

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

**MINUTES
July 19, 2011**

PLACE

Chabot-Las Positas Community College District, 5020 Franklin Drive, Pleasanton, California.

CALL TO ORDER

The regular meeting was called to order at 5:30 p.m. by Trustee Dvorsky. Recording Secretary Beverly Bailey called the roll. Trustee Mertes was absent at the time of roll.

PUBLIC COMMENTS

There were no Public Comments offered at this time.

ADJOURN TO CLOSED SESSION

The Board immediately adjourned to a Closed Session, which ended at 6:30 p.m.

OPEN SESSION

The Board readjoined in Open Session at 6:35 p.m. Recording Secretary Beverly Bailey called the roll. Trustee Mertes was absent and excused at the time of roll.

ATTENDANCE

Members Present: Trustee Arnulfo Cedillo
 Trustee Isobel F. Dvorsky
 Trustee Donald L. "Dobie" Gelles
 Trustee Hal G. Gin
 Trustee Marshall Mitzman
 Trustee Carlo Vecchiarelli
 Student Trustee Daniel Nenni

Members Absent: Trustee Barbara F. Mertes

Recording Secretary: Ms. Beverly Bailey

Managers Present: Dr. Joel L. Kinnamon, Chancellor
Dr. Celia Barberena, President, Chabot College
Mr. Robert Kratochvil, For President, Las Positas College
Mr. Ken Agustin
Mr. Jeff Baker
Ms. Julia Dozier
Mr. Wyman Fong
Dr. MaryAnne Gularte
Mr. Doug Horner
Ms. Judy Hutchinson
Mr. Lorenzo Legaspi
Ms. Marge Maloney
Ms. Jeannine Methe
Ms. Danielle Preciado
Dr. George Railey
Mr. Rajinder Samra
Ms. Laura Weaver
Ms. Barbara Yesnosky

Others Present: Ms. Jennifer Adams, Las Positas College
Ms. Aylen Campi, Associated Students, Chabot College
Mr. Patrick Lofft, Citizens' Bond Oversight Committee
Ms. Jane McCoy, Vice President, Chabot-Las Positas
Faculty Association
Mr. Sean Prather, Las Positas College
Mr. Amir Salehzadeh, President, Associated Students, Las
Positas College
Mr. Gary Schwaegerle
Mr. Todd Steffan, President, Las Positas College Classified
Senate
Ms. Sarah Thompson, President, Las Positas College
Academic Senate
Ms. Rachel Ugale, District Services
Ms. Yvonne Wu-Craig, Vice President, Chabot College
Classified Senate

PLEDGE TO FLAG

Trustee Gin led the pledge to the flag.

APPOINTMENT OF BOARD OFFICERS

Due to the absence of Board President Mertes, Trustee Dvorsky was appointed President and Trustee Cedillo was appointed Secretary for this meeting.

PUBLIC COMMENTS

Ms. Jane McCoy, Vice President, Chabot-Las Positas Faculty Association, read a letter on behalf of Dr. Charlotte Lofft, expressing the Faculty Association's position on and displeasure with the progress of negotiations. Ms. McCoy distributed to the Board copies of her comments and a letter that will be mailed to all Full Time Faculty regarding negotiation issues and announcing a Faculty Association Meeting on August 15, 2011 (Convocation Day).

CONSENT CALENDAR

Chancellor Kinnamon noted two corrected agenda items:

Agenda item 5.7, correcting a typographical error in the cost - \$247,432 in lieu of \$247,332; and Agenda item 5.10, correcting Chabot College in lieu of Las Positas College.

Trustee Gelles requested that agenda item 5.3 (Approval of Budget Transfers) be pulled from the consent calendar.

Motion No. 1

Trustee Cedillo made a motion, seconded by Trustee Mitzman, to approve the consent calendar with the exception of agenda item 5.3, and with the corrections to agenda items 5.7 and 5.10.

Motion carried unanimously, 6-0.

The following items were approved on the consent calendar:

General Functions

1.8 Approval of Minutes of June 28, 2011 Regular Meeting

Personnel

3.2 Classified Personnel

Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.4 Acceptance of Grant Award—Alameda County Workforce Investment Board (ACWIB) to the Tri-Valley One Stop Career Center for the Adult and Dislocated Workers' Program, Las Positas College
- 5.5 Approval of Memorandum of Understanding Renewal—Alameda County Office of Education (ACOE) Transition to Teaching for Paraeducators Program-Teacher Credentialing, Chabot College
- 5.6 Approval of Memorandum of Understanding Renewal—Alameda County Office of Education (ACOE) Transition to Teaching for Paraeducators Program-Textbook Reimbursements, Chabot College
- 5.7 Approval of Agreement Renewal—AT&T SmartNET for Cisco Equipment Maintenance, District (Measure B Bond Funds)
- 5.8 Approval of Agreement—Saint Francis Memorial Hospital for the Surgical Technology Program, Las Positas College
- 5.9 Approval of Piggyback Contract Award—CollegeBuys Purchasing Program for Furniture and Equipment, Building 300, Chabot College (Measure B Bond Funds)
- 5.10 Approval of Award—Bid No. 12-02, New and Unused 33 Feet Glaval Bus, Chabot College (Measure B Bond Funds)

Facilities Planning and Development

- 6.1 Approval of Contract Modification to the Existing On-Call Professional Services Agreement with JasNET Consulting, Inc. for Network and Information Technology Infrastructure Engineering and Design Services for District-Wide Projects (Measure B Bond Funds)
- 6.2 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for the Construction of the Central Utility Plant, Las Positas College (Measure B Bond Funds)

Economic Development/Contract Education

- 7.1 Approval of Standard Services Agreement Renewal—County of Mendocino, Health and Human Services Agency for Foster and Adoptive Care Training, District-Economic Development
- 7.2 Acceptance of Grant Award—Walter S. Johnson Foundation for the Acceleration in Context Award No. 11-28, Chabot College and District-Economic Development

TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS

Student Trustee Nenni reported he is pleased to see students at Las Positas College preparing for the semester, purchasing books, and visiting the new track.

Trustee Gelles recognized past Board Member Mr. Gary Schwaegerle who was present at the meeting. Trustee Gelles expressed that he thoroughly enjoys reading the sabbatical reports and especially recognized the outstanding report submitted by Mr. Rick Moniz.

Trustee Vecchiarelli also recognized and welcomed past Board Member Mr. Gary Schwaegerle.

LAS POSITAS COLLEGE FOUNDATION

Dr. Kaye submitted a written report to the Board but was unable to attend the meeting.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES

Ms. Sarah Thompson, President, Las Positas College Academic Senate, had no report.

Ms. Kathy Kelley, President, Chabot College Academic Senate, was unable to attend the meeting.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATES

Mr. Todd Steffan, President, Las Positas College Classified Senate, reported that he will hold the position of President for the Fall Semester.

Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate, reported that the Classified Senate approved officers and appointed four senate representatives. She reported that at their last meeting, they discussed ideas and activities for the coming year. In addition, the Senate discussed a proposal from the Chabot College Faculty Senate regarding a collegial consultation conference to be held on Convocation Day.

Ms. Joanne Bishop-Wilbur, President, District Classified Senate, was unable to attend the meeting.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES ASSOCIATED STUDENTS

Mr. Amir Salehzadeh, President, Associated Students of Las Positas College, reported that ASLPC is significantly changing the Textbook Loaner Program and hopes to have a semester-long Loaner Program initiated by the beginning of Fall Semester. The new program would allow students to pay a fixed price of \$20 - \$25 and have access to books for the entire semester. In addition, he reported that the Associated Students will host a

mini expo, “Explore” on August 10. He also reported that he is looking forward to an exciting year and welcoming the new College President, Dr. Walthers.

Ms. Aylene Campi, Associated Students of Chabot College, reported that the Associated Students have been working over the summer on an on-line training course, and in the process, they are learning to work as a team. In addition, they have been working on hosting Gladiator Welcome Week beginning August 16. She also reported the 50th Anniversary Homecoming is scheduled for October 22. She further reported that the Associated Students look forward to working closely with the College Community on the 50th Anniversary celebration.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES

Dr. Celia Barberena, President, Chabot College, submitted a written report to the Board. She reported that the Board previously authorized the District to send out a RFP to study the possibilities for the Chabot College Bookstore, which is an issue of great concern at Chabot College. She reported that in order to have a participatory process, the Budget Committee was asked to review the proposals. The Chabot College Bookstore Restructure Committee, a Subcommittee of the Budget Committee, was formed; noting that the committee is represented by all constituent groups – Administration, Faculty, Staff, and Students. She reported that the committee has made three recommendations. She reported that Recommendation No. 2 is “that the committee feels that Contract Management ‘outsourcing’ of the bookstore would be the best alternative, given the competitive and technological changes occurring within the industry and other factors.” Recommendation No. 1 is “to engage the services of a consultant to help us through the RFP and sorting out the holes there might be with negotiations, etc.” She reported that the committee also made a recommendation of Company A vs. Company B. She reported that she has shared the committee’s well-written report with Chancellor Kinnamon, Vice Chancellor Legaspi, and Vice Chancellor Gularte for input; and that she is waiting a few days before sharing with the College Community. Dr. Barberena also reported that Chabot College is at 117% full in the Summer, and is currently 91% full for Fall. She expressed appreciation to Faculty, Staff and Administrators who are working hard to serve as many students as possible, which is our mission. Dr. Barberena also expressed appreciation to the Board for their warmth, support and decency towards her and her husband the past four years that she has been at the College.

Mr. Bob Kratochvil, on behalf of Dr. Guy Lease, Interim President, Las Positas College, submitted a written report to the Board, which he highlighted. He especially recognized Ms. Jennifer Adams for the report on page 2, “2010-11 at Las Positas College: By the Numbers.” He also recognized Mr. Todd Steffan on “Operation Gateway III: A Veteran’s Transition to Success” scheduled for July 20-22. Mr. Kratochvil also recognized new and/or returning staff at Las Positas College: Ms. Marge Maloney, Interim Vice President

of Academic Services; Mr. Rajinder Samra, Director of Research and Planning; and Mr. Sean Prather, Security Supervisor, Campus Safety. Mr. Kratochvil also recognized the contributions of Dr. Guy Lease, Interim President, who will be leaving soon.

GOOD OF THE ORDER

Trustee Gelles asked the Chair to extend a letter from the Board acknowledging that the Board publically thanks Dr. Lease for his leadership and doing an outstanding job as Interim President at Las Positas College.

CHANCELLOR'S REPORT

Dr. Joel Kinnamon, Chancellor, expressed his excitement for agenda item 6.3, which adds over a megawatt of solar at Las Positas College, demonstrating our on-going commitment for having a carbon neutral goal for our District. He reported that this project will significantly offset our utility costs and help our General operating budget. He also reported that staff is currently looking at other projects like this to continue to look at options around utility usages and how we can generate our own electricity. Chancellor Kinnamon also recognized agenda item 9.1 asking the Board's approval for the Chabot College President Search process to begin. If approved, he will meet with College Academic Senate and Classified Senate Presidents to talk about process, timeline, and other relevant matters. He reported that it is his hope that a new President will be identified by Fall Semester and begin late Fall or early Spring Semester. Chancellor Kinnamon also reported that Convocation Day is scheduled for Monday, August 15. He further reported that the College and District will be celebrating the 50th Anniversary Celebration Fall and Spring Semesters, noting the banners hung at Stoneridge Mall.

APPROVAL OF BUDGET TRANSFERS

Trustee Gelles reported that he removed this agenda item from the consent calendar in order to again ask that the report be printed in a larger font. In addition, he expressed that it is hard to approve items "after the fact", noting that these budget transfers are for the period March – May, 2011.

Motion No. 2

Trustee Gelles made a motion, seconded by Trustee Gin, to approve budget transfers for the period March 2011 through May 2011 under 12.L.1. It is further recommended that the Board authorize the Director of Business Services to submit the budget transfers to the Alameda County Superintendent of Schools.

Motion carried unanimously, 6-0.

ADOPTION OF RESOLUTION NO. 01-1112 – CHILD DEVELOPMENT STATE PRESCHOOL CONTRACT, CHABOT COLLEGEMotion No. 3

Trustee Gin made a motion, seconded by Trustee Gelles, to adopt proposed Resolution No. 01-1112 Child Development State Preschool Contract No. CSPP-1007, Project No. 01-6131-00-1, for the Maximum Reimbursable Amount (MRA) of \$571,626. The contract is effective July 1, 2011 through June 30, 2012. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute this contract and any future augmentations or amendments on behalf of the District.

Motion carried by the following roll call vote:

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

APPROVAL OF AWARD OF BID NO. G-11, PHOTOVOLTAIC SOLAR PROJECT, LAS POSITAS COLLEGEMotion No. 4

Trustee Gin made a motion, seconded by Trustee Mitzman, to approve the proposed Award of Bid No. G-11, Photovoltaic Solar Project, Las Positas College to include the Voluntary Additive Alternate and Additive Alternate No. 1 to Cupertino Electric, Inc., San Jose, CA, in an amount not to exceed \$4,927,517. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the contract and any future augmentations or amendments on behalf of the District. Funding Source: Measure B Bond Funds

Trustee Mitzman raised a question regarding the difference in the amount awarded and the amount of the bid. In response, Mr. Horner reported that the base bid included a voluntary additive alternate in the amount of \$107,700, which adds another 350 kilowatts of photovoltaic (PV). He noted that the District is getting 35% more photovoltaic (PV) power for approximately 25% more costs. Mr. Horner reported that the approval of this item grants the authority to work further with Cupertino Electric, Inc. to make sure it will fit on the site through the design-build process, and if it does, it will be awarded. Mr. Horner also confirmed that the funding source is Measure B Funds.

Trustee Vecchiarelli noted that currently the District is generating 25% of our own energy, and questioned where this new project takes the District. Mr. Horner reported that we will be very close to 50% with this project at Las Positas College, where the power will be generated and used. Trustee Vecchiarelli also questioned the possibility of bringing this up to 100% production without changing to another source. Mr. Horner reported that the District is currently working with a consultant specifically to identify energy projects Districtwide that could further our goal of being 100% efficient. The District is specifically looking into projects that are financially feasible, i.e. getting a real return on investment. The District is asking to see projects and returns over a 20-year period.

Trustee Vecchiarelli questioned the long-term maintenance costs. Mr. Horner reported that the maintenance costs are figured into this project, and calculated that we netted over 6% on return on investment.

Trustee Vecchiarelli questioned if we can go off site to generate energy, to which Mr. Horner reported that is one of the questions we have asked our consultant to look into. He noted that there may be legislation that would prohibit this.

Trustee Gelles extended kudos to everyone involved in this project.

Motion unanimously carried, 6-0.

EXECUTION OF PURCHASE AGREEMENT FOR PROPERTY – 7544 DUBLIN BOULEVARD, DUBLIN, CA, APN #941-1500-015-09, 4.97 ACRES AND 6707 GOLDEN GATE DRIVE, DUBLIN, CA, APN #941-1500-032-02, 1.37 ACRES

Motion No. 5

Trustee Cedillo made a motion, seconded by Trustee Mitzman, to approve the proposed execution of the purchase agreement for property at 7544 Dublin Boulevard, Dublin, CA, APN #941-1500-015-09, 4.97 acres and 6707 Golden Gate Drive, Dublin, CA, APN #941-1500-032-02, 1.37 acres. Funding: Measure B Bond Funds

Trustee Gelles questioned “for the record” if the Board still has the right of refusal for this purchase agreement, to which the Chancellor responded affirmatively.

Motion carried unanimously, 6-0.

INFORMATIONAL PERSONNEL REPORTS

The Board accepted the Informational Personnel Reports without further discussion.

APPROVAL OF PROPOSAL WITH THE ASSOCIATION OF COMMUNITY COLLEGE TRUSTEES (ACCT) FOR PRESIDENT SEARCH, CHABOT COLLEGE

Motion No. 6

Trustee Gelles made a motion, seconded by Trustee Gin, to approve the proposal from the Association of Community College Trustees (ACCT) to conduct a search for President, Chabot College for the amount not to exceed the sum of \$25,000 plus travel expenses. It is further recommended that the Board authorize the Chancellor to execute an agreement and any future amendments or augmentations on behalf of the District.

Trustee Gelles questioned the projected costs for travel. In response, Chancellor Kinnamon reported that based on the recent experience with the Las Positas College President Search, we can anticipate a total cost of approximately \$30,000.

Trustee Vecchiarelli questioned if the Board could discuss the composition of the selection committee and procedures and questioned if we have to spend \$30,000. Chancellor Kinnamon reported that he will share the composition of the committee structure with the Board, noting that as in the past the standard committee structure will include representatives from each constituent group as well as a community member.

Trustee Vecchiarelli also questioned if the Board could do the search on their own, to which Chancellor Kinnamon noted that that did not play out well for another California Community College District recently.

Motion carried unanimously, 6-0.

ADJOURNMENT

Motion No. 7

Trustee Gelles made a motion, seconded by Trustee Gin, to adjourn the Regular Meeting at 7:10 p.m.

Motion carried unanimously, 6-0.

NEXT MEETING

The next Meeting of the Board of Trustees is scheduled for August 16, 2011.

Minutes prepared by:

Beverly Bailey

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