

Trustee Mr. Edralin “Ed” Maduli
Trustee Dr. Marshall Mitzman
Trustee Ms. Genevieve Randolph
Trustee Mr. Carlo Vecchiarelli
Student Trustee Ms. Juliet Garcia Gutierrez
Student Trustee Mr. Chris Romero

Members Absent: Trustee Mr. Donald L. “Dobie” Gelles (Excused)

Recording Secretary: Ms. Debra Nascimento

Managers Present: Dr. Jannett Jackson, Chancellor
Dr. Susan Sperling, President, Chabot College
Ms. Roanna Bennie, Interim President, Las Positas College
Dr. Matthew Kritscher
Dr. Stacy Thompson
Ms. Jeannine Methe
Ms. Guisselle Nunez
Ms. Barbara Yesnosky
Ms. Krista Johns
Mr. Ken Agustin
Mr. Wyman Fong
Mr. Doug Horner
Mr. Lorenzo Legaspi
Mr. William Garcia

Others Present: Ms. Laurie Dockter, President, Chabot College Faculty Senate
Ms. Noell Adams, President, Chabot College Classified Senate
Mr. Zaheer Ebtikar, President, Chabot College Student Body
Dr. Tina Inzerilla, Las Positas College, Faculty Classified Representative
Ms. Melissa Korber President, Las Positas College Faculty Association
Ms. Tatianna Hernandez, Las Positas College Student Senate
Mr. Dave Fouquet, Chabot College on behalf of Charlotte Lofft, President, Chabot- Las Positas Faculty Association
Ms. Kirti Reddy, Chabot College
Ms. Kay Fisher, Chabot College
Ms. Theresa Pedrosa, Chabot College
Ms. Laura Alarcon, Chabot College

Mr. Bob Buell, Chabot College
Dr. Connie Telles, Chabot College
Ms. Katie Messina, Chabot College
Ms. Rachael Tupper-Eoff, Chabot College
Mr. Andrew Pierson, Chabot College
Ms. Joseyne Escobar, Chabot College
Mr. Lorenzo Caballero, Chabot College
Mr. Juan Carrasco, Chabot College
Mr. Antonio Mendoza, Chabot College
Mr. Patrick Mwamba, Chabot College
Ms. Kristen Fraser, Chabot College
Ms. Valerie Diaz, Chabot College
Ms. Mircille Giovanola, Chabot College
Mr. Sonny Alvarado, Chabot College
Ms. Jacqueline Mata Juarez, Chabot College
Ms. Carolyn Estrada, Chabot College
Mr. Ben Nash, Chabot College
Ms. Maria Traggsiel, Chabot College
Mr. Juan Cortez, Chabot College
Mr. Diego Cervantes, Chabot College
Mr. Daniel Diaz, Chabot College
Ms. Savannah Rodriguez, Chabot College
Ms. Monica Esqueda, Chabot College
Mr. Gladwin Andrew Sy, Chabot College
Mr. Jose Hernandez, Chabot College
Mr. Rani Nijjar, Chabot College
Mr. Juan Pablo Mercado, Chabot College
Mr. Robert Dominquez, Chabot College
Mr. Alex Haney, Chabot College
Mr. Samar Barakat, Chabot College
Mr. Darren Theard, Chabot College
Ms. Cindy Ramirez, Chabot College
Ms. Jennifer Eagan, Chabot College
Ms. Mona Abdoun, Chabot College
Ms. Hisako Hintz, Chabot College
Ms. Vanessa Verdogo, Chabot College
Mr. Esteban Soto, Chabot College
Ms. Kristin Lane, Chabot College
Mr. Norberto Ruiz, Chabot College
Ms. Dana Maehle, Chabot College
Mr. Charles Molnrz, Chabot College
Mr. Sumit Singh, Chabot College
Mr. Miguel Fuentes, Chabot College

Mr. Galilea Rios, Chabot College
Mr. Alex Walker-Griffin, Chabot College
Ms. Lesly Arenelanes, Chabot College
Ms. Sharon Deng, Chabot College
Ms. Amanda Blanco, Chabot College
Mr. Juztino Panella, Chabot College
Ms. Ming Ho, Chabot College
Ms. Christina Mendoza, Chabot College
Ms. Alejandra Avendano, Chabot College
Ms. Catherine Pinkas, Chabot College
Ms. Jasmine Garcia, Chabot College
Mr. Gregory Correa, Chabot College
Mr. Christopher Irvinitka, Chabot College
Mr. Joseph Masuck, Chabot College
Mr. John Torres, Chabot College
Dr. Don Miller, Las Positas College
Dr. Amir Law, Las Positas College
Mr. Sean Prather, Las Positas College
Ms. Samantha Erickson, Las Positas College
Ms. Goretti Cervera, Las Positas College
Ms. Cindy Robinson, Las Positas College
Ms. Paul Schoenecker, Las Positas College
Mr. Scott Miner, Las Positas College
Ms. Elizabeth Joy, Las Positas College
Ms. Rachel Ugale, District
Ms. Dee Sanchez, District
Ms. Susan Affleck, District
Mr. Mujeeb Dadgar, District
Ms. Audrey Ching, District
Mr. David Betts, District
Mr. David Estrada, District
Mr. Sam Richards, East Bay Times
Mr. WaFoa Elshawarbi, Ohlone College
Mr. Miguel Fuentes, Ohlone College
Mr. David Newman, Tri-City Voice
Mr. Erin Allred, XL Construction
Mr. Scott Anderson, Hayward Fire Dept.
Mr. Derek Krause, San Ramon Valley Fire Dept.
Ms. Linda Granger, Eden Area ROP
Mr. John McParland
Mr. Greg Rees
Mr. Clevester Hines

President Gin asked everyone to stand silently for a moment of reflection and respect, as they remembered the communities that have been affected by tragedy, such as the Las Vegas shooting, and the local wildfires in the Bay Area.

PLEDGE TO FLAG

Trustee Mitzman led the pledge to the flag.

REPORT OUT: NO ACTION TAKEN IN CLOSED SESSION

President Gin acknowledged all the guests and thanked them for making it from either Chabot or Las Positas, or from surrounding communities. He expressed appreciation to Chabot Students that made their way on the bus service we provided, he also informed the Board is here to listen to everyone.

1.6 PUBLIC COMMENTS

President Gin made an announcement, given the number of speakers there, he will be suspending Board Policy Number 2350 which mandates limiting public comments to 30 minutes.

Motion No. 2

Trustee Mitzman made a motion, seconded by Trustee Vecchiarelli, to suspend Board Policy Number 2350 which mandates limiting Public Comments to 30 minutes.

Motion carried unanimously, 6-0 with Trustee Gelles absent.

President Gin mentioned anyone that wishes to speak in reference to Agenda Item 9.1 "California Values Act" which is also referred to as DACA or Sanctuary Status will get the opportunity to do so at the appropriate item in the agenda. Five names will be called upon at a time and asked to line up so everyone can get a chance to speak. He stated if anyone would like to record the meeting they may do so in accordance with the Brown Act and our Open Meeting Law, recordings may not disrupt proceeding by noise, lightening or obstruction of the views of others. He also stated there might not be individuals that would like to be video tapped and closed captioning is available for those that are hearing impaired.

On behalf of Las Positas College Security, Mr. Sean Prather spoke about the overall Safety and Security efforts over the last 18 months across the district. He also mentioned there is a greater attention to security at all district functions. Lastly, the students, faculty and staff are their top priority and they will continue to update the Board as the Safety Security process program moves forward.

Greg Rees, expressed his sincere appreciation and gratitude to SEUI 1021 Area Representative for Alameda County, Gregory Herrera which he has known and served with for over 25 years.

Gregory Herrera, suggested all the Board meetings to be televised. His attendance tonight was aimed at Social Justice for 4 people, Greg Rees, Jeff Nelson, Andre Del La Cruz and Linda Wilson.

Ming Ho, shared his feelings that the District office has not been responsive to the students, staff and faculty in respects to the Budget Allocation Model, District office Micromanagement and IEPI District Proposal.

Samantha Erickson, Las Positas College Veterans First and Student Veterans, extended an invitation for the 9th Annual Honoring Veterans Day at Las Positas College, on November 9th. She highlighted Retired Navy Seal Tom Shae is the Keynote Speaker and all are invited including Chabot faculty and students.

Gladwin Andrew Sy, encouraged the Board there is a need for more Engineering teachers at Chabot College.

Hisako Hintz, expressed concern about the Budget Allocation Model and how decisions being made are affecting teaching and learning specifically, the Fire Fighter Program. She commended Dr. Sperling for her deep care and understanding for her students and community.

Samar Barakat, spoke about the lack of Engineering Professors at Chabot, she applauded Engineering Professor Daniel Quigley for his efforts and the support in assisting students.

Juan Carrasco, also spoke about the lack of Engineering Professors at Chabot and more funds needed to be allocated to the program. He closed with his support towards the DACA Students.

Carolyn Estrada, also spoke about the lack of Engineering Professors at Chabot and suggested the Board put fourth funds to support another Engineering Professor.

Sonny Alvarado, expressed concern in regards to not having enough Math Professors at Chabot College. He also raised the question why the location for the Board meeting was changed 8 days prior to the scheduled date, which violates policy.

Theresa Pedrosa, voiced her concern about Math 65 and 103 being discontinued.

Sumit Singh, expressed one man cannot teach the entire Engineering Department which is currently being done by Daniel Quigley. Furthermore, he stated since the meeting location was moved to the District, Mr. Quigley is in transit but should he not make it during Public Comments would the Board permit his voice to be heard. President Gin confirmed he had a Public Comment Card for Mr. Quigley and should he arrive after Public Comments he will be called upon.

John Torres, Spoke on Agenda Item 4.13 (Statement of Support to Explore Avenues of Collaboration and Partnership with the City of Hayward) and he would like to move beyond exploring, and move on discussion with the City of Hayward. He closed with if we look at this too long this opportunity to build a facility will pass us up.

Catherine Pinkas stated Fire Technology is needed for our students, the recent fires have emphasized the extreme need to have a facility. She thanked Captain Buell for helping all of our Firefighters protect us.

Bob Buell, Spoke on Agenda Item 4.13 (Statement of Support to Explore Avenues of Collaboration and Partnership with the City of Hayward). He mentioned the original site for the Fire Technology Building was the NIKE Site which was sold by the District in the 1990's. He mentioned sadly the current land we are on was sold, and have been informed we will need to vacate within 2 years. Lastly, the partnering opportunity has been supported by the Chabot College Facility and Infrastructure Technology Committee, it has the support of the divisions involved, Fire and EMS programs, Academic Vice President, President Sperling, and Community.

Linda Granger, spoke on the partnership with Chabot College, Eden Area ROP and Hayward Fire. She thanked the Board for their partnership with their program over the past 4 years. The program with Chabot College and their program has aligned their student's pathway from high school to their post-secondary education. She looks forward to Chabot College continuing to strengthen this program.

John McParland, is in support of the collaboration with entering into a partnership with the City of Hayward. Would like the Board to reject the proposal as written, and change it to a statement of support to draft a memorandum of understanding.

President Gin asked if Mr. Quigley has arrived and stated his Public Comment Card will be held until he arrives.

President Gin thanked everyone for their comments.

Motion No. 3

Trustee Mitzman made a motion, seconded by Trustee Dvorsky, to move Board Item Resolution 9.1 “California Values Act” be moved for discussion before Agenda Item 1.7 in consideration of everyone’s time.

Motion carried unanimously, 6-0 with Trustee Gelles absent.

The next set of speakers all spoke in support of the “California Values Act” and Sanctuary Campus.

Faculty #1 Juztino Panella, has seen an increase of stress from students at Chabot relating to potential deportation. He read a message from a first year student “being an immigrant in America is like being threatened and a second class citizen, while my friends move forward in life getting their apartment, licenses and jobs I’m stuck in the dirt unable to do anything not even having a voice to vote is hard or protest on issues that affect my everyday life. Everyday getting out of the house in unnerving, I’m a student of Chabot and I deserve to feel safe when studying to create a better future, so please respect our voices and protect your students.”

Student #2 Amanda Blanco, stated she was there representing her mother and every immigrant and has an obligation to stand up for DACA students and making Chabot a Sanctuary campus. She wants to be proud enough to say “Chabot is a Sanctuary Campus.”

Faculty #3 Sharon Deng indicated she was grateful for the Board suspending Public Comments tonight to 30 minutes for the sake of our students here that want to speak.

Student #4 Lorenzo Caballero stated it is his honor and duty to voice, echo the concerns of his peers. He questioned why the meeting location was moved, as it was his impression the Board was attempting to silence the students. He urged the Board to pass and adopt the Resolution unrevised as it stands using the term, Sanctuary as it is a symbolic representation of their solidarity.

Faculty #5 Laura Alarcon, reminded the Board 5 months ago consideration was presented to the Board to make Chabot College a Sanctuary Campus. She encouraged the Board of Trustees to follow the City of Hayward and Governor Brown’s example in declaring Chabot College a Sanctuary Campus.

President Gin called the next 5 speakers.

Faculty #6 Katie Messina, Stated she is proud of the work that the groups she belongs to has done to support undocumented students, but there is much more to be done and support needed by the faculty, staff, district and Board of Trustees. She stated at Chabot there is approximately 450 undocumented students that feel nervous, worried, hopeless and certainly uncertain what the future holds for them. She concluded with emphases that Chabot students need to know there teachers, counselors, administrators, district and Board of Trustees support them.

Student #7 Jaqueline Mata is in support of Sanctuary Campus and stated all students should be able to get an education without fear.

Student #8 Monica Esqueda, stated many students are living in fear that they won't be able to better themselves and why should we stop students from achieving their goals. She feels students will not continue their studies as they have fear they will be deported back. She encouraged the Board to stand with the students and make Chabot a Sanctuary Campus.

Student #9 Antonio Mendoza wants all students to be treated fairly, protected and not fearful they are going to be deported. This great national was formed by immigrants and that is why he believes Chabot College along with all other colleges across America should give students an equal opportunity for education.

Student #10 Savannah Rodriguez Stated students should feel Chabot is doing everything in their power to protect them. Other High School and Colleges are already classified Sanctuary, why can't Chabot.

President Gin called the next 5 speakers.

Student #11 Joan Cortez supports Sanctuary Campus and shared his brother's message referencing Sanctuary is a symbol that represents hope, everything America and an Institution should be. He then showed a poster he made stating "Dream is not a Crime".

East Bay Faculty #12 Jennifer Eagan stressed it is not too late for the Board to start right now an implementation of the provisions in AB21 to help students feel secure and safe.

Faculty #13 Kay Fischer shared she hopes the Board is listening to everyone here on the DACA and Sanctuary issues and taking it seriously as this is a passion. She then reminded everyone of the 14th Amendment of the Constitution

Student #14 Darren Theard, highlighted the community is unhappy and something is wrong, he asked that the problems be fixed. Shared everyone on Chabot's campus is in support of Sanctuary status.

Student #15 Patrick Mwamba, is in support of Sanctuary Campus. Expressed the perception students currently is they don't matter to the Board.

President Gin called the next 5 speakers

Student #16 Lesly Avendano, represented students that weren't able to attend. Asked that the Sanctuary Resolution be approved in its fullness, hire more teachers and allocated funds so students have the opportunity to succeed. She concluded with expressing her love as a student of Chabot.

Student # 17 Alex Walker-Griffin, stated its time for the District to stand on this side of history and stand up for its undocumented students, as they are the future of California and America.

Student #18 Alex Henney, expressed DACA Students are the next step in history that are going to make things right and strongly encouraged the Board to think about the history and the future when the decision is made on the DACA Students and making Chabot a Sanctuary campus.

Student #19 Galiled Rios, stated she came tonight to represent her brothers and sisters that are fighting to have a better life in society. She emphasized she is protecting the teachers and students of the future and wants a change made now on DACA and Sanctuary Campus.

President Gin asked if there were any other Public Comments in reference to the topic. Miguel Fuentes an Ohlone College Student raised his hand. President Gin allowed Mr. Fuentes to speak.

Alone College Student #20 Miguel Fuentes stated his college passed a Resolution in support of undocumented DACA students. He expressed ever since this Resolution passed at his college he feels safe as he is undocumented. He concluded with stating he might not be a student at Chabot, but supports them.

President Gin stated this was the end of Public Comments related to "California Values Act". He then asked Chancellor Jackson to provide some background to the Resolution.

Chancellor Jackson thanked President Gin, and encouraged everyone that spoke to stay and listen to what she has to say and the information she is going to provide will dispel the misinformation that is swirling. She thanked everyone for their comments and stated the "California Values Act", is a package of 11 bills that were signed into law October 5, 2017, by Governor Jerry Brown, and which constitute the "California Values Act.", several names were proposed by the legislature prior to the bills adoption to include, DACA, dreamers and sanctuary, but ultimately the California Values Act was selected as the overarching title. These new laws, go into effect January 1, 2018 and will support and

provide some level of protection to both the undocumented and immigrant populations of the State of California. Of the 11 bills passed, four of them apply directly to community colleges. After January 1, 2018, community colleges will need to follow these new laws.

There may be those who disagree with the “California Values Act” as a solution to the current sanctuary discussion at Chabot College; however the district has also done its due diligence. Most of that due diligence has been to understand the implications of using the word “sanctuary.” There are those in the immigrant rights community who strongly object to the use of the word “sanctuary”. Some feel that the word “sanctuary” misleads people and promotes a false sense of security, that if you are on a campus or in a sanctuary city, you are in a bubble, and can’t be touched. That is not the case.

Additionally, the volatility of the Federal Administration in Washington is also a concern, and the possible implications related to our federal funding for financial aid is a huge concern. Last year our Districts’ students received approximately \$18.2M in Financial Aid; and the district and colleges received approximately \$6M additionally in grants and programs and services to those same students. So, the real question for us, is what we can truly do to underscore our commitment to students and staff.

Long before this was a controversy, our District has held the values of supporting our most vulnerable students; safeguarding their information; and providing them with the support necessary to get an education. It has always been very clear to us that we are not a law enforcement agency; it has always been very clear, that our students are entitled to a college education, whatever their immigration status. How we put our values into action is through our deeds, and we have been, even if quietly, all along, been providing educational opportunities to our most vulnerable, and that will not stop.

This is the authentic work of a District and its colleges that care for its students. We have not only been providing opportunities, but as a result, providing the opportunity for equity, through our student services, counseling, and other programs, to every student according to their need, including our DACA Students.

One example that comes to mind is-right after the presidential election in November 2016, a “Post-Election Issues Training” was led by our Human Resources Department, with my support, and we offered workshops to our District as well as other colleges in our region. Some highlights from the workshop included: how to support our DACA and international students, what is meant by “sanctuary,” and what support public educational institutions may provide to undocumented students.

This District lives by these values, and many of the elements contained in the sanctuary resolution from Chabot are also in the core elements of the California Values Act. Essentially, the CA Values Acts addresses the four main principles of a "sanctuary state", but without calling it officially, a "sanctuary state." It addresses the following four

principles, 1) How we address our AB540 students (also called Dreamers); 2) How we support our refugee students; 3) How we safeguard the information of students; and 4) How we deal with immigration authorities on campus.

The State Chancellor's Office, Executive Vice Chancellor, Erik Skinner indicated at the CEO Board meeting last Friday that guidance from the State Chancellor's Office will be forthcoming to provide additional examples of best practices to support students' rights, as this law has broad implications on policy, MOU's, Data Collection and Reporting, while insuring we have the programs and services that support our undocumented students and provide lawful and appropriate steps for dealing with federal authorities.

She believes this resolution addresses the concerns from the three Senate Presidents (Chabot's Student, Faculty and Classified Senates). This was expressed at the meeting held October 2nd, at the District office with President Sperling and the Board President Dr. Hal Gin. She stated work is being done behind the scene on this; however, it is not being broadcasted. The adoption of this resolution does not negate, but supports, the core elements of the Chabot resolution but on a broader scale because it is law.

In conclusion, Chancellor Jackson recommended approval of the "California Values Act" Resolution by the Board of Trustees.

President Gin thanked Chancellor Jackson for the background information.

Student Trustee Juliet Garcia Gutierrez asked to discuss 9.1. She stated it's not only her duty but sole responsibility as a part of this country and being an immigrant herself and a student of Chabot College to echo all the opinions of what the students have been saying to everyone tonight. Symbolism carries much value and strength, which represents who they are. She expressed the students would have peace knowing the District leadership backs them up. She stated when she came here 3 years ago she didn't feel welcomed, once she got to Chabot she felt safe. Lastly, she recommended the Board to not only approve the California Values Act Resolution but make Chabot a Sanctuary Campus.

Trustee Mitzman asked for point of clarification from President Gin, "I represent District 1 which is Hayward, but I also represent the District as all of the Trustees do, why haven't we heard anything from Las Positas College on this Resolution which I feel they too should be a part of?" He stated he has to vote for the District, not only where he lives. He asked if Las Positas is supposed to participate when there is this type of Resolution.

President Gin, asked Chancellor Jackson to answer Trustee Mitzman's question.

Chancellor Jackson responded, the only item that is on the Board Agenda for consideration tonight is the "California Values Act". She stated during her meeting on October 2nd with

Chabot Constituent Presidents they were asked again to reach out to their representative bodies at LPC.

Trustee Mitzman commented, it was his understanding the reason this item was not on the agenda is because we don't have the concurrence from Las Positas College. Chancellor Jackson responded, she feels after the October 26th meeting scheduled at LPC to discuss this issue will help to move things forward.

President Gin asked the comments from the Faculty, Classified and Student Senates.

Ms. Ginger Ripplinger stated, that the LPC Senate is working on a Resolution which parallels the Chabot Resolution, which will be discussed at this week's meeting where all Senates have been invited. She also stated the Students from Las Positas plan to attend and voice their opinions.

Ms. Laurie Dockter stated, she feels like voting on the "California Values Act" doesn't make sense. She also stated they are looking to the Board to support the students. Lastly, she expressed "you need to stand up for what you think is right, which is what our staff, faculty and students are doing".

Ms. Noell Adams stated, the Academic Senate and Student Senate have been working very closely together throughout spring 2017 to craft and adopt the Sanctuary Resolution that was presented to the Board in May. The prevailing question is whether Resolution No. 06-1718 is being proposed in place of their Sanctuary Resolution. If it is, the Senate is concerned that Resolution No. 06-1718 does not send a strong clear enough, or compassionate enough message of support for their undocumented and marginalized student populations.

Mr. Zaheer Ebtikar stated; nothing has materialized with the Sanctuary Resolution that was presented 5 months ago prior to the October 2nd meeting with the Board President and Chancellor. He urged the Chancellor to not remain silent on the issues of their students anymore and please put the Tri-Senate Sanctuary Resolution on the agenda for the next Board of Trustees meeting.

Chancellor Jackson clarified there is power in numbers, and as Trustee Mitzman stated we have yet to hear from Las Positas College. A DRAFT Resolution from Las Positas College is coming however, until she receives it she is not willing to move forward. Furthermore, at the October 2nd meeting she asked the Senates to reach out to each other.

Ms. Celena Zeng stated, Las Positas College is in support of Chabot's Sanctuary Campus Resolution. She also stated, we are all here for the students and need to do what's right for them. Lastly, she wants to leave a legacy and make Sanctuary apart of it.

President Gin read the resolution 9.1/06-1718 in full.

ADOPTION OF RESOLUTION NO. 06-1718 SUPPORT FOR THE “CALIFORNIA VALUES ACT”Motion No. 4

Trustee Vecchiarelli made a motion, seconded by Trustee Maduli, to approve Board Item Resolution 9.1 in support of “California Values Act”.

Motion carried by the following roll call vote:

AYES:	Dvorsky, Gin, Maduli, Mitzman, Randolph, Vecchiarelli
NOES:	None
ABSENT:	Gelles
ABSTENTIONS:	None

President Gin stated he is pleased that the Board voted publicly to show their support of our undocumented and immigrant students. He stated there are several concerns the Board has in protecting our immigrant students and this is a big step. He knows all the Board members support students and they are here for the students not against them. He hopes no one feels unsafe being at the District Office, as it is treated like a campus. Lastly, he looks forward to additional comments from Las Positas College at the next Board meeting.

1.7 APPROVE CONSENT ITEMS (CC)

Trustee Mitzman requested that Agenda Item 4.13 (Statement of Support to Explore Avenues of Collaboration and Partnership with the City of Hayward)

President Gin requested that Agenda item 5.4 (Approval of Software Agreement Renewal-Ellucian Company L.P., for the Ellucian Higher Education Banner System) be pulled for correction.

Motion No. 5

Trustee Mitzman made a motion, seconded by Trustee Vecchiarelli, to approve the Consent Calendar with the exception of agenda items 4.13 and 5.4 for later discussion.

Motion carried unanimously, 6-0 with Trustee Gelles absent.

The following items were approved on the consent calendar:

3.0 PERSONNEL

- (cc) 3.1 Classified Board

4.0 EDUCATIONAL SERVICES

- (cc) 4.1 Acceptance of Gift - Las Positas College
- (cc) 4.2 Acceptance of Amendment to the California Department of Education Contract for the California State Preschool Program, Chabot College (Contract No. CSPP-7007: Amendment 01)
- (cc) 4.3 Acceptance of an Augmentation to Grant Award - U.S. Department of Education, TRIO Student Support Services ASPIRE Program (P042A151205-17), Chabot-Las Positas Community College District, Chabot College
- (cc) 4.4 Acceptance of an Augmentation to Grant Award - U.S. Department of Education, TRIO Educational Talent Search (ETS) Program (P044A160820-17), Chabot-Las Positas Community College District, Chabot College
- (cc) 4.5 Acceptance of an Augmentation of Grant Award- U.S. Department of Education, TRIO Student Support Services EXCEL ESL Program (P042A151212-17), Chabot-Las Positas Community College District, Chabot College
- (cc) 4.6 Acceptance of an Augmentation to Grant Award – U.S. Department of Education, TRIO Student Support Services STEM Program (P042A151595- 17), Chabot-Las Positas Community College District, Chabot College
- (cc) 4.7 Approval of Educational Experience Affiliation Agreement – University of Texas Arlington and Chabot Las Positas Community College District, Chabot College Nursing Program
- (cc) 4.8 Approval of Memorandum of Understanding (MOU) – Livermore Valley Joint Unified School District and Chabot-Las Positas Community College District for a High School Math Tutoring Program at Las Positas College for Academic Years 2017-18 and 2018-19
- (cc) 4.9 Approval of Agreement Renewal - Child Development Training Consortium (CDTC) 2017-2018 Instructional Agreement No. 17-18 4024 with Yosemite Community College District (YCCD) and Chabot-Las Positas Community College District, Chabot College
- (cc) 4.10 Approval of Agreement Renewal — Child Development Training Consortium (CDTC) 2017-2018 Instructional Agreement No. 17-18 2620 with Yosemite Community College District (YCCD) and Chabot-Las Positas Community College District, Las Positas College
- (cc) 4.11 Approval of Contract for Services – First 5 Alameda County, Contract No. PI-ECE-1718-140 Early Childhood Development Program, Chabot-Las Positas Community College District, Chabot

- College
- (cc) 4.12 Approval of Agreement Child, Family and Community Services, Inc. (CFCS) and Chabot-Las Positas Community College District, Chabot College
 - (cc) 4.13 Statement of Support to Explore Avenues of Collaboration and Partnership with the City of Hayward
 - (cc) 4.14 Approval of Change to Sabbatical Leave Application for Las Positas College Faculty John Ruys for 2017-18 Academic Year

5.0 BUSINESS SERVICES

- (cc) 5.1 Approval of Commercial Warrant Registers
- (cc) 5.2 Approval of Payroll Warrant Registers
- (cc) 5.3 Approval of Budget Transfers
- (cc) 5.4 Approval of Software Agreement Renewal - Ellucian Company L.P., for the Ellucian Higher Education Banner System (basic modules)
- (cc) 5.5 Approval of Agreement for Professional Services with Fagen Friedman and Fulfrost LLP
- (cc) 5.6 Approval of Declaration of Surplus Property to be sold at Public Auction Sale and Donation or Disposal of Any Items Not Sold

6.0 FACILITIES PLANNING AND DEVELOPMENT

- (cc) 6.1 Approval of Award of Bid No. 18-04, Campus Master Sign Program, Phase 2, Chabot College

7.0 ECONOMIC DEVELOPMENT/CONTRACT EDUCATION

- (cc) 7.1 Acceptance of Grant Agreement No. 17-020-001- California's Community College Chancellor's Office, District-Economic Development
- (cc) 7.2 Approval of Agreement with LiteracyPro Systems Inc., for services using CommunityPro Suite Software, for the benefit of Chabot College and Las Positas College
- (cc) 7.3 Approval of Nonfinancial Cooperative Agreement with the U.S. Department of Labor, Occupational Safety and Health Administration for an OSHA Training Institute Education Center, District-Economic Development

1.9 PUBLIC HEARING: 2017-18 BUDGETS: General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund and Measure B Fund

Board President Gin opened the Public Hearing on the 2017-18 Budgets at 7:46 p.m. Hearing no comments, he closed the Public Hearing at 7:47 p.m.

POINT OF ORDER

Trustee Mitzman asked for the back door to be closed due to the noise.

President Gin asked Chancellor Jackson to provide background information on the Budget Presentation.

Chancellor Jackson stated, this is the required presentation of the 2017-2018 Budgets; which had been deferred from the September Board meeting. Approval was received from the State Chancellor's Office to bring it to the October Board Meeting. She stated this is a balanced budget, and they have addressed the over expenditures from previous years at Chabot College that were brought up by Trustee Maduli at the Preliminary Budget hearing in June. In closing she asked that the Board review and adopt the budgets and introduced Vice Chancellor Legaspi.

1.10 PRESENTATION: 2017-18 BUDGETS: General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund and Measure B Fund

Vice Chancellor Legaspi provided a PowerPoint Presentation on the 2017-18 Adoption Budget for Fiscal Year 2017-18 as follows:

- Budget Requirements
- State Budget for FY 2017-18
- Student Enrollment Data
- Major Revenue Assumptions
- Budget Allocation Model Summary
- Budget for District Funds
- Unrestricted General Fund-Ending Balance
- Looking Ahead-Opportunities and Budget Risks

Vice Chancellor Legaspi reviewed the State Budget for Fiscal Year 2017-18 as follows:

- Reflects revenues and Proposition 98 guarantee
- Access - \$57.8 million to fund 1% growth (CLPCCD @ 1%)

- COLA- 1.56%
- Base Allocation Funding- \$183.6 million in ongoing funds
- Guided Pathways-\$150 million one-time to integrate Student Success, Student Equity, Basic Skills, and Strong Workforce
- Maintenance & Instructional Equipment- \$76.9 million one-time
- Student Fees- maintained at \$46 per credit unit
- CCC System Office- \$1.1 million to shift the mission from regulatory oversight to improving student outcomes

Vice Chancellor Legaspi reviewed the District's history of Student Enrollment Data- Full-Time Equivalent Students (FTES) dating back to 2007-08. He highlighted 2017-18, the District has a total of 17,400 FTES. He mentioned other districts are declining. He continued to state, many marketing efforts have been put in place to maintain our enrollment.

Vice Chancellor Legaspi reviewed the Districts history of Stability and Restoration. He reported the District shall receive stability funding only in the initial year of decline in FTES in an amount equaling the revenue loss associated with the FTES reduction for that year.

Vice Chancellor Legaspi reviewed the Major Revenue Assumptions as follows:

State Apportionment Funding Rates:

- | | |
|---|---------|
| • Credit base funding rater per FTES | \$5,072 |
| • Non-credit base funding rate per FTES | \$3,050 |
| • Credit marginal funding rate per FTES | \$5,151 |

Apportionment Revenue

• Base allocation (size of colleges)	\$7,926,293
• Base revenue (17,400 FTES)	\$78,507,807
• COLA @ 1.56%	\$1,224,722
• Increase in base allocation (base on \$183.6M)	\$2,750,204
• Restoration	\$9,619,693
Total General Appointment	\$100,028,719

Vice Chancellor Legaspi reviewed the Major Expenditure Assumptions as follows:

- Based on serving 17,400 FTES
- Salary increase at 3% for all employee groups
- Step/column and longevity included
- Premium increased for health & welfare, assumes status quo employee contributions
- Retiree health benefits consistent with 2017 actuarial report

- STRS/PERS increased rates
- Utilities budget increased by 5%
- Includes increase for Classified, Confidential, and Supervisors Classification Study

Chabot College Budget & Find Balance Restoration

- In 2016/17 Chabot had a structural deficit of \$3.2 million ending a year with a \$2.5 million negative balance
- Under the Budget Allocation Model (BAM), Chabot is to restore its Ending Balance

Vice Chancellor stated should there be any questions on Chabot’s deficit he will be deferring them to President Sperling and Vice President Ron Gerhart.

- Chabot plan is to rebuild balance to 5% of Expenditures over the next 5 year. Chabot will:
 - Allocate 2% of annual Unrestricted General Fund Revenues
 - Designated Unrestricted General Fund annual surpluses
- For 2017/18, the structural deficit has been fully addressed

Vice Chancellor Legaspi reviewed the Budget Allocation Model and Calculations as follows:

Determine Full Time Equivalent Students (FTES)	17,400
Calculate State Funding Apportionment, COLA, Lottery, Mandated Costs, Other State Revenues	\$108,626,782
Fund District-wide Expenses Contractual, Regulatory; Retiree Health Benefits, Insurance Utilities & Audit	\$9,452,432
Fund District Office @ 10.48%	\$10,310,440
Fund Maintenance & Operation @ 8.53%	\$8,391,990
Allocate Balance of Funds to Colleges Based on FTES Chabot College @ 58.62%	\$47,085,386
Las Positas College @ 41.38%	\$33,386,534
Local Site Revenues to be Added	

Vice Chancellor Legaspi reviewed the District’s 2017-18 Unrestricted General Fund as follows:

State General Apportionment, State/Local/Federal Revenue and Transfers	\$129,588,104
Total Expenditures	\$128,885,603
Net Increase/ (Decrease) in Fund Balance	\$702,501
Beginning Balance	\$28,220,423
Ending Balance	\$28,922,924

Vice Chancellor Legaspi briefly reviewed the Districts Other Budgets: Cafeteria Fund, Child Development Fund, Self-Insurance Fund (RUMBL), Capital Projects Fund, Capital and Special Reserve Funds (Nike Project, COP).

Vice Chancellor Legaspi reported that the District has a history of budgeting conservatively, and the expectation is that the fiscal year 2017-18 ending fund balance will be approximately \$28 million. He reported that the District has stayed within its budget for the past several years.

In closing, Vice Chancellor Legaspi highlighted Opportunities and Budget Risks for 2017-18 as follows:

- Enrollment: Stability/Restoration
- Rainy Day Fund
- STRS/PERS Increases
- Guided Pathways (SSSP, Equity, Basic Skills, Strong Workforce)
- Growth versus Guided Pathways
- Managing Expenditures: OPEB Unfunded Liability
- Planning for the next Recession: Supplemental Employee Retirement Plan (SERP)

Vice Chancellor Legaspi emphasized managing expenditures and, planning for the next recession. The Board approved the Supplemental Employee Retirement Plan (SERP) back in June. SERP is about managing the expenses, which is salaries and benefits that is the biggest part of the budget.

Board Questions/Comments:

Trustee Maduli, stated he appreciated all the efforts Vice Chancellor Legaspi and Vice President Gerhard have put forth on collaborating efforts to fix the structural deficit for 2017-18. However, there's a carryover deficit of 2.5M into 2017-18. He asked why is the college having to maintain a 5% reserve, is that a part of the allocation model? He continued with stating, why not fix the deficit once and for all rather than building up to a 5% level when he doesn't believe it is required. He deferred to Chabot for further discussion in respect to how the college came up with these figures. President Sperling

asked that Vice President Gerhard answer this question. Vice Chancellor Gerhard stated this is to provide stability to the college. He also stated this increase is to provide a safety net and physical stability and supporting of planning. Trustee Maduli noted if that reserve was there for that purpose we should not have had a deficit. He stated he is concerned with a carry over deficit, he thinks the college needs to fix that problem before it starts reserving dollars when it's not required. Mr. Gerhard clarified Chabot has fixed the deficit. Trustee Maduli encouraged the college to look closely at the budget as the budget is a reflection of the goals and priorities of the college. Trustee Maduli also stated positions are needed and they should have been covered under this budget. President Sperling stated, this was covered in the Prioritization of Faculty Budget. Vice Chancellor Legaspi clarified the Chabot plan is to rebuild the ending balance to 5%, Chabot did not have a 5% reserve to begin with. The way to do this, plus to cover the 2.5M negative balance. Trustee Maduli stated the State gives us a minimum of 3 years to get back to our stabilization and were allowing our college to give back in 5 years, which he feels is not right. He ended with stating, next time the budget comes in he expects the deficit to be a priority.

Chabot Student Senate President Mr. Zaheer Ebtikar made a point of clarification to Trustee Maduli's remark, as of right now the actual balance is for the General Unrestricted Fund is at 8%. He also stated the District has a 22% General Unrestricted Fund Balance.

Trustee Mitzman thanked Vice Chancellor Legaspi for his presentation as he makes it seem so simple. He stated he could not find the rental revenue for the District office. Chancellor Jackson stated that at the request of the Board this information had been provided previously, but that an updated report would be forthcoming. Trustee Mitzman also asked where the funds are going for the District building and how it's being allocated to the two colleges and programs. Chancellor Jackson commented, the two colleges generate revenue from the rental of their buildings, classrooms and facilities these funds remain at the respective campuses and does not come to the District, just like the District revenues do not directly go to the Colleges. That is a policy most districts have in place unless they have a different budget allocation model. The money that is generated here goes into the reserve account, these funds pay for services offered, such as CLIP, our classified professionals' leadership program. Vice Chancellor Legaspi gave a specific example of how the district revenues are being spent, SERP which is provided to both colleges will be paid for out of the reserve, freeing up general fund dollars.

Chabot College Faculty Senate Ms. Laurie Dockter stated the amount of revenue that is obtained from the colleges is very small, how much is the revenue with the renting of the district, there has to be a big difference. Vice Chancellor Legaspi answered the colleges revenue is a sizable amount. Vice President Gerhard stated Chabot obtains approximately \$450,000 which is used to support programs. Vice Chancellor Legaspi made a point that their voices are heard, there is a Budget and Planning Committee made up of all the continuants, which is a District wide Budget Committee and they discuss issues such as this.

Trustee Maduli stated he had a concern on the Child Development Fund encroaching on the General Fund to the tune of \$335,000.

Mr. Ebtikar made two points of clarification, in hopes that Vice Chancellor Legaspi can answer. The money that is generated from the revenue from the District office is allocated towards the District office? Vice Chancellor Legaspi replied, not exclusively, there are expenses that benefits the entire district, such as the SERP and the funds are maintained at the district. Mr. Ebtikar also asked for a response on ending balance for Unrestricted General Funds, Vice Chancellor Legaspi responded that 8% is our minimum reserve. Vice Chancellor Legaspi mentioned he will provide further information of the Fund Balance breakdown at the next meeting.

Chabot Senate President, Ms. Noell Adams asked for clarification if 23% is the ending balance for this Adoption Budget she would guess the reserve would be around 16-17%? Vice Chancellor Legaspi, agreed this may be right but would like to revisit the numbers in order to confirm the percentage.

Trustee Vecharrelli stated he heard a lot about the Engineering Program, 1 instructor teaching 5 classes that's incredible. With our reserve we need to hire an Engineer. He also heard we need Math Courses, which is a gateway to education. He asked to see a report at the next Board meeting what we're going to do with Engineering.

1.11 ADOPTION: 2017-18 BUDGETS: General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund and Measure B Fund

Motion No. 6

Trustee Maduli made a motion, seconded by Trustee Dvorsky, Adoption of the 2017-18 Budget: General Fund, Cafeteria Fund, Child Development Fund, Capital Projects Fund, Self-Insurance (RUMBL) Fund and Measure B Fund

Motion carried unanimously, 6-0 with Trustee Gelles absent.

2.0 REPORTS, FACULTY, CLASSIFIED AND STUDENT SENATES

2.1 PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES FACULTY SENATES

Chabot College Faculty Senate President, Laurie Dockter reported on the following items:

At Chabot there is a process for prioritization on positions and in that process they include if you need someone immediately. She stated they passed the Engineering Position and were denied by the District. She feels this is a critical position that should've been filled when asked. Machine Tool Instructor is another position that is vitally needed

She expressed wanting the Board meetings at the College Campuses regularly to have more access to the Trustees.

Trustee Veccharelli commented we have a large Reserve and if we need a position filled that is going to bring in revenue we need to fill it. He asked to see a Cost Analyst by not filling the open positions.

Chancellor Jackson made a point of clarification, Chabot does have a process for the Emergency Hires. The Emergency was identified in March, but did not reach the District until September. Additionally, the college has the funds already in their budget to fill this position.

Las Positas College Faculty Senate Vice President Dr. Tina Inzerilla reported on behalf of President Melissa Korber on the following items:

The Board's long-standing practice of holding one board meeting per semester at each of the two colleges in the District is beneficial to all involved. On behalf of the Faculty of Las Positas College, we ask that you continue that practice. Members of the LPC Faculty have already expressed an interest in attending the Nov. 14, 2017, meeting, which is scheduled for LPC.

LPC Sanctuary Campus Resolution: LPC has drafted its own Resolution, which parallels the Chabot Resolution. "We will discuss the resolution at this week's meeting and have invited Senates for Classified Professionals and students to join in the resolution."

The Student Code of Conduct – Stalking, Online Conduct: At the Oct. 11 meeting, the Senate discussed what happens when an instructor complains of student stalking. Campus Safety Supervisor Sean Prather and Vice President of Student Services William Garcia explained that Campus Safety, the Vice President of Student Services, and the Livermore Police Department may all be involved when complaints arise.

A Task Force is forming to revise the Code of Student Conduct, which may be triggered by stalking. In addition, faculty have also requested that the Code of Student Conduct be revised to explicitly include the conduct of distance education students.

Open Educational Resources: At the Sept. 27 meeting, ECD Professor Lyndale Garner presented information about free resources, including texts, available to students. Students surveyed were strongly supportive of such resources. The Senate is gaging faculty interest in using or pursuing such resources.

Locally Defined Certificates: the Curriculum Committee would like to see locally defined certificates of completion and competency (not strictly CTE). A task force is forming to look at the logistics surrounding such certificates.

Online Educational Initiative: The Academic Senate is considering a resolution recommending standards to be followed for online courses.

Unified Plan for Basic Skills Initiative, Student Equity, and Student Success and Support Program: Director of Student Equity and Success Nessa Julian presented the plan. This will be on the agenda for approval at Oct. 25 Academic Senate meeting.

Plan for Career Technical Education: Career Technical Education Project Manager Vicki Shipman presented the CTE plan. This will be on the agenda for approval at Oct. 25 Academic Senate meeting.

2.2 PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES AND DISTRICT CLASSIFIED SENATES

Chabot College Classified Senate President, Ms. Noell Adams reported on the following items:

At our October 20th meeting, Classified Senate discussed current issues revolving around changes in Board of Trustees meeting times and locations and the Board of Trustees' lack of official response to Chabot College's Sanctuary resolution. She shared some of the concerns voiced by senate members during their meeting.

She noted the Chabot College Classified Senate worked very closely with the Academic and Student Senates throughout spring 2017 to craft and adopt the Sanctuary resolution that was presented to the Board in May. The Classified Senate played a major part in that presentation, and they have been monitoring the progress of the resolution since then. Having the Board adopt a resolution in support of our undocumented and marginalized student populations has been and continues to be a top priority for the Classified Senate. To date, the Board has not taken action on our resolution.

During the Senate meeting, questions arose around Resolution No. 06-1718 on tonight's agenda (item 9.1). The prevailing question is whether Resolution No. 06-1718 is being proposed in place of our Sanctuary resolution. If it is, the Senate is concerned that

Resolution No. 06-1718 does not send a strong enough, clear enough, or compassionate enough message of support for our undocumented and marginalized student populations.

In addition to discussing the Sanctuary resolution issue, the Classified Senate discussed the highly unusual sequence of changes to the board calendar: cancelation of the September meeting, followed by rescheduling the date of the October meeting, followed by a change of venue to the rescheduled October meeting away from the Chabot campus. Senate members expressed worry that these changes indicated an air of dismissive intent from the Board. Senate members are concerned that these decisions may have been made with the intent to stifle the Chabot College voice.

Las Positas College Classified Senate, Ms. Ginger Ripplinger reported on the following items:

The LPC Classified Senate approved a \$100.00 donation to the Santa Rosa Junior College Fire Relief Fund. Donations help leverage their college Foundation pledge of \$100,000. Donations are made at <http://firerelief.santarosa.edu>.

She also reported Faculty FLEX Day was held at Las Positas College today. Faculty organizers invited Classified Professionals to attend any or all sessions with supervisor approval as college offices remained open. A committee of Classified Professionals planned sessions on Payroll/Benefits and Classified Conversation, time set aside for the Classified Senate and Union leadership to answer any membership questions. Thank you to both the Faculty and Classified planning groups.

Las Positas College Student Senate President, Ms. Tatiana Hernandez reported on the following items:

At their last meeting, ASLPC approved money to purchase four charging stations for students to use while they are on campus.

One of the things ASLPC wanted to start was a Food Pantry so her advisor spoke with Ms. Brown from Alameda County Food Bank so they could begin one. They are going to host a club event through their ICC to market the Food Pantry and let students know that they are able to provide them with food.

Due to the lockdown incident that happened on October 4th, their Club Day Event was cancelled and moved to October 18th and was a success. She thanked the Campus Security, many students were informed about the lockdown through a text message. Even though it was a false alarm, the incident was taken very seriously and she knows the students would have been safe, had it actually happened. She personally thanked Mr. Sean Prather and the rest of Campus Security.

Lastly, their Undocuually Task Force has been working with their Academic Senate to develop and pass a joint resolution to declare Las Positas a Sanctuary Campus. The proposed resolution will be reviewed at the Task Force's meeting tomorrow. The Sanctuary Campus Resolution will be reviewed by Student Senate at this Thursday's meeting.

In November, she believes the week of the 13th they will be holding a special election to implement their student mobility initiative which is transportation fee for students to pay so they can sustain the availability of free transportation through the wheels bus.

Chabot College Student Senate President, Mr. Zaheer Ebtikar reported on the following items:

The tri-senate Sanctuary Resolution that was presented last year to be placed on the Board agenda has still not been discussed, and our students have been waiting for months to hear the Board's feedback. After being silent and refusing to put the Sanctuary Resolution on the agenda for 6 months, the Chancellor and Board President finally decided to meet and discuss the resolution. On Monday October 2nd the Presidents of the faculty, classified, and student senate as well as the President of Chabot College. After an hour-long meeting, the conversation still did not materialize into anything substantive and the Chancellor has still refused to put the matter on the agenda. After the meeting, he reached out to the Chancellor and Board President and asked, repeatedly, when the matter will be put on the agenda. Nearly 3 weeks have passed and he has still yet to hear a response from either body. Our students cannot wait any longer. They have waited more than 6 months to have the Chancellor put this matter on the agenda, and have yet to hear any proposed date. Obstacles like this make it impossible to have a democratic process that functions in any capacity. The students are worried for their safety, whether they are undocumented or not, and don't feel the support of their district in these times of dire need. He urged the Chancellor to not remain silent on the issues of their students anymore and to please put the tri-senate sanctuary resolution on the agenda for the next Board of Trustees meeting.

The lack of adequate staffing on campus has also been a growing concern, particularly the STEM Department. As of now Chabot College only has 1 Engineering instructor teaching 5 sections. That schedule equates to about 19 hours of instruction in lab and lecture, weekly. That does not include the time needed to grade assignments and exams or availability of office hours. This is just one case across the entirety of the STEM department and the rest of Chabot College that faces the harsh brunt of inadequate staffing. In some courses, there was at one point, in excess of 60 students (more than 20 on the waitlist), attending class to further their education. Courses such as Engineering, Machine Tools, and Calculus are just a small sample of our growing faculty hire problem. When these concerns were brought forth to the Chancellor's office as emergency hires last spring, they were not addressed quickly and as a result our students suffer the consequences. Several students in the Student Senate have even had to enroll in courses that conflict with

their schedules as leaders and have been forced to courses at other community colleges such as Laney or have to miss instruction time to remain in the Senate. Problems like these cause lower enrollment, delayed matriculation, and a slower graduation rate for our students at Chabot College. He urged the Chancellor's office to address these issues as they are only getting worse on our campus and setting our students up for failure.

The relocation of the Board of Trustees meeting from its original venue at Chabot College has been infuriating to deal with. Our College President initially requested a larger venue, on our campus, to facilitate the large number of students and faculty members that wanted to attend the meeting. Our College President's request was met with a quick relocation to the District Office, for reasons stated by the Chancellor as: "security concerns and a larger venue". In reality, our events center is a larger venue and we have yet to hear of any safety concerns made by the Trustees. Along with this, the Chancellor mentioned that "at a later date we may wish to hold a meeting at the college". Chancellor Jackson and Trustee Gin, does this mean that there will be no more meetings at Chabot College? Furthermore, because the change of venue was made only on the 16th of October, less than 10 days before the actual meeting, it is in violation of Board Policy 2310. The policy states that the location shall be posted at least 10 days prior to the meeting. The Chancellor has falsely interpreted this Board Policy, mentioning that the policy is for the Board of Trustees to set their agenda in the beginning of the year. This action, invalidates the legitimacy of any and all Board Policies. Additionally, the relocation has been greatly problematic for students, staff, and faculty because of commute times and schedules. Driving through 50-minute peak traffic, organizing carpools to attend, and dealing with conflicting class schedules makes it impossible for Chabot College to participate at the District. The Chancellor's office has attempted but failed to make this situation better by sending buses. However, this is after our College requested buses be available, through District M&O. District M&O was told to cancel the buses requested, without any clear reason, by another entity and subsequently, the Chancellor has sent for other buses instead. This entire problem could have been avoided, had the Chancellor kept the meeting at the rightful campus location. This change in location has suppressed the turnout and the voice of the Chabot Community, whether intentional or not. Make no mistake, the Chabot College voice cannot and will not be silenced under any circumstance.

Finally, he made mention of the issue of the funding on campus. Their campus' fiscal troubles are common knowledge to anyone in the district. The current allocation model sets there campus for cuts and removal of programs, across the board at about 17%. That means a loss of programs, sections, and overall funding. However, according to the California Community College Chancellor's Office website, the Chabot-Las Positas Community College District has steadily increased its general unrestricted fund balance percentage from its target at 8% annually, to around 26% annually in the 2017-2018 academic year. In the last 5 years, they can see a continually increase in fund balance, from \$16 million in unrestricted funds to \$38 million. At the same time, they can see that the actual percentage of money being allocated to salaries and benefits of staff is decreasing. They see a decrease

from 91% of the fund balance to 83%, being directed towards the salaries. As many of you may know this is because we are in the process of removing well experienced faculty who have served in their position for many years, for less experienced faculty, to cut costs. So to recap an increase in percentage being saved and a decrease in percentage being spent on staff salaries, which is supposed to be the majority of the fund. What exactly are we saving the money for? I have been told it's for better bond ratings and easier accreditation. Now whether the reasoning is higher bond ratings or easier accreditation for future years, the fact of the matter remains that we have extremely pressing issues that are happening right now. The difference in an AA- bond rating and AA bond rating should not outweigh the very serious problem that there campus has right now. Why are we saving money for better bond ratings and continually placing the district office ahead of the colleges in the budget allocation model, when we are facing these problems now? The college is hurting, the students are hurting, and the programs are hurting. We cannot wait and plan for the future when we already have a crisis on hand that needs to be addressed. He urged the Chancellor and Board, to reassess their aims and end the broken allocation model that places their productivity at an unrealistic level and address the question; what are we saving for?

He asked members of the Board, to consider the following: Do these actions promote the advancement, let alone well-being, of our students? Do these actions align with our values as a community and as elected officials? What are the motivations behind these disastrous plans? Finally, has the democratic process been utilized, or expunged, over the course of these past weeks? These concerns cannot go on being unheard. Board members, the students, faculty, and staff of Chabot College, count on your support to make the right decisions and bring change quickly.

GOOD OF THE ORDER

Mr. Dave Fouquet, reported on behalf of Charlotte Lofft as she is out of town. Stated the Faculty stands with the students at both campuses regarding the Sanctuary and is proud of Chabot's DACA Students and is especially proud of all the students that came tonight to speak.

On the matter of negotiations they are not pleased with the progress that is being made on non-credits. He stated this is important to the District for their non-credit offers. He continued to state they are still very far apart in negotiations.

He commented on the Budgets of the district building for the 1st and 2nd floors. He would like to see more transparency at the PBC level.

Lastly, he stated there hasn't been a significant review of the BAM, which needs to be done so more dollars can be directed to the campuses.

4.13 WAS PULLED FROM THE CONSENT CALENDAR BY TRUSTEE MITZMAN

Trustee Mitzman stated his concern, do we pull it and rewrite it, do we change it now, and how do we fix this problem. He stated they have to agree with the modification once it's presented to them.

Chancellor Jackson gave background on this item. Back in February this item was brought up during the "Chats with the Chancellor". Additional information was requested with a follow-on meeting to be scheduled. That meeting happened in September, at the Extended Senior Leadership Team (e-SLT). There were some concerns which I asked the College President to work with her staff to come up with a proposal that would be presented to the Board for approve and then passed on to the City of Hayward. Another meeting was conducted with the Deans, Presidents and Vice Presidents at a joint meeting because there was concern LPC was not involved in the discussion. Out of that meeting an ad hoc meeting was established that will be chaired by a Faculty Member (Chabot) and Administrator at (LPC). Meetings are set for December 1st for the ad hoc committee and December 4th of the full body. The district also has a meeting scheduled in November with the City of Hayward, "where I would like to take this for full discussion". She expressed we have had a long history with working with the City of Hayward and by getting something from the Board stating we are interested, but not committing us to an explicit amount is appropriate until the outstanding questions are answered. She stated, as Bob Buell mentioned earlier this evening, we have 2 years before we have to vacate San Leandro.

Trustee Mitzman asked if the Hayward Fire Chief had left as he wanted to know how he sees this going forward.

Hayward Fire Chief, Garrett Contreras, stated the City of Hayward has \$4M into this project's design and has placed all of Chabot's needs into the overall design. He stated the flexibility to continue to do this on good faith and working in a collaborative effort is running short. They are planning on breaking ground in August of next year. That timeline is their biggest concern at the moment. He concluded with stating there will be a meeting held tomorrow to discuss the possibilities of likely not having a partner and how will significant pieces of the project be cut out. He stated the City of Hayward is spending \$40M and the balance of the project is dependent on the partnership.

4.13 STATEMENT OF SUPPORT TO EXPLORE AVENUES OF COLLABORATION AND PARTNERSHIP WITH THE CITY OF HAYWARD

Motion No. 7

Trustee Mitzman made a motion, seconded by Trustee Dvorsky, to approve the statement of support to explore avenues of collaboration and partnership with the City of Hayward.

Motion carried unanimously, 6-0 with Trustees Gelles absent.

President Gin suggested this item be brought back up for further discussion in the coming months.

Chancellor Jackson stated the meeting with City of Hayward is December 6th and will be brought back following that date.

Bob Buell interjected, it was not supposed to be about Chabot vs. Las Positas facilities, and it was supposed to highlight the program needs. He mentioned he had clear understanding from Las Positas a Public Safety Facility was a number 1 priority for them and our Facilities Committees also agreed it was a priority for them. He then read a supporting Resolution that was put out by Chabot. He stated if we run out the clock, San Leandro and Oakland will be our only options which are not in our jurisdiction, get Chabot and Las Positas what they need. He concluded with asking the Chancellor and Board to move on this while we have the support.

Trustee Maduli asked to amend Agenda Item 4.13 authorizing to enter into an MOU with the City of Hayward.

Chancellor Jackson made a point of clarification, a change to the original motion can be made; however, you have to have the original person who made the motion and the seconder to approve a friendly amendment according to Robert's Rules.

Motion No. 8

Trustee Mitzman made a motion, seconded by Trustee Dvorsky, Amendment to include which states an MOU with the City of Hayward.

Motion carried unanimously, 6-0 with Trustees Gelles absent.

5.4 APPROVAL OF SOFTWARE AGREEMENT RENEWAL- ELLUCIAN COMPANY L.P., FOR THE ELLUCIAN HIGHER EDUCATION BANNER SYSTEM (BASIC MODULES) was pulled for correction on paragraph #2 referencing Measure A, this should be Measure B.

Motion No. 9

Trustee Veccharelli made a motion, seconded by Trustee Mitzman, to correct paragraph #2 referencing Measure A, which should be Measure B.

Motion carried unanimously, 6-0 with Trustees Gelles absent.

8.3 PRESENTATION OF THE CHABOT-LAS POSITAS FACULTY ASSOCIATION PROPOSAL FOR THE COLLECTIVE BARGAINING AGREEMENT WITH THE CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT ENDING JUNE 30, 2018

Trustee Mitzman made a motion, seconded by Trustee Veccharelli that the Board of Trustees accepts for submission the Collective Bargaining Agreement reopener proposal from the Chabot Las-Positas Faculty Association and announces that a public hearing will be conducted at the November 14, 2017 Board of Trustees Meeting.

Motion carried unanimously, 6-0 with Trustees Gelles absent.

Trustee Maduli posed a comment referencing Agenda Item 8.2. Our District shows a 55% which is good.

10.0 REPORTS- SENIOR LEADERSHIP AND TRUSTEES

10.1 PRESIDENTS OF CHABOT AND LAS POSITAS COLLEGES

Dr. Susan Sperling, President, Chabot College reported on the following items:

Extended her appreciation to the Board for their patience. Most importantly to the students, faculty and staff who interrupted their busy study and work schedule and family obligations to exercise their most fundamental American rights to appear before ones elected officials to petition an elected Board.

She stated, one of the key missions at the college and is embedded in our Mission Statement is to “prepare students to engage in civic and cultural life of the community”. She expressed to the students they have helped us meet our mission tonight.

She drew everyone's attention to Chabot's protocols in support of FIPA and DACA Student Dreamers Students and all of their students. This is the hard work of the DACA Steering Committee and Dream Team and particular Student Services with much participation from student government and the other senates who went into action as soon as DACA was rescinded by executive order and put together a very well-considered set of protocols that are in keeping of FIPA and also keeping with the State Law of California. She invited everyone to look at these which are posted around the campus. She concluded she believes this is a significant step to conveying to the students not only symbolically but in terms of protocol the way in which we are protecting their rights.

Ms. Roanna Bennie (Interim President), Las Positas College reported on the following items:

Gave a few brief notes of appreciation to Chabot for leading the DACA conversation and the protocols are something LPC will be looking at.

She reminded everyone, of the 5 months that have passed since the Resolution for DACA came to the Board nearly 3 of those months students and faculty were away, during the summer break. A draft is coming soon from LPC which is well written and very thoughtful. She thanked the Board for looking forward to hearing from LPC on this matter.

She recognized Chancellor Jackson as she is the one who put together the meeting of the parties for Public Safety, particularly the Fire Sciences area, from both campuses because no conversation had developed as a District.

She concluded with showcasing the Spring Catalog that is hot off the press.

CHANCELLOR REPORT

She addressed the Academic Senate Presidents and offered to come to their meetings and mentioned she has an "Open Door Policy" which has not changed.

She mentioned she has asked both College Presidents at Chabot and Las Positas College to look at establishing dates for Chats with the Chancellor in spring 2018.

Lastly, she shared information from the State Chancellor regarding Common Assessment Initiative. In summary it stated, we need to terminate the Assessment Testing Project and refocus on the Common Assessment Initiative that will implement recent legislative and foster the effective placement of students using multiple measures for placement in English and Math. She concluded with stating the Researchers Presentation done by Dr. Carolyn Arnold and Mr. Rajinder Samra at the last Board meeting highlighted how the colleges are piloting Multiple Measures so we are ahead of the process.

TRUSTEE REPORTS AND/OR OFFICIAL COMMUNICATIONS

Trustee Maduli, requested Vice Chancellor Horner provide the Bond Status at the next Board meeting.

Trustee Mitzman, thanked Chabot College for honoring him at the City of Hayward Volunteer Dinner which he is on that committee. He thanked all the student speakers who gave their voice, concerns which were heartwarming and good to hear. He stated the Board has nothing but the highest respect for the students and the reason why there here is because of the students. He concluded by emphasizing everything will get worked out by us working together.

Trustee Vecchiarelli, commented he hopes by the next Board meeting the issues that were brought up tonight are addressed immediately. He stated when he hears we have Math and Science Classes that aren't being offered it is very troubling.

Trustee Dvorsky, stated she met with other programs, STEM in particular, which is a Women's Organization and is very interested in working with them.

Trustee Randolph, appreciated everyone's comments as the students passion truly touched her. She also stated, she is on the Board because she cares and we will get through this.

Las Positas Student Trustee Chris Romero, stated "California Values Act" is already in place. By signing the Resolution which is a step in the right direction, it's still not enough in making our students feel safe. He appreciates the Board taking steps in the direction, but stressed we still have a very long way to go. From her printed report he highlighted State Student Trustee Jessica Cisneros who is at DVC, and she too supports Sanctuary Campuses.

Chabot Student Trustee Juliet Garcia Gutierrez, provided a printed report for all Board Members. She stated she is pleased to hear Las Positas is having conversations around Sanctuary. She thanked Las Positas Student Trustee, President and all other staff and faculty that are supporting this Resolution.

She stated she is trying to put together a State Wide Student Caucus to meet and discuss what their concerns are to start strengthening their relationships as Student Trustees across the state.

She informed everyone there next RAZA College Day is November 4th and everyone is invited.

Lastly, she thanked the Board for listening to everyone's comments and suspending the rules and staying late. "By doing this you made this diplomatic process more accessible to all of our student's voices."

Las Positas Student Trustee Chris Romero stated there is over 30 Universities that have declared their campus Sanctuary Status, and multiple Community Colleges too have declared their campus Sanctuary.

President Gin, stated this is the longest we have held our Board meeting but its ok as we need to hear from our students. He stated this is a starting point where additional comments will be made in the coming weeks and months. He emphasized the Board cares about students, like Trustee Mitzman it hurts him when he hears accusations of the Board not caring for the students. He stated they need to listen and hear what everyone is saying and act on what is correct not rumors or "half-baked information". Lastly, he heard the students speak passionately and cheerfully, thanked everyone for their courage for speaking.

President Gin wished Trustee Dvorsky a Happy Birthday.

ADJOURNMENT

Motion No. 10

Trustee Vecchiarelli made a motion, seconded by Trustee Mitzman to adjourn the meeting at 10:47 p.m.

Motion carried unanimously, 6-0, with Trustees Gelles absent.

NEXT MEETING

The next Meeting of the Board is a Regular Meeting scheduled for November 14, 2017 at Las Positas College.

Minutes prepared by:

Debra Nascimento
Recording Secretary

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