

BOARD OF TRUSTEES REGULAR MEETING

April 17, 2012 - 4:30 P.M.* District Office, 5020 Franklin Dr., Pleasanton CA Multipurpose Room #120

1.0 GENERAL FUNCTIONS - PRESIDENT OF THE BOARD

4:30 P.M. OPEN SESSION—CALL TO ORDER AND ROLL CALL*

1.2 PUBLIC COMMENTS

The Board requests that the public speak at this time. Any person wishing to address the Board on any Closed Session matter of concern is requested to complete a "Request to Address the Board of Trustees" card and file it with the Recording Secretary of the Board prior to start of the meeting. Individuals will be called upon to speak by the presiding officer. The Board cannot act on or discuss items not listed on the agenda.

- 1.3 **CLOSED SESSION**—Personnel, Collective Bargaining and Possible Litigation
 - a. Conference with Legal Counsel: Existing Litigation, One (1) Matter—Petition No. 10-073870 (Government Code Section 54956.9)
 - b. Conference with Labor Negotiators: S.E.I.U., Local 1021 and Chabot-Las Positas Faculty Association Updates (Government Code Section 54957.6)
 - c. Public Employee(s) Discipline/Dismissal/Release (Government Code Section 54957)
 - d. Evaluation of Contract Employee(s), One (1) Employee (Government Code Section 54957)

*Board meeting will immediately adjourn to a Closed Session to end at 6:30 p.m. If business is not concluded by 6:30 p.m., the Board will reconvene to the Regular Meeting and recess the Closed Session until the end of the meeting.

1.0 GENERAL FUNCTIONS - PRESIDENT OF THE BOARD (continued)

1.4	6.30 P M	OPEN	SESSION—
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CALL TO ORDER AND ROLL CALL

1.5 PLEDGE TO FLAG

1.6 PUBLIC COMMENTS

The Board requests that the public speak at this time. Any person wishing to address the Board on any matter of concern is requested to complete a "Request to Address the Board of Trustees" card and file it with the Recording Secretary of the Board prior to the start of the meeting. Individuals will be called upon to speak by the presiding officer. The Board cannot act on or discuss items not listed on the agenda.

1.7 **APPROVE CONSENT ITEMS (cc)**

Consent Calendar items are designated by "cc" and are expected to be routine and non-controversial. They will be acted upon by the Board of Trustees on a single motion without discussion. Any member of the Board or Public may request that an item be removed from this section for later discussion.

(cc) 1.8 Approval of Minutes of March 20, 2012 Regular Meeting

2.0 REPORTS 2.1

- 2.1 Trustee Reports and/or Official Communications
- 2.2 Las Positas College Foundation
- 2.3 Presidents of Faculty Senates—

Chabot College and Las Positas College

2.4 Presidents of Classified Senates—

Chabot College, Las Positas College and District

2.5 Presidents of Associated Students—

Chabot College and Las Positas College

- 2.6 Presidents of Chabot College and Las Positas College
- 2.7 Chancellor
- 2.8 Recognitions

3.0	PERSONNEL	
	3.1	Student Assistant Personnel (No items)
(cc)	3.2	Classified Personnel
	3.3	Faculty Personnel (No items)
	3.4	Management Personnel (No items)
4.0	EDUCATIONAL	SERVICES
(cc)	4.1	Acceptance of Gift—Las Positas College
(cc)	4.2	Approval of Subaward Agreement—Hayward Promise Neighborhood
. ,		Program, Subaward No. 10000127-100 from California State University,
		East Bay Foundation, Inc, Chabot College
5.0	BUSINESS SERV	ICES
(cc)	5.1	Approval of Commercial Warrant Registers
(cc)	5.2	Approval of Payroll Warrant Registers
(cc)	5.3	Approval of Budget Transfers 9.J.1
(cc)	5.4	Approval of Agreement—Kia Motors America, Inc., Las Positas College
(cc)	5.5	Approval of Agreement—ValleyCare Health System for the Health
		Sciences Programs, Chabot and Las Positas Colleges
(cc)	5.6	Approval of Software Agreement Renewal—Sungard Higher Education
		Enrollment Management Suite, Advancement Solution, and Enterprise
		Data Warehouse Reporting Tools, District (Measure B Bond Funds)
(cc)	5.7	Approval of Award to Purchase iMAC Computers for the Computer
		Support Department Using the Limited Source of Supply, Chabot
		College (Measure B Bond Funds)
(cc)	5.8	Approval of Award of a Piggyback Contract for Laboratory Equipment
		and Supplies for New Science Building Project, Las Positas College
		(Measure B Bond Funds)
6.0	FACILITIES PLA	NNING AND DEVELOPMENT
(cc)	6.1	Approval of Contract with Google for Use of Indoor Maps, District-wide
(cc)	6.2	Approval of Contract for Division of State Architect (DSA) Inspector of
		Record (IOR) with Elmast Construction & Inspection Services for DSA
		Inspection Services for Campus Boulevard, Las Positas College
		(Measure B Bond Funds)
(cc)	6.3	Approval of Award of Bid No. 12-06, Campus Boulevard, Las Positas
		College (Measure B Bond Funds)

7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION (No items)

8.0 INFORMATION AND DISCUSSION ITEMS (No action)

8.1 Informational Personnel Reports

8.2 Exploration of Holding the Livermore Fourth of July Celebration at

Las Positas College

9.0 OTHER ACTION ITEMS

9.1 Appointment of Lorenzo Legaspi to Alameda County Redevelopment

Agencies Successor Agencies Oversight Board under ABX1 26

10.0 CLOSED SESSION—(Government Code Section 54954.5)

10.1 Personnel

10.2 Collective Bargaining

10.3 Possible Litigation

11.0 ADJOURNMENT

12.0 NEXT MEETING OF THE BOARD OF TRUSTEES

May 1, 2012, 5:30 p.m., District Office (Study Meeting)

Any person with a disability may request this agenda be made available in an appropriate alternative format. A request for a disability-related modification or accommodation may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting to the Chancellor's Office, 5020 Franklin Drive, Pleasanton, 925-485-5207, between 8:00 a.m. and 5:00 p.m. at least 48 hours before the meeting.

April 17, 2012

Agenda nem.	3.2		
Subject:	Classified Personnel		
Recommended Action	1: That the Board of Trust	ees approves the following Cla	ssified Personnel.
I. <u>ASSIGNED</u>	TO DISTRICT		
A. Employm	ent		
	Alberto (nmi), Grounds Nep 47/1, \$5,191.92/month	Mechanic (1CMN4A), 100%, 1, effective 4/18/12.	12 months,
Submitted: Mary An	4/12/12 ne Gularte/Date	Approved: Joel L. Kin	ارادراند nnamon/Date
APPROV	ED	DISAPPROVED	TABLED

April 17, 2012

Agenda Item: 4	.1
Subject: A	Acceptance of Gift—Las Positas College
	Action: That the Board of Trustees accepts the following proposed gift for eat Las Positas College:
in good	2001 Ford Mustang GT (VIN # 1FAFP42X41F246531, license plate # 4TUX438), condition and valued by donor at approximately \$9,500, to be used in the tive Technology Program, Las Positas College.
This item is being	ng donated by Ms. Susan Campbell, a member of the community.
Submitted: Kev	vin G. Walthers/Date Approved: Jøel L. Kinnamon/Date
APPRO	OVEDDISAPPROVEDTABLED

April 17, 2012

Agenda Item: 4.2

Subject: Approval of Subaward Agreement—Hayward Promise Neighborhood

Program, Subaward No. 10000127-100 from California State University,

East Bay Foundation, Inc., Chabot College

Background: Chabot College would like to enter into a subaward agreement with California State University, East Bay Foundation, Inc (CSUEB). The agreement is part of a U.S. Department of Education Promise Neighborhoods implementation grant that CSUEB received in January 2012. Grant funds pay for implementing activities with CSUEB and multiple partners as part of the Hayward Promise Neighborhood Program to build a cradle-to-career continuum of solutions that targets an underserved neighborhood in Hayward. Partners include the City of Hayward, 4C's of Alameda County, Eden ROP, Hayward Unified School District and Hayward Public Library.

Proposed funding for the five (5) year grant is:

Year One: \$203,235

Year Two: \$285,935 Year Three: \$584,488

Year Four: \$561,205

Year Five: \$565,034 Total: \$2,199,897

The proposed subaward agreement covers the first year of funding in the amount of \$203,235 for the period of March 6, 2012 through December 31, 2012.

Recommended Action: That the Board of Trustees approves the proposed Hayward Promise Neighborhood Program, Subaward No. 10000127-100 from California State University, East Bay Foundation, Inc., Chabot College, in the amount of \$203,235 for the period March 6, 2012 through December 31, 2012. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement.

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	Approved: Joe L. Ki	nnamon/Date
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April 17, 2012

Agenda Item:

5.1

Subject:

Approval of Commercial Warrant Registers

<u>Recommended Action</u>: That the Board of Trustees approves the following Commercial Warrant Registers as indicated.

<u>Date</u>	Register Pages	Warrant Numbers	<u>Amount</u>
3/1/2012	491 - 497	092868 - 093008	\$ 150,464.04
		Commercial Warrants	
	498 - 499	093009	964.40
		Commercial Warrants	
	500 - 501	093010 - 093032	1,110,974.12
		Commercial Warrants	
	502 - 503	093033	979.38
		Commercial Warrants	
3/1/2012	504	058344	(193.00)
		Canceled Warrant	
3/2/2012	505 - 518	093034 - 093356	725,753.92
		Commercial Warrants	
	519 - 520	093357	3,668.56
		Commercial Warrants	
	521 - 522	093358 - 093359	3,129.89
		Commercial Warrants	
	523 - 524	093360 - 093361	235,798.71
		Commercial Warrants	
3/9/2012	525-529	093362 - 093458	188,981.59
		Commercial Warrants	
	530 - 531	093459 - 093460	123.72
		Commercial Warrants	

Agenda Item: 5.1 April 17, 2012

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<u>Date</u>	Register Pages	Warrant Numbers	<u>Amount</u>
	532 - 533	093461 - 093478	\$ 1,376,014.33
		Commercial Warrants	
3/9/2012	534 - 542	093479 - 093681	\$ 39,214.33
		Commercial Warrants	
3/16/2012	543 - 549	093682 - 093826	876,968.03
		Commercial Warrants	
	550 - 552	093827 - 093860	2,739,122.16
		Commercial Warrants	
	553 - 554	093861 - 093862	162,960.43
		Commercial Warrants	
3/19/2012	555 - 556	093572, 057732, 091601, 092298	(4,640.96)
		Canceled Warrants	
3/22/2012	557	093431, 093750, 093783	(8,403.34)
		Canceled Warrants	
3/23/2012	558 - 562	093863 - 093966	296,718.32
		Commercial Warrants	
	563 - 565	093967 - 094004	642,558.45
		Commercial Warrants	
	566 - 567	094005	510.32
		Commercial Warrants	
		TOTAL	\$ 8,541,667.40

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Submitted: Lorenzo Legaspi/Date	Approved: Joel L.	Kinnamon/Date
APPROVED	DISAPPROVED	TABLED

April 17, 2012

Agenda Item:

5.2

Subject:	Approval of Payroll Warra	ant Registers		
Recommended Action register as indicated:	: That the Board of Tro	ustees approves the	following 1	Payroll Warrant
Regular Monthly Payro	oll:			
]	March Payroll Warrant To	tal = \$4,090,376.0	04	
Submitted: Horenzo	4-12-12 Legaspi / Date	Approved: Joe	ku moz l L. Kinnam	
API	PROVED	_DISAPPROVED_		TABLED

April 17, 2012

Agenda Item:	5.3			
Subject:	Approval of Budget Trans	fers 9.J.1		
December 2011 thro	n: That the Board of Trust ugh February 2012, and further to the County Superintender	orther that the D		
		and the second		
Submitted: Lorenz	Legaspi/Date	Approved:	Joel L. Kinnamon/I	le/iz_ Date
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April 17, 2012

Agenda Item: 5.4

Subject: Approval of Agreement - Kia Motors America, Inc., Las Positas College

<u>Background</u>: Las Positas College, through its Automotive Technology Program, would like to provide "hands-on" Kia Technician Training, with the schedule to be negotiated in advance and in writing between Kia Motors America, Inc. (KMA) and Las Positas College.

KMA is the exclusive distributor in the United States for Kia brand automobiles manufactured by or on behalf of KMA's parent company (Kia Motors Corporation of Seoul, Korea and/or Kia Motors Manufacturing Georgia, Inc.). KMA desires the use of Las Positas College's automotive facilities to conduct training classes for technicians employed by authorized Kia dealerships. Las Positas College will receive a facility use fee of \$225 per day of use.

<u>Recommended Action</u>: That the Board of Trustees approves the proposed agreement with Kia Motors America, Inc. for the period to be negotiated between KMA and Las Positas College. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Submitted: Lorenzo Legaspi/Date

Approved: Joe/L. Kinnamon/Date

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April 17, 2012

Agenda Item: 5.5

Subject:

Approval of Agreement – ValleyCare Health System for the Health Sciences

Programs, Chabot and Las Positas Colleges

<u>Background</u>: Las Positas College and Chabot College conduct academic and experiential learning programs such as, but not limited to, nursing, medical reception, emergency medical technician, paramedic, pharmacy technician, surgical technician, health and human services, accounting, marketing, business, computer science, engineering and transfer sciences. Requirements of the programs are for students to gain clinical experiences outside the standard classroom setting.

As a contribution to community health education, ValleyCare Health System would like to continue providing students at both Colleges the opportunity to gain practical clinical experiences at their facilities.

The term of the agreement is April 1, 2012 through March 30, 2015 in accordance with the agreement provisions.

<u>Recommended Action</u>: That the Board of Trustees approves the proposed agreement with ValleyCare Health System for the term commencing April 1, 2012 through March 30, 2015. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Submitted by: Lorenzo S. Legaspi/Date	Approved: Jose L. Kinr	2//2/12 namon/Date
APPROVED	DISAPPROVED	TABLED

April 17, 2012

Agenda Item: 5.6

Subject: Approval of Software Agreement Renewal—Sungard Higher Education

Enrollment Management Suite, Advancement Solution, and Enterprise Data

Warehouse Reporting Tools, District

Background: The Chabot-Las Positas Community College District operates the Sungard Higher Education Banner System to provide district-wide enterprise services to support students, faculty, and staff through the use of the comprehensive Banner modules for Student Services, Financial Aid, Business Services, Human Resources and Payroll. As new Banner software modules became available, the District reviewed these new functions periodically to determine if these new features align with its Strategic Plan to automate manual or inefficient systems for achieving improved productivity. The District then purchased additional Banner modules that provided specific supplemental features using Measure B Bond funds where appropriate. The Enrollment Management Suite of products was previously purchased using Measure B funds and the software purchase included software maintenance. This software suite of products includes Recruiting and Admissions Performance modules, Relationship Management module, the Advancement module for alumni, and various tools for data retrieval and reporting using Operational Data Store (ODS) and Enterprise Data Warehouse (EDW).

As the District continues to find new alternatives for cost savings in light of the current State budget situation, all software and hardware maintenance contracts that are funded by the District were evaluated and vendors were contacted to determine what multi-year options were available. Hardware and software products that meet the Bond criteria are purchased with Measure B funds and included with the initial hardware and software purchases is maintenance for a specified period which varies depending on the vendor. With the current economic situation, vendors are more open to extending longer term maintenance agreements to their customers, which lock in the maintenance costs at pricing that provides significant savings to the customer by avoiding the yearly increases which can vary year to year.

As part of the cumulative IT cost savings made as a result of the State budget reductions, the District negotiated an amendment to the multi-year software maintenance agreement with Sungard Higher Education for the Enrollment Management Suite, Advancement Solution, and Data Warehouse Reporting tools. The multi-year agreement establishes a guaranteed discount based on the current year pricing with a minimum 4% rate of increase per year that has a compounded effect. This is in contrast to the standard contracts, which were in effect previously and had no limit and varied from 10% or greater dependent on the year. Therefore, the multi-year agreement provides substantial reduction in annual percentage increases, thus significantly reducing overall maintenance costs for the district over the 5-year period. The costs for a 5-year agreement to support the suite of products that includes Enrollment Management Recruiting and

Agenda Item: 5.6 April 17, 2012 Page 2

Admissions Performance, Relationship Management, Advancement Solution, and Enterprise Data Warehouse and Operational Data Store tools totals \$490,536. This new software agreement covers the 5-year period from the current renewal date through March 31, 2017.

Recommended Action: That the Board of Trustees approves the proposed software agreement renewal with Sungard Higher Education for software maintenance for Enrollment Management Recruiting and Admissions Performance, Relationship Management, Advancement Solution, and Enterprise Data Warehouse and Operational Data Store tools at a cost of \$490,536 for a period of five years, through March 31, 2017. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Funding: Measure B Bond Funds

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Submitted: Lorenzo Legaspi/Date	Approved: Joel L. Kinnamon/Date	
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April 17, 2012

Agenda Item: 5.7

Subject:

Approval of Award to Purchase iMAC Computers for the Computer Support

Department Using the Limited Source of Supply, Chabot College

<u>Background</u>: Chabot-Las Positas Community College District staff have conducted a market survey and determined that due to a limited supply of sources, it is in the best interest of the District to purchase iMAC computers from the exclusive authorized dealer of APPLE products, APPLE, Inc. of Austin, TX.

The iMAC computers being purchased for the Computer Support Department, Building 1200/900 at Chabot College must match existing equipment functions and controls for teaching and training purposes. There is no other manufacturer meeting these requirements.

Recommended Action: That the Board of Trustees approves the award to purchase iMAC computers for the Computer Support Department at Chabot College using the Limited Source of Supply, to APPLE, Inc., of Austin, TX, in the amount including taxes, not to exceed \$146,149.58. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the purchase order on behalf of the District.

Funding Source: Measure B Bond Funds

Submitted: Lorenzo Legaspi/Date

DISAPPROVED

Approved: Joel L. Kinnamon/Date

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April 17, 2012

Agenda Item: 5.8

Subject:

Approval of Award of a Piggyback Contract for Laboratory Equipment and

Supplies for New Science Building Project, Las Positas College

<u>Background</u>: District Staff is preparing for the purchase, delivery and installation of laboratory equipment and supplies for Las Positas College, New Science Building. To make the purchase of most of the required items, the piggyback contracting method has been selected. Public Contract Code Section 20652 authorizes the use of this method when it is in the best interest of the District.

The piggyback contract planned for this use is the State of Idaho RFP02238 Laboratory Equipment and Supplies for NASPO states, amended for the State of California on August 31, 2010 with VWR International. This piggybackable contract utilizes a previously conducted bidding process and contract award of the State of Idaho Department of Administration.

<u>Recommended Action:</u> That the Board of Trustees approves the award of a piggyback contract for laboratory equipment and supplies for Las Positas College, New Science Building, using the piggyback contract to VWR International of Brisbane, CA, in the respective amounts including taxes, not to exceed \$201,800. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the purchase order on behalf of the District.

Funding Source: Measure B Bond Funds

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Submitted: Lorenzo Legaspi/Date	Approved: Joel L. Kinnamon/Date	
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April 17, 2012

Agenda Item:

6.1

Subject:

Approval of Contract with Google for Use of Indoor Maps, District-wide

<u>Background</u>: Google wishes to contract with Chabot-Las Positas Community College District for the use of Indoor Maps application to assist the District's students, faculty, staff and visitors with finding their way around each of our college campuses.

This proposed contract is cost free and will allow Chabot-Las Positas Community College District to upload the campus maps through Google's uploader tool to be reviewed and approved by Google officials. Once the maps are approved, users will be allowed to search and explore buildings around each campus all in one location.

<u>Recommended Action:</u> That the Board of Trustees approves the proposed contract with Google for Use of Indoor Maps, District-wide. It is further recommended that the Board authorizes the Vice Chancellor, Business Services, to execute the contract on behalf of the District.

Submitted: Jeffrey M. Kingston/Date

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DISAPPROVED

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April 17, 2012

Agenda Item: 6.2

Subject:

Approval of Contract for Division of State Architect (DSA) Inspector of Record

(IOR) with Elmast Construction & Inspection Services for DSA Inspection

Services for Campus Boulevard, Las Positas College

<u>Background</u>: In order to insure availability of qualified DSA Inspectors of Record (IOR), the District issued RFQ E-O8 on August 6, 2007. Respondents to RFQ E-O8 who were deemed qualified through the evaluation process were so notified and informed they would receive requests to submit resumes for individual projects as required.

A committee reviewed and ranked the resumes submitted for Campus Boulevard at Las Positas College. Based upon the interview and past experience with District projects, Elmast Construction & Inspection Services was selected as the most qualified to provide Division of State Architect inspection services for this project.

Recommended Action: That the Board of Trustees approves the proposed Contract for Division of State Architect (DSA) Inspector of Record (IOR) with Elmast Construction & Inspection Services of San Francisco, CA for DSA Inspection Services for Campus Boulevard, Las Positas College in an amount not to exceed \$79,900. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the contract on behalf of the District.

Funding Source: Measure B Bond Funds

Submitted: Jeffrey M. Kingston/Date	Approved:/Jo	bel L. Kinnamon/Date
APPROVED	DISAPPROVED	TABLED

April 17, 2012

Agenda Item:

6.3

Subject:

Approval of Award of Bid No. 12-06, Campus Boulevard, Las Positas College

<u>Background</u>: The invitation for bid was in accordance with state public bidding requirements. On February 14, 2012 a mandatory bid walk was held and attended by twenty-one (21) interested parties. The public bid opening held at the District Office on March 13, 2012, resulted in the following base bid amount:

<u>Bidder</u>	<u>City</u>	Bid Amount
Suarez & Munoz Construction, Inc.	Hayward	\$1,867,000
Ghilotti Construction	Santa Rosa	\$2,067,000
MCI Engineering, Inc.	Stockton	\$2,088,916
Jos. J. Albanese, Inc.	Santa Clara	\$2,235,000
BC Construction (Barham, Inc.)	Ceres	\$2,339,207
Cal Pacific Construction, Inc.	Pacifica	\$2,356,000
PCCI (Pulliam Construction Company, Inc.)	Santa Monica	\$2,398,777
Zovich Construction, Inc.	Hayward	\$2,425,000
Calstate Construction, Inc.	Fremont	\$2,432,000

Evaluation of the bid identified Suarez & Munoz Construction, Inc. of Hayward, California, as the lowest responsible and responsive bidder.

Recommended Action: That the Board of Trustees approves the proposed Award of Bid No. 12-06, Campus Boulevard, Las Positas College to Suarez & Munoz Construction, Inc. of Hayward, California, in an amount not to exceed \$1,867,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the award documents on behalf of the District.

Funding Source: Measure B Bond Funds

Submitted Jeffrey M. Kingston/Date

Approved: Joel L. Kinnamon/Date

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