ORDER OF BUSINESS - REGULAR MEETING

Wednesday, February 8, 2012

Closed Session 12:30 p.m.
Public Session 3:30 p.m.

Los Angeles Harbor College
Music Recital Hall
1111 Figueroa Place
Wilmington, CA 90744

I. Roll Call (12:30 p.m.) Location: Student Services Administration Building, Room 219

II. Requests to Address the Board of Trustees - Closed Session Agenda Matters

III. Recess to Closed Session in accordance with The Ralph M. Brown Act, Government Code sections 54950 et seq., and the Education Code to discuss the matters on the posted Closed Session agenda pursuant to Government Code section 54954.5 (Refer to Attachment "A" for Closed Session agenda).

IV. Reconvene Regular Meeting (3:30 p.m.) Location: Music Recital Hall

V. Roll Call

VI. Flag Salute

VII. Welcoming Remarks by Marvin Martinez, President, Los Angeles Harbor College

VIII. Approval of Minutes: Regular Meetings and Closed Sessions, December 7, 2011 and January 11, 2012

IX. Reports from Representatives of Employee Organizations at the Resource Table

X. Public Agenda Requests
   1. Oral Presentations
   2. Proposed Actions

XI. Requests to Address the Board of Trustees - Multiple Agenda Matters

XII. Reports and Recommendations from the Board
   - Report on Actions Taken in Closed Session - February 8, 2012
   - Reports of Standing and Special Committees
   - BT1. Resolution - District Classified Employees Retirement
   - BT2. Adopt Findings to Debar and Find Contractor not Responsible
   - BT3. Resolution to Support November 2012 Tax Initiative
   - BT4. Adopt Recommendation of the Legislative Committee to Support Legislative Proposals
   - BT5. Adopt the Following Specifications for Waste Management Bids

XIII. Reports from the Chancellor
   - Report from the Chancellor regarding activities or pending issues in the District
     o Los Angeles Harbor College: Achieving the Dream Status Report
XIV. Consent Calendar  

Matters Requiring a Majority Vote

BF1. Budget Revisions and Appropriation Transfers  
BSD1. Ratifications for Business Services  
BSD2. Business Services Routine Report  
BSD3. Adopt Resolution Authorizing Lease Agreement  
FPD1. Facilities Planning and Development Routine Report  
FPD2. Authorize Master Procurement Agreements  
HRD1. Personnel Services Routine Actions  
ISD1. Approval of Educational Programs and Courses  
ISD2. Approval of Revised Board Rule  
ISD3. Reinstatement of Expelled Student  
ISD4. Notification of Student Travel  
  • Correspondence

Matters Requiring a Super Majority Vote

XV. Recommendations from the Chancellor

CH1. Amend 2011-2012 Board Meeting Calendar  
CH2. Approve Accreditation Substantive Change Report

XVI. Notice Reports and Informatives

CH/A. [Notice] Amend Board Rule 7100.10 by Adding Section G –  
  Delegation of Authority to Make Determinations of Substantial  
  Complexity

XVII. Announcements and Indications of Future Proposed Actions

XVIII. Adjournment

*****************************************  
Next Regularly Scheduled Board Meeting  
Wednesday, February 22, 2012  
(Public Session scheduled for 3:30 p.m.)  
Educational Services Center  
Board Room – First Floor  
770 Wilshire Blvd.  
Los Angeles, CA 90017  
*****************************************

In compliance with Government Code section 54957.5(b), documents made available to the Board after the posting of the agenda that relate to an upcoming public session item will be made available by posting on the District’s official bulletin board located in the lobby of the Educational Services Center located at 770 Wilshire Boulevard, Los Angeles, California 90017. Members of the public wishing to view the material will need to make their own parking arrangements at another location.

If requested, the agenda shall be made available in appropriate alternate formats to persons with a disability, as required by Section 202 of the American with Disabilities Act of 1990 (42 U.S.C. Section 12132), and the rules and regulations adopted in implementation thereof. The agenda shall include information regarding how, for whom, and when a request for disability-related modification or accommodation, including auxiliary aids or services may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting.

To make such a request, please contact the Executive Secretary to the Board of Trustees at (213) 891-2044 no later than 12:00 p.m. (noon) on the Tuesday prior to the Board meeting.
ATTACHMENT A

CLOSED SESSION

Wednesday, February 8, 2012
12:30 p.m.

Los Angeles Harbor College
Student Services Administration Building
Room 219
1111 Figueroa Place
Wilmington, CA 90744

I. Public Employment
(pursuant to Government Code section 54957)

A. President, East Los Angeles College

II. Public Employee Evaluation
(pursuant to Government Code section 54157)

A. Position: College Presidents

III. Conference with Labor Negotiator
(pursuant to Government Code section 54957.6)

A. District Negotiators: Ken Takeda
   Employee Unit: Building and Trades
B. District Negotiators: Sue Carleo
   Employee Unit: Academic Administrators
C. District Negotiators: Mary Gallagher
   Employee Unit: Clerical/Technical
D. District Negotiators: Michael Shanahan
   Employee Unit: Supervisory
E. District Negotiators: Michael Shanahan
   Employee Unit: Local 99

IV. Public Employee Discipline/Dismissal/Release/Charges/Complaints
    (pursuant to Government Code section 54957)

V. Conference with Legal Counsel - Existing Litigation
    (pursuant to Government Code section 54956.9 (a))
    A. FTR International v. LACCD

VI. Conference with Legal Counsel - Anticipated Litigation
    (pursuant to Government Code section 54956.9 (b))
    A. Potential Litigation: 3 matters

VII. Discussion with Real Property Negotiator as may be announced prior to
     closed session (pursuant to Government Code section 54956.8)

VIII. Other litigation matters as may be announced prior to the closed session
      (pursuant to Government Code section 54956.9)
SUBJECT: RESOLUTION – DISTRICT CLASSIFIED EMPLOYEES RETIREMENT

WHEREAS, The classified employees identified below have been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employees have contributed significantly toward providing the highest quality of services to our students and the public on behalf of the Los Angeles Community College District; now, therefore, be it

RESOLVED, That the Personnel Commission and the Board of Trustees of the Los Angeles Community College District do hereby commend the employees for their contributions and extend best wishes in their retirement.

Miguel Santiago, President
Board of Trustees

David Iwata, Chair
Personnel Commission
### SUMMARY OF RETIRED CLASSIFIED EMPLOYEES

**December 1, 2011 – December 31, 2011**

<table>
<thead>
<tr>
<th>LAST NAME</th>
<th>FIRST NAME</th>
<th>JOB CLASSIFICATION</th>
<th>YEARS OF SERVICE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Beaird</td>
<td>Helen J.</td>
<td>42</td>
<td>Trade Tech</td>
</tr>
<tr>
<td>2</td>
<td>Coleman</td>
<td>Dwayne Randall Sr.</td>
<td>34</td>
<td>District</td>
</tr>
<tr>
<td>3</td>
<td>Holmes</td>
<td>Noie</td>
<td>33</td>
<td>City</td>
</tr>
<tr>
<td>4</td>
<td>Amurao</td>
<td>Efren S.</td>
<td>32</td>
<td>District</td>
</tr>
<tr>
<td>6</td>
<td>Bjornsen*</td>
<td>Betty Kay</td>
<td>30</td>
<td>Valley</td>
</tr>
<tr>
<td>7</td>
<td>Thompson</td>
<td>Connie</td>
<td>30</td>
<td>City</td>
</tr>
<tr>
<td>8</td>
<td>Redmon</td>
<td>Margaret Marie</td>
<td>29</td>
<td>Valley</td>
</tr>
<tr>
<td>9</td>
<td>Hoover</td>
<td>Paula Faith</td>
<td>19</td>
<td>Pierce</td>
</tr>
<tr>
<td>10</td>
<td>Crawford</td>
<td>Yvonna B.</td>
<td>19</td>
<td>West</td>
</tr>
<tr>
<td>11</td>
<td>Wells</td>
<td>Bobby Jeffery</td>
<td>13</td>
<td>Mission</td>
</tr>
</tbody>
</table>

*Includes Years of Service as a Classified and Certificated Employee.
Subject: ADOPT FINDINGS TO DEBAR AND FIND CONTRACTOR NOT RESPONSIBLE

Adopt the report, findings and recommendations in Attachment 1 determining that FTR International and Nizar Katbi be debarred from bidding, contracting, subcontracting or performing work on any District project for a period of three (3) years, and that FTR and Nizar Katbi be found to be non-responsible bidders on the Math & Science Complex at East Los Angeles College.

Background: Staff served notice on FTR International and Nizar Katbi on October 17, 2011, of its intention to recommend debarment for five years and a finding of non-responsibility as a bidder. Pursuant to that notice, FTR International and Nizar Katbi were provided documentary evidence, and a hearing was held on December 6, 8 and 9, 2011. The committee deliberated and reached its recommendation on January 10, 2012.
ATTACHMENT 1

BEFORE A COMMITTEE OF THE BOARD OF TRUSTEES OF THE LOS ANGELES COMMUNITY COLLEGE DISTRICT ("DISTRICT") RE HEARING TO DETERMINE WHETHER OR NOT FTR INTERNATIONAL, INC. ("FTR") AND NIZAR KATBI, ITS RESPONSIBLE MANAGING OFFICER, CHIEF EXECUTIVE OFFICER AND PRESIDENT, SHOULD BE DEBARRED FOR UP TO FIVE YEARS FROM BIDDING, CONTRACTING, SUBCONTRACTING OR PERFORMING WORK ON ANY DISTRICT PROJECT AND WHETHER FTR AND NIZAR KATBI SHOULD BE FOUND TO BE NON-RESPONSIBLE BIDDERS ON THE MATH & SCIENCE COMPLEX AT EAST LOS ANGELES COLLEGE.

IN RE THE MATTER OF: ) COMMITTEE'S REPORT,
FTR INTERNATIONAL, INC. AND ) FINDINGS, AND
NIZAR KATBI, ITS RESPONSIBLE ) RECOMMENDATION
MANAGING OFFICER, CHIEF )
EXECUTIVE OFFICER AND PRESIDENT)

INTRODUCTION AND SUMMARY

The Hearing Committee ("Committee") comprised of Trustee Tina Park and Trustee Mona Field has reviewed and considered the evidence presented during the three days of hearings held on December 6, 8 and 9, 2011 ("Hearing"), as to whether FTR International, Inc. and Nizar Katbi (collectively "FTR") should be found not "responsible" contractors and whether to recommend to the Board of Trustees that FTR should be debarred from bidding or performing District contracts for a period of up to five years.

In reaching its recommendation, the Committee considered the oral testimony under oath by witnesses called by District Staff ("Staff") and FTR and documents submitted by both Staff and FTR. The Committee further considered the argument of counsel for Staff and FTR, made at opening and close of the hearing, written briefs submitted by counsel for Staff and FTR and

1 Provided herewith is a disc containing the official Reporter's Transcript of the Hearing which contains the entirety of the testimony.
the adopted recommendations of counsel for the Committee concerning evidentiary objections asserted by both FTR and Staff.  

The Committee limited its deliberation to the evidence presented and arguments of counsel at the Hearing. The Committee is aware of media attention concerning the District’s construction program in general and in particular the Hearing concerning FTR but did not consider such media attention in its deliberation or recommendation. The Committee is also aware that FTR and the District are engaged in litigation but did not consider the existence of the litigation or claims asserted in such litigation in its deliberation or recommendation.

The Committee was required to determine whether FTR is “responsible.” In making such a determination, the Committee looked to Public Contract Code §1103 which provides the following definition:

“Responsible bidder,” as used in this part, means a bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity and experience to satisfactorily perform the public works contract.

The Committee in reviewing the evidence and considering the arguments of counsel was guided by the principal that its obligation is to protect the public trust. The Committee acknowledges and has stated that the evidence presented demonstrates that there may have been other entities or persons whose actions caused or contributed to one or more of the allegations against FTR. It is the Committee’s hope and expectation that such persons or entities will be held accountable for their actions if in fact such allegations turn out to be true. However, the Committee in this debarment process is required to determine whether the actions of FTR, even considering the participation of others, establish that FTR is not trustworthy or lacks the quality, fitness, capacity and experience to satisfactorily perform public works contracts for the District.

The Committee was presented with three separate and distinct actions (“Charging Allegations”) by FTR, each of which Staff believed demonstrated FTR not to be a responsible

---

2 Provided herewith is a separate disc containing copies of the Staff’s Exhibits and FTR’s Exhibits.
contractor. FTR submitted evidence and argument challenging each of the Charging Allegations. The Charging Allegations were as follows:

1. FTR submitted a false and fraudulent payment application to the District at the Health & P.E. Center at Los Angeles Mission College seeking payment of $864,082.80 for work which had not been performed. The District paid FTR based on the payment application.

2. FTR signed and submitted a form required by the Division of the State Architect falsely and fraudulently certifying that all work had been completed at the Allied Health & Science Project at Los Angeles Valley College when in fact it had not.

3. FTR did not construct the Allied Health & Science Project at Los Angeles Valley College as required by the contract, the plans or the standard of care expected of a competent contractor. As a result, one of the buildings has suffered extensive water leaks causing substantial damage to the interior of the building and disrupting faculty, staff and students.

The Committee was presented with substantial and sometimes conflicting evidence concerning each Charging Allegation. Much of the evidence and arguments by FTR and Staff regarding each Charging Allegation are set forth in the Closing Briefs submitted by counsel for FTR and Staff, which are part of the Hearing Record enclosed with the Committee’s findings and recommendation. In reaching a recommendation as to each Charging Allegation, the Committee not only considered the evidence presented and arguments made by counsel but it also weighed the credibility of the testimony given by each witness as well as the weight to be afforded to the evidence, whether presented by oral testimony or in documents submitted by FTR or Staff.

The Committee found that sufficient evidence had been presented by Staff to support each Charging Allegation. The Committee found that particularly with respect to Charging Allegations 1 and 2 there was evidence that other persons or entities were also involved or implicated in the underlying facts but that the actions of these persons or entities did not absolve FTR of its responsibility for its own actions. With respect to Charging Allegation 3, the
Committee found little if any evidence mitigating FTR’s responsibility for constructing a defective building which has suffered substantial and on-going water leaks resulting in damage to the building, interior surfaces and property as well as disrupting and displacing students, faculty and staff.

The Committee found, based on each Charging Allegation, that FTR was not a responsible contractor. The Committee found that each Charging Allegation demonstrated FTR did not follow its contractual obligations to the District, failed to deal openly and honestly with the District and failed to deliver to the District construction projects which met the District’s quality standards.

In consideration of the evidence and argument submitted by FTR that others were involved and complicit in the Charging Allegations, and taking into account the contrary evidence presented by FTR and the argument of its counsel, the Committee’s recommendation is that FTR should be debarred for a period of three (3) years rather than the maximum five (5) years allowed under this process.

**CHARGING ALLEGATION NUMBER 1**

FTR submitted a false and fraudulent payment application to the District misrepresenting that work and materials had been performed and supplied at Los Angeles Mission College when, in fact, no work had been performed and no materials supplied. FTR then received payment from the District under the false and fraudulent payment application.

With respect to Charging Allegation Number 1, Staff presented the following evidence:

FTR was the general contractor for the Health and Physical Education Facility project at Los Angeles Mission College. (Christine Marez testimony; documentary evidence presented as Exhibit A.) Nick Quintanilla was the Project Manager for Gateway Science & Engineering (“GSE”) the College Project Manager. (Marez testimony; Exhibit A.)
On May 9, 2008, GSE issued Construction Field Order No. 1, directing FTR to expand its work at the project including the relocation of a 24 inch Department of Water & Power (“DWP”) waterline. (A-39.) On May 27, 2008, FTR submitted Change Order No. 1 in response to Field Order No. 1. (A-41 to A-64.) On July 31, 2008, FTR submitted a draft of Payment Application No. 14 stating that 43.92% percent of Change Order No. 1 was complete. (A-343 to A-353.) On August 5, 2008, FTR submitted the final Payment Application No. 14 representing that 90% of the work under Change Order No. 1 was complete, thereby increasing the percentage of completion of the change order work by almost 50%. (A-66 to A-83.) At the time FTR submitted its initial and revised Payment Application No. 14, FTR was not, as required as a pre-condition to performing the waterline work, prequalified by the DWP to perform any work on the waterline. (A-8 to A-9; A-122; A-174 to A-175.) As of August 5, 2008, when FTR submitted Payment Application No. 14 to the District, FTR had performed 0% of the work on the waterline which is directly contradicted by the content of the Payment Application. On August 22, 2008, FTR received payment from the District for Payment Application No. 14, including $1,232,730.993 for work under Change Order No. 1. (A-66 to A-69.)

On March 26, 2009, GSE directed FTR to remove the relocation of the waterline from its scope of work through Construction Field Order No. 114. (A-98.) On June 3, 2009, FTR submitted Change Order No. 3, removing the relocation of the waterline and crediting $930,000 for this work but retaining $30,000 in administrative costs related to the relocation of the waterline. (A-100 to A-115; Marez testimony.) Change Order No. 3 was approved by the District on August 10, 2009. (A-100.)

The work to relocate the waterline was performed by another contractor, Charles Pankow Builders, on or about February 2010. (A-178 to A-184.)

On or about July 2011, the Office of the Inspector General (“OIG”) for the District conducted an investigation of change orders and payments to FTR related to the relocation of

---

3 This amount represents 90% of the full amount of Change Order No.1, which was $1,369,701.03.
DWP waterline. (A-4; Marez testimony; Clifford Dewey testimony.) On July 18, 2011, OIG staff interviewed the Inspector of Record, Chris McCarthy, who stated that he had not observed any work related to the relocation of the waterline by FTR, had not been provided a copy of Change Order No. 1 at the time FTR submitted Payment Application No. 14 and therefore would not sign the application affirming that the work had been done. (A-10; Dewey testimony.)

On July 26, 2011, OIG staff also met with FTR’s representatives including Nizar Katbi and Khal Jalab and with FTR’s counsel, Brad Raisin. (A-10 to A-11; Marez testimony; Dewey testimony.) During this meeting, Mr. Katbi and Mr. Jalad acknowledged that FTR had certified on Payment Application No. 14 that all work as shown on the application had been completed and that all materials had been supplied. (A-11; Dewey testimony.) Mr. Katbi and Mr. Jalad also admitted that the work related to Change Order No. 1, as shown on the application for payment and including the work for the relocation of the waterline, had not been completed or the materials supplied at that time. (A-11, Dewey testimony.)

The OIG concluded that “FTR intentionally billed and certified in its submittal of Invoice #14 for Contract 70302 that 90% of the work in Change Order No. 1 was complete” and that the work had not in fact been done. (A-12; Marez testimony; Dewey testimony.)

**Summary of the Evidence Presented by Respondents:**

With respect to Charging Allegation No. 1, FTR presented the following evidence:

Khal Jalad was FTR’s Project Manager for this project. (Khal Jalad testimony.) Mr. Jalad testified he took instructions from GSE’s project manager, Nick Quintanilla, regarding the preparation and submittal of pay applications and what percentage of work completion should be included in the application. (Jalad testimony.)

On July 28, 2008, GSE issued Construction Field Orders 36 and 37 directing FTR to perform extra work totaling approximately $1 million. (Jalad testimony; Exhibits 1, 2.) In an
email, Mr. Quintanilla stated that the work needed to be done as soon as possible. (Exhibit 3; Jalad testimony.)

On July 28, 2008, Mr. Jalad submitted a draft pay application to the District. (Exhibit 4; Jalad testimony.) On July 31, 2008, Mr. Jalad met with Mr. Quintanilla to discuss the payment application and the additional unpaid work performed by FTR at that point. (Exhibits 5, 6, 7; Jalad testimony.) Mr. Jalad testified that Mr. Quintanilla then stated that FTR could not bill on extra work performed without a formal change order, but that FTR might get paid on an existing change order if he received the “go-ahead” from the District. (Jalad testimony.)

Mr. Jalad also testified that after the July 31 meeting, Mr. Quintanilla directed him to revise the draft of Payment Application No. 14 to state that FTR had completed 90% of the work on Change Order No. 1 so that FTR could get paid for the outstanding extra work. (Jalad testimony; Exhibit 95.) Accordingly, FTR submitted Payment Application No. 14 as advised. (Exhibit 8.) Finally, Mr. Jalad testified that neither he nor FTR intended to deceive Mr. Quintanilla or the District. (Jalad testimony.)

Mr. Katbi testified that he had no involvement with the submittal of Payment Application No. 14. (Nizar Katbi testimony.)

FTR also submitted a declaration from Nick Quintanilla wherein Mr. Quintanilla declared that he was told by District representatives that he “could pay money from a line item even if the work was not done on that item if it was another one and that I should do it to avoid the delay and claims. So my staff suggested, and I agreed, to pay FTR for extra work by billing on Change Order #1 relating to the pipeline work even though that work was not done. We directed FTR to prepare the pay application #14 the same way I was told it was okay to do it. And FTR did that.” (Exhibit 95.)

FTR also argued at the Hearing that under the contract, Mr. Quintanilla, as the project manager, had final authority over the form and content of all payment applications. (A-270.)
Discussion:

The Committee found it compelling that there was no dispute that FTR’s certification on Payment Application No. 14, that 90% of Change Order No. 1 had been performed and payment was due to FTR in the amount of $864,082.80, was false. FTR’s project manager Khal Jalad testified that Payment Application No. 14 was false. (Jalad testimony.) In addition, Nizar Katbi admitted to the OIG that the Payment Application was false. (Dewey testimony; A-11.) There is no dispute that as a result of this false payment application, the District paid FTR $864,082.80 for work which had not, as represented in the Payment Application, been performed. (A-66 to A-69; Marez and Dewey testimony.) The Committee finds that even if FTR was directed by Nick Quintanilla to submit a false and fraudulent Payment Application as a short-cut around the contractual provisions governing payment and change orders, that does not justify any contractor submitting false and fraudulent documents to the District in order to induce payment, let alone a contractor with the sophistication and experience of FTR.

The Committee found the testimony of Christine Marez and Clifford Dewey to be credible. The Committee also reviewed the evidence presented by the Staff in Exhibit A (A-1 to A-353), including the findings and supporting documentation in the OIG’s report, as well as the evidence provided by FTR including Exhibits 1 through 8, Exhibit 95 and the testimony of Khal Jalad and Nizar Katbi related to this particular allegation.

The Committee found the testimony of FTR’s Project Manager, Khal Jalad, to be less credible. Mr. Jalad testified that upon receipt of Construction Field Orders 36 and 37 (Jalad testimony) he called Nizar Katbi for direction who told him to “go ahead” and perform the work. (Jalad testimony.) However, Mr. Jalad then testified that when he met with Mr. Quintanilla on July 31, 2008 (Jalad testimony), he told him that FTR would not perform Field Orders 36 and 37 unless the work for the previously proposed change orders was paid. (Jalad testimony). The only outstanding unpaid change order on the date of that meeting and at the time of submission of Payment Application No. 14 was Change Order No. 1 (A-41 to A-64) which FTR had not
performed and therefore was not “unpaid.” Accordingly Mr. Jalad’s ultimatum to Mr. Quintanilla that FTR would not perform Field Directive work unless it was paid for the proposed change orders was factually and contractually unjustified.

The Committee found Nizar Katbi’s testimony that he had no involvement in Payment Application No. 14 difficult to believe. Mr. Katbi signed Change Order No. 1 (A-41) so he was personally aware of its scope and value. The close relation in time between the issuance of Field Directives 36 and 37 to the discussions between Khal Jalad and Mr. Katbi regarding performance of that work indicate Mr. Katbi’s knowledge and involvement in the change order and payment process, particularly considering the dollar value paid by the District to FTR for the waterline relocation work in Change Order No. 1 ($864,082.80). The Committee understands that slow payment or processing of Change Orders and payment applications might create a hardship on contractors – however, that does not justify the falsification of payment applications to obtain funds for work which has not been performed.

The Committee considered Mr. Quintanilla’s handwritten declaration prepared two days before the Hearing but did note and consider that the declaration was made three years after the events in question by a person in ill health not subject to cross-examination. Mr. Quintanilla’s declaration does lend support to FTR’s argument that it was directed by Nick Quintanilla to falsify Payment Application No. 14. However, even if the Committee were to find such statements credible, the Committee finds that such direction does not excuse or justify FTR’s conduct. The Committee also considered it persuasive that given the frequency and detail to which Mr. Quintanilla and FTR communicated during the project, and in particular the period of time surrounding Payment Application No. 14, there was no contemporaneous communication from FTR confirming this extraordinary direction from a Program Manager to a sophisticated contractor to falsify a payment application to obtain nearly $1,000,000 in public funds for work the contractor had not performed.

Whatever participation Nick Quintanilla may or may not have had in the preparation of Payment Application No. 14, there is no dispute of the following facts:
1. FTR submitted Payment Application No. 14 representing that 90% of Change Order No. 1 had been completed.

2. Contained within Change Order No. 1 was a charge for the relocation of a waterline in the amount of $960,092.00.

3. FTR certified in Payment Application No. 14 that 90% of the waterline work had been completed.

4. As of the date of FTR’s certification of Payment Application No. 14, the percentage of work completed on the waterline work was zero (0%).

5. FTR was aware of the false representation concerning the percentage of completion of the waterline work when it submitted Payment Application No. 14.

6. The District paid Payment Application No. 14 in full.

7. As a result of the District’s payment FTR received $864,082.80 in public funds for work it had not performed.

These facts are not consistent with the level of honesty and integrity the District expects of its contractors. These facts are not consistent with that of a trustworthy contractor. The facts demonstrate that FTR lacks the ability to perform within the parameters of its contractual obligations and therefore lacks the fitness, capacity and/or experience to satisfactorily perform its contracts with the District.

**CHARGING ALLEGATION NO. 2**

FTR submitted a false and fraudulent Division of the State Architect Verified Report form (DSA-6) for the Allied Health & Science Center project at Los Angeles Valley College misrepresenting that the approved scope of the project work was 100% complete and that all non-compliant work was completed, among others, when the work had not been completed as FTR had stated in the report and when a significant portion of the construction was not performed in compliance with the DSA approved documents.

With respect to Charging Allegation Number 2, Staff presented the following evidence:
This Charging Allegation focuses on a form called a “DSA-6.” This is an official form created by the Division of the State Architect (“DSA”) of the State of California. (B-1, Exhibit 176.) All construction plans and change orders are submitted and approved by DSA and the Inspector of Record (“IOR”) reports to DSA that the contractor is or is not following the DSA approved plans for construction. (Robert Payinda testimony.) The DSA-6 form is entitled “Verified Report” in which the contractor, in this case FTR, certifies to DSA under penalty of perjury the status of a construction project usually at or near its completion (B-1; Exhibit 16.) Staff charges that Nizar Katbi, on behalf of FTR, signed a DSA-6 verified report on June 30, 2009, representing that the work at the Allied Project was 100% complete in accordance with the DSA approved plans and change orders when in fact the project was not 100% complete (B-1; Exhibit 16).

The Architect of Record (“AOR”) for the Allied Health & Science Center project (“Allied Project”) at Los Angeles Valley College was CO Architects. (Andrew Labov testimony; documentary evidence presented as Exhibits B1 and B2.) On October 7, 2008, the approximate date FTR reached Substantial Completion on the Allied Project, the AOR issued a list of incomplete work for the Administration Building which contained over 2000 items that were not in compliance with the DSA approved contract documents. (B-2 to B-116.) On that same day, the AOR issued a list for the Laboratory Building which contained more than 2000 items that were not in compliance with the DSA approved contract documents and which was later revised on March 9, 2009. (B-1106 to B-1206.).

The IOR for the Allied Project was Robert Payinda. (Robert Payinda testimony.) Part of the IOR’s role was to inspect FTR’s work. When a portion of the work performed by FTR did not conform to the DSA approved contract documents, Mr. Payinda would issue a Notice of Non-Conformance (“NNC”) listing the non-compliant work, requesting FTR to correct it and notifying DSA of the deviation. (Payinda testimony; See for example, B-205.) Some of the NNCs issued by Mr. Payinda included:
1. NNC 255 involving work performed by FTR on a 2-hour rated exterior wall, dated January 31, 2008 (B-205);
2. NNC 285 involving work performed by FTR on the wall along the elevator at the bathroom tower, dated February 28, 2008 (B-218);
3. NNC 296 involving work performed by FTR on the exterior wall of the bathroom tower, dated March 18, 2008 (B-219);
4. NNC 312 involving work performed by FTR on the fire sprinkler lines, dated April 9, 2008 (B-208);
5. NNC 330 involving work performed by FTR on fume hoods, dated May 12, 2008 (B-211);
6. NNC 411 involving work performed by FTR on the floor penetrations, dated July 17, 2008 (B-215); and
7. NNC 417 involving work performed by FTR on the radiant panel support system, dated July 24, 2008 (B-217), among others.

On June 30, 2009, FTR submitted the DSA-6 form representing: 1) that the entire DSA approved scope was 100% complete; 2) that there was no work to be completed; and 3) that there was no non-compliant work. (B-1; Exhibit 16.) The form was signed by Mr. Katbi under penalty of perjury. (B-1; Exhibit 16.)

The Construction Project Manager for the Allied Project testified that as of June 30, 2009, over 1,000 items of work previously identified by the AOR as incomplete or defective had not been corrected or addressed by FTR and that FTR was not remotely close to achieving 100% completion of its work. (Robert Dieken testimony; B-117 to B-203).

Mr. Payinda testified that many of the NNC’s issued to FTR (and copied to DSA) had not been completed as of June 30, 2009. (Payinda testimony.)

The District hired another contractor, Pankow Special Projects, L.P., to complete FTR’s work, including the preparation of a report related to the repair work necessary for the Radiant Panel Support System. (B-1041 to B-1206.)
Summary of the Evidence Presented by Respondents:

With respect to Charging Allegation No. 2, FTR presented the following evidence:

FTR believed that the IOR was issuing NNC’s not because FTR had deviated from the DSA approved plans and specifications but because the IOR was biased against it. (Katbi testimony.) FTR sent letters to the District complaining that the IOR had made racist remarks and that FTR was the target of the IOR’s discrimination. (Exhibits 32 through 36 and 38 through 42; Katbi testimony.) Additionally, the IOR sued FTR for defamation in December 2009 but the Court dismissed that lawsuit. (Exhibit 90; Payinda testimony.)

On August 28 2008, the IOR advised in writing that the Allied Health Building was safe to occupy. (Exhibit 22.) On September 3, 2008, the IOR submitted a DSA-6 form representing that the project was 99% complete. (Exhibit 23.) Substantial completion was reached by September or October 2008. (Labov testimony; Payinda testimony.)

On May 28, 2009, FTP requested a “close-out” meeting to Jim Rogers, Supervising Project Manager for the Allied Project. (Exhibit 10.) Mr. Katbi also had discussions and negotiations with Robert Dieken regarding the closeout of the project. (Katbi testimony; Exhibit 11.) On June 25, 2009, Mr. Dieken emailed Mr. Katbi a blank DSA-6 form, including the instructions for filling it out. (Exhibit 176.) On June 30, 2009, Katbi submitted the DSA-6 form representing that the entire DSA approved scope was 100% complete and requested that the final change order be prepared. (Exhibit 16.) When Mr. Katbi signed the DSA-6 form, he left section 10 blank. (Exhibit 16.) The form provided by the District with its Notice of Hearing included handwriting by someone other than FTR or Mr. Katbi. (B-1; Exhibit 21.)

As of June 30, 2009, NNCs 285 and 296, among others, were closed. (Exhibits 96, 97.)

On July 2, 2009, the final change order was prepared wherein FTR gave the District approximately $40,000 in credit. (Exhibit 19.) On August 3, 2009, the final change order was approved by the District. (Exhibit 20.) As a result, FTR believed that it had no further responsibility for any work on the Allied Project. (Katbi testimony.)
Mr. Katbi acted in good-faith when he signed the DSA-6 form and did not conceal any information from the District regarding the status of the Allied Project. (Katbi testimony; Exhibit 16.)

**Discussion:**

Charging Allegation No. 2 is based on representations made by FTR under penalty of perjury contained within the DSA-6 form (B-1; Exhibit 16). The evidence demonstrated that FTR’s representation in the DSA-6 form that 100% of the DSA approved scope was complete was false. The evidence showed that as of June 30, 2009, there still existed over a thousand incomplete and non-compliant items on the Administrative and Laboratory Buildings of the Allied Project (B-117 to B-203).

The Committee found the testimony of Andrew Labov, Robert Payinda and Robert Dicken to be credible. The Committee also reviewed the evidence presented by Staff related to the NNCs in exhibits B-205, B-208, B-211, B-215, B-217, B-218 and B-219. The Committee found it persuasive that many NNC’s which identified work not in conformance with DSA requirements and which had been issued to FTR and copied to DSA had not been addressed or corrected when Nizar Katbi signed the DSA-6 form on June 30, 2009. For example, the IOR issued NNC 312 on April 9, 2008 related to FTR’s installation of the fire sprinkler system. (B-208.) The IOR noted that the system was being installed without the deferred approvals from DSA. (B-208; Payinda testimony.) The IOR also noted that there were “numerous locations where the sprinkler support is not per code requirements” and that the system was missing the seismic bracing at some locations. (B-208; Payinda testimony.) As of May 9, 2011, the consolidated punch list continued to reflect that deferred approvals had not yet been obtained, that numerous locations remained where the fire sprinkler support did not meet code requirements and that the seismic bracing continued to be missing. (B-196.)
The IOR also issued NNC 330 on May 12, 2008 related to work performed by FTR on the fume hoods. (B-211.) As of May 9, 2011, the consolidated punch list reflected that NNC 330 remained open as the “backing [remained] missing at all three locations at each hood.” (B-196.)

The Committee found it persuasive that Mr. Katbi did not deny the existence of incomplete and non-compliant items at the time he signed the DSA-6 form. Rather, Mr. Katbi argued that the District was fully aware of the status of the project at the time he submitted the form and that he submitted the form without any intent to deceive the District. (Katbi testimony.) The Committee finds such testimony to be inconsistent with that of a responsible contractor.

The Committee finds it relevant that the DSA-6 form is created by the State of California and is directed to the State of California. By falsely certifying under penalty of perjury that all DSA-approved work had been completed, Nizar Katbi and FTR were deceiving the Division of the State Architect, the agency of the State of California charged with overseeing the structural integrity of school buildings in California. (B-1; Exhibit 16.) The Committee rejects the argument that there is no harm in advising the State of California that all work has been completed to its standards when the contractor making such a certification knows it to be untrue.

The Committee never received a satisfactory explanation from Mr. Katbi as to why he signed a form certifying under penalty of perjury that the work was 100% complete. Question 13 of the DSA-6 form requires that contractors sign “with personal knowledge of the work of construction.” (Exhibit 176, p. 2.) The Instructions for Form DSA-6 define personal knowledge to mean: “The personal knowledge gained from constructing the building. The exercise of reasonable diligence to obtain the facts is required.” (Exhibit 176, p.2.) The existence of the incomplete list of work containing over 1,000 items as well as the outstanding NNC’s clearly demonstrate to the Committee that Mr. Katbi knew or with any level of diligence would have discovered that the work on the Allied Health project was not 100% complete. The Committee finds it persuasive that the DSA-6 form contains a “box” for a contractor to insert exceptions to
the work being 100% complete; yet, Mr. Katbi failed to indicate any exception to his representation that the work was 100% complete. The Committee noted that when the IOR filled out his DSA-6 (Exhibit 23), he clearly listed all the work that remained to be completed and even provided a separate list of more specific items that needed to be corrected by FTR. (Exhibit 23, p. 2.) FTR could have filled out the DSA-6 form it submitted on June 30, 2009 in a similar manner. In other words, FTR could have provided more accurate information on the form but it chose not to do so. Instead, FTR represented that the DSA approved scope of the work was 100% complete when in fact, it was not.

FTR also argues that it was targeted by the IOR and that the IOR made racist remarks about FTR including referring to it as “sand niggers and towel heads.” The Committee finds such language patently offensive and inexcusable. Mr. Payinda, the person who FTR alleges said such things, vehemently denies he ever made such comments. (Payinda testimony.) The Committee also notes that FTR made the exact same allegations on another public works project for the Rio School District in Oxnard, California which took place over 10 years ago. (Exhibit 58, pgs. 6-7.) In a letter sent to the District on October 5, 2011 by FTR, Mr. Katbi described his problems with that school district in the following manner:

“Problems arose on the project because the owner’s representative, Nick Rollins, was a racist. He went out of his way to cause trouble on the project, consistently attacking FTR. He failed to process the change order requests, failed to analyze the time extension requests, and did all he could to harass and hurt FTR. . . . FTR was referred to as ‘sand niggers’ and towel ‘heads’.” (Exhibit 58, pgs. 6-7.)

While the District would never condone any racist conduct, it is difficult for the Committee to believe that on two completely separate projects in two different counties and years apart, two different persons would undertake to reject work and harass FTR based solely on racial bias and that these two persons would use identical racist remarks against FTR. However distasteful such comments are, what is also distasteful is a contractor’s apparent practice of using the allegation of racism to deflect responsibility for the quality of its work. The Committee also notes that there was no allegation that the lists of incomplete work compiled by
the AOR were racially motivated. Finally, the Committee notes that whether or not work complies with the DSA approved plans appears, based on the testimony of the parties, to be an objective assessment – i.e. the fire rating of a wall would not change based on the personal views of an inspector.

FTR and Nizar Katbi’s certification under penalty of perjury that the work was 100% complete on June 30, 2009 was false and fraudulent. The deception was not just to the District but to the State of California. These false statements in the DSA-6 form reflect dishonest conduct and a disregard for the truth that calls into question FTR and Mr. Katbi’s trustworthiness as a responsible contractor.

FTR’s actions are not excused by the actions of other persons. FTR is a sophisticated contractor and knew or should have known that filing a form under penalty of perjury that contains false information is dishonest. For the reasons set forth above, the Committee finds, based on Charging Allegation No. 2, FTR to be untrustworthy and lacking the capacity to satisfactorily perform any public works contract with the District.

**CHARGING ALLEGATION NO. 3**

FTR failed to construct the exterior of the Allied Health & Science Building at Los Angeles Valley College in accordance with the Contract Documents including the DSA approved drawings; FTR also unilaterally deviated from the DSA approved drawings pertaining to the exterior envelope without obtaining approval from the Inspector of Record, the Architect of Record, the Construction Project Manager, or the District; FTR substituted improper and inadequate materials without obtaining approval from the Inspector of Record, the Architect of Record, the Construction Project Manager, or the District. As a result, the exterior envelope is significantly compromised, leaving open channels for water intrusion into the interior and resulting in damage and displacement of staff and users of the facility.

With respect to Charging Allegation Number 3, Staff presented the following evidence:
On March 27, 2011, the Allied Project suffered significant water intrusion due to a large storm that resulted in flooding in approximately 7 to 8 offices on the first floor of the Administration Building. (Dieken testimony.) As a result of the flooding, the District hired Robert Tittle Architect & Associates to investigate the cause of the water intrusion. (Robert Title testimony; C-102 to C-186.)

Mr. Tittle testified as to the investigation he performed, the results of the investigation and his overall evaluation of the exterior envelope. (Tittle testimony.) In particular, Mr. Tittle testified about the testing conditions and the results of tests, such as the spray testing of the exterior, which resulted in water leaking into the interior of the building, reaching interior officers and soaking the carpet. (Tittle testimony.) Staff also provided a summary of Mr. Tittle’s conclusions after he completed his investigation through his Field Investigation Report. (C-94 to C-96.)

Mr. Tittle’s investigation revealed that the drift joints were improperly installed between the curtain wall system and the exterior plaster walls. (C-109; Tittle testimony.) Additionally, the sealant was applied at the incorrect location on the rails thereby allowing water into the building. (C-112; Tittle testimony.) Other building components were also not installed per the plans and specifications. (C-120; Tittle testimony.) For instance, the expansion joint installed on Building Component No. 4 was installed without approval, was a deviation from the plans and specifications for the project and is typically used for ceilings, not exterior walls. (C-124; Tittle testimony.)

Mr. Tittle also testified that when he conducted the water testing on the plaster wall exterior of the building, “everywhere we did the water testing” resulted in “excessive water into the building into the wall cavities.” (C-137; Tittle testimony.) In some cases, the water would appear on the first floor of the Administration Building “less than a minute, fifteen seconds, twenty seconds, twelve seconds” after the test was started on the third floor. (Tittle testimony.)

Mr. Tittle concluded that these numerous construction deficiencies were the result of “poor workmanship. Installation procedures were both far below the standard of care. Cutting
these materials, substituting materials improperly. These items you just simply wouldn’t expect to find on this type of construction with the type of procedures in place to check these items. And I think the biggest concern and the biggest problem I have is that the contractor is not giving the design team the opportunity to review these substituted items, and a good example is the horizontal joint. Another example is on the mockup they were told to make changes, and they didn’t do it.” (Tittle testimony.)

Mr. Tittle testified that he reached his conclusions and opinions based on a review of the following documents: 1) his Field Investigation Report (C-1 to C-101); 2) a report prepared by Fenestration Laboratory, Inc. on the Allied Project (C-187 to C-240); 3) the Architect’s mockup review reports (C-1793 to C-1832); the Architect’s observation report (C-1833 to C-1839); 4) the Contract’s General Conditions and specifications (C-241 to C-1792); 5) the MTGL, Inc. Inspection report (C-1840 to C-1911); 6) the Smith-Emery Laboratories, Inc. water test report (C-1912 to C-1918); 7) the Simpson Gumpertz & Heger window leak investigation (C-1919 to C-1945); and 8) the plans for the Allied Project (C-1946 to C-2089).

Staff also presented a mock up of the exterior envelope created by Mr. Tittle.4

Summary of the Evidence Presented by Respondents:

With respect to Charging Allegation No. 3, FTR presented the following evidence:

FTR has performed public works projects for 27 years, has performed over 100 projects, has received multiple awards, has performed multiple projects for the District and has received letters of recommendation from various public entities including from Pierce College representatives. (Katbi testimony; Exhibit 24.) After the District filed its lawsuit against FTR based on the construction defect issues on the Allied Project, the District still awarded 2 additional projects to FTR. (Katbi testimony.)

4 The Mock-up of the Exterior Envelope will be available at the Board Meeting for the Board’s review.
At the beginning of the Allied Project, FTR was asked to design the exterior wall system by the District. (Katbi testimony.) On August 31, 2006, FTR advised the District that it was not required to design the exterior wall system as it was a “construction contract, not a design-build contract.” (Exhibit 28; Katbi testimony.) On September 12, 2006, the District advised FTR that it did not need to design the exterior wall. (Exhibit 30.)

On July 23, 2008, FTR sent correspondence to Mr. Dieken regarding the removal of drywall at the Administration Building for window testing. (Exhibit 125.) On February 23, 2009, FTR received correspondence from Mr. Dieken regarding the Architect’s complaints that FTR was trying to make repairs before receiving the window test report. (Exhibit 128.) On February 24, 2009, FTR responded in an email to Mr. Dieken advising him that FTR would not perform the repairs until it received the testing lab report and the Architect’s consent. (Exhibit 129.) On February 27, 2009, FTR wrote to Mr. Dieken requesting the status of the window testing report. (Exhibit 130.) On March 6, 2009, FTR again asked for an update on the window testing report. (Exhibit 133.) On March 9, 2009, FTR sent another email to Mr. Dieken requesting an update on the report. (Exhibit 134.) On April 16, 2009, FTR sent formal correspondence to Mr. Dieken advising him that it had not yet received the window testing report and requesting a copy of the same to close the job. (Exhibit 135.)

FTR also presented an article entitled “Drift Joints Provide an Avenue for Water Intrusion into Wall Cavities.” (Exhibit 149.)

Section 9250 of the contract specifications specified the installation of a #40 expansion joint. (C-1240.)

FTR retained subcontractors to construct the building envelope at the Allied Project. (Katbi testimony.) The work the District alleges is defective was performed by FTR’s subcontractors, not by FTR directly. (Katbi testimony.)

Mr. Katbi also testified that FTR was not given an opportunity to repair the exterior envelope issue. (Katbi testimony.)
Discussion:

The Committee reviewed all the evidence presented by Staff and FTR regarding this Charging Allegation. The Committee found the detailed testimony of Mr. Tittle to be thorough and credible. The Committee found Mr. Katbi’s testimony credible on this issue but less persuasive since Mr. Katbi did not conduct any tests or present any expert analysis of the water intrusion problems.

The Committee found the evidence clearly established that the Allied Project has severe water intrusion problems as a result of poor construction by FTR and its subcontractors. The disruption of students and faculty created by this condition and the expense of correcting it, is of great concern to the Committee. The water leaks were substantial and the photographs and testimony demonstrated that the leaks and damage were the responsibility of FTR and its subcontractors in failing to construct the project in accordance with the requirements of the plans, specifications and industry standards.

FTR sought to shift the blame for the leaks to its subcontractors. However, the Committee notes that even assuming that none of the defective work was performed by FTR and that all the work was performed by its subcontractors, it is still FTR’s responsibility as the general contractor to make sure the building is constructed properly and that its subcontractors are following the contract’s conditions and specifications. As a sophisticated contractor, FTR should have constructed a building that does not leak. Indeed, Mr. Katbi did not deny that the building leaks and that FTR is “legally responsible” for the work of its subcontractors. (Katbi testimony; Exhibit 58, p. 4.)

The Committee finds that FTR’s failure to construct the Allied Project in accordance with the plans and specifications has lead to systematic water leaks, interior water damage and disruption to the students and faculty. FTR’s failure to construct the Allied Project in accordance with the contract documents and industry standards creates significant doubt that FTR has the fitness, capacity and quality to construct projects for the District in accordance with its
contractual responsibilities. For the reasons set forth above, the Committee finds, based on Charging Allegation No. 3, FTR to be untrustworthy and lacking the capacity to satisfactorily perform any public works contract with the District.

COMMITTEE’S FINDINGS AND RECOMMENDATION

Findings

The evidence, as set forth in the testimony and exhibits, was sufficient to support each individual Charging Allegation on its own. Accordingly, the Committee found as follows:

1. The evidence presented with respect to Charging Allegation Number 1 was sufficient to establish that FTR submitted a false and fraudulent payment application to the District, as more fully set forth in the District’s October 17, 2011 letter, misrepresenting that work had been performed when such work had not been performed and based on that payment application, FTR was paid by the District.

2. The evidence presented with respect to Charging Allegation Number 2 was sufficient to establish that FTR submitted a false and fraudulent DSA Form 6 representing that, as more fully set forth in the District’s October 17, 2011 letter, the entire DSA approved scope of its work was 100% complete when it was not 100% complete.

3. The evidence presented with respect to Charging Allegation Number 3 was sufficient to establish that FTR performed substandard and defective work, as more fully set forth in the District’s October 17, 2011 letter, on the Allied Health & Science Center at Los Angeles Valley College which resulted in water penetration in the building causing interior damage and disruption to the use of the building by students, staff and faculty.
**Recommendation**

The Hearing Committee has found that sufficient evidence has been presented to demonstrate that FTR and Nizar Katbi are not responsible contractors. Therefore, it is the recommendation of the Hearing Committee that FTR and Nizar Katbi be debarred from bidding, contracting, subcontracting or performing work on any District project for a period of three (3) years and that FTR and Nizar Katbi be found to be non-responsible bidders on the Math & Science Complex at East Los Angeles College.
Subject: RESOLUTION TO SUPPORT NOVEMBER 2012 TAX INITIATIVE

The following resolution is presented by Trustee Nancy Pearlman:

WHEREAS, California’s community college system is in a crisis situation with insufficient resources at a time of record demand due to high school graduates and unemployed residents seeking retraining; and

WHEREAS, California’s community colleges are now coping with a 15% - 20% cut that has developed over the last three years; and

WHEREAS, the Governor’s proposed budget seeks both spending cuts and tax increases in order to bridge the state’s structural deficit; and

WHEREAS, the Governor’s proposed budget, without additional revenues proposes to cut Proposition 98 funding by $2.4 billion, approximately $264 million of which could come from community colleges; and

WHEREAS, a $264 million system-wide reduction would mean a $23.9 million cut to the Los Angeles Community College District; and

WHEREAS, additional tax revenues would provide access for over 200,000 more students system-wide than a budget that does not include additional tax revenues; and

WHEREAS, the Los Angeles Community College District could provide access for 12,000 more students under a budget with additional tax revenues; now, therefore, be it

RESOLVED that the Los Angeles Community College District supports a balanced approach to addressing the state’s structural deficit; and be it further

RESOLVED that the Los Angeles Community College District supports only one tax initiative going before voters in the November 2012 General Election; and be it further

Chancellor and Secretary of the Board of Trustees

By ____________________________ Date ____________________________
RESOLVED that the Los Angeles Community College District encourages the various parties promoting initiatives that would increase taxes to unite in support of one initiative; and be it further

RESOLVED that the Los Angeles Community College District supports a tax initiative going forward that provides additional resources to California’s community colleges so that we may meet the education and workforce training demands of the state’s population; and be it further

RESOLVED that the Board of Trustees of the Los Angeles Community College District expresses its full support for a November tax initiative and, by its passage, support for additional revenues for California’s community colleges.
Subject: ADOPT RECOMMENDATION OF THE LEGISLATIVE COMMITTEE TO SUPPORT LEGISLATIVE PROPOSALS

Authorize the Chancellor to pursue legislation with the following general principles:

Best Value Procurement – Under this proposal, community college districts would be authorized to use best value rather than simple low bid in the purchase of materials, equipment and supplies.

Highest Vote Getter – Candidates for the Los Angeles Community College District would continue to run for a designated seat and be elected at large, but the highest vote-getter would be the winner, rather than holding a runoff.

Background: On January 25, 2012, the Legislative Committee voted unanimously to recommend pursuit of these two legislative initiatives.

Best Value Procurement - Under current law, community college districts are limited to low bid in their purchasing; this proposal would provide greater flexibility for districts to purchase higher quality products. Under current law, CSU has the authority to enter into contracts for the purchase of equipment, supplies, or services selected via best value. The proposed change would extend that authority to both UC and the community colleges. Senator Fran Pavley has agreed to carry the bill.

Highest Vote-Getter - Under this proposal, the Los Angeles Community College District Board elections would not contain a runoff. Instead, the candidate with the highest vote total would win the seat. Under current law, if a candidate receives less than 50% of the vote, then the top two vote-getters enter a runoff election. The proposal would save the district the cost of running an additional election. Assemblyman Lara has agreed to carry the bill.
ADOPT THE FOLLOWING SPECIFICATIONS FOR WASTE MANAGEMENT BIDS

Education: At least once a year, the contractor(s) will provide an educational workshop on a regional basis and at the Educational Services Center. The purpose of the workshop will be to inform faculty, students and staff of the District’s efforts on reducing waste and the necessity for source separation.

Trucks: All trucks to be used in service shall comply at all times in all respects with provisions of the California Vehicle Code, regulations of the City and County of Los Angeles, the Los Angeles Community College Board of Trustees and any other governmental agency having jurisdiction. In addition, the contractor(s) will comply with South Coast Air Quality Management District Rule 1193.

Source Separation: Bidders will offer pricing for waste hauling based on tonnage with source separation included and a deductive alternative to provide pricing without source separation, thus allowing either alternative to be considered.

Work Continuity Plan (WCP): Interruption of waste disposal and hauling services would have substantial detrimental impacts to the District’s operations and ability to carry out its mission. Therefore, it is of the utmost importance to the District to ensure uninterrupted services. The contractor(s) will submit a WCP that demonstrates a practical plan to maintain, at the contractor's expense and in compliance with applicable laws, uninterrupted solid waste disposal and hauling service to the District during labor disputes that may arise during the term of the contract. The District will accept for low bid review only those bids which contain a WCP that provides that the contractor(s) will provide for replacement pick-up within forty-eight (48) hours after notification by the designated administrator(s) of a service interruption and that such replacement pick-up will be maintained until regular service is restored. In the alternative, a satisfactory WCP may include a collective bargaining agreement with a no-strike provision, provided that the duration of the applicable agreement is at least as long as the contract to be awarded by the District, or that there is a WCP in place effective upon the expiration of the collective bargaining agreement upon which the contractor(s) rely(ies). Any labor dispute, irrespective of cause or justification, resulting in a scheduled pickup being delayed over 48 hours shall constitute a material of the contract, and shall subject the contractor(s) to termination for default.
Background: The Finance and Audit Committee reviewed and discussed potential specifications for waste hauling contracts, and the committee recommends the inclusion of the specifications above as part of minimum bid criteria. The contract(s) will be awarded regionally or Districtwide, depending on which results in the total lowest cost to the District.
Subject: BUDGET REVISIONS AND APPROPRIATION TRANSFERS

Ratify acceptance of $1,675,443 in income as recommended by the Chief Financial Officer/Treasurer. In accordance with Title 5 of the California Code of Regulations, Section 58307, authorize all the appropriation transfers between major expenditure categories (EXHIBIT I).

Recommended by: Adriana D. Barrera, Deputy Chancellor

Approved by: Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By: ___________________________ Date ___________________________
EXHIBIT I

BUDGET REVISIONS AND APPROPRIATION TRANSFERS
ALL FUNDS, EXCLUDING BUILDING BOND FUND
February 8, 2012

NEW INCOME (Attachment I)

<table>
<thead>
<tr>
<th>EXHIBIT I</th>
<th>ACCOUNT</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal</td>
<td>810000-849900</td>
<td>1,037,861</td>
</tr>
<tr>
<td>State</td>
<td>860000-869999</td>
<td>436,026</td>
</tr>
<tr>
<td>Local</td>
<td>870000-889999</td>
<td>201,554</td>
</tr>
<tr>
<td>Interfund Transfer In</td>
<td>691000-892999</td>
<td>-</td>
</tr>
<tr>
<td>Other Financing Sources</td>
<td>893000-897999</td>
<td>-</td>
</tr>
<tr>
<td>Contribution to Restricted Program</td>
<td>898000-899999</td>
<td>-</td>
</tr>
<tr>
<td><strong>Total New Income</strong></td>
<td><strong>688000-899999</strong></td>
<td><strong>1,675,443</strong></td>
</tr>
</tbody>
</table>

EXPENDITURES

<table>
<thead>
<tr>
<th>Expenditures</th>
<th>ACCOUNT</th>
<th>Approved Budget</th>
<th>Budget Revisions</th>
<th>Appropriation Transfers</th>
<th>Revised Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Certificated Salaries</td>
<td>100000-199999</td>
<td>258,099,427</td>
<td>716,604</td>
<td>(189,254)</td>
<td>258,617,077</td>
</tr>
<tr>
<td>Classified Salaries</td>
<td>200000-209999</td>
<td>160,516,160</td>
<td>346,673</td>
<td>224,482</td>
<td>151,066,315</td>
</tr>
<tr>
<td>Employee Benefits</td>
<td>300000-399999</td>
<td>137,666,778</td>
<td>186,223</td>
<td>3,091</td>
<td>137,856,092</td>
</tr>
<tr>
<td>Books/Supplies</td>
<td>400000-499999</td>
<td>34,918,191</td>
<td>57,223</td>
<td>210,237</td>
<td>35,185,985</td>
</tr>
<tr>
<td>Contract Services</td>
<td>500000-599999</td>
<td>103,515,022</td>
<td>238,278</td>
<td>(207,419)</td>
<td>103,545,881</td>
</tr>
<tr>
<td>Capital/Outlay</td>
<td>600000-699999</td>
<td>66,028,546</td>
<td>4,839</td>
<td>(9,325)</td>
<td>66,024,092</td>
</tr>
<tr>
<td>Other Outgo</td>
<td>700000-709999</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Other Debt Services</td>
<td>710000-719999</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Tuition Transfers</td>
<td>720000-729999</td>
<td>4,622</td>
<td>2,000</td>
<td>(523)</td>
<td>6,099</td>
</tr>
<tr>
<td>Interfunds Transfers</td>
<td>730000-739999</td>
<td>38,423,055</td>
<td>-</td>
<td>38,423,055</td>
<td>-</td>
</tr>
<tr>
<td>Direct Support/Indirect Costs</td>
<td>740000-749999</td>
<td>2,383</td>
<td>-</td>
<td>-</td>
<td>2,383</td>
</tr>
<tr>
<td>Loan/Grants</td>
<td>750000-759999</td>
<td>308,095,067</td>
<td>67,048</td>
<td>1,000</td>
<td>308,163,915</td>
</tr>
<tr>
<td>Other Financing Sources (Except 7902)</td>
<td>760000-779998</td>
<td>25,886,254</td>
<td>57,265</td>
<td>(52,289)</td>
<td>25,883,220</td>
</tr>
<tr>
<td>Reserve for Contingency*</td>
<td>790200</td>
<td>14,916,065</td>
<td>-</td>
<td>-</td>
<td>14,916,065</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>1,13,041,370</strong></td>
<td><strong>1,675,443</strong></td>
<td><strong>1,13,976,813</strong></td>
<td><strong>1,13,976,813</strong></td>
</tr>
</tbody>
</table>

* Reserve for Contingency balance is $14.91 million, which is 2.94% of the Unrestricted General Fund revenue.

All budget revisions and transfers herein are submitted for the Board of Trustees approval in accordance with Title 5 of California Regulations, Sections 58307 and 58308. Appropriation transfers between major expenditure categories are within funds/grants that have been previously received and approved by the Board of Trustees. These transfers have been reviewed by the college administrators and approved by the college Vice Presidents of Administration and College Presidents.

Reviewed by:

[Signature]
Jeanette L. Gordon
Chief Financial Officer/Treasurer
## NEW INCOME AND GRANTS

<table>
<thead>
<tr>
<th>BTA NUMBER</th>
<th>FUND/GRANT NAME</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td><strong>Federal</strong></td>
<td></td>
</tr>
<tr>
<td>M-0208</td>
<td><strong>TRIO/Student Support Services Program</strong></td>
<td>($7,348)</td>
</tr>
<tr>
<td></td>
<td>To adjust funding for the program to align with the revised allocation from the grantor. The funding for the program has been reduced by $7,348, bringing the program allocation to $229,674. Funding is from the United States Department of Education.</td>
<td></td>
</tr>
<tr>
<td>W-0327</td>
<td><strong>TRIO/Student Support Services Program</strong></td>
<td>247,584</td>
</tr>
<tr>
<td></td>
<td>To provide academic support services to 160 low-income, first-generation college and/or disabled students to successfully transition from community college to the university level. The program offers services such as advising, tutoring, academic and career counseling, financial literacy, exposure to cultural activities, student success skills workshops, and continuous monitoring of progress toward student goals. Funding is from the United States Department of Education.</td>
<td></td>
</tr>
<tr>
<td>S-0142</td>
<td><strong>Predominately Black Institutions</strong></td>
<td>593,144</td>
</tr>
<tr>
<td></td>
<td>To provide funding for a comprehensive, culturally responsive student support services project designed to address the following areas of weakness: (1) low performance levels in core measures of institutional effectiveness (persistence and course completion) among African-American males; (2) lack of course alignment and prerequisite enforcement; (3) low levels of student engagement. The project will target 200 full-time, incoming and current African-American male students who are placed in basic skills English courses. Funding is from the United States Department of Education.</td>
<td></td>
</tr>
<tr>
<td>M-0211</td>
<td><strong>National Emergency Grant (NEG) Multi-Sector Workforce Partnership Program</strong></td>
<td>103,016</td>
</tr>
<tr>
<td></td>
<td>To establish funding to provide employment services to adults ages 18 and up. All participants must be provided with core services and, if needed, intensive services and training to reach self-sufficiency and attain employment. Funding is from the United States Department of Labor.</td>
<td></td>
</tr>
</tbody>
</table>
**Homeland Security – Computer Science Bridge Project**

To provide funding to increase student interest, preparation, and success for high-achieving, underrepresented, early college students in Homeland Security Science, Technology, Engineering, and Mathematics (HS-STEM) careers. The project will target 20 academically-talented community college students who are historically underrepresented in the STEM fields (African-American, Latino, low-income, students with disabilities). Funding is from the Department of Homeland Security.

**State**

**Child Development Training Consortium**

To provide funding to address the critical shortage of qualified Early Childhood teachers in the state of California by assisting students to meet their educational requirements for any of the Child Development Permits issued by the California Commission on Teacher Credentialing. An estimated 40 to 50 eligible participants will be enrolled in the program. These are students at the college who are currently participating in Early Care and Education programs and are taking coursework to earn a California Child Development permit. Funding is from the California Department of Education, through the Yosemite Community College District.

**Enrollment Growth and Retention for Registered Nursing (RN) Grant**

To accept funding to address the shortage of Registered Nurses by providing added instructional hours to increase enrollment and needed supplies for the project, as well as assisting community hospitals and clinics with an increase in entry-level Registered Nurses. Funding is from the California Community Colleges Chancellor's Office (CCCCO).

**Health Care**

These funds will be used to link participants to the nursing field by creating a career ladder, where entry levels include Certified Nurse Assistant/Home Health Aide, Medical Coder, and Clerical Healthcare Professional. At least 110 CalWORKs, working poor, and incumbent participants will gain workplace and employability skills by obtaining clinical work experience, completing training, obtaining certificates, and moving to higher career path levels. Funding is from the California Community Colleges Chancellor's Office (CCCCO).
E-0365  General Child Care and Development Programs

To provide additional funding for the General Child Care Program at all district locations, excluding Los Angeles Valley College. The funds bring the total award amount to $1,231,542. Funding is from the California Department of Education.

TOTAL STATE

<table>
<thead>
<tr>
<th>LOCAL</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>E-0387</td>
<td>Service Employees International Union (SEIU) Prerequisite Training Phase 5</td>
</tr>
<tr>
<td></td>
<td>$29,280</td>
</tr>
</tbody>
</table>

To accept funding to provide 120 instructional hours of college credit for a Physiology 1 class given to a maximum of 25 participants. These participants will be selected by the SEIU fund and will be enrolled in the class in preparation for health care certificate and degree programs. Funding is from the Los Angeles County Department of Health Services.

T-0239, T-0243, T-0245, T-0248, T-0250  Technical & Career Education

To provide funding at Los Angeles Trade-Technical College to conduct non-credit instruction and vocational/extension training workshops and to purchase instructional equipment. Funding is from Cosmetology Department fees, ACT Center fees, PSI trainings, the Foundation for California Community Colleges, and the Peralta Colleges Foundation.

V-0316  LAVC Job Training

To provide funding for employment training services at Los Angeles Valley College to participants in the South Bay Service Delivery area. A total of 125 individuals will receive customized training through this program. Funding is from the South Bay Workforce Investment Board.

C-0269  Contract Education – Korean Child Development Program

To provide funding for Child Development courses, supplies and materials. This program allows students in the Korean community to take courses in Child Development, which are taught bilingually. Funding is from Korean-American Children and Parents Service Center.

T-0249  Contract Education – Synergetic Solutions Conference Project

To provide funding for a program designed to use spatial thinking and tools for innovative curriculum and sustainable solutions. Funding is from the United Negro College Fund.

TOTAL LOCAL

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$201,554</td>
</tr>
</tbody>
</table>
OTHERS:
Funds Redistribution

V-0292  
*Extended Opportunity Programs and Services-Cooperative Agencies Resources for Education (EOPS-CARE)* ($3,732)

To redistribute funds from EOPS-CARE fund 10867 to EOPS-CARE fund 20867 at Los Angeles Valley College.

V-0293  
*Extended Opportunity Programs and Services-Cooperative Agencies Resources for Education (EOPS-CARE)* 3,732

To accept redistributed funds from EOPS-CARE fund 10867 to EOPS-CARE fund 20867 at Los Angeles Valley College.

TOTAL OTHERS  

$0

TOTAL INCOME  

$1,675,443
Subject: RATIFICATIONS FOR BUSINESS SERVICES

In accordance with the California Education Code and Los Angeles Community College District Board Rules, the following routine transactions are reported for ratifications:

A. PURCHASE ORDERS 807 issued from December 10, 2011 to January 19, 2012 which totaled $1,594,367.

B. AGREEMENTS FOR ART MODELING SERVICES 14 issued which totaled $1,994.

C. AGREEMENTS FOR ATHLETIC OFFICIATING SERVICES 78 issued which totaled $7,400.

D. AGREEMENTS FOR MUSICIAN SERVICES 4 issued which totaled $7,300.

E. CONTRACT EDUCATION AGREEMENTS

Agreement Nos.: 4500092337(renew); 4500101405(renew); 4500153014(renew)

(Total Cost: $140,000)

F. LEASES, USE PERMITS AND CIVIC CENTER PERMITS OF DISTRICT FACILITIES

Agreement No.: 4500169380

(Total Income: $7,989)

G. MAINTENANCE AGREEMENT

Agreement No.: 4500129496(amend)

(Total Cost: $480)
H. STUDENT INTERN AGREEMENTS

Agreement Nos.: 4500168711; 4500168940; 4500168955; 4500168956; 4500169123; 4500168710

(Total Cost: $0)

I. SERVICE AGREEMENTS

Agreement Nos.: 4500110331(renew); 4500115847(renew); 4500115859(renew); 4500154670(renew); 4500165123(amend); 4500168708; 4500169118; 4500169119; 4500129320(renew); 4500122713(extend); 4500130738(extend); 4500118206(renew); 4500168146; 4500168938; 4500147423(renew); 4500147770(amend); 4500168507; 4500166918(amend); 4500106035(renew); 4500146088(extend); 4500169048; 4500169303; 4500165456(renew); 4500169020

(Total Cost: $333,751)

J. SPECIAL GRANT FUNDED AGREEMENTS

Agreement Nos.: 4500139750(renew); 4500140934(extend); 4500152719(renew); 4500152720(renew); 4500157257(renew); 4500168712; 4500168936; 4500169117; 4500169120; 4500146589; 4500147679(renew); 4500167773; 4500141655(renew); 4500153658(renew); 4500168991; 4500168993; 4500126291(amend); 4500169047; 4500168136; 4500168946; 4500169138

(Total Expense: $4,077,460)

K. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, RENTAL & MAINTENANCE OF EQUIPMENT, AND LICENSE & MAINTENANCE OF SOFTWARE $5,000 OR LESS PER YEAR

Agreement Nos.: 4500169297; 4500168589; 4500165565; 4500167708; 4500168331; 4500168451; 4500168820; 4500168355; 4500168571; 4500168755; 4500168756; 4500168758; 4500168760; 4500168763; 4500168764; 4500168986; 4500168990; 4500169115; 4500169157; 4500167239; 4500167240; 4500167840; 4500168022; 4500168107; 4500168132; 4500168150; 4500168278; 4500168279; 4500168280; 4500168759; 4500168800; 4500168976; 4500167992; 4500168412; 4500168416; 4500168583; 4500168606

(Total Cost: $47,683)
Subject: BUSINESS SERVICES ROUTINE REPORT

I. AUTHORIZE SERVICE AGREEMENTS

A. Authorize agreement with Cassidy and Associates to serve as the District’s Washington DC-based representative in order to assist LACCD and its colleges pursue federal resources during the period February 1, 2012 to January 31, 2013, inclusive, at a total cost not to exceed $120,000, plus reimbursable costs not to exceed $5,000.

Background: This proposed award is the result of a Request for Proposal (RFP) issued on December 14, 2011. This RFP was advertised in the Los Angeles Daily News and was accessible to prospective bidders. Proposals were received and based on evaluations of the proposals submitted, Cassidy & Associates was selected. The firm will help develop federal funding strategies, which can support educational initiatives, expand student support, and assist LACCD achieve its educational mission and goals. Cassidy & Associates will help expand the district’s capacity to establish regional and multi-state collaborations, which will result in a higher level of competitiveness for federal resources. Funding is through the District Office of Economic & Workforce Development funds.

B. Authorize amendment to renew Agreement No. 4500142184 with Higher One, Inc. for a student financial aid funds delivery program and automated teller machine (ATM) installation and services, through which students receive financial aid disbursements electronically, for the placement of two additional ATM’s. Due to negotiations, contractor has reduced the annual fees paid by the District by $13,000 annually and will be waiving the inactive card fee previously charged to the students and collected by the colleges. Annual fees are $60,000 per year for the period of March 1, 2012 to February 28, 2015, inclusive, for years three, four and five. Total annual costs: $60,000.

Background: This agreement was authorized by the Board of Trustees on February 24, 2010 (Com. No. BSD1); as the result of a formal request for proposal in which 17 packages were solicited and five responses received, and amended on April 13, 2011 (Com. No. BSD2). This amendment will provide for the continued streamline business.

Recommended by: Adriana D. Barrera, Deputy Chancellor

Approved by: Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By: ________________________ Date ______________
processes, increase customer service for the students and reduced costs associated with the delivery of student financial aid payments. During the period of December 1, 2010 to November 30, 2011 the inactive card replacement fees collected from students amounted to $59,290 for a total of 5,929 cards. Funding is through General funds.

II. RATIFY SERVICE AGREEMENT

Ratify amendment to renew Agreement No. 4500106723 with International Advertising Company, Inc. to continue to provide for the recruitment marketing and strategizing outreach services through the office located in Vietnam during the period of October 1, 2010 to March 30, 2012, inclusive for years 4 and 5 of this agreement. Service fees amount to $7,700 annually for each of the campuses included in this agreement. East Los Angeles and Los Angeles Mission Colleges are currently being provided services through this agreement. Increase in the total cost of the agreement is from $89,434 to $104,834, at a total increase in cost of $15,400.

Background: The Board of Trustees approved this Agreement on February 13, 2008 (Com. No. BSD1) and amendments on May 7, 2008 (Com. No. BSD1) and on September 17, 2008 (Com. No. BSD1). This amendment will allow for the continued marketing of the above referenced colleges in Vietnam and other Asian countries to those students qualified to attend their college years at one of these colleges. The Vietnam office will interface with the two colleges to create ongoing marketing strategies. Funding is provided through each College’s General funds.

III. RATIFY LICENSE AGREEMENT

Ratify amendment to extend agreement with Standard Parking for the rental of between 90 and 150 parking spaces at Macy’s Plaza for District Office employee parking during the period of January 1, 2012 to December 31, 2013, inclusive, for the fourth and fifth years of the agreement. Monthly rental of $120 per parking stall through December 31, 2012, with annual increase thereafter corresponding to changes in the U.S. Consumer Price Index for All Urban Consumers, at a first year cost not to exceed $216,000.

Background: The Board approved this agreement on January 14, 2009 (Com. No. BSD1), for the period expiring December 31, 2011. This monthly parking provides a location at Macy’s Plaza parking garage for District Office employees who cannot be accommodated at the 770 Wilshire property. A survey of the surrounding parking facilities indicates that this new rate per month is at a discounted amount. Funding is through the District Office General funds.

IV. RATIFY ACCEPTANCE OF DONATIONS

Ratify the following donations and express appreciation to the donors for their contributions to the District’s educational program.
Los Angeles Valley College

1. Cash donation of $24,000, from Los Angeles Valley College Foundation, to be used in the college's TV Studio and for the Media Arts Department's projects.

2. Cash donation of $9,000, from the Los Angeles Valley College Foundation, to be used in the Engineering and Machining program.

V. AUTHORIZE PAYMENTS

Authorize payments of the following expenditures:

A. $300 to Dr. Armando Rivera-Figueroa at East Los Angeles College, as reimbursement of expenses incurred on April 29, 2011, inclusive.

Background: Dr. Rivera-Figueroa paid a non-refundable deposit for the students attending the Mathematics Engineering Science Achievement Retreat in Big Bear held at the Golden Bear Cottages. The faculty member was not informed about the additional deposit until he arrived at the venue and was obliged to pay if the event was to continue. Funding is through MESA Funds.

B. $1,613.09 to Dan S. Watanabe, Director of Institute for Developing Entertainment Arts & Studies (IDEAS) at Los Angeles Valley College, in reimbursement of expenses for the California MEDIA CTE Program - Meet the Pros Event during the period October 13, 2011 to October 16, 2011, inclusive.

Background: The response received to participate for the Meet the Pros Event turned out to be bigger than expected; the event committee made last minute decisions to extend the length of the event and to include other activities to make the event more intricate than originally planned. Therefore, due to this last minute change, Mr. Watanabe personally paid for food, supplies and six non-staff honorariums as allowed by the grant. Funding is through the Economic Development – CA Media Statement CTE Program funds.

C. $267 to the Comprehensive Community Health Centers, Inc. for conducting a fitness-for-duty examination of a District employee on August 9, 2011.

Background: On November 18, 2009 (Com. No. BSD2), the Board of Trustees ratified Agreement No. 4500137285 with Reiss-Woznak Medical Clinic to conduct medical fitness-for-duty examinations of District employees from July 1 2009 to June 30, 2014, inclusive. The above examination was facilitated after hours, when the employee was available but the contracted service provider's clinic was closed. Funding is through the District Office Exempt Costs account.
Subject: ADOPT RESOLUTION AUTHORIZING LEASE AGREEMENT

Adopt a resolution (Attachment 1) authorizing a lease agreement with the City of Los Angeles under Education Code Sections 81430-81432 from January 1, 2012 to December 31, 2016, inclusive for lease of approximately 7,000 square feet in five (5) modular buildings located at Los Angeles City College to operate a work force/work source center providing educational, advisory and job placement services and activities to students and the community. The District shall receive an annual base rent of $50,000 for lease of space for five (5) years resulting in a total lease amount of $250,000. The lease space is not currently needed for school classroom buildings. The City of Los Angeles may sublease the space with prior approval from the Chancellor or his designee.

Background: The City of Los Angeles is responsible for operating work force/work source centers throughout the city under grants from the Work Force Investment Act. The District has been working cooperatively with the City of Los Angeles to place centers on its campuses, as well as at District locations to create opportunities for students and the surrounding community to take advantage of the education, advisory and job placement services offered through these programs.

Public notice of this board action was posted in a newspaper of general circulation as required by Education Code Section 81432.

UNANIMOUS VOTES REQUIRED

Recommended by: Adriana D. Barrera, Deputy Chancellor

Approved by: Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By: _____________________________ Date _____________________________
ADOPT RESOLUTION AUTHORIZING LEASE OF SPACE TO CITY LOS ANGELES

WHEREAS, Education Code Sections 81430 -81432 authorize governing boards of community college districts to enter into leases with cities on a longer term basis without the need for public bid if the space is not needed by the community college district for school classroom buildings; and

WHEREAS, The Los Angeles Community College District ("District") desires to lease 7,000 square feet of modular building space located on the Los Angeles City College campus at 855 N. Vermont Avenue, Los Angeles for the operations of a work force/work source development center providing advisory and job placement services to students and the community from January 1, 2012 through December 31, 2016, inclusive; and

WHEREAS, City of Los Angeles shall pay the District a annual base rental rate of $50,000 for five (5) years at a total lease amount of $250,000; and

WHEREAS, The space is not needed by the District for school classroom building; and

WHEREAS, The District has given notice of the action to adopt this resolution once a week for three (3) weeks in a newspaper of general circulation prior to execution in accordance with Education Code Section 81432(b); now, therefore, be it

RESOLVED, That the Los Angeles Community College District Board of Trustees adopts this resolution.
Subject: FACILITIES PLANNING AND DEVELOPMENT ROUTINE REPORT

The following items are recommended for approval by Facilities Planning and Development as part of the Consent Calendar for the Board of Trustees Meeting Agenda for the date shown.

The Consent Calendar may be approved with a single vote. Any member of the Board of Trustees has the authority to remove any item listed and have it included on the Action Calendar for a separate vote.

Information regarding each item on the Consent Calendar can be found in FPD1 – Resource Document.

I. AUTHORIZE NAME CHANGES

A. Authorize Name Change to Agreement No. 33387 with Gensler.
B. Authorize Name Change to Agreement No. 50247 with Parsons Commercial Technology Group, Inc.

II. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

A. Authorize an Agreement with Steinberg Architects.
B. Authorize an Agreement with Ted Tokio Tanaka Architects.
C. Authorize an Agreement with First Fire Systems.
D. Authorize an Agreement with Arup North America Ltd.
E. Authorize an Agreement with Uniplan Engineering, Inc.
G. Authorize an Agreement with Mr. Anthony R. Fairclough.
H. Authorize an Agreement with Hewlett Packard.

III. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICE AGREEMENTS

A. Authorize Amendment No. 1 to Agreement No. 33220 with Hibiya Yamauchi Architects.
B. Authorize Amendment No. 3 to Agreement No. 50221 with P2S Engineering, Inc.
C. Authorize Amendment No. 2 to Agreement No. 50200 with Sigma Engineering – A Division of EORM.
D. Authorize Amendment No. 2 to Agreement No. 50154 with Cannon/Parkin, Inc. d.b.a. Cannon Design.
E. Authorize Amendment No. 2 to Agreement No. 32300 with Quatro Design Group.
F. Authorize Amendment No. 1 to Agreement No. 32891 with Arup North America Ltd.
G. Authorize Amendment No. 1 to Agreement No. 30485-1 with Arup North America Ltd.
H. Authorize Amendment No. 1 to Agreement No. 50247 with Parsons Environmental and Infrastructure Group, Inc.
I. Authorize Amendment No. 1 to Agreement No. 2035 with Paul W. Waite & Associates; Amendment No. 2 to Agreement No. 50086 with RMA Construction Services; and Amendment No. 2 to Agreement No. 2024 with Vertical V, Inc.

IV. RATIFY AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT

Ratify Amendment No. 1 to Agreement No. 4500151685 with Policy Masters, Inc.

V. AUTHORIZE ADOPTION OF CONSTRUCTION PLANS AND SPECIFICATIONS

Authorize the adoption of plans and specifications for the Removal of Discovered Underground Storage Tanks project at the Firestone Educational Services Center of East Los Angeles College.

VI. AUTHORIZE CONSTRUCTION CONTRACTS

A. Authorize a contract with Ramco General Engineering & Building Contractor.
B. Authorize a contract with RT Contractor Corporation.
C. Authorize a contract with M.B. Herzog Electric, Inc.
D. Authorize a contract with Ramco General Engineering & Building Contractor.
E. Authorize a contract with Rafaei 26 Construction, Inc.

VII. RATIFY CHANGE ORDERS FOR CONSTRUCTION CONTRACTS GREATER THAN $30,000 IN ORIGINAL COST ISSUED UNDER THE STANDARD “DESIGN-BID-BUILD” METHOD OF PROJECT DELIVERY

Ratify Change Order to: Contract No. 33019 with HB Parkco; Contract No. 32297 with JD Diffenbaugh and taken over by Safeco Insurance; Contract No. 33315 with H&A Contractors, Inc.

VIII. AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACT

A. Authorize Acceptance of Completion of Contract No. 33215 with Security Plus Door Company.
B. Authorize Acceptance of Completion of Contract No. 33346 with Cabrai Roofing & Waterproofing Services.
C. Authorize Acceptance of Completion of Contract No. 32297 with JD Diffenbaugh and taken over by Safeco Insurance.

IX. AUTHORIZE TERMINATION FOR CONVENIENCE OF CONSTRUCTION CONTRACT

X. AUTHORIZE AMENDMENT TO DESIGN-BUILD AGREEMENTS

A. Authorize Amendment No. 4 to Agreement No. 33064 with Bernards Bros. Inc.
B. Authorize Amendment No. 5 to Agreement No. 32879 with Masters Contracting Corporation.
C. Authorize Amendment No. 3 to Agreement No. 32882 with Taisei Construction Corporation.
D. Authorize Amendment No. 4 to Agreement No. 33063 with Hensel Phelps Construction Co.

XI. AUTHORIZE ACCEPTANCE OF COMPLETION OF DESIGN-BUILD AGREEMENT

Authorize Acceptance of Completion to Design-Build Agreement No. 32452 with Swinerton Builders.

XII. AUTHORIZE LEASE AGREEMENT

Authorize a Lease Agreement with American Fence Company.

XIII. AUTHORIZE AMENDMENT TO LEASE AGREEMENT

A. Authorize Amendment No. 6 to Agreement No. 70426 with Mobile Modular.
B. Authorize Amendment No. 1 to Agreement No. 32854 with Mobile Modular.
C. Authorize Amendment No. 2 to Agreement No. 32733 with ModSpace.
D. Authorize Amendment No. 1 to Agreement No. 32668 with ModSpace.

XIV. AUTHORIZE THE RESCISSION OF PURCHASE ORDERS

A. Authorize the rescission of Purchase Order No. 33437 with NetApp, Inc.
B. Authorize the rescission of Purchase Order No. 33399 with Allposters.

XV. AUTHORIZE PURCHASE ORDERS

A. Authorize a Purchase Order with WSCA/Insight Investments.
B. Authorize a Purchase Order with Bio-Rad.
C. Authorize a Purchase Order with Cambium Learning Technologies.
D. Authorize a Purchase Order with 3M Library System.
E. Authorize a Purchase Order with Baker and Taylor.
AUTHORIZE MASTER PROCUREMENT AGREEMENTS

A. DATA STORAGE

Authorize a Master Procurement Agreement for the entire catalog, with Hewlett-Packard (HP) Company for Data Storage and Associated Hardware for use District-wide and other public entities, for a period of five years, beginning February 9, 2012, with the costs stipulated below. If applicable, sales taxes shall be paid. If applicable, sales taxes shall be paid.

Hewlett-Packard (HP) Company
Effective Dates: February 9, 2012 – February 8, 2017
Guaranteed Minimum: $10,000
Not to Exceed Amount: $20,000,000

<table>
<thead>
<tr>
<th>Item No</th>
<th>Bid Item Description</th>
<th>Unit Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>3PAR Utility Storage 9.6TB (SAN) Storage Area Network (F200)</td>
<td>$75,723.33</td>
</tr>
<tr>
<td>2</td>
<td>3PAR Utility Storage 9.6TB (SAN) Storage Area Network (F200) extended Warranty</td>
<td>$25,210.90</td>
</tr>
<tr>
<td>3</td>
<td>D2D 12TB Backup Solution (D2D4312)</td>
<td>$37,999.60</td>
</tr>
<tr>
<td>4</td>
<td>D2D 12TB Backup Solution (D2D4312) extended Warranty</td>
<td>$2,464.80</td>
</tr>
<tr>
<td>5</td>
<td>MSL Tape Library 144TB compressed 2:1 72TB Native (MSL 4048 2 LTO5 Drive)</td>
<td>$12,025.00</td>
</tr>
<tr>
<td>6</td>
<td>MSL Tape Library 144TB compressed 2:1 72TB Native (MSL 4048 2 LTO5 Drive) extended Warranty</td>
<td>$3,328.00</td>
</tr>
<tr>
<td>7</td>
<td>P2000 G3 7.2TB (SAN) Storage Area Network</td>
<td>$13,936.00</td>
</tr>
<tr>
<td>8</td>
<td>P2000 G3 7.2TB (SAN) Storage Area Network extended Warranty</td>
<td>$1,573.65</td>
</tr>
<tr>
<td>9</td>
<td>P4000 14.4TB (P4500 Virtualization SAN - Storage Area Network)</td>
<td>$34,800.00</td>
</tr>
</tbody>
</table>

Recommended by: Adriana D. Barrera, Deputy Chancellor
Approved by: Daniel J. LaVista, Chancellor
Background: This proposed catalog-type award to Hewlett-Packard (HP) Company is the result of a competitive Request for Proposals (RFP) process. The RFP was advertised in newspapers of general circulation and through other publicly accessible means. The responses to the RFP were evaluated by a committee comprised of representatives of the College Information Technology and District Educational Services Center. In response to the RFP, three responsive proposals were received and evaluated. Hewlett-Packard (HP) Company was selected as one of three firms to receive contracts.

This Master Agreement will allow the District to procure hardware for new storage systems and provide pricing and warranty for Data Storage and Associated Hardware that will support enterprise systems, solutions, and architectures used throughout LACCD. The multi-year, catalog pricing Master Agreement will improve Total Cost of Ownership (TCO) by enhancing procurement, delivery, extended warranty offerings, and provide interoperability with existing networking systems to enhance the overall architecture of LACCD's Telecommunications and Information System.

This proposed catalog agreement is supported by the District Technology Council (College IT Managers) and District's Information Technology Department, which is intended to be accessible by other public agencies.

Funding is through Proposition A/AA and Measure J Bond proceeds or through General Funds as applicable. This Master Procurement Agreement is available for use District-wide. Data Storage 40J.J05.09. All Phases.
B. SERVER HARDWARE

Authorize a Master Procurement Agreement for the entire catalog, with Hewlett-Packard (HP) Company for Server Hardware and Associated Hardware for use District-wide and other public entities, for a period of five years, beginning February 9, 2012, with the costs stipulated below. If applicable, sales taxes shall be paid. If applicable, sales taxes shall be paid.

Hewlett-Packard (HP) Company
Effective Dates: February 9, 2012 – February 8, 2017
Guaranteed Minimum: $10,000
Not to Exceed Amount: $20,000,000

Server Hardware and Associated Hardware product line

<table>
<thead>
<tr>
<th>Item No</th>
<th>Bid Item Description</th>
<th>Unit Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Entry Level-Rack Mount Ready Server DL120 G7</td>
<td>$2,227.40</td>
</tr>
<tr>
<td>2</td>
<td>Extended Warranty for DL120 G7</td>
<td>$301.60</td>
</tr>
<tr>
<td>3</td>
<td>Hardware Installation for DL120 G7</td>
<td>$144.00</td>
</tr>
<tr>
<td>4</td>
<td>Mid Range Server DL360</td>
<td>$4,763.85</td>
</tr>
<tr>
<td>5</td>
<td>Extended Warranty for DL360</td>
<td>$487.50</td>
</tr>
<tr>
<td>6</td>
<td>Installation and Startup for DL360</td>
<td>$1,008.00</td>
</tr>
<tr>
<td>7</td>
<td>High End Server DL580</td>
<td>$19,016.39</td>
</tr>
<tr>
<td>8</td>
<td>Extended Warranty for DL580</td>
<td>$966.50</td>
</tr>
<tr>
<td>9</td>
<td>Installation and Startup for DL580</td>
<td>$1,220.40</td>
</tr>
<tr>
<td>10</td>
<td>Entry Level Blade Server BL460</td>
<td>$5,787.60</td>
</tr>
<tr>
<td>11</td>
<td>Mid Range Blade Server BL460</td>
<td>$13,705.25</td>
</tr>
<tr>
<td>12</td>
<td>Extended Warranty for Entry Level and Mid Range Blade Servers BL460</td>
<td>$313.30</td>
</tr>
<tr>
<td>13</td>
<td>High End Blade Server BL680</td>
<td>$14,118.00</td>
</tr>
<tr>
<td>14</td>
<td>Extended Warranty for BL680</td>
<td>$538.20</td>
</tr>
<tr>
<td>15</td>
<td>Chassis up to 16 blades, 2 Flex10 VC Modules, power supplies and fans for BL460 and BL680</td>
<td>$19,738.20</td>
</tr>
</tbody>
</table>
Background: This proposed catalog-type award to Hewlett-Packard (HP) Company is the result of a competitive Request for Proposals (RFP) process. The RFP was advertised in newspapers of general circulation and through other publicly accessible means. The responses to the RFP were evaluated by a committee comprised of representatives of the College Information Technology and District Educational Services Center. In response to the RFP, two responsive proposals were received and evaluated. Hewlett-Packard (HP) Company was selected as one of two firms to receive contracts.

This Master Agreement will allow the District to deploy such equipment for new construction and refurbished facilities, at a pre-determined price while creating a competitive environment for associated delivery, installation, training and warranty services. It will enhance the current procurement, obtain better pricing, improve delivery & installation, interoperability, service and training, and establish minimum warranty offerings of 12 to 18 months with extended warranties as optional. The colleges will not be locked into a particular technology. All other procurement options for other products are still open. This agreement does not identify any intent for exclusivity.

This proposed catalog agreement is supported by the District Administrative Council, District Technology Council (College IT Managers) and District’s Information Technology Department and is intended to be accessible by other public agencies.

Funding is through Proposition A/AA and Measure J Bond proceeds or through General Funds as applicable. This Master Procurement Agreement is available for use District-wide. Server Hardware 40JJ05.07. All Phases.
SUBJECT: PERSONNEL SERVICES ROUTINE ACTIONS

I. ROUTINE REPORT

<table>
<thead>
<tr>
<th></th>
<th>Total (This Report)</th>
<th>Total (07-01-11 to Date)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Academic Service:</td>
<td>337</td>
<td>3650</td>
</tr>
<tr>
<td>(Faculty, Academic Administration, Academic Supervisors)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Classified Service:</td>
<td>84</td>
<td>780</td>
</tr>
<tr>
<td>(Clerical, technical, supervisors, maintenance &amp; operations, trades, classified managers, confidential)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Unclassified Service:</td>
<td>2127</td>
<td>11463</td>
</tr>
<tr>
<td>(Student workers, professional experts, community services staff, community recreation)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total:</td>
<td>2548</td>
<td>15893</td>
</tr>
</tbody>
</table>


All personnel actions reported herein are in accordance with the Board of Trustees Rules and are within the approved budget. Personnel actions include retirements, employment, leaves, separations/resignations and assignment changes.

The classified assignments noted above have not been certified by the Personnel Commission and are subject to further audit by the Personnel Commission due to SAP transition issues and may be subject to change.

Michael Shanahan
Sr. Associate Vice Chancellor
Human Resources

Karen Martin
Personnel Director
Personnel Commission

Recommended by: Adriana D. Barrera, Deputy Chancellor

Approved by: Daniel J. LeVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By ___________________________ Date ___________________________
II. DISMISSAL OF ACADEMIC EMPLOYEES

A. Authorize the dismissal of academic employee (EN799372), Dean, Academic Affairs assigned to Los Angeles City College based upon the following causes:

- Dishonesty
- Persistent Violation Of, Or Refusal To Obey, The School Laws Of The State Or Reasonable Regulations Prescribed For The Government Of The Community Colleges By The Board Of Governors Or By The Governing Board Of The Community College District Employing Him Or Her

Background: The above recommendation is in accordance with procedures listed in Education Code Sections 81655 and 81656. Evidence is on file in the Employer-Employee Relations Office of Human Resources to support the above recommendation.

B. Authorize the dismissal of tenured academic employee (EN774324), a faculty member assigned to Los Angeles City College based upon the following causes:

- Dishonesty
- Evident Unfitness for Service
- Persistent Violation of or Refusal to Obey the School Laws of the State or Reasonable Regulations Prescribed for Government of the Community Colleges by the Board of Governors or by the Governing Board of the Community College District Employing Her: LACCD Administrative Regulations B-19, B-27, E-64, E65, E-89, LACCD Board Rule Chapter V, Article II, LACCD Board Rule Chapter VIII, Article IV 8401.11, California Education Code Sections 76365, 81655, 81656, Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232g; 34 CFR Part 99):

Background: The above recommendation is in accordance with procedures listed in Education Code Sections 87667, 87671, 87732 and 87737. Evidence is on file in the Employer-Employee Relations Office of Human Resources to support the above recommendation.
Subject: APPROVAL OF EDUCATIONAL PROGRAMS AND COURSES

I. APPROVE NEW EDUCATIONAL PROGRAMS

East Los Angeles College

A. Associate of Arts in Psychology for Transfer–AA-T (60 Units)

Los Angeles Valley College

A. Certificate of Achievement in Commercial Music: Music Notation (13 Units)

Recommended by: Adriana Barrera, Deputy Chancellor

Approved by: Daniel J. LaVisa, Chancellor
## II. APPROVE NEW COURSES

<table>
<thead>
<tr>
<th>Course Code</th>
<th>Course Title</th>
<th>Units</th>
<th>Transferability</th>
</tr>
</thead>
<tbody>
<tr>
<td>ADM JUS 459</td>
<td>Effective Management for Detained Minors</td>
<td>0.25</td>
<td>NT</td>
</tr>
<tr>
<td>CRPNTRY 170</td>
<td>Introduction to CNC Woodworking Machining and Programming</td>
<td>3</td>
<td>NT</td>
</tr>
<tr>
<td>DIESLTK 142A</td>
<td>Diesel Engine Overhaul</td>
<td>5.5</td>
<td>NT</td>
</tr>
<tr>
<td>DIESLTK 142B</td>
<td>Diesel Engine Overhaul</td>
<td>5.5</td>
<td>NT</td>
</tr>
<tr>
<td>ENGLISH 098</td>
<td>Intermediate English Fundamentals</td>
<td>5</td>
<td>NT</td>
</tr>
<tr>
<td>LRNSK 002A</td>
<td>English Fundamentals</td>
<td>1</td>
<td>NT</td>
</tr>
<tr>
<td>LRNSK 002B</td>
<td>English Fundamentals</td>
<td>1</td>
<td>NT</td>
</tr>
<tr>
<td>LRNSK 002C</td>
<td>English Fundamentals</td>
<td>1</td>
<td>NT</td>
</tr>
<tr>
<td>MUSIC 218</td>
<td>Sight Reading I</td>
<td>1</td>
<td>CSU</td>
</tr>
<tr>
<td>MUSIC 219</td>
<td>Sight Reading II</td>
<td>1</td>
<td>CSU</td>
</tr>
<tr>
<td>THEATER 300</td>
<td>Introduction to Stage Craft</td>
<td>3</td>
<td>CSU</td>
</tr>
</tbody>
</table>
Subject: APPROVAL OF REVISED BOARD RULE

APPROVE BOARD RULE 6103

6103. COURSE OUTLINES. The President of each college or his/her appointed representative shall maintain course outlines in either hard copy or electronic format. Course outlines shall be reviewed and updated at least once every six years.

Title 5, C.C.R., 55002

Adopted 12-09-69
Amended 03-30-71
Amended 10-22-97
Amended 03-12-08
Amended 12-06-11
Subject: REINSTATEMENT OF EXPELLED STUDENT

In accordance with Board Rule 91101.7, Reconsideration from Expulsion, reinstate student # 2598 to Los Angeles Pierce College effective Spring Semester 2012.

Background: On January 30, 2008, the Board of Trustees approved the expulsion, subject to reconsideration, of Student #2598. The student has met the conditions for reconsideration as set forth in the original Board action and is requesting readmission to the Los Angeles Community College District at Pierce College.
Subject: **NOTIFICATION OF STUDENT TRAVEL**

**LOS ANGELES VALLEY COLLEGE**

Authorize five students and one faculty member to attend the National Student Advocacy – Endangered Pell Grants and Financial Aid advocacy conference in Washington, DC., from March 16 through 19, 2012.

The American Student Association of Community Colleges is the sponsor of the event.

FISCAL IMPLICATION: No college funds will be used for this trip. Costs will be covered by the Valley College ASO account. The estimated cost of the trip is $9,552.

**EAST LOS ANGELES COLLEGE**

Authorize nine students and one faculty member to attend the Kennedy Center American College Theater Festival at Weber University in Ogden, Utah, from February 6 through 12, 2012.

Arizona State University, Stage East and the East Los Angeles College Theater Arts department are the sponsors of the event.

FISCAL IMPLICATION: No college funds will be used for this trip. Costs will be covered by East’s ASO account. The estimated cost of the trip is $4,526.
Subject: AMEND 2011-2012 BOARD MEETING CALENDAR

Amend the 2011-2012 Board meeting calendar as follows:

Wednesday, June 6, 2012
Wednesday, June 13, 2012
Wednesday, June 20, 2012
Wednesday, June 27, 2012

Background: In order not to conflict with college commencement ceremonies, the scheduled Board meeting dates for the month of June are being recommended for change.
Subject: **APPROVE ACCREDITATION SUBTANTIVE CHANGE REPORT**


**Background:** The Accrediting Commission of Community and Junior Colleges requires colleges to submit a Substantive Change Report before initiating changes that modify college mission or identity. Such changes include, for example, those involved in the adoption of new educational programs that depart significantly from the college’s original mission, the creation of instructional sites outside the college’s traditional service area, or the implementation of new modes of delivery of instruction (typically via distance education).

On January 25, 2012, the Institutional Effectiveness Committee reviewed a Substantive Change Report from Los Angeles Mission College related to the expansion of their distance education for online/hybrid programs and degrees and recommends that the Board approve this report.
Subject: 2011-2012 SECOND QUARTER FINANCIAL STATUS REPORT

In accordance with Title 5, California Code of Regulations, Section 58310, each district is required to report the financial and budgetary conditions of the District at least once every three months. Following this summary is a copy of the report filed with the State (Attachment I). This report provides a status of cash balances and quarterly revenue and expenditure activity. It also allows districts an opportunity to identify significant events affecting their financial condition.
# Quarterly Financial Status Report, CCFS-311Q
## VIEW QUARTERLY DATA
### Fiscal Year: 2011-2012
#### Quarter Ended: (Q2) Dec 31, 2011

#### As of June 30 for the fiscal year specified

<table>
<thead>
<tr>
<th>Line</th>
<th>Description</th>
<th>Actual 2008-09</th>
<th>Actual 2009-10</th>
<th>Actual 2010-11</th>
<th>Projected 2011-2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>A.1</td>
<td>Unrestricted General Fund Revenues (Objects 8100, 8600, 8800)</td>
<td>540,409,173</td>
<td>520,569,426</td>
<td>539,613,920</td>
<td>492,418,495</td>
</tr>
<tr>
<td>A.2</td>
<td>Other Financing Sources (Object 8900)</td>
<td>420,268</td>
<td>253,312</td>
<td>200,000</td>
<td>800,000</td>
</tr>
<tr>
<td>A.3</td>
<td>Total Unrestricted Revenue (A.1 + A.2)</td>
<td>540,829,441</td>
<td>530,822,738</td>
<td>540,013,920</td>
<td>493,218,495</td>
</tr>
<tr>
<td>B.1</td>
<td>Unrestricted General Fund Expenditures (Objects 1000-6000)</td>
<td>543,039,335</td>
<td>498,374,408</td>
<td>513,682,754</td>
<td>509,486,180</td>
</tr>
<tr>
<td>B.2</td>
<td>Other Outgo (Objects 7100, 7200, 7300, 7400, 7500, 7600)</td>
<td>13,666,552</td>
<td>10,476,205</td>
<td>12,346,309</td>
<td>7,813,009</td>
</tr>
<tr>
<td>B.3</td>
<td>Total Unrestricted Expenditures (B.1 + B.2)</td>
<td>556,705,887</td>
<td>508,850,613</td>
<td>526,029,063</td>
<td>517,309,189</td>
</tr>
<tr>
<td>C.1</td>
<td>Revenues Over(Under) Expenditures (A.3 - B.3)</td>
<td>-15,876,446</td>
<td>21,972,125</td>
<td>13,984,857</td>
<td>-24,080,584</td>
</tr>
<tr>
<td>D.1</td>
<td>Fund Balance, Beginning</td>
<td>60,369,347</td>
<td>45,840,137</td>
<td>73,303,220</td>
<td>90,093,871</td>
</tr>
<tr>
<td>D.2</td>
<td>Adjusted Fund Balance, Beginning (D + D.1)</td>
<td>61,716,583</td>
<td>51,331,095</td>
<td>76,109,014</td>
<td>90,093,871</td>
</tr>
<tr>
<td>E.1</td>
<td>Percentage of GF Fund Balance to GF Expenditures (E. / B.3)</td>
<td>8.2%</td>
<td>14.4%</td>
<td>17.1%</td>
<td>12.8%</td>
</tr>
</tbody>
</table>

### II. Annualized Attendance FTES:

| G.1 | Annualized FTES (excluding apprentice and non-resident) | 109,920 | 108,124 | 109,350 | 104,036 |

### III. Total General Fund Cash Balance (Unrestricted and Restricted)

| H.1  | Cash, excluding borrowed funds | 87,516,183 | 120,712,212 | 122,921,746 | 122,921,746 |
| H.2  | Cash, borrowed funds only | 0 | 0 | 0 | 0 |
| H.3  | Total Cash (H.1 + H.2) | 20,344,598 | 87,516,188 | 120,712,212 | 122,921,746 |

### IV. Unrestricted General Fund Revenue, Expenditure and Fund Balance:

<table>
<thead>
<tr>
<th>I.</th>
<th>Revenues:</th>
</tr>
</thead>
<tbody>
<tr>
<td>I.1</td>
<td>Unrestricted General Fund Revenues (Objects 8100, 8600, 8800)</td>
</tr>
<tr>
<td>I.2</td>
<td>Other Financing Sources (Object 8900)</td>
</tr>
<tr>
<td>I.3</td>
<td>Total Unrestricted Revenue (I.1 + I.2)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>J.</th>
<th>Expenditures:</th>
</tr>
</thead>
<tbody>
<tr>
<td>J.1</td>
<td>Unrestricted General Fund Expenditures (Objects 1000-6000)</td>
</tr>
<tr>
<td>J.2</td>
<td>Other Outgo (Objects 7100, 7200, 7300, 7400, 7500, 7600)</td>
</tr>
<tr>
<td>J.3</td>
<td>Total Unrestricted Expenditures (J.1 + J.2)</td>
</tr>
</tbody>
</table>

| K. | Revenues Over(Under) Expenditures (J.1 - J.3) | -90,093,871 | -90,093,871 | -9,093,871 | 8,990,990 |

| L. | Adjusted Fund Balance, Beginning | 90,093,871 | 90,093,871 | 90,093,871 | 90,093,871 |

| M. | Percentage of GF Fund Balance to GF Expenditures (L.1 / J.3) | 0% | 0% | 0% | 0% |
V. Has the district settled any employee contracts during this quarter? **NO**

If yes, complete the following: *(If multi-year settlement, provide information for all years covered.)*

<table>
<thead>
<tr>
<th>Contract Period Settled (Specify)</th>
<th>Management</th>
<th>Permanent</th>
<th>Academic</th>
<th>Temporary</th>
<th>Classified</th>
</tr>
</thead>
<tbody>
<tr>
<td>YYYY-YY</td>
<td>Total Cost Increase</td>
<td>% *</td>
<td>Total Cost Increase</td>
<td>% *</td>
<td>Total Cost Increase</td>
</tr>
</tbody>
</table>

a. **SALARIES:**
   - Year 1: 
   - Year 2: 
   - Year 3: 

b. **BENEFITS:**
   - Year 1: 
   - Year 2: 
   - Year 3: 

* As specified in Collective Bargaining Agreement or other Employment Contract

**c.** Provide an explanation on how the district intends to fund the salary and benefit increases, and also identify the revenue source/object code.

VI. Did the district have significant events for the quarter (include incurrence of long-term debt, settlement of audit findings or legal suits, significant differences in budgeted revenues or expenditures, borrowing of funds (TRANs), issuance of COPs, etc.)? **NO**

If yes, list events and their financial ramifications. (Enter explanation below, include additional pages if needed.)

VII. Does the district have significant fiscal problems that must be addressed?  
   - This year? **YES**  
   - Next year? **YES**

If yes, what are the problems and what actions will be taken? (Enter explanation below, include additional pages if needed.)

Due to the mid-year trigger cut in December 2011 and an additional 2.5% student fee shortfall as projected by the State, the District has taken a $46.6 million or approximately 10% reduction in State general revenue for fiscal year 2011-12. Even though the District took measures to reduce expenditures by 5%, the magnitude of the loss of state revenue has adversely impacted the District's instructional programs and depleted the District's reserves and balance in the current year. The uncertainty of the Governor's proposed November tax initiatives will be a major challenge as the District faces an additional $23.9 million or 5.36% cut if the tax initiative fails. The District is working on a contingency plan for the next fiscal year to reduce spending another 5% to 10%.
Quarterly Financial Status Report, CCFS-311Q
CERTIFY QUARTERLY DATA

District: (740) LOS ANGELES

Your Quarterly Data is Certified for this quarter.

Chief Business Officer
CBO Name: Jeanette L. Gordon
CBO Phone: 213-891-2090
CBO Signature: [Signature]
Date Signed: 1-30-12

Chief Executive Officer Name: Dr. Daniel J. LaVista
CEO Signature: [Signature]
Date Signed: 2-20-12

Electronic Cert Date: 01/27/2012

District Contact Person
Name: Vinh D. Nguyen
Title: Director of Budget and Management Analysis
Telephone: 213-891-2085
Fax: 213-891-2413
E-Mail: NguyenVD@email.laccd.edu
Subject: AMEND BOARD RULE 7100.10 BY ADDING SECTION G – DELEGATION OF AUTHORITY TO MAKE DETERMINATIONS OF SUBSTANTIAL COMPLEXITY

CHAPTER VII
ARTICLE I
CONTRACTING

7100.
BOARD RESPONSIBILITY FOR CONTRACTS. The Board of Trustees has the sole responsibility for all contracts obligating the District.

Adopted or Restored 09-24-80

7100.10
Delegation of Authority to Enter Into and amend contracts. When such transactions do not exceed the dollar limits established in the Education Code or other laws pertaining to the taking of competitive bids, the Chancellor, or the Deputy Chancellor, the Executive Director of Facilities Planning & Development, the Director of Business Services and the Director of Facilities Planning & Development, and such additional positions or individuals which have been authorized by the Board of Trustees, may:

Adopted or Restored 09-24-80
Amended 09-05-01

a. Contract for goods, services, equipment and rental of facilities as authorized by statutes in conformance with any limitations or requirements set forth therein.

b. Amend the terms and conditions of any contractual arrangement provided that the total expenditure of funds and period of contract do not exceed the limitations set forth in applicable state or federal law.

c. Agree to binding arbitration if the Chancellor, Deputy Chancellor, Executive Director of Facilities Planning & Development, or Director of Business Services determines that it is an appropriate business decision to do so.

EC 72287, 81640, 81644, 81655, 81656, 81658

Approved by: Daniel J. LaVista, Chancellor

Student Trustee Advisory Vote
d. Delegation Authority: Effective December 1, 2000, except for contracts funded by the proceeds of the bond issues authorized by Proposition A on the April 10, 2001, election ballot, the Chancellor shall have the authority to delegate contracts which do not require formal, competitive bidding to College Presidents, and to the extent authorized by their respective College Presidents, to the Vice Presidents of Administration/Administrative Services and to acting or day-to-day substitute(s) for the Vice Presidents of Administration/Administrative Services in their absence. Any such delegation shall be in writing. The Chancellor shall issue regulations for such delegation and its implementation.
Adopted 09-20-00
Amended 08-03-05

e. Effective October 1, 2001, the Chancellor shall have the authority to issue purchasing cards to District employees for the purpose of buying low-value materials, supplies and services, including business travel-related items. The Chancellor may delegate to the College Presidents, Deputy Chancellor and Executive Director of Facilities Planning & Development the authority to (a) designate District employees under their control to be issued purchasing cards, and (b) establish spending limits and other controls on the use of such cards. The Chancellor shall issue regulations establishing the use of purchasing cards and the associated delegation of authority.
Adopted or Restored 09-24-80
Amended 12-16-89
Amended 09-20-00
Amended 09-05-01
Amended 08-03-05

f. In accordance with Education Code section 81655, the District shall not be bound to any contract unless and until that contract is authorized or ratified by the Board of Trustees. Any employee who signs a contract in violation of law or in violation of his or her authority may be disciplined. In addition, in accordance with Education Code section 81655, any such employee may be personally liable to the District for any and all moneys of the District paid as a result. District funds incurred as a result of such actions may be charged to the location which created the liability, as determined by the Chancellor or his designee.
Adopted 09-20-00
Amended 08-03-05

g. Effective March 8, 2012, the Executive Director of Facilities Planning and Development shall make future determinations of “substantial complexity” for purposes of allowing retention proceeds in excess of five percent in accordance with Section 7201 of the Public Contract Code, which generally limits retention proceeds in public construction contracts to five percent of the total contract payment unless (1) the governing body or its designee approves a finding during a regular and properly noticed public meeting that the proposed project is “substantially complex” and requires a retention amount greater than five percent and (2) the public entity includes both the finding and the designated retention amount in the bid documents for the project.
A. Purchase Orders issued as indicated. These are orders issued on campus for purchase not to exceed $81,000 each.

B. Agreements for Art Modeling Services.

C. Agreements for Athletic Officiating Services.

D. Agreements for Musician Services.

E. CONTRACT EDUCATION AGREEMENTS

4500092337 East. Amendment No. 9 to renew agreement with Monterey Park Fire Department to provide jointly with the College, mutually agreed upon educational courses to Monterey Park personnel, in an FTES-revenue-generation and apportionment-sharing partnership; and to compensate the agency use of its classroom facilities in providing the educational courses, based upon the number of students enrolled, at a cost of $3.50 per student instructional hour, conducted under the auspices of the College’s Affiliation Program, increasing the total contract amount from $85,120 to $110,120 from July 1, 2011 to June 30, 2012, inclusive, for the fifth year of the agreement. Total additional cost: $25,000.

4500101405 East. Amendment No. 8 to renew agreement with California State Firefighter’s Association (CSFA) to provide jointly with the College, mutually agreed upon educational courses to CSFA personnel, in an FTES-revenue-generation and apportionment-sharing partnership; and to compensate the agency use of its classroom facilities in providing the educational courses, based upon the number of students enrolled, at a cost of $3.50 per student instructional hour, conducted under the auspices of the College’s Affiliation Program, increasing the total contract amount from $252,412 to $317,412 from July 1, 2011 to June 30, 2012, inclusive, for the fifth year of the agreement. Total additional cost: $65,000.

4500153014 East. Amendment No. 2 to renew agreement with California Fire Chiefs Association to provide jointly with the College, mutually agreed upon educational courses to Fire Chiefs personnel, in an FTES-revenue-generation and apportionment-sharing partnership; and to compensate the agency use of its classroom facilities in providing the educational courses, based upon the number of students enrolled, at a cost of $3.50 per student instructional hour, conducted under the auspices of the College’s Affiliation Program, increasing the total contract amount from $43,000 to $93,000 from July 1, 2011 to June 30, 2012,
in the library, increasing the total contract amount from $1,700 to $2,180 from period July 1, 2011 to June 30, 2012, inclusive, for the third year of the agreement.  Total additional cost: $480.

H. STUDENT INTERN AGREEMENTS

4500168711 City. No-cost agreement with Bel Air Guest Home for clinical training of students enrolled in the Dietetic Technician program during the period December 10, 2011 to December 9, 2016, inclusive.

4500168940 East. No-cost agreement with Center for Technology Innovation to provide clinical training for students enrolled in the Health Information Technology Program during the period November 1, 2011 to September 30, 2013, inclusive.

4500168955 East. No-cost agreement with Mitochon Systems, Inc. to provide clinical training for students enrolled in the Health Information Technology Program during the period November 1, 2011 to September 30, 2013, inclusive.

4500168956 East. No-cost agreement with Med A-Z.Net to provide clinical training for students enrolled in the Health Information Technology Program during the period November 1, 2011 to September 30, 2013, inclusive.

4500169123 East. No-cost agreement with Sevocity to provide clinical training for students enrolled in the Health Information Technology Program during the period January 1, 2012 to March 31, 2013, inclusive.

4500168710 Valley. No-cost agreement with Wise & Healthy Aging for clinical training of students enrolled in the Nursing Program during the period January 1, 2012 to December 31, 2016, inclusive.
I. SERVICE AGREEMENTS

4500110331 City. Amendment No. 6 to renew agreement with Viatron Systems, Inc. to provide annual maintenance and software support for the Scansoft system, increasing the total contract amount from $56,746 to $71,185 from July 1, 2011 to June 30, 2012, inclusive, for the fifth year of the agreement. Total additional cost: $14,439.

4500115847 City. Amendment No. 1 to renew agreement with Ramona Munsell & Associates Consulting, Inc. to provide technical assistance and grant writing services for the TRIO-Upward Bound grant project that services Belmont and Hollywood High Schools, increasing the total contract amount from $30,000 to $37,267 from September 1, 2011 to August 31, 2012, inclusive, for the fifth year of the agreement. Total additional cost: $7,267.

4500115859 City. Amendment No. 1 to renew agreement with Ramona Munsell & Associates Consulting, Inc. to provide technical assistance and grant writing services for the TRIO-Upward Bound grant project that services Fairfax and Manuel Arts High Schools, increasing the total contract amount from $40,720 to $50,584 from September 1, 2011 to August 31, 2012, inclusive, for the fifth year of the agreement. Total additional cost: $9,864.

4500154670 City. Amendment No. 1 to renew agreement with Ramona Munsell & Associates Consulting, Inc. to provide technical assistance and grant writing services for Student Support Services Programs, increasing the total contract amount from $8,716 to $17,161 from September 1, 2011 to August 31, 2012, inclusive, for the second year of the agreement. Total additional cost: $8,445.

4500165123 City. Amendment No. 1 to agreement with Consolidated Disposal Service for waste hauling and disposal services, to provide for additional services and rental of eight trash containers and eight recycling containers, increasing the total contract amount from $34,500 to $42,000 from February 1, 2012 to June 30, 2012, inclusive. Total additional cost: $7,500.

4500168708 City. Agreement with Western Exterminator Company to provide integrated pest management services during the period November 1, 2011 to October 31, 2016, inclusive. Total cost: $27,500.

4500169118 City. Agreement with Nebraska Book Company to provide register software, licenses and e-Commerce hosting for existing computer system for the Bookstore during the period July 1, 2011 to June 30, 2012, inclusive. Total cost: $21,270.
City. No cost agreement with Boston Reed College to provide Pharmacy Technician classes for 11 students through the Community Services Program during the period October 14, 2011 to March 30, 2012, inclusive.

District Office. Amendment No. 2 to renew agreement with the Los Angeles County Office of Education to provide courier pickup and delivery of financial statements and reports, and administrative notices and correspondence, for the Offices of the Chancellor and the Treasurer/Chief Financial Officer, increasing the total contract amount from $5,200 to $7,800 from July 1, 2011 to June 30, 2012, inclusive, for the third year of the agreement. Total additional cost: $2,600.

East. Amendment No. 4 to extend agreement with Terrill Publishing to provide advertising in the local Monterey Park Cascades newspaper, increasing the total contract amount from $9,600 to $12,000 from January 1, 2012 to June 30, 2012, inclusive. Total additional cost: $2,400.

East. Amendment No. 4 to extend agreement with Notary Public Seminars to provide seminars planned for but not provided last semester because of scheduling conflicts for the Community Services Department, with no increase in the total contract amount of $11,253 from January 1, 2012 to June 30, 2012, inclusive. No additional cost.

East. Amendment No. 4 to renew agreement with Ebsco Subscription Services to provide periodicals for the Library, increasing the total contract amount from $45,000 to $60,000 from January 1, 2012 to December 31, 2012, inclusive, for the fourth year of the agreement. Total additional cost: $15,000.


East. Agreement with Dowden Associates, Inc. to provide technical assistance and grant writing services for the Science, Technology, Engineering and Mathematics Grant during the period October 1, 2011 to September 30, 2013, inclusive. Total cost: $60,000.

Harbor. Amendment No. 1 to renew agreement with IBE Digital to provide maintenance services for a Konica Minolta Bizhub 200 copy/scanner located in the Assessment Center, increasing the total contract amount from $310 to $651 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the agreement. Total additional cost: $341.
4500147770 Harbor. Amendment No. 1 to agreement with CustomFAQs Solutions, LTD to provide eight licenses for on-line student advising using the FAQs system, increasing the total contract amount from $2,400 to $4,800 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the agreement. Total additional cost: $2,400.

4500168507 Harbor. Agreement with California State University, Dominguez Hills, College of Extended & International Education to provide OSHA 30 hour Construction Card Course training for workforce program participants under the State Energy Sector Partnership/Building and Maintenance Training during the period August 8, 2011 to November 3, 2011, inclusive. Total cost: $6,500.

4500166918 Mission. Amendment No. 1 to agreement with Knarik Sharamatyan to provide child care services for CalWORKs Program participants, to increase the total contract amount from $5,000 to $13,000 from January 1, 2012 to June 30, 2012, inclusive. Total additional cost: $8,000.

4500106035 Pierce. Amendment No. 4 to renew agreement with Ramona Munsell & Associates Consulting, Inc. (“Munsell”), for technical assistance, consultation, recommendations and grant writing services for the 2007-2012 Title V Strengthening Hispanic Institutions Cooperative Project. Under Title V program guidelines, Pierce pays Munsell a fee equal to six percent (6%) of the cooperative grant funds received by the college each year during the term of the grant; and agrees to utilize only non-grant funds for the payment of these fees; increasing the total contract amount from $95,765 to $120,290 from October 1, 2011 to September 30, 2012, for the fifth and final year of the agreement. Total additional cost: $24,525.

4500146088 Pierce. Amendment No. 2 to extend agreement with Waid Stephen Woodruff to provide additional work needed to incorporate the reporting of weather data to the National Oceanic and Atmospheric Administration as described in the Improving Access to Weather Data grant; additional work involves creating an interactive database for the weather station website and a total redesign of the website itself, increasing the total contract amount from $15,000 to $30,000 from September 1, 2011 to February 28, 2012 inclusive. Total additional cost: $15,000.

4500169048 Southwest. Agreement with Los Angeles Unified School District, Division of Adult and Career Education to provide welding training to a maximum of 27 trainees during the period March 28, 2011 to December 31, 2011, inclusive. Total cost: $54,000.
Southwest. Agreement with LearnForce Partners, LLC to provide Branded Online Expert E-Learning Portal during the period November 1, 2011 to October 31, 2012, inclusive. **Total cost: $12,000.**

Trade-Technical. Amendment No. 1 to renew agreement with Viatron Systems, Inc. to provide support for the data conversion system used to scan files in Financial Aid, increasing the total contract amount from $6,000 to $12,000 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the contract. **Total additional cost: $6,000.**

Trade-Technical. Agreement with Professional Personnel Leasing to provide assistance updating existing policies and procedures that affect the Academic Senate and American Federation of Teachers during the period November 1, 2011 to June 30, 2012, inclusive. **Total cost: $8,200.**

**J. SPECIAL GRANT FUNDED AGREEMENTS**

City. Amendment No. 3 to renew agreement with the U.S. Department of Education for that agency to fund the Student Support Services grant, increasing the total contract amount from $572,571 to $854,081 from September 1, 2011 to August 31, 2012, inclusive, for the third year of the agreement. **Total additional expense: $281,510.**

City. Amendment No. 2 to extend agreement with the Korean American Children and Parents Service Center for that agency to fund the Korean Bilingual Child Development Program, increasing the total contract amount from $99,000 to $129,000 from January 1, 2012 to June 30, 2012, inclusive. **Total additional expense: $30,000.**

City. Amendment No. 1 to renew agreement with the U.S. Department of Education for that agency to fund the Upward Bound Program for Belmont and Hollywood High Schools, increasing the total contract amount from $250,000 to $492,250 from September 1, 2011 to August 31, 2012, inclusive, for the second year of the agreement. **Total additional expense: $242,250.**

City. Amendment No. 1 to renew agreement with the U.S. Department of Education for that agency to fund the Upward Bound Program for Fairfax and Manual Arts High Schools, increasing the total contract amount from $339,332 to $668,145 from September 1, 2011 to August 31, 2012, inclusive, for the second year of the agreement. **Total additional expense: $328,813.**
4500157257 City. Amendment No. 1 to renew agreement with the California Community Colleges Chancellor’s Office for that agency to fund the Foster and Kinship Care Education Program, increasing the total contract amount from $101,824 to $208,955 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the agreement. Total additional expense: $107,131.

4500168712 City. Agreement with the California Community Colleges Chancellor’s Office for that agency to fund the Career and Technical Education Transitions Funds Grant during the period July 1, 2011 to June 30, 2012, inclusive. Total expense: $46,970.

4500168936 City. No-cost agreement with San Francisco Community College District for that agency to fund the California Early Childhood Mentor Program; to arrange course offerings, recruit prospective mentors, appoint a selection committee, coordinate the selection process, place student teachers with mentors, and approve Post-Practicum and Director placements from August 1, 2011 to July 31, 2012, inclusive.

4500169117 City. Agreement with Yosemite Community College for that agency to fund the Child Development Training Consortium during the period September 1, 2011 to June 30, 2012, inclusive. Total expense: $12,500.

4500169120 City. Agreement with California Community Colleges Chancellor’s Office for that agency to fund the Enrollment Growth and Retention, Nursing Education Program during the period June 1, 2011 to June 30, 2012, inclusive. Total expense: $215,087.

4500146589 Districtwide. Agreement with the City of Los Angeles, Department of Public Works, Bureau of Sanitation, Solid Resources Citywide Recycling Division, for that agency to fund a citywide Los Angeles Green Business Certification Center, with the District’s colleges aligning with the City’s strategy to provide environment-related certification services for the automotive repair, restaurant, and office/retail sectors while ensuring convenient access to workshops, seminars and training events held throughout the city, with maximum program fund allocations of $297,275 for the first year of the contract, $300,275 for the second year, and $319,275 for the third year; implementing the pilot program developed during the 2011 calendar year under a $150,000 Los Angeles Green Business Certification grant ratified by the Board on October 6, 2010 (Com. No. BSD2) and January 26, 2011 (Com. No. BSD1), under the aegis of the District’s Office of Economic and Workforce Development during the period January 1, 2012 to December 31, 2014, inclusive. Total expense: $916,825.
Amendment No. 3 to renew agreement with SEIU-UHW-West & Joint Employer Education Fund for that agency to fund the Phase V Education Program, increasing the total contract amount from $124,000 to $154,000 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the agreement. **Total additional expense: $30,000.**

Agreement with Rancho Santiago Community College District for that agency to fund the Entrepreneurship Pathways Project during the period July 1, 2011 to June 30, 2012, inclusive. **Total expense: $2,500.**

Amendment No. 2 to renew agreement with the California Community Colleges Chancellor's Office for that agency to fund the Middle College High School Program, increasing the total contract amount from $184,058 to $283,512 from July 1, 2011 to June 30, 2012, inclusive, for the third year of the agreement. **Total additional expense: $99,454.**

Amendment No. 1 to renew agreement with Yosemite Community College for that agency to fund the Child Development Training Consortium, increasing the total contract amount from $10,000 to $20,000 from July 1, 2011 to June 30, 2012, inclusive, for the second year of the agreement. **Total additional expense: $10,000.**

Agreement with the U. S. Department of Education for that agency to fund the Student Support Services – Academic Success Action Plan Program during the period September 1, 2011 to August 31, 2016, inclusive. **Total expense: $1,461,700.**

Agreement with San Francisco Community College District for that agency to fund the Early Childhood Mentor Program during the period August 1, 2011 to July 31, 2012, inclusive. **Total expense: $1,150.**

Amendment No. 2 to agreement with Los Angeles County Workforce Investment Board for that agency to fund the Workforce Investment Act, Adult and Dislocated Worker Programs including the National Emergency Grant programs, to increase the total contract amount from $1,090,131 to $1,193,147 from July 1, 2011 to June 30, 2012, inclusive. **Total additional expense: $103,016.**

Agreement with Field Ironworkers and Apprenticeship Training for that agency to fund the Introduction to Green Construction Training Program during the period January 1, 2011 to June 30, 2011, inclusive. **Total expense: $13,200.**
4500168136 Trade-Technical. Agreement with The Community College Foundation for that agency to fund the Foster and Kinship Care Education Program during the period November 1, 2011 to September 30, 2012, inclusive. Total expense: $25,000.

4500168946 Trade-Technical. Agreement with United Negro College Fund for that agency to fund the Synergistic Solutions Program to develop an architectural teaching presentation for students and teachers based on the successful program used in the Trade-Tech Architectural Department during the period November 28, 2011 to January 1, 2012, inclusive. Total expense: $20,000.

4500169138 Valley. Agreement with California Community Colleges Chancellor’s Office for that agency to fund the Job Development Incentive Training - Health Care Program that links participants to the nursing field by creating a career ladder during the period November 7, 2011 to June 30, 2012, inclusive. Total expense: $130,354.

K. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, RENTAL & MAINTENANCE OF EQUIPMENT, AND LICENSE & MAINTENANCE OF SOFTWARE $5,000 OR LESS PER YEAR

4500169297 City. Agreement with News Publisher’s Press for printing of the student newspaper, The Collegian, from November 17, 2011 to December 7, 2011, inclusive, while the multiyear contract with the winning bidder for these services effective December 8, 2011 was being finalized. Total cost: $953.


4500165565 East. Agreement with Chet Fouche to prepare the SCAQMD Rule 2202 plan for the college, preparation of this plan is beyond the expertise of college’s staff, during the period October 1, 2011 to June 30, 2012, inclusive. Total cost: $3,700.

4500167708 East. Agreement with Canon Business Solutions, Inc. to provide maintenance for a Canon IRC3235i copier located in the Non-Credit Department during the period October 25, 2011 to June 30, 2012, inclusive. Total cost: $700.

4500168331 East. Agreement with Pasawan Hernandez to provide retirement workshops for the Community Services Department during the period March 3, 2012 to June 30, 2012, inclusive. Total cost: $2,940.
4500168451  East. Agreement with Andro Rios to provide a workshop on Organic Structures for the Math Engineering Science Achievement program held on December 2, 2011. **Total cost:** $300.

4500168820  East. Agreement with Golden Star Technology, Inc. to provide maintenance for a Cisco Application Server located in the Management Information Systems Department during the period January 1, 2012 to December 31, 2012, inclusive. **Total cost:** $250.

4500168355  Mission. Agreement with Harland Technology Services Division of Scantron to provide onsite maintenance of Scanmark Scantron machine in the Citizenship Center during the period July 1, 2011 to June 30, 2012, inclusive. **Total cost:** $798.

4500168571  Mission. Agreement with Enterprise Rent-A-Car for van rental to attend the Road to Teaching Conference at Santa Ana Community College for the Workforce Investment Act - Cal Gang Reduction Intervention and Prevention Project during the period November 18, 2011 to November 19, 2011, inclusive. **Total cost:** $159.

4500168755  Mission. Agreement with DeWayne Johnson to conduct workshops on the topics of working with the system, the needs of foster children, school issues and discipline for the Permanence and Safety – Model Approach to Partnerships in Parenting Program participants during the period December 12, 2011 to June 30, 2012, inclusive. **Total cost:** $1,500.

4500168756  Mission. Agreement with Cecilia Ramirez to conduct workshops on the topics of helping relatives to care for children in the system and working with the system for the Foster Kinship Care Education Program participants during the period December 12, 2011 to June 30, 2012, inclusive. **Total cost:** $180.

4500168758  Mission. Agreement with Alicia Tell to conduct workshops on the topic of the special needs children with severe behavioral issues for the Foster Kinship Care Education Program participants during the period December 12, 2011 to June 30, 2012, inclusive. **Total cost:** $450.

4500168760  Mission. Agreement with Fran Cameron to conduct workshops on the topics of behaviors of foster children and helping them through the educational systems for the Foster Kinship Care Education Program participants during the period December 12, 2011 to June 30, 2012, inclusive. **Total cost:** $450.

4500168764  Mission. Agreement with Elsa Rojas to conduct workshops on the topics on managing your wellness and children’s behavior for the Foster Kinship Care Education Program participants during the period December 12, 2011 to June 30, 2012, inclusive. Total cost: $300.

4500168986  Mission. Agreement with Chet Fouche to prepare the SCAQMD Rule 2202 plan for the college, preparation of this plan is beyond the expertise of college’s staff, during the period September 26, 2011 to December 9, 2011, inclusive. Total cost: $3,700.


4500169115  Mission. Agreement with Harland Technology Services Division of Scantron to provide onsite maintenance of a Scanmark Scantron machine in the Math Department during the period February 12, 2012 to February 11, 2013, inclusive. Total cost: $667.

4500169157  Mission. Agreement with Harland Technology Services Division of Scantron to provide onsite maintenance of Class Climate Facility Starter system used for the Title V Hispanic Serving Institutions project evaluation, analysis and reporting of the program’s activities during the period January 1, 2012 to December 31, 2012, inclusive. Total cost: $2,138.

4500167239  Pierce. Agreement with Pablo Lopez to provide 18 half shoe installation for the horses for the Agriculture Department during the period September 29, 2011 to September 30, 2011, inclusive. Total cost: $1,440.

4500167240  Pierce. Agreement with Humphrey Giacopuzzi Veterinary Group, Inc. for the Agriculture Department’s quarter horse “Junio” x-ray and medication during the period October 16, 2011 to October 19, 2011, inclusive. Total cost: $1,564.

4500167840  Pierce. Agreement with Pablo Lopez to provide three hooves trim and 18 half shoe installation for the horses for the Agriculture Department during the period November 16, 2011 to November 17, 2011, inclusive. Total cost: $1,590.
4500168022  Pierce. Agreement with St. Martin-in-the-Fields Episcopal Church for rental of facilities to conduct dance classes for the Community Services Department during the period October 1, 2011 to December 12, 2011, inclusive. **Total cost: $3,000.**

4500168107  Pierce. Agreement with Dr. Charles Sophy to conduct a workshop on the topic of special medication issues for children for the Foster Kinship Care Education Program participants during the period July 26, 2011 to October 18, 2011, inclusive. **Total cost: $600.**

4500168132  Pierce. Agreement with Canon Business Solutions, Inc. for maintenance of a Canon IR2200 copier in the Art Department during the period December 2, 2011 to December 1, 2012, inclusive. **Total cost: $980.**

4500168150  Pierce. Agreement with Evan Goldstein for rental of facility to conduct a Self Defense for Kids class for the Community Services Department during the period October 1, 2011 to December 12, 2011, inclusive. **Total cost: $225.**

4500168278  Pierce. Agreement with Robert Cates for rental of facilities to conduct dance classes for the Community Services Department during the period February 1, 2012 to April 2, 2012, inclusive. **Total cost: $300.**

4500168279  Pierce. Agreement with St. Martin-in-the-Fields Episcopal Church for rental of facilities to conduct various classes for the Community Services Department during the period February 1, 2012 to April 2, 2012, inclusive. **Total cost: $3,000.**

4500168280  Pierce. Agreement with Evan Goldstein for rental of facility to conduct a Self Defense for Kids class for the Community Services Department during the period February 1, 2012 to April 2, 2012, inclusive. **Total cost: $225.**

4500168759  Pierce. Agreement with Canon Business Solutions, Inc. for maintenance of a Canon IFP800S wide format printer in the Office of Enterprise and Development during the period January 14, 2012 to January 13, 2013, inclusive. **Total cost: $847.**

4500168800  Pierce. Agreement with Katie Watts for services rendered as vocal director for the Theatre Department's production performances of the Musical Side Show 2011 during the period November 14, 2011 to December 12, 2011, inclusive. **Total cost: $1,500.**

4500168976  Pierce. Agreement with Canon Business Solutions, Inc. for maintenance of a Canon IR4080i copier in the Community
Services Department during the period February 28, 2012 to February 27, 2013, inclusive. **Total cost:** $1,923.

4500167992 **Valley.** Amendment No. 1 to agreement with Carroll E. Gray to serve as parking citation hearing appeals officer, to increase the total contract amount from $2,500 to $2,576 from December 15, 2011 to December 14, 2012, inclusive. **Total additional cost:** $76.

4500168412 **Valley.** Agreement with Tony’s Mexican Grill to provide catering services for 200 EOPS/Care Holiday workshop participants, as allowed by EOPS grant, on December 16, 2011. **Total cost:** $1,740.

4500168416 **Valley.** Agreement with Canon Business Solutions, Inc. for maintenance of a Canon IR3045 copier in the Receiving Department during the period December 15, 2011 to December 14, 2012, inclusive. **Total cost:** $173.

4500168583 **Valley.** Agreement with Dov Simens dba Hollywood Film Institute to conduct a 2-day film school class for the Community Services Department during the period September 1, 2011 to August 31, 2012, inclusive. **Total cost:** $1,975.

4500168606 **Valley.** Agreement with Sprint PCS to provide airtime services for 13 Motorola IC602 walkie talkie phones for the Information Technology Department during the period November 1, 2011 to October 31, 2012, inclusive. **Total cost:** $4,700.
I. AUTHORIZE NAME CHANGE

A. Action

Authorize use of a change of name for Agreement No. 33387 with Gensler to now use the formal and legal business name M. Arthur Gensler Jr. & Associates, Inc. There are no other changes.

Background

Pursuant to notification from the company previously known as Gensler this item authorizes staff to revise the legal business name to M. Arthur Gensler Jr. & Associates, Inc. There are no other changes made.

B. Action

Authorize use of a change of name for Agreement No. 50247 with Parsons Commercial Technology Group, Inc. to now use the formal and legal business name Parsons Environmental and Infrastructure Group, Inc. (Parsons – PE&I). There are no other changes.

Background

Pursuant to notification from the company previously known as Parsons Commercial Technology Group, Inc. this item authorizes staff to revise the legal business name to Parsons Environmental and Infrastructure Group, Inc. (Parsons – PE&I). There are no other changes made.

II. AUTHORIZE PROFESSIONAL SERVICE AGREEMENTS

A. Action

Authorize an agreement with Steinberg Architects to provide design services for the Health, Fitness, and P.E. Building project at Los Angeles City College from March 22, 2012 through December 31, 2012 at a cost not to exceed $473,615 inclusive of eligible reimbursable expenses.

Background

Steinberg Architects is the Architect of Record for this project and has provided design services under Agreement No. 31369 set to expire on March 21, 2012. The firm has been selected from the list of pre-qualified consultants to provide construction administration and project closeout services for the project. This agreement has been considered through the participatory governance process.

Award History

This agreement represents the thirty-eighth awarded to this company through the Bond Program and a cumulative original award total of $23,827,885. Other projects include the Student Services Center project at Los Angeles Valley College and the Nursing Building Modernization project at Los Angeles Harbor College. The fee is within the Design and Specialty Consultant Fee Guidelines.
Fundraising and Development Phase

Funding is through Proposition AA Bond proceeds. Health, Fitness, and P.E. Building 11C.7115.02. Construction Phase.

B. Action

Authorize an agreement with Ted Tokio Tanaka Architects to provide design services for the Roadway, Walkway, Grounds, Parking Lot (RWGPL) - Red Line Pedestrian Connector & Red Line Extension - Landscaping North Entry Quadrant projects at Los Angeles City College from February 9, 2012 through February 8, 2017 at a cost not to exceed $195,082 inclusive of eligible reimbursable expenses.

Background

Ted Tokio Tanaka Architects is the Architect of Record for this project and has provided design services under Agreement 70266 that expired on January 12, 2012. The firm has been selected from the list of pre-qualified consultants to provide procurement of City of Los Angeles B-Permit, construction contract bidding and award, construction administration and closeout services. This agreement has been considered through the participatory governance process.

Award History

This agreement represents the sixteenth awarded to this company through the Bond Program and a cumulative original award total of $7,725,178. Other projects include the Campus Improvements - General project at Los Angeles Mission College and the Land Acquisition - Site Improvements project at Los Angeles Southwest College. The fee is within the Design and Specialty Consultant Fee Guidelines.

Fundraising and Development Phase

Funding is through Proposition AA Bond proceeds. RWGPL - Red Line Pedestrian Corridor 11C.7173.05.03. Design Phase.

C. Action

Authorize an agreement with First Fire Systems to provide fire alarm system programming services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at Los Angeles Harbor College from March 7, 2012 through December 31, 2015 at a cost not to exceed $50,000 inclusive of eligible reimbursable expenses.

Background

First Fire has been selected from the list of pre-qualified consultants to provide the identified services under individual Task Orders issued by the College Project Manager as needed. First Fire Systems was retained originally to re-program the fire alarm system for the Technology Instruction & Classroom Building project and the Facilities Maintenance and Operations Building project. The current need is for the new Library Learning Resource Center, Science Complex, Theater Drama Speech Building, Student Union Building and Community Services Building. This agreement has been considered through the participatory governance process.
Award History

This agreement represents the sixth awarded to this company through the Bond Program and a cumulative original award total of $796,866. Other projects include the Campus Wide Fire Alarm System improvements project at East Los Angeles College and the Emergency Lighting and Fire Alarm Systems project at Los Angeles City College. The fee is within the Design and Specialty Consultant Fee Guidelines.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Projects to be determined on an as-needed basis. Construction Phase.

D. Action

Authorize the following actions for an agreement with Arup North America Ltd. to provide additional commissioning services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at Los Angeles Mission College from July 10, 2011 through December 31, 2012 at a cost not to exceed $22,350 inclusive of eligible reimbursable expenses.

1. Ratify this agreement to provide these services from July 10, 2011 to February 8, 2012 at a cost not to exceed $10,968.

2. Authorize this agreement to provide these services from February 9, 2012 to December 31, 2012 at a cost not to exceed $11,382.

Background

Arup North America Ltd. has been selected from the list of pre-qualified consultants to provide the identified services under individual Task Orders issued by the College Project Manager as needed. The current need is to provide additional commissioning services for the Family and Consumers Studies Bldg. through project close-out. This agreement has been considered through the participatory governance process.

Award History

This agreement represents the thirty-fourth (34) awarded to this company through the Bond Program and a cumulative original award total of $11,463,796. Other projects include the Student Services Building project at Los Angeles City College and the SAILS project at Los Angeles Harbor College. The fee is within the Design and Specialty Consultant Fee Guidelines.

Funding and Development Phase

Funding is through Proposition A and AA Bond proceeds. Projects to be determined on an as-needed basis. Construction Phase.

E. Action

Authorize the following actions for an agreement with Uniplan Engineering, Inc. to provide engineering services for the Campus Improvements - Street Improvements - New Service & Fire Road project at West Los Angeles College from December 19, 2011 through February 29, 2012 at a cost not to exceed $34,938 inclusive of eligible reimbursable expenses.
1. Ratify this agreement to provide these services from December 19, 2011 to February 8, 2012 at a cost not to exceed $20,000; and
2. Authorize this agreement to provide these services from February 9, 2012 to February 29, 2012 at a cost not to exceed $14,938.

Background

Uniplan Engineering, Inc. has been selected from the list of pre-qualified consultants to provide engineering services for a storm drain system and paving to the existing Fire Service Road. This effort is anticipated to prevent sediment from blocking the storm drain which causes flooding at the Science & Math Building. This agreement has been considered through the participatory governance process.

Award History

This agreement represents the first awarded to this company through the Bond Program. The fee is within the Design and Specialty Consultant Fee Guidelines.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Campus Improvements - Street Improvements - New Service & Fire Road - 39W.5979.03.06. Design Phase.

F. Action

Authorize an agreement with each of the firms listed below to provide on-call claims consulting services on a Task Order basis District-wide to be issued incrementally at the direction of the District and/or Program Management from February 9, 2012 through February 8, 2017 at a cost not to exceed $500,000 each inclusive of eligible reimbursable expenses:

- Secretariat International
- Hill International, Inc.
- Arcadis US, Inc.
- Navigant Consulting, Inc.
- Cumming Construction Management, Inc.

Background

Each of the firms listed has been selected as the result of a competitive Request for Proposals (RFP) process to be part of a list of pre-qualified consultants for the provision of On Call Claims Consulting services under individual Task Orders issued by the District and/or Program Management as needed.

The RFP for these services was advertised for two weeks, and ten responsive proposals were received. Each responsive proposal was evaluated using criteria established and approved by the District.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Projects to be determined on an as-needed basis. All Phases.
G. **Action**

Authorize an agreement with Mr. Anthony R. Fairclough to provide Energy Engineering Technical Consulting Services in support of the District's Energy Related Projects from February 9, 2012 through February 8, 2014 at a cost not to exceed $500,000 inclusive of eligible reimbursable expenses.

**Background**

A Request for Proposals was advertised for a District-wide Energy Engineer & Technical Advisor Consultant. Five responsive proposals were received. Three were identified for interviews. Mr. Fairclough was selected.

The scope of services to be provided under this agreement will include, but not be limited to, the following: analysis of complementary energy concepts which include measurement & verification, monitoring initiatives, central plant and thermal energy storage (TES) design, college specific HVAC analyses, photovoltaic (PV) systems, solar thermal systems and other similar energy related systems.

Work shall focus on District-wide energy issues including technical project review, energy conservation studies, and programs analyzing energy management systems for compatibility and effectiveness.

The consultant shall be responsible for developing energy related goals including campus energy optimization programs and providing a clear statement of technologies suitable for implementation on individual campuses.

The fee is within the Design and Specialty Consultant Fee Guidelines.

**Award History**

This agreement represents the fourth awarded to Mr. Fairclough through the Bond Program and a cumulative original award total of $1,721,100. Mr. Fairclough has previously provided services for the District's Energy Initiatives. The fee is within the Design and Specialty Consultant Fee Guidelines.

**Funding and Development Phase**

Funding is through Measure J Bond proceeds. District Wide Energy Management Consulting Services 40J.5J01.02.03. Construction Phase.

H. **Action**

Authorize an agreement with Hewlett Packard to provide the District with manufacturer-certified training for server virtualization required for the implementation of the virtualization server technology. This training will facilitate the initial deployment and implementation of the Student Information System (SIS) servers. Hewlett Packard is one of two firms awarded a contract for these services.

Hewlett Packard will educate the District’s Information Technology (IT) staff to use and support virtual technology. Virtual server hardware is technology used to host operating systems, applications and other digital services. Server virtualization software lowers operational costs by better utilization of server hardware. This District-wide effort is for the term of thirty-six months beginning February 9, 2012 or as soon thereafter as possible at an implementation and support cost not to exceed $600,000.
Background

LACCD intends to deploy all future servers using virtual technology. SIS can run without virtualization, but would require more hardware, more ongoing costs, and also would require major upgrades to power and cooling in the District’s data center to support additional hardware. The virtual server environment would enable the District to better accommodate the rapidly evolving needs of the students, faculty and staff by quickly adjusting to evolving demands. The purpose of this award is to provide the District with specialized training to IT staff at each college and the District Office in preparation for server virtualization deployment. The training is highly specialized and training personnel must be certified by equipment and software providers. LACCD staff is not able to deliver the training because the training materials are the intellectual property of the manufacturers and they are made available only to certified training partners. LACCD is not a certified training partner.

In response to the RFP, five responsive proposals were received and evaluated. Hewlett Packard, was selected as one of two firms to receive contracts. The other firm is New Horizons, Inc., a proposed Board Action placed on the January 11, 2012 Board Agenda.

This proposed agreement is supported by the Technology Planning and Policy committee, District Information Technology (D.O.I.T.) in collaboration with the District Technology Council (College I.T. Managers).

Award History

This is the first Professional Service Agreement awarded to this company through the Bond Program.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Training (technology related) 40J.5J05.12. All Phases.

III. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICE AGREEMENTS

A. Action

Authorize Amendment No. 1 to Agreement No. 33220 with Hibser Yamauchi Architects to provide additional design services for the Americans with Disabilities Act (ADA) Compliance project at Los Angeles City College from February 9, 2012 through April 12, 2016 at a cost not to exceed $104,900 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $460,250.

Background

This agreement was authorized by the Board of Trustees on April 13, 2011 (Com. No. FPD1). Hibser Yamauchi Architects was retained originally to provide architectural services to remove accessibility barriers identified within the College’s ADA Transition Plan and has been selected from the list of pre-qualified consultants to provide additional design services to replace the existing fire alarm system in the Theater Arts Building, Radiology Technology and Communications Buildings, and modify the existing fire sprinkler system in the Theater Arts Building required by the Division of the State
Architect (DSA). This agreement has been considered through the participatory governance process.

Funding and Development Phase

Funding is through Proposition AA Bond proceeds. Emergency Lighting, Fire Alarm and Security Systems 11C.7172.05. Design Phase.

B. Action

Authorize Amendment No. 3 to Agreement No. 50221 with P2S Engineering, Inc. to provide additional engineering services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at East Los Angeles College from February 9, 2012 through June 30, 2013 at a cost not to exceed $31,800 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $256,800.

Background

This agreement was authorized by the Board of Trustees on December 1, 2010 (Com. No. FPD1). P2S Engineering, Inc. was retained originally to engineer the information technology infrastructure for the college’s Information Technology Infrastructure - Academic Network Integrated Backbone project and has been selected from the list of pre-qualified consultants to provide the additional engineering services under individual Task Orders issued by the College Project Manager as needed. The current need is for the design of the new backup Campus Central Fire Pump system component of the Utilities Infrastructure & Traffic Improvement project. This agreement has been considered through the participatory governance process.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds along with non-Bond funds. Projects to be determined on an as-needed basis. All Phase.

C. Action

Authorize Amendment No. 2 to Agreement No. 50200 with Sigma Engineering - A Division of EORM - to provide additional environmental and hazardous material consulting services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at Los Angeles Harbor College from January 30, 2012 through April 28, 2015 at no additional cost.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees remains at $200,000.

Background

This agreement was authorized by the Board of Trustees on April 28, 2010 (Com. No. FPD1). Sigma Engineering - A Division of EORM - was retained originally to provide environmental and hazardous material consulting services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at Los Angeles Harbor College from January 30, 2012 through April 28, 2015 at no additional cost.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees remains at $200,000.
Wellness Building Phase 2 project and for the Theater Building project. This agreement has been considered through the participatory governance process.

**Funding and Development Phase**

Funding is through Proposition A/AA and Measure J Bond proceeds along with non-Bond funds. Projects to be determined on an as-needed basis. **Construction Phase.**

**D. Action**

Authorize Amendment No. 2 to Agreement No. 50154 with Cannon/Parkin, Inc. d.b.a Cannon Design to provide additional design and engineering services on a Task Order basis campus-wide to be issued incrementally at the direction of the College Project Manager at Los Angeles Mission College within the existing agreement period which expires May 14, 2012 at a cost not to exceed $33,749 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $383,749.

**Background**

This agreement was authorized by the Board of Trustees on May 13, 2009 (Comm. No. FPD1). Cannon Design was retained originally to provide design and engineering for the Health and P.E. Fitness Center and has been selected from the list of pre-qualified consultants to provide the identified services under individual Task Orders issued by the College Project Manager as needed. The current need is to redesign certain parts of the signage program, including those parts that address ADA-compliant signage, to meet direction issued by the Division of the State Architect (DSA) for the Health and P.E. Fitness Center project. This agreement has been considered through the participatory governance process.

**Funding and Development Phase**

Funding is through Proposition A/AA and Measure J Bond proceeds. Projects to be determined on an as-needed basis. **Design Phase.**

**E. Action**

Authorize the following actions for Amendment No. 2 to Agreement No. 32300 with Quatro Design Group to provide additional architectural and engineering services for the Media Arts Center at Los Angeles Mission College from January 17, 2012 through December 13, 2012 at a cost not to exceed $66,884 inclusive of eligible reimbursable expenses:

1. Ratify this Amendment to provide these services from January 17, 2012 through February 8, 2012 at a cost not to exceed $10,000 inclusive of eligible, reimbursable expenses;

2. Authorize this Amendment to provide these services from February 9, 2012 through December 13, 2012 at a cost not to exceed $56,884 inclusive of eligible, reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $1,542,292.
Background

This agreement was authorized by the Board of Trustees on January 14, 2009 (Com. No. FPD1). Quatro Design Group was retained originally to provide design services, bid phase support, construction and close-out services. The firm has been selected from the list of pre-qualified consultants to provide additional architectural and engineering services to review surveys and to address construction deficiencies as a separate scope of work from the existing agreement. This agreement has been considered through the participatory governance process.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Media Arts Center 34M.5405.02. Design Phase.

F. Action

Authorize Amendment No. 1 to Agreement No. 32891 with Arup North America Ltd. to provide additional commissioning services for the Fashion and Fine Arts Building - HVAC Upgrade project at Los Angeles Trade Technical College from February 9, 2012 through April 14, 2014 at a cost not to exceed $20,040 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $83,480.

Background

This agreement was authorized by the Board of Trustees on April 14, 2010 (Com. No. FPD1). Arup North America Ltd. was retained originally to provide commissioning services for the Fashion and Fine Arts Building - HVAC Upgrade and has been selected from the list of pre-qualified consultants. The air conditioning equipment will be upgraded and additional commissioning services are needed to test the equipment. This agreement has been considered through the participatory governance process.

Funding and Development Phase

Funding is through Proposition AA Bond proceeds. Fashion and Fine Arts Building - HVAC Upgrade 17T.7715.03.01. Construction Phase.

G. Action

Authorize Amendment No. 1 to Agreement No. 30485-1 with Arup North America Ltd. to provide additional whole building commissioning services for the Library and Learning Resource Center project at Los Angeles Valley College from February 9, 2012 through January 31, 2013 at a cost not to exceed $51,120 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $416,707.

Background

This agreement was authorized by the Board of Trustees on February 9, 2011 (Com. No. FPD2). Arup North America Ltd. was retained originally to provide commissioning services and has been selected from the list of pre-qualified consultants to complete the
Funding and Development Phase

Funding is through Proposition A Bond proceeds. Library and Learning Resource Center 08V.6802.02. Construction Phase.

H. Action

Authorize Amendment No. 1 to Agreement No. 50247 with Parsons Environmental and Infrastructure Group, Inc. (Parsons) to provide additional environmental review services on a Task Order basis District-wide to be issued incrementally by any College Project Manager within the existing agreement time period which expires February 23, 2013 at a cost not to exceed $250,000 inclusive of eligible reimbursable expenses.

Inclusive of this proposed amendment, the total amount of this agreement approved by the Board of Trustees is $300,000.

Background

This agreement was authorized by the Board of Trustees on February 23, 2011 (Com. No. FPD1). Parsons was originally selected to provide environmental review services District-wide through a competitive Request for Proposals process along with nine other firms. Parsons has been selected by the College Project Manager at East Los Angeles College to provide environmental review services for the Firestone Educational Services Center of East Los Angeles College through a Task Order. The cost for the scope of work needed under this Task Order will be greater than the originally awarded $50,000. This amendment proposes to increase the amount awarded to a total of $300,000 which is anticipated to be sufficient to address environmental review needs presently associated with the Firestone project site. This agreement has been considered through the participatory governance process.

I. Action

Authorize an Amendment to each of the following Agreements to provide additional funding for continued Inspector of Record (IOR) services on a Task Order basis District-wide within the existing expiration dates:

<table>
<thead>
<tr>
<th>IOR Firm: Paul W. Waite &amp; Associates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agreement Number</td>
</tr>
<tr>
<td>2035</td>
</tr>
</tbody>
</table>

This firm has IORs assigned to the following projects: Health, Fitness, P.E. Building at Los Angeles City College (11C.7115.02); SAILS Infrastructure Project at Los Angeles Harbor College (63H.5950.02.03).
IOR Firm:

RMA Construction Services

<table>
<thead>
<tr>
<th>Agreement Number</th>
<th>Amendment Number</th>
<th>Additional Amount</th>
<th>Total Amended Agreement Amount</th>
<th>Original Authorization Date</th>
<th>Agreement Expiration Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>50086</td>
<td>2</td>
<td>$100,000</td>
<td>$1,100,000</td>
<td>Oct 1, 2008</td>
<td>Nov 28, 2012</td>
</tr>
</tbody>
</table>

This firm has IORs assigned to the following projects: Bailey Library at East Los Angeles College (32E,5221.03.03); Stadium Modernization at East Los Angeles College (32E,5215.03); MTA Bus Station Extension at Los Angeles Valley College (08V,6873.07); NE Quadrant Parking Structure at Los Angeles Southwest College (B6S,5668.02).

IOR Firm:

Vertical V, Inc.

<table>
<thead>
<tr>
<th>Agreement Number</th>
<th>Amendment Number</th>
<th>Additional Amount</th>
<th>Total Amended Agreement Amount</th>
<th>Original Authorization Date</th>
<th>Agreement Expiration Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>2024</td>
<td>2</td>
<td>$200,000</td>
<td>$850,000</td>
<td>Nov 28, 2007</td>
<td>November 30, 2012</td>
</tr>
</tbody>
</table>

This firm has IORs assigned to the following under construction projects: Clausen Hall Modernization at Los Angeles City College (31C,5107.03); Parking Structure 4 at East Los Angeles College (32E,5205.02).

Background

These IOR Agreements were authorized by the Board of Trustees on the dates shown above. These firms have IORs assigned to the projects shown. In order to provide continuity of these IOR assignments - and due to project delays, approved schedule extensions and scope changes - additional funding is requested. Fees shall be within the District guidelines established for these services. It is noted that new IOR Agreements are currently in process for Program-wide assignments.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds along with non-Bond funding sources. Specific assignments to be determined on an as-needed basis.

Construction Phase

IV. RATIFY AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT

Action

Ratify amendment No. 1 to Agreement No. 4500151685 with Policy Masters, Inc. for additional investigative services requested by the Chancellor and provided during the period of July 1, 2011 to November 30, 2011 inclusive at a not to exceed total cost of $50,938.

Inclusive of this amendment, the total amount of this five year agreement approved by the Board of Trustees is $701,680 per year plus $50,938 for a total of $3,559,338.

Background

This agreement was authorized by the Board of Trustees on October 6, 2010 (Com. No. CH1). As part of the agreement, additional services that are not part of the basic services and as requested and approved by the Chancellor or Board of Trustees include additional and extended investigative services.
Funding

Funding is through Proposition A/AA and Measure J Bond proceeds.

V. AUTHORIZE ADOPTION OF CONSTRUCTION PLANS AND SPECIFICATION

Action

Authorize the adoption of plans and specifications for the Removal of Discovered Underground Storage Tanks for the Firestone Educational Services Center project of East Los Angeles College.

This project does not require design review by the Capital Construction Committee due to its value being less than the minimum $5M value for such reviews.

Background

In accordance with Public Contract Code Section 22039, the Board of Trustees shall adopt the construction plans and specifications for projects over $175,000 in value prior to bidding construction work. The project plans and specifications are for the removal of two underground storage tanks and have been designed and developed by a licensed Engineer.

Funding and Development Phase

Funding is through Proposition A/AA Bond proceeds. Firestone Educational Services Center 22G.8261.02. Bid Phase.

VI. AUTHORIZE CONSTRUCTION CONTRACTS

A. Action

Authorize a contract with Ramco General Engineering & Building Contractor to provide general construction - installation services for the Cesar Chavez Modernization - Americans with Disabilities Act (ADA) Restroom Repairs project at Los Angeles City College at a cost of $6,800.

Background

Ramco General Engineering & Building Contractor provided the low quote from among three written quotes ranging from $6,800 to $7,950 to provide minimum clearances required by the Americans with Disabilities Act within restrooms at the Administration Building and Holmes Hall.

Award History

This agreement represents the seventh awarded to this company through the Bond Program and a cumulative original award total of $144,423. Previous awards have been given to this company for the Roadway, Walkway, Grounds, Parking Lot project at Los Angeles Valley College and the Library Learning Resource Center project at Los Angeles Harbor College.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Cesar Chavez Modernization 31C.5106.03. Construction Phase.
B. Action

Authorize a contract with RT Contractor Corporation to provide general construction - installation services for the Chemistry and Life Science Buildings Modernization project at Los Angeles City College at a cost of $14,900.

Background

RT Contractor Corporation provided the low quote from among three written quotes ranging from $14,900 to $20,550 to install additional fire life safety devices, and install additional structural bracing required by the Division of the State Architect (DSA).

Award History

This agreement represents the sixth awarded to this company through the Bond Program and a cumulative original award total of $139,150. Previous awards have been given to this company for the Northeast Academic and Student Services Enhancement project and the Technology Instruction Enhancement project at Los Angeles Harbor College.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Chemistry and Life Science Building Modernization B1C.5150.03, B1C.5151.03. Construction Phase.

C. Action

Authorize a contract with M.B. Herzog Electric, Inc. to provide general construction services for the Health Fitness and PE Building project at Los Angeles City College at a cost of $18,469.

Background

M.B. Herzog Electric, Inc. provided the low quote from among three written quotes ranging from $18,469 to $21,275 to remove and replace the existing 300 pair copper communication cable.

Award History

This agreement represents the third awarded to this company through the Bond Program and a cumulative original award total of $31,627. Previous awards have been given to this company for the Child Development Center project at Los Angeles Harbor College.

Funding and Development Phase

Funding is through Proposition A Bond proceeds. Health Fitness and PE Building 01C.6115.02. Construction Phase.

D. Action

Authorize a contract with Ramco General Engineering & Building Contractor to provide general construction - furniture and fixtures installation services for the Library Learning Resource Center project at Los Angeles Harbor College at a cost of $21,731.
Background

Ramco General Engineering & Building Contractor provided the only responsive quote from among three written quotes to install college furnished furniture and equipment, and provide electrical and water connections.

Award History

This agreement represents the eighth awarded to this company through the Bond Program and a cumulative original award total of $159,354. Previous awards have been given to this company for the Temporary Facilities project at Los Angeles City College and the CPM Trailer Repair project at Los Angeles Harbor College.

Funding and Development Phase

Funding is through Proposition AA Bond proceeds. Library Learning Resource Center 13H.7348.02. Construction Phase.

E. Action

Authorize a contract with Rafael 26 Construction, Inc. to provide general construction services for the Facilities Maintenance and Operations Building project at Los Angeles Harbor College at a cost of $7,520.

Background

Rafael 26 Construction, Inc. provided the low quote from among three written quotes ranging from $7,520 to $13,750 to perform anchor bolt testing around the building.

Award History

This agreement represents the eighth awarded to this company through the Bond Program and a cumulative original award total of $251,263. Previous awards have been given to this company for the Interim Child Development Center Project at Los Angeles Harbor College and the Media Arts Center building project at Los Angeles Mission College.

Funding and Development Phase

Funding is through Proposition AA Bond proceeds. Facilities Maintenance & Operations Building 13H.7316.02. Construction Phase.

VII. RATIFY CHANGE ORDERS FOR CONSTRUCTION CONTRACTS GREATER THAN $30,000 IN ORIGINAL COST ISSUED UNDER THE STANDARD “DESIGN-BID-BUILD” METHOD OF PROJECT DELIVERY

Action

Ratify the following Change Orders for additional construction services for the projects, colleges, and amounts shown:
<table>
<thead>
<tr>
<th>PROJECT NAME &amp; LOCATION and PROJECT NUMBER</th>
<th>CONTRACTOR NAME and CONTRACT NUMBER</th>
<th>ORIGINAL CONTRACT COST</th>
<th>CHANGE ORDER NO., COST, and CUMULATIVE PERCENT CHANGES</th>
<th>NEGOTIATED REDUCTION FROM CONTRACTOR DEMAND</th>
<th>PURPOSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking Structure 4 (Northeast) East Los Angeles College 32E.5205.02</td>
<td>HB Parkco No. 33019</td>
<td>$12,040,020</td>
<td>CO No. 2 &amp; 3 for $139,621. 1.48%</td>
<td>$79,213</td>
<td>Unforeseen Condition:  Additional grading was required at North Fire road due to discovered underground utility lines which required the road to be raised. College Request:  Provide and install parking pay station and car counting equipment consistent with completed Parking Structure 3.</td>
</tr>
<tr>
<td>ES/E5 (Multi-Media Classrooms) Replacement Building East Los Angeles College 02E.9228.02</td>
<td>JD Diffenbaugh / Safeco Insurance No. 32297</td>
<td>$11,870,000</td>
<td>CO No. 18 for $(-9,700). 8%</td>
<td>N/A</td>
<td>College Request:  A credit for the deletion of the building signage installation.</td>
</tr>
<tr>
<td>School of Behavioral and Social Sciences Upgrade Los Angeles Southwest College 36S.5601.03.04, 06S.6601.03.04</td>
<td>H &amp; A Contractors, Inc. No. 33315</td>
<td>$3,630,000</td>
<td>CO No. 5 for $20,517. 8.93%</td>
<td>N/A</td>
<td>Unforeseen Condition:  Re-route ductwork around structural steel beams not recorded in as-built drawings.  Demolish existing exterior wall to accommodate the installation of a new fire access stairway. College Request:  Add card readers to doors.</td>
</tr>
</tbody>
</table>

**Background**

The Change Orders listed above have been executed per Board Rule 7100.10 and are presented here for ratification as required therein.

**Funding and Development Phase**

Funding for each item is shown in the table above.  *Construction Phase.*
VIII. AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACTS

A. Action

Authorize Acceptance of Completion of Contract No. 33215 with Security Plus Door Company to provide general construction services for the Door Replacement project at Los Angeles City College with a substantial completion date of June 1, 2011.

Background

This contract was authorized by the Board of Trustees on January 12, 2011 (Com. No. FPD1).

The total cost of this contract is $19,711.

Funding and Development Phase

Funding is through Proposition AA Bond proceeds and the 2008-2009 Scheduled Maintenance Project (SMP) funds. Door Replacement Project 11C.7179.03.07. Construction Phase.

B. Action

Authorize Acceptance of Completion of Contract No. 33346 with Cabral Roofing & Waterproofing Services to provide general construction services for the Communications Building Roof Repair project at Los Angeles City College with a substantial completion date of November 4, 2011.

Background

This contract was authorized by the Board of Trustees on July 13, 2011 (Com. No. FPD1).

The total cost of this contract is $513,808.

Funding and Development Phase

Funding is through the 2007-2009 Schedule Maintenance Project (SMP) Funds and Proposition AA Bond proceeds. Communications Building Roof Repair 11C.7135.03.01. Construction Phase.

C. Action

Authorize Acceptance of Completion of Contract No. 32297 with JD Diffenbaugh, Inc. and taken over by SAFECO Insurance Company of America to provide general construction services for the E3 / E5 (Multi-Media Classrooms) Replacement Bldg. project at East Los Angeles College with a substantial completion date of July 1, 2011.

Background

This contract was authorized by the Board of Trustees on February 11, 2009 (Com. No. FPD1).

The total cost of this contract is $12,819,168.
Funding and Development Phase

Funding is through State Capital Outlay Program contingent upon approval by the State of California, Department of Finance and through Proposition A Bond Proceeds. E3 / E5 (Multi-Media Classrooms) Replacement Bldg 02E.9228.02. Construction Phase.

IX. AUTHORIZE TERMINATION FOR CONVENIENCE OF CONSTRUCTION CONTRACT

Action

Authorize termination for convenience of Contract No. 33075 with Henry Brothers Electronics, Inc. to provide general construction services for the Campus Improvements IT Department (Card Reader) project at Los Angeles Valley College.

Background

This contract was authorized by the Board of Trustees on August 11, 2010 (Com. No. FPD1). The College and College Project Manager have requested, and the Program Manager and the District have concurred that this agreement should be terminated by the District for convenience.

Funding and Development Phase

Funding is through Proposition AA Bond Proceeds. Campus Improvement IT Department (Card Reader), 18V.7879.03.03. Construction Phase.

X. AUTHORIZE AMENDMENT TO DESIGN-BUILD AGREEMENTS

A. Action

Authorize Amendment No. 4 to Agreement No. 33064 with Bernards Bros, Inc. for additional Design-Build services for the Student Union, Astronomy, Infrastructure, Landscape, Security (SAI LS) project at Los Angeles Harbor College at a cost not to exceed $26,789 inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total cost of this Design-Build agreement is $65,053,022.

Background

The Design-Build system of project delivery was adopted by the Board of Trustees on December 3, 2003 (Com. No. BSD5) as a project delivery option available District-wide. This project was approved for delivery by Design-Build system by the Board of Trustees on May 12, 2010 (Com. No. FPD1). This Design-Build agreement with Bernards Bros, Inc. was authorized by the Board of Trustees on August 11, 2010 (Com. No. FPD1).

Additional Design-Build services are proposed to accommodate requests from the College to complete grass pavers and irrigation line at the P.E Wellness Center and provide electrical connections for the new carpentry equipment installed at the Drama-Speech Build Scene Shop.

Amendment No. 4 to Agreement No. 33064 includes Change Order No. 4
Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. SAILS - Infrastructure Landscape Security Project 33H.5350.02.03. Construction Phase.

B. Action

Authorize Amendment No. 5 to Agreement No. 32879 with Masters Contracting Corporation to reduce the scope of Design-Build services for the Campus Modernization Phase II project at Los Angeles Mission College for a credit of ($3,975,354) inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total cost of this Design-Build agreement is reduced to $13,187,298.

Background

The Design-Build system of project delivery was adopted by the Board of Trustees on December 3, 2003 (Com. No. BSD5) as a project delivery option available District-wide. This project was approved for delivery by Design-Build system by the Board of Trustees on December 16, 2009 (Com. No. FPD1). This Design-Build agreement with Masters Contracting Corporation was authorized by the Board of Trustees on March 24, 2010 (Com. No. FPD1).

The college has requested a reduction to the scope of the overall Design-Build project through the elimination of a free standing administrative office and support building.

Amendment No. 5 to Agreement No. 32879 includes Change Order No. 6

Funding and Development Phase

Funding is through Measure J Bond proceeds. Campus Modernization Phase II 34M.5420.03 Design and Construction Phases.

C. Action

Authorize Amendment No. 3 to Agreement No. 32882 with Taisei Construction Corporation for additional Design-Build services for the Performing Arts Building Improvements project at Pierce College at a cost not to exceed $82,101 inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total cost of this Design-Build agreement is $9,342,771.

Background

The Design-Build system of project delivery was adopted by the Board of Trustees on December 3, 2003 (Com. No. BSD5) as a project delivery option available District-wide. This project was approved for delivery by Design-Build system by the Board of Trustees on August 19, 2009 (Com. No. FPD1). This Design-Build agreement with Taisei Construction Corporation was authorized by the Board of Trustees on March 24, 2010 (Com. No. FPD1).

Additional Design-Build services are the following:

1. Due to unforeseen conditions:
• Remove unsuitable soil and extend the communication line to the Child Development Center.

2. Due to Requests by the College:

• Enclose the outdoor shop area and provide an additional ramp to the stage.

Amendment No. 3 to Agreement No. 32882 includes Change Order No. 3

Funding and Development Phase

Funding is through Measure J Bond proceeds. Performing Arts Building Improvements 35P.5518.03.04. Design and Construction Phases.

D. Action

Authorize Amendment No. 4 to Agreement No. 33063 with Hensel Phelps Construction Co. for additional Design-Build services for the Cox Building Upgrade, School of Math & Sciences, Northeast Quadrant Parking Structure, and Campus-wide Storm Water Collection System projects at Los Angeles Southwest College at a cost not to exceed $263,255 inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total cost of this Design-Build agreement is $89,122,616.

Background

The Design-Build system of project delivery was adopted by the Board of Trustees on December 3, 2003 (Com. No. BSD5) as a project delivery option available District-wide. This project was approved for delivery by Design-Build system by the Board of Trustees on August 19, 2009 (Com. No. FPD1). This Design-Build agreement with Hensel Phelps Construction Co. was authorized by the Board of Trustees on August 11, 2010 (Com. No. FPD1).

Additional Design-Build services are the following:

1. Due to Requests by the College:

• Provide and install security cameras in the School of Math & Sciences trailer village.

2. Due to unforeseen conditions:

• Design and install additional storm drain improvements to address discovered lack of drainage to mitigate flooding.

• Re-route discovered fiber optic line that conflicts with finished asphalt elevation of new fire access road.

Amendment No. 4 to Agreement No. 33063 includes Change Order No. 4, 5, and 6.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Cox Building Upgrade 36S.5607.03.10, School of Math & Sciences 36S.5618.03.01, Northeast Quadrant Parking Structure
XI. AUTHORIZE ACCEPTANCE OF COMPLETION OF DESIGN-BUILD AGREEMENT

Action

Authorize Acceptance of Completion to Design-Build Agreement No. 32452 with Swinerton Builders for the projects below at East Los Angeles College with the following substantial completion dates:

1. Baum Center Administration Building (G1 Building) on July 6, 2010;
2. Student Services Building (E1 Building) on February 3, 2011; and

The total cost of this Design Build Agreement is $35,324,932.

Background

This agreement was authorized by the Board of Trustees on May 27, 2009 (Conf. No. FPD1) to provide replacement design and construction services for the three (3) projects listed above.

Funding and Development Phase

Funding is through Proposition A/AA Bond proceeds. Student Services E1 02E.6217.03, Baum Center G1 12E.7214.03.02, Entry Plaza 02E.6274.05.03. Construction Phase.

XII. AUTHORIZE LEASE AGREEMENT

Action

Authorize the following actions for a Lease Agreement with American Fence Company for the term of thirty-nine (39) months to lease and repair construction area chain link fencing at Los Angeles City College from October 23, 2011 to January 1, 2015 at a cost of $9,545. If applicable, all sales tax shall be paid.

1. Ratify this Lease Agreement from October 23, 2011 to February 8, 2012 at a cost not to exceed $2,886; and
2. Authorize this lease agreement to provide these services from February 9, 2012 to January 1, 2015 at a cost not to exceed $6,659.

Background

This is an existing Lease Agreement that was previously executed by College Project Manager Harris and Associates as part of a competitive process associated with the construction contract for the completed parking structure (Contract No. 31013). The cost was then identified as a reimbursable charge.

Subsequently it was determined that construction fencing not a part of the boundaries of the CPM facilities site shall be contracted directly with the LACCD rather than a reimbursable charge. This action serves to implement that direction.
This vendor will provide delivery, installation, repair and removal of chain link construction fencing for the Student Services, Holmes Hall, and Campus Wide Landscape project.

**Funding and Development Phase**

Funding is through Measure J Bond proceeds. Temporary Facilities 31C.5142.03 Construction Phase.

**XIII. AUTHORIZE AMENDMENT TO LEASE AGREEMENTS**

**A. Action**

Authorize Amendment No. 6 to Lease Agreement No. 70426 with Mobile Modular to increase the total cost to include special haul away for one modular unit used by the Nursing Modernization Project at Los Angeles Harbor College at a cost of $3,860. If applicable, all sales tax shall be paid.

Inclusive of this amendment, the total amount of this lease agreement is $176,931.

**Background**

This Lease Agreement was authorized by the Board of Trustees on January 16, 2008 (Com. No. FPD1). This amendment is to increase the total cost of the Lease Agreement to include removal of a modular unit that had been upgraded and customized for multiple purposes requiring additional costs to haul the unit away now that its use has been completed.

**Funding and Development Phase**

Funding is through Proposition AA Bond Proceeds. Nursing Modernization 13H.7329.02 Construction Phase.

**B. Action**

Authorize the following actions for Amendment No. 1 to Lease Agreement No. 32854 with Mobile Modular for 22 months for two 24' x 40' modular buildings and one 48' x 40' modular building for the Campus Modernization Phase II project at Los Angeles Mission College from February 12, 2011 through January 24, 2013 at a cost of $48,791. If applicable, all sales tax shall be paid.

1. Ratify this amendment to this Lease Agreement from February 12, 2011 to February 8, 2012 at a cost not to exceed $24,326; and

2. Ratify this amendment to this Lease Agreement from February 9, 2012 to January 24, 2013 at a cost not to exceed $24,465.

Inclusive of this amendment, the total amount of this Lease Agreement is $102,971.

**Background**

This Lease Agreement was authorized by the Board of Trustees on March 10, 2010 (Com. No. FPD1). This action serves to allow the continued use of certain modular units as temporary swing space now that the college has decided not to relocate these uses to existing spaces on campus.
Funding and Development Phase

Funding is through Measure J Bond proceeds. Campus Modernization Phase II 34M.5420.03. Construction Phase.

C. Action

Authorize the following actions for Amendment No. 2 to Lease Agreement No. 32733 with ModSpace for 15 months for one 12' x 40' modular building and one 24' x 40' modular building for use by the College Project Manager (CPM) at Los Angeles Mission College from December 4, 2011 through February 28, 2013 at a cost of $20,693 (cost to be confirmed). If applicable, all sales tax shall be paid.

1. Ratify this Amendment to this Lease Agreement from December 4, 2011 to February 8, 2012 at a cost not to exceed $2,046;
2. Authorize this Amendment to this Lease Agreement February 9, 2012 to February 28, 2013 at a cost not to exceed $18,647;
3. Correct the project name from Campus Modernization Phase I to Temporary Facilities;
4. Correct the project number from 34M.5419.03 to 40J.5455.05; and
5. Formalize previous Administrative Action for Amendment No. 1 to this Agreement to identify $341 of the total authorized cost of the original authorized lease agreement to pay a required one-time lease set up fee.

Inclusive of this amendment, the total amount of this lease agreement is $62,233 (to be confirmed).

Background

This Lease Agreement was authorized by the Board of Trustees on December 2, 2009 (Comm. No. FPD1). This action serves to allow the continued use of certain modular units by the College Project Manager now that the college has decided not to relocate these offices to an existing building on the campus. This action also serves to correct the project name and number; formalize administratively processed Amendment 1 to include a onetime set-up fee of $341 as part of the total Board authorized amount (not an additional cost). This Lease Agreement has been considered through the participatory governance process.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Temporary Facilities 40J.5455.05. Construction Phase.

D. Action

Authorize the following actions for Amendment No. 1 to Lease Agreement No. 32668 with ModSpace for 16 months for one 48' x 60' modular unit for use by the College Project Manager (CPM) at Los Angeles Mission College from October 15, 2011 through February 5, 2013 at a cost of $27,294. If applicable, all sales tax shall be paid.

1. Ratify this Amendment to this Lease Agreement from October 15, 2011 to February 8, 2012 at a cost not to exceed $6,246; and
2. Authorize this Amendment to this Lease Agreement from February 9, 2012 to February 7, 2013 at a cost not to exceed $21,048.

Inclusive of this amendment, the total amount of this Lease Agreement is $99,499.
Background

This agreement was authorized by the Board of Trustees on October 7, 2009 (Com. No. FPD1). This action serves to allow the continued use of certain modular units by the College Project Manager now that the college has decided not to relocate these offices to an existing building on the campus.

Funding and Development Phase

Funding is through Proposition Measure J Bond proceeds. Temporary Facilities 40J.5455.05. Construction Phase.

XIV. AUTHORIZE THE RESCISSION OF PURCHASE ORDERS

A. Action

Authorize the rescission of Purchase Order No. 33437 with NetApp, Inc to provide flash cache cards for the Bailey Library Modernization project at East Los Angeles College at a cost of $34,367.

Background

This Purchase Order was authorized by the Board of Trustees on December 7, 2011 (Com. No. FPD1). The NetApp WSCA Contract utilizes dealers in the State of California and NetApp has requested the purchase order be made to the authorized dealer. The authorization is proposed to be rescinded.

Funding and Development Phase

Funding is through Measure J Bond Proceeds. Bailey Library Modernization 32E.5212.03. Construction Phase.

B. Action

Authorize the rescission of Purchase Order No. 33399 with Allposters to provide planetary posters for the Astronomy Building Modernization project at Los Angeles Harbor College at a cost of $1,124.

Background

This Purchase Order was authorized by the Board of Trustees on October 5, 2011 (Com. No. FPD1). This Purchase Order is being rescinded due to the vendor's rejection of the District's payment terms. The authorization is proposed to be rescinded.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Astronomy Building Modernization 33H.5350.02.02. Construction Phase.
XV. AUTHORIZE PURCHASE ORDERS

A. Action

Pursuant to Public Contract Code 20653 and 10290(j), a) find it is in the best interest of the District to procure under the authority of the Western State Contracting Alliance (WSCA) Insight Investments Contract No. B27170, and b) authorize the purchase of flash cache cards for the Bailey Library Modernization project at East Los Angeles College at a cost of $34,367. If applicable, all sales tax shall be paid.

Background

LACCD is authorized to utilize the above contract through WSCA, a California State supported program under the Department of General Services that was created to provide an equipment purchasing vehicle along with services for publicly funded agencies. Delivery and setup are included.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Bailey Library Modernization. 32E.5212.03. Construction Phase.

B. Action

Authorize a purchase order with Bio-Rad to provide laboratory equipment (protein transfer system) for the Science Complex project at Los Angeles Harbor College at a cost of $6,553. If applicable, all sales tax shall be paid.

Background

Bio-Rad provided the low quote from among three (3) written quotes ranging from $6,553 to $9,476. Delivery and set up are included.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Science Complex 33H.5344.02. Construction Phase.

C. Action

Authorize a purchase order with Cambium Learning Technologies to provide computer software for the Library and Learning Resource Center project at Los Angeles Valley College at a cost of $26,333. If applicable, all sales tax shall be paid.

Background

Cambium Learning Technologies provided the low quote from among three (3) written quotes ranging from $26,333 to $29,254. Delivery and set up are included.

Funding and Development Phase

Funding is through Proposition A Bond proceeds. Library and Learning Resource Center 08V.6802.02. Construction Phase.
D. **Action**

Authorize a purchase order with 3M Library Systems to provide RFID equipment for the Library and Learning Resource Center project at Los Angeles Valley College at a cost of $73,235. If applicable, all sales tax shall be paid.

**Background**

3M Library Systems provided the low quote from among three (3) written quotes ranging from $73,235 to $119,625. Delivery and set up are included.

**Funding and Development Phase**

Funding is through Proposition A Bond proceeds. Library and Learning Resource Center 08V.6802.02. **Construction Phase**.

E. **Action**

Pursuant to Education Code 81651, authorize the purchase of educational films and videos from Baker and Taylor for the Library and Learning Resource Center project at Los Angeles Valley College at a cost of $2,418. If applicable, all sales tax shall be paid.

**Background**

Education Code 81651 states: "The governing board of any community college district may purchase supplementary textbooks, library books, and educational films, and audiovisual materials . . . in any amount needed for the operation of the schools of the district without taking estimates or advertising for bids." The District finds that this purchase order will provide educational materials to be used only for the purpose of teaching students at Los Angeles Valley College. Delivery is included.

**Funding and Development Phase**

Funding is through Proposition A Bond proceeds. Library and Learning Resource Center 08V.6802.02. **Construction Phase**.