

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

January 16, 2018

Agenda Item: 5.7

Subject: Approval of Agreement - Simas Taylor LLP for Winery Bond Legal Services, Las Positas College

Background: In 2005, the Las Positas College Viticulture and Winery Technology (VWT) program was created to provide opportunity for students to pursue career technical and transfer education. In 2010, the Campus Hill Vineyard was installed to support the viticulture curriculum, and students' laboratory/hands-on learning in grape growing. The grapes grown in the Campus Hill Vineyard are then used to support the enology curriculum and students' laboratory/hands on learning in wine making and wine analysis. Over the past several years, the VWT program has acquired state-of-the-art instructional equipment to better support the enology and winemaking curriculum.

Producing the college's wine is a key component in the VWT program. Over the last 5 years the VWT Advisory Board has strongly recommended that we pursue a winery bond. Obtaining a winery bond will bring the program into state and federal compliance for the production and sale of our wine, and may be able to off-set program operating expenses. Obtaining a winery bond, will also give Las Positas College students experience in a "real winery," further elevating their employment potential.

To secure a winery bond, the college is seeking legal assistance from Mr. Brian Simas from the law firm Simas Taylor LLP. Mr. Simas specializes in winery bond legal services, and has assisted other California Community Colleges with meeting all the necessary state and federal requirements for licensing, including: (1) formation of a non-profit corporation, and (2) preparation and processing of applications with appropriate government agencies for the newly formed non-profit entity to operate a bonded winery on Las Positas College facilities. Fees payable to Simas Taylor LLP would include: (1) Deposit of \$4,246.00, and (2) by the hour fees for any additional time needed to fulfill College, District, and/or Attorney's preferences.

Recommended Action: That the Board of Trustees approves the agreement with Simas Taylor LLP for Winery Bond Legal Services, Las Positas College. The fee for this services would be a deposit of \$4,246.00, and (2) by the hour fees for any additional time needed to fulfill College, District, and/or Attorney's preferences. It is further recommended that the Board authorize the Vice Chancellor, Business Services, to execute the agreement on behalf of the District.

Submitted: Lorenzo Legaspi/Date

Approved: Jannett N. Jackson/Date

APPROVED

DISAPPROVED

TABLED