



## BOARD OF TRUSTEES

Foothill-De Anza Community College District  
12345 El Monte Road  
Los Altos Hills, CA 94022

*For information and disability access to materials, call 650-949-6100.  
Requests for accommodation should be made no later than one business day  
prior to meeting. Meetings are held in a location accessible to the disabled.*

**January 5, 2010**

Closed Session: 5:00 p.m.  
Chancellor's Office

**Public Session: 6:00 p.m.**  
**District Board Room**

*Members of the public who wish to comment on items or address the Board may do so  
by completing a request form prior to the start of the meeting and are limited to five minutes each.*

## AGENDA

### Regular Meeting

CALL TO ORDER & ROLL CALL

ADJOURN TO CLOSED SESSION

**Closed Session — 5:00 p.m.**

STUDENT DISCIPLINE — EXPULSION

Student ID: 10460779

CONFERENCE WITH LABOR NEGOTIATOR

District Negotiator: Dorene Novotny

Employee Organizations: All Represented and Unrepresented Groups

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

**Public Session — 6:00 p.m.**

REPORTING OUT FROM CLOSED SESSION

**INFORMATION**

APPROVAL OF MINUTES

November 2, 2009

**ACTION**

CORRESPONDENCE

**INFORMATION**

HEARINGS: ITEMS NOT ON THE AGENDA

**INFORMATION**

*The Board does not take action or respond to items not on the agenda.*

- Public
- Students
- Staff
- Board

Trustees' attendance at CCLC Legislative Conference, January 24, 25,  
Sacramento, CA

APPROVAL OF CONSENT CALENDAR

**ACTION**

1. Ratification of B Warrants and Wire Transfers Greater than \$5,000 for September, October, and November 2009 (Dunn x6201)
2. Ratification of Contracts and Agreements (Dunn x6201)
3. De Anza Facility Use Policy, Fees, Process and Procedures (Murphy x8705)
4. Approval of New Courses Beginning Winter 2010 Quarter (Barker x7364)
5. Approval of Stand Alone Courses (Barker x7364)
6. Approval of Non-Credit Program: Geriatric Home Aid (Swett x6952)
7. Approval of Non-Credit Program: Mathematical Foundations (Swett x6952)
8. MOU with Palo Alto University (Swett x6952)
9. MOU between the California Community Colleges Chancellor's Office and Foothill College to Establish an Open Education Resource Center Pilot (Baker x7749)
10. Agreement with AppLabs to Load Test the Banner Student System (Sherman x6120)
11. Disposal of Surplus District Personal Property (Redmond x6166)
12. Human Resources Report (Novotny x6211)
13. Personnel Actions as Follows: (Novotny x6211)
  - Resignation – Charles DeNault, Foothill Faculty
  - Resignation for Purpose of Retirement – Phil Green, De Anza Faculty
  - Employment – Ronald McFarland – De Anza Dean
  - Employment – James McMahon – De Anza College Director
  - Resignation for Purpose of Retirement – Randolph Splitter, De Anza Faculty
  - Resignation for Purpose of Retirement – Lakshmi Vanniasagaram, De Anza Faculty

BOARD BUSINESS

- |   |                    |
|---|--------------------|
| 14. Approval of Revision to BP 4190, Academic Freedom (Brandy x6104)                        | <b>APPROVAL</b>    |
| 15. 1 <sup>st</sup> Reading of Revisions to BP 6120, Graduation Requirements (Brandy x6104) | <b>INFORMATION</b> |

## HUMAN RESOURCES AND PERSONNEL

16. Agreements with the Foothill-De Anza Community College District and Association of Classified Employees (ACE), Operating Engineers, Local 3 (OE3) and California School Employees Association and Its Chapter 96, for Unit A (CSEA) (**Novotny x6211**) (*See Public Memo for backup*) **ACTION**

## BUSINESS AND FINANCE/FACILITIES

17. Declaration of Discrepancy Concerning Attendance Accounting Related Issues in the Foothill College Physical Education Division (**Dunn x6201**) **ACTION**
18. MOU between the Regents of the University of California and the Foothill-De Anza Community College District (**Dunn x6201**) **ACTION**
19. HMC Agreement for Services and Change #1 for Flint Center Electrical Improvements (**Dunn x6201**) **ACTION**

## MEASURE C PROJECTS

20. Measure C Consent Calendar (**Allen x6150**)  
*Aggregate amount of these items is: \$59,874*  
**De Anza College**
- A) Noll & Tam Architects – Revision #1 to PAA #4-B to Master Agreement – Corporation Yard – (\$5,120)
  - B) Allana Buick Bers, Inc. – PAA #D06 – Tile Roof Repairs - \$34,380
  - C) Zolman Construction and Development, Inc. – Change Order #8 - Autotech Renovation - \$3,416
  - D) Miller Company Landscape Architects – Revision #1 to PAA #D01 – CDC Playground Maintenance & Upgrades - \$6,000
  - E) Ross Luthin Creative – Change #5 to Agreement for Services (RFP #970) – Signage – (\$250)
  - F) Quali-Con Enterprises – Revision #2 to Visual & Performing Arts Center - \$0
  - G) Architectural Resources Group – Revision #3 to PO #G797221/PAA-#2B – Baldwin Winery & East Cottage - \$21,448

## DATES TO REMEMBER / FUTURE AGENDA ITEMS

January 19, 2010 —Board Study Session, 1-6 pm, Quinlan Center, Cupertino  
FHDA Strategic Plan Update  
Budget  
Budget  
Facilities and Measure C Progress Report (semi-annual)  
Technology  
Legislation  
Community Outreach

February 1, 2010 - Regular Meeting  
March 1, 2010 - Regular Meeting  
March 8, 2010 - Regular Meeting

ADJOURNMENT

**ACTION**

## FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

### Office of the Chancellor

TO: Members of the Board of Trustees

FROM: Mike Brandy, Interim Chancellor

DATE: December 28, 2009

RE: Public Session — **January 5, 2010**

#### CONSENT CALENDAR

**1. Ratification of B Warrants and Wire Transfers Greater than \$5,000 for September, October, and November 2009**

Attached for Board ratification are B Warrants and Wire Transfers greater than \$5,000 for September, October, and November 2009.

A complete listing of all B Warrants and wire transfers is available for public viewing in the Chancellor's Office. Vice Chancellor of Business Services Andy Dunn recommends **ratification**.

**2. Ratification of Contracts and Agreements**

Presented to the Board for ratification is the list of contracts and agreements signed by Andy Dunn, Vice Chancellor, Business Services. It is the intention of Business Services to present such a list each month.

This procedure is in response to a review of Ed Code requirements and the revised Board Policy Section 3000. Vice Chancellor of Business Services Andy Dunn recommends **ratification**.

**3. De Anza Facility Use Policy, Fees, Process and Procedures**

In conjunction with District Board Policy 3205, it is the policy of De Anza College to allow community groups and organizations the use of its facilities when that use does not interfere with, infringe on or impede the educational process. We celebrate the diversity of its student body and the communities from which they are drawn. We believe in a rich diversity of viewpoint, age, cultural background, race, purpose, and social interaction. As a consequence we strive to ensure diverse groups and organizations have access to the use of our facilities.

Periodically, De Anza College reviews and revises the Facility Use Policy and the fees we charge for the rental of facilities.

We have attached the revised policy and fee schedule for the campus, effective July 2009, for Board of Trustee review. De Anza administration recommends **approval** of the facility use policy, fees, process and procedures as submitted.

**4. Approval of New Courses Beginning Winter 2010 Quarter**

Foothill seeks board approval for the addition of the attached courses to the 2009-10 Foothill College Catalog.

These courses have been approved through the established Foothill curriculum process for the 2009-10 year. Foothill administration recommends **approval** of these additional courses.

**5. Approval of Stand Alone Courses**

Foothill seeks board approval for Stand Alone Courses. Per Title 5 direction, every course that is not part of a State approved degree or certificate or is not part of the Foothill General Education requirements is required to have completed an application to substantiate its appropriateness to our mission, prove that it has met Foothill's curriculum standards and that it is compliant with regard to enrollment restrictions and accreditation standards.

These courses have completed Curriculum Committee applications and have been approved through the established Foothill curriculum process. Foothill administration recommends **approval** of these additional courses.

**6. Approval of Non-Credit Program: Geriatric Home Aide**

Foothill seeks board approval for application to the State Chancellor's Office for the Certificate of Completion, Geriatric Home Aide. This certificate is made up of NCVS 400 and 401 for a total of 104 hours of instruction.

This program is designed to provide practical skills and knowledge for entry-level students interested in a career as a geriatric home aide. Prepares students to provide care to ambulatory elderly patients in their own homes, under the supervision of a registered nurse. Course curriculum is focused on basic nursing needs, safety considerations, and nutrition needs for the geriatric patient population.

This new certificate has been approved by Foothill's curriculum committee. Foothill administration recommends **approval** of the Non-Credit: Geriatric Home Aide certificate.

**7. Approval of Non-Credit Program: Mathematical Foundations**

Foothill seeks board approval for application to the State Chancellor's Office for the Certificate of Completion, Mathematical Foundations. This certificate is made up of NCBS 401A and 401B for a total of 60 hours of instruction.

The Mathematical Foundations certificate is a bridge to college program that focuses on the development of quantitative thinking skills within the context of:

- The culture of the classroom;
- The development of basic mathematical literacy skills to enhance future success.

This new certificate has been approved by Foothill's curriculum committee. Foothill administration recommends **approval** of the Non-Credit: Mathematical Foundations program.

#### **8. MOU with Palo Alto University**

This is a memo of understanding between Foothill-De Anza Community College District, for the California Community Colleges CTE Collaborative Project SB70 Grant # 08-149-420, and Palo Alto University (PAU) one of the grant partners.

As a grant participant and partner, PAU will develop and implement course articulation for career pathways in business psychology, in targeted sectors at partner high schools and Foothill students in coordination with the Foothill Entrepreneurial Center. Additionally PAU will conduct outreach, recruitment and marketing activities aimed at Foothill students to generate enrollment and participation in the PAU Business Psychology program. (See Appendix A of MOU for details)

PAU shall receive a subcontract of \$25,000 for reimbursement for costs affiliated with completing the scope of the work prescribed in the CTE Collaborative Project SB70 Grant # 08- 149-420. Two scheduled grant payments of \$12,500 will be made at the signing of the MOU and the completion of the project no later than June 30, 2010.

Note: Should there be any State budget reductions to the SB70 Grant # 08-149-420 during the grant period, subcontractors reimbursements will be reduced accordingly. Foothill administration recommends **approval** of this MOU.

#### **9. MOU between the California Community Colleges Chancellor's Office and Foothill College to Establish an Open Education Resource Center Pilot**

With the assistance of former chancellor Martha Kanter and former trustee Hal Plotkin, Ira Ruskin authored Assembly Bill (AB) 2261 which was signed into law in September of 2008. AB 2261 authorized the Board of Governors of the California Community Colleges "to establish a pilot program to provide faculty and staff from community college districts around the state with the information, methods, and instructional materials to establish open education resources centers."

In response to AB 2261, this memorandum of understanding between the Chancellor's Office of the California Community Colleges and Foothill College establishes a pilot program, titled "Open Educational Resources Center for California" (OERCC). This pilot will provide a structure by which community college faculty and staff can locate, vet, and repurpose open educational resources in order to create high quality, free course materials and textbooks for college students. The resulting materials will be openly licensed or available in the public domain so that they can be further adapted and repurposed for future and individual contexts.

The goals of the OERCC are consistent with Foothill-De Anza Community College District Board Policy Public Domain 6141 which was approved by the Board of Trustees on Dec. 6, 2004.

#### **Board Policy 6141**

The Foothill-De Anza Community College District supports the creation, use, accessibility, and ongoing maintenance of public domain-based learning materials in accordance with established curriculum standards for educational purposes of the District, using the commonly accepted legal definition of public domain materials. The goals of this policy are to provide students with learning materials that reside in the public domain to augment and/or replace commercially available educational materials, including textbooks where appropriate, to create sustainable academic resources for students, faculty and staff, and to provide opportunities for professional growth of district employees involved in these activities. The Chancellor will provide periodic reports, not less than annually, to the Board that detail the progress made toward accomplishing the goals delineated by this policy.

Foothill administration recommends **approval**.

#### **10. Agreement with AppLabs to Load Test the Banner Student System**

Prior to the Banner Financial System's going live on July 1, 2009, the District engaged Sungard Higher Education Consulting Services to conduct load testing of the Finance module. The test was limited in scope (5,000 simultaneous access) and only exercised the sign-on process of the Financial system in an effort to determine how many simultaneous users our new Banner system can sustain. The test was successfully conducted and our system passed the Sungard certification process.

The Banner Student system is scheduled to go live in Summer 2010. There will be a heavy demand on system resources and network bandwidth when the Banner student registration system is opened to student access. Therefore, it is critical to run simulation load testing prior to the real go-live event. This test will be larger in scope (10,000 simultaneous users) and will exercise the critical functionalities of the registration process.



To meet required deadlines (e.g. to have Banner system installation completed before the start of Summer 2010 term), we need to hire a vendor that has experience with conducting this type of testing with other Banner schools.

Based upon careful research including consultation with other colleges and universities who have conducted this type of load testing, ETS plans to engage the services of AppLabs, Inc. to assist the ETS staff in developing the testing scenarios and in conducting the actual testing. The proposed agreement with AppLabs, Inc. will be for the amount of \$22,745; the test will last approximately 18 working days. AppLabs, Inc.'s Statement of Work is attached as backup.

District administration recommends the Board **authorize** Vice Chancellor of Technology Fred Sherman to execute a contract with AppLabs in the amount of \$22,745 for load testing.

#### **11. Disposal of Surplus District Personal Property**

De Anza College owns 9 file cabinets and 108 chairs that are located at the Piercey Toyota leased site. The De Anza College Auto-Tech program has recently relocated from the leased site back to campus, and they left behind the furniture because it is in such poor condition that it is unusable. District staff estimates the resale value to be zero.

California Education Code 81452(c) provides that if the governing board, by a unanimous vote of those members present, finds that the property is of insufficient value to defray the costs of arranging a sale, the property may be disposed of in the local public dump on order of any employee of the District empowered for that purpose by the board.

District staff will dismantle the items and recycle or dispose of the components appropriately.

District administration recommends the board make a finding that the items are of insufficient value to defray the costs of arranging a sale and **authorize** the Director of Purchasing Services to recycle or dispose of the items in the local public dump.

#### **12. Human Resources Report**

The Human Resources report is presented for Board Approval. The report reflects the personnel actions in the following categories: new hires, new positions, promotions, reassignments, reclassifications, separations, 39 month re-employment, permanent contract changes, professional growth awards, service recognition awards and longevity awards.

#### **13. Personnel Actions as Follows:**

*Name:* **Charles DeNault**

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*Position:* Faculty  
*College:* Foothill College  
*Division:* Physical Sciences, Mathematics and Engineering  
*Action:* **Resignation**  
*Effective Date:* December 30, 2009

*Name:* **Phil Green**  
*Position:* Faculty  
*College:* De Anza College  
*Division:* Applied Technologies  
*Action:* **Resignation for purposes of retirement under Article 19**  
*Effective Date:* June 25, 2010

*Name:* **Ronald McFarland**  
*Position:* Division Dean  
*College:* De Anza College  
*Division:* Business and Computer Systems  
*Action:* **Employment**  
*Compensation:* Range K, Step 1 @ \$9,803.74/month  
*Effective Date:* January 19, 2010 through June 30, 2010

*Name:* **James McMahon**  
*Position:* Director  
*College:* De Anza College  
*Division:* Campus Safety and Security  
*Action:* **Employment**  
*Compensation:* Range H, Step 3 @ \$8,526.01/month  
*Effective Date:* January 6, 2010 through June 30, 2010

*Name:* **Randolph Splitter**  
*Position:* Faculty  
*College:* De Anza College  
*Division:* Language Arts  
*Action:* **Resignation for purposes of retirement under Article 20**  
*Effective Date:* June 24, 2011

*Name:* **Lakshmi Vanniasegaram**  
*Position:* Faculty  
*College:* De Anza College  
*Division:* Physical Sciences Math & Engineering  
*Action:* **Resignation for purposes of retirement under Article 19**  
*Effective Date:* June 25, 2010

## BOARD BUSINESS

### **14. Approval of Revision to BP 4190, Academic Freedom**

In the continuing review of Board Policies, the Chancellor's Advisory Committee is recommending changes to BP 4190 per the attached. These changes were primarily constructed by the Academic Senates at Foothill and De Anza, and reviewed by legal counsel and the Chancellor's Advisory Committee. The existing policy is attached showing strikethroughs of existing language with the proposed new policy attached.

The first reading of this proposed policy was reviewed at the Board of Trustees meeting on December 7, 2009. No changes were recommended so the policy can now be approved as final at the January 5, 2010 meeting. Staff will be in attendance to answer any questions the Board may have regarding these proposed changes.

Interim Chancellor Mike Brandy recommends **approval** of Board Policy 4190 as presented.

**15. 1<sup>st</sup> Reading of Revisions to BP 6120, Graduation Requirements**

In the continuing review of Board Policies, the Chancellor's Advisory Committee is recommending changes to BP 6120 per the attached. These changes were primarily constructed by the Academic Senates at Foothill and De Anza, and reviewed by legal counsel and the Chancellor's Advisory Committee. The existing policy is attached showing strikethroughs of existing language with the proposed changes (underlined).

This is the 1<sup>st</sup> reading of the proposed changes to this policy. Staff will be in attendance to answer any questions the Board may have regarding these proposed changes.

**HUMAN RESOURCES AND PERSONNEL**

**16. *Agreements with the Foothill De Anza Community College District and Association of Classified Employees (ACE), Operating Engineers, Local 3 (OE3) and California School Employees Association and Its Chapter 96, for Unit A (CSEA)***

***Changes to articles in the current Teamsters, Local 287 Agreement***

Recommended approval of the entire contract *Agreements* for the following:

- *Agreement* between Foothill-De Anza Community College District and Association of Classified Employees (ACE), effective November 1, 2009 through October 31, 2011.
- *Agreement* between Foothill-De Anza Community College District and Operating Engineers, Local 3 (OE3), effective January 1, 2010 through

December 31, 2012.

- *Agreement* between Foothill-De Anza Community College District and California School Employees Association and Its Chapter 96, for Unit A (CSEA), effective January 1, 2010 through December 31, 2012.

Recommended approval of the changes in the following articles from the current Teamster *Agreement*, effective July 1, 2007 through June 30, 2010:

- Article 8 – Absences from Work
  - Section 8.9: Industrial Accident And Illness Leave
- Article 15 – Health & Welfare Benefits
- Article 16 – Retirement

The entire agreements are available for public viewing in the Chancellor's office. Vice Chancellor of Human Resources and Equal Opportunity recommends **approval**.

#### **BUSINESS AND FINANCE/FACILITIES**

##### **17. Declaration of Discrepancy Concerning Attendance Accounting Related Issues in the Foothill College Physical Education Division**

At the November 2, 2009, meeting of the Board of Trustees the Board took action to accept an Agreed Upon Procedures (AUP) report prepared by Perry-Smith LLP, dated October 13, 2009, concerning attendance accounting and enrollment issues within the Foothill College Physical Education Division. That agenda item included both the AUP report and a staff memo outlining in greater detail the circumstances, impacts and resolution surrounding this matter.

Following Board action to accept the AUP report it, along with the staff memo, was transmitted to the State Chancellor's office. We were subsequently notified that additional information was being sought and once that information had been assembled we were asked to again present the matter to our Board.

These changes reflected in the attached letter, although not altering substantively the previous submission, focus largely on the following:

- Break out, by fiscal year, the FTES decertified for the three year period in question.
- Re-frame the staff memorandum into a letter addressed to Fred Harris and clearly identify it as a "Declaration of Discrepancy" under T-5 Section 59116.
- Expand on the procedures under which Facility Use Agreements are implemented and note how we will draw a distinction between student tuition and rental revenues.

Attached to this item are the following materials:

- Letter to Fred Harris, CCCO, dated December 17, 2009
- AUP report by Perry-Smith LLP dated October 13, 2009

District administration recommends the board **approve by ratification** the attached Declaration of Discrepancy.

**18. MOU between the Regents of the University of California and Foothill-De Anza Community College District**

**Financial Background:**

Consistent with prior Board authorization, FHDA has made capital contributions to the University Associates – Silicon Valley LLC (UA-SV) through June 30, 2009 as part of our fair share contribution toward the development of the NASA project. These capital contributions have utilized both Measure C and other Fund 76 resources. FHDA's capital contribution for the period July 1, 2009 through June 30, 2010 was estimated to be \$480,896, as communicated to the Board in July 2009. That figure was based on a 20% share of the estimated UA-SV operating budget for 2008-09 of \$2.4 million. Once the prior year was closed out however, a cash balance of approximately \$350 thousand remained that rolled forward and reduced our obligation for the current year to \$414 thousand.

Since that time, and because of a 20% budget reduction in the UA-SV operating budget, driven both by UCSC and FHDA, our capital contribution for the period July 1, 2009 through June 30, 2010 has been reduced to \$331,312.

More recently, contributions from the selected developer have mitigated previous concerns over cash flow. Cash flow projections now indicate the UA-SV will be in a positive cash situation through June 30, 2010.

**Memorandum of Understanding:**

Our previous capital contribution of \$220k, for the period ending June 30, 2009, reflected approximately 64% direct project development expense and was paid for with Measure C proceeds, and approximately 36% administrative support of the UA-SV and was paid for with one-time source of Fund 76 resources.

In an effort to minimize impact to any non-Measure C fund source, FHDA has been working closely with the UA-SV team to develop a Memorandum of Understanding (MOU) that will allow FHDA to recast its funding obligations to the NASA development entirely as direct project cost. This will mean that our entire capital contribution can be met utilizing only Measure C proceeds. Those negotiations are complete and the MOU is attached.

With the approval of this MOU our current capital contribution of \$331,312, and future obligations, will be made entirely with Measure C proceeds.

Vice Chancellor of Business Services Andy Dunn recommends the board **authorize** the Interim Chancellor or designee to sign the attached Memorandum of Understanding.

**19. HMC Agreement for Services and Change #1 for Flint Center Electrical Improvements**

Agreement for Services to perform design and construction administration services, including architectural design and electrical engineering services in the amount of \$30,000.

Change #1 is for additional architectural and electrical engineering services in the amount of \$3,800.

Vice Chancellor of Business Services Andy Dunn recommends **ratification** of the agreement with HMC and change #1 for Flint Center Electrical Improvements.

**MEASURE C PROJECTS**

**20. Measure C Consent Calendar**

The aggregate amount for these items is \$59,874

- A.** *Title:* Revision #1 to PAA #4-B to Master Agreement  
*Vendor:* Noll & Tam Architects  
*Agreement Date:* December 6, 2007  
*Campus:* DeAnza College  
*Project No.:* 766-214  
*Project Name:* Corporation Yard  
*Amount:* (\$5,120)  
*For:* Reduction to contract price for professional services for Design Development Phase. No reduction in scope.  
*Action:* Ratification
- B.** *Title:* PAA #D06  
*Vendor:* Allana Buick Bers, Inc.  
*Agreement Date:* January 6, 2010  
*Campus:* DeAnza College  
*Project No.:* 766-236  
*Project Name:* Tile Roof Repairs  
*Amount:* \$34,380  
*For:* Provide investigation and preparation of design documents, bid phase services, construction administration, and construction monitoring, for replacement and repairs of the following: 1) Repair Tile Roofs and Replacement of Parapet Stucco and Coping on Buildings E2 and E3; 2) Repair Flat Roof on Storage Room - Building E2, 3) Site Logistics Plan.

*Action:* Approval

- C.** *Title:* Change Order #8  
*Vendor:* Zolman Construction and Development, Inc.  
*Agreement Date:* April 6, 2009  
*Campus:* DeAnza College  
*Project No.:* 766-255  
*Project Name:* Autotech Renovation  
*Amount:* \$3,416  
*For:* Change Order: Provide and install DSA-approved twist wire anchoring system for the clay roof tiles.

The total Change Orders to date represent 11.83% against the original contract amount. Funding is included in the current budget.

*Action:* Ratification

- D.** *Title:* Revision #01 to PAA #D01  
*Vendor:* Miller Company Landscape Architects  
*Agreement Date:* April 6, 2009  
*Campus:* DeAnza College  
*Project No.:* 766-228  
*Project Name:* CDC Playground Maintenance & Upgrades  
*Amount:* \$6,000  
*For:* This Revision is to compensate the Landscape Architect and their Architectural Consultant for additional DSA submission costs. The original project scope as defined in PAA D01 did not include a shade structure, which was added during the schematic design phase. DSA requires structural review of the shade structure, therefore additional funding is being added to the Architect's contract.

Completion date of the contract for PAA D01 is being extended to Sept. 9, 2010, which reflects the revised construction duration.

*Action:* Ratification

Change #5 to Agreement for Services

- E.** *Title:*  
*Vendor:* Ross Luthin Creative  
*Agreement Date:* December 14, 2004  
*Campus:* DeAnza College  
*Project No.:* 766-215  
*Project Name:* Signage  
*Amount:* (\$250)  
*For:* Changes to Agreement 1) Contract extension required to

- process final payment due to contract expiration and 2) Contract amount reduction required for services not performed. Services will be completed by Ross Luthin Creative under the new Measure C Project 218 Agreement for Services approved by the Board of Trustees on October 5, 2009.
- Action:* Ratification
- F.** *Title:* Revision #2  
*Vendor:* Quali-Con Enterprises  
*Agreement Date:* June 4, 2007  
*Campus:* DeAnza College  
*Project No.:* 765-209  
*Project Name:* Visual & Performing Arts Center  
*Amount:* \$0  
*For:* Revise contract end date to July 1, 2010, to facilitate DSA closeout activities. The contract value is not being changed with this revision.
- Action:* Ratification
- G.** *Title:* Revision #3 to PO #G979221/PAA #2B  
*Vendor:* Architectural Resources Group (ARG)  
*Agreement Date:* November 6, 2007  
*Campus:* DeAnza College  
*Project No.:* 766-203  
*Project Name:* Baldwin Winery & East Cottage  
*Amount:* \$21,448  
*For:* Additional contract administration and project support during construction. Increasing the Architect and Engineering group on-site coordination and reviews at the beginning of construction and for increased project close-out efforts. Extend expiration date for ARG's Purchase Order to November 10, 2010. Reason: The PO will expire prior to the completion of the project.
- Action:* Ratification