



PERALTA COMMUNITY COLLEGE DISTRICT

REGULAR MEETING OF THE BOARD OF TRUSTEES

Tuesday, April 24, 2012

5:00 p.m. Closed Session

7:00 p.m. Public Session

333 East 8th Street
Oakland, CA 94606

Welcome to a meeting of the Peralta Community College District Board of Trustees. Meetings of the Peralta Community College District Governing Board are Broadcast Live on Peralta TV – Cable Channel 27 – Alameda and Berkeley, Cable Channel 28 – Oakland, Emeryville, and Piedmont. Listed agenda times are estimates. Live stream video of the meetings, agendas, minutes, and all open session reports and meeting materials are available for viewing on Granicus:

New link on the Peralta Website: <http://web.peralta.edu/trustees/meetings-votelog/>

PLEASE TURN OFF YOUR CELL PHONES DURING THE MEETING - THANK YOU!

AGENDA

CALL TO ORDER (5:00 p.m.)

CLOSED SESSION (5:01 p.m.)

Topics to be discussed include:

Conference with Labor Negotiator Largent, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6)

Conference with Labor Negotiators (Government Code § 54957.6) Designated District Representatives: Board Officers and Counsel Williams - Unrepresented employees: Chancellor.

Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9)

- Conference with Legal Counsel (54956.9(a)), Johnson v. PCCD, U.S. District Court, Northern District of CA Case No. C08-4152
- Conference with Legal Counsel (54956.9(a)), Payne v. PCCD, United States District Court, Case No. C08-03133.

- Conference with Legal Counsel (54956.9(a)), Abdur-Rasheed v. PCCD, United States District Court, Case No. CV 11-1744.
- Conference with Legal Counsel (54956.9(a)), Vogt v. PCCD, Alameda County Superior Court, Case No. RG11-573757.
- Conference with Legal Counsel (54956.9(a)), Abboud v. PCCD, Alameda County Superior Court, Case No. RG11-572374.
- Conference with Legal Counsel (54956.9(a)), Block v. PCCD, Alameda County Superior Court, Case No. RG11570116.
- Conference with Legal Counsel (54956.9(a)), In re Municipal Derivatives Antitrust Litigation, U.S. District Court, Southern District of New York, Case No. 1:08-cv-02516-VM-GWG.
- Conference with Legal Counsel (54956.9(a)), PCCD v. KYJ Associates, Alameda County Superior Court, Case No. RC08376707.
- Conference with Legal Counsel (54956.9(a)), Jackson v. PCCD, Alameda County Superior Court, Case No. RG11601534.
- Conference with Legal Counsel (54956.9(a)), Kogo v. PCCD et al., Alameda County Superior Court, Case No. RG12613106.
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (11 cases).

Conference with Real Property Negotiator (Government Code § 54956.8):

- Negotiator Ikharo, 2120 University Avenue, Berkeley, California, 94704.
- Negotiator Ikharo, 2025 Center St, Berkeley, California, 94704.
- Negotiator Ikharo, 1950 Addison Street, Berkeley, California, 94704.

Public Employee Appointment – Employment, Performance, Evaluation, Discipline, Dismissal, Release – All Employees (Government Code § 54957).

- Consider Approval of Vice President of Instruction, College of Alameda.

Public Employment Appointment – [Government Code § 54957(b)(1)]: Public Employee Appointment Title: Chancellor.

OPEN SESSION (7:00 P.M.)

PLEDGE OF ALLEGIANCE (7:00 P.M.)

ROLL CALL Trustees González Yuen Pr_ Ab_, Guillén Pr_ Ab_, Handy Pr_ Ab_, Hodge Pr_ Ab_, Riley Pr_ Ab_, Withrow Pr_ Ab_, and Gulassa Pr_ Ab_, Student Trustees Brumfield Pr_ Ab_ and Copenhagen Pr_ Ab_.

REPORT OF ACTION TAKEN IN CLOSED SESSIONS April 24, 2012 and April 10, 2012 (7:01 P.M.)

APPROVAL OF THE AGENDA (Please state the Agenda Item Number and Identify the Issue) (7:02 P.M.)

At this time, Board members or the Chancellor may request to modify the agenda. Board members may request that items on the consent calendar be removed to be addressed separately on the Action Calendar. Subsequent to the approval of the consent calendar, the items removed from the consent calendar are discussed and

voted on separately. Changes to the agenda are to be approved by a majority of the Board.

APPROVAL OF THE MINUTES (7:03 P.M.)

1. Consider Approval of the Regular Board meeting Minutes of March 27, 2012.
Consider approval of the regular Board meeting minutes of March 27, 2012. The minutes are posted on Granicus.

PUBLIC COMMUNICATION (7:04 P.M.)

At this time, the Board of Trustees will listen to communication from the public on matters that are not on the agenda and are within the Board's jurisdiction. Under provisions of the Brown Act, the Board and District staff are prohibited from discussing or taking action on oral requests that are not part of the agenda, but may respond briefly. A maximum of 15 minutes (3 minutes per individual maximum) will be provided for speakers under this agenda section. A speaker's card must be completed to request to address the Board. Requests to speak which cannot be honored within the time limit will be scheduled for subsequent meetings in the order received. Persons addressing items included on the agenda will be heard at the time the item is considered, 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. A speaker may yield time to another speaker, where both have completed a speaker's card, and the yielder must identify him/herself to the Board. Written statements can be submitted for inclusion into the Board minutes to the Board Clerk, and members of the public are asked to submit any materials to the Board Clerk and shall not approach the dais during meetings. (Please line-up when your name is called.)

REPORTS (7:20 P.M.)

The Board requests that constituent group reports be brief and concise, and that only electronic copies be provided for posting.
All open session reports and meeting materials are available for viewing on Granicus.

2. Associated Student Government Reports

Representatives of the Associated Student Governments will be afforded an opportunity to address the Board. (Please provide your Name, College, and Position, and line-up to speak.)

3. Chancellor's Reports Dr. Wise E. Allen (7:30 P.M.)

Vice Chancellor's Reports

- | | |
|---|-------------------------|
| Budget Update | Vice Chancellor Gerhard |
| Enrollment Update | Vice Chancellor Budd |
| Easy Pass, Financial Aid/Higher One, Student Health Fees, and Health Services Initiative Update | Vice Chancellor Ng |
| General Services Update | Vice Chancellor Ikharo |

College Reports

- | | |
|-----------------------|---------------------------|
| Merritt College | Interim President Herring |
| Laney College | President Webb |
| College of Alameda | President Jackson |
| Berkeley City College | President Inclan |

BOARD COMMUNICATION (7:35 P.M.)

At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members.

4. Study Session on Proposed Board Policies **Presenter Jim Grivich** (10 minutes)

The Board will conduct a study session on the Board Policy and Administrative Procedure Project. Based upon the Accreditation Commission's June 30, 2011 letter Recommendation 4, the Board will evaluate selected Board policies and implement actions to resolve deficiencies. The following policies are presented for review, and will return to a future Board meeting for adoption:

- Board Policy 3420 **Equal Employment Opportunity** (Replaces BP 3.03)
- Board Policy 3550 **Drug Free Environment and Drug Prevention Program** (Replaces BP 2.32 and BP 2.31.1)
- Board Policy 4030 **Academic Freedom** (Replaces BP 5.15, which included merging Board Policy 5.10 with BP 5.15, and also merges BP 5.45)
- Board Policy 4040 **Library Services** (Replaces BP 5.30)
- Board Policy 6800 **Safety** (Replaces BP 6.60)
- Board Policy 7700 **Whistleblower Protection** (new policy)

5. District Academic Senate Report **Presenter: DAS President Karolyn van Putten**

CONSENT CALENDAR (8:00 P.M.)

All matters listed under the Consent Calendar are considered by the Board of Trustees to be routine or sufficiently supported by back-up information as to not require additional discussion. Consent Calendar items will be enacted by one motion. There will be no separate discussion on these items prior to the time the Board votes on them, unless a Board member requests that a specific item be removed from the Consent Calendar for action and a separate vote. Public comment on Consent Calendar items from anyone completing a card will be heard prior to the Board's vote on the Consent Calendar. All Board approved contracts are subject to final negotiation and execution by the Chancellor.

Motion on the Consent Calendar

Public Comments on the Consent Calendar

Vote on the Consent Calendar

BOARD MATTERS

6. Consider Board Approval to Eliminate All Governing Board Standing Committees
Presenter: President Gulassa

Consider Board approval to eliminate all Governing Board Standing Committees. Due to the successful implementation of Board Policy 2220 Committee of the Whole and Board Study Sessions, the Board approves taking the next progressive step to eliminate all Governing Board standing committees, having previously placing them in abeyance on February 1, 2011. The previous respective chairs of the Board committees shall work with the Board President to assure placement of critical issues on the Board agenda. The Chancellor recommends approval.

7. Consider Approval of Board Policy 4400 Community Service Programs (replaces BP 6.65) **Presenter: Chancellor Allen**

Consider Approval of Board Policy 4400 Community Service Programs (replaces BP 6.65). The Chancellor recommends approval.

8. Consider Approval of an Independent Contract Extension for EdMac Recovery Team and Tom Henry, CEO **Presenter: Chancellor Allen**

Consider approval of an independent contract extension for Education Management and Assistance Corporation (EdMAC) Recovery Team and Tom Henry, President/CEO, as fiscal advisor, for District financial support services in the amount not to exceed \$250,000.00 through June 30, 2013. **Funding Source: General Funds.** This action is endorsed by the WASC and ACCJC. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

9. Consider Approval of an Independent Contract Extension for James "Jim" Grivich **Presenter: Chancellor Allen**

Consider approval of an independent contract extension for James (Jim) Grivich from July 1, 2012 through December 31, 2012 not to exceed \$60,000. **Funding Source: General Funds.** Mr. Grivich will complete the development and revision of Board Policies and Administrative Procedures in response to ACCJC recommendations. During the transition period, he will also provide organization, management, and staffing advice to the new Chancellor. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

EDUCATIONAL AND STUDENT SERVICES

10. Consider Approval of an Independent Contract with OD Network **Presenter: Vice Chancellor Budd**

Consider approval of an independent contract with OD Network for Services, effective April 1, 2012 through February 14, 2013, not to exceed amount of \$200,000. **Funding Source: Department of Labor Community Based Job Training Grant for the ATLAS Program College of Alameda.** OD Network will provide recruitment, training/education and job placement services for students enrolled in the ATLAS program from February 14, 2012 through March 1, 2013. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

11. Consider Approval of an Independent Contract with the Workforce Collaborative (TWC) for College of Alameda **Presenter: Vice Chancellor Budd**

Consider approval of an independent contract with the Workforce Collaborative (TWC) effective February 15, 2012 through June 30, 2012 not to exceed \$56,800.00. **Funding Source: Department of Labor Grant, as approved by the California Department of Labor.** Renewing TWC's contract brings the total contract amount to \$126,974.00 for the time period of February 15, 2012 through June 30, 2012. Federally funded grant project designed to train and employ workers in high growth and demand industries that are locally defined in the context of the regional economy. The program consists of training in Green Diesel, Warehouse and Forklift Operations, Office Administration for the Logistics Industry. TWC has partnered with College of Alameda by way of recruitment, assessment, case management, and enrollment for participant outcomes and job placement referrals as it relates to the ATLAS program. The requested amount is for the first half of five Cohorts scheduled over the balance of the grant extension ending February 14, 2013. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

12. Consider Approval of an Independent Contract with The Unity Council for the College of Alameda **Presenter: Vice Chancellor Budd**

Consider approval of an independent contract with The Unity Council for the College of Alameda from February 15, 2012 through June 30, 2012. The amount to be approved shall not exceed \$36,574.00. Renewing TUC's contract brings the total contract amount to \$121,637.00 for the time period of November 16, 2011 through June 30, 2012. **Funding Source: DOL grant, as approved by the Department of Labor Employment and Training Services.** The Unity Council, a key community-based partner in Oakland, will continue to recruit the limited-English speaking participants for entry-level training for the ATLAS training program and incumbent workers to participate in advancement or additional skills training. TUC will be responsible for assessment of math and English proficiency (6th grade level) of participants to ensure appropriate skill levels of participants referred to the ATLAS program. Additionally, TUC will provide case management, documentation for participant outcomes and job placement referrals for the ATLAS program. Renewing TUC's contract is due to the extension of the DOL Grant to February 14, 2013. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

FINANCIAL SERVICES

13. 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*.

14. 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*.

15. 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.

16. Consider Approval of an Independent Contract Addendum with eVerge Group **Presenter: Vice Chancellor Gerhard**

Consider approval of independent contract addendum with eVerge Group in the amount of \$99,000 for continued operational PeopleSoft support services; issues log resolutions (help desk resolutions); development of functionality enhancements, and customizations; and knowledge transfer and guidance to existing employees. **Funding Source: General Fund.** The eVerge contractor will be, in part, backfilling two positions that have been vacated by the resignation of employees. The District is in the process of filling these positions. Once filled, these positions will have primary responsibility for the functions included under the scope of this contract. The services contained within this contract are not for the implementation of projects included in the IT Strategy. The term of this SOW is from April 6, 2012 through June 30, 2012, unless terminated earlier by either party. The original contract amount was \$25,000. The new not-to-exceed contract amount is \$124,000. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

17. Consider Approval of an Independent Contract Addendum with Christopher Akhidenor, CPA **Presenter: Vice Chancellor Gerhard**

Consider approval of an independent contract addendum with Christopher Akhidenor, CPA to provide general ledger, bank reconciliation, construction accounting and fiscal year end close services, as needed. **Funding Source: General Fund Unrestricted.** The original not-to-exceed contract amount was \$25,000. The new not-to-exceed contract amount is \$40,000. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

HUMAN RESOURCES

18. Consider Approval of a Tentative Agreement for a Three-year Successor Agreement Between the Peralta Community College District and SEIU Local 1021 Permanent Employees **Presenter: Vice Chancellor Largent**

Consider approval of a Tentative Agreement for a Three-year Successor Agreement between the Peralta Community College District and SEIU Local 1021 Permanent

Employees, from July 1, 2012 through June 30, 2015, and a Side Letter of Agreement regarding the District's Summer Work Schedule from June 4, 2012 through August 10, 2012. On April 9, 2012, SEIU Local 1021 voted to ratify the tentative agreement for a three-year successor agreement from July 1, 2012 through June 30, 2015, and for the Summer Work Schedule from June 4, 2012 through August 10, 2012. Any contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

19. Consider Approval of a Tentative Agreement for a Three-year Successor Agreement Between the Peralta Community College District and SEIU Local 1021 Hourly Employees **Presenter: Vice Chancellor Largent**

Consider approval of a Tentative Agreement for a Three-year Successor Agreement between the Peralta Community College District and SEIU Local 1021 Hourly Employees, from July 1, 2012 through June 30, 2015. On April 9, 2012, SEIU Local 1021 voted to ratify the tentative agreement for a three-year successor agreement for hourly employees from July 1, 2012 through June 30, 2015. Any contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

20. Consider Approval of a Side Letter of Agreement Between the Peralta Community College District and SEIU Local 1021 Permanent Employees for the 4/10 Summer Work Schedule **Presenter: Vice Chancellor Largent**

Consider approval of a Side Letter of Agreement between the Peralta Community College District and SEIU Local 1021 Permanent Employees for a 4/10 Summer Work Schedule. The District shall be closed to the public on Fridays commencing on June 4, 2012 through August 10, 2012. District classified employees will work a 10-hour workday Monday through Thursday from June 4, 2012 until August 10, 2012 as an energy and cost savings' measure for the District. Any contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

21. Consider Approval of a Tentative Agreement for a Three-year Successor Agreement Between the Peralta Community College District and the Peralta Federation of Teachers **Presenter: Vice Chancellor Largent**

Consider approval of a Tentative Agreement for a Three-year Successor Agreement between the Peralta Community College District and the Peralta Federation of Teachers (PFT), from July 1, 2012 through June 30, 2015. On April 19, 2012, PFT ratified the tentative agreement for a three-year successor agreement from July 1, 2012 through June 30, 2015. Any contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.

22. Consider Approval of Short-Term Assignments - Hiring of Non-Academic Classified Short-Term Employees **Presenter: Vice Chancellor Largent**

Pursuant to California Education Code Section 88003, the below list contains the name, date of hire, assignment end date, position title, and site location of candidates recommended for short-term assignments in non-academic classified positions. Each

candidate's assignment will not exceed the position title into which the candidate is assigned.

Last Name	First Name	Date of Hire	End Date	Position Title	Site
Groves	Toya	4/25/12	6/30/12	Instructional Assistant IV/DSPS	A
Ho	Pakwai	4/25/12	6/30/12	Senior Clerical Assistant	A
Liu	Eleanor	4/25/12	6/30/12	Academic Support Services Specialist	L
Manierre	Lauren	4/25/12	6/30/12	Instructional Assistant III/DSPS	L
Vaca-Navarro	Marina	4/25/12	6/30/12	Clerical Assistant II	B
Wortz	Dorcas	4/16/12	6/30/12	Laundry Service Worker	L

FACILITIES

23. Consider Approval of Change Order No. 1, District-Wide Security Surveillance Project, Increment 2 (Cameras, Servers & Infrastructure), Central Sierra Electric Company Inc. **Presenter: Vice Chancellor Ikharo**

Approval is requested for Change Order No. 1 to the contract with Central Sierra Electric Company Inc. for the District-Wide Security Surveillance Project, Increment 2 (Cameras, Servers & Infrastructure), in the amount of \$67,758.44, which is 1.3% of the original contract amount (\$5,282,849.00). **Funding Source: Bond Measure E (30%) and Measure A (70%).**

The original project scope consists of:

- Installation of a total of 461 surveillance cameras to be located at each campus and District Administrative Complex exterior locations
- Interior surveillance cameras in smart classrooms and other interior areas at each campus that contain high value equipment
- Associated cabling and electrical installation
- Integration of existing analog and digital cameras (102 existing cameras)
- Installation and configuration of a new IT infrastructure including wireless access points
- Signage at designated areas
- Coordination and integration of Increment 2 with Increment 1 at the District Sheriff's Office Command Center for monitoring 24/7

The original design called for the new surveillance camera system to utilize a dedicated network fiber infrastructure. Since the original project conception, fiber runs have been required for other critical projects, such as smart classrooms and IT (gigaman)

technology use, so that dedicated fiber runs are no longer available exclusively for the surveillance camera system. It is now necessary to use some existing data infrastructure, including cabling runs, switch ports and network equipment, to support this project. Change Order No. 1 represents additional costs for the contractor to reconfigure and integrate the fiber infrastructure in 71 data closets to support the surveillance camera system, including:

- Additional design
- Labor
- Materials
- Documentation

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 approval.

24. Consider *Ratification* of Change Order No. 3, Laney Tower Modernization Project, AJF/BHM, A Joint Venture **Presenter: Vice Chancellor Ikharo**

Ratification is requested for Change Order No. 3 to the contract with AJF/BHM, A Joint Venture for the Laney Administration Tower Renovation Project, in the amount of \$204,708. Including the previously Board approved Change Orders No. 1 and No. 2, the cumulative change order total to date is \$246,651, which is 6.2% of the original contract amount (\$3,997,351). **Funding Source: Bond Measure A.**

Change Order No. 3, which is necessary as the result of unforeseen conditions and code compliance, includes the following scope of work:

- Furnish labor, equipment and materials to patch existing concrete walls where cast-in-place doors were removed on floors 2,3,5,6 and 7 (unforeseen condition)
- Furnish labor, equipment and materials to provide waterproofing, new floor drains with trap primers and mortar bed in fourteen (14) bathrooms (unforeseen condition)
- Furnish labor, equipment and materials to provide 1" copper piping, supports and tie-in to existing plumbing system for forty-nine (49) fan coil units installed in floors 2 through 8 (unforeseen condition)
- Per DSA requirements to comply with Title 24 code regulations, furnish labor, equipment and materials for the fire sprinkler riser to be increased from 2-1/2" to 4," which will allow for the future expansion of the fire suppression system (code compliance)
- Furnish labor, equipment and materials to expand the concrete rough opening of the 6th floor women's restroom from 2'-6" to 3'-0" and related structural work to provide new ADA compliant doorframe, door and hardware (code compliance)

In accordance with Board Policy 6.83, approval was requested from the Chancellor for the change order work, and Change Order No. 3 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*.

25. Consider Approval to Enter into an Agreement with Salas O'Brien for Engineering Design Services for the Building A Heating Upgrades Project at Merritt College
Presenter: Vice Chancellor Ikharo

Approval is requested to enter into an agreement with Salas O'Brien for engineering design services for the Building A Heating Upgrades project at Merritt College, in the not-to-exceed amount of \$35,000. The existing heating units in Building A are failing. Repairs are no longer effective due to the age and condition of the equipment.

Services to be provided under this agreement include:

- Design services for the following scope of work:
 - Replacement of unit heaters in Rooms A130 and A139
 - Replacement of radiant heater in Room A108
 - New hot water fan coils for the music and administrative offices
 - Replacement of gas convection heaters in Rooms A122, A133 and the Fitness Center
- Preparation of specifications to be used in the formal bid for construction of the heating upgrades
- Obtain approvals from governing agencies
- Attend meetings as requested by the District
- Provide construction administration services
- Responsible for project close-out with the Division of the State Architect (DSA)
- Additional services as required by the District

Salas O'Brien is currently providing design services under a Board approved contract for the Merritt Chiller Plant and Power Upgrade for the adjacent Library building, and they are familiar with the A Building. Because of the critical nature of the project and the time required to complete it, administrative staff recommends entering into an agreement with Salas O'Brien. The design schedule will be accelerated with the intent of performing construction during the summer and completing the work prior to the fall semester. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

26. Consider Approval of Amendment No. 2 to Agreement with Anthonio, Inc. for DSA Certified Inspection Services for the Library/Learning Center Project at Merritt College
Presenter: Vice Chancellor Ikharo

Approval is requested for Amendment No. 2 to the agreement with Anthonio, Inc. for DSA (Division of the State Architect) certified inspection services for the Merritt Library/Learning Center project, in the amount of \$5,148. **Funding Source: Bond Measure A.** This amendment is required due to an increase in the original scope of work that was not envisaged during the planning of the existing Library/Learning Center modernization project. Reroofing of the Library became necessary due to the expansion of the cell tower antennas by AT&T, Sprint, T-Mobile and Verizon. These

antennas bring much needed discretionary funding to Merritt College at a time when the state budget is in peril. Under this amendment, Anthonio, Inc. will provide inspection services for the Library reroofing project. Because Anthonio, Inc. is currently providing DSA certified inspection service for the Library/Learning Center project, it will be cost effective and efficient to include the inspection services for the Library roof under this agreement. The Library reroofing project is taking place currently under a separate Board approved contract with Pioneer Construction, Inc.

The original agreement with Anthonio, Inc., dated April 8, 2011, is in the not-to-exceed amount of \$131,976. Amendment No. 1, in the amount of \$32,504, was approved at the Board meeting of January 24, 2012. Amendment No. 1 provided extended inspection services until February 29, 2012. This Amendment No. 2, in the amount of \$5,148, will add inspection services for the roofing project and extend the agreement term of service until May 31, 2012. The total amount of the agreement will be \$169,628. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

27. Consider Approval to Enter into a Memorandum of Understanding Between Peralta Community College District, Emerald Cities Collaborative, and the Alameda County Building and Construction Trades Council **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into a Memorandum of Understanding (MOU) between the District, Emerald Cities Collaborative, and the Alameda County Building and Construction Trades Council. **Funding Source: Approval of this MOU does not involve expenditure of funds.** Under this MOU, the Emerald Cities Collaborative (ECC) and the Alameda County Building and Construction Trades Council (ACBCTC) will assist the District in advancing the District's initiatives on sustainability and energy upgrade projects, project financing, Small Local Business Enterprise (SLBE) and Small Emerging Local Business Enterprise (SELBE) participation, local hiring, and workforce improvement and reinvestment.

Specifically, ECC will provide technical assistance in the areas of:

- Project development
- Building technology
- Project financing
- Workforce development

ACBCTC will focus on:

- Local hiring at prevailing wage rates
- Increasing the number of apprenticeships that are available to graduates of the District's career technical education programs, with the goal of moving students from apprenticeships to long-term trade careers

The Emerald Cities Collaborative is a consortium of businesses, unions, government representatives, community organizations, research and technical assistance providers,

development intermediaries, and social justice advocates united around the goal of “greening” our metropolitan areas in ways that advance equal opportunity, shared wealth and democracy. The MOU is intended as a guide for the working partnership among the parties. A side letter to the District’s Project Labor Agreement will be incorporated into the MOU. The MOU will be in effect for a three-year period, with annual evaluations to determine the effectiveness and viability of the partnership. The MOU can be terminated by any of the parties upon a thirty-day written notice. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

ACTION CALENDAR ITEMS (8:45 P.M.)

The Action Calendar lists non-routine items that the Board of Trustees may wish to discuss and/or debate. The list below may be supplemented by items removed from the Consent Calendar.

Motion on each Action Calendar Item

Public Comments on each Action Calendar Item

Vote on each Action Calendar Item

ADJOURNMENT

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 to the Board Clerk, Chancellor’s Office, 333 East 8th Street, Oakland, CA, (510) 466-7203, repstein@peralta.edu at least 48 hours prior to the meeting.