



## PERALTA COMMUNITY COLLEGE DISTRICT

### REGULAR MEETING OF THE BOARD OF TRUSTEES

**Tuesday, October 8, 2013**

**5:00 p.m. Closed Session**

**7:00 p.m. Public Session**

**333 East 8<sup>th</sup> 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:

**Link on the Peralta Board Website:** <http://web.peralta.edu/trustees/meetings-votelog/>

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

### AGENDA

**CALL TO ORDER** (7:00 p.m.)

**CLOSED SESSION** (5:00 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 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)), Vogt v. PCCD, Alameda County Superior Court, Case No. RG11-573757.
- 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)), First National Insurance Co. v. PCCD, U.S. District Court, Northern District of CA, Case No. CV12-5943.
- Conference with Legal Counsel (54956.9(a)), Chop v. Peralta Community College District, etc., Case No. RG13681249.
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (7 cases).

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

- Director of Student Activities and Campus Life, College of Alameda.
- Director of Student Activities and Campus Life, Laney College.
- Director of Student Activities and Campus Life, Merritt College.
- Interim Vice President Finance and Administration.
- Interim Budget Director.
- Interim Vice President Student Services, Laney College.
- Interim Director Student Activities/Student Life.

**OPEN SESSION (7:00 P.M.)**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** Trustees Brown, Pr\_ Ab\_, González Yuen Pr\_ Ab\_, Guillén Pr\_ Ab\_, Handy Pr\_ Ab\_, Riley Pr\_ Ab\_, Withrow Pr\_ Ab\_, and Gulassa Pr\_ Ab\_, Student Trustees Clegg Pr\_ Ab\_ and Li Pr\_ Ab\_.

**REPORT OF ACTION TAKEN IN CLOSED SESSION (7:01 P.M.)**

(Any public employee contracts are subject to contractual agreement by the Chancellor, and provided salaries are for informational purposes only.)

**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. The Board may move to the Action Calendar items with public speakers.

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

1. Consider Approval of the Regular Board meeting Minutes of September 24, 2013.

Consider approval of the regular Board meeting minutes of September 24, 2013. The minutes are posted on Granicus.

## **PUBLIC COMMUNICATION (7:05 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 (up to 3 minutes per individual) will be provided for speakers under this agenda section, at the Board President's discretion. 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 up to a limit of 6 additional minutes, with no more than 5 speakers on the issue, where both have completed a speaker's card, and the yielder must identify him/herself to the Board. Speakers 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.) Further direction is provided in Board Policy and Administrative Procedure 2345 Public Participation at Board Meetings. <http://web.peralta.edu/trustees/board-policies/>

## **REPORTS (7:20 P.M.)**

**The Board requests that constituent group reports and presentations be brief and concise, and that only electronic copies be provided for posting.**

**All open session reports and meeting materials have been submitted to the Board electronically, and are available for public 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

Chancellor's Report

Dr. José M. Ortiz

Vice Chancellor's Reports

Budget Update

Vice Chancellor Gerhard

Enrollment and

Vice Chancellor Orkin

Student Services Update

General Services

Vice Chancellor Ikharo

Human Resources Vice Chancellor Largent

College Reports

Berkeley City College President Budd  
College of Alameda Interim President Gravenberg  
Laney College President Webb  
Merritt College President Ambriz-Galaviz

4. Board of Trustees' Reports

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.

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

## PRESENTATION

6. Presentation on Purchasing Policy & Law **Presenter: Director of Purchasing Marie Hampton (15 minutes)**

## 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.

## BOARD MATTERS

7. Consider Approval of Resolution 13/14-22, Excusing Trustee Absence  
**Presenter: Trustee Gulassa**

It is recommended that Trustees approve Resolution 13/14-22 excusing Trustee Handy from the September 24, 2013 Board meeting due to illness. The Chancellor recommends approval.

8. Consider Approval of Resolution 13/14-23, Excusing Student Trustee Absence  
**Presenter: Trustee Gulassa**

It is recommended that Trustees approve Resolution 13/14-23 excusing Student Trustee Clegg from the September 24, 2013 Board meeting due to illness. The Chancellor recommends approval.

## EDUCATIONAL AND STUDENT SERVICES

9. Consider approval of additional contractual projects between Peralta Community College and Jennifer Lough Kennedy **Presenter: Vice Chancellor Orkin**

- Approved contracts for Jennifer Kennedy, Merritt College external site project (already paid by grant, Title III) The amount of the contract is \$10,000.
- Approved contract with Berkeley City College for grant writing and planning projects. The amount of the contract is \$10,000.
- California Community Colleges Online Education Initiative for grant writing (district project). The amount of the contract is \$7,500 US Department of Education.
- Fulbright Hayes external evaluator grant funded (Merritt College). The amount of the contract is \$3,000.

Jennifer Scope of work for The Online Education Initiative:

- Review RFA guidelines and webinar from California Community Colleges Chancellor's Office (CCCCO).
- Work with project team to plan the multi-year proposal and create detailed project plan.
- Write and revise the required narrative sections (i.e., work plan, narrative, and abstract) and create table of contents.
- Work with project team to ensure completion of other required components (i.e., cover form, budget, and attachments) and make sure that these components are in compliance with RFA and consistent with the proposed project.
- Oversee finalization of grant package contents, compilation, and submission.

Jennifer Lough Kennedy has agreed to serve as the Project Evaluator for the Merritt College Fulbright-Hays Group Projects Abroad Program, *Culture as Power: Teaching Afro-Brazilian History, Politics, and Culture--A Curriculum Development Project for Merritt Community College and Oakland Unified High School Educators*.

Total contract amount to be approved is \$30,500.

10. Consider approval of submission for the California Community Colleges Online Education Initiative grant **Presenter: Vice Chancellor Orkin**

The Peralta Community College District (PCCD) is preparing an application to the California Community Colleges Chancellor's Office (CCCCO), in response to the recently-released California Community Colleges Online Education Initiative (RFA Specification No. 13-082). Peralta seeks to serve as the lead agency and fiscal agent for this new, multi-year statewide initiative, which aims to increase student retention, transfer, and degree completion rates through the creation of a comprehensive online course exchange, the California Virtual Campus (CVC), specifically for the California community college system. If selected, Peralta will work closely with the Chancellor's Office to develop the infrastructure to bring state-of-the-art online education to all 112 of California's two-year colleges.

The grant, which is due October 14, 2013, will start on December 1, 2013. Funding allocations will total \$26.9 million over the next two years (\$16.9 million in 2013-2014 and \$10 million in 2014-2015).

## **FINANCIAL SERVICES**

11. Review of Purchase Order Report **Presenter: Vice Chancellor Gerhard**

The Purchase Order Report is being presented for review in accordance with Education Code Section 81656 which states, "All transactions entered into by the officer or employee (designated employees enumerated in AP 6330) shall be reviewed by the Board of Trustees every 60 days." This Purchase Order Report contains all orders issued from September 7, 2013 through September 20, 2013 which have been issued in accordance with applicable policies, procedures and laws by an authorized officer of the District. The Purchase Order Report is brought to the Board for informational purposes only.

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 from September 7, 2013 through September 20, 2013. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for *ratification* purposes only. The Chancellor recommends *ratification*.

13. Consider Approval of Budget Transfer Report **Presenter: Vice Chancellor Gerhard**

Consider approval of budget transfer report covering the period from September 7, 2013 through September 20, 2013. California Code of Regulations Section 58307 limits the District's expenditures to the amount appropriated for each major expenditure classification as approved by the Board of Trustees through the adoption of the District's annual budget or as amended by subsequent budget transfers or revisions. Due to this

statutory control language, budget transfers that move budget authority between major object codes or classifications must be approved by the Board of Trustees. The budget transfers presented are requests originating from the Colleges' or District's departments during the ordinary course of operations and do not significantly alter the final budget that was approved by the Board of Trustees on September 10, 2013. The Chancellor recommends approval.

14. Consider Approval of the Annual CCFS 311A. **Presenter: Vice Chancellor Gerhard**

Consider approval of the Annual CCFS-311A: Community College Annual Financial (Fiscal Year 2012-13 and Budget (Fiscal Year 2013-14) Report, in accordance with the California Code of Regulations Section 58300. This report is due to the State Chancellor's Office on or before October 10, 2013. The Chancellor recommends approval.

15. Consider Approval of Bank Signors Resolution No. 13/14-25 **Presenter: Vice Chancellor Gerhard**

Consider approval of bank signors resolution no. 13/14-25 naming signers/key executives authorized to act on behalf of Peralta Community College District. Approval is requested to add Ms. Susan Rinne to the list of approved signors previously approved at the September 10, 2013 Board meeting, Resolution No. 13/14-17. Resolution No.13/14-25 delegates Mr. José M. Ortiz, Mr. Ronald Gerhard, Mr. David Yang, and Ms. Susan Rinne as authorized signors with all banking institutions. The Chancellor recommends approval. **Funding Source: Not Applicable.**

**HUMAN RESOURCES**

16. 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. The Chancellor recommends approval.

Last Name	First Name	Date of Hire	End Date	Position Title	Site
Bell	Darynell	10/9/13	12/13/13	Lifeguard	L
Bingham	Sharonda	10/9/13	5/30/14	Inst Asst/Psychology	M
Brown	Kevin	10/9/13	12/13/13	Inst Asst II/DSPS	L
Costa	John	10/9/13	12/21/13	Inst Asst/Diesel Mechanics	A
Hamilton	Darrian	10/9/13	12/6/13	Inst Asst/Diesel Mechanics	A
Ishii	Adena	9/25/13	6/30/14	Inst Asst/English	B
Kamunyu	Naomi	10/9/13	6/30/14	Staff Asst/HR	D
Ly	Mai	10/9/13	6/30/14	Program Specialist/EOPS	L

Ndiaye	Ndeye	10/14/13	6/30/14	Inst Asst I/DSPS	A
Rangel	Jennifer	10/9/13	6/30/14	Clerical Assistant II	L
Turnipseed	Kayla	10/9/13	6/30/14	Inst Asst/English	B
Watkins	Janis	10/9/13	5/30/14	Inst Asst/Psychology	M
Yee	John	10/9/13	6/30/14	Inst Asst/LRC	L
Yu	Guo Yang	10/9/13	12/21/13	Inst Asst/Diesel Mechanics	A

17. Recommendation to approve a Tentative Agreement on contract re-openers for the 2012 -2015 Successor Agreement between the District and Local 39.  
**Presenter: Vice Chancellor Largent**

On September 26, 2013, the District and Local 39 reached a Tentative Agreement on contract re-openers for the 2012-2015 Successor Agreement for permanent and short-term (hourly) employees.

On October 3, 2013 Employees of Local 39 will take a ratification vote.

The District will request the Board approval at the October 8<sup>th</sup> board meeting.

The Chancellor recommends approval.

18. Recommendation to approve salary increase for Unrepresented Employees.  
**Presenter: Vice Chancellor Largent**

The District is recommending that unrepresented management and confidential employees receive the same salary increase provided to all represented employees effective July 1, 2013, as follows:

Regular and Interim Employees

- The District will provide currently employed regular or interim unrepresented employees the equivalent of a 3% across-the-board salary increase effective July 1, 2013, on the regular employees' Salary Schedule for fiscal year 2013-2014.
- In addition, effective July 1, 2013, for fiscal year 2013-2014, the District will provide currently employed regular and interim unrepresented employees a one-time sum of the equivalent of 1% of prior year (2012-2013) PERS or STRS earned wages credit.

Short-term (Hourly) Confidential Employees

- The District will provide unrepresented employees the equivalent of a 3% across-the-board salary increase effective July 1, 2013, on the short-term (hourly) confidential employees' Salary Schedule for fiscal year 2013-2014 only for employees employed with the District on July 1, 2013.

- In addition, effective July 1, 2013, for fiscal year 2013-2014, the District will provide currently employed short-term (hourly) unrepresented employees the equivalent of a 1% one-time only off the confidential salary schedule salary increase.

The Chancellor recommends approval.

## FACILITIES

19. Consider approval of Resolution No. 13/14-24, Accept Bid and Award Contract of Laney College Beautification Project (Bid No. 13-14/05) to The Professional Tree Care Company **Presenter Vice Chancellor Ikharo.**

Approval is requested to accept the bid and award a contract to The Professional Tree Care Company, in the amount not-to-exceed \$78,858.00 for the Laney College Beautification Project (Bid No. 13-14/05). This project redefines the entry to Laney College at Fallon Street. The project involves clearing and grubbing of a circular planting area, changes to paving and seating areas, integrated plantings, ground cover and irrigation system. A formal bid was conducted for this project (Bid No. 13-14 / 05) and a bid opening was held on September 20, 2013. Three bids were received as follows.

CONTRACTOR	LOCATION	TOTAL BID
<b>The Professional Tree Care Company</b>	<b>Berkeley, CA</b>	<b>\$78,858.00</b>
DPI General Contractor, Inc.	Livermore, CA	\$81,300.00
Surez and Munoz Construction, Inc.	Hayward, CA	\$135,773.00

The lowest responsible and responsive bid was submitted by The Professional Tree Care Company, in the amount of \$78,858.00. This resolution formally accepts the bid and authorizes the contract award to The Professional Tree Care Company for the Laney College Beautification Project (Bid No. 13-14/05). The company has an active license with the Department of Consumer Affairs – Contractors State License Board (CSLB). The firm is a division of Arboricultural Specialties, Inc. and they are located in Berkeley, California; Charles Slesinger is the Marketing Director at the company. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Fund.**

20. Consider Approval of Amendment No. 1 to the Agreement for Construction Services with FieldTurf for the Laney College Football Field Refurbishment Project (RFP No. 13-14/04) **Presenter: Vice Chancellor Ikharo**

Approval is requested for Amendment No. 1 to the agreement for construction services with FieldTurf for the Laney College Football Field Refurbishment Project (RFP No. 13-14/04), in the amount not-to-exceed \$64,500. On July 16, 2013, the governing Board of Trustees approved for the District to enter into an agreement with FieldTurf (RFP No. 13-14/04), in the amount of \$814,105. However, staff negotiated a lower amount of \$697,311 with FieldTurf's agreement based on selected construction items outlined in the original bid form. Additional services for drainage pipe replacement are needed as the existing pipes have deteriorated. The existing drain pipes need to be replaced so that the drainage system can function properly to handle surface and sub-surface water from the surrounding area. The firm will perform additional services under the terms and conditions of the original Agreement. Including this Amendment No. 1, the total contract amount is \$761,811.00.

(Bid Alternates Laney College)

A3. Perimeter Drain Pipe	\$56,437.50
A4. Perimeter Drain Pipe Fittings	\$2,150.00
A5. Perimeter Drain Pipe Conditions	\$5,912.50
<b>TOTAL:</b>	<b>\$64,500.00</b>

Prices of bid alternatives were included in the original bid form. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

21. Consider Approval of Change Order No. 1 to E. F. Brett & Company Inc. Contract for the Berkeley City College Phase 3 Project **Presenter: Vice Chancellor Ikharo**

Approval of Change Order No. 1 to E. F. Brett & Company Inc. Contract for the Berkeley City College Phase 3 Project. This Change Order No. 1 is a deductive amount of (\$27,169), which will decrease E.F. Brett & Company Inc. original contract sum of \$2,377,704 to a contract amount of \$2,350,535. At the July 17, 2012 Board of Trustees meeting, a bid was awarded to E.F. Brett & Company Inc. for the Berkeley City College Phase 3 Project in the amount of \$2,377,704. This project provided for the build-out of existing unimproved spaces into art studios on the 4<sup>th</sup> floor and improvement/alterations to labs, classrooms and offices on the 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 5<sup>th</sup> floors at Berkeley City College with a completion timeline of three hundred thirty four (334) calendar days. This deductive change order is comprised of changes to the architectural finishes requested by the College as well as the remaining allowance and unit pricing dollars that were not needed during construction. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

22. Consider approval of Measure A Bond Budget Transfers and Appropriations (No. 52 & 53). **Presenter Vice Chancellor Ikharo.**

Approval is requested for two (2) Measure A bond budget transfers and appropriations (No. 52 & 53). The Administration (Laney College President, Vice Chancellor of Finance and Administration, Vice Chancellor of General Services and the Chancellor) have approved these budget transfers and appropriations. With the intent of full disclosure, these budget transfers are now presented to the Board of Trustees for approval. On June 23, 2009, the Board of Trustees approved the Bond Measure (A and E) Spending Plan, which included budget appropriations, cash flow projects and budget transfer procedures. In accordance with the Board approved Bond Measure Spending Plan, a budget transfer form will be completed for the budget transaction.

Budget Transfer No. 52 is to accommodate the engineering, design, construction specifications provided by Gale Associates Inc. for the Waterproofing and Water Intrusion Remediation Project at Laney College, in the amount not-to-exceed \$99,500. The transfer of \$99,500 is from the Laney Contingency account (project no. 2424) to pay Gale Associates for the engineering design services, which was approved by the Board of Trustees on September 24, 2013. The fund will be transferred into a project account for the Waterproofing and Water Intrusion Remediation Project at Laney College (project no. 2465).

Budget Transfer No. 53 of \$118,864 project budget is to cover architectural design services for the Laney College Breezeways-Drainage and Pavement Project provided by Noll & Tam Architects and Planners. This actual project budget will pay for the following project design phases: construction documents, bidding, construction, and occupancy. The transferred fund is from the Laney Contingency account (project no. 2424) to pay Noll & Tam for the architectural design services approved by the governing Board of Trustees on September 24, 2013. The amount of \$118,864 will be transferred into a new project account for the Breezeways-Drainage and Pavement Project at Laney College (project no. 2466). All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.  
**Funding Source: Measure A Bond Funds.**

23. Consider Approval to Enter into an Agreement with FieldTurf USA Inc. – A Tarkett Sports Company, Inc. to Mitigate the Deterioration of District-wide Tracks at College of Alameda, Laney College and Merritt College. **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into an agreement with Field Turf USA Inc.– A Tarkett Sports Company (Field Turf), in an amount not-to-exceed \$1,438,017. FieldTurf will remove the existing tracks and install new tracks, junction boxes, additional sand; saw cut and remove existing asphalt (the DIP) at Merritt College; install new pipe, perimeter drain pipe and fitting, perimeter drain pipe connections; install storm drains infrastructure; install ADA accessibility sidewalks and staff parking improvement as required by the California Division of the State Architect (DSA) under Title 24 regulations at College of Alameda, Laney College and Merritt College. This not-to-

exceed amount will be negotiated by the Chancellor during the contractual phase of this transaction.

A formal Request for Proposal (RFP) was issued on June 11, 2013 and advertised in newspapers of general circulation on June 12 & 18, 2013. On July 3, 2013, the Purchasing Department received bids proposals from Hellas and Field Turf. A selection committee was formed that included stakeholder representatives from each college, including the project design team, a staff member from the Department of General Services and an observer from the Purchasing Department. The new track to be installed at Laney College, College of Alameda and Merritt College is called "Binding." This high quality track, which meets the National Collegiate Athletic Association (NCAA) standards is recommended by the Peralta Athletic Directors. Top universities, such as Oregon University, University of California Berkeley, Stanford University and Washington University are currently using this track for their athletic programs.

Each firm was evaluated based on "best value". The best value scoring criteria included turf installation, project team, safety and injury data, synthetic track product information and performance, project schedule, and financial strength of the business. Based on this assessment, FieldTurf received the highest points of 275 and Hellas scored 128. Field Turf was recommended to the Vice Chancellor of General Services as the committee's final recommendation

Following are the total scores from the two (2) firms:

COMPANY	LOCATION	SCORE
Hellas	Austin, TX	128
<b>Field Turf</b>	<b>Montreal, Quebec, CAN</b>	<b>275</b>

At the July 16, 2013 Board of Trustees meeting, FieldTurf was awarded the Laney College Field Project only. Under this agreement, the scope of work will also include work to meet the Americans with Disabilities Act (ADA), as required by the Division of the State Architect (DSA) and miscellaneous items associated with the performance of the track. All fields must be completed by November 2013 (barring in climate weather). Tarkett Sport Company Inc. is a corporation that is being managed by Marty Olinger (Senior Vice President of Sales), Harold McNeil (Vice President of Manufacturing), Charles Cook (Vice President of Construction and Installation), Andrew Rowley (Sales Representative), Michael Vincent (Lead Estimator), Lindsay Agattas (Sr. Project Administrator) and Greg Weisbrich (Construction Manager). All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

24. Consider Approval to Enter into an Agreement with Anthonio, Inc. for Division of the State Architect (DSA) Certified Inspection Services for the Center for Science and Allied Health Building at Merritt College (Bid No. 13-14/07). **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into an agreement with Anthonio, Inc. for Division of the State Architect (DSA) Certified Inspection Services for the Center for Science and Allied Health Building at Merritt College (Bid No. 13-14/07), in an amount not-to-exceed \$583,908. A formal Request for Proposals (RFP) was advertised in a publication of general circulation on August 13, 2013 and August 20, 2013. The Purchasing Department received eight (8) proposals from qualified firms with Division of the State (DSA) Certified Inspection Services experience. The Department of General Services (DGS) issued RFP 13-14/07 for these professional services to provide the required inspection on the Center for Science and Allied Health Building Project. The responses to the RFP were evaluated based on criteria identified in the RFP. The Center for Science and Allied Health Building Project Budget will pay for the cost of services rendered.

Proposal submissions were scored according to the following evaluative criteria: 1) Vendor's knowledge, experience, and capacity to provide these services, 2) Client References, 3) Staffing Plan, 4) Price Proposal, 5) Environmentally Sustainable Procurement, and 6) Small Local Business Enterprise (SLBE) / Small Local Emerging Business Enterprise (SELBE). A technical screening committee comprising of the District's personnel was established to evaluate and score all submissions according to the scoring criteria above. Pursuant to the Public Contract Code (PCC), the District can award this contract to the bidder whose proposal is determined to be the best value to the District based solely on the criteria set forth in the Request for Proposal. Based on the evaluations, approval is requested for Anthonio, Inc. because they received the highest evaluative score of 175 points.

A total of eight (8) proposals were submitted to the District by the following firms: CIS Inc., Structure Consultants Group, Jerome R. Zalinski, Cal Compliance Inc., 4 Leaf Inc., ABC Inspections Inc., Apex Testing Labs and Anthonio, Inc. The anticipated completion date of this project is August, 2015. Tony Ogbeide is the owner of the company; the business is located in Oakland, California. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

25. Consider Approval to Enter into an Agreement with Inspection Services, Inc. for Testing and Special Inspection, Geotechnical and Geohazard Professional Consulting Services on the Center for Science and Allied Health Building Project at Merritt College (Bid No. 13-14/08). **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into an agreement with Inspection Services, Inc. for Testing and Special Inspection Services on the Center for Science and Allied Health Building Project at Merritt College (Bid No. 13-14/08), in an amount not-to-exceed \$349,388. A formal Request for Proposals (RFP) was advertised in a publication of general circulation on August 13, 2013 and August 20, 2013. The Purchasing Department received seven (7) proposals from qualified firms with Testing and Special Inspection, Geotechnical and Geohazard experience. The Department of General Services (DGS) issued RFP 13-14/08 for these professional services to provide the required testing and inspection on the Center for Science and Allied Health Building Project. The responses to the RFP were evaluated based on criteria identified in the RFP. The Center for Science and Allied Health Building Project Budget will pay for the cost of services rendered.

Proposal submissions were scored according to the following evaluative criteria: 1) Vendor's knowledge, experience, and capacity to provide these services, 2) Client References, 3) Price Proposal, 4) Environmentally Sustainable Procurement, and 5) Small Local Business Enterprise (SLBE) / Small Local Emerging Business Enterprise (SELBE). A technical screening committee comprising of the District's personnel was established to evaluate and score all submissions according to the scoring criteria above. Pursuant to the Public Contract Code (PCC), the District can award this contract to the bidder whose proposal is determined to be the best value to the District based solely on the criteria set forth in the Request for Proposal. Based on the evaluations, approval is requested for Inspection Services, Inc. to be awarded the contract because they received the highest score of 160 points.

A total of seven (7) proposals were submitted to the District by the following firms: GEOCON, Apex Testing Lab, Inspection Services Inc., CTS Inc., Twining, Smith Emery, Consolidated Engineering Lab. Leslie Sakai is the President of Inspection Services, Inc.; the business is located in Berkeley, California. The anticipated completion date of this project is August 2015. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

## **ACTION CALENDAR ITEMS**

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. The Board may move to the Action Calendar items with public speakers, and Board-sponsored Resolutions. The Board will hear public comments prior to taking any action on these items.

## **ANNOUNCEMENTS**

## **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 8<sup>th</sup> Street, Oakland, CA, (510) 466-7203, [bmartinez@peralta.edu](mailto:bmartinez@peralta.edu) at least 48 hours prior to the meeting.