



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.*

May 3, 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

ADJOURN TO CLOSED SESSION

CONFERENCE WITH PROPERTY NEGOTIATORS

Property: 4000 Middlefield Road, Palo Alto, CA 94303
Agency Negotiator: Andy Dunn
Negotiating Parties: City of Palo Alto

CONFERENCE WITH LABOR NEGOTIATOR

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

RECONVENE PUBLIC SESSION

REPORTING OUT FROM CLOSED SESSION

INFORMATION

APPROVAL OF MINUTES

ACTION

[April 5, 2010](#)

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

APPROVAL OF CONSENT CALENDAR

ACTION

1. [Ratification of Contracts and Agreements \(Dunn x6201\)](#)
2. [Ratification of Board Warrants and Wire Transfers Greater than \\$5,000 for February and March 2010 \(Dunn x6201\)](#)

3. [Etudes Renewal Contract \(Baker x7749\)](#)
4. [Approval of Independent Contractor Agreement \(Kuhn x7793\)](#)
5. [Agreement for Services – Bill Buxton, Contractor \(Baker x7749\)](#)
6. [Maintain De Anza College Campus Center Use Fee at \\$16/Quarter \(Murphy x8705\)](#)
7. [Ratify the Assignment and Assumption Agreement between the District, Collicutt Energy Services, and Capstone Turbine Corporation \(Redmond x6166\)](#)
8. [Donation of Surplus District Computer and Monitors to OTI \(Redmond x6166\)](#)
9. [Donation of Surplus Furniture \(Redmond x6166\)](#)
10. [Sale of Miscellaneous Surplus Electronic Equipment \(Redmond x6166\)](#)
11. [Human Resources Report \(Novotny x6211\)](#)
12. [Personnel Items](#)

Position: Dean, Learning Resources
College: De Anza College
Division Instruction
Action: **Approve New Classification**
Effective Date: May 4, 2010 # of Months: 12
Compensation:
Comments: In accordance with Chapter XI of the Administrators Handbook

Name: **Marie Fox Ellison**
Position: Executive Director
College: Central Services
Division: FHDA Community College Foundation
Action: **Resignation**
Effective Date: May 7, 2010

Name: **Ruth L. Jones**
Position: Instructor
College: De Anza
Division: Child Development & Education
Action: **Resignation for purpose of retirement under Article 19**
Effective Date: June 25, 2010

Name: **Juliana Kang-Robinson**
Position: Instructor
College: De Anza
Division: Creative Arts

Action: **Unpaid Leave of Absence**
Effective Date: May 25, 2010 through June 24, 2011

Name: **Robin Latta-Lyssenکو**
Position: Associate Director, Development
College: Central Services
Division: Foundation

Action: **Working out of classification**
Effective Dates: May 7, 2010 through September 30, 2010
Compensation: Range H, Step 1 @ \$7,733.95/month

Name: **Christina Lopez-Morgan**
Position: Instructor
College: De Anza
Division: Child Development & Education
Action: **Resignation for purpose of retirement under Article 19 and Article 20**
Effective Date: June 25, 2010

Name: **Eloise J. Orrell**
Position: Interim Vice President
College: Foothill College
Division: Instruction & Institutional Research
Action: **Interim Assignment**
Effective Date: July 1, 2010 through June 30, 2011

Name: **Randolph Splitter**
Position: Instructor
College: De Anza
Division: Language Arts
Action: **Change load from 0.6 to 0.625 under Article 18**
Effective Date: AY 09-10

STUDENTS

13. [Approval of De Anza Associated Student Body \(DASB\) Budget 2010-11 \(Murphy x8705\)](#) **ACTION**
14. [Approval of Associated Students of Foothill College \(ASFC\) Budget 2010-11 \(Small x7218\)](#) **ACTION**

BOARD BUSINESS

15. [Annual “Accountability for Reporting for Community Colleges” Report \(LaManque x6187\)](#) **ACTION**
16. [Review and Approval of the District’s Strategic Plan 2010-2016 \(Sherman x6120\)](#) **ACTION**

- | | |
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| 17. Sustainability Plan (Allen x6150) | ACTION |
| 18. Board Policy 3600, Whistleblower Protection (1 st Reading) (Thor x6104) | INFORMATION |
| 19. Resolution Proclaiming May 24-28, 2010 Classified Staff Appreciation Week (Thor x6104) | ACTION |

HUMAN RESOURCES/PERSONNEL

- | | |
|--|--------|
| 20. Language Additions to the OE3 Agreement (Novotny x6211) | ACTION |
| 21. Rescind Elimination of Position and Notify Affected Employee (Novotny x6211) (<i>See Public Memo for backup</i>) | ACTION |

BUSINESS AND FINANCE

- | | |
|---|-------------|
| 22. Constellation New Energy (Allen x6150) | ACTION |
| 23. Update on 2010-11 Budget Development (Brandy x6106) | INFORMATION |

FACILITIES

MEASURE E CONSENT

- | | |
|-----------------------|--------|
| 24. Measure E Consent | ACTION |
|-----------------------|--------|

The aggregate amount for these items is \$25,805

De Anza College –

- A) Joni L. Janecki & Associates, Inc. – Revision #1 to PAA #D01 – Master Landscape Phase II - \$0
- B) Salas O’Brien Engineers, Inc. – Revision #2 to PAA #D001 – Campus Site Lighting (Phase 2) - \$0
- C) Sandis – Revision #1 to Agreement for Design Professional Services – Master Landscape Phase II - \$25,805
- D) Sandis – Revision #3 to PAA #D14 – ADA Asphalt Walkway Improvements (Design Only) - \$0

MEASURE C CONSENT

- | | |
|-----------------------|--------|
| 25. Measure C Consent | ACTION |
|-----------------------|--------|

The aggregate amount of these items is: \$450,893

De Anza College –

- A) Salas O’Brien Engineers – Revision #3 to Agreement – S2-S6 Phase II – Utility Master Plan – Phase I - \$17,060

- B) Forell/Elsesser Engineers, Inc. – Revision #1 to Agreement – Learning Center - \$27,000
- C) Allana Buick & Bers, Inc. – Revision #1 to PAA #D06 – Tile Roof Repairs - \$101,670
- D) S. J. Amoroso, Inc. – Change Order #8 – S2-S6 Phase II – Utility Master Plan – Phase I - \$34,799
- E) S. J. Amoroso, Inc. – Change Order #9 – S2-S6 Phase II – Utility Master Plan – Phase I - \$63,576
- F) Cleary Consultants, Inc. – Agreement for Services – Baldwin Winery and East Cottage Renovation - \$12,150
- G) Ross/Luthin Creative – Change Order #1 to Agreement – Signage and Wayfinding – (\$3,100)
- H) John Plane Construction, Inc. – Change Order #3 – Baldwin Winery and East Cottage - \$5,375
- I) Cleary Consultants, Inc. – Agreement for Services – Seminar Building and Multicultural - \$13,050
- J) Environmental Construction Services, Inc. – PAA #D09 - S2-S6 Phase II – Utility Master Plan – Phase I - \$4,990
- K) Environmental Construction Services, Inc. – PAA #D10 – S2-S6 Phase II – Utility Master Plan – Phase I - \$5,850

Foothill College –

- L) Chevron Energy Solutions – First Amendment to Contract – Install Photovoltaic Arrays - \$0
- M) Verde Design – Revision #1 to Professional Services – Soccer and Softball Complex - \$36,162
- N) Tricon Construction, Inc. – Change Order #5 – Pool Plaster and Chemical Systems - \$14,516
- O) tBP Architects – Revision #3 to Professional Services – Reconstruction of Stadium Bleachers & Press Box and Physical Education Lab Space - \$45,769
- P) Zolman Construction and Development, Inc. – Modernization of Administration Building and General Classrooms - \$55,426
- Q) HMC Architects – Revision #2 to PAA #F-HMC-#2B – Language Arts General Classrooms - \$16,600

MEASURE C PROJECTS

- | | | |
|-----|--|---------------|
| 26. | Award a Contract Pursuant to Bid Document 1238-14R, Soccer and Softball Complex, Foothill College (Redmond x6166) | ACTION |
| 27. | Award a Contract Pursuant to Bid Document 1250-228, Child Development Center Playground Maintenance and Shade Structure, De Anza College (Redmond x6166) | ACTION |
| 28. | DSA Inspection Services for Various Measure C Bond Projects (Allen x6150) (See Public Memo for backup) | ACTION |
| 29. | Request for Authorization to Negotiate and Approve Change Orders in Excess | ACTION |

of \$50,000 (Allen x6150) (*See Public Memo for backup*)

30. Measure C Project List Revision with Central Services Budget Transfer #10, Foothill Budget Transfer #20 and De Anza Budget Transfer #21 (Allen x6150) **ACTION**

ADJOURNMENT

DATES TO REMEMBER / FUTURE AGENDA ITEMS

June 3, 2010 -	Audit & Finance
June 7, 2010 -	Regular Meeting (at De Anza)
June 15, 2010 -	CBOC
June 21, 2010 -	Regular meeting (at Foothill)

FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT

Office of the Chancellor

TO: Members of the Board of Trustees

FROM: Linda M. Thor, Chancellor

DATE: December 6, 2011

RE: Public Session — **May 3, 2010**

1. **Ratification of Contracts and Agreements**

Presented to the Board for ratification is the list of contracts and agreements signed by the 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 **approval**.

2. **Ratification of Board Warrants and Wire Transfers Greater than \$5,000 for February and March 2010**

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 **approval**.

3. **Etudes Renewal Contract**

This renewal contract is for Etudes hosting and technical services for Foothill College and Etudes Alliance Membership fees for FY 2010-11.

The contract is for the continued Level 7 services hosting and technical services of Etudes for 7/1/10 – 6/30/11 at Foothill College by the Etudes Alliance Project as well as Sys Admin Support & Account/Site Management Production Equipment Service/Maintenance, Etudes ALLIANCE Membership fees, and Project Collaboration Sites – Hosting & Related Service. These services are necessary for offering distance learning courses at Foothill College.

Dean of Global Access Judy Baker recommends **approval**.

4. Approval of Independent Contractor Agreement

Michael Scutero will assume additional consulting and training responsibilities for the grant project funded by the Economic and Workforce Development Program of the California Community Colleges, Responsive Training Fund For Incumbent Workers, "Process Improvement For Manufacturing." Olympus Medical Equipment Services America and De Anza College Center for Applied Competitive Technologies. See the attached Statement of Work which includes the following items:

- Facilitate a series of kaizen events with the Olympus Medical Products (MP) group, the Surgical Products Group (SP), the Warehouse, and the Fulfillment Group.
- Prepare and present "Just-In-Time" training on kaizen where needed to the Olympus MP group, the SP group, the Warehouse and the Fulfillment Group.
- Facilitate the production of a Value Stream Map (VSM) with the Olympus Fulfillment Group.
- Facilitate a planning meeting with Bayer Diabetes Care, Sunnyvale for Lean Manufacturing.
- Provide a Lean Assessment and data analysis for Bayer.
- Facilitate a series of kaizen events with Bayer Cell-4.
- Facilitate a planning assessment for Lean Manufacturing with Ascentia Winery Estates, Geyserville
- Provide a Lean Assessment and Data Analysis for Ascentia.
- Facilitate a series of kaizen events with Ascentia Winery.
- Measure and track progress of all kaizen efforts.
- Provide on-site individualized coaching to those individuals who have been identified as onsite Continuous Improvement leaders at Olympus, Bayer and Ascentia.
- Provide data as needed to the Director and Co-Project Director for reporting to the Chancellor's Office.
- Perform other assignments as needed.

This project is funded for an amount not to exceed \$77,875 and will be paid out of Account 134007/146009/5214/684000 for FY 09-10.

Director of Professional and workforce Development Rick Kuhn recommends **approval**.

5. Agreement for Services – Bill Buxton, Contractor

Contractor will manage peer reviews of open textbooks, copyright openings by individual authors, author/adopter communities, and the Community College Open Textbook Collaborative website. Contractor has provided exemplary results first as a volunteer and then as a part-time consultant since August 2009. This work is funded by a grant from the William and Flora Hewlett Foundation.

Dean of Global Access Judy Baker recommends **approval**.

6. Maintain De Anza College Campus Center Use Fee at \$16/Quarter

At the June 5, 2006 board meeting, the Board of Trustees approved to modify the De Anza Campus Use Fee for the campus-based students for the five-year period 2006/07 –

2010/11. The purpose of the increase was to finance a new debt of \$5,000,000 for fifteen years for the renovation portion of the existing campus center building. The approved fees were set as follows:

2006/07	\$15.00
2007/08	\$15.50
2008/09	\$16.00
2009/10	\$16.00
2010/11	\$16.00

At that time, it was agreed that the Campus Center Fee would be reduced to \$15.00 in 2010/11, if possible. A review of campus center finances show that while expenses have increased, on-campus enrollments have brought about increased revenues as well, thus resulting in a net increase to the fund balance in each of the last three years as indicated in the backup (\$177,878 in 06/07, \$174,192 in 07/08, and \$209,648 in 08/09). These resources have made it possible to maintain and support campus center operations, provide one-time resources for such items as the elevator repair, signage design and installation, furnishings and equipment and unexpected maintenance costs.

The College is requesting that we maintain the current fee at \$16/quarter in order to hire two additional custodians and expand service during the day and into the evenings. Hiring two custodians dedicated to the campus center will also free up the services of an existing Fund 14 custodian to serve other areas of the campus. The cost of these two personnel will be approximately \$140,000. Any remaining resources will be used for other expenses pertaining to the running the campus center.

In April 2010, this proposal was presented to and approved by the De Anza College Campus Center Advisory Board and the De Anza Associated Student Body Senate.

The purpose of this agenda item is to request that the Board:

1. Maintain the Campus Center Use Fee for De Anza College at \$16/quarter.
2. Authorize the hiring of two new custodians for the campus center.

De Anza President Brian Murphy recommends **approval**.

7. Ratify the Assignment and Assumption Agreements between the District, Collicutt Energy Services, and Capstone Turbine Corporation

On August 3, 2009, the Board of Trustees authorized award of two (2) five-year service contracts in the aggregate amount of \$448,164 to Collicutt Energy Services for the maintenance of Capstone microturbines located at Foothill College and De Anza College.

On February 26, 2010 the District received notification that Collicutt Energy Services (Collicutt) and Capstone Turbine Corporation (Capstone) had reached an agreement to have the contracts assigned to Capstone. Additionally, Collicutt requested that District indicate its assent to the assignments by signing two Assignment and Assumption Agreements.

Purchasing staff reviewed the Assignment and Assumption Agreements with legal counsel, Mr. John Shupe. After reviewing additional information from both Collicutt and Capstone that supported the need to assign the contract agreements and confirming that Capstone will assume all of the terms and conditions of the original contracts between the District and Collicutt without exception, Mr. Shupe indicated it was appropriate for the Director of Purchasing Services to sign the Assignment and Assumption Agreements and to obtain board ratification thereafter.

Director of Purchasing Services Carmen Redmond recommends that the Board of Trustees **ratify** the attached Assignment and Assumption Agreements.

8. Donation of Surplus District Computer and Monitors to OTI

The District has 1 computer and 26 monitors that have been replaced with new equipment. The used equipment is unsatisfactory for further use by the District. Educational Technology Services (ETS) estimates that each computer has a value of \$40.00 and each monitor has a value of \$30.00. Therefore, the estimated aggregate value is \$820.00.

The De Anza College Occupational Training Institute evaluated this equipment and found it acceptable for refurbishment and donation to students as scholarships. Therefore, it is recommended that the computers be donated to the Foothill-De Anza Foundation, which is a tax-exempt public benefit corporation under Section 501(c)(3) of the Internal Revenue Service Code.

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 donated to a charitable organization deemed appropriate by the board.

Director of Purchasing and Material Services Carmen Redmond 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 donate the items to the De Anza College Occupational Training Institute.

9. Donation of Surplus Furniture

The District has surplus furniture (4 Cabinets, 4 Benches, 1 Locker Cabinet, 1 Table, 1 Computer Table, 2 Podiums, 1 Desk and 2 Chairs) that have been determined by the De Anza College Services Department of no further use by the District.

Education Code 81450.5 provides that a community college district may donate any personal property belonging to the District if the District determines that the property is no longer required for school purposes provided that the property is donated to a school district, a community college district, or a public entity.

The Santa Clara Unified School District has evaluated the furniture and found them to be acceptable for use by their school district and would like to receive them as a donation (see attached letter). Therefore, it is recommended that the furniture be donated to the Santa Clara Unified School District.

Please note that the other attached furniture on the Surplus Forms (SN23500) are scheduled to be reused within the District.

Director of Purchasing and Material Services Carmen Redmond recommends the Board **authorize** the Director of Purchasing Services to make a donation of the furniture described herein to the Santa Clara Unified School District in accordance with Education Code 81450.5.

10. Sale of Miscellaneous Surplus Electronic Equipment

The District has fourteen pallets of computers, monitors, printers, and miscellaneous electronic equipment (See attached Surplus Forms, 19 pages). The District's Educational Technology Services Department (ETS) staff has determined that the items are obsolete and of no further use to the District. De Anza College Occupational Training Institute have also found them to be unsuitable for further use. In accordance with the Electronic Waste Recycling Act these items are considered electronic waste and may be sold only to authorized State of California Cathode Ray Tube (CRT) material handlers, collectors and recyclers. The estimated aggregate market value of this electronic equipment is less than \$5,000.00.

California Education Code 81452(a) provides that if the governing board by a unanimous vote of those members present, finds that the property, whether one or more items, does not exceed in value the sum of five thousand dollars (\$5,000.00), the property may be sold by any employee of the District empowered for that purpose by the board.

Purchasing Services plans to post a notice on Bid Net and call for competitive bids from companies that are authorized State of California CRT material handlers, collectors and recyclers. Proceeds will be deposited to the District's general fund.

Director of Purchasing and Material Services Carmen Redmond recommends the Board make a finding that the property does not exceed \$5,000.00 in value and **authorize** the Director of Purchasing Services to sell the items in accordance with Education Code 81452(a).

11. 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.

Vice Chancellor of Human Resources and Equal Opportunity Dorene Novotny recommends **approval**.

12. Personnel Items

Position: Dean, Learning Resources
College: De Anza College
Division: Instruction
Action: **Approve New Classification**
Effective Date: May 4, 2010 # of Months: 12
Compensation:
Comments: In accordance with Chapter XI of the Administrators Handbook

Name: **Marie Fox Ellison**
Position: Executive Director
College: Central Services
Division: FHDA Community College Foundation
Action: **Resignation**
Effective Date: May 7, 2010

Name: **Ruth L. Jones**
Position: Instructor
College: De Anza
Division: Child Development & Education
Action: **Resignation for purpose of retirement under Article 19**
Effective Date: June 25, 2010

Name: **Juliana Kang-Robinson**
Position: Instructor
College: De Anza
Division: Creative Arts
Action: **Unpaid Leave of Absence**
Effective Date: May 25, 2010 through June 24, 2011

Name: **Robin Latta-Lyssenکو**
Position: Associate Director, Development
College: Central Services
Division: Foundation
Action: **Working out of classification**
Effective Dates: May 7, 2010 through September 30, 2010
Compensation: Range H, Step 1 @ \$7,733.95/month

Name: **Christina Lopez-Morgan**
Position: Instructor
College: De Anza
Division: Child Development & Education
Action: **Resignation for purpose of retirement under Article 19 and Article 20**
Effective Date: June 25, 2010

Name: **Eloise J. Orrell**
Position: Interim Vice President

College: Foothill College
Division: Instruction & Institutional Research
Action: **Interim Assignment**
Effective Date: July 1, 2010 through June 30, 2011

Name: **Randolph Splitter**
Position: Instructor
College: De Anza
Division: Language Arts
Action: **Change load from 0.6 to 0.625 under Article 18**
Effective Date: AY 09-10

Vice Chancellor of Human Resources and Equal Opportunity Dorene Novotny recommends **approval**.

13. Approval of De Anza Associated Student Body (DASB) Budget 2010-11

The De Anza Associated Student Body Senate deliberated during the fall and winter quarters, holding its first vote to approve the budget on March 17, 2010. On March 22, 2010, the DASB Senate held its confirming vote and approved the 2010-2011 DASB operating budget. The Student Senators should be commended for recognizing their responsibility of allocating funds in a manner that benefits the students, academic programs and activities. Once again for this fiscal year the Senate was able to creatively increase its income in order to support diminished college budgets. These funds were allocated using strict budgetary goals that serve the most vital college and student needs.

President Brian Murphy recommends **approval**.

14. Approval of Associated Students of Foothill College (ASFC) Budget 2010-11

The Associated Students of Foothill College (ASFC) are presenting their budget for the 2010-11 Academic Year.

This item is being submitted to the board for approval.

On March 13, 2010, the Associated Students of Foothill College Campus Council unanimously approved the budget for the fiscal year 2010-2011.

This year's budget development process was constructive and valuable. We were mindful and conservative in our budget approach, considering the state of the college budget and the California economy. We were able to assist in funding some important college services that would otherwise not have been funded due to the state budget crisis. The budget development team did their best to allocate the funds necessary to the programs that met the ASFC Mission, Vision & Goals.

The new goals for next year focus on three things: promoting communication between ASFC Student Government and the community it represents; promoting activities and

programs aimed at improving the Foothill experience for students; and making fiscal decisions with the current state of the economy on our minds.

Director of Student Activities Daphne Small recommends **approval**.

15. Annual “Accountability for Reporting for Community Colleges” Report

AB 1417 requires all California community college boards of trustees to annually review and officially accept performance measurement data for their colleges that is included in the “Accountability for Reporting for Community Colleges” (ARCC) Report. The Report, which the State Chancellor’s Office provides to the state legislature, contains performance measurement both for individual colleges and system-wide in seven key areas:

- 1) Student progress and achievement in terms of degrees/certificates earned and transfer to four-year institutions
- 2) Percent of students who earned at least 30 units
- 3) Student persistence rate
- 4) Annual Successful Course Completion Rate for Credit Vocational Courses
- 5) Annual Successful Course Completion Rate for Credit Basic Skills Courses
- 6) Improvement rate for ESL and
- 7) Improvement rate for Credit Basic Skills Courses.

The purpose of the Report is to encourage colleges to improve their student success-related outcomes over time. Interim Director of Institutional Research Andrew LaManque will present the 2010 ARCC Report for Foothill College and De Anza College.

Interim Director of Institutional Research Andrew LaManque recommends that the Board **accept** the 2010 “Accountability for Reporting for Community Colleges” report for Foothill and De Anza.

16. Review and Approval of the District’s *Strategic Plan 2010-2016*

The district has developed a strategic plan that will take us forward into the year 2016. This plan follows the district’s previous plan, *Educational Master Plan 2005 – 2015*, which was completed in 2005.

Please note the following points:

1. The final draft of the plan provided with this Board agenda is identical to the draft previously provided to board members for their individual review (mailed out at the beginning of April), with the following exceptions:
 - A cover for the strategic plan document has been added.
 - Several typographical and other non-substantial errors were fixed. These corrections are highlighted in yellow.
2. The Strategic Plan date range of 2010 to 2016 has been set to align with the six-year accreditation cycle.

3. The final draft of the strategic plan (early April version) was discussed with Chancellor's Advisory Council on April 16th, at which time they approved the document.

Vice Chancellor Sherman is prepared to give a short presentation regarding changes made to metrics since the January 19 Board Study Session.

Vice Chancellor of Technology Fred Sherman recommends **approval** of the Strategic Plan.

17. Sustainability Plan

The Sustainability Plan is an integral part of the District Strategic Plan. The Sustainability Plan also supports Board Policy 3214, Environmentally Sustainable Practices which sets forth the District's commitment to good stewardship of the environment and to reducing the District's dependence on non-renewable energy sources. Key elements of the Sustainability Plan include:

- ✓ Reference to other key documents related to Environmentally Sustainable Practices
 - Administrative Procedure 3214, Guidelines for Administering Environmentally Sustainable Practices
 - AB 32; Californian Global Warming Solutions Act
 - American College & University Presidents' Climate Act
 - Foothill and De Anza College Sustainability Management Plans
- ✓ A District wide Sustainability Team
- ✓ A clear statement of long term goals
- ✓ Short term actions that identify key annual sustainability goals as well as lead and support responsibilities for each
- ✓ A Communications Plan that includes
 - Routine reporting to the campus community
 - Annual reporting to the Board of Trustees

Comments and feedback on the plan were discussed with the Board at the April 5, 2010 meeting.

Executive Director of Facilities, Operations and Construction Management Charles Allen recommends **approval** of the Sustainability Plan.

18. Board Policy 3600, Whistleblower Protection (1st Reading)

The Whistleblower Protection policy has been reviewed and approved by the Chancellor's Advisory Council and is presented to the Board for a 1st reading.

19. Resolution Proclaiming May 24-28, 2010 Classified Staff Appreciation Week

To recognize and commend the contributions of classified staff in furthering the mission and goals of the District to provide excellence and opportunity for all, the Board is asked to approve a resolution proclaiming May 24-28, 2010 Classified Staff Appreciation Week.

Chancellor Linda Thor recommends **approval**.

20. Language Additions to the OE3 Agreement

Language additions have been made to Article 6 and Article 8 in the current *Agreement* (January 1, 2010 – December 31, 2012) between Foothill-De Anza Community College District and Operating Engineers, Local 3.

Vice Chancellor of Human Resources and Equal Opportunity Dorene Novotny recommends **approval**.

21. Rescind Elimination of Position and Notify Affected Employee

On April 5, 2010, the Board took action to eliminate the following position effective June 30, 2010:

Administrative Assistant I	Counseling	Foothill
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Board approval is requested to rescind the action taken on April 5, 2010 and retain the above named position. The Board is requested to direct the administration to notify affected employees of the action.

Suzanne Yamada	Administrative Assistant I	Foothill
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Vice Chancellor of Human Resources and Equal Opportunity Dorene Novotny recommends **approval**.

22. District-Wide Electricity Services

Through the Community College League of California's Electricity Consortium Program, electricity rates for the 2010 / 2011 year have been obtained at a level that is 25% below our current rate. The new rate of \$56/megawatt hour will equate to an approximate savings for the next year (2010 / 2011) of \$250,000 as compared to the 2009 / 2010 rates.

In conjunction with the Electricity Consortium Program, agreement to lock in this very favorable rate was required on March 25, 2010. Therefore, Vice Chancellor Dunn signed the attached agreement with Constellation New Energy on March 25, 2010 in accordance with the delegation of authority provided to him by Board Resolution #2009-21G.

Executive Director of Facilities, Operations and Construction Management Charles Allen recommends **ratification** of the Fixed Price solutions Pricing Schedule with Constellation NewEnergy, Inc.

23. Update on 2010-11 Budget Development

Attached is a memo to the Chancellor with an attachment which outlines the latest changes to the 2010-11 General Fund budget. This will be discussed with the Board at the May 3 meeting.

24. Measure E Consent Calendar

The aggregate amount for these items is \$25,805

- A. Title:** Revision #1 to PAA #D01
Vendor: Joni L. Janecki & Associates, Inc.
Agreement Date: May 4, 2009
Campus: De Anza College
Project No.: 765-278
Project Name: Master Landscape Phase II
Amount: \$0
For: Extend contract completion date to May 2010 for the Master Planning Programming and Condition Assessment Design Phase.
Action: Approval
- B. Title:** Rev. #2 to PAA #D001
Vendor: Salas O'Brien Engineers, Inc.
Agreement Date: December 1, 2008
Campus: De Anza College
Project No.: 765-279
Project Name: Campus Site Lighting (Phase 2)
Amount: \$0
For: No Cost time Extension
Action: Ratification
- C. Title:** Revision #1 to Agreement for Design Professional Services
Vendor: Sandis
Agreement Date: February 1, 2010
Campus: De Anza College
Project No.: 765-278
Project Name: Master Landscape Phase II
Amount: \$25,805
For: Tree Topographical Survey: conduct campus-wide Topographic Civil Survey and associated CAD drafting of specific areas of existing trees. Verify and import previous tree surveys. Verify and overlay the Arborist's Tree Study (dated 8/27/09) to the new CAD backgrounds. Exclusions: tree locations at the track, CDC, and ESA.
Action: Ratification
- D. Title:** Revision #3 to PAA #D14

Vendor: Sandis
Agreement Date: May 28, 2002
Campus: De Anza College
Project No.: 765-280
Project Name: ADA Asphalt Walkway Improvements (Design Only)
Amount: \$0
For: No cost time extension
Action: Ratification

Executive Director of Facilities, Operations, and Construction Management Charles Allen and Director, Bond Program Management at De Anza College Tom Armstrong recommend that Measure E consent items be **ratified/approved** by the Board of Trustees.

25. Measure C Consent Calendar

The aggregate amount for these items is \$450,893

- A.** *Title:* Revision #3 to Standard Agreement
Vendor: Salas O'Brien Engineers
Agreement Date: September 9, 2008
Campus: De Anza College
Project No.: 241
Project Name: S2-S6 Phase II – Utility Master Plan – Phase I
Amount: \$17,060
For: Revise Standard Form of Agreement to allow Salas O'Brien Engineers to provide engineering, design and construction administration services for additional requirements for the campus closure/shutdowns. Salas O'Brien will attend and give input at meetings, coordinate with the ADA Pathway Project, add scope for MLC/S2-S6/Autotech leak detection consolidation, leak detection system changes in points of connection, provide design and structural considerations for S2 roof retrofit, and provide design and structural considerations for S6 roof retrofit.
Action: Approval
- B.** *Title:* Revision #1 to Agreement for Design Professional Services
Vendor: Forell/Elsesser Engineers, Inc.
Agreement Date: February 1, 2010
Campus: De Anza College
Project No.: 216
Project Name: Learning Center
Amount: \$27,000
For: The completion of the base contact services (Tier 1 Structural Evaluation) indicated the need for additional evaluation of the De Anza Learning Center and Learning Center West. It is recommended that the

buildings be evaluated using the ASCE 31 Tier 2 Structural Evaluation methodology to gain a more accurate understanding of the expected structural behavior and potential deficiencies due to the identified issues.

Action: Approval

- C. Title:** Revision #1 to PAA #D06
Vendor: Allana Buick Bers, Inc.
Agreement Date: May 4, 2010
Campus: De Anza College
Project No.: 236
Project Name: Tile Roof Repairs
Amount: \$101,670
For: Provide investigation and preparation of design documents, bid phase services, construction administration, and construction monitoring, for the Administration Building. Summary scope for this revision includes the replacement and repairs of the following: 1) Flat roof replacement; 2) Repair Tile Roofs; 3) Replace Parapet Stucco and Coping; 4) New curbing, plumbing, and duct work for the Air Handling Unit for the Lobby; and 5) Site Logistics Plan for the Admin Building.

Original Contact for Tile Roof and Stucco Parapet Walls for E2 and E3 Buildings: \$34,380. Revision #1 for Administration Building: \$101,670. Total Contract Value for E2, E3, and Admin Building: \$136,050.

Action: Approval

- D. Title:** S. J. Amoroso, Inc.
Vendor: Change Order #8
Agreement Date: July 10, 2009
Campus: De Anza College
Project No.: 241
Project Name: S2-S6 Phase II – Utility Master Plan – Phase I
Amount: \$34,799
For: Miscellaneous change orders: provide revised feeders at MH2 and TX7, splice cable at TX1&1A, provide access to electrical box in S2, credit for deleted breakers at TX6, provide furring and blocking at roof cricketing, provide roof penetrations at S2&S6, raise manhole at heading E7, relocate PB1 due to unforeseen utilities, replaced cracked lids at MH5 & MH7.

The total Change Orders to date represent 5.3% against the original contract amount. Funding is included in the current budget.

Action: Approval

- E.** *Title:* Change Order #9
Vendor: S. J. Amoroso, Inc.
Agreement Date: July 10, 2009
Campus: De Anza College
Project No.: 241
Project Name: S2-S6 Phase II – Utility Master Plan – Phase I
Amount: \$63, 576
For: Miscellaneous change orders: provide support to existing pipe at S2, pressure test existing hydronic pipe, patch walls at S2 & S6, credit for deleted pull box at Library, repair roof framing at S2, provide one hour rated walls at S2 & S6, resize hydronic pipe at chiller CH2, replace fittings and couplings CH1 & CH2, provide gate at S6 fence, provide protection to data equipment in rooms S73C and S83B, non-compensable time extension of 19 calendar days to Milestone #4
- The total Change Orders to date represent 5.97% against the original contract amount. Funding is included in the current budget.
- Action:* Approval
- F.** *Title:* Agreement for Services
Vendor: Cleary Consultants, Inc.
Agreement Date: February 25, 2010
Campus: De Anza College
Project No.: 203
Project Name: Bladwin Winery and East Cottage Renovation
Amount: \$12,150
For: Soil inspection and compaction testing
Action: Ratification
- G.** *Title:* Change Order #1 to Agreement for Services
Vendor: Ross/Luthin Creative
Agreement Date: October 6, 2009
Campus: De Anza College
Project No.: 218
Project Name: Signage and Wayfinding
Amount: (\$3,100)
For: Additional services and modification of contract scope.
Action: Ratification
- H.** *Title:* Change Order #3
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza College
Project No.: 203
Project Name: Baldwin Winery and East Cottage

Amount: \$5,375
For: Miscellaneous change orders:
Baldwin Winery: Offset Fire Sprinkler Main at New Shear
Wall Wireless Access Control System
Revision
East Cottage: Wireless Access Control System Revision

The total Change Orders to date represent 1.1% against the original contract amount. Funding is included in the current budget.

Action: Ratification

- I.** *Title:* Agreement for Services
Vendor: Cleary Consultants, Inc.
Agreement Date: March 12, 2010
Campus: De Anza College
Project No.: 205
Project Name: Seminar Building and Multicultural Center
Amount: \$13,050
For: Soil inspection and compaction testing.
Action: Ratification
- J.** *Title:* PAA #D09
Vendor: Environmental Construction Services, Inc.
Agreement Date: September 8, 2008
Campus: De Anza College
Project No.: 241
Project Name: S2-S6 Phase II – Utility Master Plan – Phase I
Amount: \$4,990
For: Provide cleaning of all electrical equipment in Buildings S2 & S6 after cleaning is complete. Provide final report detailing the sample results.
Action: Approval
- K.** *Title:* PAA #D10
Vendor: Environmental Construction Services, Inc.
Agreement Date: September 8, 2008
Campus: De Anza College
Project No.: 241
Project Name: S2-S6 Phase II – Utility Master Plan – Phase I
Amount: \$5,850
For: Provide sampling and analysis of air at Building S2 & S6 after gypsum board abatement is completed. Provide final report detailing the sample results.
Action: Approval
- L.** *Title:* First Amendment to Energy Services Contract
Vendor: Chevron Energy Solutions
Agreement Date: February 8, 2010

Campus: Foothill College
Project No.: 154
Project Name: Install Photovoltaic Arrays
Amount: \$0
For: Clarification of the contractual definition of Final Completion of the project. The revised provisions allow payment to be made to Chevron prior to final Division of State Architect (DSA) approval, since staffing limitations at DSA are causing indeterminate delays in securing final approvals from that agency. Chevron continues to be contractually bound to complete the approval process.
Action: Ratification

M. *Title:* Revision #1 to Professional Services
Vendor: Verde Design
Agreement Date: April 8, 2008
Campus: Foothill College
Project No.: 142
Project Name: Soccer and Softball Complex
Amount: \$36,162
For: Additional professional services for re-bidding the project due to rejection of initial bids, and for additional design and coordination required by Division of the State Architect for the restroom building (a prefabricated modular building).
Action: Ratification

N. *Title:* Change Order #5
Vendor: Tricon Construction, Inc.
Agreement Date: November 2, 2009
Campus: Foothill College
Project No.: 100
Project Name: Pool Plaster and Chemical Systems
Amount: \$14,516
For: Design changes to three swimming pool drains, and to pool ladders and railings to meet the California Building Code; additional rust repair in the pool structure due to site conditions discovered during the work, including a seven-day extension to the contract duration.

This change order plus all previous change orders represent 7.77% above the base contract amount. Funding for this change is within the current budget.
Action: Approval

O. *Title:* Revision #1 to Professional Services
Vendor: tBP Architects
Agreement Date: July 15, 2009

Campus: Foothill College
Project No.: 113 & 109
Project Name: Reconstruction of Stadium Bleachers & Press Box (#113) & Physical Education Lab Space (#109)
Amount: \$45,769
For: Press Box: Additional architectural and structural design services to revise the original program scope, and additional design services to integrate existing data/audiovisual systems into the new design.
Physical Education Lab Space: Additional design effort to correct poor site drainage conditions around the PE Lab Space Building #2900, a condition discovered after design services were under contract.
Action: Ratification

P. *Title:* Change Order #2
Vendor: Zolman Construction and Development, Inc.
Agreement Date: May 3, 2010
Campus: Foothill College
Project No.: 112
Project Name: Modernization of Administration Building and General Classrooms
Amount: \$55,426
For: This change order addresses work directed by Information Bulletin 1, Information Bulletin 2, Information Bulletin 3, and existing conditions. Information Bulletin 1 work includes casework, window and electrical revisions; Information Bulletin 2 addresses mortar set tile in lieu of thin set tile due to undocumented existing condition and power monitoring clarifications; Information Bulletin 3 revised construction details for under floor raceways in 6400, changed cabinet toe-kick material, and revised some fire alarm device locations; field conditions include a hidden pocket door removal and replacement with correct wall framing.

This change represents 1.17% change to the contract value. Total project changes represent a 1.32% change to the contract value. Funding for this change is within the current budget.

Action: Ratification

Q. *Title:* Revision #2 to PAA #F-HMC-#2B
Vendor: HMC Architects
Agreement Date: April 6, 2010
Campus: Foothill College
Project No.: 110
Project Name: Language Arts General Classrooms

Amount: \$16,600
For: Project document revisions and scope changes to accommodate through wall air handling units instead of roof mounted equipment. This change includes revised drawings, structural evaluation and construction administration for the change in scope.

Action: Funding for this change is within the current budget.
Ratification

Executive Director of Facilities, Operations, and Construction Management Charles Allen; Director, Bond Program Management at De Anza College Tom Armstrong; and Director, Bond Program Management at Foothill College Art Heinrich, recommend that Measure C consent item(s) be **ratified/approved** by the Board of Trustees.

26. Award a Contract Pursuant to Bid Document 1238-14R, Soccer and Softball Complex, Foothill College

The Foothill College Soccer and Softball Complex project includes the following work:

1. Demolition of existing multi use fields.
2. New Synthetic Turf for Softball Field including but not limited to dugouts, fencing, backstop, grandstand seating, bullpens, batting cages, retaining walls, flagpole and scoreboard.
3. Natural Turf Field for Soccer including but not limited to fencing, sidewalks, retaining walls, and scoreboards.
4. New Synthetic Turf for Soccer Practice Area including but not limited to fencing.
5. New Modular Building with Restrooms, Storage, and possible Office and Team Rooms.
6. Underground utilities associated with the Project as indicated.

Verde Design, Inc prepared the construction documents. A complete set of all bid documents are on file in the Purchasing Services Department.

At its March 8, 2010 meeting, the Board of Trustees rejected all bids for Bid 1238-142 with the intent to immediately re-bid the project. Therefore, Bid 1238-142R was legally advertised on March 10 and March 17, 2010. The "Invitation to Bid" was also sent to nine (9) builder's exchanges, advertised in the Daily Pacific Builder, and posted on "BidNet" at www.govbids.com. Bids were publicly opened and read on April 8, 2010 at 2 p.m. in Purchasing Services. Four (4) of the eight (8) pre-qualified contractors submitted bids. Bid results are below:

General Engineering Contractors	Total Bid Price incl. Additive Alternates 1 through 4
ValleyCrest Landscape Development, Inc.	\$2,587,700
Robert A. Bothman, Inc.	\$2,613,835
Swinerton Builders	\$2,660,000
O. C. Jones & Sons, Inc.	\$2,959,500

The Total Bid Price including Alternates 1 through 4 submitted by ValleyCrest Landscape Development, Inc. is \$2,587,700. This is a reduction of \$189,500 from their initial bid price of \$2,777,200 for the same scope of work. The project is well under the construction estimate of \$3,404,000 and will be funded through Measure C.

Director of Purchasing and Material Services, Carmen Redmond recommends the Board **authorize** the Director of Purchasing and Material Services to award a contract pursuant to Bid 1238-142R in the amount of \$2,587,700 for the Base Bid and Additive Alternates 1 through 4 to ValleyCrest Landscape Development, Inc.

27. Award a Contract Pursuant to Bid Document 1250-228, Child Development Center Playground Maintenance and Shade Structure, De Anza College

The project includes demolition and removal of existing play structures, landscape improvements, irrigation and storm drainage systems, new construction including site grading, installation of new irrigation and storm drainage systems, landscape improvements, play structures, and a shade structure. Miller Company Landscape Architects prepared the contract documents. A complete set of all bid documents are on file in the Purchasing Services Department.

Bid 1250-228 was legally advertised on March 23 and March 30, 2010. The "Invitation to Bid" was also sent to nine (9) builder's exchanges, advertised in the Daily Pacific Builder, and posted on "BidNet" at www.govbids.com. Bids were publicly opened and read on April 21, 2010 at 2 p.m. in Purchasing Services. Three (3) contractors submitted bids. Bid results are below:

BID RESULTS

General Contractors	Base Bid Amount	Base Bid Alternat
<i>Guerra Construction Group</i>	<i>\$233,752</i>	<i>\$254,797</i>
Rodan Builders, Inc.	\$258,000	\$284,000
Lone Star Landscape, Inc.	\$284,000	\$294,000

The bid documents provided that the contract would be awarded to the lowest responsive and responsible bidder and that lowest bid would be determined in accordance with Public Contract Code (PCC) 20103.8(c) which provides that the lowest bid shall be the lowest total of the bid prices on the base contract and those additive items that were identified in the solicitation up to amount publicly disclosed by the District which is \$260,000. Based upon this formula, Guerra Construction Group is the apparent low bidder.

At the time of the bid opening, Guerra Construction Group's bid submittal did not include the required signed Project Stabilization Agreement documents that should have accompanied its Bid Proposal (see attached letter). This omission can be waived as a minor irregularity because Guerra immediately submitted those signed documents after Purchasing Services notified them to do so.

Therefore, Guerra Construction Group is the lowest responsive and responsible bidder. They have successfully completed public works projects for other public agencies including the Town of Los Altos, Palo Alto Unified School District, and City of Los Altos. Furthermore, Guerra Construction Group and its listed subcontractors have each signed the "Agreement To Be Bound" of the Project Stabilization/Construction Careers Agreement between the District and the Santa Clara & San Benito Counties Building and Construction Trades Council.

The Base Bid Proposal Amount plus Alternates 1 and 2 in the amount of \$254,797 submitted by Guerra Construction Group is within the construction estimate of \$260,000. The project will be funded through Measure C.

Director of Purchasing and Material Services, Carmen Redmond recommends the Board waive the minor irregularity in the Guerra Construction Group response to Bid Document 1250-228 and **authorize** the Director of Purchasing and Material Services to award a contract pursuant to Bid 1250-228 to Guerra Construction Group, Inc. in the amount of \$254,797 for the Base Bid plus Alternates 1 and 2.

28. DSA Inspection Services for Various Measure C Bond Projects

The Division of the State Architect (DSA) requires the District to employ a DSA-approved Inspector of Record for most Measure C projects. On January 14, 2010 the District issued Request for Qualifications (RFQ) #1251 for DSA Inspection Services for future Measure C projects. The intent of the RFQ was to establish a pool of firms qualified to provide services for a variety of projects to be undertaken in the next three years, on an as-needed basis.

The RFQ was advertised on Bidnet, and local inspectors known to possess the required certification were contacted directly. (All DSA-certified inspectors in the state of California are listed on DSA's website.) On January 28, 2010, the District received responses to the RFQ from the following eight firms:

Clarke Inspection Group
King Construction Inspection, Inc.
Larry Montgomery Inspection Services
New Leaf Inspector Services
Quali-Con Enterprise, Inc.
Steve Donohue Construction Consulting, Inc.
Stephen Payte DSA Inspections, Inc.
Wasinger Inspection Services, Inc.

A selection committee, comprised of District and Gilbane/Maas personnel, deliberated regarding the completeness and quality of responses, experience with DSA inspection services, qualifications and experience of proposed team members, ability to dedicate the appropriate quantity and quality of staff, the ability to serve as the focal point of inspection communication, and firm stability. All eight of the respondent firms were deemed to meet the qualifications needed to be included in the pool.

No commitment is made to employ every selected inspection firm; final selections to provide services for individual projects will be based upon project needs, experience and qualifications of individual inspectors relative to the size and type of project, inspector availability relative to project schedules, inspectors' references, and comparative cost proposals.

Executive Director of Facilities, Operations, and Construction Management Charles Allen recommends that the Board **approve** the list of eight firms to be included in an Inspection Services Pool.

29. Request for Authorization to Negotiate and Approve Change Orders in Excess of \$50,000

De Anza Project # 241 S2/S6 Phase II - Utility Master Plan Phase 1 includes infrastructure upgrades and defines multiple project milestones that must be met in order to maintain the overall project schedule. These milestones were established to allow necessary disruptive contract work to be performed during pre-determined periods of time with minimal impact to College operations. Scheduled work activities leading up to the milestones must be completed on time to ensure that the milestone work can be completed within the previously established time periods.

The project team is currently working on four changed conditions valued at over \$50,000 each, all of which will require Board authorization to proceed before the next Board meeting in June to minimize or avoid delays to the project.

Item #1: The first item involves unforeseen structural deficiencies at the existing S2 and S6 central plant mechanical room structures. Some of the existing structural roof-framing members in both buildings were discovered to have indications of stress failure. The structures require modifications to support existing and new loads to the roof structures. The estimated cost of repairing the structures is approximately \$175,000 to \$350,000. The engineering work for this change is currently underway and is expected to be issued to the contractor within the next week. The Project Team will need to expedite contractor pricing and change order negotiations and authorize the work to proceed to minimize delays associated with this issue.

Item #2: The second item involves the removal and disposal of existing sheetrock with asbestos-containing drywall compound installed on the walls and ceilings in the existing S2 and S6 central plant mechanical rooms. This work is required to facilitate the structural repairs identified in Item #1 above. The estimated cost of this work is approximately \$50,000 to \$75,000. Contractor pricing to address this changed condition is anticipated within the next week and the work will need to proceed immediately to allow the structural repairs noted in item #1 to begin.

Item #3: The third item involves additional demolition of existing underground concrete utility vaults to resolve underground utility conflicts at several underground locations. The estimated cost of the demolition is approximately \$65,000 to \$95,000. This work will require heavy equipment access and pedestrian controls at multiple locations throughout the college campus.

Item #4: The fourth item involves temporary cooling required to address schedule modifications that may be required due to items #1 and #2 above. The costs may exceed the available contract allowance amount. Temporary heating and cooling may also be necessary in the fall due to these unforeseen construction conditions. The additional cooling and heating is precipitated by the structural and abatement work in the S2 and S6 central plant mechanical structures delaying start-up of the systems within those structures. The cost above the contract temporary cooling allowance for the temporary heating and cooling is estimated at between \$150,000 and \$350,000.

Executive Director of Facilities, Operation and Construction Management Charles Allen requests Board **authorization** to review and approve the Construction Management teams' negotiations of the above noted contract changes in excess of the \$50,000 Board-established limits.

30. Measure C Project List Revision with Central Services Budget Transfer #10, Foothill Budget Transfer #20 and De Anza Budget Transfer #21

This revision to the Measure C Project List is being presented to recognize the actual earned interest of \$2,781,567.68 for the 1st and 2nd quarter of fiscal year 2009/2010 by distributing it into projects of the Measure C Program.

This revision is required to implement project planning efforts on behalf of the Bond Management Team to plan and prioritize project scope and funding at DeAnza College:

De Anza Budget Transfer #21 places \$1,329,589.35 of interest earned as follows:

- Fiscal Year 2009-2010 Interest Earnings Allocation to Project #261 Mediated Learning Center
- In order to ensure proper coordination with DSA, the Project Management Team has determined to change the name of Project #228 CDC Playground Maintenance & Upgrade to "CDC Playground Maintenance and Shade Structure"

Central Services Budget Transfer #10 places \$102,918 of interest earned in project #499 District Program Contingency.

Foothill Budget Transfer #20 places \$1,349,060.33 of interest earned in project #199, Foothill Program Contingency.

Executive Director of Facilities, Operations and Construction Management Charles Allen recommends that the Board **approve** the Bond Project List Revision with District Budget Transfer #10, Foothill Budget Transfer #20 and De Anza Budget Transfer #21