



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

BOARD OF TRUSTEES

MINUTES

REGULAR MEETING

July 7, 2008

CALL TO ORDER AND ROLL CALL

President Bruce Swenson declared a quorum was present and called the meeting to order at noon in the Toyon Room of the Foothill College Campus Center, 12345 El Monte Road, Los Altos Hills, CA 94022.

Trustees Present:

Bruce Swenson, President
Paul Fong, Vice President
Betsy Bechtel
Laura Casas Frier
Hal Plotkin

for Public Session

Patrick Ahrens, De Anza College Student Trustee
Confiance Dukunde, Foothill College Student Trustee (arrived at 3:00 p.m.)

CLOSED SESSION

The Board immediately adjourned into closed session in the Altos Room with the individual listed below to discuss:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Position Title: Chancellor

Executive Administrator Present:

Martha Kanter, Chancellor

RE-CONVENE PUBLIC SESSION

President Swenson re-convened the public session at 1:05 p.m. in the Toyon Room. He led the Board and those present in the Pledge of Allegiance. The following staff, press, students and members of the public were present:

<i>Staff:</i>	Charles Allen	Rich Hansen	Brian Murphy
	Shirley Barker	Jeanine Hawk	Rose Myers
	Becky Bartindale	Kurt Hueg	Jon O'Bergh
	Maureen Chenoweth	Pat Hyland	Bernata Slater
	Jennifer Dirking	Martha Kanter	Marisa Spatafore
	Andy Dunn	Gay Krause	Greg Stoup
	Marie Fox Ellison	Andrew LaManque	John Swensson
	Richard Galope	Sharon Luciw	Laura Woodworth
	David Garrido	Judy Miner	

Press: None
Students: Juliana Bautista
Ralph Garvin, Jr.
Public: Pearl Cheng
Stephen Levy

REPORTING OUT FROM CLOSED SESSION

President Swenson reported that no action was taken in closed session, but noted that the Board gave Chancellor Martha Kanter a positive evaluation.

Item 1

OUR STUDENTS – OUR COMMUNITY

Chancellor Kanter introduced two former students. De Anza alumna Juliana Bautista and Foothill alumnus Ralph Garvin, Jr. spoke about their experiences as students and how the colleges had positively affected their lives. The Board thanked them for sharing their stories.

Item 2

SILICON VALLEY GROWTH AND ECONOMIC PROJECTIONS: IMPLICATIONS FOR Foothill-De ANZA'S EDUCATIONAL MASTER PLAN

Dr. Stephen Levy, Director and Senior Economist of the Center for Continuing Study of the California Economy, presented information regarding economic projections for Silicon Valley and the implications for Foothill-De Anza. He reviewed job and population growth trends, including projections for a surge in population in the 20-34 age group, and stated that it would not be surprising for Silicon Valley to modestly outpace the state and nation in job growth over the next ten years. In fact, job growth between April 2006 and 2008 in the Bay Area was 2.2%, more than twice the rate of the Los Angeles basin and San Diego combined. He pointed out that the tidal wave of baby boomer retirements will create a strong need to educate workers to replace those retirees, emphasizing that for every 100 new jobs there will be 200 job openings to replace workers who retire or permanently change occupations. He also discussed how most jobs in Silicon Valley are foundational jobs beyond the high tech sector; e.g., healthcare, education, construction, maintenance, public safety.

Item 3

FOOTHILL-DE ANZA EDUCATIONAL MASTER PLAN, 2005-2015

Chancellor Kanter reviewed the District's Mission, Purpose and Goals from the Educational Master Plan. Foothill President Judy Miner and De Anza President Brian Murphy joined her to discuss enrollment growth and factors affecting productivity. They noted that resident FTES enrollment has grown 15% in the last decade, and resident and non-resident enrollment grew 21% during the same period.

At 2:37 p.m., President Swenson announced a brief recess, then resumed the meeting at 2:42 p.m.

Vice Chancellor of Business Services Andy Dunn and Director of Budget Services Bernata Slater provided an overview regarding the District budget, including key revenue and expense assumptions and potential one-time solutions to address the budget deficit. Presidents Miner and Murphy and Vice Chancellor Dunn reviewed budget reduction plans in more detail and responded to questions. Executive Director of Facilities, Operations and Construction Management Charles Allen reviewed past and projected enrollment growth in respect to facilities capacity, noting that Measure E and C facilities will provide needed capacity until approximately 2015. He advised that facilities planning should begin now to evaluate and develop on-site and off-site facilities options to support the needs of students beyond 2015, and referenced the District's Five-Year Capital Outlay Plan later on the agenda.

Item 4

FOOTHILL-DE ANZA ANNUAL REPORT FOR 2007-08

Chancellor Kanter presented the Foothill-De Anza Annual Report, noting that the finished document will be posted online and a small number printed for distribution. She explained that the District will spend the next year and a half preparing the update of the Educational Master Plan for 2010-2020. Trustee Bechtel suggested some changes regarding references to the Project Stabilization Agreement and NASA Research Park. She also pointed out that the chart of headcount frequency distribution by city does not relate to the text and suggested explaining the positive aspects of enrollment beyond the District's boundaries.

Item 5

HUMAN RESOURCES AND EQUAL OPPORTUNITY UPDATE

Vice Chancellor of Human Resources and Equal Opportunity Dorene Novotny presented the Annual Staffing and Compensation Report, highlighting general information about the District's employee population such as average age, average years of service, turnover and salary schedule placement. She reviewed race and gender demographics, pointing out areas in which the District does not yet match the levels in the population of Silicon Valley inasmuch as slight gains have been made over the past three years. She also noted that the student demographic mix is increasing more rapidly than the employee demographic mix. She said that she and Vice Chancellor Dunn are brainstorming on ways to assist employees facing the high cost of housing in Silicon Valley. Responding to a question from Trustee Bechtel, she explained that some vacancies are purposely being held open in light of the budget uncertainties. Trustee Casas Frier expressed concern that the rising cost of gas may impact growth since many students come farther distances from outside the District's boundary.

Item 6

2007-08 BOARD SELF-EVALUATION AND 2008-09 GOALS

The Board reviewed the summary of its self-evaluation. Trustee Plotkin said that the collegiality of the Board even during disagreement among the trustees is an asset, and expressed hope that it can be maintained.

The Board reviewed the current list of goals. Trustee Bechtel suggested continuing the same priorities with one change to replace "Prepare" with "Implement" regarding the District's Environmental Sustainability Plan. Trustees Fong and Plotkin concurred. Since Measure E is almost completed, President Swenson suggested changing that priority to "Conclude Measure E." He also suggested adding "Off-Campus Sites" as a priority. The Board expressed support for all of

the proposed changes. Trustee Bechtel suggested removing “Public Bid Process” from the ongoing priorities since that matter has been addressed. She also asked for clarification of “Staffing,” and Chancellor Kanter explained that the District is underfunded in being able to hire the right number of employees to fully serve students.

Student Trustee Dukunde mentioned the importance of accessible transportation for students between the campuses, especially in light of rising gas prices. Chancellor Kanter noted efforts to address that situation and stressed the need to be strategic about what can realistically be accomplished.

CLOSED SESSION

The Board adjourned into closed session at 4:03 p.m. in the Altos Room with the individuals listed below to discuss:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Number of Potential Cases: Foothill-De Anza Community College District v.
Anshen + Allen (AAA No. 74 110 00250 07)

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Number of Potential Cases: 1

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations & Construction Management
Andy Dunn, Vice Chancellor of Business Services
Martha Kanter, Chancellor
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity

Legal Counsel Present:

Phil Jaret

CONFERENCE WITH LABOR NEGOTIATOR

District Negotiator: Dorene Novotny
Employee Organizations: All Represented and Unrepresented Groups

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations & Construction Management
Andy Dunn, Vice Chancellor of Business Services
Martha Kanter, Chancellor
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity

RE-CONVENE PUBLIC SESSION

President Swenson re-convened the public session at 6:00 p.m. in the Toyon Room. The following staff, press, students and members of the public were present:

<i>Staff:</i>	Charles Allen	Rich Hansen	Brian Murphy
	Anne Argyriou	Jeanine Hawk	Jon O’Bergh
	Tom Armstrong	Art Heinrich	Chien Shih
	Gina Bailey	Carolyn Holcroft-Burns	Bernata Slater
	Becky Bartindale	Martha Kanter	Marisa Spatafore
	Andy Dunn	Marsha Kelly	John Swensson
	David Garrido	Ron Levine	
	Robert Griffin	Judy Miner	

Press: None

Students: None

<i>Public:</i>	Bill Berry	Chris Moylan
	Ann Kennedy	Terry Terman

REPORTING OUT FROM CLOSED SESSION

President Swenson reported that no action was taken in closed session.

APPROVAL OF MINUTES

M/S/C:	Plotkin/Dukunde
Advisory vote:	2 yes
Board vote:	unanimous
Action:	Approved the minutes of the June 16, 2008 meeting

CORRESPONDENCE

President Swenson asked if there was any correspondence which should be brought to the Board’s attention. Trustee Plotkin reported that he received a call from Brian O’Neil of SEIU saying that there was a satisfactory resolution of the issue regarding Professional Development Awards and classroom training, which would be handled on a case-by-case basis.

HEARINGS: ITEMS NOT ON THE AGENDA

Public / Students

There were no students or members of the public who wished to address the Board on items not on the agenda.

Staff

Foothill President Judy Miner announced a graduation ceremony on July 24 for students of the Mt. View-Whisman School District who participated in the college’s Math Acceleration Program. Chancellor Kanter announced that she and Coordinator of District Communications Becky Bartindale would be attending a three-day retreat sponsored by the Hewlett Foundation on the subject of community college district communications. De Anza President Brian Murphy introduced De Anza’s new Academic Senate President Anne Argyriou. Faculty Association President Rich Hansen reported on a recent post-Proposition 92 meeting he attended and urged trustees to send a representative to the next meeting in the fall.

Trustees

Trustee Fong announced an upcoming meeting of the California Community College Trustees Board that he would be attending and noted that they are still discussing how to proceed following the unsuccessful community college initiative Proposition 92. Student Trustee Ahrens announced that he and Student Trustee Dukunde would attend the Student Trustee Workshop in August. Trustee Bechtel thanked the colleges for the many graduation events. Trustee Plotkin offered his regrets for not being able to attend commencement ceremonies. President Swenson introduced Sunnyvale City Council member Chris Moylan.

APPROVAL OF CONSENT CALENDAR

M/S/C: Fong/Casas Frier
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified Items 7-15 of the Consent Calendar as follows:

Item 7 — **Ratified** CONTRACTS AND AGREEMENTS

Item 8 — **Approved** Foothill and De Anza Colleges Impact – Community Education Short Courses for Fall Quarter 2008

Item 9 — **Approved** Science, Technology, Engineering, Mathematics and Design (STEM-D) Careers Internship Program

Item 10 — **Approved** Donation, Recycling or Disposal of Miscellaneous Surplus District Furniture
Made a finding that the property is of insufficient value to defray the cost of a sale, and authorized the Director of Purchasing Services to make donations to the Ecumenical Hunger Program or the Salvation Army and to recycle or dispose of items that are not accepted by the Ecumenical Hunger Program or the Salvation Army

Item 11 — **Approved** Sale of Miscellaneous Surplus District Electronic Equipment
Made a finding that the property does not exceed \$5,000 in value and authorized the Director of Purchasing Services to sell the items in accordance with Education Code 81452(a)

Item 12 — **Approved** Donation of Surplus District Personal Property
Made a finding that the items are of insufficient value to defray the costs of arranging a sale and authorized the Director of Purchasing Services to donate the items to the Foothill-De Anza Foundation

Item 13 — **Approved** Authorization to Award Contract Pursuant to Bid 1158 – Purchase of Wheelchair Accessible Bus
Authorized the Director of Purchasing Services to award a purchase order to Eldorado Bus Sales in the amount of \$90,632.31 pursuant to Bid #1158

Item 14 — **Approved** Personnel Actions:

Name: **Veronica Acevedo Avila**
Position: Counselor
College: De Anza College
Division: Counseling
Action: **Reduction in Load to 55%**
Effective Date: July 1, 2008 through July 31, 2008
Comments: In accordance with Article 18 of the *Agreement* between the District and the Faculty Association

Name: **Virginia Becchine**
Position: Program Director, Radiation Therapy
College: Foothill College
Division: Biological and Health Sciences
Action: **Resignation for the Purpose of Retirement**
Effective Date: December 12, 2008
Comments: In accordance with Article 19 of the *Agreement* between the District and the Faculty Association

Name: **Marcos Cicerone**
Position: Director, Staff Development
College: De Anza College
Division: Academic Services
Action: **Resignation for the Purpose of Retirement**
Effective Date: August 1, 2008

Position: **Director, Office of Outreach and Relations with Schools**
College: De Anza College
Division: Admissions and Records
Action: **Approve New Classification**
Effective Date: July 8, 2008 # of Months: 12
Compensation: Level F
Comments: In accordance with Chapter XI of the Administrators Handbook

Name: **Jennifer Dirking**
Position: Associate Director
College: Central Services
Division: Development
Action: **Extend Employment Contract** # of Months: 12
Effective Date: August 6, 2008 to June 30, 2009

Name: **Charles S. Dougherty**
Position: Instructor
College: De Anza College
Division: Physical Education and Athletics
Action: **Ratification of Resignation for the Purpose of Retirement**
Effective Date: June 27, 2008

Name: **Donna Fung**
Position: Counselor
College: De Anza College
Division: Counseling
Action: **Resignation for the Purpose of Retirement**
Effective Date: June 26, 2009
Comments: In accordance with Article 19 of the *Agreement* between the District and the Faculty Association

Name: **Robert Griffin**
Position: Vice President
College: De Anza College
Division: Student Services and Institutional Research
Action: **Resignation for the Purpose of Retirement**
Effective Date: July 31, 2008
Comments: In accordance with Chapter XIV of the Administrators Handbook

Name: **Mary Lou Heslet**
Position: Counselor
College: Foothill College
Division: Counseling
Action: **Resignation for the Purpose of Retirement**
Effective Date: June 26, 2009
Comments: In accordance with Article 19 and 20 of the *Agreement* between the District and the Faculty Association

Name: **Karen Kieffer Gillette**
Position: Librarian
College: Foothill College
Division: Career, Workforce and Technology
Action: **Resignation for the Purpose of Retirement**
Effective Date: June 26, 2009

Name: **Randy Lomax**
Position: Counselor
College: De Anza College
Division: Counseling
Action: **Resignation for the Purpose of Retirement**
Effective Date: June 26, 2009
Comments: In accordance with Article 19 and 20 of the *Agreement* between the District and the Faculty Association

Name: **Leonis A. Osterdock**
Position: Program Director, Pharmacy Technology
College: Foothill College
Division: Biological and Health Sciences
Action: **Partial Unpaid Leave of Absence**
Effective Date: September 22, 2008 through June 26, 2009
Comments: In accordance with Article 16 of the *Agreement* between the District and the Faculty Association

Name: **Ulysses Pichon**
Position: Instructor
College: De Anza College
Division: Language Arts
Action: **Resignation for the purpose of retirement**
Effective Date: June 26, 2009
Comments: In accordance with Article 19 of the *Agreement* between the District and the Faculty Association

Name: **Gerald Rosenberg**
Position: Dean
College: De Anza
Division: Physical Science, Math & Engineering
Action: **Extend Employment Contract**
Effective Date: August 1, 2008 to June 30, 2009 # of Months: 12

Name: **Daphne Small**
Position: Interim Dean
College: Foothill College
Division: Student Affairs and Activities
Action: **Employment**
Effective Date: September 1, 2008 through June 30, 2009
Compensation: Level I, Step 2 @ \$8,922.32 per month

Name: **Phyllis Spragge**
Position: Interim Dean
College: Foothill College
Division: Biological and Health Sciences Division
Action: **Employment**
Effective Date: September 1, 2008 through December 31, 2008
Compensation: Level J, Step 3 at \$10,320.69 per month

Name: **John Swensson**
Position: Interim Vice President
College: De Anza College
Division: Instruction
Action: **Ratify Extension of Interim Assignment**
Effective Date: July 1, 2008 through August 31, 2008

Name: **Timothy Woods**
Position: Dean
College: Foothill
Division: Computers, Technology & Information
Action: **Extend Employment Contract**
Effective Date: August 1, 2008 to June 30, 2009 # of Months: 12

Item 15 — Approved HUMAN RESOURCES REPORT

Item 16

BOARD CALENDAR FOR 2009

Trustee Bechtel pointed out an error in the second March date. She also questioned whether there was a need for three retreats during the year. Trustee Plotkin asked that the dates be checked to ensure there are no conflicts with Jewish high holy days. The Board deferred action to adopt the calendar until the next meeting.

Item 17

NASA AMES RESEARCH CENTER: MEMORANDUM OF UNDERSTANDING AND LIMITED LIABILITY CORPORATION

Vice Chancellor of Business Services Andy Dunn introduced Bill Berry, Director of the UC Affiliated Research Center for the University of California at Santa Cruz, who discussed the initial land use plan for the NASA Research Park (NRP), how the Limited Liability Corporation (LLC) would operate, and what is known about Google's plans at the site. He explained that each academic institution would work out arrangements with the master developer. Responding to a question from Trustee Casas Frier, he said that the total investment of the project is estimated to be one billion dollars, but the establishment of the LLC is the only up-front investment cost, to be shared by the academic institutions; the LLC would then offer the development rights to a developer.

Responding to a question from Trustee Plotkin, Dr. Berry said that no obstacles or concerns have been discovered at the site. He noted that soil testing revealed low-level plumes of trichloroethylene moving toward the bay, but it has been well documented that this does not pose a public health hazard. Nonetheless, the area has been designated a Superfund clean-up site, and the LLC will be set up so there is no transfer of residual liability from the federal government to the academic institutions.

Trustee Bechtel asked about the 20% participation level designated for Foothill-De Anza. Chancellor Kanter explained that the District desires more than a minor share to benefit from residual values of the development. Trustee Bechtel requested that the District further consider the level of participation to ensure it is in line with the expected benefit. Responding to a question from Trustee Fong, Dr. Berry noted that San Jose State President Don Kassing and his staff are enthusiastic about participating but want to leave the final decision to the incoming president; Dr. Berry expects the university to be a minor participant. Responding to a question from President Swenson to explain the assets, Dr. Berry clarified that the federal government will own the land; the LLC would enter into a 99-year lease and sub-lease to the master developer, who would receive 10-20% return on investment, with the asset remaining with the LLC. De Anza President Murphy pointed out how the development of below-market residential housing dovetails with the housing needs discussed in Dr. Levy's presentation earlier in the day.

Dr. Berry explained that UC Santa Cruz now intends a more research-oriented use for the NRP with an emphasis on graduate students and the presence of the school of engineering and a school of management. He envisions an enrollment of perhaps 500 UC students.

Trustee Bechtel asked about additional financial obligations. Dr. Berry explained that the master developer is willing to fund the CEQA. Trustee Plotkin summarized the financial obligations as presented: the District's investment of \$300,000 at this point would enable the CEQA process (which will be funded by the developer) to move forward, and if the outcome is a "green light" to

proceed, then the District can perform a cost/benefit analysis to determine whether further investment is warranted; if the cost/benefit analysis is favorable, the Board would be asked to authorize a 99-year lease with the other academic institutions. Vice Chancellor Dunn confirmed that legal counsel is finalizing the MOU.

M/S/C: Plotkin/Fong
Advisory vote: 2 yes
Board vote: unanimous
Action: Authorized the Chancellor or designee to enter into an LLC with UCSC and sign the Memorandum of Understanding with the University Associates upon its completion

Item 18

FIVE-YEAR CONSTRUCTION PLAN FOR 2010-2014

M/S/C: Fong/Bechtel
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved the Five-Year Construction Plan for 2010-2014

Item 19

MEASURE E CONSENT CALENDAR

M/S/C: Plotkin/Ahrens
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified the Measure E Consent Calendar, item A, as follows:

- A. *Title:* Addendum #10 to Agreement for Program Management Services
Vendor: Gilbane Building Company
Agreement Date: April 3, 2000
Campus: Foothill College and De Anza College
Amount: \$141,228
For: On April 3, 2000, the Board awarded an Agreement for Program Management Services to Gilbane Building Company for the Measure E Bond Program. Nine previous Addenda have been issued and approved by the Board. Addendum #10 is being issued to renew this agreement August 4, 2008, in accordance with the terms and conditions of the contract.
Action: Approval

Item 20

MEASURE C CONSENT CALENDAR

M/S/C: Fong/Plotkin
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved / Ratified the Measure C Consent Calendar, A-D, as follows:

- A.** *Title:* Master Plan
Vendor: tBP Architecture
Agreement Date: June 23, 2008
Campus: Foothill College
Amount: \$14,500
For: Professional services for tBP Architecture to complete Master Plan Revision required as a result of changes in the program projects
Action: Ratification
- B.** *Title:* Agreement for Design Services and PAA #F-1A
Vendor: HMC Architects
Agreement Date: July 8, 2008
Campus: Foothill College
Project No.: #104, #108, #112
Project Name: General Classrooms-Building 5500, Language Arts General Classrooms-Building 6400, and Administration Building-Building 1900
Amount: \$190,938
For: HMC was selected by the District’s Architect Selection Committee to provide services for Measure C building renovation projects, and their selection was approved by the Board on August 27, 2007. This Master Agreement allows multiple projects to be assigned to the Architects by the District, and the associated Project Authorization Amendment (PAA) authorizes the Architects to proceed with services related to the following Foothill College projects #104 (General Classrooms (Building 5500)), #108 (Language Arts General Classrooms (Building 6400)), and #112 (Administration Building (Building 1900)). The PAA authorizes architectural and engineering design services for schematic design and design development for renovation of those three buildings. The fee cost will be funded jointly by the corresponding Measure C project budgets. The buildings will be designed concurrently under a single contract for efficiency of design and project management efforts. The PAA establishes a fee of \$190,938, consisting of a lump sum for all basic services and an allowance for reimbursable expenses. The fee includes design services of engineers consulting to the architect.
Action: Approval

- C.** *Title:* Agreement for Surveying Services
Vendor: Telamon Engineering Consultants, Inc.
Agreement Date: July 8, 2008
Campus: Foothill College
Project No.: #160, #126, #142
Project Name: Physical Sciences & Engineering Center (formerly North Slope Science Building); Parking Lot #4; and Soccer, Softball and Baseball Complex
Amount: \$79,750
For: This Agreement provides for preparation of land and utility surveys of all three sites in preparation for detailed design of those projects. The fee is not to exceed \$57,750 for control, boundary and topographic surveys, and \$20,000 for an underground utility survey. An additional \$2,000 allowance is included in the Agreement for reimbursable expenses, for a total fee of \$79,750. Payment will be made on an hourly basis for actual costs, not to exceed the stated amounts. Survey costs will be funded jointly from the corresponding Measure C project budgets.
Action: Approval
- D.** *Title:* Agreement for Inspection Services
Vendor: Quali-Con Enterprises, Inc.
Agreement Date: June 23, 2008
Campus: Foothill College
Project No.: #101 and #161
Project Name: Forum and Fire Alarm Replacement Phase II
Amount: \$111,100 – Forum
\$ 41,300 – Fire Alarm Replacement Phase II
\$152,400
For: This agreement provides for an Inspector of Record to meet Division of State Architect (DSA) requirements for both Measure C projects. Construction of the Forum is scheduled to begin in July 2008 and the Fire Alarm Replacement project is anticipated to begin construction in October 2008. DSA-certified and listed Class A inspectors in Santa Clara, San Mateo and Santa Cruz counties were contacted directly by District staff. Nine inspectors or inspection firms responded with letters of interest and qualifications, which were reviewed by a group of District and Gilbane-Maas staff. Five inspectors/firms supplied additional information at the request of the selection group. Based upon further review of their references, responsiveness, personnel qualifications, hourly rates and schedule availability, two inspection firms were asked to provide more detailed proposals: Steve Donohue Consulting Services and Quali-Con Enterprise, Inc. After interviews and negotiation, the latter was deemed best suited to provide the required services. The agreement authorizes inspection services on an hourly basis not to exceed a fee of \$111,100 for the Forum project and \$41,300 for the Fire Alarm project, for a total maximum cost of \$152,400.
Action: Approval

Item 21

AUTHORIZATION TO AWARD CONTRACT FOR EIS HARDWARE, INSTALLATION AND SUPPORT PURSUANT TO BID 1151

Trustee Plotkin inquired about details regarding the hardware purchase. Director of Information Systems and Operations Chien Shih explained that the hardware not only runs the Banner software but provides two parallel back-up systems. In addition, since the hardware is an architecture, not a server, the District will not need to buy additional servers when expanding capacity. Responding to another question from Trustee Plotkin, Director Shih confirmed that a cost/benefit evaluation of hardware needs was included in the comprehensive evaluation of Educational Information Systems (EIS). He pointed out that the negotiated price is over one million dollars less than the quoted price. Responding to a question from Student Trustee Dukunde, Director Shih explained that the hardware is much more sustainable than the current architecture. He added that the hardware and software costs are still under the amount budgeted for the EIS, and the maintenance costs for years 4-10 are a best estimate.

M/S/C: Plotkin/Dukunde
Advisory vote: 2 yes
Board vote: unanimous
Action: Authorized the Director of Purchasing Services to execute a three-year contract with Abtech Systems, Inc. and to renew it for up to seven additional years in accordance with Bid 1151

Item 22

AUTHORIZATION TO AWARD CONTRACT PURSUANT TO BID #1122-101 — SCIENCES 2/FORUM 5000 PROJECT

M/S/C: Fong/Dukunde
Advisory vote: 2 yes
Board vote: unanimous
Action: Authorized the Director of Purchasing Services to award a contract in the amount of \$2,528,457 in accordance with Bid Document 1121-101 to CRW Industries, Inc.

Item 23

STANDARD FORM OF AGREEMENT WITH GILBANE-MAAS FOR MEASURE C BOND PROGRAM

M/S/C: Ahrens/Dukunde
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved the Standard Form of Agreement with Gilbane-Maas

Item 24

COMMISSIONING SERVICES FOR SELECTED MEASURE C PROJECTS

M/S/C: Plotkin/Casas Frier
Advisory vote: 2 yes
Board vote: unanimous
Action: Approved the list of four firms below to be included in a Commissioning Agency Pool and authorized the Executive Director of Facilities, Operations and Construction Management to negotiate contracts for commissioning services on an as-needed basis:
Cogent Energy
Engineering Economics, Inc.
Enovity
Rick Unvarsky Consulting Services

DATES TO REMEMBER

August 4, 2008 — Board Study Session and Regular Meeting
August 25, 2008 — Audit & Finance Committee Meeting
August 25, 2008 — Regular Meeting

ADJOURNMENT

President Swenson adjourned the meeting at 7:20 p.m.

jco
Approved: 8/4/08

Martha J. Kanter, Chancellor
Secretary, Board of Trustees