





The Board of Governors of the California Community Colleges

PRESENTED TO THE BOARD OF GOVERNORS
DATE: September 19-20, 2016

SUBJECT: Approval of Contracts and Grants		Item Number: 2.1	
		Attachment: No	
CATEGORY:	Executive	TYPE OF BOARD CONSIDERATION:	
Recommended By:	 Paul Feist, Vice Chancellor	Consent/Routine	
		First Reading	
Approved for Consideration:	 Erik Skinner, Interim Chancellor	Action	X
		Information	

ISSUE: This item presents contracts and grants for approval.

BACKGROUND: The Procedures and Standing Orders of the Board of Governors (Sections 318 and 319) require the chancellor to receive board approval before entering into contract or grants (or amendments of contracts or grants) which are: in excess of \$100,000; or over three years in duration; or with respect to consulting services, in excess of \$50,000.

For each board meeting, staff prepares a summary of all currently proposed contracts and grants that exceed any of the established thresholds. If there are no proposed contracts or grants that exceed the established thresholds, the board will be so informed at its meeting.

RECOMMENDED ACTION: It is recommended that the Board of Governors approve entering into the contracts and grants described in the September 2016 agenda.

ANALYSIS: This item provides summaries of contracts and grants recommended for board approval. In addition, Standing Order Numbers 318 and 319 which govern board action on contracts and grants are included for reference. Below is an overview of the contracts and grants contained in this item:

- Item 1 is an augmentation to the basic skills grant, originally issued through a competitive process to provide professional development for the system.
- Item 2 is a renewal contract of the Statewide Financial Aid Media Campaign (icanaffordcollege.com), originally awarded through a competitive process to implement a statewide advertising and awareness campaign to promote the availability of student financial aid and encourage students to enroll in and attend one of the 113 community colleges.
- Item 3 is an augmentation of a contract for a district to act as a fiscal agent, pursuant to the Education Code section 69648.5, to support Extended Opportunities Programs and Services.
- Item 4 is a new grant, issued through competitive process, for the Alternate Text Production Center to provide a coordinated system-wide approach for production of printed information in alternate media format.
- Item 5 consists of new contracts awarded and funded from the federal Small Business Administration to implement the State Trade and Export Promotion (STEP) Program. The STEP Program is a national initiative to provide funding to assist small businesses to enter and succeed in the international marketplace.
- Item 6 is a new grant, originally awarded through a competitive process, to establish a fiscal agent for the statewide omnibus of initiatives, programming, leadership and coordination in support of implementation of the Strong Workforce Program and the 25 recommendations of the Board of Governors' Task Force on Workforce, Job Creation, and a Strong Economy.
- Item 7 consists of allocations for the Strong Workforce Program to expand the availability and quality of community college career technical education and workforce development courses, programs, pathways, credentials, certificates, and degrees.
- Item 8 consists of renewal grants for the Career Advancement Academies (CAAs) to establish pipelines to college and high-wage careers for low-income young adults.
- Item 9 is an augmentation to a grant, originally awarded through competition, to develop and support the online accountability system, the LaunchBoard, to focus on data-related technical assistance in support of this system, including accountability, research, evaluation and toolkits for workforce programs.

The following are the summaries of contracts and grants that require board approval pursuant to Standing Orders Nos. 318 and 319:

(1) Academic Affairs Division

Reason for Board Approval: Grant exceeds \$100,000
Type of Agreement: Grant (Academic Affairs/Basic Skills/outgoing funds)
Contractor or Grantee: Los Angeles CCD
Contract or Grant No.: 16-052-001
Term: July 1, 2016 – June 30, 2017
Total Project Length: Up to five years
Amount of Agreement: Original Amount: \$ 969,000
Am. 1 Amount: \$1,326,578
Total Amount: \$2,295,578

Purpose: Los Angeles Community College District, within its current grant, has been extremely effective in providing professional development for the System. Almost all community colleges participated in its training offerings which sometimes number several per month. Colleges have developed Communities of Practice (CoP) that have helped, along with the activities supported by the individual college basic skills allocation, in increasing student success for our least prepared students.

Through the 2016-17 grant, statewide and regional professional development will, once again, be made available to all colleges. Activities will focus on instruction and student services effective practices that improve outcomes of students who enter college needing one or more courses in ESL and/or basic skills (credit and/or non-credit).

(2) Communication Division

Reason for Board Approval: Contract exceeds \$100,000
Type of Agreement: Contract (Communication/Media Campaign/outgoing funds)
Contractor or Grantee: Santa Barbara CCD
Contract or Grant No.: C16-0033
Term: October 1, 2016 – December 31, 2017
Total Project Length: Up to five (5) years
Project Year: Year 4 of 5
Amount of Agreement: \$5,300,000
Bid Process: Originally awarded through an RFP

Purpose: Santa Barbara Community College District serves as the fiscal agent for implementation of the Statewide Financial Aid Media Campaign (icanaffordcollege.com). The district shall subcontract for all aspects of the media campaign's implementation and coordination. The purpose is to implement a statewide advertising and awareness campaign to promote the availability of student financial aid and encourage students to enroll in and attend one of the 113 community colleges. An additional \$2,500,000 in funding was added to the campaign's original funding amount of \$2,800,000 for the purposes of outreach to students from non-English speaking households and

bilingual households; increasing awareness of the baccalaureate degree pilot program; and to raise awareness among current and prospective students about the availability of the Board of Governors Fee Waiver. Pursuant to budget bill language, the campaign will focus its bilingual efforts on areas with high concentrations of non-English speaking and bilingual households and/or areas with a history of declining community college enrollment.

(3) Student Services Division

Reason for Board Approval:	Contract exceeds \$100,000
Contractor or Grantee:	Riverside CCD
Contract or Grant No.:	C16-0042
Term:	July 1, 2016 – June 30, 2017
Total Project Length:	12 Months (up to 3 additional renewals)
Project Year:	Year 2 of 5
Amount of Agreement:	Original amount: \$150,000 Am. 1 amount: <u>\$277,710</u> Total amount: \$427,710

Purpose: Pursuant to Education Code section 69648.5, the contract provides funding and technical assistance to support program activities and conduct evaluations for EOPS programs operated by districts. The contract allows the contractor to: 1) provide services as the fiscal agent for the Program Evaluation and Accountability Project (PEAP) of the Extended Opportunity Programs and Services (EOPS) program; 2) be responsible for payments of travel claims, consultant invoices, and facility invoices to conduct evaluation activities, training and communications; and 3) process reconciliation of PEAP expenditures for the EOPS, CARE and CAFYES programs.

Pursuant to Education Code sections 79228 and 79229, Amendment 1 increases the amount of funds allocated to statewide program activities by the amount needed by the EOPS component program, Cooperating Agencies Foster Youth Educational Support.

(4) Student Services Division

Reason for Board Approval:	Grant exceeds \$100,000
Type of Agreement:	Grant (Student Services/DSPS/outgoing funds)
RFA Specification Title:	Alternate Text Production Center
RFA Specification No.:	16-0063
Contractor or Grantee:	San Bernardino CCD
Contract or Grant No.:	16-063-001
Term:	July 1, 2016- June 30, 2017
Amount of Agreement:	(up to) \$1,700 Actual project amount will be determined by the Chancellor's Office and is subject to change depending on the availability of funding and authorized and budgeted amounts for DSPS categorical program and COLA.
Total Project Length:	1 Year (Up to four additional renewals)
Project Year:	Year 1 of 5

Bid Process: Originally awarded through RFA competitive bid
Purpose: The Alternate Text Production Center (ATPC) provides a coordinated system wide approach to the timely and efficient production of printed information in alternate media (such as Braille, large print, electronic text) format. The ATPC uses advanced networking, electronic document management and state-of-the-art format conversion technologies to provide high quality alternate media of required and essential instructional materials, “on-demand” non-instructional community college materials, and other special projects for the Chancellor’s Office and the California community colleges districts.

(5) Workforce and Economic Development Division

Reason for Board Approval: Contracts exceed \$100,000
Type of Agreement: Contract (WEDD/State Trade and Export Promotion Program/Outgoing Funds)
Contractor: See Below
Agreement No.: See Below
Term: October 1, 2016 — September 29, 2017
Total Project Length: One Year
Amount of Agreement: See Below

Purpose: The purpose of these agreements from the federal Small Business Administration is to implement the State Trade and Export Promotion (STEP) Program. The STEP Program is a national initiative to provide funding to assist small businesses to enter and succeed in the international marketplace. The Governor designated the California Community Colleges Chancellor’s Office to apply as lead state agency for this grant in coordination with the Governor’s Office of Business and Economic Development, the California Department of Food and Agriculture, the Los Angeles Area Chamber of Commerce, the Port of Los Angeles, federal agencies and industry associations to support small business exporting under the STEP Program. The contracts to the community colleges will provide services that include: export education training programs, export preparation, and the facilitation of eligible small businesses to participate in events to connect them with potential buyers. The STEP project plan will serve 240 small businesses throughout the state and support \$44 million in exports. Exports are a major driver of economic growth and job development for the state. The Chancellor’s Office previously received STEP grants from 2011-2015.

Contract No.	District	Amount
F16-0074	Riverside CCD	\$ 256,040
F16-0075	Los Rios CCD	\$ 176,700
F16-0076	State Center CCD	\$ 108,867

(6) Workforce and Economic Development Division

Reason for Board Approval: Grant exceeds \$100,000
RFA Specification No.: 16-205
RFA Specification Title: Strong Workforce Statewide Fiscal Omnibus
Type of Agreement: Grant (Strong Workforce Program/ SB1402/ SB858/Perkins 1B)
Grantee: Chabot – Las Positas CCD
Grant No.: 16-205-001
Term: October 1, 2016 – December 31, 2017

Total Project Length:	Up to three years
Project Year:	Year One of Three
Amount of Agreement:	Up to \$20,000,000
No. of Grants Awarded:	1
Bid Process:	Competitive Bid
No. of Proposals Received:	3
No. that Met Min. Score:	3
Readers:	3

Purpose: The purpose of this grant is to establish a fiscal agent for statewide initiatives, programming, leadership and coordination in support of implementation of the Strong Workforce Program and the 25 recommendations of the Board of Governors’ Task Force on Workforce, Job Creation, and a Strong Economy. Statewide coordination activities funded out of this allocation may include, but are not limited to, the following activities:

- State-level coordination for the development of labor market analyses pertaining to economic and industry trends and jobs projections for the purpose of supporting common regional planning efforts and the alignment of career technical education program offerings with regional labor market dynamics;
- Research, evaluation, and technical assistance on the use of effective local and regional policies, best practices, and model partnerships;
- Development and prototyping of innovative policies, practices, and coordinated services with local workforce and education partners;
- Participation of community college districts in existing regional coalitions and planning efforts;
- Cross-training local program staff;
- Development and maintenance of a state-level cross-system data reporting mechanism with partners formed pursuant to the federal Workforce Innovation and Opportunity Act (Public Law 113-128) for the purpose of monitoring workforce program outcomes and performance accountability; and
- Leveraging allocated funds with state and local partners through interagency agreements, memorandums of understanding, or other appropriate mechanisms.

(7) Workforce and Economic Development Division

Reason for Board Approval:	Allocations exceed \$100,000
Type of Agreement:	Allocation (Strong Workforce Program)
Recipient:	See Below
Agreement No.:	N/A
Term:	September 19, 2016 — December 31, 2018
Total Project Length:	One Year
Amount of Agreement:	See Below

Purpose: The 2016-17 Budget provided \$200 million for the Strong Workforce Program to expand the availability and quality of community college career technical education and workforce development courses, programs, pathways, credentials, certificates, and degrees. Per the legislation, five percent of the \$200M is designated for the statewide activities by the Strong Workforce Statewide Fiscal Omnibus grant. The remaining \$190M is allocated based on the following three factors:

- Job openings
- Unemployed adults
- CTE full-time equivalent students

The table includes a breakdown of the regional and district allocations for the current fiscal year. Sixty percent of the funds apportioned for the program are provided directly to community college districts in the consortium. Funds apportioned directly to a community college district shall be expended for the purpose of funding regionally prioritized projects and programs within the community college district that meet the needs of local and regional economies, as identified in regional plans and the Workforce Innovation and Opportunity Act. Forty percent of the funds apportioned for the program shall be provided directly to the fiscal agent of the consortium for the purpose of funding regionally prioritized projects and programs that meet the needs of local and regional economies, as identified in regional plans and Workforce Innovation and Opportunity Act regional plans.

	Local Share (60%)	Regional Share (40%)
Bay Area Total	\$ 25,013,851	\$ 16,675,900
Cabrillo CCD	\$ 867,486	
Chabot-Las Positas CCD	\$ 1,981,902	
Contra Costa CCD	\$ 3,250,714	
Foothill-Deanza CCD	\$ 1,799,581	
Gavilan CCD	\$ 639,561	
Hartnell CCD	\$ 850,472	
Marin CCD	\$ 579,287	
Monterey Peninsula CCD	\$ 444,402	
Napa Valley CCD	\$ 459,874	
Ohlone CCD	\$ 666,609	
Peralta CCD	\$ 2,156,948	
San Francisco CCD	\$ 2,729,009	
San Jose-Evergreen CCD	\$ 2,229,959	
San Mateo CCD	\$ 2,076,866	
Solano CCD	\$ 1,416,804	

Sonoma CCD	\$ 1,641,874	
West Valley-Mission CCD	\$ 1,222,503	
Central Valley Total	\$ 11,669,072	\$ 7,779,382
Kern CCD	\$ 2,500,947	
Merced CCD	\$ 832,791	
San Joaquin Delta CCD	\$ 2,149,646	
Sequoias CCD	\$999,157	
State Center CCD	\$2,954,745	
West Hills CCD	\$ 362,836	
West Kern CCD	\$130,120	
Yosemite CCD	\$1,738,829	
Inland Empire & Desert Total	\$ 11,555,336	\$ 7,703,557
Barstow CCD	\$ 204,128	
Chaffey CCD	\$ 2,172,129	
Copper Mountain CCD	\$ 144,525	
Desert CCD	\$ 1,083,030	
Mt. San Jacinto CCD	\$ 1,813,511	
Palo Verde CCD	\$ 234,242	
Riverside CCD	\$ 2,918,223	
San Bernardino CCD	\$ 1,770,527	
Victor Valley CCD	\$ 1,215,020	

Los Angeles Total	\$ 27,946,721	\$ 18,631,147
Cerritos CCD	\$ 1,572,942	
Citrus CCD	\$ 785,655	
Compton CCD	\$ 716,398	
El Camino CCD	\$ 1,554,414	
Glendale CCD	\$ 873,733	
Long Beach CCD	\$ 1,701,307	
Los Angeles CCD	\$ 14,712,502	
Mt. San Antonio CCD	\$ 2,493,730	
Pasadena Area CCD	\$ 1,444,357	
Rio Hondo CCD	\$ 1,220,672	
Santa Monica CCD	\$ 871,012	
Orange County Total	\$ 11,111,175	\$7,407,450
Coast CCD	\$ 2,414,498	
North Orange County CCD	\$ 3,741,971	
Rancho Santiago CCD	\$ 2,468,508	
South Orange CCD	\$ 2,486,197	
Sacramento & Far North Total	\$ 10,456,268	\$6,970,845
Butte CCD	\$ 968,729	
Feather River CCD	\$ 103,023	
Lake Tahoe CCD	\$ 148,154	
Lassen CCD	\$ 145,489	

Los Rios CCD	\$ 5,158,231	
Mendocino-Lake CCD	\$ 293,167	
Redwoods CCD	\$ 518,190	
Shasta-Tehama-Trinity CCD	\$ 753,184	
Sierra CCD	\$ 1,267,413	
Siskiyou CCD	\$ 218,885	
Yuba CCD	\$ 881,803	
San Diego & Imperial Total	\$ 9,906,256	\$6,604,171
Grossmont-Cuyamaca CCD	\$ 1,326,665	
Imperial CCD	\$ 683,551	
Mira Costa CCD	\$ 975,566	
Palomar CCD	\$ 2,072,427	
San Diego CCD	\$ 3,412,913	
Southwestern CCD	\$ 1,435,134	
South Central Total	\$ 6,341,322	\$4,227,548
Allan Hancock CCD	\$ 762,297	
Antelope Valley CCD	\$ 1,171,947	
San Luis Obispo CCD	\$ 681,863	
Santa Barbara CCD	\$ 750,985	
Santa Clarita CCD	\$ 919,811	
Ventura CCD	\$ 2,054,420	

(8) Workforce and Economic Development Division

Reason for Board Approval: Grants exceed \$100,000
Type of Agreement: Grant (WEDD/Senate Bill 858 (Formerly Senate Bill 1070)/Outgoing Funds
Contractor or Grantee: See below
Contract or Grant No.: See below
Term: July 1, 2016 – June 30, 2018
Total Project Length: Up to 5 Years
Project Year: Year Five
Amount of Agreement: \$4,000,000
Bid Process: Originally awarded through competitive bid

Purpose: The Career Advancement Academies (CAAs) establish pipelines to college and high-wage careers for low-income young adults who face academic and personal barriers to post-secondary education and employment. The Career Advancement Academies increase foundational skills in reading, writing and math while enrolling students in career technical training programs that lead to careers or higher education opportunities in high-demand career technical education industry sectors and prepare students to advance California’s economic growth and global competitiveness. The objectives of Career Advancement Academies Phase IV investment will be to build capacity and support the sustainability and institutionalization of successful practices.

Grant No.	Contractor or Grantee	Agreement Amount
16-091-001	Contra Costa CCD	\$ 750,000
16-091-002	El Camino CCD	\$ 1,050,000
16-091-003	San Mateo CCD	\$ 1,450,000
16-091-004	West Hills CCD	\$ 750,000

(9) Workforce and Economic Development Division

Reason for Board Approval: Grant exceeds \$100,000
Type of Agreement: Grant WEDD/SenateBill858/CarlD.PerkinsTitle IB/Senate Bill 1402/Outgoing Funds)
Contractor or Grantee: Butte-Glenn CCD
Reason for Board Approval: Total Exceeds \$100,000
Contract or Grant No.: 15-181-001
Term: Original: July 1, 2015 – June 30, 2016
Am. 2: July 1, 2015 – June 30, 2017
Total Project Length: Up to 5 Years with yearly renewals
Project Year: Year Three of Five
Amount of Agreement: Original Amount: \$ 700,000
Am. 1 Amount: \$ 400,000
Am. 2 Amount: \$ 896,000
Am. 3 Amount: \$ 180,000
Total Amount: \$2,176,000
Bid Process: Originally awarded by Competitive Bid

Purpose: For the past three years, the Workforce and Economic Development Division invested in an online accountability system, the LaunchBoard, to manage nearly \$740 million in grants. The objectives of this grant focused on data-related technical assistance in support of this system, including accountability, research, evaluation and toolkits for division programs. This augmentation will fund the following:

- Implementation of the Board of Governor's 25 recommendations for accountability.
- Statewide accountability dashboard development, supporting the implementation and further development of the LaunchBoard, the statewide Career Technical Education dashboard, to provide guidance for gathering and integrating data on Career Technical Education and workforce success.
- Procurement and implementation contracts for field integration of the accountability dashboard, including communications and training on career technical education data systems.
- Monitoring the accountability of the federal Workforce Innovation and Opportunity Act and the impact on California's community colleges.
- Program evaluation of the effectiveness of the Doing What Matters for Jobs and the Economy framework in achieving the specific program goals and objectives, resulting in an annual report with specific conclusions and recommendations for strategies to improve effectiveness.
- System innovation and tool development to create new systems as well as improve existing systems, including but not limited to: mobile applications, system integration, usability testing, user interface development, programming, application development, quality control, and crowdsourcing of process development.

STANDING ORDERS NOS. 318 AND 319 OF THE BOARD OF GOVERNORS

318. Contracts.

(a) Except as provided in subsection (b), whenever the power to contract is invested in the Board, or when, in the judgment of the Chancellor, such contracts are expressly or impliedly authorized to fulfill responsibilities or authorities vested in the Office of the Chancellor, the Chancellor is authorized in the name of the Board of Governors to enter into such contracts.

(b) The Chancellor shall secure Board approval before entering into any contract:

(1) In excess of \$100,000; or

(2) Over three years in duration; or

(3) With respect to consulting services, in excess of \$50,000.

The requirement for Board approval shall apply to any amendment of a contract which results in the original contract exceeding the specified limits, as well as the amendment of a contract where the amendment itself exceeds the specified limits. Under circumstances when the need to contract was not foreseeable, and when delaying approval of the contract until the next Board meeting would jeopardize the contract or frustrate its purpose, the Chancellor shall have the authority to enter into contracts in excess of the limits specified in this subsection. Before entering into such contracts, however, the Chancellor shall consult with the President of the Board.

(c) In securing the approval of contracts by the Board pursuant to subsection (b), the Chancellor shall apply the following procedures:

(1) In determining the nature, extent and need for any such contract, the Chancellor shall provide a summary of the Request for Proposal (RFP), Invitation for Bid (IFB), or other summary of the purpose and need for a contract to the Board of Governors prior to publicly releasing any such RFP or IFB, or prior to making any informal commitment to contract. The Chancellor may proceed with the release of the RFP, IFB, or other contract negotiations, unless the Board President, with or without the advice of any appropriate Board Committee designated by the President, directs the Chancellor to withhold action within a 10 day period from the date the summary is provided.

(2) In developing language for such contracts, the Chancellor shall include a provision which allows any aggrieved bidder on an RFP or IFB to protest the awarding of a contract to the Chancellor. The Chancellor shall inform the Board of any such protests, including the results of such protests. This remedy shall be in addition to the bidder's right to protest the matter to the Department of General Services.

(3) The Chancellor shall ensure that each panel of evaluators who score proposals is made up of staff from more than one division in the Chancellor's Office, including outside evaluators as appropriate; and the Chancellor shall take such other steps as necessary to ensure that evaluations and scoring are objective and fair.

(4) In requesting approval of said contracts, the Chancellor shall, at the time of distributing each regular meeting agenda to the Board of Governors, include a summary of contracts for Board approval. The summary for each contract shall indicate: the purpose of the contract; the amount of the contract; the time for performance of the contract, including whether it was advertised as a multi-year contract; the number of proposals received or whether the contract is a sole source contract; the number of proposals which met the minimum score for cost opening; and the party awarded the contract.

The provisions of subparagraphs (1) through (3) above shall not apply to interagency agreements with other state agencies, and other agreements necessary for the agency to receive public funds.

(d) The authorization contained in subsection (a) includes agreements, leases, contracts, and other documents, including but not limited to: service agreements, insurance agreements, fiscal, budgetary, and personnel documents, travel requests, contracts for the purchase of apparatus, furniture, equipment, supplies and books, as well as contracts entered into as necessary to receive federal funds allocated to the California Community Colleges, all within the limits of fiscal ability and sound budgetary controls and subject to such policies as may be established by the Board. (EC § 70901(b)(5).)

319. Grants.

(a) Except as provided in subsection (b), whenever the power to enter into a grant is invested in the Board, or when, in the judgment of the Chancellor, a grant is expressly or impliedly authorized to fulfill responsibilities or authorities vested in the Office of the Chancellor, the Chancellor shall have the authority to enter into such grants.

(b) The Chancellor shall secure Board approval before entering into any grant:

- (1) In excess of \$100,000; or
- (2) Over three years in duration; or

The requirement for Board approval shall apply to any amendment of a grant which results in the original grant exceeding the specified limits, as well as the amendment of a grant where the amendment itself exceeds the specified limits. Under circumstances when the need to enter into a grant was not foreseeable, and when delaying approval of the grant until the next Board meeting would jeopardize the grant or frustrate its purpose, the Chancellor shall have the authority to enter into grants in excess of the limits specified in this subsection. Before entering into such grants, however, the Chancellor shall consult with the President of the Board.

(c) Prior to submitting grants to the Board for approval pursuant to subsection (b), the Chancellor shall either:

- (1) present to the Board for its review and approval an expenditure plan outlining the nature, extent and need for any such grants; or
- (2) provide a summary of the Request for Application (RFA) or other summary of the purpose and need for a grant to the Board of Governors prior to publicly releasing any such RFA or prior to making any informal commitment to award a grant. The Chancellor may proceed with the release of the RFA unless the Board President, with or without the advice of any appropriate Board Committee designated by the President, directs the Chancellor to withhold action within a 10 day period from the date the summary is provided.

(d) All grants awarded by the Board of Governors or the Chancellor on or after January 1, 1996, shall be awarded through competitive processes or through allocation formulas reviewed and approved by the Board of Governors, except that:

- (1) Grants may be awarded competitively within regions.
- (2) Grants for regional or statewide coordination activities for the Extended Opportunity Programs and Services (EOPS), Disabled Students Programs and Services (DSPS), Matriculation, and Economic Development programs need not be competitively bid.
- (3) Where there are conditions beyond the control of the Chancellor which limit competition, such as matching fund requirements or other agencies being required to select

grantees, the Chancellor, in consultation with the President of the Board and the Chairperson of the appropriate committee, shall have authority to award grants without competition.

(e) Panels evaluating or scoring grant proposals will include or be comprised of outside readers as appropriate and will be comprised so as to assure objectivity and prevent conflicts of interest. In the event that outside readers are not used, the evaluation panel shall be comprised of staff from more than one division in the Chancellor's Office. The Chancellor shall ensure that readers are appropriately trained with respect to the process for review of grant applications.

(f) Grants for the performance of functions which are ongoing in nature will be awarded in cycles of between one and five years in length. In advertising a grant for an ongoing function, district personnel will be apprised of the length of the cycle and the funding anticipated to be available for the duration of the project; provided however, that nothing in this Section shall be construed to preclude subsequent adjustment of actual funding levels to reflect unforeseen circumstances. Districts shall be further informed that continuance of the grant will depend on year-to-year funding, and continued satisfactory performance. The Chancellor shall have the authority to exempt grants described in Subsection (d)(2) or those awarded under the Mathematics, Engineering, and Science Achievement (MESA) program, the Middle College High School program, or the Puente project from the duration limitations imposed by this paragraph.

(g) A district which, prior to January 1, 1996, has been awarded a grant on a non-competitive basis for the performance of an ongoing function may continue to be awarded that grant, at the discretion of the Chancellor, for a period of up to three additional fiscal years. Retention of the grant shall depend on continued availability of funds and satisfactory performance. At the conclusion of the term, the grant for the ongoing function shall be awarded on a competitive basis.

(h) To the extent that a grantee contracts with a private or public entity to perform certain parts of the grant, the grantee shall be required to disclose the intended purpose and amount of such subcontracting, shall agree to follow locally applicable competitive bidding processes in doing such subcontracting, and shall agree to name the subcontractors chosen.

(i) The procedures specified above shall not apply to grants which are distributed on an allocation formula basis which has been reviewed and approved by the Board of Governors.