

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

**MINUTES
October 16, 2012**

PLACE

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

CALL TO ORDER

The regular meeting was called to order at 5:15 p.m. by Board President Dvorsky. Recording Secretary Beverly Bailey called the roll. Trustee Gelles was absent due to illness and excused at the time of roll.

PUBLIC COMMENTS

There were no Public Comments offered at this time.

ADJOURN TO CLOSED SESSION

The Board adjourned to a Closed Session at 5:17 p.m., which ended at 6:20 p.m.

OPEN SESSION

The Board readjoined in Open Session at 6:30 p.m. Recording Secretary Beverly Bailey called the roll. Trustee Gelles and Student Trustee Pinto were absent at the time of roll. Trustee Gelles was excused due to illness.

ATTENDANCE

Members Present:

Trustee Arnulfo Cedillo
Trustee Isobel F. Dvorsky
Trustee Hal G. Gin
Trustee Barbara F. Mertes
Trustee Marshall Mitzman
Trustee Carlo Vecchiarelli
Student Trustee Kris Adhikari
Student Trustee Nicole Pinto (arrived at 6:50 p.m.)

Members Absent: Trustee Donald L. “Dobie” Gelles

Recording Secretary: Ms. Beverly Bailey

Managers Present: Dr. Judy E. Walters, Interim Chancellor
Dr. Susan Sperling, President, Chabot College
Dr. Kevin Walthers, President, Las Positas College
Mr. Ken Agustin
Dr. Marcia Corcoran
Ms. Julia Dozier
Mr. Wyman Fong
Dr. Ted Kaye
Mr. Jeffrey Kingston
Ms. Victoria Lamica
Mr. Lorenzo Legaspi
Ms. Melinda Matsuda
Ms. Jeannine Methe
Dr. Janice Noble
Ms. Diana Rodriguez
Mr. Rajinder Samra
Mr. Gerald Shimada
Ms. Tram Vo Kumamoto
Mr. Dale Wagoner
Ms. Barbara Yesnosky

Others Present: Ms. Cherry Bogue, President, Associated Students, Las
Positas College
Ms. Kathy Kelley, President, Chabot College Academic
Senate
Ms. Karen Kit, District Services
Mr. Rick Moniz, Chabot College Faculty
Mr. Sean Prather, Las Positas College
Mr. Mike Sherburne, Chabot College
Mr. Todd Steffan, Las Positas College Classified Senate
Ms. Catherine Suarez, Las Positas College Faculty
Ms. Rachel Ugale, District Services
Ms. Yvonne Wu-Craig, President, Chabot College Classified
Senate

PLEDGE TO FLAG

Trustee Cedillo led the pledge to the flag.

PUBLIC COMMENTS

There were no Public Comments offered at this meeting.

CONSENT CALENDAR

Trustee Cedillo requested that agenda items 4.2 (Approval of Cooperative Agreement–The Regents of the University of California, Puente Project No. 12-CCC Puente-04, Chabot College), and 4.3 (Approval of Cooperative Agreement–The Regents of the University of California, Puente Project No. 12-CCMUL-Puente-03, Las Positas College), be pulled from the consent calendar. Trustee Mitzman requested that agenda items 4.4 (Approval for Travel Study Program–“Faces of Cuba” and Agreement with Global Exchange Reality Tours, Chabot College), 5.4 (Approval of Memorandum of Understanding–Contra Costa Community College District for Partnership on California Acceleration Project, Chabot-Las Positas Community College District), 5.5 (Approval of Renewal of Agreement–California Early Childhood Mentor Program, Agreement No. CN110123 with the San Francisco Community College District, Las Positas College), and 5.7 (Approval of Agreement–Sportswear, Inc., Las Positas College) be pulled from the consent calendar.

Trustee Vecchiarelli noted that he wished to comment on agenda item 9.2 (Approval of Agreement–Community College League of California for Board Policy and Administrative Procedures Services).

Motion No. 1

Trustee Gin made a motion, seconded by Trustee Mitzman, to approve the consent calendar with the exception of agenda items 4.2, 4.3, 4.4, 5.4, 5.5, and 5.7.

Motion carried unanimously, 6-0.

The following items were approved on the consent calendar:

General Functions

1.8 Approval of Minutes of September 18, 2012 Regular Meeting

Personnel

- 3.1 Classified Personnel
- 3.2 Management Personnel

Educational Services

- 4.1 Acceptance of Gift, Chabot College
- 4.5 Acceptance of Memorandum of Understanding (MOU) Agreement – Hayward Promise Neighborhood Program with Hatchuel Tabernik and Associates, Chabot College

Business Services

- 5.1 Approval of Commercial Warrant Registers
- 5.2 Approval of Payroll Warrant Registers
- 5.3 Approval of Renewal of Grant Award – U.S. Department of Education, Child Care Access Means Parents in School Program, Grant Award No. P335A090192-12, Chabot College
- 5.6 Approval of Renewal of Agreement –Child Development Training Consortium 2012-2013 Instructional Agreement No. 12-13-4024 with Yosemite Community College District, Chabot College
- 5.8 Approval of Award of a Piggyback Contract for Furniture and Equipment for New Student Services and Administration Building Project at Las Positas College using the CollegeBuys Purchasing Program to Krueger International (Measure B Bond Funds)
- 5.9 Approval of Award of a Piggyback Contract for Furniture and Equipment for New Student Services and Administration Building Project at Las Positas College using the National IPA (National Intergovernmental Purchasing Alliance) Contract No. 10-004 to Kimball Office (Measure B Bond Funds)
- 5.10 Approval of Award of a Piggyback Contract for Furniture and Equipment for Tenant Improvements, Dublin Center using the National IPA (National Intergovernmental Purchasing Alliance) Contract No. 10-004 to Kimball Office (Measure B Bond Funds)
- 5.11 Approval of Award of Request for Proposal (RFP) No. C-12, Food Services, Las Positas College

Facilities Planning and Development

- 6.1 Authorization to File Notice of Completion with the Alameda County Clerk Recorder's Office for New Science Building and General Alteration to Building 1800; Increment No. 2, Las Positas College (Measure B Bond Funds)

TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS

Student Trustee Adhikari reported that ASLPC has been busy working on the election. In addition, ASLPC has been working on a video project marketing ASLPC. In addition, task forces with members of the Senate have been established to consider key issues: i.e. Public Health and Safety, High School Outreach, Campus Outreach, and Marketing. Further, ASLPC is working on an upcoming Halloween event and the upcoming ASLPC Retreat.

Student Trustee Pinto presented a written report to the Board. She reported that ASCC has been busy hosting informative events on the Propositions and Measure I as well as voter registration. She also reported that Club Rush Day was October 4. She reported on future planned events: Continued Voter Information and Voter Registration; Rich Copenhagen, President of the SSCCC will speak at Chabot on October 24; KCRH hosted Halloween Concert and Dance to raise awareness of on-campus clubs and the radio station; and Emergency Preparedness Class/Flu Shots on October 31. She further reported that the new ASCC Senators were elected and will be sworn into office October 17.

Trustee Gin recognized and congratulated Dr. Sperling on the well done “What If” postcard, which outlines the affect of the propositions and measures on the November 6 Ballot. He also reported that he attended the Student for Social Justice forum at Chabot College. He expressed that this is an excellent forum for students, noting that the students are engaged in the issues. He expressed that he looks forward to attending these forums.

Trustee Mitzman echoed the comments of appreciation expressed by fellow Trustee Gin to Dr. Sperling for the “What If” “education” piece. He noted that he received a number of positive telephone calls in regards to the postcard. He reported that he also attended the Social Justice forum, and is pleased to see the students engaged.

Trustee Vecchiarelli also expressed appreciation for the first-class “What If” postcard.

Trustee Mertes expressed appreciation to the Faculty and Staff for all their work for the District. She wished all an enjoyable holiday season as it begins.

Trustee Dvorsky reported that she attended the recent Students for Social Justice Series and looks forward to the next one. In addition, she reported that she, along with Dr. Sperling, attended the San Leandro High School “College Night.”

INTERIM CHANCELLOR

Dr. Judy Walters, Interim Chancellor, expressed that she continues to enjoy her time with the District. She recognized and congratulated Dr. George Railey on his appointment as Vice Chancellor of Educational Services at State Center Community College District. She

also reported that she attended the Investiture for Dr. Leroy M. Morishita, President, California State University, East Bay along with others, including Wyman Fong and Trustee Gin. She reported that Dr. Morishita spoke briefly with her about co-writing an op-ed piece for distribution prior to the election. She announced that the Chancellor's Awards Luncheon is scheduled for October 19, and she looks forward to honoring the recipients of the Award.

LAS POSITAS COLLEGE FOUNDATION

Dr. Kaye submitted a written report to the Board. He reported that he has been working on "educating" the community and business leaders on the propositions and Measure I, noting the lack of information in the community. He reported that the Foundation will hold off until the middle of November to promote the Foundation 55 Program. He also highlighted the Ansell Scholarship, created two months ago in memory of the mother of Chemistry Instructor Mike Ansell. He further reported that the Best of the Best is scheduled for April 27, 2013.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES

Las Positas College Academic Senate had no representation at this meeting. However, President Ms. Sarah Thompson submitted a written report to the Board.

Ms. Kathy Kelley, President, Chabot College Academic Senate, submitted a written report to the Board. She reported that the Chabot College Accreditation Report has been completed and signed off by all constituencies. She reported that work will continue in concert with the District, to complete the Repeatability Policy and the Credit by Examination Policy. She also highlighted that work is going on behind the scenes with the help of Vice Chancellor Kingston to create comfortable spaces where students can gather, study and meet with faculty. She also reported that informal fun fundraisers have been held recently for Measure I. Part of the fundraising will include faculty and staff making Public Service Announcements to air on the Chabot TV and Radio Stations. She recognized Mr. Titawny Cook, President of ASCC, for his efforts on this fundraising project.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATES

Mr. Todd Steffan, President, Las Positas College Classified Senate, recognized the work of Ms. Frances DeNisco, Co-Presidents of the Senate, including the written report she has provided for the Board. He noted that the prime focus currently is moral support and getting through these "tough" times. He also expressed appreciation to Dr. Sperling for her

editorial in the Oakland Tribune, and the inclusion of the negative effect of the cuts to our returning Veterans. He also expressed appreciation to Dr. Walthers, Vice Chancellor Kingston, and Vice President Rodriguez for attending the community advisory meeting to discuss Proposition 30 and its affect to the College.

Ms. Yvonne Wu-Craig, President, Chabot College Classified Senate, submitted a written report to the Board. She reported on the upcoming Veterans Celebration scheduled in November. She also reported that the Senate reviewed the final version of the Accreditation Report last week. Comments and corrections were made and signed off on. She also highlighted the Brown Bag Lunch Series. She further reported that the Senate reviewed its priorities for this year based on the work done at the retreat and included in her written report.

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 Advocacy Day today focused on promoting voter registration and Measure I and Proposition 30. Until October 22, the last date to register to vote, the focus will be promoting voter registration. After that date, efforts will focus on the ballot measures. She reported that the Textbook Loaner Committee has been working on guidelines and ideas for next semester, to include scholarships for loaner textbooks. She recognized the Foundation for their support of the Textbook Loaner Program.

PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES

Dr. Susan Sperling, President, Chabot College, submitted a written report to the Board. She expressed appreciation for the kind words from Board Members regarding the "Schedule Alert" postcard, noting that it was a team effort. She reported that the purpose was to inform the public of the impact of the ballot measures on their community college. She especially thanked Mr. Gerald Shimada and Mr. Dale Wagoner for their work on this project. She reported that each household in the Chabot service area would receive the postcard, an estimated 142,000. She highlighted the upcoming celebration for Veterans on November 1. In addition, she highlighted the opening of the drama, "Particulate Matter", by Rachel LePell beginning November 7. She expressed appreciation to Dr. Walthers for his Law and Democracy class lecture on "Segregation and Affirmative Action in American Education." She also expressed appreciation to the Board and Chancellor for speaking to the Social Justice students. She also expressed appreciation to Ms. Kathy Kelley and Ms. Yvonne Wu-Craig for assisting in the vetting of the Accreditation Midterm Report. Further, she recognized Dr. Railey for his service to the College and wished him well.

Dr. Kevin Walthers, President, Las Positas College, submitted a written report to the Board. He expressed that he thoroughly enjoyed having the “conversation” to the students at Chabot on the Perils of Re-segregation and Affirmative Action. He highlighted the LLNL/LPC Series third-season kick-off with a special presentation by LLNL Director Dr. Parney Albright. He also highlighted the upcoming Veterans’ Day Remembrance and Ceremony on November 9. He reported that he has met with Chambers, Rotaries, and Veterans Groups in an effort to raise awareness to the facts regarding the election measures. He reported that the Accreditation Midterm Report has been signed and will be sent out after Board approval. He especially recognized the work of Dr. Janice Noble on the report. Further, he recognized Faculty Member Dr. Stuart McElderry for his published book; as well as former Faculty Member Dr. Maria Elena Pellinen for her new book.

APPROVAL OF COOPERATIVE AGREEMENT – THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, PUENTE PROJECT NO. 12-CCC-PUENTE-04, CHABOT COLLEGE; AND

APPROVAL OF COOPERATIVE AGREEMENT – THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, PUENTE PROJECT NO. 12-CCMUL-PUENTE-03, LAS POSITAS COLLEGE

Motion No. 2

Trustee Cedillo made a motion, seconded by Trustee Gin, to approve the following in one motion:

- a. Cooperative Agreement Renewal with the Regents of the University of California, Puente Project No. 12-CCC Puente-04, Chabot College, for the period July 1, 2012 to June 30, 2013. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.
- b. Cooperative Agreement with the Regents of the University of California, Puente Project No. 12-CCMUL Puente-03, Las Positas College, for the period July 1, 2012 to June 30, 2013. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Trustee Cedillo reported that he pulled these two agenda items from the consent calendar to recognize that the Puente Project was started at Chabot College and has become a National model. He also expressed that he is glad to see the program coming to Las Positas College. In response to his inquiry regarding the term of the agreement with Las Positas College, it was reported that it is a six year agreement, renewable each year.

Motion carried unanimously, 6-0.

APPROVAL FOR TRAVEL STUDY PROGRAM “FACES OF CUBA” AND AGREEMENT WITH GLOBAL EXCHANGE REALITY TOURS, CHABOT COLLEGE

Motion No. 3

Trustee Cedillo made a motion, seconded by Trustee Mitzman, to approve the proposed travel study program, "Faces of Cuba" and the agreement with Global Exchange Reality Tours, Chabot College, for travel during Winter Break, January 4 through January 17, 2013. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Trustee Mitzman reported that he pulled this agenda item from the consent calendar for further explanation. He questioned the cost to the District/College and questioned if there is a bond to protect the students and District if Global Exchange bankrupts or falters on the agreement. He noted recent news regarding students being left at the airport or bus stations.

Mr. Rick Moniz and Ms. Catherine Suarez spoke in support of Global Exchange, noting that they have been working with Global Exchange since 1996-97. Mr. Moniz noted that recent licensing changes have been made with People to People organizations, and this may be to what Trustee Mitzman is referring. Mr. Moniz also reported that there is no cost to the District/College.

Dr. Sperling reported that Global Exchange is a non-profit organization going back at least 30 years. She noted the organization's great importance in the San Francisco Bay Area leading social justice oriented tours.

Trustee Cedillo drew attention to section 9 of the agreement, which refers to cancellations. He expressed that he understands Trustee Mitzman's concern that students are protected. He expressed that he feels comfortable with what is presented.

Motion carried unanimously, 6-0.

APPROVAL OF MEMORANDUM OF UNDERSTANDING – CONTRA COSTA COMMUNITY COLLEGE DISTRICT FOR PARTNERSHIP ON CALIFORNIA ACCELERATION PROJECT, CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

Motion No. 4

Trustee Mitzman made a motion, seconded by Trustee Cedillo, to approve the proposed Memorandum of Understanding from Contra Costa Community College District for the California Acceleration Project, Chabot- Las Positas Community College District for the period July 9, 2012 through June 30, 2013 in the amount of \$47,641. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the Memorandum of Understanding on behalf of the District.

Trustee Mitzman reported that he pulled this agenda items from the consent calendar to question if our Faculty will be paid in addition, over and above, their salary from the District.

Dr. Marcia Corcoran reported that Faculty Member, Dr. Katie Hern, would not receive an additional stipend. She reported that there is no cost to the District, as funding is provided through grants from the Walter S. Johnson Foundation, the Foundation for California Community Colleges/LearningWorks, the Community College Research Center as well as ongoing support from the California Community Colleges' Success Network (3CSN).

Motion carried unanimously, 6-0.

APPROVAL OF RENEWAL OF AGREEMENT – CALIFORNIA EARLY CHILDHOOD MENTOR PROGRAM, AGREEMENT NO. CN11-123 WITH THE SAN FRANCISCO COMMUNITY COLLEGE DISTRICT, LAS POSITAS COLLEGE

Motion No. 5

Trustee Mitzman made a motion, seconded by Trustee Cedillo, to approve the proposed agreement renewal with the California Early Childhood Mentor Program with San Francisco Community College District, Agreement CN110123, for the period August 1, 2012 through July 31, 2013. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Trustee Mitzman reported that he pulled this agenda items from the consent calendar to question the fate of the program if San Francisco Community College District loses its accreditation.

Dr. Walters reported that losing accreditation is a long process. She reported that other colleges involved in the program would be assigned the responsibility of fiscal agent. She stressed that students would be protected.

Dr. Sperling added that this program was also started at Chabot College and has become a Statewide model.

Motion carried unanimously, 6-0.

APPROVAL OF AGREEMENT – SPORTSWEAR, INC., LAS POSITAS COLLEGE

Motion No. 6

Trustee Cedillo made a motion, seconded by Trustee Mitzman, to approve the proposed agreement with Sportswear Inc. (“PREP SPORTSWEAR”), Las Positas College for the period beginning on the date of full execution of Agreement, and shall continue with a perpetual term unless terminated by either party with a written notice. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Trustee Mitzman reported that he pulled this agenda item from the consent calendar to congratulate Dr. Walthers for “thinking outside the box” in regards to revenue streams.

Trustee Vecchiarelli noted the high quality of the items.

Motion carried unanimously, 6-0.

INFORMATIONAL PERSONNEL REPORTS

The Board accepted the Informational Personnel Reports without discussion.

2011-12 ANNUAL DISTANCE EDUCATION REPORT, CHABOT COLLEGE

The Board accepted the 2011-12 Annual Distance Education Report, Chabot College without discussion.

2011-12 ANNUAL DISTANCE EDUCATION REPORT, LAS POSITAS COLLEGE

The Board accepted the 2011-12 Annual Distance Education Report, Las Positas College without discussion.

APPROVAL OF REVISED CITIZENS' OVERSIGHT COMMITTEE FOR MEASURE BMotion No. 7

Trustee Gin made a motion, seconded by Trustee Mitzman, to approve the proposed Revised Citizens' Bond Oversight Committee for Measure B, effective January 1, 2013.

New Members:

Janet Lockhart–College Foundation; Pam Ott–Community-at-Large; Kim Huggett–Business Community.

Continuing Members:

Alison S. Lewis, Ph.D.–Senior Citizen Organization; Will Macedo–Taxpayers' Association; Jim Ryan–Community-at-Large; Kris Adhikari–Las Positas Student; Andrea Preciado–Chabot College Student.

Discontinuing Members:

Dale Kaye–Chairperson, Business Community; Felix Galaviz–Community-at-Large; Richard Valle–College Foundation.

Motion carried unanimously, 6-0.

APPROVAL OF AGREEMENT – COMMUNITY COLLEGE LEAGUE OF CALIFORNIA FOR BOARD POLICY AND ADMINISTRATIVE PROCEDURES SERVICEMotion No. 8

Trustee Mitzman made a motion, seconded by Trustee Vecchiarelli, to approve the proposed agreement with the Community College League of California for Board Policy and Administrative Procedures Services in the amount of \$30,000 for the period November 1, 2012 through October 31, 2013, for a maximum of 300 hours. Additional hours would require agreement by the District. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Trustee Vecchiarelli noted that the Board Policy Manual has not been revised since 1996. He expressed that he would like to see the Policies reviewed each year by the operational managers in order to avoid these costs in the future.

Motion carried unanimously, 6-0.

**ADOPTION OF GOVERNING BOARD POLICY 7054 – INTERNAL BOARD:
BOARD EDUCATION**

Motion No. 9

Trustee Cedillo made a motion, seconded by Trustee Gin, to adopt new Governing Board Policy 7054 – Internal Board: Board Education. It is further recommended that this Policy and its accompanying Administrative Rules and Procedures become effective upon adoption.

Motion carried unanimously, 6-0.

APPROVAL OF ACCREDITATION MIDTERM REPORT, CHABOT COLLEGE

Motion No. 10

Trustee Mitzman made a motion, seconded by Trustee Gin, to approve the proposed Accreditation Midterm Report for Chabot College, for submission to the Accrediting Commission for Junior and Community Colleges (ACCJC).

Trustee Gin expressed that he is proud of the Colleges and expressed congratulations for well-done reports.

Motion carried unanimously, 6-0.

**APPROVAL OF ACCREDITATION MIDTERM REPORT, LAS POSITAS
COLLEGE**

Motion No. 11

Trustee Mitzman made a motion, seconded by Trustee Cedillo, to approve the proposed Accreditation Midterm Report for Las Positas College, for submission to the Accrediting Commission for Junior and Community Colleges (ACCJC).

Motion carried unanimously, 6-0.

NEXT MEETING

The next meeting of the Board of Trustees is scheduled for November 13, 2012.

ADJOURNMENT

By consensus, the Regular Meeting was adjourned at 7:25 p.m.

Minutes prepared by:

Beverly Bailey
Recording Secretary

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