



FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES
DRAFT MINUTES
REGULAR MEETING
January 10, 2011

CLOSED SESSION

The Board immediately adjourned into closed session in the Chancellor's office with the individuals listed below to discuss:

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations and Construction Management
Kevin McElroy, Vice Chancellor of Business Services
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity
Fred Sherman, Vice Chancellor of Technology
Linda Thor, Chancellor

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE – CONSIDERATION OF COMPLAINT AGAINST EMPLOYEE

Executive Administrators Present:

Charles Allen, Executive Director of Facilities, Operations and Construction Management
Kevin McElroy, Vice Chancellor of Business Services
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity
Fred Sherman, Vice Chancellor of Technology
Linda Thor, Chancellor

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 and Construction Management
Kevin McElroy, Vice Chancellor of Business Services
Judy Miner, President of Foothill College
Brian Murphy, President of De Anza College
Dorene Novotny, Vice Chancellor of Human Resources and Equal Opportunity
Fred Sherman, Vice Chancellor of Technology
Linda Thor, Chancellor

CALL TO ORDER

President Pearl Cheng called the meeting to order at 6:05 p.m. She led those present in the Pledge of Allegiance.

Trustees Present:

Pearl Cheng, President
Joan Barram
Betsy Bechtel
Laura Casas Frier
Bruce Swenson
Etienne Bowie, Foothill College Student Trustee
Thomasina Countess Russaw, De Anza College Student Trustee

REPORTING OUT FROM CLOSED SESSION

President Cheng reported that in closed session the board affirmed and ratified the suspension of an employee in an office assistant position.

APPROVAL OF MINUTES

M/S/C:	Bechtel/Barram
Advisory vote:	2
Board vote:	unanimous
Action:	Approved the minutes of December 6, 2010 as corrected

CORRESPONDENCE

There was none.

HEARINGS: ITEMS NOT ON THE AGENDA

President Cheng acknowledged Robert Grimm who has served the district in many important roles over the past 2 decades. From 1992-2010 Mr. Grimm served on the Audit and Finance Committee and served as treasurer during the Measure E and C bond campaigns and more recently, as treasurer of the parcel tax campaign. Mr. Grimm has also been a strong supporter of the California History Center and the Foothill-De Anza Foundation. Each of the trustees thanked Mr. Grimm for his invaluable service and dedication not only to the district, but also to the community.

Public

Terry Terman addressed the board regarding the governor's announcement to cut community college budgets an additional \$400 million as part of balancing the state budget. Terman suggested the board look to creative ideas and online courses to better meet the student demand for courses and to assist in alleviating the budget crisis.

Students

The DASB has submitted the "Student Retention and Success Peer Mentor" program to the Pepsi Refresh Project under the \$250,000 category. DASB President Kenny Li and student Sana Kathuria explained that the project would fund 30 mentors for math and science classes and provide LiveScribe pens, SmartBoard equipment and computer software for tutored students. Li and Kathuria encouraged everyone to cast their vote every day, for the project. In order to be funded, the project must be in the #1 or #2 position by the end of the month. Votes may be cast either online or by text messaging. Trustees thanked the students for their presentations and wished them success.

Foothill student Randall South asked the board to consider reinstating a program that allows students simultaneously enrolled at both Foothill College and De Anza College to receive federal financial aid at one college based on attendance at both. South also asked if the district could take greater advantage of government funding for workforce development.

Staff

President Brian Murphy emphasized the work of the De Anza students and encouraged everyone to vote for the students' project. Murphy extended an invitation to attend an open mike session in the Euphrat the first Thursday of every month. The activity has become very popular. Student Trustee Thomasina Russaw said the activity, begun by the Black Student Union club, has become a forum not only for poetry but also for announcing student activist activities and marches.

President Judy Miner invited the board to the Martin Luther King, Jr. celebration on Wednesday, February 12 at noon. Astronaut Yvonne Cagle will be the keynote speaker at the lunch. Dr. Miner read an excerpt from a letter from Rep. Jackie Spier in praise of adaptive physical education instructor Dr. Karl Knopf. The letter, prompted by a letter from one of Knopf's former students to Rep. Spier, thanked Knopf for his work with the senior population. Trustees were given a booklet describing the Foothill College Science Learning Institute which Dr. Miner was able to distribute at a meeting of the President's Council of Advisors on Science and Technology which met at the White House last week. A copy will be given to President Obama. Miner commended Associate Foundation Director Laura Woodworth, the Foothill Marketing Department, and Shelley Schreiber for their work on the publication.

Chancellor Linda Thor wished all a happy new year and reported on her activities since the last board meeting.

- Chancellor Thor and several members of the Chancellor's Staff met with Apple representatives. The district was able to share its technology goals and initiatives and Apple make presentations on mobility in higher education. Apple representatives also demonstrated some of their new mobile devices and applications.
- On January 6 Chancellor Thor served on a panel on Getting to Graduation at the Higher EdTech Summit in Las Vegas. The Summit was held in conjunction with the International Consumer electronics Show, also in Las Vegas, which drew about 125,000 people.
- In December Dr. Thor made a 90-minute presentation at the League for Innovations' Executive Leadership Institute on the topic of the president's role in technology leadership.

Chancellor Thor announced that both college presidents are also providing significant leadership at the state and national level. De Anza President Brian Murphy is making tremendous progress on a new national initiative for the development of civic learning and democratic engagement among America's community college students, and last week spent an hour with AACC's new President, Walter Bumphus.

In February President Miner will participate in a Summit on Science, Entertainment and Education sponsored by the National Academy of Sciences, the Moore Foundation, and film director Jerry Zucker. On February 14 Dr. Miner will attend another summit on transformative change in teacher preparation sponsored by the CSU. The purpose of the summit is to launch major initiatives in the redesign of teacher preparation programs.

In closing, the Chancellor announced some of the governor's proposals in an attempt to balance the California state budget which include:

- a request to voters to extend current taxes for 5 years
- an additional \$400 million in cuts to community colleges, as well as increasing fees from \$26 to \$36 per semester unit
- an additional \$500 million would be cut from community colleges if voters choose to not extend current taxes

District staff will be participating in various webinars and discussions in the next few weeks to better understand the impact of these proposals. This will also be discussed at the board's study session on January 31. The district plans to take a measured, strategic perspective as the budget unfolds.

Vice Chancellor of Business Services Kevin McElroy gave an overview of the impact of the proposed budget cuts to Foothill-De Anza. Projections by the CCLC indicate that Foothill-De Anza's share of the proposed \$400 million reduction would be approximately \$10.9 million. McElroy said that due to the district's prudent budget planning over the past few years, the district is in a good position to absorb that amount. However, if voters choose to not extend the current taxes, community colleges can look to an additional \$500 million in budget reduction. The governor has also proposed an increase in fees from \$17 to \$24/unit for schools on the quarter system and from \$26 to \$36/unit for those on the semester system. The additional revenue would fund enrollment growth.

Trustees

Student Trustee Thomasina Russaw extended an invitation to participate in De Anza's Martin Luther King, Jr. celebration on January 20 from 11:30-1:20 in the Fireside Room. The celebration will include interactive workshops, food, entertainment, and spoken word.

Student Trustee Etienne Bowie has been involved in several activities including working to make De Anza's La Voz student newspaper a district wide student newspaper. Bowie is also an advisor to a website that helps students find mentors – studentmentor.org and will be helping to organize a mentor conference where students and mentors can connect through the internet. He is also beginning to work on a pilot project to turn student IDs into virtual cards for purchases, discounts, and possibly to vote.

Trustee Joan Barram noted that the governor has appointed Hsing Kung to the California State University Board of Trustees. Mr. Kung is a member of the Foothill-De Anza Foundation Board. Trustee Barram expressed appreciation for Mr. Kung's support of the district over the years.

APPROVAL OF CONSENT CALENDAR

Vice Chancellor of Business Services removed warrant #25019591 from Item 2 of the consent calendar.

M/S/C: Swenson/Barram

Advisory vote: 2

Board vote: unanimous

Action: **Approved** items 1-4 on the Consent Calendar with the exception of warrant #25019591 on Item 2

Item 1 - Ratified Contracts and Agreements

Item 2 - Ratified Board Warrants Greater than \$5,000 for October and November 2010 with the exception of warrant #25019591 in the amount of \$7,229.66.

Item 3 - Ratified Enterprise Warrants and Wire Transfers Greater than \$5,000 for July, August, September, and October 2010

Item 4 – Approved Human Resources Report

Item 17

Project #801: Property Acquisition and Development Consultant Related to the Foothill College Education Center

At the December 6, 2010 board meeting the board authorized Executive Director Charles Allen to enter into negotiations with Public Private Ventures (PPV) for property acquisition and developing consulting services. Chancellor Thor gave a brief overview of PPV's accomplishments over the past few years. Since 2006 PPV has successfully acquired 10 new campuses for 7 California community college districts, including 2 campuses for the Gavilan Community College District. Mr. Jim Goodell, president of PPV, was in attendance to answer questions.

Chancellor Thor explained the scope of services that includes a preliminary needs assessment; outreach; identification and evaluation of options and opportunities; and a recommendation and implementation plan. Phases 2 and 3 were also reviewed. If the board approves the agreement with PPV a kickoff meeting will occur on Friday where the district will provide PPV with demographic information, educational planning, enrollment projections and facilities concepts. District staff and PPV will participate in a discussion at the January 31, 2011 study session at which time a firm timeline will be introduced as well as board guidance toward the acquisition of a new site.

In response to Trustee Bechtel's question, Mr. Goodell explained that the contract amount as presented is for Phase 1 only. Chancellor Thor assured trustees that the district would continue on the dual path strategy, continuing discussions with the City of Palo Alto as well as looking at other available options. Trustee Bechtel asked if it would be more advantageous financially for the consultant to find a new site, therefore generating more work and requiring additional phases vs. keeping the current site.

Mr. Goodell said PPV will be looking at sites from Palo Alto to the southern district boundary. Trustees Bechtel and Swenson both stressed the importance of enrollment and ensuring there is enough information to support establishing a campus in the location that is ultimately selected. Mr. Goodell assured that PPV will study and evaluate the district's data that indicates growth projections and future growth areas to ensure that it substantiates establishing a center in the selected area when it is presented to CPEC and the state chancellor's office.

Addressing the outreach issue, Mr. Goodell said that outreach will be extended to property owners, businesses, and developers. The goal is to inform owners of potential property of the site location and selection process. PPV will make one-on-one contact with the municipalities, realtors, and others and then follow-up with electronic communications. The site evaluation will take into consideration the size, access, and environmental characteristics of the property, as well as assessing the acceptance of the project by the surrounding community. PPV will coordinate with the district on all public relations communications, ensuring that it is in sync with the district's educational mission.

In response to Trustee Barram's request for more information on center status, Vice Chancellor McElroy said that the district has had preliminary conversations with Sacramento regarding relocation of the center. The district must show evidence that it can retain center status. Because the Middlefield campus has center status, the district receives \$1million/year for that site. It is anticipated that the new location will also achieve center status.

Responding to Trustee Barram's inquiry regarding the needs assessment, President Miner said that as the state chancellor's office moves us away from lifelong learning, the district wants to have a center that increases its capacity to deliver on two primary missions, transfer and workforce education. Foothill has tried to establish Middlefield as a center for workforce development. The district believes that being more centrally located in a community would allow the learning space to be used more creatively. It is important to have a good space for our current center programs such as the Paramedic and EMT programs, as well as the Child Development program which has grown by 40% over the last two years. Chancellor Thor added that PPV will be working in close collaboration with college and district staff on building compatible community relationships. PPV brings a proven process and the structure that will allow the district to produce the desired result.

Trustee Casas Frier asked for an estimation of PPV's total costs. Goodell responded that it could be under \$200,000 if the project were completed in 12-18 months. However, the total cost would depend on a number of variables such as the number of sites to be considered, the level of due diligence, or whether the site has environmental issues that need to be dealt with, etc. The total cost at this point would be difficult to estimate.

Faculty Association President Rich Hansen asked if the new center would be for Foothill, De Anza, or both. Miner responded that the data will indicate where we can best serve the most students. If the selected site is in an area that traditionally serves De Anza, we would still need a permanent home for the existing Middlefield programs and it would be possible for the new site to serve programs from both colleges.

Since the district would need to work collaboratively with neighboring districts, Trustee Swenson inquired about PPV's experience with districts that are competing for students. Mr. Goodell said that acquiring the Gavilan property required discussions with West Valley-Mission. Conversations centered on each district offering different programs, therefore eliminating the competition for enrollment.

M/S/C: Swenson/Barram

Advisory vote: 2 yes

Board vote: unanimous

Action: **Approved** the contract with Public Private Ventures for preliminary services related to the acquisition and development of an education center

Item 5

BP 2122 Acting Chancellor in Absence of Chancellor (Rev.) (1st Reading)

Trustees reviewed the suggested change to the existing policy that adds the Vice Chancellor of Technology to the line of authority of acting chancellor in absence of the chancellor. There were no changes.

Item 6

BP 2213 Acting College President in Absence of a President (Rev.)(1st Reading)

Trustees reviewed the suggested change to the existing policy that deletes wording requiring publicizing a person acting as college president in absence of the president. There were no changes.

Item 7

BP 2510 Preparation for Accreditation Visits (Rev.)(1st Reading)

Trustees reviewed the suggested changes to the existing policy that were made in response to the accreditation self-study and clarifies the board's commitment to accreditation and the chancellor's responsibility to ensure compliance with accreditation standards. There were no changes

Item 8

BP 9122 Committees (Rev.)(1st Reading)

Trustees reviewed additional wording to this policy to include the establishment of a Citizens' Bond Oversight Committee in accordance with Proposition 39 regulations. There were no changes.

Item 9

BP 2215 Chancellor President Selection (New)(1st Reading)

BP 2215 is a new policy that will bring the district more in line with accreditation requirements that the board establish a process for selecting a chancellor or president. There were no changes.

Item 10

BP 9126 Special and Emergency Meetings (New)(1st Reading)

Currently, the district does not have a policy addressing special and emergency meetings. BP 9126 has been created to address situations that call for such meetings. Staff clarified that notice of a regular meeting is 72 hours and notice of a special meeting is 24 hours. There were no changes.

Item 11

BP 9127 Closed Session (New)(1st Reading)

There is no existing board policy that addresses closed sessions and reporting out of any action taken in closed sessions.

Referencing suggested wording that the vote of every member present be reported on any action taken in closed session, Trustee Swenson asked if that wording was taken directly from the Brown Act or if the wording is discretionary. Trustee Barram suggested the deletion of that wording if it is not required. Staff will follow up on this item.

Item 12

BP 9211 Communication Among Board Members (New)(1st Reading)

Trustee Swenson asked if wording in the first paragraph was taken directly from the Brown Act and asked for clarification of ambiguous wording. Chancellor Thor said that most of the proposed policies presented came through the CCLC's contract with Liebert Cassidy to develop template policies. Trustee Bechtel interpreted "communication of any kind" may mean phone, e-mail, paper, or in person, as well as that comments or positions expressed by board members are not communicated to other board members. Staff will follow up on this item.

Item 13

Ratification of Board Warrants to Borel Private Bank & Trust Co.

Trustee Bechtel recused herself from the room during discussion and action of this item.

M/S/C: Barram/Swenson
Advisory vote: 2
Board vote: 4
Action: **Ratified** board warrants to Borel Private Bank & Trust Co.

Trustee Bechtel rejoined the meeting.

Item 14

Measure E Consent

Executive Director Allen requested that this item be removed from the agenda.

Item 15

Agreement for Consultant Service with Placemakers for Measure E Combined Site Improvements Project #283

Executive Director Allen explained that the contract with Placemakers would provide for California Environmental Quality Act (CEQA) review services for the combined site improvements project at De Anza that includes renovations to the Sunken Garden. The agreement would authorize Placemakers and their consultants to conduct project analysis, perform the initial study, develop their findings, and conduct public outreach and reporting. The final outcome of their findings will be presented to the board.

M/S/C: Swenson/Casas Frier
Advisory vote: 2 yes
Board vote: unanimous
Action: **Approved** the agreement with Placemakers for professional services not to exceed \$29,858

Item 16

Measure C Consent

Items B-F and J were pulled for separate discussion.

M/S/C: Bechtel/Barram
Advisory vote: 2 yes
Board vote: unanimous
Action: **Approved/Ratified** the Measure C Consent Calendar, A, G-I, and K-P as follows:

- A. *Title:* Revision #5 to PAA-3C/Purchase Order #G979220
Vendor: Architectural Resources Group (ARG)
Agreement Date: November 6, 2007
Campus: De Anza College
Project No.: 203
Project Name: Baldwin Winery & East Cottage

- | | | |
|-----------|------------------------|--|
| | <i>Amount:</i> | \$26,438 |
| | <i>For:</i> | Provide additional architectural and engineering services. T&M basis, NTE these added fees. |
| | <i>Action:</i> | Ratification |
| G. | <i>Title:</i> | Change Order #9 |
| | <i>Vendor:</i> | John Plane Construction, Inc. |
| | <i>Agreement Date:</i> | March 18, 2010 |
| | <i>Campus:</i> | De Anza College |
| | <i>Project No.:</i> | 205 |
| | <i>Project Name:</i> | Seminar Building & Multicultural Center |
| | <i>Amount:</i> | \$40,013 |
| | <i>For:</i> | Miscellaneous construction change orders at the Seminar Building and Multicultural Center including minor electrical, data and telecomm items, and HVAC changes.
The total Change Orders to date represent 8.6% against the original contract amount. Funding is included in the current budget. |
| | <i>Action:</i> | Ratification |
| H. | <i>Title:</i> | Revision #2 to PAA #D01 |
| | <i>Vendor:</i> | Miller Company Landscape Architects |
| | <i>Agreement Date:</i> | April 6, 2009 |
| | <i>Campus:</i> | De Anza College |
| | <i>Project No.:</i> | 766-228 |
| | <i>Project Name:</i> | CDC Playground Maintenance & Upgrades |
| | <i>Amount:</i> | \$2,000 |
| | <i>For:</i> | This Revision compensates the Landscape Architect for additional construction administration costs related to District-provided material delivery delays, and additional reproduction costs associated with DSA submission of contract documents. The scope associated with this revision is not included in the original contract scope as defined in PAA D01. This revision also changes the project completion date to December 31, 2010. |
| | | PAA D01 is also being extended to December 31, 2010, which reflects the revised construction duration. |
| | <i>Action:</i> | Ratification |
| I. | <i>Title:</i> | Revision #2 to PAA #D04 |
| | <i>Vendor:</i> | Noll & Tam |
| | <i>Agreement Date:</i> | March 22, 2010 |
| | <i>Campus:</i> | De Anza College |
| | <i>Project No.:</i> | 766-214 |
| | <i>Project Name:</i> | Corporation Yard |
| | <i>Amount:</i> | \$8,920 |
| | <i>For:</i> | Provide engineering documentation to include designs for rebuilding the campus drive roadbed in the vicinity of the project. |
| | <i>Action:</i> | Ratification |
| | <i>Action:</i> | Ratification |

- K.** *Title:* Inspector of Record Agreement
 Vendor: Clarke Inspection Group, Inc.
 Agreement Date: December 7, 2010
 Campus: Foothill College
 Project No.: 135
 Project Name: Utilities Infrastructure Upgrades Phase I
 Amount: \$71,746.20
 For: Provision of Inspector of Record inspection services for the Utilities Infrastructure Upgrades Phase I project at Foothill College, as required by the Division of the State Architect.

On May 3, 2010 the Board established a pool of inspectors qualified to provide services to the District for a variety of projects. Members of that pool were invited to provide additional information specific to the infrastructure project. Clark Inspection Group was deemed most qualified to meet the needs of the District based upon applicable experience, qualifications and availability of individual inspectors, references and comparative cost.

The funding for this change is within the current budget.

Action: Ratification

- L.** *Title:* Change Order #2
 Vendor: Valley Crest Landscape Development
 Agreement Date: May 25, 2010
 Campus: Foothill College
 Project No.: 142
 Project Name: Soccer & Softball Complex
 Amount: \$60,225
 For: Owner-directed changes to the scoreboard and electrical wire sizing; addition of sub drain and increased soil treatment due to site conditions; added work at light bollards and retaining wall fence due to insufficient design detail; and a no-cost time extension that will add 70 days contract time after Division of State Architect approval of the field house design. (The fields can be used prior to completion of the field house due to delays at DSA.)

This change represents 2.32% change to the contract value. Total project changes represent a 3.74% change to the contract value.

The funding for this change is within the current budget.

Action: Ratification

- M.** *Title:* Revision #3 – Professional Services
 Vendor: Verde Design
 Agreement Date: April 8, 2008
 Campus: Foothill College
 Project No.: 142

- Project Name:* Soccer & Softball Complex
Amount: \$6,425
For: Provide additional design services including a cost analysis of the addition of a press box/score keepers booth and reengineering of the scoreboard structures to incorporate new, larger scoreboards.
Action: Ratification
- N.** *Title:* Revision #2 to PAA #F-WRNS-1B
Vendor: WRNS Studio, LLP
Agreement Date: October 6, 2009
Campus: Foothill College
Project No.: 144
Project Name: Central Campus Site Improvements
Amount: \$29,700
For: Architectural consulting services to perform a historical review of the proposed renovations/alterations of the Central Campus Site Improvements as required by the environmental impact report, and for irrigation consulting services to provide an assessment of the campus irrigation water distribution and recommendations for alterations as needed to meet the future irrigation demands of the Measure C projects.

Action: The funding is included in the current budget
Ratification
- O.** *Title:* Revision #1 to PAA #F-WRNS-4A
Vendor: WRNS Studio, LLP
Agreement Date: April 6, 2010
Campus: Foothill College
Project No.: 154
Project Name: Parking & Circulation
Amount: \$1,700
Architectural design services to perform a lighting shadow study and provide horizontal controls for the placement of light poles adjacent to parking lots 2 and 3.

Action: The funding for this change is within the current budget.
Ratification
- P.** *Title:* Change Order #1
Vendor: Zolman construction & Development, Inc.
Agreement Date: October 18, 2010
Campus: Foothill College
Project No.: 110
Project Name: Renovation of Language Arts Classrooms, Buildings 6200, 6300, & 6500
Amount: \$16,132
For: This change order includes architectural, electrical and telecom work required by existing field conditions, including floor finish corrections, attic catwalk addition, and alignment of exterior siding; and added

work due to power receptacles missing in the design documents; and added construction and coordination effort to maintain campus data operations.

Total project changes represent 0.75% change to the contract value. The funding is included in the current budget.

Action: Ratification

Executive Director Allen explained that items B-F are for change orders for work done on the Baldwin Winery and have been under negotiation. Item J is for construction services and additional inspection time due to delays associated with the collapse of the East Cottage.

M/S/C: Swenson/Casas Frier

Advisory vote: 2

Board vote: unanimous

Action: **Approved** Measure C Consent items B-F and J as follows:

- B.** *Title:* Change Order #5
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza College
Project No.: 203
Project Name: Baldwin Winery & East Cottage “Historic Renovation”
Amount: \$37,818
For: Miscellaneous change orders:
Baldwin Winery: provide additional support to roof fan, chip out existing concrete to allow clearance for new bond beam, remove existing sheeting and insulation at roof.
The total Change Orders to date represent 2.4% against the original contract amount. Funding is included in the current budget.
Action: Ratification
- C.** *Title:* Change Order #6
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza Campus
Project No.: 203
Project Name: Baldwin Winery & East cottage “Historic Renovation”
Amount: \$20,849
For: Miscellaneous change orders:
Baldwin Winery: Add cork flooring in Administration area, lower fire sprinkler system in lower level, provide elevator recall system, furr out wall at electrical panel.

The total Change Orders to date represent 3.1% against the original contract amount. Funding is included in the current budget.
Action: Ratification
- D.** *Title:* Change Order #7
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza College

Project No.: 203
Project Name: Baldwin Winery & East Cottage “Historic Renovation”
Amount: \$9,613
For: Miscellaneous change orders:
 Baldwin Winery: Deduct for shear additional shear wall testing, Add two breakers to main transformer, furr out wall at stairwell, Install header in elevator lobby.

The total Change Orders to date represent 3.4% against the original contract amount. Funding is included in the current budget.
Action: Ratification

E. *Title:* Change Order #8
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza College
Project No.: 203
Project Name: Baldwin Winery & East Cottage “Historic Renovation”
Amount: \$2,899
For: Miscellaneous change order:
 Add truss plates to steel buckets, change ducting to RF-1.
 The total Change Orders to date represent 3.4% against the original contact amount. Funding is included in the current budget.
Action: Ratification

F. *Title:* Change Order #9
Vendor: John Plane Construction, Inc.
Agreement Date: November 16, 2009
Campus: De Anza College
Project No.: 203
Project Name: Baldwin Winery & East Cottage “Historic Renovation”
Amount: \$3,197
For: Miscellaneous change orders:
 Add framing to supports to HVAC ducts, Patch Gyp Brd penetration.
 Contract to be extended by non-compensable 69 days.
 The total Change Orders to date represent 3.6% against the original contract amount. Funding is included in the current budget.
Action: Ratification

J. *Title:* Revision #1 to Agreement
Vendor: Quali-Con Enterprise, Inc.
Agreement Date: August 20, 2009
Campus: De Anza College
Project No.: 766-203
Project Name: Baldwin Winery & East Cottage Renovation
Amount: \$45,360
For: Provide additional DSA-approved Class One inspection services for the Baldwin Winery & East Cottage Project due to extended schedule caused by the Cottage collapse. Additional services required due to contractor imposed schedule delays. District’s Construction

Management team will endeavor to recover costs from the contractor in future change orders.

Item 18

Request Approval of Change Order #10, Project #112 – Modernization of Administration Building and General Classrooms at Foothill College in the Amount of \$74,836 for Zolman Construction & Development, Inc.

Change order #10 in the amount of approximately \$75,000 is associated with the modernization of Building 1900 and includes the removal of additional interior wall finishes and framing modifications, as well as changes made to meet future space requirements and to be in alignment with state budget related programming changes.

M/S/C:	Casas Frier/Swenson
Advisory vote:	2 yes
Board vote:	unanimous
Action:	Approved Change Order #10 in the amount of \$74,836 for Zolman Construction & Development, Inc.

Item 19

Agreement for Inspector of Record Services for Physical Sciences & Engineering Center at Foothill College Agreement with Chevron Energy Solutions: Energy Services Contract and Installation of Photovoltaic Arrays at Foothill College (Measure C Project #154)

Executive Director Allen requested that this item be removed from the agenda.

Item 20

Selection of Architect and Contract for Services: De Anza College Project #206 – Track and Fields

Executive Director Allen explained that this item is for initial programming and conceptual design services.

M/S/C:	Swenson/Bowie
Advisory vote:	2 yes
Board vote:	unanimous
Action:	Approved the selection of Verde Design Inc. for De Anza Project #206 and authorized the Executive Director of Facilities, Operations & Construction Management to enter into contract with the selected architectural firm

ADJOURNMENT

President Cheng adjourned the meeting at 7:55 p.m.