

**RESOLUTION 10-11/25**

**OF THE GOVERNING BOARD OF THE PERALTA COLLEGES**

**CLARIFICATION AND REINFORCEMENT OF BOARD POSITIONS**

**WHEREAS**, the Governing Board of The Peralta Colleges recognizes that this nation and the State of California are embroiled in a very serious economic recession that borders on the adverse impacts associated with the great depression of the 1930's; and

**WHEREAS**, it is recognized that the reduced revenues available to this institution seriously encroach upon our ability to effectively carryout our mission; and

**WHEREAS**, it is recognized that the lack of job security within our workforce is a reasonable and real concern; and

**WHEREAS**, it is recognized that there are a plethora of serious issues confronting The Peralta Colleges that include, inter alia, the placement on probation by our accrediting agency; and

**WHEREAS**, it is recognized that the alarming increase in the cost of healthcare for our active and retired employees threatens the viability of this institution in the intermediate and long term with respect to meeting our financial obligations; and

**WHEREAS**, it is recognized that the forthcoming negotiations will call for the Unions to effectively pursue benefits for their membership and the Administration will pursue positions to maintain financial viability of the Institution; and

**WHEREAS**, it is recognized that the Governing Board is endowed with and mandated to exercise total authority, and is held accountable by various elements of the public, with respect to institutional behavior and for the health and welfare of The Peralta Colleges; and

**WHEREAS**, it is recognized that the Governing Board has delegated virtually total authority for institutional operations to the Chancellor, who functions as the Chief Administrative Officer; and

**WHEREAS**, it is recognized that the search, selection and hiring of a new Chancellor is extremely important to all facets of this organization and the surrounding communities; and

**WHEREAS**, it is recognized that a very high degree of uncertainty prevails throughout all aspects of The Peralta Colleges that has contributed to a high degree of misinformation and rumors

leading to a high level of organizational anxiety and therefore calls for a clarification and reinforcement of Board positions; and

**NOW THEREFORE, IT IS HEREBY RESOLVED THAT:**

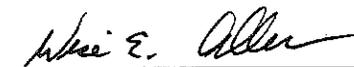
**ARTICLE 1.** Dr. Wise Allen has the full confidence and support of this Board and he is expected to serve in the capacity of Interim Chancellor until at least 30 June 2011, not withstanding the timing of a selection of a permanent Chancellor.

**ARTICLE 2.** This Board, including individual Trustees, will not interfere with the very difficult and extremely important set of labor negotiations that will take place to address methodology to mitigate the impending financial disaster that looms on the horizon.

**ARTICLE 3.** This Board recognizes that there are real problems and illusionary problems and it will pursue actions to resolve each and every one of them.

**ARTICLE 4.** This Board is very appreciative of the important efforts taken by Mr. Tom Henry, and his complete staff of recovery experts, to identify, define and effectively address the multitude of serious deficiencies in financial operations and information technology and we value and expect to continue to receive his advice and guidance.

PASSED AND ADOPTED this 28<sup>th</sup> day of September, 2010, by a unanimous vote of the Board, unless the minutes reflect otherwise.



---

Wise E. Allen, Chancellor

Secretary, Board of Trustees

PERALTA COMMUNITY COLLEGE DISTRICT

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 10/11-28  
ACCEPTANCE AND RETENTION  
ROOF REPLACEMENTS AT LANEY COLLEGE GYMNASIUM AND MERRITT  
COLLEGE BUILDING D**

**STATE ROOFING SYSTEMS, INC.**

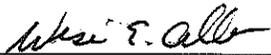
WHEREAS, STATE ROOFING SYSTEMS, INC., a corporation existing under and by virtue of the laws of the State of California, the contractor under that certain contract with the Peralta Community College District, Alameda County, State of California, for all labor, materials, mechanical workmanship, transportation, equipment and services necessary for the Roof Replacements at Laney College Gymnasium and Merritt College Building D, has made application for acceptance of the work; and

WHEREAS, the Project Manager employed by the Board to supervise the completion of said work has certified in writing to this Board that said contractor completed the work heretofore described and has recommended to this Board the final acceptance of the project; and

NOW, THEREFORE, BE IT RESOLVED that said work of said contract be and the same is hereby accepted; and

BE IT FURTHER RESOLVED that the retention payment in the amount of THIRTY-TWO THOUSAND TWO HUNDRED FORTY-EIGHT AND 60/100 DOLLARS (\$32,248.60), which is ten percent (10%) of the original contract price, as modified by Change Order No. 1, shall be made thirty-five (35) calendar days calendar days from and after the filing of the Notice of Completion at the Alameda County Recorder's Office, provided no withhold notices requesting the withholding of any monies from said contractor have been filed with this Board of Trustees in accordance with the provisions of Title 15 of Part 4, Division 3, of the Civil Code of the State of California.

PASSED AND ADOPTED by the following called vote this 12th day of October, 2010. The full Board has voted in support of this resolution, unless the Board meeting minutes reflect otherwise.

  
Secretary of the Board of Trustees  
Peralta Community College District  
Alameda County  
State of California

