

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of Tuesday, May 15 2010

ITEM# 19

ITEM TITLE: *(Please define the subject; e.g., change order – Berkeley City College)*

Amended childcare contract for BANANAS, Berkeley City College.

SPECIFIC BOARD ACTION REQUESTED:

Please approve this contract No. 04263 to provide funds for childcare.

ITEM SUMMARY: (PLEASE DISCUSS THIS ITEM)

Amended contract to BANANAS, Oakland, to administer the voucher program for Berkeley City College. This contract has no impact on the Berkeley City College budget, since it is financed by categorical funding provided by the State for this purpose.

BACKGROUND/ANALYSIS:

BANANAS have been providing childcare for Berkeley City College on a voucher system funded categorically by the State since Berkeley City College does not operate a child care center.

ALTERNATIVES/OPTIONS:

EVALUATION AND RECOMMENDED ACTION:

There is a high demand for childcare by CalWORKs students. Please approve this amendment so that this service will continue uninterrupted.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

CalWORKs/TANF

OTHER DEPARTMENTS IMPACTED BY THIS ACTION (E.G. INFORMATION TECHNOLOGY):

YES _____ NO X

COMMENTS:

WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?

DID A BOARD STANDING COMMITTEE RECOMMEND THE ITEM? YES _____ No X
_____ IF "YES", PLEASE INCLUDE THAT INFORMATION IN YOUR SUMMARY.

(****Board contract approval is subject to negotiation and execution by the Chancellor.)

PLEASE ACQUIRE SIGNATURES IN THIS ORDER:

DOCUMENT PREPARED BY:

Prepared by: Brenda Johnson, Dean, Student Services

04-05-2010

[Enter Your Name and Title of Individual Here]

Brenda Johnson

[Signature] 5/6/10

DOCUMENT PRESENTED AND APPROVED BY:

Presented and approved by: Dr. Betty Inclan

Betty Inclan

Date: 5-6-10

[Enter Name of College President, (if originating from a college), or Vice-Chancellor or Manager (if originating from the District), and Title of the Individual Here]

FINANCE DEPARTMENT REVIEW

Finance review required

Finance review *not* required

If Finance review is required, determination is:

Approved

Not Approved

If not approved, please give reason: _____

Signature:

[Signature]

Acting Vice Chancellor for Finance and Administration

Date:

5/24/10

GENERAL COUNSEL (Legality and Format/adherence to Education Codes):

Legal review required

Legal review *not* required

If Legal review is required, determination is:

Approved

Not Approved

Signature:

Thuy T. Nguyen, General Counsel

Date:

CHANCELLOR'S OFFICE APPROVAL

Approved, and Place on Agenda

Not Approved, but Place on Agenda

Signature:

[Signature]

Elihu Harris, Chancellor

Date:

5/18/10

**AMENDMENT TO
MEMORANDUM OF UNDERSTANDING**

The participants of the Memorandum of Understanding (MOU) are Berkeley City College and BANANAS, Inc.
Term: July 1, 2009 through June 30, 2010

The purpose of this MOU is to provide child care services to Berkeley City College CalWORKs participants.

BANANAS, Inc. agrees to provide child care vendor services for Berkeley City College participants according to mutually agreed upon terms and conditions between BANANAS, Inc and Berkeley City College. The total contract is \$63,204. The child care payment amount of the contract is: \$54,960. BANANAS will receive 13% of the contract: \$8,244 for processing child care authorizations, assisting participants in finding child care, processing and paying monthly time cards, and providing written reports to BCC. Normally BANANAS receives 15% of the total contract amount. We are making an exception for this Amendment due to the specific breakdown of the increase in funds. BANANAS' admin percentage will need to be discussed before an MOU is drafted for FY 10-11. The monthly reports will be accompanied by a monthly invoices for retroactive payment of actual child care expenses and a monthly administration fee. Copies of processed time cards will accompany the invoice.

Berkeley City College agrees to provide each participant with a child care authorization. This authorization must include:

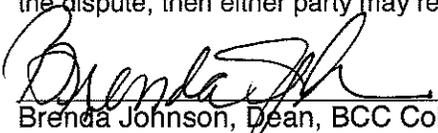
- 1) The participant's name, address and phone number
- 2) The dates, days and hours when the participant is eligible for child care. BANANAS will access the needs of the participant and add travel time to the contract as needed.
- 3) The signature of a designated Berkeley City College employee authorizing the child care.
- 4) The name, phone and fax number of that Berkeley City College employee

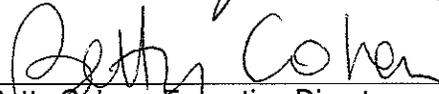
BANANAS staff will use this authorization when enrolling participants. Child care will be contracted only for the dates on the authorization. In order for the contract to be extended, Berkeley City College staff will need to send BANANAS an amendment to the original authorization.

Berkeley City College staff also agrees to respond in a timely manner to questions about child care authorizations or participant services.

This MOU can be amended at any time and the amendment will be valid when signed by both parties.
This MOU may be terminated at any time with thirty (30) days written notice given by either party to the other.

Berkeley City College and BANANAS agree to make good faith efforts to resolve any and all differences arising between them in the interpretation of this MOU. If the parties fail to reach agreement on any matter, then prior to taking other action, the parties shall attempt to employ, at no cost, the services of a third person mutually acceptable to the parties to mediate the dispute within five (5) days of appointment. If the parties are unable to agree on such third person within five (5) days of the request of either party for mediation, or if on completion of such mediation, the parties are unable to settle the dispute, then either party may request arbitration or may take such other action, as it deems appropriate.


Brenda Johnson, Dean, BCC College


Betty Cohen, Executive Director
BANANAS, Inc.

5/4/10
Date

5/4/10
Date