

**FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT
PROJECT STABILIZATION / CONSTRUCTION CAREERS AGREEMENT**

AMENDMENT NUMBER 1

WHEREAS, the Foothill-De Anza Community College District ("District") and the Santa Clara & San Benito Counties Building & Construction Trades Council ("Council") and affiliated and signatory Local Unions ("Unions") entered into the Foothill-De Anza Community College District Project Stabilization/Construction Careers Agreement ("Agreement") on April 8, 2008;

WHEREAS, the parties to the Agreement also entered into a Memorandum of Understanding ("MOU") on April 8, 2008, providing, among other things, that they would meet and confer regarding the performance of the Agreement when fifty percent (50%) of the projects covered by the Agreement had been let for bid or on December 31, 2011;

WHEREAS, the parties did meet on November 22, 2011, to evaluate the performance of the Agreement;

WHEREAS, the MOU provides that the Agreement may be modified by mutual agreement based on the results of the evaluation of the performance of the Agreement and, further, that such modification must be reduced to writing; and

WHEREAS, the parties now desire to modify the Agreement based on the results of the evaluation.

NOW THEREFORE, the parties, in consideration of the mutual promises and covenants herein, mutually agree as follows:

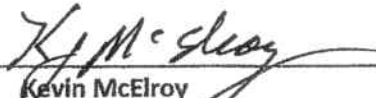
1. Section 1.4 and Appendix B of the Agreement shall be modified to include the following construction projects:

<u>Project Number</u>	<u>Project Name</u>	<u>Project Budget</u>
<u>Foothill</u>		
100J	Golf Range Turf Replacement	\$375,000
100N	HVAC & Interior Lighting	\$300,000
100I	Smithwick Emergency Generator	\$300,000
100M	Utility Infrastructure Upgrades – Ph. II	\$3,691,255
<u>De Anza</u>		
200C	A9/PE6 HVAC Improvements	\$915,514
200P	Flat Roof Repairs	\$1,979,782
<u>District</u>		
801	Property Acquisition (Construct New Educational Center)	\$38,000,000

2. All other provisions of the Agreement shall remain in full force and effect.

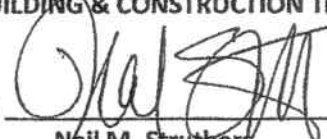
FOOTHILL-DE ANZA COMMUNITY
COLLEGE DISTRICT

Dated: May 30, 2012


By: 
Kevin McElroy
Vice Chancellor of Business Services

SANTA CLARA & SAN BENITO COUNTIES
BUILDING & CONSTRUCTION TRADES COUNCIL

Dated: 5/11/12

By: 
Neil M. Struthers
Chief Executive Officer

Approved as to Form and Legality:

By: 
Nancy J. Clark
Deputy County Counsel
Attorney for District