



Board of Trustees

Los Angeles Community College District
770 Wilshire Blvd., Los Angeles, CA 90017 (213) 891-2000

AGENDA

ADDENDUM

ORDER OF BUSINESS - REGULAR MEETING

Wednesday, December 1, 2010

Closed Session 11:00 a.m.

Public Session 1:00 p.m.

**West Los Angeles College
Fine Arts Theater
9000 Overland Avenue
Culver City, CA 90230**

- I. College Program Presentation/Tour (10:30 a.m. – 11:00 a.m.)
 - Location: Math and Science Building
 - Information may be obtained from the President's Office at West Los Angeles College (310) 287-4325
- II. Reconvene to Regular Meeting
- III. Roll Call (11:00 a.m.) Location: Fine Arts Building, Room 103
- IV. Requests to Address the Board of Trustees – Closed Session Agenda Matters
- V. 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).
- VI. Reconvene Regular Meeting (1:00 p.m.)
- VII. Roll Call
- VIII. Flag Salute
- IX. Welcoming Remarks by Dr. Rose Marie Joyce, President, West Los Angeles College
- X. Approval of Minutes: Regular Meeting and Closed Session: November 17, 2010
- XI. Reports from Representatives of Employee Organizations at the Resource Table
- XII. Public Agenda Requests (Category A)
 - A. Oral Presentations
 - B. Proposed Actions
- XIII. Requests to Address the Board of Trustees – Multiple Agenda Matters
- XIV. Reports and Recommendations from the Board
 - Report on Actions Taken in Closed Session – December 1, 2010
 - Reports of Standing and Special Committees

BT1. Conference Attendance Ratification

ORDER OF BUSINESS

December 1, 2010

Page 2

- XV. Reports from the Chancellor and College Presidents
 - Comments from the Chancellor Regarding District Activities and Upcoming Issues
 - Annual Report from the Joint Labor Management Benefits Committee (JLMBC)
 - **Presentation on West Los Angeles College's Motion Picture Television Crafts Program**

XVI. Consent Calendar
Matters Requiring a Majority Vote

- BSD1. Ratifications for Business Services
- BSD2. Business Services Routine Report
- FPD1. Facilities Planning and Development Routine Report
- HRD1. Personnel Services Routine Actions
- PC1. Personnel Commission Action
 - Correspondence

Matters Requiring a Super Majority Vote – None

- XVII. Recommendations from the Chancellor
 - Public Hearing on 2010-11 Categorical Program Flexibility
 - BF1. 2010-11 Categorical Program Flexibility
 - Public Hearing to Authorize a Resolution for Los Angeles Mission College Photovoltaic Solar Energy System
 - FPD2. Authorize a Resolution for Los Angeles Mission College Photovoltaic Solar Energy System

XVIII. Notice Reports and Informatives – None

- XIX. Public Agenda Requests (Category B)
 - A. Oral Presentations
 - B. Proposed Actions

XX. Announcements and Indications of Future Proposed Actions

XXI. Adjournment

Next Regularly Scheduled Board Meeting
Wednesday, December 15, 2010
(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 p.m. (noon) on the Tuesday prior to the Board meeting.



Board of Trustees

LOS ANGELES COMMUNITY COLLEGE DISTRICT
770 Wilshire Boulevard, Los Angeles, CA 90017 213/891-2000

AGENDA

CLOSED SESSION

ATTACHMENT A

Wednesday, December 1, 2010
11:00 a.m.

West Los Angeles College
9000 Overland Avenue
Culver City, California 90230

I. Public Employment

(pursuant to Government Code section 54957)

A. Position: President, Los Angeles Mission College

II. Conference with Labor Negotiator

(pursuant to Government Code section 54957.6)

A. District Negotiators: Adriana D. Barrera
Jeanette Gordon

Employee Units: All Units
All Unrepresented Employees

III. Public Employee Discipline/Dismissal/Release/Charges/Complaints

(pursuant to Government Code section 54957)

IV. Conference with Legal Counsel - Anticipated Litigation

(pursuant to Government Code section 54956.9 (b))

A. Potential Litigation – 3 matters

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

A. Property: 2324 South Grand Avenue, Los Angeles, CA 90007
Negotiating party: Amira Chance LLC
District negotiators: Larry Eisenberg and Roland "Chip" Chapdelaine
Under negotiation: Price and terms of payment

VI. Other litigation matters as may be announced prior to the closed session

(pursuant to Government Code section 54956.9)



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BT1

Division

Board of Trustees

Date: December 1, 2010

Subject: **CONFERENCE ATTENDANCE RATIFICATION**

Ratify payment of necessary expenses for Tina Park, member of this Board of Trustees, to have attended the Los Angeles County School Trustees Association (LACSTA) dinner held on October 21, 2010 in Montebello, California.

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
	Student Trustee Advisory Vote



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BSD1

Business Services

Date: December 1, 2010

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 473 issued from October 25, 2010 to November 5, 2010 which totaled \$722,355.
- B. AGREEMENTS FOR ART MODELING SERVICES 10 issued which totaled \$1,756.
- C. AGREEMENTS FOR MUSICIAN SERVICES 1 issued which totaled \$100.
- D. AGREEMENTS FOR ATHLETIC OFFICIATING SERVICES 90 issued which totaled \$16,402.
- E. SERVICE AGREEMENTS

Agreement Nos.: 4500149327(Correct); 4500131703(Extend);
 4500137680(Renew); 4500119150(Extend); 4500152410;
 4500116228(Renew); 4500152656; 4500138139(Extend);
 4500152829

(Total Cost: \$100,102)

- F. MAINTENANCE AGREEMENTS

Agreement Nos.: 4500152763; 4500152785; 4500136543(Renew);
 4500129496(Amend); 4500132833(Amend);
 4500100132(Renew)

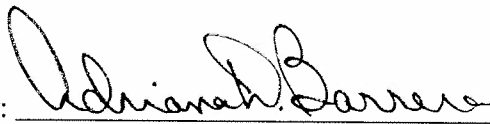
(Total Cost: \$68,846)

- G. LEASE AGREEMENT

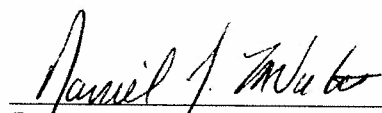
Agreement No.: 4500152786

(Total Cost: \$33,455)

Recommended by:


 Adriana D. Barrera, Deputy Chancellor

Approved by:


 Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By: _____ Date _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
	Student Trustee Advisory Vote

Board of Trustees

Los Angeles Community College District

Com. No. BSD1	Business Services	Date: December 1, 2010
---------------	-------------------	------------------------

H. SPECIAL GRANT FUNDED AGREEMENTS

Agreement Nos.: 4500104687(Renew); 4500139750(Renew); 4500152712;
4500152718; 4500152719; 4500096662(Amend);
4500152827; 4500152666; 4500152667; 4500152668

(Total Expense: \$1,897,482)

I. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, LEASE & LEASE PURCHASE OF EQUIPMENT, AND LEASE OF FACILITIES \$5,000 OR LESS PER YEAR

Agreement Nos.: 4500152793; 4500152891; 4500151771; 4500152055;
4500152060; 4500152063; 4500152144; 4500152336;
4500152338; 4500152709; 4500152744; 4500152835;
4500152345; 4500152784;

(Total Cost: \$16,162)

J. SETTLEMENT OF CLAIMS

Claim Nos.: 09/10:26; 10/11:14; BC429020

(Total Cost: \$50,520)



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BSD2

Division: Business Services

Date: December 1, 2010

Subject: BUSINESS SERVICES ROUTINE REPORT

I. RATIFY SERVICE AGREEMENTS

- A. Ratify an agreement with the Academy for Educational Development (AED) to conduct an institutional case study on the transformational organizational processes and innovative models that have resulted in state-of-the art education and training programs, including green workforce development programs, at Los Angeles Trade-Technical College, under the auspices of its Division of Workforce and Economic Development, during the period November 15, 2010 to June 30, 2011, inclusive, at a total cost not to exceed \$169,023.

Background: AED's study will comprise two phases: Phase I will be the institutional case study; and Phase II will produce a technical assistance guide in the workforce development field. Funding for this study is through an educational innovation, collaboration, and environmental sustainability grant from the Sebastian Spering Kresge Foundation.

- B. Ratify agreement with the City of Los Angeles, through its Community Development Department, to coordinate the efforts of three WorkSource centers (Program for Adult College Education, Urban League and Watts Labor Community Action Committee) in recruiting and placing 669 participants in the Pathways Out of Poverty program during the period January 29, 2010 to January 28, 2012, inclusive, at a total cost of \$910,000.

Background: The City of Los Angeles partnered with the District in the Pathways Out of Poverty Grant, an American Recovery and Reinvestment Act (ARRA) grant that focuses on placing individuals in the energy-efficiency industry sector. All training will be done through LACCD colleges. Funding is through the Pathways Out of Poverty Grant funds.

Recommended by: Adriana D. Barrera Approved by: Daniel J. LaVista
 Adriana D. Barrera, Deputy Chancellor Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees By: _____ Date _____	Candaele _____ Field _____ Mercer _____ Park _____	Pearlman _____ Santiago _____ Scott-Hayes _____ Tong _____ <small>Student Trustee Advisory Vote</small>
--	---	---

Board of Trustees

Los Angeles Community College District

Com. No. BSD2	Division: Business Services	Date: December 1, 2010
---------------	-----------------------------	------------------------

II. RATIFY AMENDMENT OF SERVICE AGREEMENTS

- A. Ratify amendment to renew no-cost Agreement No. 4500135639 with Renaissance Insurance Agency, Inc., for insurance broker and consultant services for the District's international students medical insurance program, and for placement, as broker of record, of international student group medical insurance, increasing the authorized premium from \$1,760,000 to \$1,860,000 from September 1, 2010 to August 31, 2011, inclusive, at a total additional premium of \$100,000, paid for through the colleges' International Student Medical Insurance fee collected at the time of registration.

Background: On August 23, 2006, the Board adopted Board Rule 2309.30 that established the requirement for international students attending an LACCD college under an F or M visa to pay a fee for medical insurance to be purchased on their behalf by the District. As a result of a Request for Proposals, RFP 06-09, for group medical insurance, conducted in September 2006, the District entered into Agreement No. 4500086415 with Scholastic Insurance Services (SIS), Inc. to place group medical coverage for the District's international students, for a period not to exceed five years. In 2009, SIS merged with Renaissance Insurance Agency, Inc., and the assignment of SIS's services to Renaissance was established under Agreement No. 4500135639, approved by the Board on October 7, 2009 (Com. No. BSD1).

- B. Ratify amendment to extend Agreement No. 4500147122 with Portfolio LAX, LLC, for collaborating with other partners in the Hospitality Training Partnership (HTP) grant program in the recruitment of participants for the Career Advancement Academy project from among eligible employees of Portfolio's subsidiary Radisson LAX and Sheraton Gateway LAX hotels, to provide hospitality workforce development training activities for 39 incumbent and potentially newly-hired personnel from hotels participating in the Gateway to Los Angeles Property-Based Business Improvement District, in support of the objectives of the Green Workforce grant programs awarded to the District, under the auspices of the Career Technical Education program at West Los Angeles College, increasing the total contract amount from \$247,205 to \$448,841 from October 28, 2010 to January 28, 2012, inclusive, at a total additional cost of \$201,636.

Background: On July 14, 2010 (Com. No. BSD1) and October 6, 2010 (Com. No. BSD2), the Board authorized an agreement, and amendment of it, with Portfolio LAX in continuation of the HTP grant program to upgrade skill levels of current employees in the hotel industry. Activities outlined in this amendment include completion of employee/employer surveys to assess levels of project outcomes, development of face-to-face and online curriculum modules, and conducting innovative training tied to job programs in green industries, energy efficiency, weatherization, green building design and construction, and transportation, for the hospitality sector. Funding is through a Hospitality Training Partnership grant from the City of Los Angeles.

Board of Trustees

Los Angeles Community College District

Com. No. BSD2	Division: Business Services	Date: December 1, 2010
---------------	-----------------------------	------------------------

III. RATIFY PLACEMENT OF INSURANCE

Ratify placement, through Arthur J. Gallagher & Co., as District's broker of record, of Difference in Conditions (DIC) insurance (earthquake peril), with a limit of \$10 million on the 770 Wilshire Boulevard property, through Princeton E&S Company, for the policy period September 28, 2010 through September 28, 2011, at a cost of \$98,243, including premium, fees and taxes.

Background: The District's insurance broker, in conjunction with a wholesale broker, has annually marketed the risk to insurance companies that underwrite earthquake coverage. Princeton Excess and Surplus Lines Insurance Company (PESLIC, or Princeton E&S) is an insurance company based in Delaware that is authorized to write business on a surplus lines basis, including property, management liability, general liability, professional liability, and umbrella and excess casualty. This year, Princeton E&S was able to cover the entire earthquake insurance limit for the District, indicative of a continued softening in the market for this type of coverage, and the District's broker has guaranteed that the premium cost, incorporating a \$50,000 minimum deductible, and subject to a 25% minimum earned premium, represents the best combination of cost and coverage to the District. This coverage is being placed pursuant to Board Rule 7300. Funding is through Districtwide accounts.

IV. RATIFY ACCEPTANCE OF DONATION

Ratify the following donation and express appreciation to the donor for its contribution to the District's educational programs. All values were determined by the respective donor.

Los Angeles Valley College

Cash donation of \$7,000, from Los Angeles Valley College Foundation, to be used to purchase books and other library materials for the College Library.



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. FPD1	Division FACILITIES PLANNING AND DEVELOPMENT	Date December 1, 2010
---------------	--	-----------------------

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 – Exhibit A.

I. AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS

- A. Authorize an agreement with P2S Engineering.
- B. Authorize an agreement with United Inspection & Testing.
- C. Authorize an agreement with Jacobs Engineering Group, Inc.

II. AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICES AGREEMENTS

Authorize Amendment No. 2 to Agreement No. 50120 with Inici Group.

III. AUTHORIZE ADOPTION OF CONSTRUCTION PLANS AND SPECIFICATIONS

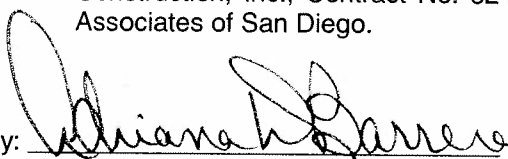
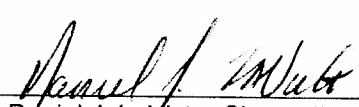
Authorize Adoption of Plans and Specifications for the Health Career Center project at East Los Angeles College.

IV. RATIFY CONSTRUCTION CONTRACT

Ratify a contract with Valley Crest Tree Care Services.

V. 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. 32756 USS Cal Builders; Contract No. 32855 Sinanian Development; Contract No. 32767 GMX Construction; Contract No. 32592 C.G Construction, Inc.; Contract No. 32407 JD Diffenbaugh; and Contract No. 31640 Audio Associates of San Diego.

Recommended by:  Approved by: 
 Adriana D. Barrera, Deputy Chancellor Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees By: _____ Date _____	Candaele _____ Field _____ Mercer _____ Park _____	Pearlman _____ Santiago _____ Scott-Hayes _____ Tong _____ Student Trustee Advisory Vote
--	---	--

Board of Trustees

Los Angeles Community College District

Com. No. FPD1	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

VI. RATIFY CHANGE ORDER AND AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACT

- A. Ratify Change Order and Authorize Acceptance of Completion to Contract No. 32645 with PIMA Corporation.
- B. Ratify Change Order and Authorize Acceptance of Completion to Contract No. 32767 with GMX Construction.

VII. AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACT

- A. Authorize Acceptance of Completion to Contract No. 32707 with W&N Luxor Construction, Inc.
- B. Authorize Acceptance of Completion to Contract No. 32927 with Blue Fields Construction
- C. Authorize Acceptance of Completion to Contract No. 32819 with C.T. Georgiou Painting Co.
- D. Authorize Acceptance of Completion to Contract No. 32678 with Innovative Fence

VIII. RATIFY AMENDMENT AND AUTHORIZE ACCEPTANCE OF COMPLETION OF DESIGN-BUILD AGREEMENT

Ratify Amendment and Authorize Acceptance of Completion to Design-Build Agreement No. 32474 with Pankow Special Projects

IX. AUTHORIZE PURCHASE ORDER

- A. Authorize Purchase Order with McMurray Stern, Inc.
- B. Authorize Purchase Order with Assembly Supplies, Co.
- C. Authorize Purchase Order with TEL-Atomic.
- D. Authorize Purchase Order with Canon.
- E. Authorize Purchase Order with McMurray Stern, Inc.
- F. Authorize Purchase Order with Metronome, Inc.
- G. Authorize Purchase Order with LoggerHead Navigation.

X. AUTHORIZE RESCISSION OF PURCHASE ORDER

Authorize rescission of Purchase Order No. 33089 with Chicago Exchange Corp, C/O Xtra Lease

XI. AUTHORIZE NAME CHANGE

Authorize name change with Geocon Inland Empire, Inc.

XII. ACCEPTANCE OF DONATION

Accept donated products from Unisan Co.



Board of Trustees

ACTION

Los Angeles Community College District

Com. No. **HRD1**

Division **Human Resources**

Date: **December 1, 2010**

SUBJECT: PERSONNEL SERVICES ROUTINE ACTIONS

	Total (This Report)	Total (07-01-10 to Date)
1. Academic Service: (Faculty, Academic Administration, Academic Supervisors)	18	961
2. Classified Service: (Clerical, technical, supervisors, maintenance & operations, trades, classified managers, confidential)	25	392
3. Unclassified Service: (Student workers, professional experts, community services staff, community recreation)	<u>87</u>	<u>3639</u>
 Total:	 130	 4992

DATE RANGE: October 28, 2010 – November 10, 2010; SR: 634, 636, 637

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.

Karen Martin
Personnel Director
Personnel Commission

Recommended by:
Michael Shanahan, Associate Vice Chancellor

Approved by:
Daniel J. LaVista, Chancellor

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
<small>Student Trustee Advisory Vote</small>	



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. PC1

Division PERSONNEL COMMISSION

Date: December 1, 2010

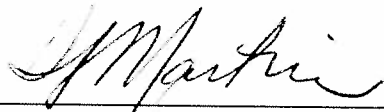
Subject: PERSONNEL COMMISSION ACTION

I. Establishment of a New Classification:

Concur with the action of the Personnel Commission to establish the new classification of SAP Quality Assurance Coordinator, and allocate the new class to a variable rate as follows:

SAP Quality Assurance Coordinator
Variable rate of up to \$61.08 per hour

BACKGROUND: The class was requested by the SAP/ERP Manager at the District Office. The new class is being used to provide specialized quality assurance support functions to the District's SAP finance and human resources systems, which has been identified as one of the areas that was lacking sufficient in house support.

Recommended by: 
Karen J. Martin, Personnel Director

Chancellor and
Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
	Student Trustee Advisory Vote



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. BF1

Division: BUSINESS AND FINANCE

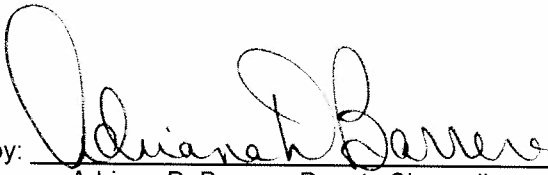
Date: December 1, 2010

Subject: 2010-11 CATEGORICAL PROGRAM FLEXIBILITY

Pursuant to Education Code, Section 84043, in order for the District to elect to use funding received in the flexible categorical programs for other categorical programs and to relieve itself of all compliance requirements, authorize the transfer of \$1 from the Credit Matriculation program to the Disabled Students Programs and Services (DSPS) Program at each college. (BTA: D-397)

Background: In order to help the District manage the deep cuts in the categorical programs, the District can elect to transfer funding received in the flexible categorical programs to any other categorical programs. By exercising this transfer, the District will be relieved of all the State statutory, regulatory, and provisional requirements associated with the twelve programs contained in the flexibility category as shown in **ATTACHMENT I.**

Any funds that are not formally moved out of a program must be used for that program's stated purpose. Funds transferred into a program that is not in the flexibility category have to be spent in accordance with the existing rules for the receiving program. The categorical program flexibility is available for districts to use through 2012-13 and the District must take public action each year to transfer funds.

Recommended by: 
Adriana D. Barrera, Deputy Chancellor

Approved by 
Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By _____ Date _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
	Student Trustee Advisory Vote

**California Community Colleges (CCC)
2009-10 and 2010-11 Categorical Programs Funding
Comparison**

Categorical Programs	(CCC) 2009-10 (dollars rounded to thousands)	(CCC) 2010-11 (dollars rounded to thousands)	(CCC) Change (dollars rounded to thousands)	LACCD 10 P2	LACCD 2009 P2	LACCD 2010-11 Advance Apportionment
Student Financial Aid Administration	\$ 52,884,000	\$ 54,995,000	\$ 2,111,000	\$ 5,105,626	\$ 5,352,955	\$ 5,352,955
Foster Care Education Program	\$ 5,254,000	\$ 5,254,000	\$ -	\$ 1,276,395	\$ 1,215,411 ⁽¹⁾	\$ 1,215,411 ⁽¹⁾
Fund for Student Success	\$ 3,792,000	\$ 3,792,000	\$ -	\$ -	\$ -	\$ -
CallWorks	\$ 26,695,000	\$ 26,695,000	\$ -	\$ 3,451,499	\$ 2,662,826	\$ 2,662,826
Student Success Initiative- Basic Skills	\$ 20,037,000	\$ 20,037,000	\$ -	\$ 1,807,226	\$ 1,807,263	\$ 1,807,263
Nursing Support	\$ 13,378,000	\$ 13,378,000	\$ -	\$ 1,031,789	\$ 627,567	\$ 627,567
Disabled Students	\$ 69,223,000	\$ 69,223,000	\$ -	\$ 3,836,919	\$ 2,907,003	\$ 2,907,003
Extended Opportunity Programs & Services	\$ 73,605,000	\$ 73,605,000	\$ -	\$ 8,057,864	\$ 7,651,889	\$ 7,651,889
E.O.P.S (C.A.R.E)	n/a	n/a	n/a	\$ 807,199	\$ 766,843	\$ 766,843
Telecom & Technology Services	\$ 15,290,000	\$ 15,290,000	\$ -	\$ -	\$ -	\$ -
TANF	n/a	n/a	n/a	\$ 1,059,699	\$ 977,630	\$ 977,630
Academic Senate*	\$ 318,000	\$ 318,000	\$ -	\$ -	\$ -	\$ -
Childcare Tax Bail Out	\$ 3,350,000	\$ 3,350,000	\$ -	\$ 1,052,541	\$ 1,052,541	\$ 1,052,541
Equal Employment Opportunity	\$ 767,000	\$ 767,000	\$ -	\$ 33,732	\$ 33,732	\$ 33,732
Economic Development*	\$ 22,929,000	\$ 22,929,000	\$ -	\$ 862,338	n/a ⁽²⁾	n/a ⁽²⁾
Apprenticeship	\$ 7,174,000	\$ 7,174,000	\$ -	\$ 83,061	\$ 83,709	\$ 83,709
Part time Faculty Office Hours	\$ 3,514,000	\$ 3,514,000	\$ -	\$ 1,202,112	\$ 1,182,285	\$ 1,182,285
Part time Faculty Health Insurance	\$ 490,000	\$ 490,000	\$ -	\$ 30,055	\$ 32,693	\$ 32,693
Part time Faculty Compensation	\$ 24,907,000	\$ 24,907,000	\$ -	\$ 2,203,448	\$ 2,203,448	\$ 2,203,448
Transfer Education and Articulation*	\$ 698,000	\$ 698,000	\$ -	\$ -	\$ -	\$ -
Matriculation (Credit/Non-Credit)	\$ 49,183,000	\$ 49,183,000	\$ -	\$ 4,069,698	\$ 3,863,909	\$ 3,863,909
Total Budget for Categorical Funds	\$ 393,488,000	\$ 395,599,000	\$ 2,111,000	\$ 35,971,201	\$ 32,421,704	\$ 32,421,704

Note: Programs in shaded area fall under the provisions of the categorical flexibility program, which gives districts the option to move funds from these programs to any other categorical program.

* Chancellor may restrict allocations for these programs provided to support statewide and regional functions

(1) State has not released preliminary allocation at this time. Based upon prior year's funding level.

(2) Competitive Grant, funding level to be determined.

CATEGORICAL FLEXIBILITY LANGUAGE- Per 2010-11 Budget Act, SB 870

Notwithstanding any other provision of law, the Chancellor of the California Community Colleges shall allocate categorical funds as specified in legislation enacted in 2009 and as amended in 2010. Pursuant to the conditions specified in that legislation, districts may utilize funds allocated from Schedules (2), (9), (10), (11),(12), (13), (14), (16), (17), (18), (21), and (22) as further specified in that legislation. Notwithstanding this provision and subdivision (b) of Section 84043 of the Education Code, the chancellor may adjust allocations, as necessary, for funding provided pursuant to Schedules (10), (16), and (17) in support of statewide or regional functions (emphasis added).

CATEGORICAL FLEXIBILITY LANGUAGE- Per 2010-11 Trailer Bill, AB 1610

SEC. 29. Section 84043 of the Education Code is amended to read:

84043. (a) (1) Notwithstanding any other provision of law, and unless otherwise prohibited under federal law, for the 2009-10 to 2012-13 fiscal years, inclusive, community college districts may use funding received, pursuant to subdivision (b), from any of the programs listed in paragraph (2) that are contained in Item 6870-101-0001 of Section 2.00 of the annual Budget Act, for the purposes of any of the programs contained in Schedule (2) and Schedules (4) to (23), inclusive, of Item 6870-101-0001 of Section 2.00 of the Budget Act of 2009.

(2) (A) Apprenticeship. (B) Matriculation. (C) Academic Senate for the Community Colleges.

(D) Equal Employment Opportunity. (E) Part-time Faculty Health Insurance. (F) Part-time Faculty Compensation. (G) Part-time Faculty Office Hours. (H) Economic Development.

(I) Transfer Education and Articulation. (J) Physical Plant and Instructional Support. (K) Campus Childcare Tax Bailout.

(b) For the 2009-10 to 2012-13 fiscal years, inclusive, the chancellor shall apportion from the amounts provided in the annual Budget Act for the programs enumerated in paragraph (2) of subdivision (a), an amount to a community college district, based on the same relative proportion that the district received in the 2008-09 fiscal year for the programs enumerated in paragraph (2) of subdivision (a). The amounts allocated shall be adjusted for any greater or lesser amount appropriated for the items enumerated in paragraph (2) of subdivision (a). (c) (1) This section does not obligate the state to refund or repay reductions made pursuant to this section. A decision by a district to reduce funding pursuant to this section for a state-mandated local program shall constitute a waiver of the subvention of funds that the district is otherwise entitled to pursuant to Section 6 of Article XIII B of the California Constitution on the amount so reduced.

(2) If a community college district elects to use funding received pursuant to subdivision (b) in the manner authorized pursuant to subdivision (a), the governing board of the district shall, at a regularly scheduled open public hearing, take testimony from the public, discuss, and shall approve or disapprove the proposed use of funding.

(3) (A) If a community college district elects to use funding received pursuant to subdivision (b) in the manner authorized pursuant to subdivision (a), the district shall continue to report the expenditures pursuant to this section by using the appropriate codes to indicate the activities for which these funds were expended using the existing standard reporting process as determined by the chancellor.

(B) The chancellor shall collect the information in subparagraph (A) and shall provide that information to the Department of Finance and to the appropriate policy and budget committees of the Legislature on or before April 15, 2010, and annually thereafter by April 15 of each year, through 2014.

(d) For the 2009-10 to 2012-13 fiscal years, inclusive, community college districts that elect to use funding in the manner authorized pursuant to subdivision (a) shall be deemed to be in compliance with the program and funding requirements contained in statutory, regulatory, and provisional language, associated with the programs enumerated in subdivision (a).



Board of Trustees

Los Angeles Community College District

ACTION

Com. No. FPD2

Division FACILITIES PLANING AND DEVELOPMENT

Date

December 1, 2010

Subject: AUTHORIZE A RESOLUTION FOR LOS ANGELES MISSION COLLEGE PHOTOVOLTAIC SOLAR ENERGY SYSTEM

Overview

This report presents the proposed development of a 1,120 kWdc photovoltaic solar energy system at Los Angeles Mission College that could occur at a reduced cost if a series of seven interrelated agreements along with a required tax indemnification agreement are approved. Included as part of this proposed development scenario is the time-sensitive need to establish eligibility for a federal cash grant and to reserve a place in the limited availability California Solar Incentives program. The report also identifies an alternative development scenario that is less economical.

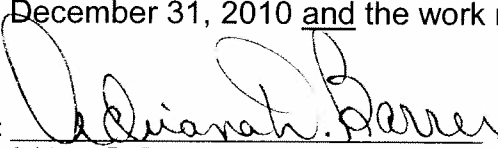
The cost for design-build services for this project is estimated to be \$8,118,000.

Reductions to Costs


The cost to develop this project can be reduced by \$2,776,032 through the receipt of funds from the California Solar Incentives Program that is administered by the Los Angeles Department of Water and Power. It is necessary to make a reservation deposit to participate in this limited availability Program and lock-in state incentives.

The cost to develop this project can be further reduced by \$1,437,320 through receipt of a federal cash grant which requires utilization of previously negotiated rate structures with the proposed design-build company (3rd Rock Systems & Technologies, Inc.) and the proposed project financier (RGD/Enfinity). It is important to note that the federal cash grant is time sensitive. In order for the project to establish eligibility for its receipt, five percent (5%) of the project's construction costs must be expended by December 31, 2010 and the work must be completed in 2011.

Recommended by:


Adriana D. Barrera, Deputy Chancellor

Approved by:


Daniel J. LaVista, Chancellor

Chancellor and Secretary of the Board of Trustees

By: _____ Date: _____

Candaele _____	Pearlman _____
Field _____	Santiago _____
Mercer _____	Scott-Hayes _____
Park _____	Tong _____
	Student Trustee Advisory Vote

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

All reductions to costs available totals \$4,213,352, which would therefore reduce the development cost of the proposed project to \$3,904,648.

Alternative Development Approach and Comparison

In comparison, if the District were to purchase the proposed project outright, the cost would be \$5,341,968. This higher cost would be due to the project's ineligibility for receipt of the federal cash incentive because ownership of the project by the District is not allowed under the federal program.

The table below illustrates the development costs under the more economical "Lease Component" scenario and the less economical "Outright Purchase" scenario:

Development Cost with Lease Component		Development Cost with Outright Purchase	
Design and Construction Costs	\$8,118,000	Design and Construction Costs	\$8,118,000
California Solar Incentive (CSI) through LADWP	(\$2,776,032)	California Solar Incentive (CSI) through LADWP	(\$2,776,032)
Federal Cash Incentive available through inclusion of lease-back arrangement	(\$1,437,320)	Federal Cash Incentive (only available through inclusion of lease-back arrangement)	\$0
Total	\$3,904,648	Total	\$5,341,968

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

Most Economical Approach to Development

It is recommended that the project be developed through the use of the above identified state and federal funds to achieve the identified reduced project cost of \$3,904,648. To do so, a series of seven interrelated agreements along with a tax indemnification agreement are proposed and are explained in further detail below. The proposed resolution (Attachment 1) confirms entry into each of these agreements.

1. Design and Construction

Authorize a Design-Build-Finance agreement (Design-Build Finance Agreement) with 3rd Rock Systems & Technologies, Inc. (3RS) for the development of a 1,120 kWdc (capacity) photovoltaic solar energy system at Los Angeles Mission College (Mission Solar Project). Pursuant to Government Code Section 5956, the District may subsequently assign the finance component of this agreement to a bank or other finance company to allow the utilization of private investment capital.

The cost of this Design-Build-Finance Agreement is \$8,118,000 and includes \$564,000 associated with the reconfiguration of existing District owned solar photovoltaic panels and related equipment on Parking Structure A. The District owned panels and related equipment will remain the property of the District.

Background: This agreement is the result of a pre-qualification and competitive proposal process. 3RS is identified to be awarded this agreement for the design, construction and installation of a 1,120 kWdc (capacity) solar powered electricity generation system. The purpose of the project is to allow the campus to generate its own electricity using solar power. This is anticipated to reduce the amount of money the campus will need to pay a utility company for electricity. The cost of electricity purchased from a utility company is forecasted to continue to increase.

The District has decided that the Design-Build-Finance transaction provides acceptable terms and structure in light of the overall economics, transaction risks and timing concerns.

Pursuant to Government Code Section 5956, the District may choose to subsequently assign the finance component of this agreement to a bank or other finance company. This potential arrangement would allow the District to: 1.) utilize private investment capital; 2.) realize savings from certain

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

federal subsidies and state incentives; and 3.) enter into a potential lease back agreement.

The project has been reviewed and recommended for approval by the District's Energy Oversight Committee. Funding is through Measure J Bond proceeds. Mission Solar Project at Child Development Center, Parking Structure A, & Health and PE, Fitness Center 40J.5401.02.03. Design and Construction Phases.

2. Authorize Assignment of Design-Build-Finance Agreement in Connection with Equipment Leasing Transaction

Authorize a resolution (set forth in Attachment 1) approving the District's entry into and performance under an Assignment Agreement with RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner).

Background: Under the terms of the Assignment Agreement, before construction of the Mission Solar Project is completed, the District will transfer to Equipment Owner title to the Design-Build-Finance Agreement for the Mission Solar Project (and therefore title to the Mission Solar Project). Equipment Owner will assume the obligation to make all payments to 3RS under the Design-Build-Finance Agreement. In addition, amounts that the Mission Solar Project receives from the federal cash grant and from the LADWP Solar Initiative are assigned and paid to RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner).

At the same time, the District will receive a refund of the difference between the amounts previously paid to 3RS under the Design-Build-Finance Agreement and the Master Equipment Lease prepayment amount. Funding is through Measure J Bond proceeds. Mission Solar Project at Child Development Center, Parking Structure A, & Health and PE, Fitness Center 40J.5401.02.03. Design and Construction Phases.

3. Authorize Master Equipment Lease Agreement

Authorize a resolution (set forth in Attachment 1) approving the District's lease of the Mission Solar Project from RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner) pursuant to a Master Equipment Lease Agreement, a related security agreement, and escrow agreement.

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

Background: The Master Equipment Lease will have a 20 year term starting when the Mission Solar Project is substantially complete or “placed in service” which is defined by the United States Department of the Treasury as when the system is energized. The District will prepay rent in amount equal to \$1,510,800 and make annual rent payments in an amount equal to \$141,200.

The District will have the right to purchase (Buy-Out Option) the Mission Solar Project for the specified price on or around the sixth (6th) anniversary of the placed in service date of the Mission Solar Project and again at the end of term. If the District exercises the Buy-Out Option, the Master Equipment Lease will terminate.

The Equipment Owner will have the right to use the Mission Solar Project in place of the District if the Master Equipment Lease expires without the District exercising the Buy-Out Option or is terminated due to a breach by the District.

After the Mission Solar Project is “placed in service,” Equipment Owner (with cooperation from the District) will apply for the cash grant available from the federal government. That grant is expected to be funded within 60 days after the application is submitted. Funding is through Measure J Bond proceeds. Mission Solar Project at Child Development Center, Parking Structure A, & Health and PE, Fitness Center 40J.5401.02.03. Design and Construction Phases.

4. Authorize Payment from Bond Funds for Solar Electricity Metering and Measurement

Authorize the payment from Bond Funds for meter and telemetry system installations to be completed by the Los Angeles Department of Water & Power (LADWP) in association with the Design-Build-Finance Agreement for the Mission Solar Project for a total not to exceed cost of \$13,000.

Background: In order to meet utility company requirements for Los Angeles Mission College to generate its own electricity from solar power, special electric metering equipment and telemetry systems will be provided and installed by LADWP. The total not to exceed cost for this work is anticipated to be \$13,000. Funding is through Measure J Bond Proceeds. Mission Solar Project at Child Development Center, Parking Structure A, & Health and PE, Fitness Center 40J.5401.02.03. Design and Construction Phases.

5. Authorize Payment from Bond Funds for Participation in Utility Company Solar Energy Incentives Programs

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

Authorize the payment from Bond Funds for the payment of Reservation Request Deposits to be made to LADWP. These costs are to establish eligibility for the District to receive money from LADWP's Solar Incentive Program. The arrangement is in association with the Design-Build-Finance Agreement for the Mission Solar Project. The total not to exceed cost is \$15,000.

Background: This request to authorize payment from Bond Funds is needed to pay Reservation Request Deposits to LADWP at the appropriate point in development of the project. The project will be built and completed through a Design-Build-Finance Agreement with 3RS.

The Solar Incentive Program was established by LADWP to encourage the development of renewable photovoltaic energy production projects. To be eligible for receipt of the incentive, participants must pay a reservation deposit to "hold" their place in the Solar Incentive Program. At this time, the cost of the deposit is established at .05% of the anticipated incentive to be received. The deposits will be refunded to the District along with the Solar Incentive payments when the photovoltaic projects are complete and working. Funding is through Measure J Bond Proceeds. Mission Solar Project at Child Development Center, Parking Structure A, & Health and PE, Fitness Center 40J.5401.02.03. Design and Construction Phases.

6. Authorize Operation and Maintenance Agreement

Authorize a resolution (set forth in Attachment 1) approving the District's entry into and performance under an Operation & Maintenance Agreement with Equipment Owner for the Mission Solar Project (the O&M Agreement).

Background: Under the O&M Agreement, Equipment Owner will operate and maintain the Mission Solar Project for the District and guarantee that the Mission Solar Project will produce and deliver a certain amount of energy each year. The output guarantee decreases by 0.5% each year that the Mission Solar Project is operating. In exchange for Equipment Owner's services and output guarantee, the District will pay Equipment Owner \$.03 per kilowatt hour in the first year (for a total contract price of \$46,274). This price will be increased by 2.0% each year. The price is paid in quarterly installments.

The O&M Agreement will have a 20 year term starting on the date that the Mission Solar Project reaches commercial operation (Mission Solar Project has been "placed in service" and is delivering energy to the District). Funding

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

is through non-Bond proceeds. Campus Modernization Phase III 34M.5421.03. Design and Construction Phases.

7. Authorize Site Lease to RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner)

Authorize a resolution (set forth in Attachment 1) approving the District's entry into and performance under a Site Lease with RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner).

Background: Under the Site Lease, the District will lease the land for the Mission Solar Project to Equipment Owner. The Site Lease will have a 35 year term that ends early if the District exercises the Buy-Out Option under the Master Equipment Lease (discussed above).

Equipment Owner will pay the District annual rent in an amount equal to \$1.00. If Equipment Owner exercises its right under the Master Equipment Lease or the Site Lease to operate the project in place of the District after a breach by the District, the rent increases to the fair market value of the property. This price is not part of the financial transaction.

The Assignment Agreement, Master Equipment Lease and Site Lease (the "RGD-ENF Documents") will be signed along with the Design-Build-Finance Agreement and O&M Agreement; however, the District's and Equipment Owner's obligations under the RGD-ENF Documents are subject to several conditions, including completion of the project, and Equipment Owner's review of the Mission Solar Project's engineering and financial matters relating to the tax grants. Funding is through non-Bond proceeds. Funding is through non-Bond proceeds. Campus Modernization Phase III 34M.5421.03. Design and Construction Phases.

8. Authorize Tax Indemnity Agreement

Authorize a resolution (set forth in Attachment 1) approving the District's entry into a Tax Indemnity Agreement with RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation (Equipment Owner) in connection with the proceeds of the federal cash grant that the Mission Solar Project expects to receive.

Background: While the District is confident that the full expected amount of the US Treasury Cash Grant will be obtained within 60 days after the application is submitted, there is no guaranty of this. RGD Energies, Inc. and Enfinity America Corporation (as managing members and affiliates of

Board of Trustees

Los Angeles Community College District

Com. No. FPD2	Division FACILITIES PLANNING AND DEVELOPMENT	Date: December 1, 2010
---------------	--	------------------------

Equipment Owner) have required that the District provide an indemnity against adverse tax impacts associated with a delay or failure to receive the expected amount of the grant.

The District will agree to indemnify Equipment Owner against certain adverse United States federal, state and local income tax consequences, including those associated with the delay in receiving, or failure to obtain the expected amounts of, the federal cash grant in respect of the Mission Solar Project.

**RESOLUTION OF THE BOARD OF TRUSTEES
OF THE LOS ANGELES COMMUNITY COLLEGE DISTRICT
AUTHORIZING FINDINGS REGARDING LOS ANGELES MISSION COLLEGE
PHOTOVOLTAIC SOLAR ENERGY SYSTEM**

WHEREAS, it is the policy of the State of California and the intent of the State Legislature to promote all feasible means of energy conservation and all feasible uses of alternative energy supply sources; and

WHEREAS, the Los Angeles Community College District (the "District") desires to reduce the steadily rising costs of meeting the energy needs at its college campuses; and

WHEREAS, in furtherance of the foregoing desire, the District is entering into a design-build-finance agreement (the "Design-Build-Finance Agreement") with 3rd Rock Systems & Technologies, Inc. ("3RS") for the development and construction of a 1,120 kWdc photovoltaic solar energy system at Los Angeles Mission College (the "Mission Solar Project");

WHEREAS, pursuant to Government Code Section 5956, the District may subsequently assign the finance component of this agreement to a bank or other finance company to allow the utilization of private investment capital;

WHEREAS, in connection with financing the payments required under the Design-Build-Finance Agreement, the District desires to enter into an assignment agreement (the "Assignment Agreement") with RGD-ENF Solar I, LLC, an affiliate of RGD Energies, Inc. and Enfinity America Corporation ("Equipment Owner");

WHEREAS, in connection with the transactions contemplated by the Design-Build-Finance Agreement and the Assignment Agreement, the District, as lessee, desires to enter into a master equipment lease agreement (the "Master Equipment Lease Agreement") with Equipment Owner, as lessor;

WHEREAS, also in connection with the transactions contemplated by the Design-Build-Finance Agreement and the Assignment Agreement, the District desires to enter into (i) a site lease agreement (the "Site Lease Agreement") with Equipment Owner, (ii) an operations and maintenance agreement (the "O&M Agreement") with Equipment Owner, (iii) a security agreement (the "Security Agreement") with Equipment Owner, (iv) an escrow agreement (the "Escrow Agreement"), with an escrow agent and Equipment Owner, and (v) any other related documents for the Mission Solar Project;

WHEREAS, pursuant to transactions contemplated by the Assignment Agreement and the Master Equipment Lease Agreement, District will assign to Equipment Owner all of the District's rights under the Design-Build-Finance Agreement for the Mission Solar Project, as well as the right to receive the US Treasury Cash Grant in Lieu of Tax Credit Program under the American Recovery and Reinvestment Act of 2009 (the "Treasury Cash Grant");

WHEREAS, after the Mission Solar Project is “placed in service,” Equipment Owner (with cooperation from the District) will apply for the Treasury Cash Grant for the Mission Solar Project;

WHEREAS, the Treasury Cash Grant for a solar project is expected to be funded within sixty (60) days after the application is submitted; however, there is no guaranty as to the receiving the full amount or the timing of Treasury Cash Grant for the Mission Solar Project; and

WHEREAS, RGD Energies, Inc. and Enfinity America Corporation (as managing members and affiliates of Equipment Owner) have required that the District provide an indemnity on an after-tax basis against adverse tax impacts associated with a delay or failure to receive the expected amount of the grant.

NOW, THEREFORE,

The Board of Trustees of the Los Angeles Community College District (the “Board”) does hereby resolve, determine, find and order as follows:

a. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under the Assignment Agreement pursuant to which, prior to completion of the Mission Solar Project, the District will assign to Equipment Owner substantially all of the District’s rights under the Design-Build-Finance Agreement (therefore the right to obtain title to the Mission Solar Project), and all of the District’s obligations to pay the Contract Price (as defined in the Design-Build Finance Agreement), all on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor’s execution thereof on behalf of the District, but which terms and conditions shall include a refund to the District for all portions of the Contract Price the District has already paid.

b. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under the Master Equipment Lease and Security Agreement between the District and Equipment Owner, on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor’s execution thereof on behalf of the District, but the material terms and conditions of which are as follows:

1. Term: Term of the Master Equipment Lease shall not exceed twenty (20) years;
2. Rent: The District will make lease payments (allocated pursuant to Section 467 of the Internal Revenue Code) that do not exceed a prepaid amount of \$1,510,800 and an annual lease payment of \$141,200;
3. Buy-Out Option: The District will be entitled to purchase the Mission Solar Project on or around the sixth (6th) anniversary of the Placed-in-Service date

(pursuant to Sections 48 and 168 of the Internal Revenue Code) of the Mission Solar Project and at the end of term; and

4. Use in Place: Unless the District has exercised its buy-out option, upon expiration, or termination due to the District's breach, of the Master Equipment Lease, Equipment Owner may elect to continue to operate the Mission Solar Project. If Equipment Owner so elects, the District will receive rent under the Site Lease and fair market value from the Equipment Owner for any utilities, support, or other services it provides.

c. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under the Site Lease pursuant to which Equipment Owner will lease the sites in order to complete construction, and own, operate, and maintain the Mission Solar Project on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor's execution thereof on behalf of the District, but which terms and conditions shall include:

1. A term that does not exceed thirty-five (35) years; and
2. Rent payable to the District in the amount of not less than \$1.00 per year.

d. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under the O&M Agreement on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor's execution thereof on behalf of the District, but which terms and conditions shall include the following:

1. Equipment Owner will operate and maintain the Mission Solar Project and provide an output guarantee (collectively, the "O&M Services");
2. Except as authorized by the Chancellor, the term of the O&M Agreement shall not exceed the twentieth (20th) anniversary of the Commercial Operation Date of the Mission Solar Project (as defined in the O&M Agreement); and
3. The price for the O&M Services for the Mission Solar Project shall not exceed \$.03 per kilowatt hour in the first contract year (resulting in the total contract price of \$46,274 for the first year of a 20 year contract), plus an annual escalation of 2.0% thereafter.

e. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under the Escrow Agreement on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor's execution thereof on behalf of the District.

f. The Board hereby authorizes the District to, pursuant to applicable law, enter into and perform its obligations under a tax indemnity agreement with Equipment Owner (the "RGD-ENF Tax Indemnity Agreement") pursuant to which the District will agree to indemnify

Equipment Owner against certain adverse United States federal, state and local income tax consequences, including those associated with the delay in receiving, or failure to obtain the expected amounts of, the Treasury Cash Grant in respect of the Mission Solar Project, which RGD-ENF Tax Indemnity Agreement shall be on terms and conditions satisfactory to the Chancellor, which may be evidenced by the Chancellor's execution thereof on behalf of the District.

g. The Board hereby authorizes the Chancellor, Deputy Chancellor, Chief Financial Officer/Treasurer, Executive Director of Facilities Planning and Development and General Counsel and/or any individuals designated by any of the foregoing persons (collectively, "Authorized Persons"), in the name and on behalf of the District, to: attest to any and all documents, certificates and notices required or contemplated by, or necessary or desirable in connection with, any of the transactions contemplated by the foregoing resolutions related to the Mission Solar Projects (the "Transactions"); enter into, execute, deliver and file any and all documents and agreements in connection with any of the Transactions, as contemplated thereunder and such other documents and instruments required or deemed desirable in connection with the Transactions and the foregoing authorizations; and pay any additional fees or expenses incurred in furtherance of the Transactions.

h. The Board hereby affirms and ratify all acts and things heretofore done or hereafter taken by the District and any Authorized Person in furtherance of the Transactions in all respects.

[Signatures follow.]

IN WITNESS of the passage of the foregoing resolution, as prescribed by law, we the members of said Board of Trustees, present and voting thereon, have hereunto set our hands this 17th day of November, 2010.

Member, Board of Trustees

Member, Board of Trustees

Member, Board of Trustees

Member, Board of Trustees

Member, Board of Trustees

Member, Board of Trustees

President, Board of Trustees

CLERK'S CERTIFICATE

I, _____, Clerk of the Board of Trustees of the Los Angeles Community College District, hereby certify that the foregoing is a full, true and correct copy of a resolution adopted at a regular meeting place thereof on the 17th day of November, 2010, of which meeting all of the members of said Board of Trustees had due notice and at which a majority thereof were present, and that at said meeting said resolution was adopted by the following vote:

AYES:

NOES:

ABSENT:

An agenda of said meeting was posted at least 72 hours before said meeting at the District Board Room, located at 770 Wilshire Boulevard, Los Angeles, California, a location freely accessible to members of the public, and a brief general description of said resolution appeared on said agenda.

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in my office; that the foregoing resolution is a full, true and correct copy of the original resolution adopted at said board meeting and entered in said minutes; and that said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: _____, 2010

Clerk of the Board of Trustees of the
Los Angeles Community College District

RESOURCE DOCUMENT TO BSD1

Division: Business Services

Subject: **BACKUP TO RATIFICATIONS (BSD1) FOR BUSINESS SERVICES**

The following ratification items are presented for approval as part of the Business Services routine report for December 1, 2010.

- A. Purchase Orders issued as indicated. These are orders issued on campus for purchase not to exceed \$78,500 each.
- B. Agreements for Art Modeling Services.
- C. Agreements for Musician Services.
- D. Agreements for Athletic Officiating Services.
- E. **SERVICE AGREEMENTS**

- 4500149327 Districtwide. Correct the start date to November 8, 2010, as ratified by the Board of Trustees, for agreement with the California Conservation Corps to provide case management, community outreach, and recruitment services to unemployed and/or dislocated workers, coordination of training workshops and seminars, job placement for trained participants, and reporting of performance outcomes in the District's Green Jobs Corps programs offered through the Office of Economic and Workforce Development, and funded through a Pathways Out of Poverty grant from the American Recovery and Reinvestment Act of 2009, via the U.S. Department of Labor.
- 4500131703 East. Amendment to extend agreement with Virginia Ikkanda-Suddith to provide assessment of the strategic plan for the College's Institutional Development Department from July 1, 2010 to June 30, 2011, inclusive, for the second year of the agreement. No additional cost.
- 4500137680 East. Amendment to renew agreement with News Publishers Press to provide printing services for the campus newspaper, increasing the total contract amount from \$30,000 to \$48,000 from August 31, 2010 to August 30, 2011, inclusive, for the second year of the agreement. Total additional cost: \$18,000.
- 4500119150 Harbor. Amendment to extend agreement with News-Type Service to provide printing services for the college newspaper, increasing the total contract amount from \$45,000 to \$48,012 from July 1, 2010 to October 5, 2010, inclusive. Total additional cost: \$3,012.
- 4500152410 Mission, Pierce & Valley. Agreement with Allied Waste Services for waste hauling and disposal services during

the period November 1, 2010 to April 30, 2011, inclusive. Total cost: \$50,000.

- 4500116228 Pierce. Amendment to renew agreement with Southern California Marine Institute for use of a research vessel to conduct Biology and Oceanography classes, increasing the total contract amount from \$17,994 to \$26,534 from September 1, 2010 to August 31, 2011, inclusive, for the third year of the agreement. Total additional cost: \$8,540.
- 4500152656 Southwest. Agreement with Thinklogic to provide hosting and maintenance services for the college website during the period July 1, 2010 to June 30, 2011, inclusive. Total cost: \$2,340.
- 4500138139 Valley. Amendment to extend agreement with Lisa Didonato to provide consulting and evaluation review, report on attainment of goals, objectives, outcomes, and make process recommendations for the Basic Skills Initiative grant, increasing the total contract amount from \$27,000 to \$39,000 from January 1, 2010 to June 30, 2011, inclusive. Total additional cost: \$12,000.
- 4500152829 Valley. Agreement with AAR Security to provide alarm monitoring services for various alarm systems located through out the campus during the period July 1, 2010 to June 30, 2011, inclusive. Total cost: \$6,210.

F. MAINTENANCE AGREEMENTS

- 4500152763 City. Agreement with Netsecure Corporation to provide maintenance services for CISCO systems and network core devices during the period September 14, 2010 to September 13, 2011, inclusive. Total cost: \$9,001.
- 4500152785 City. Agreement with Impres Technology Solutions, Inc. to provide technical support and software upgrades for 1500 licenses of the client management suite 7.0 during the period August 30, 2010 to August 29, 2011, inclusive. Total cost: \$13,640.
- 4500136543 East. Amendment to renew agreement with Gold Star Technology to provide maintenance services for the Dell Servers located in the Information Technology Department, increasing the total contract amount from \$36,000 to \$73,030 from August 1, 2010 to July 30, 2011, inclusive, for the second year of the agreement. Total additional cost: \$37,030.
- 4500129496 Harbor. Amendment to agreement with IBE Digital to provide maintenance services for a Konica Minolta Bizhub 7045 - a loaner copier which replaces the original copier located in the library during the period July 1, 2010 to June 30, 2011, inclusive. Total additional cost: \$850.

4500132833 Harbor. Amendment to agreement with IBE Digital to delete Konica Minolta Di351 copier located in the Presidents Office and to provide maintenance services for a Ricoh Aficio copier located in Administrative Services and a Canon IR2200 copier located in Plant Facilities, decreasing the total contract amount from \$4,489 to \$1,703 from July 1, 2010 to June 30, 2012, inclusive, for the second and third year of the agreement. Total decreased cost: \$2,786.

4500100132 Mission. Amendment to renew agreement Sequoia Retail Systems for maintenance of Point of Sale software and equipment for the College Bookstore, increasing the total contract amount from \$27,350 to \$38,461 from July 1, 2010 to June 30, 2011, inclusive, for the fourth year of the agreement. Total additional cost: \$11,111.

G. LEASE AGREEMENT

4500152786 West. Agreement with MailFinance, Inc. for lease and maintenance of a Hasler mail metering system, to be provided by Priority Mailing Systems, for a 60-month period beginning December 2, 2010 or the actual date of delivery, whichever is later. Total cost: \$33,455.

H. SPECIAL GRANT FUNDED AGREEMENTS

4500104687 City. Amendment to renew agreement with the Los Angeles Unified School District for that agency to fund the Gear-Up/Project Higher Learning program, increasing the total contract amount from \$318,658 to \$435,487 from September 1, 2010 to August 31, 2011, inclusive, for the fourth year of the agreement. Total additional expense: \$116,829.

4500139750 City. Amendment 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 \$282,055 to \$572,571 from September 1, 2010 to August 31, 2011, inclusive, for the second year of the agreement. Total additional expense: \$290,516.

4500152712 City. Agreement with the United States Department of Education for that agency to fund the Upward Bound Program for Fairfax and Manual Arts High Schools during the period September 1, 2010 to August 31, 2011, inclusive. Total expense: \$339,332.

4500152718 City. Agreement with the Community College Foundation for that agency to fund the Partnering for Safety and Permanence – Model Approach to Partnership in

- Parenting Training Program during the period August 1, 2010 to July 31, 2011, inclusive. Total expense: \$22,500.
- 4500152719 City. Agreement with the United States Department of Education for that agency to fund the Upward Bound Program for Belmont and Hollywood High Schools during the period September 1, 2010 to August 31, 2011, inclusive. Total expense: \$250,000.
- 4500096662 Mission. Amendment to agreement with Foundation for California Community Colleges for that agency to fund the Youth Empowerment Strategies for Success Program, increasing the total contract amount from \$545,741 to \$550,629 for the current agreement ending June 30, 2011. Total additional expense: \$4,888.
- 4500152827 Mission. Agreement with State of California Employment Development Department, Workforce Services Division for that agency to fund the Summer Bridge First Year Experience Program, to prepare 63 disadvantaged youth and adults for careers in teaching, as well as for employment in the afterschool workforce, during the period July 1, 2010 to March 31, 2012, inclusive. Total expense: \$490,230.
- 4500152666 Southwest. Agreement with the Mount San Antonio College for that agency to fund the Career Technical Education – Perkins IB Child Development/Early Childhood Education Train-the-Trainer grant during the period August 15, 2010 to June 30, 2011, inclusive. Total expense: \$45,000.
- 4500152667 Southwest. Agreement with the California Community Colleges Chancellor's Office for that agency to fund the Nursing Enrollment Growth and Retention for Registered Nursing Education Program during the period July 1, 2010 to June 30, 2011, inclusive. Total expense: \$118,187.
- 4500152668 Southwest. Agreement with the United States Department of Education for that agency to fund the Scholars Program for disadvantaged and low-income students during the period September 1, 2010 to August 31, 2011, inclusive. Total expense: \$220,000.

I. SHORT TERM AGREEMENTS PREPARED AT SITE LOCATIONS FOR SERVICES, LEASE & LEASE PURCHASE OF EQUIPMENT, AND LEASE OF FACILITIES \$5,000 OR LESS PER YEAR

- 4500152793 District Office. Agreement with Standard Register for license, including system support and maintenance, of its copyrighted LUE-LITE LinkUp Enterprise 6.0 master disc, LinkUp 5 Batch printing module, and printer software systems for the Office of Information Technology, during

the period November 28, 2010 to November 27, 2011, inclusive. Total cost: \$2,462.

- 4500152891 District Office. Agreement with H. L. Moe Co., Inc. to provide a videotape inspection and clearance of a drain line at the Van De Kamp Innovation Campus that indicated the blockage of this line is from residual plaster from a tiling job that was dumped into the drain and clogged the line, during the period October 12, 2010 to October 19, 2010, inclusive. Total cost: \$950.
- 4500151771 East. Agreement with Learning Express to provide Job and Career Accelerator license for the College during the period February 1, 2010 to June 30, 2011, inclusive. Total cost: \$300.
- 4500152055 East. Agreement with Xerox Corporation to provide maintenance for a CC45H copier located in the Admissions Office during the period July 1, 2010 to June 30, 2011, inclusive. Total cost: \$2,490.
- 4500152060 East. Agreement with Xerox Corporation to provide maintenance for a WCM20i copier located in the Enrollment Center during the period July 1, 2010 to June 30, 2011, inclusive. Total cost: \$900.
- 4500152063 East. Agreement with Scrip Safe Security to provide Diplomas on Demand software used by the College during the period November 1, 2010 to October 31, 2011, inclusive. Total cost: \$450.
- 4500152144 East. No-cost agreement with Springshare, Inc., to provide Library Guides software license used by the College during the period January 1, 2011 to December 31, 2011, inclusive.
- 4500152336 Mission. Agreement with Elsa Rojas to conduct workshops on the topics of managing your wellness, and children's behavior for the Foster Kinship Care Education Program participants during the period October 22, 2010 to June 30, 2011, inclusive. Total cost: \$770.
- 4500152338 Mission. Agreement with Paul Perales to conduct workshops on the topics of financial planning, careers and job search for the Youth Empowerment Strategies for Success – Los Angeles Program participants during the period October 15, 2010 to June 30, 2011, inclusive. Total cost: \$2,060.
- 4500152709 Mission. Agreement with Laurel Canyon Stages for rental of facility for the Cross Fade Student Video and Animation Festival 2010 for the Tech-Prep Career Technical Education Community Collaborative grant on December 11, 2010. Total cost: \$2,000.

- 4500152744 Mission. Agreement with So Cal Office Technologies for maintenance of a Konica Bizhub 350 copier in the Student Services Department during the period November 1, 2010 to June 30, 2011, inclusive. Total cost: \$450.
- 4500152835 Mission. Agreement with Jason Oliver to provide industry specific content for two Environmental Design courses in alignment with industry standards for the Certificate in Field Techniques for the Career Technical Education Collaborative Environmental Technology Program during the period October 1, 2010 to December 31, 2010, inclusive. Total cost: \$1,500.
- 4500152345 Valley. Agreement with Social & Public Art Resource Center to providing informational tour of the Great Wall of Los Angeles for the Upward Bound Program participants on September 11, 2010. Total cost: \$150.
- 4500152784 Valley. Agreement with Mark Perry Weber to conduct Karate classes for the Community Services Department during the period January 1, 2011 to December 31, 2011, inclusive. Total cost: \$1,680.

J. SETTLEMENT OF CLAIMS

- 09/10:26 West. Settlement of claim in the amount of \$10,000.
 10/11:14 Pierce. Settlement of claim in the amount of \$520.
 BC429020 City. Settlement of claim in the amount of \$40,000.

RESOURCE DOCUMENT TO FPD1

I. **AUTHORIZE PROFESSIONAL SERVICES AGREEMENTS**

A. Action

Authorize an agreement with P2S Engineering to provide mechanical, electrical, plumbing, and telecommunication 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 December 2, 2010 through December 1, 2012 at a cost not to exceed \$50,000 inclusive of eligible reimbursable expenses.

Background

P2S Engineering has been selected from the list of pre-qualified consultants to provide the identified services under individual task orders to be issued by the College Project Manager as needed. The current need is to engineer the information technology infrastructure for the college's Information Technology Infrastructure - Academic Network Integrated Backbone project. 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 \$2,253,811. Other projects include the Infrastructure Upgrade project at Los Angeles Harbor College and the Building C – Space Heating project at Los Angeles Trade-Technical 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 along with non-Bond funds. Projects to be determined on an as-needed basis. All Phases.

B. Action

Authorize a District-wide Task Order based agreement with United Inspection & Testing to provide Materials Testing and Specialty Inspection services. The agreement is proposed to be in effect from December 2, 2010 to December 2, 2013. Individual Task Order assignments will be made on an as-needed basis issued incrementally at the direction of the College Project Manager. The not to exceed cost is \$1,000,000 inclusive of reimbursable expenses.

Background

The Facilities Planning and Development Department proposes this agreement with United Inspection & Testing, selected from the list of pre-qualified consultants, to expand the choices of companies available for the provision of Materials Testing and Inspection services on a Task Order basis. Typical services to be provided include the testing of the durability and strength of building materials - including concrete, steel, certain coatings, and asphalt among others. Provision of the identified services are needed to meet the increased level of construction activity District-wide.

Award History

This agreement represents the first awarded to this company through the Bond Program.

Funding and Development Phase

The fee is within the Design and Specialty Consultant Fee Guidelines. Funding is through Proposition A/AA and Measure J Bond proceeds along with non-Bond funds. Specific assignments to be determined on an as-needed basis. Construction Phase.

C. Action

Authorize an agreement with Jacobs Engineering, Inc. to provide commissioning services for the New Education Building, Central Plant, and Bakery Building projects at the LACCD Van De Kamp Innovation Center from December 2, 2010 through December 31, 2011 at a cost not to exceed \$53,800, inclusive of eligible reimbursable expenses.

Background

Jacobs Engineering, Inc. has been selected from the list of pre-qualified consultants to provide the above services.

Award History

This agreement represents the twenty-sixth awarded to this company through the Bond Program and a cumulative original award total of \$6,855,168. Other projects include the Child Development Center at Los Angeles Harbor College and the Maintenance & Operations Facility at Pierce College.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Central Plant Building 21N.8118.02, New Education Building 21N.8115.02, Bakery Building 21N.8120.03. Construction Phase.

II. **AUTHORIZE AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT**

Action

Authorize Amendment No. 3 to Agreement No. 50120 with Inici Group to provide additional Whole Building Commissioning Services for Measure J Projects District-Wide on a Task Order basis from December 2, 2010 through January 14, 2014 at a cost not to exceed \$5,620,205 inclusive of eligible reimbursable expenses.

Inclusive of this amendment, the total amount of this agreement is \$11,845,000.

Background

This agreement was authorized by the Board of Trustees on January 14, 2009 (Com. No. FDP1). This company was retained originally to provide Whole Building Commissioning Oversight and Standards. The Inici Group was originally selected for this work after a review was conducted of all firms in California that might have the capability to do Whole Building Commissioning. The review process determined that no California firm offered Whole Building Commissioning services in the manner required for the LACCD Sustainable Building Program. A subsequent broader review determined that the Inici Group had the needed capability. The scope of work identified in the original agreement and continued through the approval of subsequent Amendment No. 1 included the development of Whole Building Commissioning standards and procedures in addition to providing Whole Building Commissioning services available to all colleges. This proposed Amendment No. 2 to the agreement provides for continued campus Whole Building Commissioning services District-

Wide for three additional years of service. The total term of the agreement will be for five years with this amendment.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Specific project assignments to be made on an as-needed basis. All Phases.

III. AUTHORIZE ADOPTION OF CONSTRUCTION PLANS AND SPECIFICATIONS

Action

Authorize the adoption of plans and specifications for the Health Career Center project at 1055 Corporate Center Drive – a part of East Los Angeles College. This project was reviewed and approved by the Infrastructure Committee on March 10, 2010.

Background

In accordance with Public Contract Code Section 22039, the Board of Trustees shall adopt the construction plans and specifications for projects over \$125,000 in value prior to bidding construction work. The project plans and specifications have been designed and developed by a licensed architect and reviewed by the LACCD Facilities Planning and Development Executive Director or designee, the College Project Manager and the Program Manager.

Funding and Development Phase

Funding is through Measure J Bond Proceeds. Health Career Center 32E.5232.02. Bid Phase.

IV. RATIFY CONSTRUCTION CONTRACTS

Action

Ratify a contract with Valley Crest Tree Care Services a Division of Valley Crest Landscape Companies to provide general construction - tree removal services for the Stadium Modernization – Phase I (East End Terrace) project at East Los Angeles College at a cost of \$4,081.

Background

Construction of the East End Terrace project at the college stadium requires excavation of the site followed by the installation of a structural foundation. Four palm trees at this location were identified to be replaced at 2:1 ratio at an appropriate location at the college using California native trees. Valley Crest Tree Care Services provided the lowest responsible quote from among three (3) written quotes requested and two received ranging from \$4,081 to \$8,640 for the removal of the four identified palm trees.

Award History

This contract represents the first awarded to Valley Crest Tree Care Services through the Bond Program.

Funding and Development Phase

Funding is through Measure J Bond proceeds. Stadium Modernization – Phase I (East End Terrace) 32E.5215.03. Construction Phase.

V. **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 Change Orders to the construction contracts shown in the table on the following page for additional construction services at the listed colleges for the amounts indicated:

PROJECT NAME & LOCATION and PROJECT NUMBER	CONTRACTOR NAME and CONTRACT NUMBER	ORIGINAL CONTRACT COST	CHANGE ORDER NO., COST, and CUMULATIVE PERCENT CHANGES	PURPOSE
Franklin Hall Modernization City 31C.5109.03	USS Cal Builders No. 32765	\$1,392,000	CO No.4 for \$49,763. 9.98%	Request from the college to install wireless access points and install additional infrastructure consistent with a design revision.
Center for the Sciences – Hardscape, Landscape, and Site Work contract Pierce 15P.7501.02	Sinanian Development, Inc. No. 32855	\$697,000	CO No.1 for \$68,735. 9.86%	Request from the college to revise the parking stalls to accommodate handicap parking, and re-route sewer lines.
Child Development Center – Playground Pierce 05P.6509.02, 15P.7509.02	GMX Construction, Inc. No. 32767	\$462,500	CO No. 2 for \$12,235 9.22%	Request from the college to connect power and water to the courtyard, and rearrange the playground equipment layout. Final Change Order No. 3 is shown later in this report along with the request to authorize acceptance of the completion of this contract.
Cox Building – Elevator Modernization Southwest 36S.5607.03.08	C.G. Construction, Inc. No. 32592	\$684,750	CO No. 1 for \$20,940 3.06%	Revise circuits to the elevator in compliance to state code requirements.
Library and Academic Resource Center Valley 08V.6802.02	JD Diffenbaugh, Inc. No. 32407	\$17,979,397	CO No. 2 for \$76,006 .87%	Request from the college for an expansion of scope to remove additional paving and relocate utilities.

Allied Health and Science Center – Audio Visual System Valley 08V.6803.02	Audio Associates of San Diego No. 31640	\$634,473	CO No. 1 for \$40,700 6.41%	Request from the college to install cameras and recording system for teaching purposes in the Nursing Department.
---	--	-----------	-----------------------------------	---

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

Projects are funded through Proposition A/AA and/or Measure J Bond proceeds.
Construction Phase.

VI. RATIFY CHANGE ORDER AND AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACT

A. Action

Authorize the following actions to Contract No. 32645 with PIMA Corporation for the Temporary Facilities - New CPM Trailer project at Pierce College:

1. Ratify Change Order No. 2 for additional construction services at a cost of \$4,421; and
2. Authorize Acceptance of Completion of Contract with a substantial completion date of February 15, 2010.

The total cost of this contract including this change order was \$426,733.

Background

This contract was authorized by the Board of Trustees on October 7, 2009 (Com. No. FPD1). This final change order was due to a request from the college to remove asphalt paving and unusable concrete planters. This change order represents 1.14% of the original contract value of \$388,150. Change orders to date represent 9.94%.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Temporary Facilities - New CPM Trailer 40J.5555.05. Construction Phase.

B. Action

Authorize the following actions to Contract No. 32767 with GMX Construction, Inc. for the Child Development Center - Playground project at Pierce College:

1. Ratify Change Order No. 3 for additional construction services at a cost of \$3,294.
2. Authorize Acceptance of Completion of Contract with a substantial completion date of June 7, 2010.

The total cost of this contract including this change order was \$508,418.

Background

This contract was authorized by the Board of Trustees on January 27, 2010 (Com. No. FPD1). This final change order was due to a request from the college to provide an electrical outlet at the concrete bench in the playground. This change order represents 0.71% of the original contract value of \$462,500. Change orders to date represent 9.93%.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Child Development Center - Playground 15P.7509.02. Construction Phase.

VII. AUTHORIZE ACCEPTANCE OF COMPLETION OF CONSTRUCTION CONTRACT

A. Action

Authorize Acceptance of Completion of Contract No. 32707 with W&N Luxor Construction, Inc. to provide general construction services for the Food Lab Upgrade project at Los Angeles City College with a substantial completion date of March 15, 2010.

The total cost of this project was \$542,215.

Background

This contract was authorized by the Board of Trustees on November 18, 2009 (Com. No. FPD1). The Food Lab Upgrade project is located on the second floor of the Cesar Chavez Administration Building.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond Proceeds. Food Lab Upgrade 01C.6143.03, 31C.5143.03. Construction Phase.

B. Action

Authorize Acceptance of Completion of Contract No. 32927 with Blue Fields Construction to provide general construction services - installation services for the Engineering Building (HVAC Upgrade) project at Los Angeles Valley College with a substantial completion date of September 1, 2010.

The total cost of this project was \$17,100

Background

This contract was authorized by the Board of Trustees on April 28, 2010 (Com. No. FPD1).

Funding and Development Phase

Funding is through Proposition A/AA Bond proceeds. Engineering Building (HVAC Upgrade) 18V.7814.03. Construction Phase.

C. Action

Authorize Acceptance of Completion of Contract No. 32819 with C.T. Georgiou Painting Co. to provide general construction services for the Bakery Building project at the LACCD Van De Kamp Innovation Center with a substantial completion date of June 14, 2010.

The total cost of this project was \$23,290

Background

This contract was authorized by the Board of Trustees on February 10, 2010 (Com. No. FPD1).

Funding and Development Phase

Funding is through Measure J Bond proceeds. Bakery Building 21N.8120.03, 31N.5120.03. Construction Phase.

D. Action

Authorize Acceptance of Completion of Contract No. 32678 with Innovative Fence to provide general construction services for the New Education Building project at the LACCD Van De Kamp Innovation Center with a substantial completion date of June 14, 2010.

The total cost of this project was \$19,800.

Background

This contract was authorized by the Board of Trustees on October 7, 2009 (Com. No. FPD1).

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. New Education Building 21N.8115.02, 31N.5115.02. Construction Phase.

VIII. RATIFY AMENDMENT AND AUTHORIZE ACCEPTANCE OF COMPLETION OF DESIGN-BUILD AGREEMENT

Action

Authorize the following actions to Design-Build Agreement No. 32474 with Pankow Special Projects for the Retro-Commissioning Upgrades project at Los Angeles City College and at Los Angeles Valley College:

1. Ratify Amendment No. 2 with Pankow Special Projects for additional Design-Build services at a cost of \$600,247; and
2. Authorize Acceptance of Completion of the Design-Build Agreement with the following substantial completion dates:

- a. Retro-Commissioning Upgrades project at Los Angeles City College - September 8, 2010.
- b. Retro-Commissioning Upgrades project at Los Angeles Valley College - October 12, 2010.

Inclusive of this Amendment, the total cost of this Design-Build agreement is \$5,503,342.

Background

This agreement was authorized by the Board of Trustees on May 27, 2009 (Com. No. FPD1).

Amendment No. 2 to this Design-Build Agreement is needed to accommodate an expanded project scope including building improvements related to the heating, ventilation, air conditioning (HVAC) systems and the electrical, fire/life safety and plumbing systems. Amendment No. 2 represents Change Order No. 2.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Retro-Commissioning Upgrades 31C.5157.03 (\$65,843), 08V.6803.02 (\$534,404). Design and Construction Phases.

IX. AUTHORIZE PURCHASE ORDERS

A. Action

Pursuant to Public Contract Code 20653, a) find it is in the best interest of the District to procure under the authority of McMurray Stern/CMAS No. 4-09-71-0021E, and b) authorize the purchase of cabinets for the Family Resource Center which is part of the Child Development Center project at Los Angeles Valley College at a cost of \$5,709. If applicable, all sales tax shall be paid.

Background

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

Funding and Development Phase

Funding is through Proposition A/AA Bond proceeds. Child Development Center 08V.6831.02. Construction Phase.

B. Action

Authorize a purchase order with Assembly Supplies, Co. to provide mailroom equipment for the College Services Building (CSB) Mailroom Relocation project at Pierce College at a cost of \$5,361. If applicable, all sales tax shall be paid.

Background

Assembly Supplies, Co. provided the low quote from among three (3) written quotes ranging from \$5,361 to \$5,426. Delivery and set up are included.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. CSB Mailroom Relocation 35P.5535.03.01. Construction Phase.

C. Action

Authorize a purchase order with TEL-Atomic, Inc. to provide advanced nuclear spectroscopy systems and isotope generators for classroom study of nuclear physics for the Center for the Sciences project at Pierce College at a cost of \$41,124. If applicable, all sales tax shall be paid.

Background

TEL-Atomic, Inc. provided the low quote from among three (3) written quotes ranging from \$41,124 to \$48,214. Delivery and set up are included. The spectroscopy systems and isotope generators will be used by students in the classroom during experiments to examine nuclear spectra and measure nuclear half lives as part of the college's nuclear physics program.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Center for the Sciences 15P.7501.02. Construction Phase.

D. Action

Pursuant to California Public Contract Code 20653, a) find it is in the best interest of the District to procure under the authority of the County of Los Angeles Internal Services Department Master Agreement, Canon Contract No. 42661, and b) authorize the purchase of five Canon multifunction printers for the Center for the Sciences project at Pierce College at a cost of \$7,335. If applicable, all sales tax shall be paid.

Background

LACCD is authorized to utilize the County of Los Angeles Internal Service Department Master Agreement, Canon Contract No. 42661. Delivery, setup, and warranty are included.

Funding and Development Phase

Funding is through Proposition A/AA Bond proceeds. Center for the Sciences 15P.7501.02. Construction Phase.

E. Action

Pursuant to Public Contract Code 20653, a) find it is in the best interest of the District to procure under the authority of the California Multiple Award Schedule (CMAS)/McMurray Stern, Inc. Contract No. 4-09-71-0021E, and b) authorize the purchase of modular millwork for the Center for the Sciences project at Pierce College at a cost of \$9,007. If applicable, all sales tax shall be paid.

Background

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

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. Center for the Sciences 15P.7501.02. Construction Phase.

F. Action

Pursuant to Public Contract Code 20653, a) find it is in the best interest of the District to procure under the authority of the California Multiple Award Schedule (CMAS)/Metronome, Inc. Contract #3-05-70-1868C, and b) authorize the purchase of Information Technology (IT) network and telecommunication equipment for the General Classroom Building project and the Student Services Building project at West Los Angeles College at a cost of \$2,522,005. If applicable, all sales tax shall be paid.

Background

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

The District's I.T. Department concurs with this request. A pre-approval notice was received from the LACCD – IT Department to establish a price ceiling and provide strategy to optimize the procurement.

Funding and Development Phase

Funding is through Proposition A/AA and Measure J Bond proceeds. General Classroom Building 39W.5912.02, Student Services Building 39W.5904.02.01 Construction Phase.

G. Action

Authorize a purchase order with LoggerHead Navigation, Inc. to provide five global positioning system (GPS) cameras with associated equipment for the Furniture, Fixtures and Equipment (FF&E) project District-wide at a cost of \$8,025. If applicable, all sales tax shall be paid.

Background

LoggerHead Navigation, Inc. provided the low quote from among three (3) written quotes ranging from \$8,025 to \$8,169. Delivery and set up are included.

The (GPS) enabled cameras will be used during the construction process to capture the layout of utility lines prior to drywall installation. These pictures will provide a reference for the building maintenance staff with the exact coordinates for the location of hidden utility lines.

Funding and Development Phase

Funding is through Measure J. Furniture, Fixtures and Equipment (FF&E) 40J.J55.05.
Construction Phase.

X. AUTHORIZE RESCISSION OF PURCHASE ORDER

Action

Authorize the rescission of Purchase Order No. 33089 with Chicago Deferred Exchange Corp, C/O Xtra Lease to provide a 48ft flatbed trailer for the Furniture Fixtures and Equipment (FF&E) project at West Los Angeles College at a cost of \$7,402.

Background

This Purchase Order was authorized by the Board of Trustees on September 1, 2010 (Com. No. FPD1) to acquire a 48 foot flatbed trailer to transport a District owned large tent for use at any District college for outdoor events. The vendor required payment in full in order to proceed with this purchase order. The authorization is proposed to be rescinded.

Funding and Development Phase

Funding is through Measure J Bond proceeds. FF&E - 40J.5955.05. Construction Phase.

XI. AUTHORIZE NAME CHANGE

Action

Authorize use of a change of name for all Professional Service Agreements entered into between the District with Geocon Inland Empire, Inc., to now use the formal and legal business name Geocon West, Inc. There are no other changes.

Background

Pursuant to notification from the entity previously known as Geocon Inland Empire, Inc., this item authorizes staff to revise the legal business name on all existing Professional Service Agreements with Geocon Inland Empire, Inc. to Geocon West, Inc. There are no other changes made.

XII. ACCEPTANCE OF DONATION

Accept the donation of three waterless urinals from the Unisan Co. to confirm conformance with the sustainability and maintenance guidelines of the District's Green Cleaning Program.

The donors have identified the approximate value to be \$400 per urinal for a total approximate value of \$1,200.

Background: The proposed donation of the three waterless urinals with advanced technology is recommended to be accepted to determine if they would meet the sustainability and maintenance guidelines of the District's Green Cleaning Program. They will also be compared to the traditional cartridge-type waterless urinals. Each of the three waterless urinals will be installed at each of the following campuses: Los Angeles City College; East Los Angeles College; and Los Angeles Southwest College.