



BOARD OF TRUSTEES
OF THE
PERALTA COMMUNITY COLLEGE DISTRICT
MINUTES
APRIL 8, 2014

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 Â§ 54957.6)

Conference with Legal Counsel, Multiple Cases: (Government Code Â§ 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)), Liao v. PCCD, Alameda County Superior Court Case No. RG14717733

* Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (8 cases).

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

* Consider approval to extend Interim Dean of Special Programs and Grants, Merritt College.

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_.

Present: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, Trustee Withrow, Student Trustee Clegg, and Student Trustee Li.

Absent: None.

[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.)

At tonight's closed session, the Board voted to approve the appointment of the following public employee contracts, which are subject to contractual agreement by the Chancellor:

1. Recommendation to extend the appointment of Lasana Hotep as Interim Dean of Special Programs and Grants, Merritt College, through October 30, 2014, or until the position is filled on a regular basis, at \$113,300 annually.

AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

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.

MOTION: Motion by Trustee Gulassa, second by Trustee Riley to approve Agenda. Under Public Employee Appointments, the first item "Consider approval of Interim Dean of Academic Pathways and Student Success, Merritt College" has been taken off of the agenda. Agenda Item 27 - the Retro-Tek Energy Services bid should read \$530,540 not \$461,540.

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

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

MOTION: Motion by Trustee Gulassa, second by Trustee Withrow to approve Minutes of March 25, 2014.

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

1. Consider Approval of the Regular Board meeting Minutes of March 25, 2014. Consider approval of the regular Board meeting minutes of March 25, 2014. The minutes are posted on Granicus.

Minutes

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/>

Speaker Kitchen, President of the Peralta Association of African American Affairs, supports Dr. Webb continuing as a leader. He shared examples of her results including successful results of WASC accreditation in 2009 and 2012, improvement of morale and lines of communication.

Speaker Lankford spoke in support of Dr. Webb.

Speaker Holland spoke in support of Dr. Webb and this is the position of NAACP as well.

Speaker Edwards, Oakland Chamber of Commerce and Brother to Brother which works with young African American males, spoke against the dismissal of Dr. Webb. He has not found a sound reason for her dismissal.

Speaker Gillette, Oakland Chamber of Commerce, spoke in support of Dr. Webb and her presidency.

Speaker Mayfield-Lynch, chair of Education Department, Holy Names University and President, Black Women Organized for Political Action, Members of BWOPA are extremely concerned about the March 15th notice sent to President Webb and stand boldly with Dr. Webb as they know her to be a consummate professional.

Speaker Flores, student at COA, comes as a concerned student and a member of the Latino community. Speaker Flores shared her concerns about Janet Napolitano speaking at the upcoming Laney commencement. As a result, she does not feel comfortable having her family and friends attend the graduation.

Speaker Wilson spoke on mobbing which is a term used to describe bullying at the workplace. Speaker Wilson urged PCCD to look into this form of mobbing.

Speaker Garcia, Executive Director of Peralta Community Foundation, thanked all of the readers who have assisted in reading applications. The number of applications have gone from 65 to 1000 applications received. Speaker Garcia reminded everyone about the upcoming golf tournament being held on May 5th. This fundraiser is one of two events that helps raise funds for students. There are various ways to support the foundation including silent auctions and raffles. Please visit the website, www.peraltafoundation.org for further details.

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.)

Speaker Terry, Vice-President, ASBCC, is currently holding campus elections. Clubs and student organizations have been extremely active with activities including chess club holding games and lessons multiple times a week, dance club engaging in weekly practices, civic engagement club organizing a beach cleanup and the global stays club actively helping to facilitate a series of earth week events at the campus.

Speaker Wilson, ASMC, currently holding student elections. Activities that occurred at the campus include the César Chávez event on March 27. Student appreciation day will be held on April 10th and the Malcolm X celebration will be held on May 13.

Speaker Oliver, President, ASLC spoke on events at Laney including a town hall meeting, Cesar Chavez celebration and student elections.

Speaker Williams, president, COA, spoke on student elections being held on April 8 and 9. On April 29 from 11-12, there will be a dream act event. The Cinco de Mayo event will be held on May 5. On March 31 - Latinos Unidos club had a Cesar Chavez event

Speaker Wilson, Communications officer for Peralta Student Council showed the new ecology festival poster. The Peralta Student Council is holding mixers on April 18 and April 25 where you will be able meet the student leaders.

3.	Chancellor's Reports	
	Chancellor's Report	Dr. José M. Ortiz
	Deputy Chancellor's Report	John Hendrickson
	Vice Chancellor's Reports	
	Budget Update	Interim Vice Chancellor Rinne
	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.](#)

Trustee Brown attended the black elected official and faith based leaders breakfast along with Trustees Handy and Riley on March 26.

Trustee Handy spoke to committees of WIB on March 26.

Student Trustee Clegg attended the Laney Leadership town hall. On March 27, Student Trustee Clegg was honored to be in the presence of Martin Luther King III.

Trustee Riley announced that the Barbara Lee and Elihu Harris lecture series will be held on April 24 at Merritt College. This forum will be different from the others because it will be a panel discussion. As a reminder, the Peralta Foundation golf tournament will be held on May 5th.

Trustee Gonzalez Yuen reminded everyone that the Asian Pacific Americans in Higher Education (APAHE) conference and spoke on the dynamic workshops which included "Our Words, Our worlds", Asian Women United producing educational materials through community organization, improving the culture of writing for API students, etc. Trustee Gonzalez Yuen encouraged those who are interested to attend.

Student Trustee Li attended a lunch with The Port of Oakland. Student Trustee Li encouraged everyone to attend the APAHE conference.

Trustee Withrow is working on obtaining and developing intern positions in various industries in the Bay Area which provides career awareness.

Trustee Guillen extended his thanks to ASLC for extending their invitation for him to attend the Laney forum. Trustee Guillen also shared his concerns on Janet Napolitano coming to speak at the Laney graduation.

5. [District Academic Senate Report Presenter: DAS President Karolyn van Putten](#)

PRESENTATIONS (7:30 P.M.)

6. Laney College Program of Distinction Presentation on the National Science Foundation BEST Center Presenter: President Webb (15 minutes)
Laney College was the recipient in 2013 of a National Science Foundation 4-year grant to promote advanced technical education in Building Efficiency and Sustainability. In addition to supporting program improvements and innovations at Laney, the Center has provided professional development in energy efficiency and sustainability education to community college educators from around the country. Key topics include Building Automation Systems, Sustainable Building Operations, Energy Auditing, and the College Campus as a Living Laboratory. Laney has also moved rapidly to build out a new laboratory for instruction in building automation systems and advanced lighting controls.

Presentation

CONSENT CALENDAR (7:45 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

MOTION: Motion by Trustee Withrow, second by Trustee Gonzalez Yuen to approve consent calendar, including agenda items 1 - 10, 14 - 21, 23 - 26 & 28 - 33.

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

7. Consider Approval of Resolution 13/14-57 to establish a Peralta Community College District Minimum Wage Presenter: Trustee González Yuen & Trustee Riley
Consider Approval of Resolution 13/14-57 to establish a Peralta Community College District Minimum Wage. The Board of Trustees and Peralta Community College District supports raising the minimum wage for all workers including students. The Board calls for the District to report back the feasibility of a \$12 per hour minimum wage. The Chancellor recommends approval.

Resolution

EDUCATIONAL AND STUDENT SERVICES

8. Consider approval of ratification of Out of State Travel to Tennessee for Petural Shelton March 28, 2014 - April 5, 2014 pursuant to Board Policy 7400 Presenter: Chancellor Ortiz
Consider approval of ratification of Out of State Travel to Tennessee for Petural Shelton March 28, 2014 - April 5, 2014 pursuant to Board Policy 7400. The Chancellor recommends approval.
9. Consider approval of Out of State Travel to Michigan May 5, 2014 - May 10, 2014 for Evelyn Lord pursuant to Board Policy 7400 Presenter: Chancellor Ortiz
Consider approval of Out of State Travel to Michigan May 5, 2014 - May 10, 2014 for Evelyn Lord pursuant to Board Policy 7400. The Chancellor recommends approval.
10. Consider approval of Out of State Travel to Oklahoma April 28, 2014 - May 2, 2014 for Hoi Ko pursuant to Board Policy 7400 Presenter: Chancellor Ortiz
Consider approval of Out of State Travel to Oklahoma April 28, 2014 - May 2, 2014 for Hoi Ko pursuant to Board Policy 7400. The Chancellor recommends approval.
11. Consider Approval of a Contract with Collaborative Brain Trust for an amount not to exceed \$93,000 for consulting services necessary for completion of a Peralta Community College District Comprehensive Master Plan Presenter: Deputy Chancellor Hendrickson During the recent Chancellor/Board Special Workshop (November 12, 2013), the Chancellor presented as a district goal the pursuit of a strategic planning activity to be implemented during the Spring 2014. To this regard, an RFQ was published in December 2014, for facilitation services to execute the strategic planning process and the related master plans in Education, Facilities, and Technology. Four respondents to the RFQ can in with a cost ranging from \$.5 to \$1.5 million. The Chancellor considered this cost to be prohibitive and decided on a different approach to arrive at the same result (i.e., a district wide comprehensive plan). The new Comprehensive Master Plan (CMP) will integrate all major institutional plans and insure alignment of these plans and resource allocation processes with the ACCJC accreditation standards. The CMP will implement the core outcomes anticipated at the November 12, 2013 Board Study Session on Strategic Planning. In addition, the completion of the CMP will provide a foundation for incorporating funding allocations into the established budget development timeline and public reporting of Measure B expenditures to the Citizens Oversight Committee. The services of

[the Collaborative Brain Trust with support from tBP/Architecture include reviewing current plans and processes; recommending improvements and additional planning activities needed; identifying gaps between and among institutional plans, and analyzing the plans in terms of relevant accreditation standards. CMP consultants will meet with the Board to review the overall project, consider initial findings and to request Board input. Major Comprehensive Master Plan project outcomes include:](#)
[" Assurance that overarching mission, vision, values and goals are operationalized and coordinated at each of the four colleges and the district office.](#)
[" Integration of the updated Strategic Plan as well as the Peralta Accountability for Student Success \(PASS\) program, and the EMP/FMP/TMP with each of the colleges.](#)
[" Appraisal and recommendations to ensure that all planning \(SP/TMP/EMP/FMP\) processes and plans are integrated and the development of metrics and timelines for on-going assessment and evaluation as appropriate.](#)
[" Evaluation of the Peralta Accountability for Student Success \(PASS\) program, a Measure B planning and fund allocation process, to ensure integration with the District Strategic Plan and the Budget Allocation Model.](#)

[Background Materials](#)

Trustee Gulassa voluntarily disclosed that he is an independent contractor, not an employee of this company. He voluntarily withdraws his vote.

MOTION: Motion by Trustee Gonzalez Yuen, second by Trustee Withrow to approve Agenda Item #11.

Consider Approval of a Contract with Collaborative Brain Trust for an amount not to exceed \$93,000 for consulting services necessary for completion of a Peralta Community College District Comprehensive Master Plan

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

12. [Consider approval of a contract with Highstreet IT Solutions to implement the Student Success Initiative - Academic Advising and Student Educational Plan \(SEP\) modules, in the amount of \\$273,800. Presenter: Associate Vice Chancellor Madlock. Consider approval of a contract with Highstreet IT Solutions to implement the District's PeopleSoft Academic Advising and Student Educational Plan \(SEP\) modules and provide technical support during implementation, in the amount of \\$273,800. The current District's Information Technology Strategy does not include an initiative to support Academic Advising and Electronic Student Education Planner modules, because the project will support state mandates resulting from the Student Success Act of 2012 \(SB 1456\) that requires Community Colleges to provide students with online student education plans and the ability to plan courses of study. Community Colleges that do not comply with this mandate will lose SSSP funding. Colleges will be funded according to the number of SEPs completed. A formal Request for Proposals \(RFP 13-14/23\) was released seeking assistance for the implementation of the PeopleSoft Academic Advising and Student Educational Plan \(SEP\) modules. Four firms attended the pre-proposal meeting and three responded to the RFP. A panel was convened to evaluate the proposals based on: vendors' submitted responses to bidder qualifications/experience; company and project team qualifications/approach; ability to meet the general, functional and technical system requirements; and costs. After detailed analysis and review, Highstreet IT Solutions was the highest-ranking responsive and responsible vendor. The scores are summarized below:
Vendors Scores Highstreet IT Solutions 86.2 % ERP Analyst 69.1 % People Tech 59.8 %
This project consists of the implementation of the PeopleSoft Academic Advising and Student Educational Plan \(SEP\) modules. The deliverables include a targeted fit/gap process to see what is](#)

[needed to augment the current system, configuration of Academic Advising reports for all current academic plans, along with development and testing. There will also be training on configuration & functionality as well as support for end user training. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding source: Parcel Tax \(Measure B\).](#)

[Background Materials](#)

Trustee Handy has a problem with the IT items that keep coming even though we have an IT plan however, there seems to be exceptions and these exceptions are not without a high cost. She understands that this has to do with the People Soft modules but she has seen the District move to the People Soft implementation for the past eight years. Was it not included in the current district information technology strategy? How does this all fit in with the technology plan? We continue to approve them but we don't understand them. Trustee Handy wants to see a detailed report on the deliverables on the items passed in the last year. In order for Trustee Handy to feel comfortable about how we're spending the District's money, she would like to see this board be briefed on technology, where we stand, and the status of the deliverables that the Board has approved. She would like to see a report on expenditures so we get a full scope on technology.

Trustee Guillen has issues with how it's being deployed and delivered. The issue is that students are not in computer labs, they are out and about. Although he understands the necessity yet it is not being implemented in a way that is relevant.

Deputy Chancellor Hendrickson said this program requires hands-on work because the system requires discipline champions within certain programs working to utilize the system that started off as an HR basis in order to work as a fully integrated project. When the state of California decided that it was a requirement on colleges to provide for the ability of students to online develop their personal education plan and maintain that and easy means to develop a student score card matrix. From a financial standpoint, it's important that we get it done timely because the consequences would create a much larger loss in our revenue base. Deputy Chancellor recommends that we proceed with the Academic Advising project.

Trustee Brown thinks it is important to note that we have made an effort to get our arms around the full responsibility and upgrade and architecture of the plan. What is missing is a copy of the information technology strategy. She would like to see a running tally of what we've spent and how it integrates.

Trustee Gonzalez Yuen echoed what the other trustees said. He feels that a copy of the strategic plan should be included in every board packet. Trustee Gonzalez Yuen asked that the item is not brought at the moment that it is voted on and to bring it 3 months in advance.

Trustee Withrow concurs with Trustee Handy and other colleagues on their concerns. Trustee Withrow questioned the deliverables, how they are articulated and how they are measured and would also like to see a track report.

Trustee Gulassa questioned the cost. The real problem is what is taking us so long to get People Soft in operation? Trustee Gulassa is also very pleased with the progress that IT has made.

AVC Madlock gave an update on financial aid. Despite the constraints on the schedule, the schedule was compressed from 13 month to a 10 month schedule. We are still on schedule and is being rolled out in phases. In addition, the implementation module phase has been completed. There are two more phases to go. On April 25, the package phase will be implemented. In May or June, the disbursement phase will be implemented.

MOTION: Motion by Trustee Gulassa, second by Trustee Riley to approve Agenda Item #12. Consider approval of a contract with Highstreet IT Solutions to implement the Student Success Initiative - Academic Advising and Student Educational Plan (SEP) modules, in the amount of \$273,800.

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

13. [Consider Approval of Contract with Hicks Consulting Group Presenter: Associate Vice Chancellor Madlock Consider approval of Contract with Hicks Consulting Group. Project 3.7 of the District's Information Technology Strategy, Student Financial Aid System, calls for the implementation of the PeopleSoft Financial Aid module. A vendor has been selected to start working on the implementation of this module, but in the meantime Peralta still needs to maintain the current SAFE Financial Aid System in order to disburse financial aid to students. The District has contracted with Hicks Consulting Group since 2005 to support the Legacy SAFE Financial Aid System. Hicks was retained, at that time, because existing staff did not have the programming knowledge necessary to keep the SAFE system functioning. It is expected that at the conclusion of the PeopleSoft Financial Aid module implementation project \(Fall 2014\) Hick's services will be no longer necessary.](#)

[Background Materials 1](#)

[Background Materials 2](#)

MOTION: Motion by Trustee Gulassa, second by Trustee Withrow to approve Agenda Item #13. Consider Approval of Contract with Hicks Consulting Group

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

Trustee Handy questioned why the contract was being continued through 2015 if the implementation was done. Is the \$190,000 not to exceed? Trustee Handy would also like to see the a list of deliverables for this since she has never seen one. AVC Madlock says with the Hicks contract, we are running on a 35 year old system. We have to run 2 parallel systems. In the fall, we will be ready to disburse aid to students with the new systems. They want to leave the amount open as not to exceed as a contingency so that they would not have to come back to the Board for additional funding but they expect to spend less than the amount shown.

14. Consider Approval for a Contract Extension for Kathi Roisen to provide Project Management Services for Laney College for the TAACCCT Grant (D.O.L) and the Bay Area Workforce Funding Collaborative. Presenter: President Webb
Consider approval for Laney College to extend the contract of Kathi Roisen to provide project management services. Kathi's total contract amount for the fiscal year will increase from \$19,125 to \$35,325. Roisen will provide project management support for the TAACCCT grant and Bay Area Funding Collaborative. Roisen will manage student support services, as well as outreach and program enhancement. All Board recommended contracts are subject to negotiation and execution by the

Chancellor. The Chancellor recommends approval. Funding Source: Federal Department of Labor TAACCCT grant and Bay Area Funding Collaborative grant.

[Background Materials](#)

15. Consider Approval of Agreement for iParadigms, LLC to Render Services for a Merritt College Turnitin Site License. Presenter: President Ambriz-Galaviz
Consider approval of agreement for iParadigms, LLC in the amount of \$26,847.06 in support of protecting and promoting academic integrity in Merritt's curriculum as a tool for detecting and preventing plagiarism. The college is requesting to pay for a two year site license service that is comprised of an annual licensing fee and a per-student fee based on the colleges FTES. The subscription includes unlimited instructor access to all other licensing campuses, submission of student work, phone and email support for all instructors and access to all online and web-based training and professional development resources. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Funds.

[Background Materials](#)

16. Consider Approval of a Contract Addendum with Jennifer Lough Kennedy for Berkeley City College. Presenter: President Budd
Consider approval of a contract addendum for Jennifer Lough Kennedy in the amount of \$20,000, (total contracted amount increased to not exceed \$27,000 for the 2013-14 fiscal year) for continued institutional effectiveness support, including research and technical writing for Accrediting Commission for Community and Junior Colleges (ACCJC) accreditation self-evaluation. This addendum is to the original contract in fall semester 2013 with Carl D. Perkins CTE grant funding and January 2014 addendum with Career Advancement Academy funding. Funding Source: District General Fund

[Background Materials](#)

FINANCIAL SERVICES

17. Consider Ratification of the AP, Travel, and Consulting Contract Warrant Register Presenter: Interim Vice Chancellor Rinne
Consider ratification of the AP, Travel, and Consulting Contract Warrant Register from March 8, 2014 through March 21, 2014. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only. The Chancellor recommends ratification.

[Background Materials](#)

18. Consider Acceptance of Purchase Order Report Presenter: Interim Vice Chancellor Rinne
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 March 8, 2014 through March 21, 2014 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.

[Background Materials 1](#)

[Background Materials 2](#)

19. Consider Approval of Budget Transfer Report Presenter: Interim Vice Chancellor Rinne
 Consider approval of budget transfer report covering the period from March 8, 2014 through March 21, 2014. 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.

[Background Materials 1](#)

[Background Materials 2](#)

20. [Review of Annual Measure B Special Parcel Tax Report Presenter: Interim Vice Chancellor Rinne](#) The Annual Measure B Special Parcel Tax Report is being presented for review in accordance with Section 53411 of the California Government Code which states, "The chief fiscal officer of the issuing local agency shall file a report with its governing body no later than January 1, 2002, and at least once a year thereafter. The Annual report shall contain all of the following: (a) The amount of funds collected and expended. (b) The status of any project required or authorized to be funded as identified in subdivision (a) of Section 53410." This Parcel Tax Report contains the amounts collected and expended for fiscal year 2012/13. The Parcel Tax Report is brought to the Board for informational purposes only.

[Background Materials](#)

Speaker Goldstein would like to see a more granular accounting of how the money is spent and going to support core academic programs including Math, Science, English and training students for successful careers. Speaker Goldstein also thinks it would be useful to get an update on efforts to bring together the Citizens Oversight Board that was promised under the test of Measure B and would like to see that the monies generated by Measure B are being accounted for very specifically in addition to the general accounting that is seen in the MBS Report.

HUMAN RESOURCES

21. 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
Alvarado	Silvia	4/9/14	6/30/14	Financial Aid Specialist	M
Duffin	Melly	4/9/14	5/23/14	Inst Asst I/DSPS	A
Forlastro	Christana	4/14/14	6/30/14	Library Technician II	M
Groves	Toya	4/9/14	6/30/14	Inst Asst IV/DSPS	A
Hua	Annie	4/9/14	6/30/14	Executive Asst/Finance	D
Jones	McCabe	4/9/14	6/30/14	Inst Asst/English	B
Jones	Myeisha	4/9/14	6/27/14	Inst Asst/Child Development	M
Lyons	Laura	5/1/14	6/30/14	Student Personnel Svc Spec	B
Tobor	Tina	4/9/14	6/30/14	Admissions & Records Clerk	L

22. [Consider Recommendation to realign Range III of the July 1, 2013 Management Salary Schedule Presenter: Vice Chancellor Largent The Range III of the Management Salary Schedule incurred a misalignment regarding the percentage amount for step advancement as reflected in the current Management Salary Schedule, effective July 1, 2013. The District is requesting approval to bring Range III percentage between steps in alignment with all other levels of the Management Salary Schedule.](#)
[The District further requests that the Board approve the Revised Management Salary Schedule, effective July 1, 2013, which reflects the realignment of Range III.](#)

[Background Materials 1](#)

[Background Materials 2](#)

[Background Materials 3](#)

MOTION: Motion by Trustee Gulassa, second by Trustee Riley to approve Agenda Item #22. Consider Recommendation to realign Range III of the July 1, 2013 Management Salary Schedule.

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

Trustee Handy asked who the managers are receiving the increase, if this is applicable to new managers and what the cost is to the District for correcting this misalignment. VC Largent said it involves all managers who were at Range 3 including all Deans and a number of Directors. This would be effective July 1, 2013 which will be approximately \$84,000. If the new employees were employed as of July 1, they will be entitled to this increase.

23. Consider Approval of a Reduced Workload by Faculty Member Becky Sanchez, Full-Time Instructor at College of Alameda Presenter: Vice Chancellor Largent Consider Recommendation to Approve a request from Becky Sanchez, a full-time faculty member at College of Alameda, to participate in the Reduced Workload Program, also known as the "Willie Brown Act" in accordance with California Education Code Section 87483 and Article 27 of the Collective Bargaining Agreement between the District and the Peralta Federation of Teachers, beginning August 18, 2014, through June 30, 2015 to be served as follows: 67% for the Fall 2014 Semester 67% for the Spring 2015 Semester

[Background Materials](#)

24. Consider Approval of a Reduced Workload by Faculty Member Mika Van Spanje, Full-Time Instructor at Merritt College Presenter: Vice Chancellor Largent Consider Recommendation to Approve a request from Mika Van Spanje, a full-time faculty member at Merritt College, to participate in the Reduced Workload Program, also known as the "Willie Brown Act" in accordance with California Education Code Section 87483 and Article 27 of the Collective Bargaining Agreement between the District and the Peralta Federation of Teachers, beginning August 18, 2014, through June 30, 2015 to be served as follows: 100% for the Fall 2014 Semester 20% for the Spring 2015 Semester

[Background Materials](#)

25. Consider Approval of a Reduced Workload by Faculty Member Carolyn Lake, Full-Time Instructor at Merritt College Presenter: Vice Chancellor Largent Consider Recommendation to Approve a request from Carolyn Lake, a full-time faculty member at Merritt College, to participate in the Reduced Workload Program, also known as the "Willie Brown Act" in accordance with California Education Code Section 87483 and Article 27 of the Collective Bargaining Agreement between the District and the Peralta Federation of Teachers, beginning August 18, 2014, through June 30, 2015 to be served as follows:
50% for the Fall 2014 Semester
50% for the Spring 2015 Semester

[Background Materials](#)

FACILITIES

26. Consider Ratification of a Contract with Rainbow Waterproofing & Restoration Corporation for Laney College Tower Emergency Exterior Building Surface Repair Presenter: Vice Chancellor Ikharo.
Ratification is requested to approve the emergency contract that was approved by the Chancellor, in the amount not-to-exceed \$69,320. Since this is an emergency project, approval was requested from the Chancellor so the vendor can start work immediately. In compliance with the Public Contract Code, Section 22050, under Emergency Contracting Procedures, the Chancellor may authorize the procurement of services for emergency projects without giving notice for bids, as long as this procurement is reported to the Governing Board of Trustees at the next board meeting. The Laney College Tower structure is a class A (mixture of concrete and rebar) nine (9) story high rise building that is centrally located at the heart of the college campus. Since its original construction 43 years ago, the concrete has absorbed moisture and if some of the rebar are too close to the exterior surface, they will begin to rust and expand causing concrete to weaken and flake. As the concrete pieces flake off the building, they are falling onto pedestrian walkways, causing a safety hazard in walking areas around the building. Board ratification to accept this proposal is required because we need to provide a safe environment for the general public, students, faculty and staff. To correct this problem, Rainbow Waterproofing & Restoration Company will remove any loose pieces of concrete from the exterior surface of Laney Tower to prevent any injuries. The contractor will provide a scaffolding system to inspect and remove any loose pieces of concrete, patch spalls with Sika Top 123 plus polymer, prep and paint any exposed rebar, and then patch the building surface. In compliance with the Public Contract Code, Section 20651, an informal competitive bidding was conducted to procure this service. Three (3) written quotes were received from the following contractors providing similar services:CONSULTANTS LOCATION TOTAL BID Rainbow Waterproofing & Restoration co. San Francisco CA \$69,320 Rodan Builders, Inc. Burlingame, CA \$83,350 SV Builders San Jose, CA Non-responsive. The lowest responsive and responsible bidder was Rainbow Waterproofing & Restoration Co., in the not-to-exceed amount of \$69,320. The corporation is being managed by Chris Abell and Ralph Brown and the business is located at 600 Treat Avenue, San Francisco, CA 94110. The business is registered with the California Department of Consumer Affairs - Contractors State License Board with license #148753. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Measure E Bond Funds.

[Background Materials](#)

27. [Consider Approval of Resolution 13/14-58, Accept Bid and Award Contract, for the Proposition 39 District-wide Exterior LED Lighting Upgrade \(Bid No. 13-14/20\), Retro-Tek EnergyServices \(Retro-Tek\). Vice Chancellor Ikharo.](#)

[Approval is requested to accept the bid and award a contract to Retro-Tek, for the Proposition 39 District-wide Exterior LED Lighting Upgrade \(Bid No. 13-14/20\), in the amount not-to-exceed \\$530,540. Under this contract, vendor will](#)

retrofit lighting systems with energy-efficient LED lighting systems. Systems to be retrofitted include lamps, fixtures, and the associated equipment. The equipment is located at the College of Alameda, Laney College, Merritt College, and at the District Administrative Center (DAC). The lowest base bid for the project was \$461,540. The inclusion of the project labor agreement will add \$69,000 to the base bid; therefore, the total project cost will be \$530,540. In compliance with the Public Contract Codes, Section 20651, formal competitive bidding and a request for bid was conducted for this project. A Notice to Bid for the project was advertised in newspaper publications of general circulation on Friday, March 7, 2014, and Friday, March 14, 2014. A mandatory bidder's conference was held on March 17, 2014; the bid opening was held on April 1, 2014. A total of three (3) bids were received, as follows:

CONTRACTOR	LOCATION	TOTAL BID
Retro-Tek Energy Services	Vista, CA	\$530,540
Enlight Efficient Lighting Inc.	Pleasanton, CA	\$861,691
Flouresco Lighting & Sign	Sacramento, CA	\$1,033,398

The lowest responsible and responsive bid was submitted by Retro-Tek, in the amount not-to-exceed \$530,540. Brad Howard is the principal of the Retro-Tek and the business has a current and active contractor's license in California with good standing. The firm is registered with the California Department of Consumer Affairs - Contractors State License Board. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: California Proposition 39, the CCC/IOU partnership program, and technical assistance grants.**

MOTION: Motion by Trustee Brown, second by Trustee Riley to approve Agenda Item #27. Consider Approval of Resolution 13/14-58, Accept Bid and Award Contract, for the Proposition 39 District-wide Exterior LED Lighting Upgrade (Bid No. 13-14/20).

AYES: Trustee Brown, Trustee Gonzalez Yuen, Trustee Guillen, Trustee Gulassa, Trustee Handy, Trustee Riley, and Trustee Withrow.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

[Background Materials 1](#)

[Background Materials 2](#)

Trustee Guillen asked if this item is covered by the Project Labor Agreement and is subject to those requirements. What was the reason for the adjustment to the total bid change. VC Ikharo said when this funding came from the state. After the bid, there was discussions and meetings with the Alameda Board of Trade and Construction group. Because there was a big difference, between the first and second bidder, there was a post bid interview to ensure that this contract total would deliver what the District wanted. For the sake of PLA implementation of this process, that the additional money was added to this contract.

28. Consider Approval of Amendment No. 4 for a Lease Extension with Continental Can Building LLC for Interim Storage Needs for Laney and Merritt Colleges. Presenter: Vice Chancellor Ikharo. Approval is requested for Amendment No. 4 for a lease extension with Continental Can Building LLC for interim storage space located at 5601 San Leandro Boulevard in Oakland, in an amount not-to-exceed \$12,000. The vendor's last lease extension expired on February 28, 2014. Under this Amendment No. 4, the lease term for Continental Can Building LLC is for a period of two (2) months, from March 1 to April 30, 2014, at a cost of \$6,000 per month. This time period will allow the Department of General Services and college presidents to remove the inventories in the lease space in the proper manner to meet the District's requirement. Currently, the leased space is used to store books and other usable furniture, fixtures, and equipment during the modernization work of the Laney College Administrative Tower Building and the Merritt Learning Resource Center (LRC) and Library. Since these projects are completed, some of the existing furniture was moved back to the Tower. However, old furniture and equipment belonging to Laney College and Merritt College are still stored in the leased space. The Board of Trustees approved the original agreement (\$54,000) on February 15, 2011; Amendment No. 1 (\$55,000) was approved on June 12, 2012; Amendment No. 2 (\$48,000) was approved on September 30, 2013; Amendment No. 3 (\$30,000) was approved on December 10, 2013. Including this Amendment No. 4, the total contract amount will be \$199,000 for all contracts. Continental Can Building LLC is an active business entity registered with the California Secretary of State. The business is located in Oakland, California; Francis M. Rush III is the company's management representative. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Measure A Bond Funds.

[Background Materials](#)

29. Consider Approval of Change Order No. 4 for Merritt College's Chilled Water Infrastructure (Bid No. 12-13/03), Taber Construction, Inc. Presenter: Vice Chancellor Ikharo. Approval is requested for Change Order No. 4 to the contract with Taber Construction, Inc., in the amount of \$90,380.00. This Change Order is 2.2% of the original contract amount of \$4,076,000. Including the previously Board approved Change Order No. 1 (\$56,471) approved on October 22, 2013; Change Order No. 2 (\$89,547) approved on December 11, 2013; and Change Order No. 3 (\$34,987) approved on February 25, 2014, the cumulative Change Order total to date is \$271,385. Change Order No. 4 is based on the following unforeseen conditions and deletion in scope of work. Change Order No. 4 scope of work includes the following: * Due to unforeseen underground obstructions, the layout of the cooling tower equipment pad was redesigned and portions re-excavated; impacted electrical connection at Building Q, unforeseen wall obstruction and oversized bedrock led to revisions and added work; * Unforeseen underground utilities and structural support caused the redesign of the fence and posts around the equipment pad; the footing and new grade beams were adjusted; * The new trench path changed to accommodate unforeseen utilities. The new chilled water pipes were rerouted, which required pressure testing to be performed. A new catch basin was added to correct standing water issue at Building Q; * Credit for deletion of manhole #17 and three (3) blank electrical distribution structure, placing project soil spoils on campus in lieu of hauling off site, and revising the chilled water valves to the appropriate model, and reducing the scope of work to build a new retaining wall; and * Cost for providing an analysis of existing roofing membrane for potential asbestos; and * The existing storm drain line next to Building Q was rerouted because it interfered with the new chiller water line

and catch basin.

[Background Materials 1](#)

[Background Materials 2](#)

30. Consider Approval of Change Order No. 1 for Merritt College's Center for Science & Allied Health Project (RFP No. 11-12/01), Clark & Sullivan / Walsh Construction. Presenter: Vice Chancellor Ikharo. Approval is requested for Change Order No. 1 to the contract with Clark & Sullivan / Walsh Construction, in the amount of \$294,534.00. This amount is 0.7% of the original base contract of \$42,760,000 approved by the Board of Trustees on June 12, 2012. Including this Change Order, the cumulative total to date is \$43,054,534. Change Order No. 1 is based on changes due to both unforeseen conditions and additions in scope of work required of the contractor. Change Order No. 1 scope of work includes the following: * Removal and remediation of unforeseen underground hazardous material obstructions. During planned excavation of soil for new underground utilities, the project encountered remnants of abandoned existing underground piping that contained asbestos. * Addition to project of new mechanical heat exchanger. During the project design phase, it was discovered that the existing campus heating and hot water infrastructure was too antiquated to support the new facility. A new "booster" pump heat exchanger is required to supplement the existing infrastructure.

[Background Materials](#)

31. Consider Approval of Resolution No. 13/14-56, Acceptance of Completed Work and Release of Retention for Merritt College's Electrical Connection to the Library Learning Resource Center (LRC) and Building 'L' Project (Bid No. 11-12/22), Dan Electric Inc. Presenter: Vice Chancellor Ikharo. Approval is requested for Resolution No. 13/14-56 for completed work and release of retention for Merritt College's Electrical Connection to the Library Learning Resource Center (LRC) and Building 'L' Project (Bid No. 11-12/22), Dan Electric Inc. On September 11, 2012, the Board of Trustees ratified awarding a contract to Dan Electric, Inc. for this project, in the amount not-to-exceed \$1,000,000. There was one additive (1) change order in the amount of (\$81,952.84) which was approved by the Board of Trustees on July 16, 2013. A Notice of Completion (NOC) has been filed with the County of Alameda. This resolution accepts the project as complete and staff is requesting final acceptance of the project and release of the remaining 5% retention in the amount of \$54,097.64. Approval by the Board of Trustees is recommended to authorize the release of retention amount. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Measure A Bond Funds.

[Background Materials](#)

32. Consider approval of Measure E Bond Budget Transfers and Appropriations for the Tower Emergency Exterior Building Surface Repair (No. 64) and Laney College Breezeways - Drainage & Pavement Project (No. 65) Presenter: Vice Chancellor Ikharo.
- Approval is requested for two (2) Measure E budget transfers and appropriations. Budget Transfer No. 64 (\$69,320) is from Measure E bond fund, which will pay for the Laney College Tower Emergency Exterior Building Surface Repair will be completed by Rainbow Waterproofing & Restoration Corporation. This project budget is transferred from the District-wide Measure E unallocated funds (Project no. 0000) into the new project account (Project no. 2731). Budget Transfer No. 64 # Project Name Current Budget Revised Budget Transfer Amount Transfer To: 2731 Laney Tower Emergency Exterior Building Surface Repair -
- | | | | | |
|----------|----------|----------------|----------|---------------------|
| \$69,320 | \$69,320 | Total Transfer | \$69,320 | Transfer From: 0000 |
|----------|----------|----------------|----------|---------------------|
- District-Wide Measure E Unallocated

Funds	\$5,644,935	\$5,575,615	\$69,320	Total
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Transfer \$69,320 Description: Create a project account for the Laney Tower Emergency Exterior Building Surface Repair project. Budget Transfer No. 65 is for the Laney Breezeway Project. The initial engineering construction cost estimate for the Breezeway Project is inadequate. The actual construction cost bid for the entire project budget can now be determined. That amount is estimated to be \$434,500, needed to cover the entire project expenses (i.e. printing and distribution, advertisements and notices, construction costs, inspection costs, material testing and inspection costs, moving of existing materials, design contingency). Budget Transfer No. 65 Project Name Current Budget Revised Budget Transfer Amount Transfer To: 2732 Laney Breezeway Project - \$434,500 \$434,500 Total Transfer \$434,500 Transfer From: 0000 District-Wide Unallocated

Funds	\$5,575,615.31	\$5,141,115	\$434,500	Total Transfer
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\$434,500 Description: The lowest responsible bidder came in higher than the estimated construction cost and there are additional associated soft costs for the project as outlined in the attachment. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Measure E Bond Funds.

[Background Materials](#)

33. Consider Approval of Resolution No. 13/14-59 for the Previous Board Approved Agreement with NRG eVgo to Install Slow (Dedicated) Electric Vehicle Charging Stations at Laney College, District Administrative Complex, Merritt College, and the College of Alameda. Presenter: Vice Chancellor Ikharo. Approval is requested of Resolution No. 13/14-59 for the Board approved agreement with NRG eVgo to Install Slow (Dedicated) Electric Vehicle Charging Stations at Laney College, District Administrative Complex, Merritt College, and the College of Alameda. The Board of Trustees approved the contract award and budget at its previous meeting on March 11, 2014. This request is only for the approval of the resolution as a formal practice. A To abide by the District’s formal practice, assignment of a resolution number for a construction contract, the Administration requests for Board approval and adoptions of the following resolution numbers for the previously Board approved project. Resolution No: Project Names (Bid Nos.) Contractors (Contract Amount) BOT Approval Dates 13/14-59 Installation of Slow (Dedicated) Electric Vehicle Charging Stations at Laney College, District Administrative Complex, Merritt College, and the College of Alameda. NRG eVgo March 11, 2014 All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: District Solar Energy Credit from California Solar Initiative.

[Background Materials](#)

ANNOUNCEMENTS

1. The next regular Board meeting will be held on May 13th here at the District Offices.
2. A reminder that Peralta will observe the César Chavez Day Holiday next Friday, April 18th with closed offices at the District and Colleges.
3. The Board wishes the community a Happy Easter and the Jewish community a happy Passover.
4. On behalf of the Trustees, we would like to wish our students a Happy spring and a restful spring break.

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.

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, bmartinez@peralta.edu at least 48 hours prior to the meeting.

José M. Ortiz, Chancellor
Secretary to the Board of Trustees
PERALTA COMMUNITY COLLEGE DISTRICT