

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

**MINUTES  
April 20, 2010**

**PLACE**

Chabot-Las Positas Community College District, Las Positas College, 3000 Campus Hill Dr., Livermore, California.

**CALL TO ORDER**

The regular meeting was called to order at 5:30 p.m. by President Gelles. Recording Secretary Mary Hargiss called the roll. Trustee Vecchiarelli was absent at the time of roll. President Gelles reported that Trustee Vecchiarelli is excused from tonight's meeting.

**PUBLIC COMMENTS**

There were no Public Comments offered at this time.

**ADJOURN TO CLOSED SESSION**

The Board adjourned to a Closed Session at 5:32 p.m., which ended at 6:27 p.m.

**OPEN SESSION**

The Board readjoined in Open Session at 6:30 p.m. Recording Secretary Mary Hargiss called the roll. Trustee Vecchiarelli and Student Trustee Gil were absent at the time of roll. President Gelles reported that Trustee Vecchiarelli is excused from tonight's meeting.

**ATTENDANCE**

Members Present:

- Trustee Arnulfo Cedillo
- Trustee Isobel F. Dvorsky
- Trustee Donald L. "Dobie" Gelles
- Trustee Hal G. Gin
- Trustee Barbara F. Mertes
- Trustee Marshall Mitzman
- Student Trustee Sudharsan Dwaraknath

Members Absent: Trustee Carlo Vecchiarelli (excused)  
Student Trustee Evani Gil

Recording Secretary: Ms. Mary Hargiss

Managers Present: Dr. Joel L. Kinnamon, Chancellor  
Dr. Celia Barberena, President, Chabot College  
Dr. DeRionne Pollard, President, Las Positas College  
Mr. Ken Agustin  
Ms. Rita Brown  
Ms. Julia Dozier  
Dr. Neal Ely  
Ms. Heidi Finberg  
Dr. MaryAnne Gularte  
Mr. Andrew Howe  
Dr. Laurel Jones  
Dr. Ted Kaye  
Mr. Jeffrey Kingston  
Mr. Lorenzo Legaspi  
Mr. Yulian Ligioso  
Dr. Pam Luster  
Ms. Jeannine Methe  
Dr. Janice Noble  
Mr. George Railey  
Ms. Barbara Yesnosky  
Ms. Laura Weaver

Others Present: Mr. Michael Absher, President, Chabot College Academic  
Senate  
Ms. Jennifer Adams  
Ms. Joanne Bishop-Wilbur, President Elect, District  
Classified Senate  
Mr. Rajeev Chopra, Senator, Las Positas College Academic  
Senate  
Ms. Cinthya Flores, President, Chabot College Associated  
Students  
Ms. Cathy Gould, Outgoing President, District Classified  
Senate  
Ms. Glenda Hammonds  
Ms. Natasha Lang, President, Las Positas College Classified  
Senate  
Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty  
Association

Mr. Masi Quorayshi, President, Las Positas College  
Associated Students  
Mr. Todd Steffan  
Ms. Rachel Ugale, Outgoing President, Chabot College  
Classified Senate  
Mr. Gordon Watt, President Elect, Chabot College Classified  
Senate

### **PLEDGE TO FLAG**

Dr. DeRionne Pollard led the pledge to the flag.

### **PUBLIC COMMENTS**

Ms. Glenda Hammonds spoke to the Board about discrimination of students, specifically disabled, seniors, and black women, at Chabot College. A copy of her complaint was left with the Recording Secretary.

Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty Association, read a letter addressed to the Board of Trustees. Dr. Lofft reported that the letter makes points relevant to Las Positas College and was authored by faculty at Las Positas College, many of whom are very highly respected for their knowledge of impact effects on environmental issues and their knowledge of statistics. She reported that the entire Executive Board of the Faculty Association supports this position. The letter addresses the concerns of the fact that the campuses are scheduled to be open five days during the summer. As noted in the letter, "The Faculty Association Executive Board strongly recommends that the Board reconsider its decision to waste precious resources by keeping the colleges open on days when the campuses are virtually empty of students instead of directing them in ways that benefit the most students."

Dr. Charlotte Lofft read a letter that was written by the Faculty Association's attorney, Mr. Robert Bezemek, to Senator Gloria Romero regarding the Faculty Association's opposition to the Russell City Power Plant siting near Chabot College. Mr. Bezemek's letter was in response to a letter directed to Chancellor Kinnamon from Senator Romero dated March 18, 2010. Senator Romero's letter was in regards to the proposed Russell City Power Plant and consideration of an audit of the District's expenditure of funds in fighting this power plant. Dr. Lofft reported that the Faculty Association strongly supports the District's position in appealing the power plant construction and has requested joinder with the District in order to officially join in the appeal.

**CONSENT CALENDAR**

Student Trustee Dwaraknath requested that agenda item 5.4 (Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold, District) be pulled from the consent calendar.

Motion No. 1

Trustee Dvorsky made a motion, seconded by Trustee Gin, to approve the consent calendar with the exception of agenda item 5.4.

Motion carried unanimously, 6-0.

The following items were approved on the consent calendar:

**General Functions**

- 1.8 Approval of Minutes of March 2, 2010 Meeting
- 1.9 Approval of Minutes of March 16, 2010 Meeting

**Personnel**

- 3.2 Classified Personnel
- 3.4 Management Personnel

**Educational Services**

- 4.1 Acceptance of Gift, Las Positas College
- 4.2 Approval of Grant Award—Bay Area Career Pathways Alliance, Chabot College: Career and Technical Education Community Collaborative
- 4.3 Approval of Institutional License Agreement—San Bernardino Community College for EduStream™, Chabot College

**Business Services**

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Approval of Budget Transfers 9.I.1
- 5.5 Approval of Award of a Piggyback Contract for Furniture for Las Positas College, Building 4000 using the CollegeBuys Purchasing Program (Measure B Bond Funds)
- 5.6 Approval of Agreement—John Muir Medical Center for the Surgical Technology Program, Las Positas College

**Facilities Planning and Development**

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for Various District-Wide Projects (State Funds)

**Economic Development/Contract Education**

- 7.1 Approval of Grant Agreement—California Community Colleges Chancellor's Office (CCCCO), District-Economic Development
- 7.2 Approval of Grant Agreement—State of California Employment Training Panel, District-Economic Development
- 7.3 Approval of Memorandum of Understanding—The California Maritime Academy, District-Economic Development
- 7.4 Approval of Memorandum of Understanding—Cal Inc. Training LLC, District-Economic Development

**TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS**

Trustee Mitzman thanked Chabot College and President Barberena for the Law Enforcement (LE) Summit held on campus recently. He noted that the event has significantly grown since the first one held last year and it would appear that a much larger venue will be needed next year. He was pleased with the cooperation of the police department and Chabot College. He reported that he unfortunately missed a recent Board Meeting because he was certified as a Citizens Emergency Response Team Member, noting that Chabot College opened its doors to the community for the emergency preparedness class.

Trustee Dvorsky reported that the Board will be very busy in the next two months attending the numerous end-of-year events at the two Colleges.

Trustee Mertes commended the staff at Las Positas College, noting it is nice to be on campus again. She expressed that the campus looks wonderful and she enjoys seeing all the excitement with the buildings and programs. "It is good to come home."

Trustee Gin reported that approximately one year ago he mentioned driving on Hesperian Boulevard and reporting how awful it looked with the construction and cyclone fences. Contrary, one year later, Hesperian Boulevard has a beautiful look. He had mentioned to Dr. Barberena about having a banner along the street leading up to the campus. He expressed that he is pleased to see how Measure B has produced a beautiful campus; and now we need to think about the back side of the campus. Secondly, he complimented Las Positas College for an excellent catalog, which he will add to his collection. He noted that catalogs are excellent marketing tools for our students.

Trustee Cedillo requested a report in the near future with regard to utilization of the campuses on the weekends. He noted that Trustees might not be aware that besides our college activities, there are community groups that use the campuses. This came to light recently when he was on the Chabot College campus to attend a baseball game and he was surprised to see the number of cars in the parking lots. He questioned how welcoming are we? He reported that it was very difficult to get to the baseball field because the soccer field area

parking was blocked off. He expressed concern that the community has a positive experience while visiting the campuses.

Student Trustee Dwaraknath noted that the campus looks very nice with the new facilities and the tree-covered mound at the campus entrance. He sits on the Measure B Oversight Committee and he is always talking about wanting trees on campus so that was nice to see. He reported that Student Elections will be held soon and encouraged the Board to reach out to the new Student Trustee. He noted that the Student Trustee can compliment the Board's work and that they are part of the team, but they need help and attention. If the Board can make a team effort and reach out to that capable young leader and help him/her be an effective member of the team, we will see a good yield from his/her presence.

In response to Student Trustee Dwaraknath's comments, Trustee Gelles reported that he guarantees that the Board will do everything it can with whoever, him or her, is elected. He noted that Mr. Dwaraknath's point is well taken and is for both campuses.

Trustee Gelles commented that the Board would like to hear back regarding the two concerns raised tonight, especially the parking issue. He expressed appreciation to Las Positas College for the hospitality and thanked the many staff attending the meeting.

### **CHABOT-LAS POSITAS COLLEGES FOUNDATIONS**

**Chabot College:** Ms. Finberg submitted a written report to the Board. She reported that this is the time of year the Foundation is expected to step up and help fund some of the gaps with parties on campus and for scholarships. She reported that budgets are tight right now and many departments are asking for a little extra help in planning some of their fundraisers. She reported that the Chabot College Swim Team held a wine tasting event recently at Spinnaker Yacht Club in San Leandro and raised over \$2,500, netting approximately \$2,100. She also reported that the Chabot College Jazz Band will be featured at Yoshi's at Jack London Square in Oakland on April 26 with two shows. Tickets are \$10, and this is a major fundraiser for the Jazz Band. She also reported that invitations will be distributed soon for the Awards and Scholarship Celebration scheduled for May 8 at the Hayward City Hall Rotunda. She reported that this year they are not just celebrating Striving Black Brothers Coalition but are partnering with the Daraja Program as well. She reported that two Angels will be recognized – Dr. Carolyn Arnold and Trustee Marshall Mitzman. On behalf of Steve Small, she reported that the Automotive Technology Recognition Night is May 11. She reported that this event will include Las Positas College students as well as ROP students and they are expecting a large number in attendance. Assemblymember Hayashi and Senator Corbett will be participating. She reported that the Foundation is working on funding for the Summer Youth Sports Program; and unfortunately, have lost some funding from Kaiser that they had the past five years. She is working with Deans Gerald Shimada and Matt Kritcher to make sure this important event takes place for approximately 200 underprivileged youths. She reported that

Building 700 is going to be put to good use on May 12 when they will be hosting the Network of Community College Foundations for a networking luncheon. Several administrators are working together on planning retirement parties - May 15 for Judy Young and May 20 for Melinda Matsuda. On May 27 the Foundation will be hosting the Hayward Chamber of Commerce for a monthly breakfast. She further reported that Mr. Narci David has agreed to be the keynote speaker for the Blooming Affaire, "Around the World in 80 Days." He will be promoting the event on his show on KCBS and she is confident the Saturday event will be sold out. She is also attempting to get him to make an appearance on Friday as well.

**Las Positas College:** Dr. Kaye submitted a written report to the Board. Dr. Kaye reported that as reported by Ms. Finberg, this is a time of parties; and their big celebration, "The Best of the Best", is scheduled for April 24. As he reported last month, sponsorships have been remarkably strong in this economy and are at approximately \$62,000. He reported that there are many new items for the silent auction. He reported that AT&T invited the Foundation to apply for a grant of \$10,000 for the textbook loan program and he expects to hear the outcome shortly. He is encouraged to recognize the level of companies coming in – local, national and international. He reported that the District/Foundation Master Agreement has been delivered to the District.

### **GOOD OF THE ORDER**

Trustee Gelles requested that the Chancellor provide the Board with the dates for the upcoming events as well as reminders.

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

Mr. Rajeev Chopra, Senator, Las Positas College Academic Senate, submitted a written report to the Board prepared by President Sarah Thompson. He read a statement expressing the Senate's concerns regarding the \$2.9 million District budget shortfall for 2010-11 and the status of the College's budget. The Senate acknowledged their gratitude to Mr. Kratochvil, Mr. Morris and Dr. Pollard for actively engaging faculty in budget discussions but still has many concerns about the direction of budget cuts. The Senate's position is to preserve student access and equity. While they applaud the humanity of the Board in wishing to preserve all full-time employees, they are concerned that the best interests of students are not necessarily met with this approach. Positions, full-time or part-time, that have direct interaction with students should be prioritized.

Mr. Michael Absher, President, Chabot College Academic Senate, reported that he, along with other faculty members, recently attended the State Plenary Session of the State Academic Senate, a three-day conference. The agenda included 51 pages of resolutions and 27 pages of amendments to those resolutions, including several that dealt with SB

1440. He reported that SB 1440 is a bill to force the CSU, UC and Community Colleges to accept what they are naming “transfer degree.” In addition, AB 2302, which is effectively interested in using the model used in Florida for state universities as well as the UC System to accept things such as baccalaureate degrees from Community Colleges. The response to these bills had to be formulated because the Legislative Session will deal with these two bills before the State Academic Senate meets again. Another resolution regarding a vote of no confidence of the leadership of ACCJC was tabled and sent to committee; however, they unanimously voted to send a letter to the State Chancellor concerning issues with the way ACCJC is handling all schools within the state. He reported there are many new things on the horizon, which if passed, will be implemented in Title V as many of them would require Title V changes and thereby change our environment considerably. He reported that the Chabot College Academic Senate unanimously supports the Board’s decision to appeal the Russell City Energy Center. The Academic Senate, as well as students and staff, are very upset that the center appears to be moving forward. He noted that they are there to help in any way they can. There is to be a rally on Thursday, April 22, entitled “Toxic Town.”

Trustee Gelles requested the Chancellor provide the Board with copies of the bills referred to by Mr. Absher.

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

Ms. Natasha Lang, President, Las Positas College Classified Senate, submitted a written report to the Board. She reported that the Classified Senate held its Flex Day on Friday, April 2 where they explored the hidden gems of Las Positas College. She was very excited about the day’s activities, noting that it was a wonderful event on a shoestring budget, as was their decision to keep costs down. The staff watched a DVD that was published by Public Broadcasting System (PBS) on the journey of students that struggle in our Community College System. She noted that the way staff delivers services to those students can make a difference in their day and experience while at Las Positas College. She thanked Dr. Luster for engaging the staff in dialogue after viewing the DVD.

Ms. Rachel Ugale, President, Chabot College Classified Senate, reported that ballots have been distributed for Senate Elections. Events have been planned for the Classified Appreciation Week in June; and most importantly, the Senate passed a resolution in Opposition of the Russell City Power Plant, which she read as follows:

“Whereas, the Chabot College Classified Senate has taken a long-term public stance stating its opposition to the placement of a power plant within the very close proximity of Chabot College, as its proposed placement would adversely affect the working conditions of all college employees, including classified staff, and;



“Whereas, the Russell City Energy Center will emit large amounts of toxins, including known carcinogens, for thirty years into the future not only to Chabot College but to the greater Hayward area, and;

“Whereas, in 2009, Chabot College reported an unduplicated student count of 25,627, and;

“Whereas, the proximity of several schools including elementary, intermediate and high schools within close range of the Russell City Energy Center puts thousands of area students at risk, and;

“Whereas, the Chabot College Classified Senate recognizes that the children who attend the Chabot College Children’s Center are particularly vulnerable to toxins that will be released from the Russell City Energy Center, and;

“Whereas, many employees of the college are also residents of the Hayward area, thus compounding their exposure to falling toxins, and;

Therefore, be it resolved that the Chabot College Classified Senate, in conjunction with the Chabot-Las Positas Chapter of SEIU 1021, forcefully denounces plans to build the Russell City Energy Center in Hayward.”

Ms. Ugale reported that this past week, after five years, she chaired her last meeting of the Chabot College Classified Senate. Along with her department, she has moved to Las Positas College. She introduced her successor, Mr. Gordon Watt. She expressed her gratitude for the experience and the opportunity to serve the College, the District, and most importantly, the Classified Professionals at Chabot College.

Ms. Cathy Gould, President, District Classified Senate, reported that this too will be her last Board report as she has moved out of the District Office to Las Positas College in the new IT Building. She introduced her successor Ms. Joanne Bishop-Wilbur. She thanked the Board for its support of the Classified Senate and the Chancellor who truly has an open-door policy with his staff and takes time to listen. She also thanked the District Office Administrators and especially Jeannine Methe for their assistance and support. She also thanked the District Office Classified Staff for allowing her the privilege of representing them. She further thanked Ms. Ugale, her friend and colleague, who taught her what it is to be a Classified Senate President.

Trustee Gelles requested the Chancellor prepare something in writing with the people leaving us to let them know the Board truly appreciates the reports, their time and effort representing their unions and organizations. In addition, the “attitude” is tremendously appreciated - it is what makes us a “family.”

## **PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES ASSOCIATED STUDENTS**

Mr. Masi Quorayshi, President, Associated Students of Las Positas College, reported that the students of Las Positas College held their first talent show, which he hopes will become an annual event. He reported that the students attended the March in March which was a huge success with more than 13,000 students. He had the pleasure, along with three other students, to meet with Assemblymembers Hayashi and Buchanan to discuss budget cuts. He also reported that several student members attended the American Student Association of Community Colleges (ASACC) Conference in Washington, D.C. where they met with Legislators pertaining to bills. He also reported that ASLPC held night events on April 13 and 14 for students who cannot attend day events. He reported that Club Day will be held April 21. He reported that Student Elections will be held on April 21 and 22, and new officers will be introduced at the next Board Meeting. He further reported that ASLPC is planning for Graduation, and will be assisting with the Best of the Best gala on April 24.

Ms. Cinthya Flores, President, Associated Students of Chabot College, reported that Chabot College students also attended the March in Sacramento on March 22 and had the opportunity to meet with Senator Corbett. ASCC provided buses as well as refreshments for Chabot students. ASCC representatives attended the American Association of Community Colleges (ASACC) Conference March 20-23, which focused on bringing together community college student leaders from across the nation to discuss current issues they are facing with the budget cuts. As participants, they learned how to become effective advocates for student issues and participate in the lobbying process. The seminars they attended were extremely helpful when meeting with the Offices of Senators Feinstein and Boxer. She thanked ASLPC staff for their assistance to the ASCC representatives attending the conference. She reported that on March 25, ASCC and the Social Science Division co-sponsored a College Hour presentation for Women's History Month. The presentation consisted of a panel of women who shared their experiences, challenges and successes in the workplace in an effort to encourage students to persevere with their educations. ASCC, in conjunction with the Bookstore, has been working on the textbook rental program focusing on educating faculty in their book selection decisions. On March 27, on behalf of ASCC, she attended the Latino Education Summit, noting Trustee Cedillo was also in attendance. She reported that ASCC has approved Co-curricular packets, as well as election and scholarship packets. She was pleased to report that the amount of scholarships was increased this year. Further, she reported that ASCC is working on the Graduation Banquet as well as the Scholarship Banquet.

## **GOOD OF THE ORDER**

Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty Association, reported she distributed a copy of their recent newsletter and pointed out that page 5 includes the Faculty Association's Resolution in Opposition to the Russell City Power Plant. In

addition, the Faculty Association is involved, in conjunction with others, in the upcoming Earth Day events on Thursday, April 22 at Chabot College. The Faculty Association invited their attorney, Mr. Robert Bezemek, although he may not be able to attend. Also, the Faculty Association is delighted to be able to provide funds for the refreshments for the event. In addition, elections are on-going and she expects to have an announcement on officer elections next month. She further reported that the Nursing Program's Pinning Ceremony is scheduled for Wednesday, May 26 at the Chabot College Performing Arts Center and invitations will be forthcoming.

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

Dr. Celia Barberena, President, Chabot College, submitted a written report to the Board. Dr. Barberena thanked Ms. Ugale for her service to Chabot College Classified Staff, noting that under her leadership, Classified Staff have become very involved in governance processes, i.e. the writing of the unit plans, the Classified Leads for Staff Development involved in the organization of Flex activities, and Classified involvement in providing feedback for improvement of the Self Study. She reported she looks forward to working with Mr. Gordon Watt in this new role. Dr. Barberena reported that this is a wonderful time of year where we celebrate the achievements of students. She drew attention to the upcoming events listed in her report. She reported that Assemblymember Hayashi will be the keynote speaker for Graduation, expressing gratitude to her representative, Mr. Chris Parman, for making the arrangements. She reported that Earth Day has galvanized everyone to express how deeply they care about Chabot and how seriously they feel about the health and welfare of the College. She reported that the Classified Senate, Classified Union, Academic Senate, Faculty Union, Administrators, Chancellor Kinnamon and the Board of Trustees have been very supportive, and she looks forward to a very successful event. She reported that Chancellor Kinnamon will be one of the speakers, as well as various dignitaries in attendance. She also reported that Staff Recognition is scheduled on Wednesday, April 28.

Dr. DeRionne Pollard, President, Las Positas College, submitted a written report to the Board. She welcomed the IT staffs who are joining from the District. She reported that she recently attended the American Association of Community Colleges Annual Convention and shared some of the major themes that came from that conference. Because community colleges are dealing with issues of economic impact and finance and budget, there were a considerable number of sessions on that issue, as well as on sustainability, leadership pipeline, completion agenda as it has been defined by President Obama, Lumina Foundation, and Gates Foundation. In addition, there was a considerable amount of discussion in the search for the replacement for Dr. Boggs who will be leaving at the end of the year. Further, they had the opportunity to hear from Under Secretary Kanter who talked about the American Graduation Initiative, Pell Grants, Financial Aid, and much more. Dr. Pollard reported that the Talk Hawks traveled to the Nationals Speech Championships during Spring Break, where 64 community colleges with 591 participants from all over the

nation competed. The LPC Speech Team boasts two national champions—a silver award winner in Informative Speaking, Justine Whitman; and a bronze award winner in Oral Interpretation and Drama, Jordan Adelman. She also shared that AGS held its annual conference this year and commended Mr. Randy Taylor who serves as the faculty advisor. She reported that the second Annual State of the College will be held on Thursday, April 29 where they will talk about people, processes and more importantly, looking at where we want to be going in the next year. Lastly, on behalf of faculty, staff, administrators and students, she welcomed the Board to the campus and looks forward to seeing the Board several times over the next several weeks at the many end-of-year activities.

### **CHANCELLOR'S REPORT**

Dr. Joel Kinnamon, Chancellor, thanked Dr. Pollard and her staff for hosting the meeting this evening. He acknowledged and congratulated Trustee Mitzman who has been elected to the Alameda County Schools Board Association. He reported that he had the opportunity to attend the Alpha Gamma Sigma Honor Society (AGS) Convention on Saturday evening, April 17 where Mr. Taylor was recognized for putting together this statewide convention. He reported that our four students from Las Positas College in attendance were recipients that evening. He shared the convention brochure which also included several employees, including retiree Sophie Rheinheimer and Mr. Manwell who hosted sessions. In addition, two advisors from Chabot College were in attendance.

Dr. Kinnamon acknowledged and thanked the District IT Staff who has successfully completed the move from Chabot College to Las Positas College over Spring Break. He recognized the time it took to plan for the move. He reported they will be sharing the building with the Las Positas College Technology Staff. He read comments made by faculty and staff regarding the move: “My thanks to you and everyone on your team for accomplishing this difficult task. From my perspective, the transition was seamless and completely non-disruptive.” “Awesome work, congratulations to you and your team for successfully executing such a complex move.” Dr. Kinnamon asked Ms. Methe to share with her staff that all the work is much appreciated.

### **APPROVAL OF DECLARATION OF SURPLUS PROPERTY TO BE SOLD AT PRIVATE SALE AND DONATION OR DISPOSAL OF ANY ITEMS NOT SOLD, DISTRICT**

Student Trustee Dwaraknath requested that this agenda item be pulled from the consent calendar to reiterate his request at the last Board Meeting to try to get some of the surplus sale opportunities to students as well. He noted that Management agreed to his request.

Mr. Legaspi thanked Student Trustee Dwaraknath for the continued interest, reporting that he is discussing this issue with staff to examine the feasibility of offering this to students.

Trustee Gelles expressed that as long as we have an audit trail, it is a really good way to support students and staff.

Motion No. 2

Student Trustee Dwaraknath made a motion, seconded by Trustee Mitzman, to approve the proposed items surplus to the needs of the District and that the Chancellor be authorized to dispose of the same via private sale in accordance with Board Policy 3212 and that the funds derived from the sale be placed in the General Fund of the District. Further, any items that are not sold by private sale be donated to charitable organizations or disposed of by District staff in accordance with California Education Code Section 81452.

Motion carried unanimously, 6-0.

**ADOPTION OF RESOLUTION NO. 11-0910 – AUTHORIZATION TO PARTICIPATE IN THE COMMUNITY COLLEGE LEAGUE OF CALIFORNIA TAX AND REVENUE ANTICIPATION NOTES (TRANS) PROGRAM**

Motion No. 3

Trustee Dvorsky made a motion, seconded by Trustee Mertes, to adopt the proposed Resolution No. 11-0910 to authorize issuance and sale of a 2010-2011 TRANS and participation in the Community College League of California Tax and Revenue Anticipation Notes Program.

Motion carried by the following roll call vote:

AYES:	Cedillo, Dvorsky, Gelles, Gin, Mertes, Mitzman
NOES:	None
ABSENT:	Vecchiarelli
ABSTENTIONS:	None

**APPROVAL OF AWARD OF CONSTRUCTION MANAGER AT RISK (CM AT RISK) SERVICES AGREEMENT FOR RENOVATION OF BUILDINGS 500/600/700/1700, LAS POSITAS COLLEGE**

Motion No. 4

Trustee Dvorsky made a motion, seconded by Trustee Mertes, to approve the proposed Award of Construction Manager at Risk (CM at Risk) Services Agreement to Turner Construction Company of San Francisco, CA for Renovation of Buildings 500/600/ 700/ 1700, Las Positas College in an amount not to exceed \$340,000 plus additional sub-contractor's change order and contingency for a total not to exceed budget of \$2.5M. It is

also recommended that the Board authorizes the Vice Chancellor, Business Services, to execute the agreement and any future augmentations or amendments to this agreement on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 6-0.

**APPROVAL OF CONTRACTS FOR DIVISION OF STATE ARCHITECT (DSA) INSPECTOR OF RECORD (IOR) WITH ABC INSPECTION SERVICES FOR DSA INSPECTION SERVICES FOR RENOVATION OF BUILDINGS 500/600/700/1700 AND RELOCATION OF PORTABLES, LAS POSITAS COLLEGE**

Motion No. 5

Trustee Gin made a motion, seconded by Trustee Mertes, to approve the proposed Contract for Division of State Architect (DSA) Inspector of Record (IOR) with ABC Inspection Services of Stockton, CA for DSA Inspection Services at Las Positas College for the Renovation of Buildings 500/600/700/1700 and Relocation of Portables in an amount not to exceed \$26,720. It is further recommended that the Board authorizes the Vice Chancellor, Business Services, to execute the contracts and any future augmentations or amendments to these contracts on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 6-0.

**APPROVAL TO REJECT ALL BIDS OF RE-BID NO. 10-02, PHYSICAL EDUCATION COMPLEX ADDITION, BUILDING 4100, CHABOT COLLEGE**

Motion No. 6

Student Trustee Dwaraknath made a motion, seconded by Trustee Dvorsky, to approve the proposed rejection of all bids of Re-Bid No. 10-02, Physical Education Complex Addition, Building 4100, Chabot College. Funding Source: Measure B Bond Funds

Trustee Cedillo questioned the next step after rejecting the bids, as well as the timeline. Vice Chancellor Kingston reported that currently there is no impact to the schedule, as is generally the concern with re-bids. In this case, it is an interesting situation in where the architect added a specific steel certification requirement that the contractors weren't quite ready for. With the bidding climate as aggressive as it is, the low bidder was protested for not having quite the right certification. He reported that this is a good thing and we will see that we get the right contractor with the right certification. He also reported that re-bidding will most likely get us a better and more accurate cost and perhaps a lower cost. In

response to the timeline, Vice Chancellor Kingston reported that we have already advertised, and will bid the project and bring back to the next Board Meeting for approval.

Motion carried unanimously, 6-0.

**INFORMATIONAL PERSONNEL REPORTS**

The Board accepted the Informational Personnel Reports without further discussion.

**NEXT MEETING**

The next Meeting of the Board of Trustees, is scheduled for May 4, 2010.

**ADJOURNMENT**

Motion No. 7

Trustee Mitzman made a motion, seconded by Trustee Gin, to adjourn the Regular Meeting at 7:50 p.m.

Motion carried unanimously, 6-0.

Minutes prepared by:

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Beverly Bailey

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