



BOARD OF TRUSTEES
OF THE
PERALTA COMMUNITY COLLEGE DISTRICT
MINUTES
FEBRUARY 15, 2011

CALL TO ORDER

PLEDGE OF ALLEGIANCE 7:00 P.M.

ROLL CALL Trustees González Yuen Pr Ab Gulassa Pr Ab Handy Pr Ab Hodge Pr Ab Guillén Riley Pr Ab Withrow Pr Ab and Riley Pr Ab , Student Trustees Storm Pr Ab and Brumfield Pr Ab . 7:00 P.M. The Regular Meeting of the Board of Trustees will commence at 5:00 P.M. in the Boardroom, District Administrative Center, 333 East Eighth Street, Oakland, at which time the Board Roll Call will be taken. Immediately following the Board Roll Call at 5:00 P.M., the Board will enter Closed Session. The Regular Meeting in Open Session will convene at 7:00 P.M. The first item of business upon convening in open session after the Pledge of Allegiance will be to report on Closed Session actions, if any, or to announce that Closed Session is in recess. Listed agenda times are estimates.

Present: Trustee Bill Riley, Trustee Bill Withrow, Trustee Abel Guillén, Trustee Linda Handy, Trustee Marcie Hodge, Trustee Cy Gulassa, Trustee Nicky Gonzalez Yuen, Student Trustee Jurena Storm, and Student Trustee Esteem Brumfield.

Absent: None.

REPORT OF CLOSED SESSION ACTIONS 7:01 P.M.

At tonight's closed session, the Board voted to approve the appointment of the following public employee contracts, which are subject to contractual agreement by the Chancellor: Budget Director, District Office, Susan Rinne at an annual salary of \$110,000 from May 1, 2011 through June 30, 2012. AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0 Interim Chancellor, District Office, Wise Allen, July 1, 2011 to June 30, 2012 or until the permanent position is filled, salary \$240,000. AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

Associate Vice Chancellor Academic Affairs, District Office, Michael Orkin, July 1, 2011 to June 30, 2013, salary \$140,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Associate Vice Chancellor for Information Technology, District Office, Minh Lam, July 1, 2011 to June 30, 2013, salary \$150,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Business & Administrative Services Manager, Berkeley City College, Shirley Slaughter, July 1, 2011 to June 30, 2013, salary \$105,000. AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Business & Administrative Services Manager, College of Alameda, Connie Willis, July 1, 2011 to June 30, 2013, salary \$105,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Business & Administrative Services Manager, Laney College, Marybeth Benvenuti, July 1, 2011 to June 30, 2013, salary \$105,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

College President, Merritt College, Robert Adams, July 1, 2011 to June 30, 2012, salary \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

College President, Berkeley City College, Betty Inclan, July 1, 2011 to June 30, 2012, salary \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Interim College President, College of Alameda, Jannett Jackson, July 1, 2011 to June 30, 2012 or until the permanent position is filled, salary \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Dean of Student Support Services, Laney College, Newin Orante, July 1, 2011 to June 30, 2013, salary \$114,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Dean of Student Support Services, Laney College, Tina Vasconcellos, July 1, 2011 to June 30, 2013, salary \$114,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Dir. of Facilities & Operations, District Office, Robert Beckwith, July 1, 2011 to June 30, 2013, salary \$115,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Director of Human Resources, District Office, David Betts, July 1, 2011 to June 30, 2013 or until the position is filled, salary \$110,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Director of International Services, District Office, Sean Brooke, July 1, 2011 to June 30, 2013, salary \$90,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Director of Special Project (grant funded), Berkeley City College, Terry Tricomi, July 1, 2011 to June 30, 2013, salary \$85,230.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Interim Vice President of Instruction, College of Alameda, Rebecca Kenney, July 1, 2011 to June 30, 2012, or until the permanent position is filled, salary \$135,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Division Dean II, Laney College, Peter Crabtree, July 1, 2011 to June 30, 2013, salary \$119,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Division Dean II, Laney College, Marco Menendez, July 1, 2011 to June 30, 2013, salary \$115,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Interim Division Dean II, Laney College, Inger Stark, July 1, 2011 to June 30, 2012, salary \$114,000, or until the permanent position is filled.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

EOPS Director, College of Alameda, Toni Cook, July 1, 2011 to June 30, 2013, salary \$90,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Executive Director, Marketing & Public Relations, District Office, Jeffrey Heyman, July 1, 2011 to June 30, 2013, salary \$120,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Facilities Planning & Development Manager (grant funded), District Office, Atheria Smith, July 1, 2011 to June 30, 2013, salary \$105,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Facilities Project Manager (grant funded), District Office, Johnnie Fudge, July 1, 2011 to June 30, 2013, salary \$95,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Facilities Project Manager (grant funded), District Office, Trent Tornabene, July 1, 2011 to June 30, 2013, salary \$95,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Food Services Manager, Laney College, William Scott Strong, July 1, 2011 to June 30, 2013, salary \$90,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

General Counsel, District Office, Thuy Nguyen, July 1, 2011 to June 30, 2013, salary \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Moving Manager (grant funded), District Office, Michael McNabb, July 1, 2011 to June 30, 2013, salary \$95,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Purchasing Compliance Manager, District Office, John Banisadr, July 1, 2011 to June 30, 2013, salary \$96,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Risk Manager, District Office, Gregory Valentine, July 1, 2011 to June 30, 2013, salary \$110,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice Chancellor for General Services, District Office, Sadiq Bello Ikharo, July 1, 2011 to June 30, 2013, salary \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Interim Vice Chancellor for Human Resources & Employee Relations, District Office, Trudy Largent, July 1, 2011 to June 30, 2012, \$165,000, or until the permanent position is filled.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice Chancellor Student Services, District Office, Jacob Ng, July 1, 2011 to June 30, 2013, \$165,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice President of Instruction, Merritt College, Linda Berry, July 1, 2011 to June 30, 2013, salary \$140,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice President of Instruction, Berkeley City College, Krista Johns, July 1, 2011 to June 30, 2013, salary \$140,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice President of Student Services, Berkeley City College, May Chen, July 1, 2011 to June 30, 2012, salary \$140,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice President of Student Services, College of Alameda, Kerry Compton, July 1, 2011 to June 30, 2013, salary \$145,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

Vice President of Student Services, Merritt College, Eric Gravenberg, July 1, 2011 to June 30, 2013, salary \$140,000.

AYES: 5 NOES: 2 (Withrow and Guillén) ABSTAIN: 0 ABSENT: 0

APPROVAL OF THE AGENDA 7:02 P.M. (Please state the agenda item number and identify the issue.)

Trustee Withrow submitted some agenda suggestions that were not incorporated on the agenda. He asked for more structure on the agenda to address some of our major issues. Trustee Gulassa shared that he took the authority to decide that tonight should focus on OPEB. This is a trial version for the Board to be able to discuss the issues before the Board. Trustee Withrow issues will be

Item 4, layoff resolution, is removed from the agenda. Item 13 - Jayi Thompson will be going into his 4th contract year.

Item 20 - Director of Green Technology (Education) Programs is an Academic Administrator position.

MOTION: Motion by Trustee Abel Guillén, second by Trustee Cy Gulassa to approve the agenda as amended.

AYES: Trustee Bill Riley, Trustee Linda Handy, Trustee Abel Guillén, Trustee Nicky Gonzalez Yuen, Trustee Bill Withrow, Trustee Cy Gulassa, and Trustee Marcie Hodge.

NOES: None

ABSTAIN: None
ABSENT: None

Trustee Withrow's comments

SWEARING-IN CEREMONY FOR INCOMING STUDENT TRUSTEE 7:03 P.M.
President Riley will administer the oath of office to newly-appointed Student Trustee Mr. Esteem Brumfield (Berkeley City College) who will serve as Student Trustee for the remainder of the 2010-2011 academic year.

MINUTES 7:04 P.M.

MOTION: Motion by Trustee Bill Withrow, second by Trustee Cy Gulassa to approve the minutes.

AYES: Trustee Bill Riley, Trustee Bill Withrow, Trustee Abel Guillén, Trustee Linda Handy, Trustee Marcie Hodge, Trustee Cy Gulassa, and Trustee Nicky Gonzalez Yuen.
NOES: None
ABSTAIN: None
ABSENT: None

1. Consider Minutes of the Board Meeting of February 1, 2011. Copies of the minutes of the Board of Trustees' Meetings are posted on Granicus. Please submit all minute corrections to the Board Clerk. As a matter of policy (Board Policy 1.10), no action shall be taken on any item not identified as an "action item."

Minutes 2-1-11

ASSOCIATED STUDENT GOVERNMENT REPRESENTATIVES REPORT 7:05 P.M.
At this time in the meeting, representatives of the associated student governments will be afforded an opportunity to address the Board. (Please provide your name and position, and line-up to speak.)

COA student association report

Speaker Washburn gave the COA student association report, attached to the minutes. Speaker Marlen gave a Merritt College report. Their Peet's coffee sales are going well. They have had Black History month events, student survival workshop, and a district day of action on March 2nd. Speaker Clay spoke for BCC students about their Black History month activities, exercise class, Chinese New Year celebration, poetry slam, Motown Review, and Blood Drive. Speaker Williams spoke for Laney College associated students on Black History month, Jazz and Blues day, speech from the Congressional Black Caucus prayer breakfast, and 70s day celebration.

COMMUNICATIONS FROM MEMBERS OF THE PUBLIC 7:15 P.M. (Please line-up to speak when your name is called.) This portion of the agenda provides an opportunity for members of the public to address the Board on matters not included on this agenda. A maximum of 15 minutes (3 minutes per individual maximum) will be provided for speakers under this agenda item. Requests to speak which cannot be honored within the time limit will be scheduled for subsequent meetings in the order received. Under the Brown Act, Trustees and District staff are not allowed to discuss and/or take formal action at today's

meeting on items brought before them under this item. Trustees and District staff are only allowed to respond briefly. Persons submitting cards to address an item included on the agenda will be called upon at the time the agenda item is considered by the Board, and comments on tangential issues not directly related to the item may be ruled out of order. Cards must be received prior to the Board's consideration of the item and are honored in the order the cards are received by the recording secretary. Written statements can be submitted to the Board Clerk for inclusion in the Board minutes.

Speaker Coaston thanked the Board for supporting the library funding project on the agenda, and she expressed how well shared governance worked in the District to move the matter forward. All of the departments helped for this issue to come together.

Speaker Lord thanked the Chancellor, Vice Chancellors, General Counsel, and the shared government committees for their diligence on this same agenda matter. District librarians and library staff were also thanked.

IDENTIFICATION OF ITEMS TO BE REMOVED FROM THE CONSENT CALENDAR FOR DEBATE 7:30 P.M. (Please state the agenda item number and identify the issue.)

Items 6 and 20.

IDENTIFICATION OF ITEMS TO REMAIN ON THE CONSENT CALENDAR AND PULLED FOR DISCUSSION 7:32 P.M. (Please state the agenda item number and identify the issue.)

Items 5, 11, 13, 19, 24, and 27.

BOARD WORKSHOP SESSION/ACTION 7:35 P.M. (This workshop is in lieu of the Board Audit and Finance Committee considering this item, in light of the Governing Board's action on February 1, 2011 to suspend Board committees.)

Trustee González Yuen asked about the fees that had been paid out during the transaction changes. For the original 2005 issuance, underwriting was paid \$900,000, advisors were paid \$105-150,000, and lawyers were paid \$150,000. Restructuring fees were less. Trustee Withrow asked about the actuarial study and initial values. Speaker Lenahan shared the accurate figures, and those reports are available for review. Matt Singer spoke about SWAPs. Trustee Guillén asked about getting out of the SWAP, which would cost \$3M. Trustee González Yuen summarized that we borrowed funds to fund our employee benefit retirees. We have \$162M invested by Neuberger Berman. The interest is now more expensive than we had initially thought it would be. Our debt service has changed over time, and there were assumptions that there would be added resources coming into the District to help to pay for the costs that didn't appear. Trustee Guillén asked about other community college structures. Vice Chancellor Gerhard summarized that they either use CCLC JPA group, something similar to us such as an irrevocable or revocable trust, or CalPers JPA. Trustee Guillén asked why it's difficult to find investors for these bonds. The bonds were issued at low interest rates with a premium. Most of the investors are institutional. There may be a time when we can get out of the SWAPs, but then we'd be exposed to variable interest rates, unless there was a restructuring done. The B-1 SWAP will never turn positive until 2015. Retiree medical reimbursement was \$9.7M, and it will be higher in the future. Trustee González Yuen asked about the pay-go system. We were previously underreporting our actual costs, which were closer to \$9M. Short term and long term recommendations will be presented to the Board at a future. Trustee Withrow asked about the offsets of investments held with Neuberger assets. Staff is

confident that \$225M is the actuarial unfunded value. Interest payments of total debt service is about \$550M for principal and interest if we could pay off the bonds today, paid over 40 years. Trustee Guillén asked for the average monthly payment on the B-1 swaps. The cost is \$153,000 every 5 weeks, and the payoff would be about \$3M. Trustee Guillén feels the District needs to save funds in the general fund, which should be part of this discussion.

2. OPEB (Other Post-Employee Benefit) Workshop Presenters: Vice Chancellor Gerhard, Director Lenahan, and KNN Consulting, Joanna Bowes (1 hour) The Board will conduct a workshop on OPEB, including financial analysis of the bond transactions, investments, retirement trust structure, and SWAP investments.

[OPEB Presentation](#)

ADJOURNMENT OF THE BOARD WORKSHOP and RETURN TO THE REGULAR BOARD MEETING SESSION

ACTION ITEMS 8:35 P.M. INFORMATIONAL ITEMS AND WRITTEN REPORTS

3. [CHANCELLOR](#)

Chancellor's Report Presenter: Chancellor Allen Vice Chancellors' Reports State Budget Update Presenter: Vice Chancellor Gerhard Enrollment Update Presenter: Vice Chancellor Budd EasyPass, Financial Aid, Student Health Fee, and Health Services Initiative Update Presenter: Vice Chancellor Ng General Services' Update Presenter: Vice Chancellor Ikharo

[FTES projections](#)

[BI Dashboard](#)

[Finance Memo](#)

College Reports (2 minutes)

Merritt College Presenter: President Adams

Laney College Presenter: President Webb

College of Alameda Presenter: President Jackson

Berkeley City College Presenter: President Inclan

[BCC President Report](#)

COMMENTS FROM THE BOARD OF TRUSTEES (Please announce any upcoming Board committee meetings and give any Board committee reports.)

Trustee Withrow shared last week evaluation. He'd like to have it rescheduled to better discuss some of the issues. He asked those who didn't submit it, as well as the student trustee, to discuss the matter. He thinks the ACCJC would expect a discussion. It was on the agenda twice for trustee comments.

Student Trustee Storm to student body she reminded that we're in general election season, and encourages students to participate, as well as the student trustee positions. She reminded people about March in March going to Sacramento. Trustee Guillén will also be attending. March 2nd is the first day of action, meeting at Laney and Merritt. She knows we're in times where we have to reorganize and restructure, and she asks people to stay together to make thoughtful actions for our community at large and people's abilities to get a higher education. Trustee Gonzalez Yuen Friday had it's annual lunar celebration, with thanks to Becky Hsieh and staff for organizing the event. Today and tomorrow there is an annual conference in SF, and 3 Presidents were thanked for attending. We had a great presentation by our General Counsel. Trustee Guillén appreciates staff's time on tonight's presentation for the whole Board to hear the issues. LAO memo suggested that if the voter's don't support the tax extensions, that community colleges could face up to \$1 billion in cuts. Trustee Hodge shared that Pell Grants could also be cut, and she asked students to contact legislatures and the importance of the grants, and she invites people to be a part of the political process. Trustee Riley shared that Bill Russell received the Medal of Freedom, and the Bay Area will celebrate his honor on March 24th. Trustee Handy shared that Student Trustee Jurena Storm was elected to Phi Beta Kappa, and congratulations were offered.

DAS PRESIDENT REPORT Presenter: DAS President van Putten

DAS President Report

PUBLIC HEARING and ACTION ITEM 8:45 P.M.

4. Consider Approval of Resolution 10/11-55 to Reduce or Discontinue Particular Kinds of Service Presenter: Vice Chancellor Largent Under the Principles for Sound Fiscal Management adopted by the Community College Board of Governors, Title 5, California Code of Regulations, §58311, each District shall be responsible for the ongoing fiscal stability of the District through the responsible stewardship of available resources. The State fiscal crisis has had a devastating impact on the District's financial condition. The Governing Board complies with California Education Code 87743 and 87740 in relationship to reduction or discontinuance of a particular kind of service and to notify affected incumbent no later than March 15, 2011. The particular kind of services to be reduced or discontinued for the ensuing 2011-2012 academic year is a reduction of a 1.0 FTE to a .50: Learning Disability Program Specialist.

The Chancellor is authorized to: 1) immediately notify the affected employee and employee organization of the issues, directions and concerns set forth in the Resolution 10/11-55 in order to allow any affected organization to request to meet and discuss any resulting affects; 2) Comply with all applicable sections of the California Education Code in preparing any and all required notices to impacted incumbent as required by the collective bargaining agreement. The Chancellor recommends approval. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. (Item removed from the agenda.)

Background Material

CONSENT CALENDAR (FOR ACTION) 9:15 P.M. All action items are to be considered to be a part of a consent calendar. Trustees are given the opportunity to pull specific items off of the consent calendar for discussion and action. All items that have not been pulled by a Trustee will be considered in a block for comments by the public and action by the Board. All Board approved contracts are subject to final negotiation and execution by the Chancellor. Items pulled for Debate by the Trustees will be addressed later in the meeting, at approximately 9:15 p.m. Meeting times are estimates.

MOTION: Motion by Trustee Abel Guillén, second by Trustee Bill Withrow to approve agenda items 5, 6 as amended, 7, 8, 9, 10, 11, 12, 13 as amended, 14, 15, 16, 17, 18, 19, 20 as amended, 21, 22, 23, 24, 25, 26, and 27.

- AYES: Trustee Bill Riley, Trustee Bill Withrow, Trustee Abel Guillén, Trustee Linda Handy, Trustee Marcie Hodge, Trustee Cy Gulassa, and Trustee Nicky Gonzalez Yuen.
- NOES: None
- ABSTAIN: None
- ABSENT: None

BOARD RESOLUTIONS

- 6. [Consider Approval of Resolution 10/11-58 in Support of California Community Colleges Budget Priorities and Principles Trustee Gulassa Consider approval of Resolution 10/11-58 in support of the California Community Colleges Budget Priorities and Principles. The Chancellor recommends approval.](#)

[Background Material](#)

MOTION: Motion by Trustee Nicky Gonzalez Yuen, second by Trustee Cy Gulassa to amend.

- AYES: Trustee Bill Riley, Trustee Bill Withrow, Trustee Abel Guillén, Trustee Linda Handy, Trustee Marcie Hodge, Trustee Cy Gulassa, and Trustee Nicky Gonzalez Yuen.
- NOES: None
- ABSTAIN: None
- ABSENT: None

The following text was offered to be incorporated into the resolution, "Resolved that the Peralta Community College District encourages the Governor and legislature to include in its revenue extension proposal to the voters a measure to claw back some portion of the \$9 to \$14 Billion windfall tax break extension recently granted to the wealthiest 1% of Californians to achieve tax fairness." The Chancellor was asked to communicate the content of this resolution to the Governor and the East Bay's Sacramento legislative delegation. Trustee Gulassa shared that we've cut a lot from our colleges, which will be minor if tax extensions fail or aren't placed on the ballot. We have to work hard to save the community college structure. We are cutting at the top with 10 administrators or 20%.

[Revised resolution](#)

[Executed resolution](#)

FINANCIAL SERVICES

- 7. Consider Approval of Fund 58, Resolution 10/11-46 Presenter: Vice Chancellor Gerhard Request to establish Fund 58, Student Health Center Fee Fund, to receive revenues and record expenditures for the operation of the Student Health Center. The establishment of this fund is consistent with Education Code 76355 and the California Community Colleges

Budget and Accounting Manual. The Chancellor recommends approval.

[Background Material](#)

8. Consider Approval to issue a Purchase Order to Apple Inc., for the Purchase of Desktop Computers, Server and Laptop Computers, and various Hardware for Berkeley City College's (BCC) Multimedia Program Presenter: Vice Chancellor Gerhard Consider approval to issue a purchase order to Apple Inc., for the purchase of desktop computers, server and laptop computers, and various hardware for Berkeley City College's (BCC) multimedia program in the amount not to exceed \$308,288.12. Funding Source: Bond Measure A. BCC's Multimedia Arts Department would like to replace its outdated and defective computers for the computer lab in the Multimedia department. The current computers cannot run the latest software programs required for BCC's instructional programs. The computers are obsolete and only operate old versions of software licenses. The department would like to replace its obsolete computers with 99 new computers and one server as follows: * 4 Mac Book Pros * 34 Mac Pro Two Quads * 1 Mac mini * 1 Mac Pro Server * 1 iMac Intel Core i3 * 58 iMacs * AppleCare 4 year protection plan on all computers and server (99 copies) The below table summarize the price negotiations between Apple Inc., and the District: Amount Discount off Retail Price Retail Price \$363,429.74 0% Normal Educational Discounted Price \$338,728.31 6.8% Discounted Price Offered to PCCD \$311,822.72 14.2% Negotiated PCCD Discounted Price \$308,288.12 15.2% The total discount off the retail price is \$55,141.62 or 15.2%. Source of Funds: Measure A, as approved by the voters in the Peralta's constituency and authorized under Resolution 05/06-45 Exhibit A- 1 Berkeley City College, Equipment, Technology upgrades, and facility and classroom improvements for the college's Multimedia Arts program. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

9. Consider Approval of Budget Transfer Report Presenter: Vice Chancellor Gerhard Consider approval of budget transfer report. Request approval from the Governing Board of the Peralta Community College District to grant the Finance and Administration Department the authority to make ongoing transfers between any expenditure classifications to accommodate program needs, and also to permit the payment of obligations of the District incurred in fiscal year 2010-2011 for all funds with the exception of the General Fund Unrestricted. The Chancellor recommends approval.

[Background Material](#)

10. Consider Ratification of Purchase Order Report Presenter: Vice Chancellor Gerhard Consider ratification of purchase order report. This item is for informational purposes only. This report is being presented for review in accordance with Education Code section 81656 which states, "All transactions entered into by the District shall be reviewed by the governing board every 60 days". All Purchase Orders listed have been issued in accordance with the District's policies and procedures by an authorized officer of the District and have been budgeted. The Chancellor recommends ratification.

[Background Material](#)

20. [Consider Approval of Management Classifications Presenter: Vice Chancellor Largent Pursuant to Education Code Section 87002, "Educational administrator" means an administrator who is employed in an academic position designated by the governing board of](#)

the district as having direct responsibility for supervising the operation of or formulating policy regarding the instructional or student services program of the college or district. Educational administrators include, but are not limited to, chancellors, presidents, and other supervisory or management employees designated by the governing board as educational administrators. Classified Administrator means an administrator who is not employed as an Educational Administrator. It is recommended that the Board approve the designation of administrative classifications as follows:

<u>Academic</u>	<u>Administrator</u>	<u>Positions</u>
<u>Chancellor</u>		
<u>Vice Chancellor</u>	<u>Student Services</u>	
<u>Vice Chancellor,</u>	<u>Educational</u>	<u>Services</u>
<u>College</u>		<u>President</u>
<u>Vice President</u>	<u>of</u>	<u>Instruction</u>
<u>Vice President</u>	<u>of</u>	<u>Student Services</u>
<u>Associate Vice Chancellor</u>	<u>Academic</u>	<u>Affairs</u>
<u>Division</u>	<u>Dean</u>	<u>II</u>
<u>Dean</u>	<u>of</u>	<u>Student Support Services/EOPS</u>
<u>Dean</u>	<u>of</u>	<u>Student Support Services/DSP&S</u>
<u>Dean</u>	<u>of</u>	<u>Student Support Services</u>
<u>Director,</u>	<u>Gateway to</u>	<u>College Program</u>
<u>Director</u>	<u>of</u>	<u>TRIO Programs</u>
<u>EOPS</u>		<u>Director</u>

<u>Classified</u>	<u>Administrator</u>	<u>Positions</u>
<u>Vice Chancellor</u>	<u>Finance &</u>	<u>Administration</u>
<u>Vice Chancellor</u>	<u>for</u>	<u>General Services</u>
<u>Vice Chancellor</u>	<u>for</u>	<u>Human Resources & Employee Relations</u>
<u>General</u>		<u>Counsel</u>
<u>Associate Vice Chancellor</u>	<u>for</u>	<u>Information Technology</u>
<u>Associate Vice Chancellor</u>	<u>for</u>	<u>Budget & Finance</u>
<u>Associate Vice Chancellor/Director</u>	<u>of</u>	<u>Development</u>
<u>Assistant</u>	<u>to</u>	<u>the Chancellor</u>
<u>Executive Director</u>	<u>of</u>	<u>Marketing and Public Relations</u>
<u>Budget</u>		<u>Manager</u>
<u>Business &</u>	<u>Administrative</u>	<u>Services Manager</u>
<u>Director,</u>	<u>Alameda County Small Business Development</u>	<u>Center</u>
<u>Director</u>	<u>of</u>	<u>Capital Projects</u>
<u>Director</u>	<u>of</u>	<u>Enterprise Services</u>
<u>Director</u>	<u>of</u>	<u>Facilities and Operations</u>
<u>Director of Green Technology Programs (changed to academic administrator under approval of the agenda)</u>		
<u>Director</u>	<u>of</u>	<u>Human Resources</u>
<u>Director</u>	<u>of</u>	<u>International Services</u>
<u>Director</u>	<u>of</u>	<u>Technical Services, Information Technology</u>
<u>Director</u>	<u>of</u>	<u>Financial Aid</u>
<u>Director</u>	<u>of</u>	<u>Special Projects</u>
<u>Director,</u>	<u>ATLAS</u>	<u>Program</u>
<u>Inspector</u>		<u>General</u>
<u>Internal</u>		<u>Auditor</u>
<u>Energy/Environmental</u>	<u>Sustainability</u>	<u>Manager</u>

<u>Facilities</u>	<u>Planning</u>	<u>&</u>	<u>Development</u>	<u>Manager</u>
<u>Facilities</u>		<u>Project</u>		<u>Manager</u>
<u>Food</u>		<u>Service</u>		<u>Manager</u>
<u>Moving</u>				<u>Manager</u>
<u>Payroll</u>				<u>Manager</u>
<u>Project</u>		<u>Design</u>		<u>Manager</u>
<u>Purchasing</u>		<u>Compliance</u>		<u>Manager</u>
<u>Risk</u>				<u>Manager</u>

(Director of Green Technology-Education-Programs was changed to an academic administrator position under approval of the agenda.)

Background Material

Trustee Guillén asked about the Director of Green technology which is an academic position, and the Ed Code shares that those positions are excluded from retreat rights.

MOTION: Motion by Trustee Abel Guillén, second by Trustee Cy Gulassa to approve agenda Item 20.

- AYES: Trustee Bill Riley, Trustee Linda Handy, Trustee Abel Guillén, Trustee Nicky Gonzalez Yuen, Trustee Bill Withrow, Trustee Cy Gulassa, and Trustee Marcie Hodge.
- NOES: None
- ABSTAIN: None
- ABSENT: None

- 21. Consider Approval of Short-Term Assignments - Hiring of Non-Academic Classified Short-Term Employees on an Emergency Basis Presenter: Vice Chancellor Largent Pursuant to AB500, attached is a report that contains the name, classification, and date of hire, assignment end date, hourly rate, classification, position title, location, background and experience department, and fund source of candidates recommended for short-term assignments in non-academic classified positions. Below are the names, and classifications of these candidates. Each candidate's assignment will not exceed the category in which hired. The Chancellor recommends approval. Last Name First Name Date of Hire End Date Position Title Site Brown Drue 2/16/11 6/30/11 Project Manager M Lagmay Raytina 2/16/11 5/28/11 Instructional Asst/Biology M
- 22. Consider Approval of Resolution 10/11-52, Acceptance and Retention, Ratification of Deductive Change Order No. 1, Dental Area Modifications at College of Alameda, Howard S. Wright Constructors L.P. Presenter: Vice Chancellor Ikharo On February 9, 2010, this Board awarded a contract to Howard S. Wright Constructors L.P. for the Dental Area Modifications at College of Alameda. Funding Source: Bond Measure A. The work has now been completed, a 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. This resolution accepts the work as complete and provides for a retention payment of \$11,628.60, which is 10% of the contract price. Ratification is also requested for Change Order No 1, a deduction in the amount of (\$9,015.00), which is a reduction of 7.2% to the original contract amount of \$125,301.00. It is in the best interests of the District and financially prudent to authorize this change order. This change order includes the following: * A time extension of 196 days at no cost. The contract was kept open awaiting the design of the sound attenuation work requested by College of Alameda. This work was awarded to

another contractor. * A deduction to the contract for a mechanical/electrical coordination allowance and unit prices that were not required, at a credit of (\$9,015.00). Approval to accept the project as complete and ratification of deductive Change Order No. 1 are recommended. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

23. Consider Approval to Enter into a Lease with Continental Can Building LLC for Interim Storage Needs for Merritt College and Laney College Presenter: Vice Chancellor Ikharo Approval is requested to enter into an eighteen-month lease with Continental Can Building LLC for storage space, at a total not-to-exceed cost of \$54,000. Funding Source: Bond Measure A. The building is located at 5601 San Leandro Street in Oakland and will accommodate the storage needs for Merritt College Library (books and furniture) and the Laney College Administrative Tower (equipment and furniture) during the modernization of these facilities. General construction work on the Merritt College Library and the Laney College Tower require storage space for books and other usable furniture, fixtures and equipment during renovation. Temporary accommodations in A129 were made for the Merritt Library staff and services. The remaining contents of the Library must be moved and stored during the renovation. Staff and services currently in the Laney Administrative Tower will relocate to the Cougar Village portables. All remaining building contents such as furniture, fixtures and equipment must be stored during the Tower renovation. This leased storage space will accommodate storage needs for these two projects. Only usable equipment and furniture will be stored. Other not needed furniture and equipment will be surplus, sold or donated to non-profit organizations. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

5. [Consider Approval of the California Dream Act Resolution 10/11-57 Trustees González Yuen and Guillén Consider approval of the California Dream Act Resolution 10/11-57. The Chancellor recommends approval.](#)

[Background Material](#)

[Executed resolution](#)

11. [Consider Approval of CCSF-311Q Report Presenter: Vice Chancellor Gerhard Consider Approval of the CCSF-311Q Report, Community Colleges Quarterly Financial \(Fiscal Year 2010-2011 and Quarter Ended: December 31, 2010\) Report. This report is due to the State Chancellor's office by February 15, 2011. The Chancellor recommends approval.](#)

[Background Material](#)

Trustee Guillén congratulated our Finance team for managing to timely produce this information.

12. Consider Ratification of the AP, Travel, and Consulting Contract Warrant Register Presenter: Vice Chancellor Gerhard Consider ratification of the AP, Travel, and Consulting Contract Warrant Register. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only. The Chancellor recommends ratification.

[Background Material](#)

EDUCATIONAL SERVICES

13. Consider Approval of Recommendations Regarding the Granting of Tenure and Continued Probationary Status of Tenure Track Faculty Presenter: Vice Chancellor Budd The Tenure Review Committees (TRCs) of the District have essentially completed their 2010-11 cycle of evaluations and their recommendations have been forwarded to and reviewed by the College Tenure Review Certification Committees (composed of the Vice Presidents of Instruction and the Faculty Academic Senate Presidents). The College Tenure Review Certification Committees have certified that the TRC for each candidate has followed the required procedures and timetables, and applied the expected standards of evaluation for Tenure Review; and, the College Presidents have made their recommendations, which concur with the recommendations of the respective College TRCs. The Vice Chancellor of Educational Services has reviewed and forwarded to the Chancellor, the Colleges' recommendations regarding the granting of tenure and continued probationary status of all tenure track faculty. Included in the attached recommendations are eleven (11) cases in which it is recommended that tenure be granted to faculty members; and thirty (30) cases where it is recommended that the District enter into a contract for the 2011-2012 Academic Year. The Chancellor recommends approval of the Tenure Review Recommendations for granting of tenure and continuation of probationary status, as follows, to the tenure track faculty as shown below.

A. RECOMMENDATIONS TO GRANT TENURE

The eleven (11) tenure track faculty being forwarded for Tenure have successfully completed their four-year probationary evaluation period. The recommendation to the Board of Trustees is that the District GRANT TENURE to each of these tenure track candidates listed immediately below, effective July 1, 2011, and employ each as a regular tenured employee for the 2011-2012 academic year and all subsequent years.

BERKELEY CITY COLLEGE (1) DISCIPLINE HIRE DATE

1. Annette Lee Marrs Multi-Media Arts 8/20/07

COLLEGE OF ALAMEDA (1) DISCIPLINE HIRE DATE

1. Reza Majlesi Biology 8/20/07

2. Sarah Peterson-Guada Psychology 8/20/07

3. Mary Shaughnessy EOPS Counselor 8/20/07

LANEY COLLEGE (4) DISCIPLINE

1. Amy Boroquez Biology 8/20/07

2. Loriann Raji Culinary Arts (Baking) 8/20/07

MERRITT COLLEGE (1) DISCIPLINE HIRE DATE

1. Diana Barrios ADN Nurse (Mat/Ch) 8/21/07 [W/1 yr LTS Credit]

2. Melinda Downing Biology 8/20/07

3. Tanya Ilarde Counselor (Transfer) 9/17/07 [W/1 yr LTS Credit]

4. Jennifer Shanoski Chemistry 8/20/07

5. Mary Louise Zernicke Diet & Nutrition 1/10/07

B. RECOMMENDATIONS TO CONTINUE PROBATIONARY STATUS

For the following thirty (30) tenure track faculty members, the recommendation to the Board of Trustees is that the District enter into a contract with each faculty member below for the 2011-2012 Academic Year so that they continue in probationary tenure track status as shown:

Berkeley City College: (8) Discipline [Year of Prob. Status?Being Recommended]

1. Juana Alicia Araiza Art 4th Year (Hire Date: 8-18-08)

2. Matthew Dean Freeman Political Science 3rd Year (Hire Date: 8-18-09)

3. Tamara Harris-Coleman Counselor 4th Year (Hire Date: 8-20-07)

4. Scott Hoshida English/Basic Skills 4th Year (Hire Date: 8-18-08)

5. Ivanetta Ikeda ASL 4th Year (Hire Date: 1-15-08)

6. Rachel Mercy Simpson Multimedia Arts 3rd Year (Hire Date: 1-13-09)

- 7. Gabrielle Winer ESL 4th Year (Hire Date: 8-18-08)
- 8. Dmitry Zhiv Math (Dev./PACE B.S.)4th Year (Hire Date: 1-15-08) [David Johnson, resigned effective 12/31/10, to take a Dean position at another college.]
College Of Alameda: (4) Discipline [Year of Prob. Status?Being Recommended]
- 1. Claudia Abadia Math (Developmental) 4th Year (Hire Date: 8-18-08)
- 2. Dylan Eret Humanities 4th Year (Hire Date: 8-18-08)
- 3. Sheila Lau Counselor/Artic. Officer 3rd Year (Hire Date: 8-18-09)
- 4. Gloria Vogt Business 2nd Year (Hire Date: 8-21-10)* [As TT Faculty]
Laney College: (12) Discipline [Year of Prob. Status?Being Recommended]
- 1. Tamika Brown Afr-Am Studies 4th Year (Hire Date: 8-18-08)
- 2. Ann Buchalter Librarian 4th Year (Hire Date: 12-10-07)
- 3. Hung-Wen Chang Math 4th Year (Hire Date: 8-18-08)
- 4. Lillian Chow Counselor 4th Year (Hire Date: 8-18-08)
- 5. Fredrick Jackson Business (Office Tech.) 4th Year (Hire Date: 8-18-08)
- 6. Bruce Lazarus Cosmetology 4th Year (Hire Date: 8-18-08)
- 7. Mark Rauzon Geography 4th Year (Hire Date: 8-18-08)
- 8. Amir Sabsevary Humanities 4th Year (Hire Date: 8-18-08)
- 9. Karen Talbot LD Specialist 3rd Year (Hire Date: 11-2-09)
- 10. Susan Truong EOPS Counselor 4th Year (Hire Date: 8-18-08)
- 11. Stephen Weldon Electr. & Indus. Controls 4th Year (Hire Date: 8-18-08)
- 12. Steven Zetlan ESL 4th Year (Hire Date: 8-18-08)
Merritt College: (6) Discipline [Year of Prob. Status?Being Recommended]
- 1. Claudio Duran History 4th Year (Hire Date: 8-18-08)
- 2. Jerry Hollister Radiological-Science 4th Year (Hire Date: 8-18-08)
- 3. Angela Khoo Counselor 4th Year (Hire Date: 2-27-08)
- 4. Lawrence Lee Landscape Horticulture 4th Year (Hire Date: 8-18-08)
- 5. Mario Rivas Psychology/Counselor 4th Year (Hire Date: 8-18-08) *[As TT Faculty]
- 6. Jayi Thompson Communications/Speech 4th Year (Hire Date: 8-18-08) (changed to 4th year, under approval of the agenda)

Trustee Guillén offered congrats to those granted tenure.

14. Consider Approval of Resolution 10/11-54 for California Department of Rehabilitation (DOR) and the College of Alameda Presenter: Vice Chancellor Budd Consider approval of Resolution 10/11-54 to certify approval of a contract with the California Department of Rehabilitation DOR grant application for pre-vocational and vocational training for students with intellectual disabilities for the College of Alameda. Funding Source: Department of Rehabilitation. The purpose of the grant is to support DSPS students with pre-vocational and vocational training through on-campus inclusive training and other related support services. The College of Alameda will request \$250,000 per year for three years. COA will work in partnership with their One-Stop, industry employers and specialized non-profits to implement this grant. COA has a program that already implements many of the program components through their Workability grant program. If funded, COA will review the possibility of working with other campuses in the second or third year of funding. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

[Executed resolution](#)

15. Consider Approval of MOU for DOL Community Based Job Training Program with Allen Temple, Men of Valor, Berkeley Youth Alternatives and Private Industry Council for Peralta Community College District Presenter: Vice Chancellor Budd Consider approval of MOU funding not to exceed \$416,565 for DOL Community Based Job Training Program with Allen Temple, Men of Valor, Berkeley Youth Alternatives and Private Industry Council for Peralta Community College District. Funding Source: Department of Labor. In order to support the goals and objectives of the Peralta Achievement Collaborative, through the Community-Based Job Training Program, Allen Temple, Men of Valor, and Berkeley Youth Collaborative, will be responsible for the following services: * A full-time case manager * On-site support services including GED, Computer literacy skills, transportation, legal assistance, housing, substance abuse and mental health services, job placement and retention services for 40-45 clients, * Recruit students to enroll at Merritt and College of Alameda. * Collaboration with PIC and Merritt College to:
 - o Being responsible for keeping detailed records of services and participants move through the service delivery process and transmission of those to PIC and Merritt College to maintain complete audit records for compliance with DOL regulations.
 - o Cooperating with case management, placement, and retention activities as these may have an impact on instruction or other college services to students.* To participate in ongoing consortium activities to ensure consistent achievement of grant, training, and placement objectives. The Private Industry Council will work with each of the community partners to collect and report data on clients/participants including services rendered and employment placement. Additionally, PIC will work closely with Merritt College to prepare statistical data for reports required by the Department of Labor. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

16. Consider Contract Authorization with Innovative Interfaces Inc., for a New Integrated Library System (Millennium) for the Four Colleges Presenter: Vice Chancellor Budd Consider Authorization to enter into a contract with Innovative Interfaces Inc., for a new integrated library system (Millennium) for the four colleges in an estimated amount not to exceed \$274,707.50. Source of Funds: Bond Measure A. A formal Request for Proposals (RFP) 10-11/17 was conducted for the Integrated Library System for the District's four colleges. A total of two (2) firms submitted responses to the District's RFP. A panel was convened to evaluate the proposals based on their submitted responses to the District's evaluation criteria of: Proposal and Approach, Experience and Viability, Delivery, Proposed Costs, Environmental Sustainability, and SLBE affiliation. The committee evaluated each proposal and both vendors were invited to demonstrate their product to the District. After review and analysis, Innovative Interfaces Inc., was the higher ranking firm. The average scores are summarized as follows: Vendors Average Score Innovative Interfaces Inc. 92.2 SirsiDynix 66 Source of Funds: Measure A, as approved by the voters and authorized by Resolution 05/06-45, providing for Laney College, Library Improvements (Facilities, Collections, Technology)". All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

17. Contract Approval between College of Alameda and Lin Marelick to Provide Administrative Oversight for Transportation and Logistics Workforce-related Programs and Projects, such as the ATLAS Program Consider approval of a contract between College of Alameda and Ms. Lin Marelick to provide administrative oversight of transportation and logistics workforce-related programs through June 30, 2011 not to exceed \$45,000. Source of Funds: State of

California Employment Development Department; Department of Labor; American Recovery and Reinvestment Act. She will implement program objectives according to timelines established in the ATLAS and related transportation and logistics-workforce grant, direct program education and training activities, and oversee the convening of the ATLAS and related transportation and logistics-workforce program. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. PERSONNEL

[Background Material](#)

18. (Item Removed from the Agenda.)
19. Consider Approval of Revised Management Salary Schedule Presenter: Vice Chancellor Largent Consider approval of revised management salary schedule. The District's existing Management Salary Schedule (Attachment A), which has been in effect since July 1, 2008, does not include Step advancements similar to all other full-time District employee salary schedules. Furthermore, the existing Management Salary Schedule was addressed in a report dated September 15, 2009 from former State Chancellor Mark Drummond to the Board of Trustees. Former Chancellor Drummond recommended revisions to the Management Salary Schedule to include step and range similar to the salary schedule for all other full-time employees of the District. The recommended revised Salary Schedule (Attachment B) includes a five (5) step salary range for all management classifications. The existing minimum and maximum salary range established by the District in 2008 remains unchanged. Fiscal impact: None. The proposed changes identified in the recommended revised Management Salary Schedule, does not result in any salary adjustment for management employees during the 2011-2012 academic year. Furthermore implementation of the revised salary schedule will not result in any increased cost to the District. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

24. [Consider Approval of Agreement for Construction Management Services with Bovis Lend Lease, Inc. for Multiple Merritt College Short-Term Building Improvement Projects Presenter: Vice Chancellor Ikharo Approval is requested for the Chancellor to enter into an agreement with Bovis Lend Lease, Inc. for construction management services related to Merritt College Short-Term Building Improvement Projects, in the not-to-exceed amount of \\$229,500. Funding Source: Bond Measure A. This construction management agreement covers the period from July 1, 2010 through March 31, 2011. Services are provided at a monthly fee of \\$27,000 for the period from July 1, 2010 through February 28, 2011 \(eight months\), and at a not-to-exceed fee of \\$13,500 for March, the last month of the contract term. The fee will be reduced for the last month because most of the projects are nearing completion, and full construction management services will not be required. After March 2011, any further construction management services necessary for these projects will be handled in-house by the District Project Manager. Under this agreement, services are provided for the following projects at Merritt College: * Building "A" Swing Spaces * Building "E" Improvements * Buildings "D", "P" & "Q" Waterproofing Improvements * Building "Q" Improvements * Exterior Lighting Improvements * Site Improvements The services include: * Project management support * Attend design meetings and project meetings * Attend District meetings as required * Assist the District with the bidding process * Assist the District with Requests for Proposals for testing and inspection * Construction management and closeout for projects * Review estimates for content All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends](#)

[approval.](#)

[Background Material](#)

Trustee González Yuen shared that this item is highly unusual, and that the item should really be a ratification for work started last year. This is not the usual way we conduct our business.

25. Consider Approval of Amendment No. 2 to the Agreement for Architectural Services with George Dedekian, Architect for ADA Renovations (Disabled Barrier Removal Projects) at Laney College Presenter: Vice Chancellor Ikharo Approval is requested for Amendment No. 2 to the agreement for architectural services with George Dedekian, Architect for the ADA Renovations (Disabled Barrier Removal Projects) at Laney College, in the amount of \$39,031. Funding Source: Bond Measure A. The amendment is requested because the scope of work increased, requiring additional architectural services. The services for the additional scope of work will include: * West Campus Entry Increment No. 9: Additional requirements imposed by the City of Oakland for work in the Public-Right-of-Way including the architectural design and coordination with the civil engineering consultants. * Campus-Wide drinking fountains and urinal changes: The District requested changing to a drinking fountain model based on new District standards and changing from waterless urinals to standard urinals at refurbished restrooms. * Added scope from Injunctive Relief Settlement Agreement after plans were bid and approved by DSA: Additional Theater restrooms, accessible parking, interior road repair, handrails and signage. The original agreement with George Dedekian, Architect, in the amount of \$226,455, was approved by the Board of Trustees at the meeting of March 24, 2009. Amendment No. 1, at a fee of \$53,790, was approved at the December 15, 2009 Board meeting. Including this Amendment No. 2, the total agreement amount is \$319,276. George Dedekian was originally selected for this project because he provided architectural services for the preparation of the Disabled Access Survey for Laney College. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

26. Consider Approval to Consent to the Assignment of its Rights under Section 17 of the Agreement Regarding the Alameda Landing Project and 860 Atlantic Avenue Building Presenter: General Counsel Nguyen The District previously entered into an agreement with Palmtree and the Alameda Community Improvement Commission regarding the surplus of portions of land at College of Alameda and the acquisition of 860 Atlantic Avenue building. Palmtree is an affiliate of ProLogis. ProLogis has entered into a portfolio transaction with TPG Capital, L.P., where ProLogis is selling to TPG the mixed-use business, including without limitation, Alameda Landing. The TPG affiliate that would take on the Alameda Landing project is Catellus Alameda Development, LLC. Therefore, Palmtree is requesting the District's consent to the assignment of its rights under Section 17 of the Property Exchange Agreement to Catellus Alameda Development, LLC. Palmtree has also requested the consent of the Alameda Community Improvement Commission to the assignment. The ProLogis-TPG transaction is scheduled to close on February 28, 2011. The assignment does not make any substantive changes to the obligations of the parties. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

27. [Consider Approval for Contracted Services with ELS Group, LLC Presenter: President](#)

Webb Consider Approval for Contracted Services with the ELS Group LLC, George Kozitza consultant, from February 28, 2011 through June 30, 2011 at a rate not to exceed \$11,500 per month. Funding Source: Laney College General Funds. Contract services includes strategic planning for fiscal solvency and operational efficiency; analyses of business operations as part of documenting progress in advancing the Laney College Educational Master Plan agenda; completion of institutional protocols; the College standard operating procedures; assist planning for the operation needs of Laney College as well as insuring adherence to applicable statutes, regulations and internal accounting, purchasing, payroll, fiscal, and facilities reporting policies and procedures; and review and make recommendations regarding the work of the Division related to capital improvement projects, facilities maintenance and operations and leased facilities to assure optimum utility. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

Trustee Guillén noted that this consultant fee is the equivalent of funding 20 FTE students, which gives a different perspective on the expense. He urges the District to use caution and careful consideration when hiring consultants, and to carefully examine all expenses.

ADJOURNMENT OF THE REGULAR BOARD MEETING

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours prior to the meeting.

Wise E. Allen, Chancellor
Secretary to the Board of Trustees
PERALTA COMMUNITY COLLEGE
DISTRICT