



BOARD OF TRUSTEES
OF THE
PERALTA COMMUNITY COLLEGE DISTRICT
MINUTES
APRIL 12, 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 5:30 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 5:30 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 Cy Gulassa, Trustee Nicky González Yuen, Student Trustee Jurena Storm, and Student Trustee Esteem Brumfield.
Absent: Trustee Abel Guillén, Trustee Linda Handy, and Trustee Marcie Hodge.

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

At tonight's closed session, the Board voted to: 1. Rescind the Non-Renewal Contract for faculty member Patricia (Trish) Nelson, COA, and to approve her move forward as a third year probationary instructor. AYES: 4 NOES: 0 ABSTAIN: 0 ABSENT: Trustees Guillén, Handy, and Hodge. The Board also voted to approve the appointment of the following public employee contract: 2. Interim Director, Gateway to College Program, Laney College, Anthony Flores, at an annual salary of \$85,000 from April 18, 2011 through April 18, 2012 Grant-Funded. AYES: 4 NOES: ABSTAIN: ABSENT: Trustees Guillén, Handy, and Hodge.

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

MOTION: Motion by Trustee Cy Gulassa, second by Trustee Nicky González Yuen to approve the agenda.

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

MINUTES 7:03 P.M.

MOTION: Motion by Trustee Bill Withrow, second by Trustee Nicky González Yuen to approve the minutes.

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

1. Consider Minutes of the Board Meeting of March 29, 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."

Background Material

ASSOCIATED STUDENT GOVERNMENT REPRESENTATIVES REPORT 7:04 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.)

Student government leaders gave reports on their campus activities. Speaker Kleigh, BCC, announced their Speak out Loud program on April 5th, Constitution lunch, which has passed, May 4th Muslim student association movie on Islam, and Fulbright conference will be held at BCC. Speaker Washburn, COA, announced their participation in the Student senate general assembly, Hands across California, student forum on accreditation, health fairs, and town hall for student government candidates. Speaker Marlen, Merritt College, announced their participation in the Student Senate General Assembly, health awareness month upcoming, student elections upcoming, and upcoming Spring break. Speaker Williams, Laney College, announced Cesar Chavez event was successful, student elections, international day, with pictures on A better Laney on Facebook.

ACSOA Report

COMMUNICATIONS FROM MEMBERS OF THE PUBLIC 7:10 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.

None.

IDENTIFICATION OF ITEMS TO BE REMOVED FROM THE CONSENT CALENDAR FOR DEBATE 7:25 P.M. (Please state the agenda item number and identify the issue.)

None.

IDENTIFICATION OF ITEMS TO REMAIN ON THE CONSENT CALENDAR AND PULLED FOR DISCUSSION 7:27 P.M. (Please state the agenda item number and identify the issue.)

Item 6 and 20.

IDENTIFICATION OF ITEMS WITH PUBLIC SPEAKERS 7:29 P.M.

PRESENTATIONS 7:30 P.M.

2. Presentation on Redistricting Presenter: Charles Bradshaw, Marstel-Day, LLC (10 minutes)

Background Material

Trustee Gulassa thanked the firm for the presentation and their services.

3. Presentation on the Student March in March to Sacramento Presenter: Student Trustee Storm (15 minutes)

BOARD WORKSHOP SESSION/ACTION 7:50 P.M. (This workshop is in lieu of the Board Facilities and Land Use Committee considering this item, in light of the Governing Board's action on February 1, 2011 to suspend Board committees.)

4. Bond Measure A Capital Outlay Project Workshop Presenter: Vice Chancellor Ikharo (30 minutes) The Board will conduct a workshop on Bond Measure A Capital Outlay Projects.

Trustee Yuen thanked Dr. Ikharo and his staff for the presentation and for working so hard on these projects over the last five years. The projects are well-organized and run efficiently. It would be advantageous to speed-up the timing of bond funded projects. Trustee Gulassa thanked Dr. Ikharo for the comprehensive report. This report replaces the former committee reporting structure, and this is the new process to convey information and provide reassurances on projects to the Board. He assured the public that problems with bond projects occurring at other community college districts are not occurring here.

Measure A Status Report

Measure A projects

ACTION ITEMS 8:20 P.M. INFORMATIONAL ITEMS AND WRITTEN REPORTS

CHANCELLOR

5. 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

[Financial Aid update](#)

[Ed Services report](#)

[Finance report](#)

College Reports

Merritt College Presenter: President Adams

[Background Material](#)

Laney College Presenter: President Webb

College of Alameda Presenter: President Jackson

Berkeley City College Presenter: President Inclan

[Background Material](#)

COMMENTS FROM THE BOARD OF TRUSTEES

Trustee Withrow announced the Retirement Board meeting from 4-6 pm in the Boardroom on April 13th to address the OPEB issues. Student Trustee Storm reminded students that there is a townhall meeting Thursday night at 6 p.m. to discuss the student fee policy, and the Hands Across California event is scheduled for this Sunday, and that volunteers and supporters are needed. Trustee González Yuen shared there was a teach-in at BCC, in addition to our educational programs. April 28th is Earth Day celebration with a districtwide teach-in in all classes and a special culinary arts program cook-off at Laney College. SustainablePeralta.org has a great promotional video for the day. Trustee Gulassa shared that the District had its accreditation team meeting yesterday, and the team was very complementary on the District's progress and the wonderful work done by our Chancellor. Vice Chancellor Budd and her staff were thanked for the voluminous work involved with the visit. He announcement that the Board has declined City of Oakland's offer to purchase the Kaiser Auditorium building, and that the Board requested that the City consider a joint community governance project to fit educational needs and joint uses in the community for maximum public use, under the City's lead on the project. The Chancellor selection group is meeting tomorrow with some key union leaders, and the same search firm will continue the search process, at no cost to the District. The Board will sit with the leadership groups to address any concerns, with the process starting in August upon everyone's return from summer break. He commended students for marching on Sacramento, and encouraged people to continue on that path. Cassandra Beverly, Merritt College student, is pictured in USA Today to the all CA State academic team, with four students chosen from Peralta. Merritt College also receives \$15,000 in student book grants. The students were congratulated.

DAS PRESIDENT REPORT Presenter: DAS President van Putten

[DAS President Report](#)

PUBLIC HEARING and ACTION ITEM 8:30 P.M.

6. Consider Approval of Resolution 10/11-69 to Reduce/Eliminate Certain Services and Related Layoff Notices 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. District-wide approaches to address the reduction of funding for General Fund and Categorically-Funded positions require significant reductions and/or discontinuance/elimination of current services. The Governing Board complies with California Education Code §§88005, 88117, and 88127 in its deletion of affected positions and reduction of work years; and the District is required by California Education Code §88017 to notify affected classified incumbents no earlier than 45 calendar days prior to the effective date of lay-off. The following classified position allocations are hereby affected by lack of funds, effective May 28, 2011: Position Title Layoff FTE Site/Department Cook 0.75 District - Children’s Center Coordinator/Children’s Center 1.00 District - Children’s Center Coordinator/International Education 1.00 District - International Education Coordinator/Learning Resource Center 1.00 Alameda - Student Services Department Network Coordinator 1.00 Alameda - Office of Instruction Staff Assistant/DSPS 1.00 Laney - Student Services Laney College - Student Services Position Title Reduction in Assignment Alternate Media Technology Specialist Reduce 12-month position to 10-month position Coordinator/Interpreter Services Reduce 12-month position to 10-month position DSPS Adapted Computer Learning Technician Reduce 12-month position to 10-month position Program Specialist/DSPS Reduce 12-month position to 10-month position The Chancellor is directed to: 1. Immediately notify all affected employee organizations of the issues, directions and concerns set forth in this Resolution, in order to allow any affected organization to request to meet and negotiate any resulting effects of lay-off. 2. Comply with all applicable sections of the California Education Code in preparing any and all required lay-off and/or reassignment notices to classified incumbents so affected by lack of funding, and any and all notices as required by collective bargaining agreement. The Governing Board has determined, after public input, that layoff and reduction of work years of employees is the necessary and last fiscally viable response to the District’s adverse budgetary situation. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

The Chancellor gave an update on the DSPS budget. Operating a DSPS program is voluntary by our District. We had a \$1 million dollar State reduction in our DSPS budget. The State thus gave some flexibility in the program requirements. This is the first step to give notice of a possible intent to reduce staff in this area, and 45 days notice is needed. There may be opportunities to make future changes based upon the State’s May revise budget. We plan to provide the services in more efficient ways, and to continue to evaluate the State budget picture. President Webb shared her plan to continue to provide services if the reductions are made. Laney College has every intent to maintain the program and services, and students will continue to be served. We will have to restructure how we do business, looking at effective practices elsewhere. One DSPS interpreter will assist all of the colleges, with added college partnerships, working with the Center for Independent Living, community-based resources, and the Department of Rehabilitation. We’re in discussions to provide tutors from four-year colleges, and to use administrative interns in mental health support.

Speaker Trice Jr. is receiving his AA degree at Laney, and the DSPS staff helped him with his math program. He feels it would be a shame to reduce the staff in this program. Speaker Sideo, Merritt College DSPS counselor, supports her colleagues, and asks that DSPS positions not be reduced. Speaker Kale, Laney DSPS student, has a list of 100 names that she presented to the Board. They are all gravely concerned about the pending cuts and services, which are all necessary in order for the students to meet their educational goals. Speaker Gutierrez, DSPS Laney College counselor, shared that many students have already dropped out of school, and she feels that the position being cut will have a severe, detrimental impact on the students. Speaker Streiswiter shared that disabilities are often invisible to others. He feels that Title 5 needs to be followed in this case to provide full funding. Speaker Garcia stressed the importance of the DSPS program. She's earned high grades due to this program, and she asked the Board to consider her needs. Speaker Davis asked how she can take her tests without the laid-off employee, who provide the test-taking assistance. She previously had bad grades, and has made great progress with help from the DSPS program. Speaker Ferro, DSPS interim coordinator, feels the students are speaking from their hearts, and that the students need this program. She begged the Board not to pass this proposal, and she wants to work with the administration to find an alternate solution. Speaker Maxwell is a DSPS permanent coordinator. She reported that COA is working as a team on their DSPS problems. She feels that there has been insufficient planning and collaboration to solve the DSPS staffing issues and how the services will be provided at Laney. She asked how summer students will be served in the program. Speaker Hampton shared that the DSPS program is enlightening, and that it gives hope to students who have none. It helps students to receive good grades through hard work. Using the DSPS tools are effective, and he is successful, returning to school after a 20 year break. Speaker Russell, DSPS student, shared her success story. She was on drugs when she arrived here. She had always been told that she was stupid. The DSPS program guided her and showed her compassion. She asked for the Board's support on behalf of future students who will need these resources. Speaker Weintraub, PFT President, supports the employees and students who have spoken. She feels it's heartbreaking to see programs broken down. Speaker Schacker shared that students have lost some of the basic skill classes. They receive valuable services from the positions slated to be eliminated or reduced. Speaker Donaldson, SEIU political coordinator, shared that there have been many missed negotiation opportunities to save these cuts. Trustee González Yuen asked if we didn't make these cuts for \$80,000, what would be cut instead. We are underfunded by the State for \$1 million dollars, and so if the District doesn't cut here, we'll have to cut elsewhere. If this goes into effect, it won't occur until July. The program also runs with a deficit of \$200,000. Expertise will be leveraged into the department. If there were any other possible options, this option would not be before the Board. This is the first of many possible cuts that may have to occur in the future. Everything is on the table, including some of the athletic programs and program consolidating. We won't have the whole budget picture until the State May revise. We're doing what is necessary to maintain District solvency. The outcomes can be communicated to legislators sharing what services we're not providing, and the number of students impacted. The recommended reductions won't impact the summer or next years' schedule, as no services will be changed. Trustee Gulassa thanked the speakers for their passionate pleas. He reminded the public that we're not cutting the program, but are cutting one position, and reducing some hours. These are 45 day notices, and much will occur during this time period. There will be retirements and possible restaffing, with new methods of delivery. Outside expert groups will help us to leverage services offered. He would also appreciate a report in May on how we are managing and leveraging the services, should the cuts have to occur. The Chancellor and Presidents are working hard, and the painful budget cuts will be felt be all. The Board will work in the most just, passionate ways possible. The implementation plan will be completed in May. Trustee González Yuen asked about the Laney decision-making process. The Chancellor and President Webb explained this process that started last Spring, examining the budget process, with the funding source decreasing. President Webb shared that this process started in Spring 2010 with her college budgetary advisory committee, working on team principles and college-wide reductions, and town

hall meetings. Results were presented to the VPs, Deans, program coordinators, and department chairs to discuss priorities. DSPS knew they had a historical budget deficit, which had previously been \$1 million dollars. The college plan process was described, with the goal to end the year fiscally solvent. We spent over \$6 million dollars that wasn't previously funded by the State on this program, so we had to stop the general fund drain, and end this year with a balanced budget and a 5% reserve. Otherwise, we wouldn't be where we are with the accreditation team, and the State Chancellor's Office.

MOTION: Motion by Trustee Cy Gulassa, second by Trustee Bill Withrow to approve agenda Item 6, with twice a year report of the cut effects, and a May report on the cut implementations.

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

Student Trustee Brumfield asked about available outside resources, and how this will look and be transitioned. The Chancellor shared that we will bring in the experts on these issues to do an objective assessment on how to implement outside assistance. Trustee González Yuen suggested a friendly amendment, that this item return to the Board with a report in May, and with future bi-yearly reports, which was accepted.

[Executed resolution](#)

[Student petition](#)

[Public comments on DSPS](#)

CONSENT CALENDAR (FOR ACTION) 9:00 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 Nicky González Yuen, second by Trustee Cy Gulassa to approve the consent calendar, including agenda items 7 through 28.

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

BOARD RESOLUTION

- 7. Consider Approval of Resolution 10/11-68, Excusing Trustee Absence Presenter:

Trustee Riley It is recommended that Trustees approve Resolution 10/11-68, excusing Trustee Hodge from the March 29, 2011 Board meeting due to illness. The Chancellor recommends approval.

[Background Material](#)

[Executed resolution](#)

FINANCIAL SERVICES

8. Consider Approval of Budget Transfer Report Presenter: Vice Chancellor Gerhard Consider approval of budget transfer report. Budget transfers shall be made in accordance with California Code of Regulations Section 58307. The Chancellor recommends approval.

[Background Material](#)

9. Consider Approval of Resolution 10/11-70, Tax & Revenue Anticipation Notes Presenter: Vice Chancellor Gerhard Consider approval of Resolution 10/11-70 authorizing the issuance of the Fiscal Year 2011-12 Tax and Revenue Anticipation Notes (TRANS) in an amount not to exceed \$18 million. The issuance of these TRANS will address temporary cash flow shortfalls arising from fluctuations in monthly apportionment payments from the State during the fiscal year. It is anticipated that the total cash deferrals from the State during Fiscal Year 2011-12 will exceed \$18 million. The Chancellor recommends approval.

[Background Material](#)

[Executed resolution](#)

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](#)

11. 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

12. Consider Approval of Independent Contract for Men of Valor Presenter: Vice Chancellor Budd Consider approval of independent contract for Men of Valor. Funding Source: Department of Labor. Men of Valor will provide a full-time case manager, onsite supportive services including GED, computer literacy skills, transportation, legal assistance, housing, substance abuse and mental health services, job placement and retention services for

approximately 40-45 clients. Men of Valor will also provide housing and food for 20 program participants at their facility. The contract total amount to be approved shall not exceed \$418,500. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

13. Consider Approval of Independent Contract for Berkeley Youth Alternatives Presenter: Vice Chancellor Budd Consider approval of independent contract for Berkeley Youth Alternatives. Funding Source: Department of Labor. Berkeley Youth Alternatives will provide a full-time case manager, onsite supportive services including basic skills, linkages to a range of supportive services including childcare, transportation, legal assistance, housing, substance abuse and mental health services, job placement and retention services for approximately 40-45 clients. The contract total amount to be approved shall not exceed \$392,202. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

14. Consider Approval of Independent Contract for Oakland Private Industry Council Presenter: Vice Chancellor Budd Consider approval of independent contract for Oakland Private Industry Council. Funding Source: Department of Labor. Oakland Private Industry Council will provide the following: Job Training Automation System (JTA) enrollment and entry of participants outcomes into the EDD JTA tracking system. Training of Peralta Achievement Collaborative direct service partners on WIA eligibility, documentation and outcome monitoring, Comply with all activity requirements and mandates of the State California Employment Development Department, including reporting of participants activities, outcomes, and compliance with the state requirements. The contract total amount to be approved shall not exceed \$282,000. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

15. Consider Approval of the DOL Community-Based Job Training Program MOU with Allen Temple Presenter: Vice Chancellor Budd Consider approval of the Community-Based Job Training Program MOU with Allen Temple, not to exceed \$416,565. 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 will be responsible for: 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, Recruiting students to enroll at Merritt and College of Alameda, Collaboration with PIC and Merritt College, and Participation in ongoing consortium activities to ensure consistent achievement of grant, training, and placement objectives. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

16. Consider Approval of Letter of Intent to apply for Health Careers Opportunity Program Grant Presenter: Vice Chancellor Budd Consider approval of letter of intent to apply for Health Careers Opportunity Program Grant. Funding Source: Department of Education. The goal of the Health Careers Opportunity Program (HCOP) is to assist

individuals from disadvantaged backgrounds to undertake education to enter a health profession. The HCOP program works to build diversity in the health fields by providing students from disadvantaged backgrounds an opportunity to develop the skills needed to successfully complete, enter and graduate from health professions schools. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

17. Consider Approval of Letter of Intent to Apply for Fund for the Improvement of Postsecondary Education (FIPSE) Grant Presenter: Vice Chancellor Budd Consider approval of letter of intent to apply for fund for the improvement of postsecondary education (FIPSE) grant. Funding Source: Department of Education. The Comprehensive Program supports innovative grants and cooperative agreements to improve postsecondary education. It supports reforms, innovations, and significant improvements of postsecondary education that respond to problems of national significance and serve as national models. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

18. Consider Approval of Faculty member Patricia (Trish) Nelson, COA, to Move Forward as a Third Year Probationary Instructor Presenter: Vice Chancellor Budd Consider approval of faculty member Patricia (Trish) Nelson, COA, to move forward as a third year probationary instructor. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

PERSONNEL

19. 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 Start Date End Date Title Site
Guillory Gloria 4/13/11 6/30/11 Accounting Technician L Lyons Jeffrey 4/13/11 6/30/11 Instructional Asst/Machine Tech L Markham Chauncey 4/13/11 6/30/11 Secretary M Rojas De Flores Maria 4/13/11 6/30/11 Custodian D Wright Wanda 4/13/11 6/30/11 Instructional Asst III/DSPS A Yu Zhi 4/13/11 6/30/11 Admissions & Records Clerk D
20. [Consider Approval of Bond Measure Budget Transfers and Appropriations Presenter: Vice Chancellor Ikharo Approval is requested for four \(4\) bond measure budget transfers and appropriations. The budget actions have been approved by the appropriate College President, Vice Chancellor for General Services, Vice Chancellor for Finance & Administration, and the Chancellor. With the intent of full disclosure, they are now presented to the Board of Trustees for approval. Funding Source: Bond Measures A and E. On June 23, 2009, the Board of Trustees approved the Bond Measure \(A and E\) Spending Plan, which included budget appropriations, cash flow projections and budget transfer procedures. The Measure A budget included all current and future projects totaling the \\$390 million bond amount. At that time the Board also approved the process for future budget transfers from one project to](#)

another, which included approvals and subsequent ratification by the Board of Trustees. Since that time, project scopes have been refined, and some new projects have been created. In accordance with the Board approved Bond Measure Spending Plan, budget transfer forms have been prepared for each budget transaction. These four transactions indicate the current budget, revised or new budget and the transfer amount, for both the budget that is being increased (credit) and the budget that is being decreased (debit). Following are the budget transfer summaries: Transfer Number Project/Budget Name Current Budget Revised Budget Transfer Amount 16 (Measure A) To: Kaiser Center Due Diligence 0 \$ 104,000 \$104,000 From: District-Wide Contingency Reserve \$4,725,000 \$4,621,000 (\$104,000) Description: Per Board of Trustees, create a project for the due diligence on the Kaiser Center. 17 (Measure E) To: District-Wide Security Project \$5,030,664 \$6,734,414 \$1,703,750 From: Measure E Unallocated Funds \$6,300,590 \$4,596,840 (\$1,703,750) Description: Expand the District-Wide Security Project scope to include cameras, locks and infrastructure for the Smart Classroom project. 18 (Measure E) To: District-Wide EMC/SANs Storage Equipment 0 \$879,000 \$879,000 From: Measure E Unallocated Funds \$4,596,840 \$3,717,840 (\$879,000) Description: Per Board of Trustees approval on 1/18/2011, create a new district-wide project that includes a redundant Disaster Recovery System, upgrades to College of Alameda's IT infrastructure, and provides IT staff training on the CISCO, EMC and VMWare technology. 19 (Measure E) To: Laney Library \$1,770,000 \$3,020,000 \$1,250,000 From: Measure E Unallocated Funds \$3,717,840 \$2,467,840 (\$1,250,000) Description: Funding to restore the Laney Library budget to level prior to Budget Transfer #8. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

Speaker Weintraub, PFT President, realizes that funds were spent as due diligence for the Kaiser Auditorium property and that the project won't proceed. She feels those funds could have been better spent on our colleges' existing buildings and equipment.

21. Consider Approval to Enter into an Agreement with Olive Construction Management, Inc. for Project/Construction Management Services for the District-Wide Smart Classroom Security Implementation Project Presenter: Vice Chancellor Ikharo Approval is requested to enter into an agreement with Olive Construction Management, Inc. (OCM) to provide project/construction management services for the District-Wide Smart Classroom Security Implementation Project, in the amount of \$37,525. Funding Source: Bond Measure A. Currently the District is bidding a District-wide security project that will provide programmable security hardware for smart classrooms. By installation of this security upgrade, enhanced security will be installed in smart classrooms District-wide, wherever new equipment is to be installed. The construction period will be from May through July 2011, and the agreement with OCM will extend through July 2011. All construction work will be done in the evening hours from 10 p.m. to 6 a.m., to avoid disruption to classes. OCM is currently providing construction management services on the PCCD Smart Classroom Electrical & Low Voltage project and the District-Wide Smart Classroom Systems project. These projects are also being done during evening hours. The firm was originally selected from the Board approved short list of project management firms. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

22. Consider Approval of Amendment No. 1 to Agreement with Olive Construction

Management, Inc. Project/Construction Management Services for the District-Wide Smart Classroom Project Presenter: Vice Chancellor Ikharo Approval is requested for Amendment No. 1 to the agreement for project/construction management services with Olive Construction Management, Inc. (OCM) for the second phase of the District-Wide Smart Classroom Project, in the amount of \$155,060. Funding Source: Bond Measure E. The amendment will extend the period for construction management services through August 9, 2011. The Smart Classroom Project incorporated several design changes to accommodate the campuses' requests, which ultimately resulted in redesign of components and a delay to the start of the two Smart Classroom construction projects. The PCCD Smart Classroom Electrical & Low Voltage project, which provides the infrastructure for the audiovisual equipment, was delayed 43 working days. The second project, PCCD Smart Classroom Systems, will result in the acquisition and installation of all audiovisual equipment. It is targeted to be complete August 9, 2011. This amendment will allow OCM to continue to oversee construction activities at all four campuses for the remainder of the Smart Classroom projects. All construction work is in the evening hours from 10 p.m. to 6 a.m., and the work is being done in all four campuses concurrently. OCM also attends daytime meetings for District reviews and coordination. The Board approved the original agreement with OCM, in the amount of \$255,138 (incorrectly listed as \$253,138), at the meeting of December 7, 2010. They were selected from the previously Board approved short list of project management firms. Including this Amendment No. 1, the total contract amount will be \$410,198 (incorrectly listed as \$408,198). All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

23. Consider Approval of Amendment No. 2 to Agreement with Inspection Services, Inc. (ISI) for the Laney College Athletic Complex Project Presenter: Vice Chancellor Ikharo Approval is requested for Amendment No. 2 to the agreement with Inspection Services, Inc. (ISI) for the Laney College Athletic Complex project, in the amount of \$50,000. Funding Source: Bond Measure A. This amendment is necessary for the following reasons: The largest portion of these additional inspection services covers anchor/dowel installation and proof-load testing caused by design changes Review of alternate concrete and grout mix designs Review and testing associated with PV (photovoltaic) piers (not in original scope of work) Review and testing of revised batter's eye pier foundation design (revised due to previously encountered obstructions) Extended construction schedule. The current date of project substantial completion is July 29, 2011 versus the original target date of May 31, 2011. ISI was originally selected based upon solicitation of competitive quotes for testing and inspection services for this project. The original agreement, in the amount of \$101,495, was approved by the Board at the meeting of December 15, 2009, and Amendment No. 1, in the amount of \$70,290, was approved by the Board at the meeting of December 7, 2010. Including this Amendment No. 2, the total contract price will be \$221,785. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

[Background Material](#)

24. Consider Approval of Amendment No. 2 to the Independent Consultant Contract with B-G Consulting Company for Additional Construction Oversight for Capital Projects Presenter: Vice Chancellor Ikharo Approval is requested for Amendment No. 2 to the independent consultant contract for B-G Consulting Company for additional construction oversight for capital projects, in the not-to-exceed amount of \$40,000. Funding Source: Bond Measure A and District General Funds. Under this Amendment No. 2, the

following services beyond the original scope of consulting work will be provided for the period from April 1, 2011 to June 30, 2011: Extended services for negotiating and writing of contracts Assistance to Finance Department related to bond issues, such as: Resolving overhead items Consolidation of project numbers Reconciliation of project balances Continued assistance with some of the duties of the Director of Capital Projects position until this position is filled. Consultant will be paid out of the salary and benefit savings due to the vacancy in this position. B-G Consulting Company has been providing consulting services under an independent contract in the amount of \$77,500 for the current fiscal year. Amendment No. 1, in the amount of \$30,000, was approved by the Board at the meeting of December 7, 2010. Including this Amendment No. 1, the total not-to-exceed contract amount will be \$147,500. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

25. Consider Approval of Amendment No. 1 to the Agreement with W. J. Robinson & Associates, Inc. for Construction Management Services for 860 Atlantic Avenue Building Improvements Presenter: Vice Chancellor Ikharo Approval is requested for Amendment No. 1 to the agreement for construction management services with W. J. Robinson & Associates, Inc. for the 860 Atlantic Avenue Building Improvements project, in the amount of \$43,509. Funding Source: Bond Measure A. This amendment will extend the term of the agreement for three additional months, through September 30, 2011, at a fee of \$43,509. The 860 Atlantic Avenue facility is being renovated as swing space for the College of Alameda science departments and the Merritt College genomics program. The construction completion date is July 12, 2011, and the move-in date for 860 Atlantic Avenue is August 15, 2011. In an effort to control the costs related to the project, existing furniture and equipment from the Merritt and College of Alameda campuses will be relocated to the laboratory spaces where possible. The original contract period did not include construction management services during the move-in or project commissioning period. This amendment will extend the contract time and provide these services. The Board approved entering into an agreement with W. J. Robinson & Associates, Inc. at the meeting of May 12, 2009, at a fee of \$176,352. Including this Amendment No. 1, the total contract amount will be \$219,861. This firm was selected from the previously Board approved short list of project/construction management firms. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

Background Material

26. Consider Ratification of Change Order No. 1, Peralta TV Site Package, Beliveau Engineering Contractors, Inc. Presenter: Vice Chancellor Ikharo Ratification is requested for Change Order No. 1 to the contract with Beliveau Engineering Contractors, Inc. for the Peralta TV Site Package project, in the amount of \$5,425, which is 2.1% of the original contract amount (\$263,200). Funding Source: Bond Measure A. This change order provides for the addition of a 3" above-ground conduit for connection of communication cables to the IDF room. The conduit was necessary to accommodate fiber-optic cable, copper feeder cable for phones, coaxial cable for a Comcast connection, and provide for future expansion. The change order also provides a non-compensable time extension to the contract of 154 days due to unforeseen conditions and weather. In accordance with Board Policy 6.83, approval was requested from the Chancellor for the change order work, and Change Order No. 1 is now brought before the Board for ratification. It is in the best interests of the District and financially prudent to authorize this change order. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends

ratification.

[Background Material](#)

27. Consider Ratification of Change Order No. 1, College of Alameda Landscape Entry Renovations, ValleyCrest Landscape Development, Inc. Presenter: Vice Chancellor Ikharo Ratification is requested for Change Order No. 1 to the contract with ValleyCrest Landscape Development, Inc. for the College of Alameda Landscape Entry Renovations, in the amount of \$8,797, which is 1.6% of the original contract amount (\$565,200). Funding Source: Bond Measure A. This change order provides for the addition of underground conduit to accommodate control wiring for the new landscaped area to the existing master controller. It also provides a non-compensable contract time extension of seventeen (17) calendar days due to rain delays. In accordance with Board Policy 6.83, approval was requested from the Chancellor for the change order work, and Change Order No. 1 is now brought before the Board for ratification. It is in the best interests of the District and financially prudent to authorize this change order. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends ratification.

[Background Material](#)

28. Consider Ratification of Change Order No. 2, Building A Swing Space at Merritt College, Cumiskey Construction Corporation Presenter: Vice Chancellor Ikharo Ratification is requested for Change Order No. 2 to the contract with Cumiskey Construction Corporation for the Building A Swing Space at Merritt College, in the amount of \$14,466. Funding Source: Bond Measure A. Including the previously Board approved change order, the cumulative total is \$48,505, which is 9.98% of the original contract amount (\$485,901). The change order items for the project are primarily due to the following reasons: The conversion of the space from an area previously outfitted for vocational training activities to a functional interim library found a number of existing items and systems that needed to be repaired or upgraded to allow the Library to achieve its desired functionality. These items were not critical in its previous usage but were critical to its new functions. A number of existing hidden conditions were found that could not have been anticipated behind walls, in existing electrical and mechanical systems or above a ceiling, requiring a change in scope due to unforeseen conditions. A few items were added in response to Library staff and technicians to enhance services for the library and provide a more secure facility for the students. In accordance with Board Policy 6.83, approval was requested from the Chancellor for the change order work, and the items are now brought before the Board for ratification. It has been determined that it is in the best interests of the District and financially prudent to authorize this change order. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends ratification.

[Background Material](#)

[Announcements](#)

The next regular Board meeting on April 26th will be held at College of Alameda. The meeting will not be televised, but will be recorded for later broadcast on Granicus. This meeting is being held on the 4th Tuesday of the month. The Board sends sympathy to the family and friends of Merritt College employee Nathan Slaughter upon his passing. Wishing everyone a Happy Easter, a Happy Passover, and a relaxing Spring Break.

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