

**PERALTA COMMUNITY COLLEGE DISTRICT**

**Resolution No. 10/11-42**

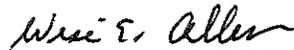
**TO ESTABLISH A COUNTY SCHOOL GENERAL RESTRICTED FUND,  
FUND 11**

WHEREAS, The General Fund, Restricted is established pursuant to Education Code Section 84030 to receive revenues and record expenditures for the operation of categorical programs and grants; and,

WHEREAS, the District's Governing Board wishes that a separate fund be established for the recording of assets, liabilities, revenues, and expenditures for specifically funded and restricted programs; and,

NOW, THEREFORE, BE IT RESOLVED that the Peralta Community College District Governing Board does hereby establish a fund in the County Treasury of Alameda County to be known as the Peralta General Fund, Restricted for the purpose of recording apportionments and other financial transactions.

PASSED AND ADOPTED this 18<sup>th</sup> day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.



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Wise E. Allen  
Chancellor and Secretary, Board of Trustees  
Peralta Community College District

**PERALTA COMMUNITY COLLEGE DISTRICT**  
**Board of Trustees Agenda Report**  
**For the Trustee Meeting Date of January 18, 2011**

**ITEM TITLE:**

Consider Approval of Resolution 10/11-43, Acceptance and Retention, College of Alameda Parking Lot A Landscape Improvements, Galedrige Construction, Inc.

**SPECIFIC BOARD ACTION REQUESTED:**

Approval of Resolution 10/11-43, Acceptance and Retention, College of Alameda Parking Lot A Landscape Improvements, Galedrige Construction, Inc.

**ITEM SUMMARY:**

On June 22, 2010, this Board awarded a contract to Galedrige Construction, Inc. for Landscape Improvements to College of Alameda Parking Lot A. The work has now been completed, the Notice of Completion has been filed with the County of Alameda, and the College of Alameda President and Business Manager have signed the Project College Acceptance Form. Board of Trustees' acceptance is recommended. This resolution accepts the work as complete and provides for a retention payment of \$24,961.65, which is 10% of the contract price including change orders. The Board previously approved Change Orders 1-4 to this contract, in the amount of \$22,687.45, which is 9.9% of the original contract amount (\$226,929.00).

**BACKGROUND/ANALYSIS:**

This project was discussed at the Board Facilities and Land Use Committee meeting on May 20, 2010 and at two College Facilities Committee meetings, receiving recommendations (native plant species incorporated) and endorsement.

**ALTERNATIVES/OPTIONS:**

Not applicable.

**EVALUATION AND RECOMMENDED ACTION:**

Approval of Resolution 10/11-43, Acceptance and Retention, College of Alameda Parking Lot A Landscape Improvements, Galedrige Construction, Inc., is recommended.

**SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):**

Measure B.

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

Yes \_\_\_\_\_ No  X

**COMMENTS:**

All Board recommended contracts are subject to negotiation and execution by the Chancellor.

**WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?**

Vice Chancellor Ikharo

**DID A BOARD STANDING COMMITTEE RECOMMEND THE ITEM? Yes X No**

**IF "YES", PLEASE INCLUDE THAT INFORMATION IN YOUR SUMMARY.**

**PLEASE ACQUIRE SIGNATURES IN THIS ORDER:**

**DOCUMENT PREPARED BY:**  
Prepared by: Sadiq B. Ikharmo Date: 1-10-2011  
Dr. Sadiq B. Ikharmo  
Vice Chancellor of General Services

**DOCUMENT PRESENTED BY:**  
Sadiq B. Ikharmo Date: 1-10-2011  
Dr. Sadiq B. Ikharmo  
Vice Chancellor of General Services

**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: Ron Gerhard, by Roxanne Epstein Date: 1/13/11  
For Finance and Administration

**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, by Roxanne Epstein Date: 1/13/11  
Thuy T. Nguyen, General Counsel

**CHANCELLOR'S OFFICE APPROVAL**  
 Approved, and Place on Agenda  Not Approved, but Place on Agenda  
Signature: Wise E. Allen Date: 1/12/11  
Wise E. Allen, Chancellor

Recording Requested By:  
Peralta Community College District

When Recorded, Mail To:  
Office of General Services  
333 East 8th Street  
Oakland, CA 94606

For Recorder's Use

Government Code: 27383

**Peralta Community College District**  
Office of General Services  
333 East 8th Street, Oakland, California 94606  
(510) 466-7200 (510) 466-7315

## NOTICE OF COMPLETION

OWNER: PERALTA COMMUNITY COLLEGE DISTRICT, OAKLAND CA  
NATURE OF INTEREST OR ESTATE: FEE  
PROJECT CONTRACT TITLE: College of Alameda, Parking Lot A, Landscape Improvements  
PROJECT NUMBER: n/a  
PROJECT ADDRESS: 555 Ralph Appezzato Memorial Parkway, Alameda, CA 94501  
CONTRACTOR: Galedrige Construction  
CONTRACTOR'S ADDRESS: P.O. Box 427, Alviso, CA 95002  
DSA APPLICATION NUMBER: None  
CONTRACT START DATE: July 28, 2010  
ORIGINAL CONTRACT TIME: 60 calendar days  
CONTRACT TIME EXTENSIONS: 30 days  
APPROVED VIA CHANGE ORDER: Change Orders 1,2, 3 & 4  
CONTRACT COMPLETION DATE: October 22, 2010

The above referenced Contract has been completed in accordance with the plans and specifications thereof, and to the satisfaction of the Peralta Community College District. The nature of the title of the stated owner is: in fee.

State of California  
County of Alameda

That he/she/they is/are the person(s) signing the above document; that He/she/they has/have read the same, and know(s) the content thereof and that the acts stated therein are true.

Sadiq B. Ikhario  
(Signature of Affiant)

12/17/2010  
Date

Dr. Sadiq Bello Ikhario  
Vice Chancellor, General Services  
Peralta Community College District

I declare under penalty of perjury that the foregoing is true to the best of my knowledge.

Sadiq B. Ikhario  
(Signature of Affiant)

12/17/2010  
Date

Dr. Sadiq Bello Ikhario  
Vice Chancellor, General Services  
Peralta Community College District

## PROJECT FINAL ACCEPTANCE

PROJECT NAME: COA Parking Lot A Landscape Improvements

CONTRACTOR: Galedrige Construction, Inc.

For acceptance and approval at Board of Trustees Meeting of January 18, 2011.

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This project is accepted as complete and approved by the College:

**College President**

*Rebecca Henry for Janneth N. Jackson*  
(Signature)

*January 05, 2011*  
(Date)

**College Business Manager**

*Rebecca Henry for Connie Willis*  
(Signature)

*January 05, 2011*  
(Date)

**PERALTA COMMUNITY COLLEGE DISTRICT  
RESOLUTION 10/11-43**

**ACCEPTANCE AND RETENTION  
COLLEGE OF ALAMEDA PARKING LOT A LANDSCAPE IMPROVEMENTS  
GALEDRIGE CONSTRUCTION, INC.**

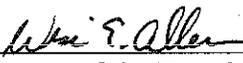
WHEREAS, GALEDRIGE CONSTRUCTION, INC., a corporation existing under and by virtue of the laws of the State of California, the contractor under that certain contract with the Peralta Community College District, Alameda County, State of California, for all labor, materials, mechanical workmanship, transportation, equipment and services necessary for the College of Alameda Parking Lot A Landscape Improvements, 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 TWENTY-FOUR THOUSAND NINE HUNDRED SIXTY-ONE AND 65/100 DOLLARS (\$24,961.65), which is ten percent (10%) of the original contract price, as modified by Change Order Nos. 1, 2, 3 and 4, 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 18th day of January, 2011. 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

**PERALTA COMMUNITY COLLEGE DISTRICT**

**Resolution No. 10/11-44  
NONRESIDENT TUITION FEES**

WHEREAS, nonresident tuition fees are set annually for students attending community colleges; and

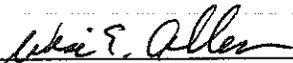
WHEREAS, the responsibility for setting such fees has been transferred to the local governing boards of California Community Colleges by revision to Education Code, Section 76140; and

WHEREAS, computations by the District have been made as prescribed in this revised section;

NOW, THEREFORE, BE IT RESOLVED that the nonresident tuition fee for fiscal year 2011-2012 commencing July 1, 2011, for Peralta Community College District students be set at \$177.00 per semester unit; and

BE IT FURTHER RESOLVED that the nonresident tuition fee will not be waived without specific board action.

PASSED AND ADOPTED this 18th day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.

  
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Wise E. Allen  
Chancellor and Secretary, Board of Trustees  
Peralta Community College District

**PERALTA COMMUNITY COLLEGE DISTRICT**

**Resolution No. 10/11-45  
NONRESIDENT CAPITAL OUTLAY FEES**

WHEREAS, the district is authorized under ECS 76141 to charge nonresident students who are both citizens and residents of a foreign country, nonresident capital outlay fees; and

WHEREAS, such fees are not to exceed the amount that was expended, per full-time equivalent students for capital outlay in the preceding fiscal year, and

WHEREAS, computations by the District have been made as prescribed under ECS 76141;

NOW, THEREFORE, BE IT RESOLVED that the nonresident capital outlay fees for fiscal year 2011-2012, is set at \$6 per semester unit for a maximum of \$144 per year; and

BE IT FURTHER RESOLVED that the nonresident capital outlay fees will not be waived without specific board action.

PASSED AND ADOPTED this 18th day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.



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Wise E. Allen  
Chancellor and Secretary, Board of Trustees  
Peralta Community College District

**PERALTA COMMUNITY COLLEGE DISTRICT**

**Resolution No. 10/11-47**

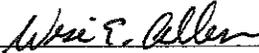
**TO ESTABLISH A COUNTY SCHOOL COMMUNITY SERVICE FUND  
FUND 3**

WHEREAS, The Community Service Fund, is established pursuant to Education Code Section 84030 to receive revenues and record expenditures for the operation of fee based classes and community services; and,

WHEREAS, the District's Governing Board wishes that a separate fund be established for the recording of assets, liabilities, revenues, and expenditures for specifically funded and restricted programs; and,

NOW, THEREFORE, BE IT RESOLVED that the Peralta Community College District Governing Board does hereby establish a fund in the County Treasury of Alameda County to be known as the Peralta Community Service Fund, for the purpose of recording financial transactions.

PASSED AND ADOPTED this 18<sup>th</sup> day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.

  
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Wise E. Allen  
Chancellor and Secretary, Board of Trustees  
Peralta Community College District

**PERALTA COMMUNITY COLLEGE DISTRICT**

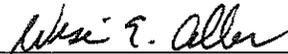
**Resolution No. 10/11-48  
TO ESTABLISH A COUNTY SCHOOL CIVIC CENTER FUND,  
FUND 10**

WHEREAS, The Civic Center Fund, is established pursuant to Education Code Section 84030 to receive revenues and record expenditures related to the Civic Center Act as provided for by Education Code Section 82537; and,

WHEREAS, the District's Governing Board wishes that a separate fund be established for the recording of assets, liabilities, revenues, and expenditures for specifically funded and restricted programs; and,

NOW, THEREFORE, BE IT RESOLVED that the Peralta Community College District Governing Board does hereby establish a fund in the County Treasury of Alameda County to be known as the Peralta Civic Center Fund, for the purpose of recording financial transactions.

PASSED AND ADOPTED this 18<sup>th</sup> day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.



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Wise E. Allen  
Chancellor and Secretary, Board of Trustees  
Peralta Community College District

**Peralta Community College District Resolution 10/11-49**  
**2020 Vision for Student Success**

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WHEREAS, California's community colleges are serving 2.7 million students in 2009-2010, thus making it the nation's largest in total numbers and a constant leader in the nation in the percentage of the adult population in attendance;

WHEREAS, there has been a general decline in United States higher education attainment compared to other large industrialized nations;

WHEREAS, in 1960, California ranked eighth in the nation in the percentage of adults between the ages 25- to 34-year-olds holding at least a bachelor's degree; and by 2006, California ranked 23<sup>rd</sup> in its share of 25- to 34-year-olds holding at least that degree and 43<sup>rd</sup> among states in the ratio of bachelor's degrees awarded compared to high school diplomas awarded five years earlier;

WHEREAS, President Barack Obama has proposed that the United States reclaim the lead in the percentage of adults earning associates' degrees or higher among developed nations which would require increasing the percentage of 25- to 34-year-olds with associate degrees or higher from 40.4% to 60% by 2020;

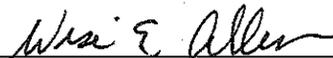
WHEREAS, the Public Policy Institute of California (PPIC) estimates that California needs one million more baccalaureate degree holders above the state's baseline projection in 2025 to meet the workforce needs of California employers;

WHEREAS, California's community colleges are uniquely positioned to make a major contribution to increasing the success and achievement of their students which will, in turn, help California to reclaim its former level of excellence in education and economic well-being;

WHEREAS, California's community colleges recognize the need for setting ambitious goals to enable students to increase completions – of both certificates and associate degrees – which will lead to a significant increase in the number and percentage of Californians who hold an associate's degree or higher and once again exceed the national average by 2020;

THEREFORE, the Board of Trustees of the Peralta Community College District hereby endorses the "2020 Vision for Student Success" report published by the Community College League of California and its "Commission on the Future" in 2010 and pledges to engage its local college(s) in efforts aimed at improving the access and success of its students while also increasing equity by closing the achievement gap among various racial groups of students.

PASSED AND ADOPTED this 18th day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.



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Wise E. Allen  
Chancellor, Board of Trustees

**PERALTA COMMUNITY COLLEGE DISTRICT  
BOARD OF TRUSTEES REGULAR MEETING  
Request Board Approval of Resolution Authorizing the Peralta Community College  
District to Elect to Provide State Disability Insurance Compensation Coverage to  
Part-time Faculty  
RESOLUTION NO. 10/11-50**

WHEREAS, Assembly Bill 381 enacted in 2009 authorizes a community college district to elect to become an employer subject to specified requirements pertaining to disability compensation coverage with respect to all employees who are part of an appropriate employee organization bargaining unit, if the election is the result of a negotiated agreement between the community college district and the certified employee organization; and

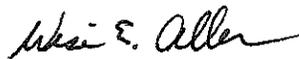
WHEREAS, Assembly Bill 381 also permits a community college district that employs an academic employee, as defined, to elect to provide disability compensation coverage to specified permanent, part-time, or temporary academic employees, but provides that the election would not be contingent upon coverage of other academic employees of the community college district employer; and

WHEREAS, on May 12, 2010 the part-time faculty of the Peralta Federation of Teachers voted to approve part-time faculty participation in the State Disability Insurance Program with the District and that there will be no fiscal impact to the District as the cost for participation will be borne by the part-time faculty employees via payroll deductions; and

WHEREAS, on October 22, 2010 the District and the Peralta Federation of Teachers as a result of negotiations entered into a Memorandum of Understanding, attached, which pertains only to part-time faculty participation in the State Disability Insurance Program.

NOW, THEREFORE, BE IT RESOLVED that the Chancellor be and hereby is authorized and directed to take any action necessary to effectuate the intent of this resolution.

The foregoing Resolution was passed and adopted at a regular meeting of the Board of Trustees on the 18<sup>th</sup> day of January, 2011 by unanimous Board vote, unless the Board minutes reflect otherwise.



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Wise E. Allen  
Secretary of the Board of Trustees

**Side Letter of Agreement  
Peralta Federation of Teachers (PFT) and  
Peralta Community College District (PCCD)**

The Peralta Federation of Teachers (PFT) and the Peralta Community College District (PCCD) agree to the following addition to Article 22, Health and Welfare Benefits:

22.12

- a. The part-time, temporary faculty have voted May 12, 2010, with (178 members voting yes or 84%; and, 33 members voting no or 16%) to be included in the State Disability Insurance ("SDI") program in accordance with A.B. 381 (Unemployment Insurance Code Section 710.9).
- b. Part-time faculty shall pay 100% of the contribution required to participate in the California SDI program through regular payroll deductions.
- c. PCCD shall implement this program as soon as practicable, but in no event, no later than an effective date of January 4, 2011.
- d. PCCD may hereafter cease participation in this program only to the extent allowed by law.

Dated: 10/22/10

By: Wise E. Allen  
Wise E. Allen, Chancellor

Dated: 10-21/10

By: Trudy Largent  
Trudy Largent, J.D.  
Vice Chancellor for Human Resources

Dated: 10/22/10

By: Debra Weintraub  
Debra Weintraub, President  
Peralta Federation of Teachers