

PERALTA COMMUNITY COLLEGE DISTRICT
Board of Trustees Agenda Report
For the Trustee Meeting Date of February 1, 2011

ITEM # 13

ITEM TITLE:

Consider Ratification of Amendment to Agreement with Alameda County Sheriff's Office to Provide Police Services to the Peralta Community College District

SPECIFIC BOARD ACTION REQUESTED:

Ratification is requested of the extension to the agreement with the Alameda County Sheriff's Office to provide police services to the District from July 1, 2010 until June 30, 2011, at a not-to-exceed cost for the year of \$2,667,517.74.

ITEM SUMMARY:

Ratification is requested of the extension to the agreement with the Alameda County Sheriff's Office to provide police services to the District from July 1, 2010 until June 30, 2011. Estimated services are provided at a not-to-exceed cost for the year of \$2,667,517.74, under the same terms and conditions as the original agreement, with the exception that police services are not provided on District holidays. The Administration is utilizing Securitas to provide security services on District holidays to reduce Police Services expenditures. (The not-to-exceed estimated total for services under the previous agreement was \$3,023,829.29.) The amendment was signed by the Chancellor during the Board recess period. Subsequently, it was approved by the Alameda County Board of Supervisors and signed by the Sheriff's Office.

SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):

District General Funds

BACKGROUND/ANALYSIS:

The current total budget for Police Services is \$3,437,438. In addition to the services provided by the Sheriff's Office, other security costs for the 2010-2011 fiscal year include Securitas and the college safety aides, as follows:

Services	Estimated Cost for 2010/2011 Fiscal Year
Alameda County Sheriff's Office	\$2,667,518
Securitas (BCC, weekends and holidays)	\$ 415,920
Safety Aides	\$ 354,000
TOTAL:	\$3,437,438

ALTERNATIVES/OPTIONS:

Not applicable.

EVALUATION AND RECOMMENDED ACTION:

Ratification is recommended of the extension to the agreement with the Alameda County Sheriff's Office to provide police services to the District from July 1, 2010 until June 30, 2011, at a not-to-exceed cost for the year of \$2,667,517.74.

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

YES _____ NO X

COMMENTS:

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

WHO WILL BE PRESENTING THIS ITEM AT THE BOARD MEETING?

Vice Chancellor Ikharo

DID A BOARD STANDING COMMITTEE REVIEW THE ITEM? YES _____ NO X

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

PLEASE ACQUIRE SIGNATURES IN THIS ORDER:

DOCUMENT PREPARED BY:

Prepared by: Sadiq B. Ikharo Date: 1-20-2011
Dr. Sadiq B. Ikharo
Vice Chancellor of General Services

DOCUMENT PRESENTED BY:

Sadiq B. Ikharo Date: 1-20-2011
Dr. Sadiq B. Ikharo
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: _____ Date: _____
Ron Gerhard, Chief Financial Officer

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: _____ Date: _____
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: 1/25/11
Wise E. Allen, Chancellor

Position	Number of Employees	Annual Salary	Benefits	Total Costs
Lieutenant	1	\$ 139,035	\$ 82,617	\$ 221,652
Sergeant	1	\$ 114,562	\$ 69,053	\$ 183,615
Deputy	7	\$ 671,880	\$ 426,319	\$ 1,098,199
Sherriff's Technicians	5	\$ 279,869	\$ 29,349	\$ 309,218
Secretary	1	\$ 50,004	\$ 154,319	\$ 204,323
Total	15	\$ 1,255,350	\$ 761,657	\$ 2,017,007
Other Costs				
Overtime				\$ 158,077
Indirect Costs				\$ 284,579
Insurance				\$ 83,481
Supplies				\$ 124,374
Sub-Total Sherriff's Office				\$ 2,667,518
Securitas				\$ 415,920
Safety Aides (estimated cost)				\$ 354,000
Total				\$ 3,437,438

ORIGINAL
Executed Copy

AGREEMENT TO PROVIDE POLICE SERVICES
TO THE PERALTA COMMUNITY COLLEGE DISTRICT
SECOND AMENDMENT

This Second Amendment, effective July 1, 2010, is entered into by and between the Alameda County Sheriff's Office ("Sheriff's Office") and the Peralta Community College District ("District") (collectively "the Parties") pursuant to the terms and provisions of the Parties' Agreement for the provision of police services provided by the Sheriff's Office on behalf of the District, effective July 1, 2009 (hereinafter the "Agreement").

The Parties agree to terminate the First Amendment to the Agreement in its entirety effective immediately.

The Parties do hereby agree for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, to amend Paragraph 1, "Term of Agreement" of the Agreement.

ACCORDINGLY, Paragraph One of the Agreement "Term of Agreement" shall be deleted in its entirety and shall be superseded by the following language:

THIS AGREEMENT SHALL COMMENCE ON JULY 1, 2010 AT 0001 HOURS AND CONTINUE FOR ONE (1) YEAR UNTIL JUNE 30, 2011.

The Parties do hereby agree for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, to amend Paragraph 5.b., "Payment for Services", of the Agreement.

ACCORDINGLY, Paragraph 5.b. shall be deleted in its entirety and shall be superseded by the following language:

THE OPERATING BUDGET FOR SERVICES RENDERED IN THE FISCAL YEAR 2010-2011 IS DESCRIBED IN PAGES 1 TO 2 OF "THE ESTIMATED COSTS FOR PERALTA COMMUNITY COLLEGE POLICE SERVICES FISCAL YEAR 2010-2011", WHICH SHALL NOT EXCEED TWO MILLION SIX HUNDRED SIXTY SEVEN THOUSAND FIVE HUNDRED SEVENTEEN DOLLARS AND SEVENTY-FOUR CENTS (\$2,667,517.74), AND WHICH ARE ATTACHED TO THIS SECOND AMENDMENT AND INCORPORATED IN THEIR ENTIRETY BY REFERENCE TO THE AGREEMENT AND THIS SECOND AMENDMENT. THEREAFTER THE SHERIFF SHALL SUBMIT AN ANNUAL BUDGET TO THE DISTRICT WHICH SHALL BE SUBJECT TO ITS APPROVAL.

C-2010-175

The Parties do hereby agree for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, to amend the attached operating budget to the Agreement.

ACCORDINGLY, the attachments to the Agreement entitled "Cost Estimates for Peralta Police Services Salary & Employee Benefits For Fiscal Year 2009-2010" and "Cost Estimates for Peralta Police Services Direct & Indirect Costs For Fiscal Year 2009-2010" shall be deleted in their entirety and shall be superseded by the pages attached to this Second Amendment, which are entitled "Estimated Costs for Peralta Community College Police Services Fiscal Year 2010-2011" and "Cost Estimated for Peralta Community College Police Services Services and Supplies Fiscal Year 2010-2011."

Except as herein expressly provided and modified by this Second Amendment, all other terms and provisions of the Agreement shall remain unchanged and in full force and effect.

In the event of any conflict, direct or indirect, between the terms of the Agreement, the First Amendment, and this Second Amendment, this Second Amendment shall prevail.

[The remainder of this page is intentionally left blank.]

IN WITNESS WHEREOF, THE PARTIES HAVE EXECUTED THIS SECOND AMENDMENT AS OF THE EFFECTIVE DATE.

Signed and entered on this 5th date of OCTOBER 2010.

COUNTY OF ALAMEDA

PERALTA COMMUNITY COLLEGE

By: Alice Lai-Bitker

By: Wise E. Allen

Alice Lai-Bitker, President

Wise Allen, Chancellor

Alameda County Board of Supervisors

Peralta Community College District

Date: 10/8/10

Date: 9/14/10

ALAMEDA COUNTY SHERIFF'S OFFICE

By: Gregory J. Ahern

Approved as to Form:

Gregory J. Ahern, SHERIFF

By: [Signature]

Alameda County SHERIFF's Office.

Date: 9/14/10

Date: 10/21/10

Office of the General Counsel

Peralta Community College District

Approved as to form:

Richard E. Winnie, County Counsel

By: [Signature]

Date: 8/25/2010

Risk Management Unit:

Reviewed By: Karen Coate

Date: 9/25/10