

CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT

August 21, 2018

Agenda Item: 4.11

Subject: Approval of Master Operating Agreement between Chabot-Las Positas Community College District and the Las Positas College Viticulture and Enology Foundation, a District Auxiliary Organization

Background: A non-profit foundation is being formed to support the Las Positas College viticulture and enology programs. This Foundation is called the Las Positas College Viticulture and Enology Foundation, and through its Board of Directors, seeks to be designated by the District’s Board of Trustees as an Auxiliary Organization in accordance with all of the provisions of Education Code section 72670 et seq. and title 5, section 59250 et seq. of the California Code of Regulations.

This Master Operating Agreement is intended to meet the requirements set forth in title 5, section 59251, subdivision (b) and 59255, subdivision (e) of the California Code of Regulations for a written agreement between the Foundation and the District, which must be submitted to the State Chancellor for approval, along with copies of the Foundation’s Articles of Incorporation and Bylaws. The method by which the Foundation will be recognized as a District Auxiliary Organization is as set forth in District Board Policy 3600, which requires a public hearing on the recommendation to recognize the Foundation as an auxiliary organization. It is understood that this Agreement shall not go into effect unless and until the State Chancellor approves establishment of the Foundation as an auxiliary organization. In addition to the support it will offer academic programs, this Foundation will be able to apply for the service and sale of wine produced on the campus.

The terms of this agreement commences on the August 22, 2018 and may be terminated by either party given ninety (90) days written notice of the same.

Recommended Action: That the Board of Trustees approves the proposed Master Operating Agreement with between Chabot-Las Positas Community College District and the Las Positas College Viticulture and Enology Foundation commencing August 22, 2018 until cancelled or modified. It is further recommended that the Board authorize the Vice Chancellor of Business Services to execute this agreement on behalf of the District.

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Approved: Krista R. Johns / Date

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Approved: Susan A. Cota / Date

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