



**Tuesday, September 12, 2023  
BOARD OF TRUSTEES REGULAR MEETING**

**CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT  
5:30 P.M.\*  
District Office; 7600 Dublin Blvd., Dublin, CA  
Boardroom (3rd Floor)**

## **1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD**

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**Subject 1.1 5:30 P.M. OPEN SESSION -- CALL TO ORDER AND ROLL CALL**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access Public

Type Procedural

**Subject 1.2 PUBLIC COMMENTS (Closed Session Items)**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access Public

Type Procedural

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.

**Subject 1.3 ADJOURN TO CLOSED SESSION**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access Public

Type Action

Recommended Action Approval to adjourn to Closed Session.

**\*Board meeting will immediately adjourn to a Closed Session to end at 6:30 p.m. If business is not concluded by 7:00 p.m., the Board will reconvene to the Regular Meeting and recess the Closed Session until the end of the meeting.**

## Motion &amp; Voting

Approval to adjourn to Closed Session.

Motion by Linda Granger, second by Hal Gin.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Tim Sbranti, Harris Mojadedi, Steve Lanza

Not Present at Vote: Luis Reynoso, Omar Au, Walda Chen

**Subject**                    **1.4 CLOSED SESSION\*    Personnel, Collective Bargaining and Possible Litigation**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                    Public

Type                        Discussion

**\*Board meeting will immediately adjourn to a Closed Session to end at 6:30 p.m. If business is not concluded by 7:00 p.m., the Board will reconvene to the Regular Meeting and recess the Closed Session until the end of the meeting.**

**a) CONFERENCE WITH REAL PROPERTY NEGOTIATOR: (Government Code Section 54956.8)**

**Subject**                    **1.5 6:30 P.M.    OPEN SESSION -- CALL TO ORDER AND ROLL CALL**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                    Public

Type                        Procedural

**Subject**                    **1.6 PLEDGE TO FLAG**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                    Public

Type                        Procedural

**Subject**                    **1.7 PUBLIC COMMENTS**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                 1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                    Public

Type

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

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

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                      Public

Type                         Action (Consent)

Recommended            Motion to approve the Consent Calendar.  
Action

Consent Calendar items are designated by "cc" and are expected to be routine and noncontroversial. 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.

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject**                    **1.9 APPROVAL OF THE MINUTES FROM THE AUGUST 5, 2023 BOARD RETREAT AND THE AUGUST 15, 2023 REGULAR BOARD MEETING (CC)**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD

Access                      Public

Type                         Action (Consent), Minutes

Preferred Date            Sep 12, 2023

Absolute Date            Sep 12, 2023

Fiscal Impact            No

Recommended            That the Board of Trustees Approves the meeting minutes from the August 5, 2023 Board  
Action                      Retreat and the August 15, 2023 Regular Board Meeting.

File Attachments

[20230805-Board Retreat Minutes - FINAL-2.pdf \(1,519 KB\)](#)

[20230815-Regular Board Meeting Minutes - FINAL-2.pdf \(910 KB\)](#)

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>1.10 PUBLIC HEARING: 2023-24 Budgets: General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund, Measure B Fund and Measure A Fund</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Access	Public
Type	Presentation

#### File Attachments

[@ 2023-24 Adopted Budget Book \(final copy\).pdf \(2,265 KB\)](#)  
[FY 2023-24 Adopted BudgetR1.pdf \(534 KB\)](#)

<b>Subject</b>	<b>1.11 PRESENTATION: 2023-24 Adopted Budget</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	1. GENERAL FUNCTIONS—PRESIDENT OF THE BOARD
Access	Public
Type	Presentation

#### File Attachments

[FY 2023-24 Adopted BudgetR1.pdf \(534 KB\)](#)

## **2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES**

<b>Subject</b>	<b>2.1 Presidents of Faculty Senates - Chabot College and Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES
Access	Public
Type	Reports

#### File Attachments

[Chabot Faculty Senate BOT Report 09\\_12.pdf \(55 KB\)](#)  
[LPC Academic Senate Report Sept 12 2023.pdf \(67 KB\)](#)

**Subject**                    **2.2 Presidents of Classified Senates - Chabot College, Las Positas College and District**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Access                    Public

Type                    Reports

## File Attachments

[Chabot Classified Senate Board Report 9.12.23.pdf \(108 KB\)](#)[LPC Classified Senate Report - September 12, 2023.pdf \(4,066 KB\)](#)**Subject**                    **2.3 Presidents of Student Senates - Chabot College and Las Positas College Student Government**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Access                    Public

Type                    Reports

## File Attachments

[LPCSG Board Report - Price - 9 12 23.pdf \(54 KB\)](#)[LPCSG - welcomebackweek collage.pdf \(226 KB\)](#)**Subject**                    **2.4 Constituency Reports: SEIU, Faculty Association**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    2. REPORTS-FACULTY, CLASSIFIED AND STUDENT SENATES

Access                    Public

Type                    Reports

## File Attachments

[Dave Foquet - FA Board Report - 091223.pdf \(132 KB\)](#)[SEIU BoT Report 20230912.pdf \(222 KB\)](#)**3. PERSONNEL**

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**Subject**                    **3.1 Classified Personnel**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    3. PERSONNEL

Access                    Public

Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds
Recommended Action	That the Board of Trustees approves the following Classified Personnel.

### **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Classified Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

#### I. ASSIGNED TO CHABOT COLLEGE

##### A. Employment

Jackson, Justin D., Instructional Assistant, Learning Skills (2CLA07), 100%, 10 months/year, Range 33/1, \$50,488.30/annual, effective 9/13/2023. This is a grant/categorically funded position. Continuation of this position is contingent upon available funding on a year to year basis.

#### II. ASSIGNED TO LAS POSITAS COLLEGE

##### A. Employment

Fagerhaugh, Noel M., Senior Instructional Assistant, English (3CLA07), 100%, 10 months/year, Range 37/1, \$55,828.30/annual, effective 9/13/2023.

#### III. ASSIGNED TO DISTRICT OFFICE

##### A. Reclassification

Ochoa Vargas, Orlando (nmi) from Grounds Worker I (1CMN39), Range/Step 26/2, \$53,646.00/annual, to Grounds Worker II (1CMN90), Range/Step 30/1, \$56,385.00/annual effective 9/16/2023.

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>3.2 Faculty Personnel</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds
Recommended Action	That the Board of Trustees approves the following Faculty Personnel.

### **BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Faculty Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

#### I. ASSIGNED TO CHABOT COLLEGE

##### A. Faculty Contract

Contract of Employment – First Year, September 26, 2023 – June 30, 2024

Ali, Wafa N., Counselor (2YCG02), Column/Step IV/6, \$102,581.00/annual.

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject 3.3 Management Personnel**

Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	3. PERSONNEL
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Various - Existing Funds
Recommended Action	That the Board of Trustees approves the following Management Personnel.

**BACKGROUND INFORMATION -**

The Board of Trustees will consider approval of all Management Personnel matters, including new hires, changes in status, transfers, and requests for leaves.

**I. ASSIGNED TO CHABOT COLLEGE****A. Interim Administrative Employment**

Forbes, Safiyah (nmi), Interim Vice President, Academic Services (2AIN04), Range/Step 21/4, \$196,956.00/annual, effective 9/13/2023 through 6/30/2024, or until the permanent position is filled, and in compliance with any CalPERS/CalSTRS regulations, whichever date is earlier.

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**Motion & Voting**

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**4. EDUCATIONAL SERVICES**

<b>Subject</b>	<b>4.1 Approval of Memorandum of Understanding (MOU) between the Alameda County Office of Education (ACOE) and Chabot-Las Positas Community College District, Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	No
Dollar Amount	\$31,512.00
Budgeted	No
Budget Source	N/A
Recommended Action	That the Board of Trustees approves the MOU between the Alameda County Office of Education and Chabot-Las Positas Community College District, Las Positas College in the amount not to exceed \$31,512.00. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.
Goals	<p><a href="#">BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.</a></p> <p><a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a></p> <p><a href="#">BOARD PRIORITY #3: Advance and support plans that meet the basic needs of all students.</a></p> <p><a href="#">BOARD PRIORITY #2: Expand opportunities that support workforce development.</a></p> <p><a href="#">BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.</a></p>

### **BACKGROUND INFORMATION -**

The purpose of this MOU is to enable the ACOE and Chabot-Las Positas Community College District, Las Positas College to leverage the California Department of Social Services Quality Counts California (QCC) and the Workforce Pathways Grant funds to support early learning and care professionals to complete unit-bearing coursework and advance along a degree pathway.

LPC will provide workforce advising to participants. The advisor will ensure that members of the workforce participating in the QCC Workforce Pathways Grant have an attainable plan to complete a course of study that effectively and efficiently meets their educational goals. The goal is to increase the number of qualified early learning and care professionals in addition to increasing the educational credentials, knowledge, and competencies of existing early learning care professionals.

This MOU is in the amount not to exceed \$31,512.00 with an effective date upon the execution by both parties and shall continue until June 30, 2024.

File Attachments

[ACOE Workforce Pathways MOU LPC 09122023.pdf \(119 KB\)](#)

Administrative File Attachments

[ACOE Workforce Pathways Post Board Instructions LPC 09122023.pdf \(241 KB\)](#)

[ACOE Workforce Pathways Request for Certificate of Insurance LPC 09122023.pdf \(786 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject 4.2 Approval of MOU between Children's Council of San Francisco and Chabot-Las Positas Community College District, Las Positas College**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 4. EDUCATIONAL SERVICES

Access Public

Type Action (Consent)

Preferred Date Sep 12, 2023

Absolute Date Sep 12, 2023

Fiscal Impact No

Dollar Amount \$123,000.00

Budgeted No

Budget Source N/A

Recommended Action That the Board of Trustees approves the MOU between Children's Council of San Francisco and Chabot-Las Positas Community College District, Las Positas College. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this MOU on behalf of the District.

Goals

- [BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.](#)
- [BOARD PRIORITY #5: Support strategies to attract and retain students.](#)
- [BOARD PRIORITY #3: Advance and support plans that meet the basic needs of all students.](#)
- [BOARD PRIORITY #2: Expand opportunities that support workforce development.](#)
- [BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.](#)

**BACKGROUND INFORMATION -**

The Children's Council of San Francisco will partner with Las Positas College's Early Care and Education (ECE) program to implement an integrated series of courses and support via the Black Early Educator Pipeline Project. The goal of the partnership is for cohort participants to complete the core ECE courses. The MOU provides the Chabot-Las Positas Community College District, Las Positas College funds to cover faculty instruction for four classes and administration and coordination fees to implement the program, not to exceed a total of \$123,000. The term of this MOU is for a period of 12 months beginning September 12, 2023, through August 12, 2024.

File Attachments

[Las Positas and Children's Council MOU \(081623\).pdf \(250 KB\)](#)

Administrative File Attachments

[CCSF Black ECE Pipeline Post Board Instructions LPC 09122023.pdf \(241 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject                    4.3 Approval of Agreement for Support of Fresh Success Employment & Training Activities between the Foundation for California Community Colleges (FCCC) and the Chabot-Las Positas Community College District, Chabot College**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    4. EDUCATIONAL SERVICES

Access                      Public

Type                        Action (Consent)

Preferred Date            Sep 12, 2023

Absolute Date            Sep 12, 2023

Fiscal Impact            Yes

Dollar Amount            \$1,191,492.19

Budgeted	Yes
Budget Source	The Foundation for California Community Colleges
Recommended Action	That the Board of Trustees approves the Agreement for Support of Fresh Success Employment & Training Activities between the Foundation for California Community Colleges (FCCC) and the Chabot-Las Positas Community College District, Chabot College in the amount of \$1,191,492.19 for the period of October 1, 2023, through September 30, 2026. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.
Goals	<a href="#">BOARD PRIORITY #3: Advance and support plans that meet the basic needs of all students.</a>

### **BACKGROUND INFORMATION -**

CalFresh is a Supplemental Nutrition Assistance Program (SNAP) to assist households in purchasing nutritious food. CalFresh recipients can meet the federal requirement to maintain their CalFresh benefits by choosing to participate in a CalFresh Employment & Training (CFET) program. The service emphasis is to support students with their educational goals of completing a certificate/degree and becoming economically self-sufficient. In an effort to increase access and remove barriers for a student-recipients, educational expenses will be covered to include, but not limited to, books, transportation, and workplace-required attire and equipment.

The maximum federal reimbursement amount is \$1,191,492.19 for the term of October 1, 2023, through September 30, 2026. This includes the following maximum federal reimbursement amounts per federal fiscal year:

FFY 2024: \$359,927.16

FFY 2025: \$395,991.29

FFY 2026: \$435,573.74

Total: \$1,191,492.19

This agreement (#00008033) continues the original agreement (#00006191) approved at the September 13, 2022 and the June 20, 2023 CLPCCD board meetings (item 4.4 and 4.5 respectively).

#### File Attachments

[Chabot Fresh Success Subaward 09122023.pdf \(3,241 KB\)](#)

#### Administrative File Attachments

[Chabot Fresh Success Board Instructions 09122023.pdf \(190 KB\)](#)

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>4.4 Approval of Agreement between the Eden Area Regional Occupational Programs (EAROP) and Chabot Las Positas Community College District, Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Access	Public
Type	Action
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	No
Budgeted	No
Recommended Action	That the Board of Trustees approves the agreement between Eden Area Regional Occupational Programs (EAROP) and Chabot Las Positas Community College District, Chabot College. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.
Goals	<p><a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a></p> <p><a href="#">BOARD PRIORITY #2: Expand opportunities that support workforce development.</a></p>

### **BACKGROUND INFORMATION -**

Eden Area Regional Occupational Programs and Chabot College desire to enter into this CCAP Agreement for the purpose of offering or expanding dual enrollment opportunities, consistent with the provisions of AB 288 and AB 30 (Education Code § 76004), for high school students “who may not already be college bound or who are underrepresented in higher education, with the goal of developing seamless pathways from high school to community college for career technical education or preparation for transfer, improving high school graduation rates, and assisting high school pupils to achieve college and career readiness” Sec. 2 (a) and “underachieving students, those from groups underrepresented in postsecondary education, those who are seeking advanced studies while in high school, and those seeking a career technical education credential or certificate.”

#### File Attachments

[EAROP Chabot CCAP 2023 2024 Agreement 08222023.pdf \(417 KB\)](#)

#### Administrative File Attachments

[Chabot and EAROP Agreement board processing instructions 09122023.pdf \(99 KB\)](#)

#### Motion & Voting

That the Board of Trustees approves the agreement between Eden Area Regional Occupational Programs (EAROP) and Chabot Las Positas Community College District, Chabot College. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.

Motion by Hal Gin, second by Maria Heredia.

Final Resolution: Motion Carries

Aye: Hal Gin, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

Not Present at Vote: Linda Granger

<b>Subject</b>	<b>4.5 Approval of Supplement to Cooperative Agreement No. 23- PUENTE-CC-61 between the Regents of the University of California on behalf of the Puente Project &amp; Chabot-Las Positas Community College District on behalf of Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$20,000.00
Budgeted	Yes
Budget Source	The Regents of the University of California on behalf of the Puente Project
Recommended Action	That the Board of Trustees approves the Supplement to Cooperative Agreement No. 23-PUENTE-CC-61 between the Regents of the University of California on behalf of the Puente Project & Chabot-Las Positas Community College District on behalf of Las Positas College in the amount of \$20,000.00. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.
Goals	<a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a> <a href="#">BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.</a>

### **BACKGROUND INFORMATION -**

The mission of Puente is to increase the number of educationally disadvantaged students who enroll in four-year colleges and universities, earn degrees, and return to the community as leaders and mentors to future generations. The first Puente Project was initiated at Chabot College in 1981. Since that time, the model has been replicated at colleges and high schools throughout the State of California, with the oversight of the Puente Project centralized through The Regents of the University of California. The Puente Project was first initiated in 2012-2013 between the University of California and Las Positas College. The last award by the Regents of the University of California on behalf of the Puente project to support the Puente program at Las Positas College was approved by the Board of Trustees on August 17, 2021 for the 2021-2022 and 2022-2023 fiscal years.

This supplemental award to the 2023-2024 fiscal year is for added enhanced equity programming in the amount of \$20,000 to be spent by June 30, 2024.

#### File Attachments

[LPC\\_091223\\_Puente\\_Equity\\_Award\\_FY23-24.pdf \(216 KB\)](#)

## Administrative File Attachments

[LPC\\_091223\\_Puente\\_Equity\\_Award- UC - Post-Board Instructions 08.16.2023.pdf \(84 KB\)](#)

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## Motion &amp; Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>4.6 Approval of the Cooperative Agreement No. 23-Puente-CC-32 between The Regents of the University of California on behalf of the Puente Project and Chabot-Las Positas Community College District, Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	4. EDUCATIONAL SERVICES
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$145,000.00
Budgeted	No
Budget Source	The Regents of the University of California on behalf of the Puente Project
Recommended Action	That the Board of Trustees approves the Cooperative Agreement No. 23-Puente-CC-32 between The Regents of the University of California on behalf of the Puente Project and Chabot-Las Positas Community College District, Las Positas College in the amount of \$145,000.00 for the period of July 1, 2023, through June 30, 2026. It is further recommended that the Board authorizes the Vice Chancellor of Business Services to execute this agreement on behalf of the District.
Goals	<p><a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a></p> <p><a href="#">BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.</a></p>

**BACKGROUND INFORMATION -**

The mission of Puente is to increase the number of educationally disadvantaged students who enroll in four-year colleges and universities, earn degrees, and return to the community as leaders and mentors to future generations. The first Puente Project was initiated at Chabot College in 1981. Since that time, the model has been replicated at colleges and high schools throughout the State of California, with the oversight of the Puente Project centralized through The Regents of the University

of California. The Puente Project was first initiated in 2012-2013 between the University of California and Las Positas College. The last award by the Regents of the University of California on behalf of the Puente project to support the Puente program at Las Positas College was approved by the Board of Trustees on August 17, 2021.

- University of California will provide one-time implementation funds of \$125,000 for fiscal year 2023-24. Mentor support funds of \$5,000 per cohort, for a total of \$10,000, will be provided in fiscal years 2024-25 and 2025-26. The total funding provided under this agreement is \$145,000.
- Implementation Funds provided under this Agreement will be used by Las Positas College for Puente student enrichment programs and activities such as field trips, college visits, and costs associated with programmatic events such as Noche de Familia and the Transfer Motivational Conference. Approved associated costs also include Puente-branded materials and items for promotional purposes. Implementation Funds may not be used for program coordinator salaries.
- Mentor Funds provided under this Agreement will be used by Las Positas College for mentor activities such as meetings, orientations, and cultural field trips including food during these functions.

The agreement will take effect upon approval by the Board. The Puente Project funding covers services provided during the period 2023-24, 2024-25, and 2025-26.

#### File Attachments

[LPC 091223 PUENTE FY23-26 Las Positas College signed by Dr. Foster.pdf \(429 KB\)](#)

#### Administrative File Attachments

[LPC 091223 Puente - UC - Post-Board Instructions 08.16.2023.pdf \(68 KB\)](#)

[LPC 091223 Puente RequestforCertificateofInsurance 08.16.2023.pdf \(793 KB\)](#)

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

## 5. BUSINESS SERVICES

<b>Subject</b>	<b>5.1 Approval of Commercial Warrant Registers</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023

Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$17,779,485.12
Budgeted	Yes
Budget Source	General
Recommended Action	That the Board of Trustees approve the warrant register as indicated.

### **BACKGROUND INFORMATION -**

Attached.

#### File Attachments

[Commercial Warrants 9-12-2023 September.pdf \(25 KB\)](#)  
[Sep 2023 over 30,000.pdf \(323 KB\)](#)  
[Vendor Payment Detail August 2023.pdf \(926 KB\)](#)

#### Admin Content

The file here is for Trustees and Board and not the public.

#### Administrative File Attachments

[Commercial Warrant Reg Sep 2023 check register.xlsx \(171 KB\)](#)  
[Vendor Payment Detail August 2023 spreadsheet.xlsx \(78 KB\)](#)

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#### Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>5.2 Approval of Payroll Warrant</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	5. BUSINESS SERVICES
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023

Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$6,994,189.25
Budgeted	Yes
Budget Source	General
Recommended Action	That the Board of Trustees approve the payroll warrant as indicated.
Goals	<a href="#">BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.</a>

**BACKGROUND INFORMATION -**

Regular Monthly Payroll:

August Payroll Warrant Total = \$6,994,189.25

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject                    5.3 Approval of Budget Transfers from April 2023 - June 2023**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    5. BUSINESS SERVICES

Access                      Public

Type                        Action (Consent)

Preferred Date            Sep 12, 2023

Absolute Date            Oct 17, 2023

Fiscal Impact            No

**Recommended Action** That the Board of Trustees approve the attached budget transfers from April 2023 to June 2023. It is further recommended the Board authorize the Vice Chancellor of Business Services to process these budget transfers between major account classifications in order to comply with the Title 5 Section 58307.

**Goals** [BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.](#)

**BACKGROUND INFORMATION -**

Title 5 Section 58307 states that the expenditures for each major classification must not exceed the budgeted amount. This section also requires that budget revisions and budget transfers between major classifications be approved by the Board of Trustees.

**File Attachments**

[Q4 BGT TRF BOARD Aug2023.pdf \(89 KB\)](#)

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**Motion & Voting**

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject** **5.4 Adoption of 2023-24 Budgets for the General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund, Measure B Fund and Measure A Fund**

**Meeting** Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

**Category** 5. BUSINESS SERVICES

**Access** Public

**Type** Action

**Preferred Date** Sep 12, 2023

**Absolute Date** Sep 12, 2023

**Fiscal Impact** No

**Recommended Action** That the Board of Trustees approve the proposed 2023-24 budgets for the General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-insurance (RUMBL) Fund, Measure B Fund and Measure A Fund and authorize the Vice Chancellor of Business

Services to file the same with the County Superintendent of Schools of California Community College Chancellor's Office, as required by law.

## Goals

STRATEGIC DIRECTION #4: Institutional Effectiveness

STRATEGIC DIRECTION #5: Call to Action to Address Anti-Blackness, Racism and Barriers to Equity

STRATEGIC DIRECTION #2: Community Partnerships

STRATEGIC DIRECTION #3: Sustained Prioritized Resources

STRATEGIC DIRECTION #1: Educational Excellence

BOARD PRIORITY #5: Support strategies to attract and retain students.

BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.

BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.

BOARD PRIORITY #2: Expand opportunities that support workforce development.

BOARD PRIORITY #3: Advance and support plans that meet the basic needs of all students.

BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.

## **BACKGROUND INFORMATION -**

On June 20, 2023, the Board of Trustees adopted the 2023-24 Tentative Budgets. The Education Code requires the preparation and publication of the District's budget to permit public review of the same before the date of the Public Hearing. The Proposed Budgets were made available to the public through September 12, 2023 prior to the public hearing, as required by law. Formal adoption of the official budgets for 2023-24 is required by law.

### File Attachments

[@ 2023-24 Adopted Budget Book \(final copy\).pdf \(2,265 KB\)](#)

## Motion & Voting

That the Board of Trustees approve the proposed 2023-24 budgets for the General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-insurance (RUMBL) Fund, Measure B Fund and Measure A Fund and authorize the Vice Chancellor of Business Services to file the same with the County Superintendent of Schools of California Community College Chancellor's Office, as required by law.

Motion by Linda Granger, second by Maria Heredia.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

## **6. FACILITIES PLANNING AND DEVELOPMENT**

**Subject**                      **6.1 Approval of Agreement for Professional Services with Fagen Friedman and Fulfrost LLP**

**Meeting**                      Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Measure A Funds and Unrestricted General Funds
Recommended Action	That the Board of Trustees approves the agreement for professional services with Fagen Friedman and Fulfrost LLP for a fee of \$265 to \$365 per hour to provide legal support to the District. It is further recommended that Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

The District, from time to time, utilizes the services of a legal professional for legal support from a competent, experienced attorney with background matched to the needs of the District. District staff is recommending the law firm of Fagen Friedman & Fulfrost LLP to provide these professional services for a fee shown below:

Associate	\$265 - \$295 per hour
Partner	\$330 - \$365 per hour
Senior Counsel/Of-Counsel	\$365 per hour
Paralegal	\$180 - \$265 per hour
Law Clerk	\$265 per hour
Next Level Client Services	\$180 per hour
Education Consultant	\$275 per hour
Communications Services Consultant	\$295 per hour
Communications Services Associate	\$100 per hour
Technology Discovery Associate	\$50 per hour

Fagen Friedman & Fulfrost LLP has been providing these services to the District. This is a renewal of the existing agreement. They are a local law firm with offices in Oakland, California.

File Attachments

[Contract ID 846 - Chabot-Las Positas Community College District .pdf \(131 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.2 Make a Finding Pursuant to Public Contract Code 3400 (c) (2) Regarding Materials, Products and Things used in Construction and Renovation of Facilities</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Measure A Funds
Recommended Action	That the Board of Trustees makes a finding pursuant to PCC 3400 (c) (2) that the District utilize the attached list of products and be permitted to specify, by brand names, the materials, products, things and services listed for public works projects, in order to match other products in use on particular public improvement, either completed or in the course of completion.

### **BACKGROUND INFORMATION -**

Public Contract Code (PCC) section 3400 (b) requires that no district specifications for bids, in connection with, alteration, or repair of public works, are written (1) in a manner that limits the bidding, directly or indirectly, to any one specific concern, or (2) calls for a designated material, product, thing or service by specific brand or trade name, unless the specifications is followed by the words "or equal" so that bidders may furnish any equal material, product, thing or services. However, PCC 3400 (b) is not applicable if the awarding authority makes a finding in accordance with PCC3400 (c) (2) **that a particular material, product, thing or service is designated by specific brand or trade name in order to match other products in use on a particular public improvement or in the course of completion.**

Staff recommends that the Board of Trustees make a finding for standardizing the attached material, product, thing or service listing, designated by specific brand or trade names, pursuant to PCC 3400 (c) (2). The District has utilized the following devices and brand names on many of the Measure B/A Bond construction projects since 2006: Single Ply Roofing; Door Locks; Door Lock Cylinders; Exit Devices; Door Closers; Carpet; Wireless Clock System; Direct Digital Control System; Networked Fire Alarm and Voice Evacuation System; instructor's Lectern with Racking Compartment; Audio Visual Equipment; Fiber Infrastructure; Copper Infrastructure; Security Management System; Video Surveillance.

If the District acquires multiple brands for all the differing components, it would be cost prohibitive and not an effective or efficient use of District staff time to maintain multiple brands for stock components for repairs.

"On June 26, 2012, the Board of Trustees approved a similar resolution adopting standardized building materials under the Public Contract Code Section 3400. The current list is updated to reflect changes in materials and products for current availability."

## File Attachments

[Sole Source Products rev3.pdf \(28 KB\)](#)

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## Motion &amp; Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.3 Approval of Award of Contract with SVA Architects, Inc. for Design and Engineering Services for the Early Childhood Lab School &amp; Play Yard Project at Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$270,504.30
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the proposed award of the A/E services agreement to SVA Architects, Inc. for the Early Childhood Lab School & Play Yard Project at Chabot College in the amount not to exceed \$270,504.30 which includes basic services and reimbursable expenses; as well as a District allowance for unforeseen conditions. It is also recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

The District issued a request for qualifications (RFQ) B21/22-05 on December 9, 2021, seeking qualified Architectural and Engineering (A/E) firms for Measure A projects. Following established procurement procedures, a list of architectural and engineering service firms were established.

The District issued a request for proposal RFP B22/23-17 on June 28, 2023, seeking project specific proposals from the highest ranked firms from the established list of A/E firms. Two (2) firms responded to the RFP. A three-person committee consisting of college faculty, staff and administrators scored and reviewed written proposals. The committee shortlisted and

interviewed both firms on August 24, 2023. Following the completion of the interviews, the committee recommends awarding the contract to SVA Architects, Inc. of Santa Ana, CA as the top-rated firm for this RFP.

Base Fee	\$ 245,913.00
District Allowance (10%)	<u>\$ 24,591.30</u>
Not to Exceed Amount	\$ 270,504.30

File Attachments

[SVA Architects-Fee Proposal.pdf \(1,860 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject                    6.4 Authorization to File Notice of Completion with Alameda County Clerk Recorder's Office for the New Baseball Field Project at Chabot College**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    6. FACILITIES PLANNING AND DEVELOPMENT

Access                      Public

Type                        Action (Consent)

Preferred Date            Sep 12, 2023

Absolute Date            Sep 12, 2023

Fiscal Impact            Yes

Budgeted                    Yes

Budget Source            Measure A Bond Funds

Recommended Action    That the Board of Trustees authorizes the filing of a Notice of Completion with the Alameda County Clerk Recorder's Office for the New Baseball Field Project at Chabot College.

**BACKGROUND INFORMATION -**

The New Baseball Field Project at Chabot College has been completed by Robert A. Bothman Construction, of Santa Clara, CA. For the project to be officially closed, a Notice of Completion needs to be filed with the Alameda County Clerk Recorder's Office in accordance with Section 3258 of the California Civil Code, as required by Section 3093 of the California Civil Code.

File Attachments

[Letter of Completion, New Baseball Field.pdf \(71 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.5 Authorization to File Notice of Completion with Alameda County Clerk Recorder's Office for the Fire Water Upgrades Project at Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees authorizes the filing of a Notice of Completion with the Alameda County Clerk Recorder's Office for the Fire Water Upgrades Project at Chabot College.

**BACKGROUND INFORMATION -**

The Fire Water Upgrades Project at Chabot College has been completed by Golden Bay Construction, Inc., of Hayward, CA. For the project to be officially closed, a Notice of Completion needs to be filed with the Alameda County Clerk Recorder's Office in accordance with Section 3258 of the California Civil Code, as required by Section 3093 of the California Civil Code.

File Attachments

[Letter of Completion, Fire Water Upgrades Project.pdf \(71 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.6 Approval of Modification to the Contract with American Asphalt Repair &amp; Resurfacing Co., Inc. the Site Improvements Project at Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	(\$50,404.92)
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the modification to the existing contract with America Asphalt Repair & Resurfacing Co., Inc for the Site Improvements Project at Chabot College with a credit of (\$50,404.92). It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On September 13, 2022, the Board of Trustees approved the contract with American Asphalt Repair & Resurfacing Co., Inc. for the Site Improvements Project at Chabot College. Modification 1 is being issued as a credit for items that were removed from the project scope, which include slurry work in parking lots E & F and a catch basin at the access road.

Original Base Bid	\$ 711,478.00
Owner's Non-Specified Allowance	\$ 40,000.00
CO1 (current)	(\$ -50,404.92)
Revised Contract Total	\$ 701,073.08

File Attachments

[Change Order #1 - Pathways and Parking Lot project REVISED FINAL.pdf \(127 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.7 Authorization to File Notice of Completion with Alameda County Clerk Recorder's Office for the Site Improvements Project at Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees authorizes the filing of a Notice of Completion with the Alameda County Clerk Recorder's Office for the Site Improvements Project at Chabot College.

**BACKGROUND INFORMATION -**

The Site Improvements Project at Chabot College has been completed by American Asphalt Repair & Resurfacing Co., Inc., of Hayward, CA. For the project to be officially closed, a Notice of Completion needs to be filed with the Alameda County Clerk Recorder's Office in accordance with Section 3258 of the California Civil Code, as required by Section 3093 of the California Civil Code.

File Attachments

[Letter of Completion, Pathways & Parking Lot Project.pdf \(71 KB\)](#)

*Our adopted rules of Parliamentary Procedure, Robert's Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.*

Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject                    6.8 Approval of Modification to the Contract with Consolidated Engineering Laboratories for DSA Approved Testing and Inspection Services for the Agricultural Science: Viticulture Facility at Las Positas College**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    6. FACILITIES PLANNING AND DEVELOPMENT

Access                      Public

Type                        Action (Consent)

Preferred Date            Sep 12, 2023

Absolute Date            Sep 12, 2023

Fiscal Impact            Yes

Dollar Amount            \$55,593.00

Budgeted                    Yes

Budget Source            Measure A Bond Funds

Recommended Action            That the Board of Trustees approves the modification to the existing contract with Consolidated Engineering Laboratories for DSA Approved Testing & Inspection Services for the Agricultural Science: Viticulture Facility at Las Positas College in an amount not to exceed \$55,593.00. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On August 16, 2022, the Board of Trustees approved the contract with Consolidated Engineering Laboratories for DSA Approved Testing and Inspection Services for the Agricultural Sciences: Viticulture Facility at Las Positas College. Modification 1 is being added for additional testing that is needed for reinforced steel, concrete, structural steel, soils, wiring and duct supports.

Original Contract Amount	\$ 80,157.60
Original Owner's Allowance	\$ 8,015.76
Modification 1 to CA	\$ 55,593.00 (increase 63%)
Revised Contract Amount	<u>\$ 135,750.60</u>
Revised Contract Total	\$ 143,766.36

## File Attachments

[10-63174PW Change Order 8-16-2023.pdf \(603 KB\)](#)

*Our adopted rules of Parliamentary Procedure, Robert's Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.*

## Motion &amp; Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.9 Approval of Modification to the Contract with McGuire and Hester for the Landscape Renovation Project at Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	(\$16,239.84)
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the modification to the existing contract with McGuire and Hester for the Landscape Renovation Project at Las Positas College in a credit amount not to exceed (\$16,239.84). It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On March 21, 2023, the Board of Trustees approved the contract with McGuire and Hester for the Landscape Renovation Project at Las Positas College. Modification 1 is being issued for a granite substitution request, which will credit the contract value. In addition, changes are being made to valves, fences, ground boxes, slope and line relocations. This modification will extend the project duration a total of 19 non-compensable days. The revised completion date will be October 13, 2023.

Original Base Bid

\$1,740,122.00

Owner's Non-Specified Allowance	\$ 100,000.00
Add Alternates 1 and 2	\$ 148,829.00
Modification 1 to Add Alternate	(\$ -16,239.84) (Credit 1%)
Revised Add Alternates 1 and 2	<u>\$ 132,589.16</u>
Revised Contract Total	\$1,972,711.16

File Attachments

[Landscape Reno Change Order 01 \(Rev.1\) Credit.pdf \(166 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.10 Approval of a Professional Services Agreement Extension with Vanir Construction Management, Inc., for Project Management/Construction Management and Related Services for the Public Safety Center / Advanced Manufacturing and Transportation Facilities and Other Projects as Assigned at Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$344,000.00
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the renewal term agreement for one (1) year with Vanir Construction Management, Inc. of San Francisco, CA for Measure A Project Management Services at Las Positas College in an amount not to exceed \$344,000.00. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On February 20, 2018, the District created a pool of twenty-one (21) qualified professional organizations to provide project management, construction management and related services to support the implementation of the District’s Measure A Bond program.

On October 18, 2022, the Board of Trustees authorized staff to enter into negotiations for a Professional Services Agreement with Vanir Construction Management, Inc. of San Francisco, CA for Project Management/Construction Management and Related Services for the Public Safety Center / Advanced Manufacturing and Transportation Facilities and Other Projects as Assigned at Las Positas College. The District wishes to renew the term of the agreement for one (1) year, in an amount not to exceed \$344,000.00.

Original Contract Total	\$ 296,000.00
Modification 1	\$ <u>344,000.00</u> (Increase 100.2%)
Revised Contract Total	\$ 640,000.00

File Attachments

[2023 Vanir Proposal for Tierra Andrews.pdf \(222 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject                    6.11 Approval of Modification to the Contract with JPB Designs, Inc. for the Temporary Faculty Village Removal and Restoration Project at Las Positas College**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    6. FACILITIES PLANNING AND DEVELOPMENT

Access                      Public

Type                        Action (Consent)

Preferred Date            Sep 12, 2023

Absolute Date            Sep 12, 2023

Fiscal Impact            Yes

Dollar Amount            \$6,936.37

Budgeted                    Yes

Budget Source Measure A Bond Funds

Recommended Action That the Board of Trustees approves the modification to the existing contract with JPB Designs, Inc. for the Temporary Faculty Village Removal and Restoration Project at Las Positas College in an amount not to exceed \$6,936.37. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On May 16, 2023, the Board of Trustees approved the contract with JPB Designs, Inc. for the Temporary Faculty Village Removal and Restoration Project at Las Positas College. Modification 1 is being issued for cabinet installation. This modification is being paid for using the Owner’s Non-Specified Allowance. This modification will extend the project duration a total of 45 non-compensable days. The revised completion date will be September 15, 2023.

Original Base Bid	\$ 315,000.00
Owner’s Non-Specified Allowance	\$ 35,000.00
Modification 1 OA to Base Bid	<u>\$ 6,936.37</u>
Revised Base Bid	\$ 321,936.37
Revised Owner’s Allowance	\$ 28,063.63
Contract Total (no change)	\$ 350,000.00

File Attachments

[230825 TFV Change Order No. 01.pdf \(93 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject 6.12 Approval of Award of Contract with Shannon Leigh for Exterior Wayfinding Site Improvements at Las Positas College**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 6. FACILITIES PLANNING AND DEVELOPMENT

Access Public

Type Action (Consent)

Preferred Date Sep 12, 2023

Absolute Date Sep 12, 2023

Fiscal Impact Yes

Dollar Amount \$284,020.00

Budgeted Yes

Budget Source Measure A Bond Funds

Recommended Action That the Board of Trustees approves the award of contract with Shannon Leigh for the Exterior Wayfinding Site Improvements Project at Las Positas College in an amount not to exceed \$284,020.00. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

The Las Positas College Campus is in the process of adding new buildings to its campus after successfully executing bond initiatives to expand the campus. New buildings require updated maps and exterior wayfinding strategies. This wayfinding project scope includes signage design and standardization for vehicular, pedestrian pathways, and parking lots as well as main entrances located at 3000 Campus Hill Drive in Livermore, CA.

Exterior Signage Design Fees	\$ 258,200.00
District Allowance	<u>\$ 25,820.00</u>
Total Contracts	\$ 284,020.00

File Attachments

[3738 Proposal R2 Las Positas Exterior Wayfinding \(1\).pdf \(947 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject 6.13 Approval of Modification to the Contract with Johnson Controls, Inc. for the District-Wide Security Management System Refresh Project**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 6. FACILITIES PLANNING AND DEVELOPMENT

Access Public

Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$6,284.52
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the modification to the existing contract with Johnson Controls, Inc. in the amount not to exceed \$6,284.52 for the District-Wide Security Management System Refresh Project. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On October 19, 2021, the Board of Trustees approved the contract with Johnson Controls, Inc. for the District-Wide Security Management System Refresh Project. Modifications 1 through 4 were billed against the Owner’s Allowance and covered cabling, application fees, card reader reprogramming and training. Change order 5 was added to cover camera investigations and repositioning, cable moves and missing cameras. Change Order 6 was added to cover additional investigations, training, circuits and relocating cameras. Change Order 7 is being added for temporary facilities rentals. This modification will also extend the project duration a total of 220 non-compensable days. The revised completion date will be November 15, 2022.

Original Contract Sum	\$ 2,738,122.00
CO 5 to Contract Sum	\$ 27,436.68 (1% Increase)
CO 6 to Contract Sum	\$ 35,545.61 (1.2 % Increase)
CO 7 to Contract Sum	<u>\$ 6,284.52</u> (0.002% increase)
Revised Contract Total	\$ 2,809,995.74

File Attachments

[Change Order #7.pdf \(95 KB\)](#)

*Our adopted rules of Parliamentary Procedure, Robert’s Rules, provide for a consent agenda listing several items for approval of the Board by a single motion. Documentation concerning these items has been provided to all board members and the public in advance to assure an extensive and thorough review. Items may be removed from the consent agenda at the request of any board member.*

Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject**

**6.14 Approval of Contract Modification with National High Voltage Services, Inc. for the Substation B, Transformer Replacement Project at Chabot College (B21/22-11)**

Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$10,000.00
Budgeted	Yes
Budget Source	Measure A Bond Funds and State Funded Scheduled Maintenance Funds
Recommended Action	That the Board of Trustees approves the proposed contract modification to the existing contract with National High Voltage Services, Inc. for the Substation B, Transformer Replacement Project at Chabot College in the amount not to exceed \$10,000.00. It is also recommended that the board authorize the Vice Chancellor of Business Services to execute the agreement on behalf of the District.

**BACKGROUND INFORMATION -**

On May 17, 2023, the Board of Trustees approved the contract with National High Voltage Services for the Substation B, Transformer Replacement at Chabot College.

Modification 3 is for an increase to the contractor’s base fee, due to an increase in materials with the delay of award contract.

Base Fee	\$ 179,600
District Allowance	\$ 10,000
CO1 (DA to Base Fee)	\$ 3,000
CO2 (DA to Base Fee)	\$ 4,400
CO3 (DA \$2,600 & Increase \$7,400 to Base Fee)	<u>\$ 10,000</u>
Not to Exceed Amount	\$ 207,000

File Attachments

[National High Voltage - CO3.pdf \(93 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

<b>Subject</b>	<b>6.15 Approval of Modification #13 to the Existing Lease/Leaseback Contract with Rudolph &amp; Sletten of San Carlos, CA, for Phase II of said Contract for Guaranteed Maximum Pricing (GMP) for Increment 2: Construction of the Library &amp; Learning Connections Building Project at Chabot College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$544,417.00
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the modification to the existing contract with Rudolph & Sletten, of San Carlos, CA for the Library & Learning Connections Building at Chabot College in an amount not to exceed \$544,417.00. It is also recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

### **BACKGROUND INFORMATION -**

On May 19, 2020, the Board of Trustees approved the Lease/Leaseback Contract with Rudolph & Sletten for pre-construction services for the Library & Learning Connections Building Project at Chabot College. On January 18, 2022, the Guaranteed Maximum Pricing (GMP) for Construction Services, Site Lease and Facilities Lease for Increment 2: Construction Services was approved, along with a 5% District Contingency that is being held outside of the Guaranteed Maximum Price for unforeseen conditions.

Change Order 13 is being issued to cover various design clarifications and unforeseen conditions. This change order is being issued using monies from the Owners Contingency. The Change Order will increase the contract time frame by 29 calendar days, making the contractual completion date January 18, 2024.

Pre Construction Services	\$ 927,457.35
Pre Construction Change Order	\$ <u>1,612.65 (0.2%)</u>
Total Pre Construction Services	\$ 929,070.00
Increment 1: Soils Improvements	\$ 2,962,885.00
Current Increment 2: Construction Total	\$ 66,889,040.00
Contractors Contingency	\$ <u>1,734,112.00</u>
Total Approved GMP	\$ 71,586,037.00

Prior Contractor Contingency Draw

#01	\$849,319.00
#02 Credit	<u>(\$ 32,452.00)</u>
Balance Remaining	\$917,245.00

Owners Contingency (outside GMP)	\$4,192,198.00
#03 Unforeseen Conditions	\$274,989.39 (0.4%)
#04 Not Used	\$ 0.00 (0.0%)
#05 Design Clarification	\$141,570.00 (0.2%)
#06 Design Clarification	\$722,416.00 (1.0%)
#07 Design Clarification	\$133,369.00 (0.2%)
#08 Unforeseen Conditions	\$219,451.00 (0.3%)
#10 Design Clarification	\$266,369.61 (0.3%)
#11 Design Clarification	\$764,290.00 (1.1%)
#12 Design Clarification	\$535,770.00 (0.7%)
<b>#13 Unforeseen Conditions</b>	<b><u>\$544,417.00 (0.7%)</u></b>
<b>Total</b>	<b>\$4,195,758.00 (4.2%)</b>

DSA Contingency (outside GMP) to Owners Contingency (\$612,896.00) (0.8%)  
 Remaining Balance \$589,556.00

DSA Contingency (outside GMP)	\$1,206,012.00
#09 DSA Approved Documents	\$ 593,116.00 (0.8%)
#12 DSA Contingency to Owners Contingency	<u>\$ 612,896.00</u>
Remaining Balance	\$ 0.00

Owner's Contingency to GMP	\$4,195,758.00
<u>DSA Contingency to GMP</u>	<u>\$ 593,116.00 (0.8%)</u>
New Contract Amount	<b>\$76,371,351.00</b>

File Attachments

[2023 0823 LLCC Change Order 13.pdf \(121 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**Subject 6.16 Approval of Modification #14 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 Increment 2: Construction of the Library & Learning Connections Building Project at Chabot College**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category	6. FACILITIES PLANNING AND DEVELOPMENT
Access	Public
Type	Action (Consent)
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	Yes
Dollar Amount	\$900,000.00
Budgeted	Yes
Budget Source	Measure A Bond Funds
Recommended Action	That the Board of Trustees approves the modification to the existing contract with Rudolph & Sletten, of San Carlos, CA for the Library & Learning Connections Building at Chabot College in an amount not to exceed \$900,000.00. It is also recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

### **BACKGROUND INFORMATION -**

On May 19, 2020, the Board of Trustees approved the Lease/Leaseback Contract with Rudolph & Sletten for pre-construction services for the Library & Learning Connections Building Project at Chabot College. On January 18, 2022 Guaranteed Maximum Pricing (GMP) for Construction Services, Site Lease and Facilities Lease for Increment 2: Construction Services was approved along with a 5% District Contingency that is being held outside of the Guaranteed Maximum Price for unforeseen conditions.

Change order 14 is being issued to increase the Owners Contingency.

Pre Construction Services	\$ 927,457.35
Pre Construction Change Order	\$ <u>1,612.65 (0.2%)</u>
Total Pre Construction Services	\$ 929,070.00
Increment 1: Soils Improvements	\$ 2,962,885.00
Current Increment 2: Construction Total	\$66,889,040.00
Contractors Contingency	\$ <u>1,734,112.00</u>
Total Approved GMP	\$71,586,037.00
Prior Contractor Contingency Draw	
#01	\$849,319.00
#02 Credit	<u>(\$ 32,452.00)</u>
Balance Remaining	\$917,245.00
Owners Contingency (outside GMP)	\$5,092,198.00
#03 Unforeseen Conditions	\$274,989.39 (0.4%)
#04 Not Used	\$ 0.00 (0.0%)
#05 Design Clarification	\$141,570.00 (0.2%)
#06 Design Clarification	\$722,416.00 (1.0%)
#07 Design Clarification	\$133,369.00 (0.2%)
#08 Unforeseen Conditions	\$219,451.00 (0.3%)
#10 Design Clarification	\$266,369.61 (0.3%)
#11 Design Clarification	\$764,290.00 (1.1%)
#12 Design Clarification	\$535,770.00 (0.7%)
#13 Unforeseen Conditions	<u>\$544,417.00 (0.7%)</u>
Total	\$4,195,758.00 (4.2%)

<b>#14 Increase to Owner Cont</b>	<b>(\$900,000.00) (1.2%)</b>
DSA Contingency (outside GMP) to Owners Contingency	<del>(\$612,896.00) (0.8%)</del>
<b>Remaining Balance</b>	<b>\$1,489,556.00</b>
DSA Contingency (outside GMP)	\$1,206,012.00
#09 DSA Approved Documents	\$ 593,116.00 (0.8%)
#12 DSA Contingency to Owners Contingency	\$ 612,896.00
Remaining Balance	\$ 0.00
Owner's Contingency to GMP	\$4,195,758.00
<u>DSA Contingency to GMP</u>	<u>\$ 593,116.00 (0.8%)</u>
New Contract Amount	<b>\$77,271,351.00</b>

File Attachments

[2023 0823 LLCC Change Order 14.pdf \(112 KB\)](#)

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Motion & Voting

Motion to approve the Consent Calendar.

Motion by Maria Heredia, second by Steve Lanza.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**7. ECONOMIC DEVELOPMENT/CONTRACT EDUCATION (NO ITEMS)**

**8. INFORMATION AND DISCUSSION ITEMS (No Action)**

<b>Subject</b>	<b>8.1 Informational Personnel Reports</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Access	Public
Type	Information/Discussion

## File Attachments

[09122023 Classified Separations.pdf \(101 KB\)](#)  
[09122023 Part-Time Faculty Report.pdf \(159 KB\)](#)  
[09122023 Professional Experts Report.pdf \(102 KB\)](#)  
[09122023 Temp On Call Board Report Report.pdf \(80 KB\)](#)

<b>Subject</b>	<b>8.2 2022-2023 Annual Distance Education Reports for Chabot College and Las Positas College</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Access	Public
Type	Information/Discussion
Goals	<a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a>

## File Attachments

[Chabot College 2022-2023 Annual Distance Education Report.pdf \(983 KB\)](#)  
[Las Positas College 2022-23 Annual Distance Education Report.pdf \(484 KB\)](#)

<b>Subject</b>	<b>8.3 First Read of the Proposed New Board Values 2023-26</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	8. INFORMATION AND DISCUSSION ITEMS (No Action)
Access	Public
Type	Information/Discussion
Goals	<p><a href="#">BOARD PRIORITY #6: Maintain a focus on student academic vision for success and excellence.</a></p> <p><a href="#">BOARD PRIORITY #5: Support strategies to attract and retain students.</a></p> <p><a href="#">BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.</a></p> <p><a href="#">BOARD PRIORITY #1: Continue to support a culture that fosters diversity, equity, inclusion, accessibility and belonging.</a></p>

## **BACKGROUND INFORMATION -**

At their Board Retreat on March 4, 2023, the Board of Trustees discussed updating their Board values. Members of the Board signed up to serve on a sub-committee/work-group of the Board to develop updated Board values, and to present them at the following Board retreat. These values were presented for discussion and refinement at the August 05, 2023 Board retreat. The following Values are drafted for the 2023-2026 academic years. They are being presented at the September 12, 2023 Board Meeting as a first read.

The plan is for a final draft to be presented for adoption at the October 17, 2023 Board meeting.

### **Proposed Board Values for 2023-26:**

- **Belonging**—We embrace and celebrate the diversity of all members of the District by promoting an environment in which people of all diverse races, gender, ages, sexual orientation, and religion feel welcomed, respected, valued and recognize the District as a community in which they belong.
- **Collaboration**—We are committed to fostering a spirit of teamwork internally with our students, faculty, classified professionals, administrators, and among the Board while expanding our external partnerships with education, industry, and our community.
- **Excellence**—We strive to continuously reflect, learn, and improve programs, practices, and services to ensure excellence within our programs.
- **Innovation**—We encourage an educational and operational environment that promotes actions and processes that create new methods, ideas, and opportunities to continuously improve.
- **Integrity**—We function in an accountable and transparent manner while adhering to the highest professional standards.
- **Stewardship**—We are committed to the enhancement, preservation, conservation, and effective utilization of our resources.

## **9. OTHER ACTION ITEMS**

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<b>Subject</b>	<b>9.1 Adoption of Resolution No. 01-2324 - Authorizing the Issuance of Election of 2016 General Obligation Bonds, Series C, and Actions Related Thereto</b>
Meeting	Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING
Category	9. OTHER ACTION ITEMS
Access	Public
Type	Action
Preferred Date	Sep 12, 2023
Absolute Date	Sep 12, 2023
Fiscal Impact	No

Budget Source	n/a
Recommended Action	That the Board of Trustees Adopt Resolution No. 01-2324 authorizing the issuance of election of 2016 general obligation bonds, Series C, and actions related thereto. It is further recommended that the Vice Chancellor execute this resolution on behalf of the District.
Goals	<a href="#">BOARD PRIORITY #4: Provide effective management and equitable allocation of District fiscal resources.</a>

## **BACKGROUND INFORMATION -**

A duly called election was held in the Chabot-Las Positas Community College District (the "District") on June 7, 2016 at which there was submitted to and approved by the requisite fifty-five percent or more vote of the qualified electors of the District a question as to the issuance and sale of general obligation bonds of the District for the various purposes set forth in the ballot submitted to the voters, in the maximum amount not-to-exceed \$950,000,000, payable from the levy of an *ad valorem* property tax against the taxable property in the District (the "Measure A");

The District has previously issued two series of general obligation bonds under the Measure A. The District now desires to issue the third series of bonds under Measure A in an amount not-to-exceed \$252,000,000 (the "Bonds"). The Bonds are being authorized for sale for the purpose of providing funds to finance projects approved by Measure A and to pay the costs of issuing the Bonds.

(a) Bond Resolution. This Resolution authorizes the issuance of Bonds, in one or more series of federally taxable or tax-exempt bonds. The Resolution authorizes the issuance of the Bonds, specifies the basic terms, parameters and form of the Bonds, and approves the forms of Purchase Contract, Preliminary Official Statement, and Continuing Disclosure Certificate described below. In particular, Section 1 of the Resolution establishes the maximum aggregate initial principal amount of the Bonds to be issued (\$252,000,000). Section 4 of the Resolution states the maximum underwriting discount (0.40%) with respect to the Bonds, the maximum legal interest rate on the Bonds, and authorizes the Bonds to be sold at a negotiated sale to Morgan Stanley & Co. LLC (the "Underwriter"). The Resolution authorizes the issuance of current interest bonds only; capital appreciation bonds are not authorized.

(b) Form of Purchase Contract. Pursuant to the Purchase Contract, the Underwriter will agree to buy the Bonds from the District. All of the conditions of closing the transaction are set forth in this document, including the documentation to be provided at the closing by various parties. Upon the pricing of the Bonds, the final execution copy of the Purchase Contract will be prepared following this form.

(c) Form of Preliminary Official Statement. The Preliminary Official Statement (the "POS") is the offering document describing the Bonds which may be distributed to prospective purchasers of the Bonds. The POS discloses information with respect to, among other things, (i) the proposed uses of proceeds of the Bonds, (ii) the terms of the Bonds (interest rate, redemption terms, etc.), (iii) the bond insurance policy for the Bonds, if any, (iv) the security for repayment of the Bonds (the *ad valorem* property tax levy), (v) information with respect to the Improvement District's tax base (upon which such *ad valorem* property taxes may be levied), (vi) District financial and operating data, (vii) continuing disclosure with respect to the Bonds and the District, and (viii) absence of material litigation and other miscellaneous matters expected to be of interest to prospective purchasers of the Bonds. Following the pricing of the Bonds, a final Official Statement for the Bonds will be prepared, substantially in the form of the POS.

(d) Form of the Continuing Disclosure Certificate. The form of the Continuing Disclosure Certificate can be found in APPENDIX C to the POS. Effective July 3, 1995, all underwriters of municipal bonds are obligated to procure from a bond issuer a covenant that such bond issuer will annually file material financial information and operating data with respect to the issuer, as well as notices of the occurrence of certain enumerated events, through the web-based Electronic Municipal Market Access ("EMMA") system maintained by the Municipal Securities Rulemaking Board (which is the federal agency that regulates "broker-dealers," including investment bank firms that underwrite municipal obligation issuances). This requirement is expected to be satisfied annually by the filing of the District's audited financial statements and other operating information about the District, and from time to time by the filing of notices of enumerated events, in the same manner the District has filed in connection with prior bond issuances. The purpose of the law is to provide investors in the Bonds with current information regarding the District.

RECOMMENDATION

Staff recommends approval of Resolution # 01-2324 A RESOLUTION OF THE BOARD OF TRUSTEES OF THE CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT, AUTHORIZING THE ISSUANCE OF ELECTION OF 2016 GENERAL OBLIGATION BONDS, SERIES C, AND ACTIONS RELATED THERETO.

## File Attachments

[Res. No 01-2324 - District Authorizing Bond Issuance Resolution - Chabot-Las Positas CCD \(Election of 2016 Series C\) 4894-8415-5507 2 \(003\).pdf \(269 KB\)](#)

[Preliminary Official Statement Chabot-Las Positas CCD \(Election of 2016 General Obligation Bonds Series C\) 4882-2903-1284 3 \(003\).pdf \(1,255 KB\)](#)

[Purchase Contract Chabot-Las Positas CCD \(Election of 2016 Series C\) 4866-4704-5491 3.pdf \(221 KB\)](#)

## Motion &amp; Voting

That the Board of Trustees Adopt Resolution No. 01-2324 authorizing the issuance of election of 2016 general obligation bonds, Series C, and actions related thereto. It is further recommended that the Vice Chancellor execute this resolution on behalf of the District.

Motion by Linda Granger, second by Harris Mojadedi.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

**10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES**

**Subject**                    **10.1 President of Chabot College and Las Positas College**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Access                      Public

Type                         Reports

## File Attachments

[Chabot 2023.09.12 BOTs Presidents Report.pdf \(1,563 KB\)](#)

[LPC President Board Report September 2023.pdf \(25,691 KB\)](#)

**Subject**                    **10.2 Chancellor**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Access                      Public

Type                         Reports

**Subject**                    **10.3 Recognitions**

Meeting                    Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category                    10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Access Public  
Type Reports

**Subject 10.4 Trustee Reports and/or Official Communications**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 10. REPORTS- SENIOR LEADERSHIP AND TRUSTEES

Access Public

Type Reports

## **11. ADJOURNMENT**

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**Subject 11.1 Adjourn the Meeting**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 11. ADJOURNMENT

Access Public

Type Action

Recommended Motion to Adjourn the Meeting.  
Action

Motion & Voting

Motion to Adjourn the Meeting.

Motion by Maria Heredia, second by Harris Mojadedi.

Final Resolution: Motion Carries

Aye: Hal Gin, Linda Granger, Maria Heredia, Luis Reynoso, Tim Sbranti, Harris Mojadedi, Steve Lanza, Omar Au, Walda Chen

## **12. CLOSED SESSION- (Government Code Section 54954.5)**

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**Subject 12.1 Real Property Negotiations**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 12. CLOSED SESSION- (Government Code Section 54954.5)

Access Public

Type Information

## **13. NEXT MEETING OF THE BOARD OF TRUSTEES**

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**Subject 13.1 October 17, 2023 - Regular Meeting of the Board, Chabot College, Hayward, CA**

Meeting Sep 12, 2023 - BOARD OF TRUSTEES REGULAR MEETING

Category 13. NEXT MEETING OF THE BOARD OF TRUSTEES

Access Public

Type Information

District Mission Statement

The Chabot-Las Positas Community College District (CLPCCD) offers innovative educational opportunity and support services to prepare students to succeed in a diverse global society by challenging them to think critically, to engage socially, and to acquire workplace knowledge and educational skills.