



Trustee Marshall Mitzman  
Trustee Carlo Vecchiarelli  
Student Trustee Kris Adhikari  
Student Trustee Nicole Pinto

Members Absent: None

Recording Secretary: Ms. Beverly Bailey

Managers Present: Dr. Susan A. Cota, Interim Chancellor  
Dr. Susan Sperling, President, Chabot College  
Dr. Kevin Walthers, President, Las Positas College  
Mr. Ken Agustin  
Mr. James Andrews  
Dr. Marcia Corcoran  
Ms. Julia Dozier  
Dr. Marilyn Flores  
Mr. Wyman Fong  
Mr. Doug Horner  
Dr. Ted Kaye  
Mr. Jeffrey Kingston  
Mr. Lorenzo Legaspi  
Ms. Victoria Lamica  
Ms. Jeannine Methe  
Ms. Dyan Miller  
Dr. Janice Noble  
Dr. George Railey  
Ms. Diana Rodriguez  
Ms. Sylvia Rodriguez  
Mr. Rajinder Samra  
Mr. Gerald Shimada  
Ms. Tram Vo Kumamoto  
Mr. Dale Wagoner  
Ms. Barbara Yesnosky

Others Present: Ms. Jennifer Adams, Las Positas College  
Ms. Cherry Bogue, President, Associated Students, Las  
Positas College  
Mr. Pedro Ruiz deCastilla, District Classified Senate  
Ms. Lisa Elliott, Las Positas College Foundation  
Ms. Mani Ardalan Farhadi, Steinberg Architects  
Ms. Elizabeth Gibbons, Steinberg Architects

Ms. Mary Hargiss, Las Positas College  
Ms. Kathy Kelley, President, Chabot College Academic  
Senate  
Mr. Bill Kester  
Ms. Karen Kit, District Services  
Dr. Charlotte Lofft, President, Chabot-Las Positas Faculty  
Association  
Mr. Gregory Rees  
Mrs. Sandi Perry-Rees  
Mr. Bruce Rich  
Mr. Mike Sherburne, Chabot College  
Mr. Mark Smythe, Chapter President S.E.I.U., Local 1021  
Mr. Todd Steffan, Las Positas College Classified Senate  
Ms. Sarah Thompson, President, Las Positas College  
Academic Senate  
Dr. Judy Walters, Incoming Interim Chancellor  
Mr. Ernie Yamane, Steinberg Architects

### **PLEDGE TO FLAG**

Dr. Susan Cota led the pledge to the flag.

### **REPORT OF ACTION TAKEN IN CLOSED SESSION**

President Dvorsky reported that the Board took the following action in Closed Session:

The Board approved an amended contract for the Interim Chancellor, Susan A. Cota, to reflect recent changes in Legislation – AB 178 (State Teachers Retirement). The motion was made by Trustee Cedillo and seconded by Trustee Vecchiarelli.

The Board approved the appointment of Judy E. Walters as Interim Chancellor effective September 1, 2012 through June 30, 2013, or until the position is filled, whichever is earlier. The motion was made by Trustee Cedillo and seconded by Trustee Gin.

### **INTRODUCTIONS**

President Dvorsky welcomed and introduced Dr. Walters, providing a brief background of her experience. President Dvorsky reported that Dr. Walters will serve as Interim Chancellor as the District conducts a Nationwide Search for a permanent Chancellor.

President Dvorsky also introduced Mr. Bill Kester, Dr. Walters' husband, who worked for the District in 2003-2005 as Interim Vice President of Academic Services at Chabot College.

Dr. Walters expressed appreciation for the opportunity to work with the Chabot-Las Positas Community College District.

### **PUBLIC COMMENTS**

Mr. Mark Smythe, Chapter President, S.E.I.U., Local 1021, spoke regarding the Tentative Agreement which is on the Board Agenda for approval. He reported that the process was difficult and the vote for passage was not easy - 87 to 83. He expressed that it is his hope that "we can now move forward the best way possible with the new Interim Chancellor."

### **CONSENT CALENDAR**

Trustee Mitzman requested that agenda items 4.1 (Acceptance of Gift, Chabot College) and 4.2 (Acceptance of Gift, Las Positas College) be pulled from the consent calendar.

Dr. Cota noted that the Agreement for agenda item 5.5 (Approval of Agreement Renewal – ValleyCare Health System for the Student Health Center, Chabot College), which was omitted from the Board Agenda mailing, is provided for the Board this evening.

Dr. Cota also noted that the Agreement for agenda item 5.9 (Approval of Agreement – HealthStream, Inc., Chabot College) contained a page that was not part of the Agreement and should be deleted.

Dr. Cota further noted that Resolution No. 04-1213 (agenda item 6.9), which was omitted from the Board Agenda mailing, is provided for the Board this evening.

### Motion No. 1

Trustee Gin made a motion, seconded by Trustee Gelles, to approve the consent calendar with the exception of agenda items 4.1 and 4.2.

Motion carried unanimously, 7-0.

The following items were approved on the consent calendar:

#### General Functions

- 1.9 Approval of Minutes of June 26, 2012 Regular Meeting
- 1.10 Approval of Minutes of July 17, 2012 Regular Meeting
- 1.11 Approval of Minutes of July 31, 2012 Special Meeting

### Personnel

- 3.1 Classified Personnel
- 3.2 Management Personnel

### Educational Services

- 4.3 Approval of Subcontract – California State University East Bay Foundation for Phase II of the Community Transfer Program for Future Mathematics and Science Teachers, Subcontract No. 30000128-119, Chabot College

### Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Approval of Declaration of Surplus Property to be Sold at Private Sale and Donation or Disposal of Any Items Not Sold
- 5.4 Approval of Contract Renewal – Chancellor’s Office, California Community Colleges, Chancellor’s Office Tax Offset Program (COTOP)
- 5.5 Approval of Agreement Renewal–ValleyCare Health System for the Student Health Center, Chabot College
- 5.6 Approval of Agreement – Tri-Valley Orthopedic Specialists, Inc., Las Positas College
- 5.7 Approval of Agreement – Holy Names University for Use of Chabot College Nursing Skills Lab, Chabot College
- 5.8 Approval of Agreement – United States Coast Guard Health Safety Work-Life Service Center, Chabot College
- 5.9 Approval of Agreement – HealthStream, Inc., Chabot College
- 5.10 Approval of Agreement Renewal – City of Hayward for Campus Security Services, Chabot College
- 5.11 Approval of Award of a Piggyback Contract for Furniture for Building 1800, Chabot College (Measure B Bond Funds)
- 5.12 Acceptance of Withdrawal and Approval of Award of Bid No. 12-08, Network Infrastructure Equipment, Chabot College and Las Positas College

### Facilities Planning and Development

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder’s Office for Campus-Wide Central Irrigation Upgrade, Chabot College (Measure B Bond Funds)
- 6.2 Authorization to File Notice of Completion with the Alameda County Clerk Recorder’s Office for the Main Theater Projection System, Las Positas College (Measure B Bond Funds)

## Economic Development/Contract Education

- 7.1 Approval of Renewal – Alameda County Social Services Agency – Master Contract No. 900035, District-Economic Development

**PRESENTATION: 2012 FACILITIES MASTER PLAN**

Mr. Jeff Kingston reported that the Facilities Master Plan has been in development for the past year. He reported that both Colleges' Facilities Committees have worked with the Project Manager Mr. Doug Horner and the Architects. He reported that this Plan is important for two reasons: 1) Each year the District submits a Five-Year Capital Plan that is updated each year as a rolling Five-Year Plan, and this Facilities Plan will help make the submissions for the Five-Year Plan. 2) The District wants to be prepared with projects in the queue for State Funding. He reported that although State Funding is not currently available, The District will be ready if it does become available. He reported that the Measure B Bond is about to be finished and the District needs to understand what has been done, what has not been done, and what needs to get done. This Plan lists projects by College priority, established through participatory governance, that could be delivered with the remaining bond funds. He also reported that the Education Plan, which is the source document for the Facilities Master Plan, is in a final draft but not completed at the request of the Faculty Senates for additional time. In addition, the uncertainty surrounding future funding impacts the Education Plan so it was not timely to bring it to full completion. However, he reported that enough data is available from the Education Plan to be used for the Facilities Plan.

Mr. Doug Horner reported that the Facilities Plan was begun December 2010 and has been discussed at over two dozen meetings consisting of Academic Senates, Classified Senates, Student Senates, Facilities Committees, Administration of both Colleges and District, Town Hall Meetings, Brown Bag Lunch Meetings, and a Board Study Session. In addition, the Plan has been posted on the Colleges' websites. He reported that the Plan has been thoroughly vetted. He reported that the current Facilities Master Plan presented this evening is the result of a comprehensive, inclusive and collaborative effort at all levels. He reported that the Plan will be the guide over the next decade to steer the overall physical characteristics, construction, and look of the campuses. The Plan reflects multiple strategies to provide an environment that will support and enhance our educational mission. He introduced Mr. Ernie Yamane from Steinberg Architects to present the Plan.

Mr. Yamane introduced his colleagues – Ms. Mani Ardalan Farhadi and Ms. Elizabeth Gibbons. Mr. Yamane and Ms. Farhadi presented the Facilities Master Plan through a PowerPoint Presentation. Mr. Yamane reported that the Plan for Chabot College is a “campus renewal” Plan; and for Las Positas College, a “campus completion” Plan. The Architects reviewed the projects identified, which will be completed in four segments.

Projects Identified for Chabot College

- Ten (10) New Buildings
  - Building 100 – Library/Learning Connection
  - Building 200 – Administration
  - Building 110 – SOTA Offices and Classrooms
  - Building 1300 – Lobby and Backstage
  - Building 2000 – Math-Science Offices and Classrooms
  - Building 2100 – Biology
  - Building 2300 – Student Union
  - Building 3400 – Annex for BMW Program Storage
  - Building 3600 – 700-seat Theater
  - Maintenance and Operations Vehicular Maintenance Building
- Ten (10) Building Renovations
  - Building 1000 – Art
  - Building 1300 – Performing Arts
  - Building 1500 – Engineering Faculty Offices and Classrooms
  - Building 1600 – Engineering
  - Building 2200 – Medical/Dental
  - Building 3000 – Maintenance and Operations
  - Building 3100 – Emergency Medical
  - Building 3500 and Building 3700 – Children’s Center
  - Building 3900 – Chemistry/Computer
- Additional Projects
  - Removal of canopy/colonnade
  - Athletic Facility Improvements
  - Infrastructure, Site and Landscape
  - Continue with Climate Action Plan

Projects Identified for Las Positas College

- Six (6) New Buildings
  - Building 100 – Academic Building
  - Building 300 – Academic Building
  - Building 600 – Academic Building
  - Building 800 – Academic Building
  - Building 3400 – Viticulture/Horticulture/Public Safety
  - Building 3600 – Locker Room/Team Rooms

## One (1) Renovated/New

- Building 2000/Building 2100 – Joint Library/ILC

- Option for External Strategic Partnering
- Additional Projects
  - Completion of Campus Blvd. Pedestrian Circulation
  - Athletic Facility Improvements
  - Infrastructure, Site and Landscape
  - Connection to Murray Ranch
  - Demolition of Fifteen (15) Buildings
  - Create Major Vehicular Entrances
  - Bring Health Sciences to Campus
  - External Strategic Partnering
  - More Usable Open Space
  - Continue with Climate Action Plan

In conclusion, Mr. Yamane expressed that it is his hope this Plan will provide direction for the District for the next five to ten years. He noted that the Plan leaves enough flexibility for the future but has enough prescription to offer a useful roadmap.

In response to a question raised by Trustee Vecchiarelli, a map of the area that encompasses the Murray Ranch was provided.

Trustee Gelles expressed appreciation for the presentation. He expressed that this Plan makes a major improvement to both campuses through the cooperation of all.

Trustee Cedillo expressed the need for Campus-wide Wi-Fi, including the open areas of the campuses. Mr. Yamane reported that it this is included in the infrastructure category and has been noted as a very important issue. Ms. Methe reported that campus buildings have Wi-Fi and there is some “bleed-over” to outside areas. Trustee Cedillo suggested that Wi-Fi be included in the infrastructure.

Trustee Gin expressed appreciation to Steinberg Architects for their vision in creating “a smooth flow” in the campus design.

Student Trustees Adhikari and Pinto expressed pleasure in the Campuses’ Master Plan proposal. Student Trustee Pinto expressed concern that the swimming pool at Chabot College is covered.

**TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS**

Student Trustee Pinto reported that President Sperling hosted a luncheon for incoming ASCC Members on August 17. She also reported that Gladiator Welcome Day was held today, which included information booths from student support services, academic and career technical programs, as well as food, fun and music. She also reported that on August 22, ASCC will hold its first meeting of the semester where Dean of Counseling Matthew Kritscher will be introduced as the new Administrator and Professor Sara Parker will be introduced as the new Faculty Advisor.

Student Trustee Adhikari reported that ASLPC has been busy welcoming students. In addition, the Student Government has been working extremely hard on the Textbook Loaner Program.

Trustee Gin welcomed all to a New Year. He expressed appreciation to Dr. Susan Cota for her service during this period. He also expressed congratulations to Dr. Judy Walters. Further, he congratulated fellow Trustees Cedillo, Mertes, Mitzman, and Vecchiarelli, who will be unopposed in the upcoming November election.

Trustee Gelles expressed that he was sorry to have missed Convocation, but was traveling out of state. He expressed appreciation to Dr. Cota and welcomed Dr. Walters. Further, he acknowledged Mr. Kester.

Trustee Mitzman expressed appreciation to Dr. Cota and welcomed Dr. Walters. He expressed that he is thankful that he and the three Trustees are unopposed and will have the opportunity to work on the passage of the much needed Parcel Tax.

Trustee Vecchiarelli recognized Dr. Cota and congratulated Dr. Walters. He also recognized Mr. Kester. Further, he recognized Ms. Jennifer Adams for her service to Las Positas College and expressed that she will be sorely missed.

Trustee Mertes welcomed all to a new Semester. In addition, she welcomed Dr. Walters as the new Interim Chancellor.

Trustee Dvorsky expressed that Convocation was a positive and enjoyable day, and expressed appreciation to Las Positas College for hosting the event. She welcomed all to a new Semester and welcomed Dr. Walters.

**LAS POSITAS COLLEGE FOUNDATION**

Dr. Kaye submitted a written report to the Board. He reported that the Foundation has initiated a fundraising effort, entitled "Foundation 55", which will reinstate classes that

were eliminated because of state budget cuts. He also highlighted donations and scholarships from Follett Higher Education and the Osher Initiative. He reported that the Foundation recently held its Annual Meeting; and introduced Ms. Lisa Elliott who was elected as the Chair.

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

Ms. Sarah Thompson, President, Las Positas College Academic Senate, submitted a written report to the Board. She reviewed the status of the Accreditation Midterm Report, noting that the goal is to have the document up on the Wiki site so that the community can weigh in before the final draft is composed. She reported that the Planning Task Force is working on a process of communication and soliciting input from the college community on what defines our “core” as a college in preparation for potential cuts in November. In addition, the Senate is assessing the Course Prioritization Model for potential further workload reductions for Spring 2013. In addition, the Senate is expediting its 1440 Transfer Degree offerings. The Senate is also preparing for the first round of Student Success Legislation; and reported that there are currently 14 Bills that have passed the Appropriations Committee, and 9 are held in suspension. She stressed the importance of these bills as most deal with services to students. She congratulated Ms. Jennifer Adams on her new appointment at Los Medanos College. Further, she expressed appreciation to Dr. Cota for her leadership over the last few months.

Ms. Kathy Kelley, President, Chabot College Academic Senate, recognized the positive contributions of Dr. Cota; and welcomed Dr. Walters. She also noted that Convocation was a positive and “fun” event. She reported that the Program Review and Budget Committee (PRBC) agreed that the one item in the Strategic Plan this year would be Student Outreach, and helping more students to complete and persist. She also reported that Gladiator Day was well attended and a positive event. She also reported that the Draft Accreditation Report will be presented at the upcoming Senate Meeting (August 23). She also reported that Chabot College was showcased at the Hayward “D” Street Fairs, specifically noting the Dental Hygiene Students. Further, she reported that the District Enrollment Management Committee (DEMC) has agreed to publish a schedule of classes to be offered and classes not to be offered if the Ballot Measures fail.

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

Mr. Todd Steffan, President, Las Positas College Classified Senate, reported that the Classified Senate will meet next week. He expressed that it is wonderful to see students back on campus. On behalf of the Senate, he expressed appreciation to Dr. Cota for her

positive contributions. Further, he recognized Ms. Adams, noting that he is saddened to see her go.

Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate, on behalf of the Classified Senate, expressed appreciation to Dr. Cota. She expressed that she is looking forward to working with Dr. Walters. She reported that the Senate held its Annual Planning Retreat on August 2, where they discussed the role of the Senate, accomplishments, budget, fundraising activities, shared governance committee representation, and morale building activities. She reported that on Convocation Day, the Senate held sessions of interest for Classified Professionals.

Mr. Pedro deCastilla, District Classified Senate, expressed appreciation to Dr. Cota and wished her the best. He noted that Dr. Cota was instrumental in helping the District Classified Professionals in establishing the District Senate.

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

Associated Students of Chabot College had no representation at this meeting.

Ms. Cherry Bogue, President, Associated Students of Las Positas College, reported that the Textbook Loaner Program has been very successful, noting that the program ran out of eight sections of books and are reordering. She also reported that the Student Government leadership is showing new students around campus.

### **GOOD OF THE ORDER**

Mr. Mark Smythe expressed appreciation to Dr. Cota. He reported that the first negotiation session that Dr. Cota attended, after approximately 20 months of negotiations, brought closure to the Tentative Agreement, noting that she brought a sense of trust.

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

Dr. Kevin Walthers, President, Las Positas College, submitted a written report to the Board. He reported that Las Positas College was honored to host Convocation. He reported that at the Convocation Day afternoon sessions, the College brainstormed about the actions the institution can take to improve student success. He recognized the service of Ms. Adams, noting that he too would be saddened to see her leave. He also introduced Dr. Marilyn Flores, Dean of Arts. He expressed appreciation to Steinberg Architects, Mr. Bruce Rich, and Mr. Doug Horner for their work on the Facilities Master Plan. He reported that the Student Service Building and area around the building will offer Wi-Fi service for students. He also recognized Ms. Cherry Bogue for her hard work over the summer. He reported that this semester, the College is launching The Puente Project, and

it is hoped that in approximately three years the College will be able to attain Hispanic Serving Institution (HSI) status. He noted that the Hispanic enrollment is approximately 22% at Las Positas. Further, he recognized the contributions of the Foundation 55 Program.

Dr. Susan Sperling, President, Chabot College, submitted a written report to the Board. She expressed appreciation to Dr. Walthers and the Las Positas College staff for hosting a meaningful and productive Convocation. She reported that the afternoon planning session for Chabot regarding strategic planning was very successful and will be presented to the Board in the near future. She reported that rather than a long list of aspirations, the College is now focusing very strategically on how to do the best job possible to move students towards their goals in an appropriate time span. She also expressed appreciation for the tour of the Las Positas College new Science Building, as Chabot College is starting to think about ideas for planning the new Chabot College Science facility. She also recognized the Chabot College Dental Hygiene students who received 100% passage rate on the State Boards; and congratulated Mr. Dale Wagoner for his support of that program. She also reported that Chabot College will be hosting the upcoming San Leandro Chamber of Commerce Coffee on September 7, an opportunity to showcase the College. She expressed appreciation to Dr. Cota and expressed that she looks forward to working with Dr. Walters.

### **INTERIM CHANCELLOR**

Dr. Susan Cota, Interim Chancellor, expressed that it was good to be back and expressed appreciation to everyone for their support and cooperation. She especially expressed appreciation to the Constituent Group Leaders and the Vice Chancellors. She noted that “you will find Dr. Walters just as responsive.” She wished Ms. Adams success in her new endeavor.

### **RECOGNITION**

President Dvorsky recognized Dr. Cota for her help during this difficult time, presenting her with flowers and a cake.

### **BREAK**

In honor of Dr. Cota, the Board recessed the meeting from 7:50 to 8:05 p.m. for cake.

### **ACCEPTANCE OF GIFT, CHABOT COLLEGE**

Trustee Mitzman reported that he pulled this agenda item, as well as agenda item 4.2 (Acceptance of Gift, Las Positas College) to question the procedures for acknowledging gifts. Dr. Cota reported that the College Presidents send a letter of appreciation to the

donor. Trustee Mitzman suggested extending expressions of recognition that would encourage future gifts to the Colleges, i.e. certificates of appreciation, banners, etc.

Motion No. 2

Trustee Cedillo made a motion, seconded by Trustee Gelles, to approve the following proposed gift for use by Automotive Technology Program, Chabot College: 2004 BMW 330i, (VIN: WBAEV53414KM35359), valued by donor, BMW, at \$8,200.

Motion carried unanimously, 7-0.

**ACCEPTANCE OF GIFT, LAS POSITAS COLLEGE**

Motion No. 3

Trustee Gelles made a motion, seconded by Trustee Cedillo, to accept the following proposed gift for instructional use, Fire Science Technology Program, Las Positas College: One (1) 1992 (Fire Truck) International 4800 (VIN: 1HTSENZR7NH392334, license plate 365811) in good condition and valued by donor, San Ramon Valley Fire Protection District, at approximately \$10,000.

Motion carried unanimously, 7-0.

**APPROVAL OF AWARD OF LEASE/LEASEBACK AGREEMENT FOR TENANT IMPROVEMENTS, DUBLIN CENTER**

Motion No. 4

Trustee Gelles made a motion, seconded by Trustee Gin, to approve the proposed Award of Lease/Leaseback Agreement to Novo Construction, Inc. of Menlo Park, CA for Tenant Improvements project at the Dublin Center in an amount not to exceed \$3,450,000. It is also recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**APPROVAL OF CONTRACT MODIFICATION TO THE EXISTING SOUTHLAND INDUSTRIES CONTRACT FOR SAVINGS PROJECTS, DISTRICT-WIDE**

Motion No. 5

Trustee Gin made a motion, seconded by Trustee Gelles, to approve the proposed Contract Modification to Southland Industries Contract for Energy Savings Projects, District-Wide in an amount not to exceed \$872,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the amendment on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**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**

Motion No. 6

Trustee Mitzman made a motion, seconded by Trustee Gin, to approve the proposed 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 in an amount not to exceed \$129,000. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the amendment on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**APPROVAL OF CONTRACT MODIFICATION TO THE EXISTING DIVISION OF STATE ARCHITECT (DSA) INSPECTION SERVICES AGREEMENT WITH CIS, INC. FOR BUILDING 1800, CHABOT COLLEGE**

Motion No. 7

Trustee Gin made a motion, seconded by Trustee Mitzman, to approve the proposed Contract Modification to the Existing Division of State Architect (DSA) Inspection Services Agreement with CIS, Inc. for Building 1800, Chabot College in an amount not to exceed \$24,750. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the amendment on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**APPROVAL OF CONTRACT MODIFICATIONS TO THE EXISTING BAY CITIES PAVING & GRADING CONTRACT FOR TRAFFIC SIGNAL, PHASE 2, CHABOT COLLEGE**

Motion No. 8

Trustee Gin made a motion, seconded by Trustee Gelles, to approve the proposed Contract Modifications to Bay Cities Paving & Grading Contract for Traffic Signal, Phase 2, Chabot College in an amount not to exceed \$36,068. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the amendment on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**APPROVAL OF CONTRACT FOR ON-CALL PROFESSIONAL SERVICES AGREEMENT WITH SWINERTON MANAGEMENT & CONSULTING FOR MEASURE B PROGRAM MANAGEMENT SUPPORT SERVICES, CHABOT COLLEGE**

Motion No. 9

Trustee Gelles made a motion, seconded by Trustee Gin, to approve the proposed Contract for On-Call Professional Services Agreement with Swinerton Management & Consulting for Measure B Program Management Support Services, Chabot College in an amount not to exceed \$816,750. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the contract on behalf of the District. Funding Source: Measure B Bond Funds

Motion carried unanimously, 7-0.

**ADOPTION OF RESOLUTION NO. 04-1213—AUTHORIZING THE ELECTION TO INCREASE RETENTION FOR BUILDING 3400 RENOVATION PROJECT AT CHABOT COLLEGE, IN ACCORDANCE WITH PUBLIC CONTRACT CODE SECTION 7201**

Motion No. 10

Trustee Gin made a motion, seconded by Trustee Mitzman, to adopt the proposed Resolution No. 04-1213 Authorizing the Election to Increase Retention for Building 3400 Renovation Project at Chabot College, in accordance with Public Contract Code Section 7201.

Trustee Mitzman requested further clarification on this resolution. Mr. Kingston reported that the Contract Code changed recently restricting the withholding to not exceed 5% of payment on the total contract price. He reported that if the awarding authority makes a finding that a project is “substantially complex” the retention may exceed 5%. The resolution before the Board is to authorize the retention for Building 3400 Renovation Project at Chabot College be increased to 10%.

Motion carried by the following roll call vote:

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

#### **INFORMATIONAL PERSONNEL REPORTS**

The Board accepted the Informational Personnel Reports without further discussion.

#### **APPROVAL OF SUCCESSOR AGREEMENT BETWEEN THE SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU), LOCAL 1021 AND THE DISTRICT**

##### Motion No. 11

Trustee Gelles made a motion, seconded by Trustee Gin, to approve the Successor Agreement between the Service Employees International Union (SEIU), Local 1021 and the District, which covers the period July 1, 2012 through June 30, 2014 and acknowledges that the terms and conditions of the Collective Bargaining Contract with the term July 1, 2006 through June 30, 2009 rolled over for the contract period July 1, 2009 through June 30, 2012. It is further recommended that the Board authorize the Chancellor to execute this agreement on behalf of the District

Motion carried unanimously, 7-0.

The Board expressed appreciation to the Classified Staff.

#### **ADOPTION OF RESOLUTION NO. 05-1213—IN SUPPORT OF PROPOSITION 30, SCHOOLS AND LOCAL PUBLIC SAFETY PROTECTION ACT**

Motion No. 12

Trustee Gelles made a motion, seconded by Trustee Gin, to adopt Resolution No. 05—1213 in support of Proposition 30, Schools and Local Safety Protection Act, which has the official title, “Temporary Taxes to Fund Education. Guaranteed Local Public Safety Funding,” on the November 2012 ballot.

Motion carried by the following roll call vote:

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

**NEXT MEETING**

Dr. Cota announced that the September 4, 2012 Study Meeting is cancelled. She also announced that the September 18, 2012 Regular Meeting will be held at Chabot College. In addition, the November 13 Regular Meeting will be held at Chabot College. She noted that in the Spring, two Board Meetings will be held at Las Positas College.

The next Meeting of the Board of Trustees is scheduled for September 18, 2012.

**ADJOURNMENT**

By consensus, the Regular Meeting was adjourned at 8:12 p.m.

Minutes prepared by:

---

Beverly Bailey  
Recording Secretary

---

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