recommended actions

- Single Site Safety Plan for the entire District
  - General Practices for all employees
  - General Practices for Visitors and Students
  - Four site specific summaries with floor plans and guidance based upon use or occupancy
  - Room capacities based upon California State Fire Marshall - Division of the State Architect calculations

### **ACTIVE CHANGES BEING REVIEWED**

#### **\* CDPH Isolation and Quarantine Guidelines 12/30**

- Testing Positive – 5-day isolation with testing after day 5, 10 days isolation if unable to test, 10 days if symptoms continue.
- Exposure for Unvaccinated or Vaccinated and booster eligible but not boosted - 5-day isolation with testing after day 5, 10 days isolation if unable to test, 10 days if symptoms continue.
- Boosted or Vaccinated but not yet booster eligible – Wear a well-fitted mask for 10 days, test on day 5, isolate if symptomatic or test positive.

### **FUTURE CHANGES**

There is no playbook for what schools and colleges are confronting with the COVID-19 pandemic. The vaccination requirement for all, indoor masking, social distancing, and other protocols that our College and District have are very good news.

Adapt as necessary.

### **SPRING 2022 ENROLLMENT**

- Cleared4 Vaccine Verified Students 9,000+ Students
- Medical or Religious Accommodations for Students – Approximately 70 students with fit tested N-95 masks
- Enrolled Classes (as of January 5, 2022)
  - Total Active Headcount 12,116 Students

Vice Chancellor Letcher stated that fully vaccinated is now defined as fully vaccinated and boosted. Those individuals no longer need to quarantine.

#### Questions:

President Sbranti asked about the new protocols. After 5 days, you have tested positive, if you're symptom free or your symptoms have resolved, then you can come back with a negative antigen test. Have provisions been made, through the State Chancellor's Office or Alameda County, as a resource for our staff and/or students to be able to test to return after a positive case?

VC Letcher stated that we do not currently have a supply of antigen or rapid tests yet, but we continue to search for and reach out to the office of emergency services, with the state and county. There are some backlogs in vendors supplying those tests. Today, the White House has released their website where individuals can order up to four test kits for each household.

Trustee Sbranti also asked about the provisions faculty are making for students that are out on quarantine. What is being done for the accommodations for those students that test positive and miss instruction time?

Chancellor Gerhard asked Interim VP Cooks and President Foster to give an update. Interim VP Cooks has had conversations with the Deans and Managers and that they are working with their faculty, make sure they are using Canvas and have open lines of communication. Faculty are making sure to share our tutoring services. With the learning connection, the STEM center, and the library. We are making sure the faculty are going above and beyond to make sure the students are getting what they need in the ways that are going to be useful for them for academic success.

Trustee Heredia asked what guidance we are receiving from the State Chancellor's Office.

Chancellor Gerhard stated that the state Chancellor's Office has not given guidance at that level. They are relying upon districts to make local decisions based upon advice and recommendations from counties. VC Letcher stated that the guidance is somewhat limited. There is some guidance on continuing for student enrollment, extraordinary withdrawals, and other areas, but specific to providing test kits or a new allocation of PPE, that has not been seen yet.

### **1.13 PRESENTATION: Redistricting Plan with the 2021 Census – Lapkoff and Gobalet Demographic Research, Inc.**

Chancellor Gerhard stated that this presentation is coming back to the Board from Ms. Shelly Lapkoff with Lapkoff and Gobalet Demographic Research, Inc. Ms. Lapkoff stated there is one small refinement and gave a short presentation.

The current Trustee Areas are imbalanced. Trustee Areas 5 and 7 have had more growth over the 10-year period and they are larger than they should be and need to be reduced as a result. A 10% deviation is what should be aimed for and currently, there is a 22% deviation. In Plan 3A, Trustee Area 7's boundary moved. The big change is the configuration of Trustee 5 and 4. Trustee Area 5 takes in the rest of Dublin Unified and part of Pleasanton Unified. Trustee area 4 is Castro Valley Unified, part of Pleasanton Unified and all Sunol Unified. The boundary for districts 4 and 5 now shows a cleaner boundary. Trustee Area 3 in the south expanded to use West Tenneson to Industrial Blvd. The boundary between 2 and 6 changed to follow the school district boundaries, where the older plan followed the city limits. There had been discussion of what to do with adding territory to district 4, and it was decided to add the Fairmont neighborhood, which is the area east of 580, which is in San Lorenzo Unified. For the boundary between areas 4 and 5, it is split down 680 and along Arroyo Del Valle and Hopyard, then First Street to Stanley Blvd., which are also precinct lines.

Ms. Lapkoff also gave the race and ethnicity of each trustee area and different measure of voting strength for the district. It shows total population, voting age population, citizens of voting age, and

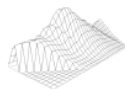
actual registered voters and those that voted in the 2020 election. The deviation is shown from the perfect equality of the trustees' areas as well.



# Post-2020 Census Redistricting: Plan 3a

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**CHABOT LAS POSITAS COMMUNITY COLLEGE DISTRICT**  
**JANUARY 18, 2022**



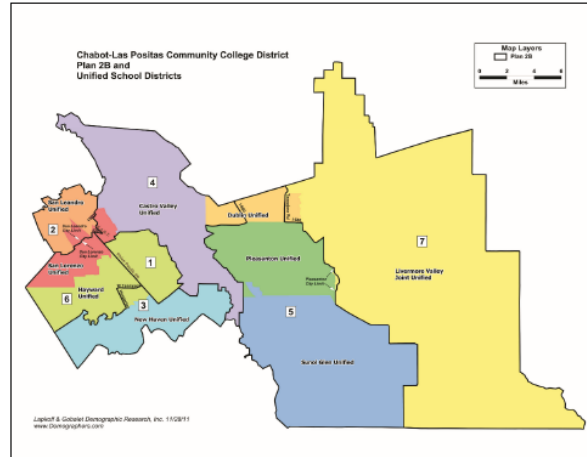
Shelley Lapkoff, Ph.D. & Jeanne Gobalet, Ph.D.  
LAPKOFF & GOBALET DEMOGRAPHIC RESEARCH, INC.  
[www.demographers.com](http://www.demographers.com)  
Oakland and Saratoga, California

## Agenda

- **Current Trustee Areas**
- **Plan 3a**
- **Appendix – prior plans**

**CLPCCD’s current Trustee Area populations are NOT balanced (21.9% total deviation, so the TA boundaries need to be adjusted.**

CLPCCD Current Plan - Population Balance			
District	2020 Population	Deviation	% Deviation
1	100,697	-2,035	-2.0%
2	95,353	-7,379	-7.2%
3	95,860	-6,872	-6.7%
4	97,628	-5,104	-5.0%
5	114,726	11,994	11.7%
6	97,030	-5,702	-5.6%
7	117,831	15,099	14.7%
<b>Total</b>	<b>719,125</b>		
Most populous trustee area			117,831
Least populous trustee area			95,353
Difference			22,478
Ideal trustee area population			102,732
Plan's Percent Deviation			<b>21.9%</b>



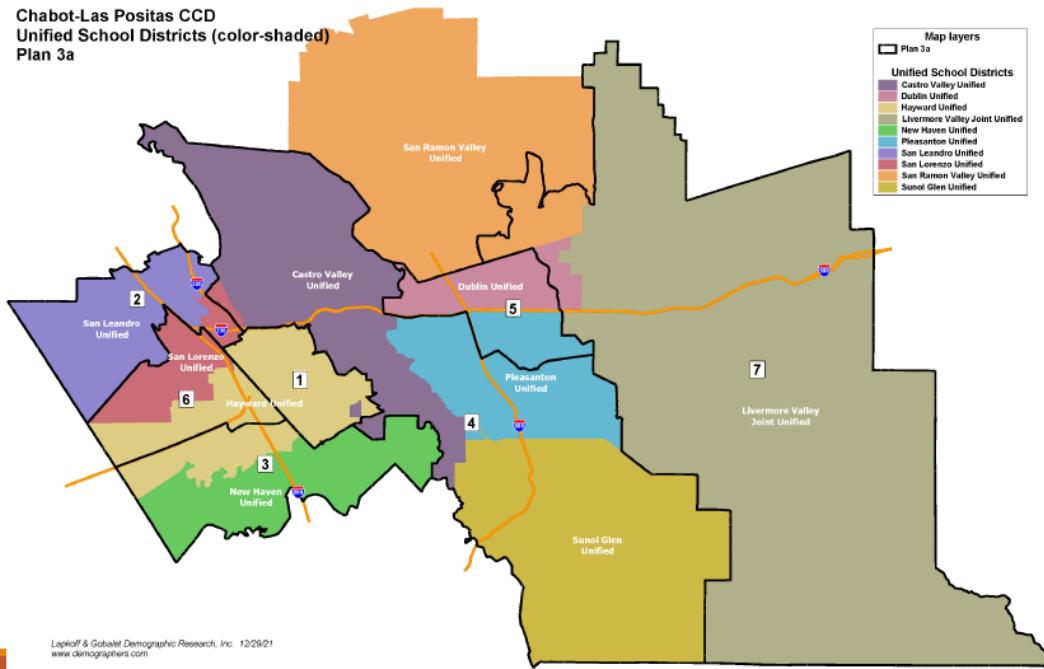
Using official redistricting data (U.S. Census data, adjusted by SWDB)

**Plan 3a – Almost all of Dublin in TA5; Small changes to other trustee areas to balance population**

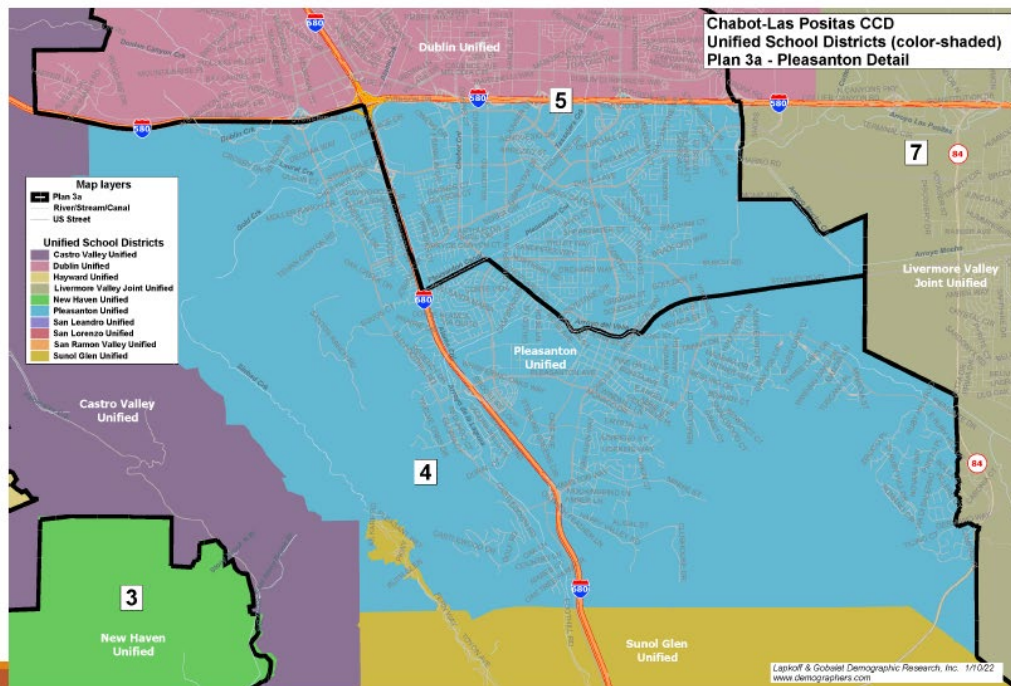
- 1. Almost all of Dublin in TA5; TA4 includes a large area of Pleasanton Unified**
  - Pleasanton Unified is split along Hopyard Road – I-680 / Bernal / Arroyo del Valle - Stanley Blvd
- 2. Different configuration of TA2 – TA4 boundary than current plan**
  - Fairmont Terrace area (San Lorenzo Unified east of I-580) moves to TA4 along with the rest of the neighborhood in TA4
- 3. Different configuration of TA2 – TA6 boundary than current plan**
  - School district boundary, instead of city limits, is used for most of the TA2-TA6 boundary
- 4. Different configuration of TA3 – TA6 boundary than current plan**
  - TA3 expands using W Tennyson to Industrial Blvd

**Plan deviation is 5.4%**

**Chabot-Las Positas CCD  
Unified School Districts (color-shaded)  
Plan 3a**



LapKoff & Gobalet Demographic Research, Inc. 12/28/21  
www.demographers.com



LapKoff & Gobalet Demographic Research, Inc. 1/1/22  
www.demographers.com

CLPCCD Plan 3a							CLPCCD Plan 3a							
Non-Hispanic							Non-Hispanic							
District	Total Population	Latino/Hispanic	White	Black	Asian	Other	Total	District	Total	Latino/Hispanic	White	Black	Asian	Other
<b>Total Population Percentages</b>							<b>Registered Voters</b>							
1	100,697	38%	19%	12%	25%	5%	100%	1	51,997	26%	n/a	n/a	16%	n/a
2	103,567	34%	18%	14%	31%	4%	100%	2	54,328	25%	n/a	n/a	20%	n/a
3	105,105	26%	11%	5%	54%	4%	100%	3	60,042	28%	n/a	n/a	33%	n/a
4	102,093	15%	42%	5%	35%	4%	100%	4	67,147	10%	n/a	n/a	21%	n/a
5	99,606	11%	32%	3%	50%	3%	100%	5	50,665	9%	n/a	n/a	23%	n/a
6	105,014	43%	15%	7%	31%	5%	100%	6	51,788	33%	n/a	n/a	22%	n/a
7	103,043	19%	50%	2%	25%	4%	100%	7	66,371	12%	n/a	n/a	12%	n/a
Total	719,125	27%	26%	7%	36%	4%	100%	Total	402,338	20%	n/a	n/a	21%	n/a
<b>Age 18+ (Voting Age) Population Percentages</b>							<b>Actual Voters</b>							
District	Total						Total	District	Total					
1	80,306	35%	22%	12%	26%	5%	100%	1	40,151	25%	n/a	n/a	16%	n/a
2	82,425	31%	20%	13%	32%	3%	100%	2	42,151	25%	n/a	n/a	20%	n/a
3	84,848	24%	12%	5%	55%	4%	100%	3	46,949	28%	n/a	n/a	33%	n/a
4	79,518	13%	45%	4%	33%	3%	100%	4	57,131	10%	n/a	n/a	20%	n/a
5	74,367	11%	36%	4%	47%	3%	100%	5	43,457	9%	n/a	n/a	23%	n/a
6	81,894	39%	17%	7%	32%	5%	100%	6	39,751	33%	n/a	n/a	21%	n/a
7	78,823	17%	54%	2%	23%	4%	100%	7	56,121	11%	n/a	n/a	12%	n/a
Total	562,181	25%	29%	7%	36%	4%	100%	Total	325,711	19%	n/a	n/a	21%	n/a
<b>Citizens of Voting Age (CVAP) Percentages</b>							<b>Deviation</b>							
District	Total						District	Total Pop	Deviation	% Deviation				
1	64,672	26%	29%	16%	22%	6%	100%	1	100,697	-2,035	-2.0%			
2	67,640	25%	27%	14%	29%	5%	100%	2	103,567	835	0.8%			
3	73,753	23%	18%	6%	47%	6%	100%	3	105,105	2,373	2.3%			
4	71,558	10%	56%	5%	25%	4%	100%	4	102,093	-639	-0.6%			
5	54,108	10%	51%	4%	31%	5%	100%	5	99,606	-3,126	-3.0%			
6	65,950	31%	25%	8%	29%	6%	100%	6	105,014	2,282	2.2%			
7	71,187	13%	64%	2%	16%	5%	100%	7	103,043	311	0.3%			
Total	468,868	20%	38%	8%	28%	5%	100%	Total	719,125					
								Ideal	102,732	5,499	5.4%			

Questions/Comments:

There were no questions.

Trustee Sbranti stated that the board has gone through this presentation a few times and each time it has gotten better and better. This will be voted on next month.

Chancellor Gerhard stated that this will be brought back to the regular board meeting in February. A Public Hearing will be held to allow members of the public to give any comments or feedback on the preferred board choice. It must be approved by the board and to county by the end of February. Ms. Lapkoff stated that the county committee must know the district has done their duty. It will then be sent to the registrar of voters to implement.

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

2.1 Presidents of Faculty Senates – Chabot College and Las Positas College

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

Faculty are feeling a combination of disappointment, fear, and frustration levels are high due to starting another semester remotely. Leadership positions are showing signs of decision fatigue. Although, Ms. Thompson’s colleagues have stepped up for her personally over the past six weeks to help with a private family situation. Those colleagues included: Mr. Ron

Gerhard, Dr. Dyrell Foster and his wife, Tammy, Kristina Whalen, Anette Reichert, Rajinder Samra, Wyman Fong, Stewart McElderry, Miguel Colon, Mujeeb Dadgar, Bruce Griffin, Katie Eagan, Rajeev Chopra, Robin Roy, Nan Ho, Jen Druley, Kristy Woods, Ashley McHale, David Rodriguez, Lucas Hasten, Tracy Coleman, and many others who have reached out. A special thanks goes to Student Senate President Kyle Johnson for helping to promote Ms. Thompson's class, when she could not do it herself. Also thanked was the Las Positas College Academic Senate, led by Treasurer Ashley Young, Administrative Assistant Rifka Several, and Past President Melissa Korber for sending weekly care packages. But most of all, Mr. Craig Kutil, Academic Senate Vice President, was thanked for keeping everything together and not even asking what needed to be done, but just did it. Ms. Thompson stated that she feels truly blessed to be a part of this remarkable community.

**Mr. Miguel Colon, Chabot College Faculty Senate President, was absent from the meeting and no report given.**

## 2.2 Presidents of Classified Senates – Chabot College, Las Positas College, and District

**Ms. Jean O'neil-Opipari, Las Positas College Classified Senate President, gave the following report:**

Ms. Jean O'Neil-Opipari congratulated Mr. Joel Gagnon as LPC's new Dean of Student Services.

Mr. Mike Alvarez, Ms. Rachel Ugale, Mr. David Rodriguez and the whole SEIU team were thanked for their tireless efforts on the part of classified professionals during the transition back to campus.

Classified Senate spring 2022 survey results included a pretty good response rate of about 20% regarding the things that classified professionals felt were most important about returning to campus. They included:

- Clear communication – 93%
- Testing access and availability – 88%
- Telecommuting options – 75%
- Staggered work schedules – 56%

A Classified Senate Flex Day is in the making and some topics/sessions included are:

- CPR/First Aid
- Wellness (ex. Archery)
- Retirement
- Caring Campus
- Team Building Luncheon
- Classified Senate Orientation

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



The Chabot College Classified Senate welcomes Mr. Brian Goo, new Director of Research and Planning and Institutional Effectiveness, who was also a former Classified Senate President at Mission College.

Recognition was also given to the Gives Back Workgroup for their outstanding work over the last year. This group ensures that colleagues are duly acknowledged for their service. They promote the value and contributions of classified across the campus community. They create partnerships and participate in opportunities that support students in need. They create and carry forward a caring campus environment to promote student success. Of special note, Christine Herrera, Sean Day, and Sarah Flores for their outstanding work on the anniversary project and now their new project welcoming new hires to campus.

Classified Professional Development Block Grant subcommittee is preparing for two guest speaking sessions at the upcoming flex day in March. One session will focus on the needs and support of our LGBTQ+ student and employee groups. The second session will be in collaboration with the Asian Pacific Islander Education Association with focus on hard conversations, grounding techniques, and coping skills when dealing with stressful conversations and situations in the workplace.

Conversations on a spring 2022 planning and COVID-19 safety precautions continue to be the focus for many of our classified professionals. Much has changed since we last met in December; the rising number of COVID-19 cases has greatly impacted our spring 2022 planning and return to more in-person classes and services. At our December 17 meeting, senate membership drafted a letter of support for flexible hybrid work schedules based on department needs and it was put forward to Chancellor Gerhard, President Sperling, and President Ugale. Senate membership is looking forward to having Chancellor Gerhard and President Sperling attend our senate meeting this Friday, January 21, to discuss the evolving circumstances of the pandemic, which will require consideration and flexible hybrid workplace models for the spring semester to ensure that we can provide a safe campus environment for all. Moreover, senate membership is in support of safe working conditions for our student employees. It appears that they will be required to work all hours on campus, yet they should be extended the same considerations to work safely from home should their assignment allow for such work.

**Ms. Joanne Bishop, Chabot-Las Positas CCD Classified Senate President, was absent from the meeting and no report given.**

2.3 Presidents of Student Senate of Chabot College and Las Positas College Student Government

**Mr. Kyle Johnson, Las Positas College Student Government President, gave the following report:**

Everyone in the room was thanked for the constant dedication and continued support for the students of both Las Positas and Chabot Colleges.

While technically we were on winter break for a month, the majority of our Executive Board worked diligently through it to catch up on missed items as well as plan for our welcome back week event. When the schools were shut down for most in-person activities, we decided to postpone the event. We are fully prepared to hold the event at the beginning of the next month, pending our return to campus.

The LPCSG is excited to be launching our Student Trustee Special Election at LPC in the coming weeks. Elections will take place Monday, January 24, 2022, through Friday, January 28, 2022! We already have 3 eligible students who have applied and begun their campaigning, and we will stop collecting applicants this Friday at 4:00 p.m. On this special election ballot, we also have a vote to approve a significant overhaul of our LPCSG Constitution. This document was extremely outdated, used old terminology referring to our organization, and used pronouns (he/she) when describing positions and who can hold them. If approved by the student body, we will be bringing it to the board for approval as well.

Again, if the new constitution is approved, we also plan on overhauling our bylaws as their current status is not amazing. We are going to increase the size of our executive board, reorganize position responsibilities, and fix errors within the document too.

Lastly, our Campus Improvement Committee has been working diligently to bring all their planning to an end and has now moved into the ordering, and soon furnishing, of 3 rooms on campus. We have spent a significant amount of money on a meeting space for our student leaders and organized clubs, on updating the Welcome center on campus (making it livelier and welcoming to students), and on improving the Prayer and Meditation room at LPC (to create a more relaxing and inviting room compared to its current state). This committee has accomplished some amazing work over the past couple of months, and I would like to highlight them for the dozens of hours spent on planning these events. Lara Wiedemeier - VP of Student Government, Jackie Carrillo - Director of Communications, Tyler Rivas - Inter-Club Council Chair, and Thomas Blakely - Director of Finance. Thank you all so much for everything you have done, and I am so proud of this team of student leaders.

**Ms. Theresa Pedrosa, Chabot College Student Senate President, gave the following report:**

The Chabot College Student Senate is currently working on elections and recruiting for next year's senate and planning several events with LPC Student Government to encourage students to get involved including a Senate alumni panel and a working in public service workshop.

There is a pop-up food pantry next week and a health fair with Tiburcio Vasquez and CARES mental health team. Academic and Classified Senate helping with volunteers.

Gladiator Day will be February 3<sup>rd</sup> and it was decided to keep the event in person for the students coming to campus and to give club leaders a chance to meet each other.

Also coming up this spring semester, the SSCC will host events for Earth Day, Stop the Violence Week, and attending the statewide student senate general assembly in Sacramento.

#### 2.4 Constituency Reports: SEIU, Faculty Association

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

Ms. Ugale stated that a written report was sent, but the statement would be changed slightly. There are unit members who do not feel safe on campus. Maybe not every single person, but the people who have very strong opinions about the MOU that was just signed off on, have been vocal to SEIU leadership regarding the agreement. Going into the break without an agreement, then being rushed into meetings with management to try to secure a working environment that was as safe as possible for our unit members, our objective was to try and lessen exposure at our worksites for the entire bargaining unit. I understand there were discussions that resulted in an offer of three working days onsite for the classified bargaining unit to keep services going for our students. At the same time, most of our face-to-face sections moved online during the first three weeks of instruction for the safety of our students and faculty. Looking at these two decisions together, makes it appear that the safety of the classified bargaining unit matters less, and that perception is unavoidable. The leadership team was asked to move forward in signing off on this MOU and they did for various reasons. The staggered and hybrid schedule was the objective. There was not a lot of time given that we met with management mid-week before heading into a long weekend, just before the start of the semester. The frontline workers served a lot of student and community members today and it was a lot more exposure than was prepared for and many people have very real concerns that they are being put into situations that are not safe. We need some guarantee that the safety protocols are being enforced for everyone's safety. We bargained in good faith to reach an agreement that reflects our commitment to service students and doing the important work of making sure the district continues to run as smoothly as possible, given the circumstances.

We will continue to meet with the district to continue to discuss the best interest of our bargaining unit and ultimately the students that we serve and look forward to having the discussion sooner, rather than later.

**Ms. Dave Fouquet, Faculty Association President, gave the following report:**

Shortly before the District went on holiday break, the District and FA completed negotiations on an addendum MOU for spring 2022, dated December 21. Since then, in response to surge of Omicron variant, the FA has been working with the District on the decision to pivot scheduled face-to-face classes to remote instruction. The FA sent a communication to all faculty, urging them to be proactive in communicating with their students, and recommending such things pertinent to the use of Canvas, teaching synchronously, supporting students through this period, etc. In addition, we held a special "open session" with our Negotiations Team last Thursday, to talk more about the pivot, and to give faculty a chance to ask questions and express their concerns.

Without question, such a decision does not come without making some people upset. On the one hand, we heard from some faculty, leading up to last week, who felt strongly that January 18 was too early to return to face-to-face instruction. At our special meeting on Thursday, we also heard from faculty, particularly those teaching laboratory classes, who want to be back in the classroom, and who felt they were not properly prepared to teach their classes remotely. I believe that some of those classes were subsequently designated hard-to-convert, and thereby did not pivot. Still, my sense is that there remains a basis for the District and FA to discuss this topic going forward.

Lastly, we looked with great interest at the Governor Newsom's January Budget released last week. Two things worth mentioning here:

- a) The Governor proposes \$200M ongoing to support health insurance benefits for part-time faculty. Our district's share of that would be around \$3M, so it could have a positive impact for our PT faculty, insofar as this funding remains part of the final budget.
- b) The January Budget does provide some clarification of how the Hold Harmless provision might be "re-benched" after AY 2024-25. The Hold Harmless in existing law would be disastrous for a district like ours; it basically funds current FTES at 2017-18 apportionment rates. We would be full-blown on the SCFF, at that point. Instead, the new concept is to hold our funding relatively flat at the 2024-25 level, until the SCFF catches up to us. In this scenario, the fiscal cliff would become a gradual squeeze. The fact remains that the SCFF is hostile to low-income students living in high-cost regions. Ultimately, we still have work ahead of us, in terms of advocacy, to make community college funding more stable and equitable for everyone.

#### **4.0 EDUCATIONAL SERVICES**

- (cc) 4.4 Approval of Practicum Agreement between Alameda County Crisis Support Services and Chabot-Las Positas Community College District, General Counseling Department, Chabot College
- (cc) 4.5 Approval of Practicum Agreement between the Community Counseling Clinic at Cal State University (CSU) East Bay and Chabot-Las Positas Community College District, General Counseling Department, Chabot College
- (cc) 4.6 Approval of Practicum Agreement between the Community Counseling Clinic at Cal State University (CSU) East Bay and Chabot-Las Positas Community College District, General Counseling Department, Chabot College

Trustee Heredia wanted to understand fully the approval practices for 4.4, 4.5, and 4.6.

Chancellor Gerhard stated that 4.4 is an MOU between Chabot College and Crisis Support Services of Alameda County and they will act as a practicum for Chabot students, really an internship of opportunity for students who explore a career pathway in behavioral sciences and gain hands on experience. VP Matt Kritscher was asked to give clarity. It was stated that the

counseling division has been active in supporting their new transfer degree in social work and human services and ramping up the internship practicum opportunities. This is an exciting bottom-up proposal from the counseling division faculty to the Dean, to the Vice President, to the President, and then through the Vice Chancellor, to the Chancellor for enabling us to enter into these practicum agreements for the benefit of our students' hands-on experience that allows them to reach their academic and career goals.

Trustee Sbranti commended the staff for bringing these forward and doing the legwork to make these opportunities possible for students.

### Motion No. 3

Trustee Gin made a motion, seconded by Trustee Maduli, to approve agenda items 4.4, 4.5 and 4.6.

Motion carried unanimously, 6-0

Motion carried by the following roll call vote:

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

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

8.1 Information Personnel Report

8.2 Review of 2021-2022 First Quarter CCFS 311 Report (311Q)

8.3 First Reading of New, Reviewed, or Revised Administrative Procedures

- AP 3435 Discrimination and Harassment Complaint Procedures
- AP 5030 Student Fees
- AP 5031 Instructional Materials Fees
- AP 5110 Counseling
- AP 5120 Transfer Center
- AP 5150 Extended Opportunity Programs and Services
- AP 5211 Student COVID-19 Vaccination Requirement
- AP 5220 Shower Facilities for Homeless Students
- AP 5500 Standards of Student Conduct
- AP 5520 Student Discipline Procedures
- AP 5570 Student CC Solicitation
- AP 5800 Prevention of Identity Theft in Student Financial Transactions

8.4 First Reading of New, Reviewed, or Revised Board Policies

- BP 5030 Student Fees
- BP 5031 Instructional Materials Fees
- BP 5110 Counseling
- BP 5120 Transfer Center
- BP 5150 Extended Opportunity Programs and Services
- BP 5205 Student Accident Insurance
- BP 5220 Shower Facilities for Homeless Students
- BP 5500 Standards of Student Conduct
- BP 5570 Student CC Solicitation
- BP 5800 Prevention of Identity Theft in Student Financial Transactions

## 9.0 OTHER ACTION ITEMS

### 9.1 Adoption of Resolution No. 07-2022 – To Implement Teleconference Requirement During a Proclaimed State of Emergency

Board President Sbranti stated this resolution is being brought back for consideration to implement teleconferencing requirements during a proclaimed state of emergency for another 30 days.

#### Motion No. 4

Trustee Maduli made a motion, seconded by Trustee Gin, to adopt Resolution No. 07-2022.

Motion carried unanimously, 6-0

Motion carried by the following roll call vote:

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

### 9.2 Second Reading of New, Reviewed, or Revised Board Policies

- BP 5050 Student Success & Support Program
- BP 5052 Open Enrollment
- BP 5510 Off-Campus Student Organization

#### Motion No. 5

Trustee Granger made a motion, seconded by Trustee Heredia, to approved Item 9.2.

Motion carried unanimously, 6-0

Motion carried by the following roll call vote:

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

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

### 10.1 President of Chabot College and Las Positas

**Dr. Dyrell Foster, Las Positas College President, gave the following report:**

Dr. Foster acknowledged and thanked the District’s Executive Team, Chabot President, SEIU and FA leadership for having honest and authentic conversations that have led to a collaborative approach to prioritizing the health and safety of our campus communities, while also balancing the need to provide critical in-person instruction and student services support. We know that leading during this time is not easy, but personally appreciate the commitment that we have all provided for a healthy and safe working environment for employees and a conducive teaching and learning environment for students. All administrators across the district were acknowledged, but particularly the LPC administrative team. The Vice Presidents and Deans have done much of the heavy lifting during this time, by developing careful and thoughtful plans for the spring semester, which started in the early fall and then having the recent opportunity to modify those plans and schedules, while effectively developing criteria and communicating rational for the thoughtful decisions that had to be made. Their leadership was acknowledged because they have been working hard to support the classified professionals and faculty in their respective divisions, while also responding to students and in some cases parents who have shared their thoughts and opinions about our planning and the decisions that have been made. It is known that there are more conversations and decisions that are awaiting all of us on the horizon but he is confident that we will continue to work together to find the best path forward for our college and our district.

**Dr. Jamal Cooks, Interim Vice President of Academic Services, Chabot College, gave the following report:**

Dr. Cooks presented the Chabot’s President’s report to the Board on Dr. Sperling’s behalf. Dr. Foster’s sentiments were echoed. Thanks were given to the Board and Chancellor Gerhard and his team at the district and also to everyone at both colleges, but particularly the classified professionals, the faculty, administrators, and President Sperling and the leadership team at Chabot College for all of the planning and organizing that goes on for us to have gotten us into the first day of the semester and continue to do that work and move forward through the spring and onward.

A few items were highlighted:

- Chabot’s Health Center continues to provide vaccinations and free testing for students and employees.

- The fire academy has had a lot of success, including 100% completion rate for this last class.
- Chabot is excited to kick off the AANAPISI program. The Movement Learning Community will offer courses in Ethnic Studies, English, and a Leadership Class. The Program is also planning multiple Flex Day Workshops and events.
- Congratulations was given to the new administrators, Mr. Brian Goo, Ms. Brooke Giesen, and Dr. Bobby Nakamoto.

## 10.2 Chancellor

### **Chancellor Gerhard gave the following report:**

Chancellor Gerhard stated that there were a lot of great presentations and reports this evening. At the arrival of the spring term, we had to make immediate shifts and pivot related to an upwards of about four and half months of what our planned envision was for this spring term. Throughout the break, we continued to monitor county case rates and the data became very apparent that we had to make a significant change to those month's work of hard planning. With that, we pivoted and shifted the first three weeks of instruction for online, with the exception of those essential face-to-face classes that are hard to convert. The good news, as VC Letcher eluded to, preliminary data is reason for hope and optimism as we are seeing the beginnings of a downward trend and reduction in county case rates. If that continues, it creates the opportunity to welcome students back into the classrooms. Conversations continue and many folks have expressed fears and anxieties. More and more of us are having those cases in our homes. The concerns are real, valid and shared. We will continue to monitor the data. Our implementation of the blue passes for vaccinations requirements does show evidence that students want to engage in person. There are upwards of over 10,000 students who have completed that process.

## 10.3 Recognitions

### **Chancellor Gerhard gave three recognitions:**

- Ms. Dionicia Ramos was welcomed. The Board approved her at the December meeting as the permanent Director of Public Relations, Marketing, and Governmental Relations. She has years of experience in similar roles, most recently at Hayward Unified School District as Director of Public Information and Government Relations.
- Ms. Jennifer Aries was recognized and thanked for filling in the vacant role in Public Relations, Marketing, and Governmental Relations for the last year.
- SEIU 1021 was recognized for the way the leadership team came to the table and worked with the district on the MOU that was signed. The conversations are ongoing as the pandemic continues to necessitate us to continue the pivot. Ms. Rachel Ugale and her leadership team were acknowledged for representing and bargaining on behalf of unit members but also putting the interest and the mission of the district at the forefront of those conversations.

## 10.4 Trustee Reports and/or Official Communications



**Ms. Vivianna Patino**, Chabot College Student Trustee, did not give a report.

**Trustee Reynoso** thanked the person that spoke of her family member that had COVID already and has immunity. There must be something we can work out for those who do not choose to get the vaccination. I am hoping as we get more data from the state and national level, we look at other ways to service our students.

**Trustee Maduli** mentioned there were great presentations this evening.

**Trustee Heredia** thanked everyone for the reports and gives best wishes to all of those who are sick or have loved ones who are sick. She is also hoping for a smooth transition to the start of the semester and the trying situation that we face.

**Trustee Gin** stated there were excellent reports and that Board President Sbranti ran a great meeting. He also wished Chancellor Gerhard a happy birthday. Ms. Sarah Thompson was also thanked for sharing what she is going through. Thoughts and prayers are with her and when one of us hurts, we all hurt.

**Trustee Sbranti** stated happy birthday to the Chancellor as well. He acknowledged all that Ms. Thompson is going through at this time. These last two years have been a challenge and he remains hopeful that 2022 will still bring better things to all of us. I hope we all continue to stay strong. He thanked Ms. Jennifer Aries for filling in and welcomed Ms. Dionicia Ramos.

Trustee Sbranti closed the meeting with a brief moment of silence in memory of David Nguyen, the student who was due to graduate from the Sheriff's Academy that was tragically gunned down on the freeway. We started this meeting with Mr. Todd Steffan talking about Dr. Shirley and nearly 100 years and a life of service in the military, and David Nguyen was set for that path to commit himself to public safety. After the motion for adjournment, we will do a brief moment of silence in honor of Mr. David Nguyen.

**Trustee Granger** did not give a report and agreed to close with Board President Sbranti's thoughts and words.

## 11.0 ADJOURNMENT

### Motion No. 6

Trustee Gin made a motion, seconded by Trustee Heredia, to adjourn the meeting at 8:32 p.m.

Motion carried unanimously, 6-0.

Motion carried by the following roll call vote:

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

**12.0   CLOSED SESSION**

Trustee Sbranti stated there is no need for Closed Session and no reportable action.

**13.0   NEXT MEETING OF THE BOARD OF TRUSTEES**

The next meeting of the Board is a Regular Meeting, scheduled for February 15, 2022 at the District Office in Dublin, Ca.

Minutes prepared by:

\_\_\_\_\_  
Kelly Costello  
Recording Secretary

\_\_\_\_\_  
Linda Granger  
Secretary, Board of Trustees  
Chabot-Las Positas Community College District