



BOARD OF TRUSTEES
OF THE
PERALTA COMMUNITY COLLEGE DISTRICT
MINUTES
OCTOBER 7, 2014

CALL TO ORDER (7:20 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)), Vogt v. PCCD, Alameda County Superior Court, Case No. RG11-573757. * Conference with Legal Counsel (54956.9(a)), Williams v. PCCD, Alameda County Superior Court, Case No. HG-14730396. * 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 (54956.9(a)), BAP Events LLC v. PCCD, Alameda County Superior Court, Case No. RG14-728878. * Conference with Legal Counsel (54956.9(a)), Nichols v. PCCD, Alameda County Superior Court, Case No. RG14739161. * Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (6 cases) Public Employee Appointment - Employment, Performance, Evaluation, Discipline, Dismissal, Release - All Employees (Government Code Â§ 54957).

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 Oliver Pr_ Ab_ and Rolley Pr_ Ab_.

Present: Student Trustee Oliver, Trustee Gonzalez Yuen, Trustee Gulassa, Trustee Handy, Trustee Riley, Trustee Withrow, and Trustee Brown.

Absent: Student Trustee Rolley, and Trustee Guillen.

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.)

There is no report

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.

[Agenda - 10/7/14](#)

MOTION: Motion by Trustee Withrow, second by Trustee Gonzalez Yuen to approve Board Agenda Items with Agenda Items 9, 13, 14 & 18 being moved to the Action calendar. Agenda Items 16 and 25 have been removed from the Agenda.

AYES: Trustee Gonzalez Yuen, Trustee Gulassa, Trustee Handy, Trustee Riley, Trustee Withrow, and Trustee Brown.
NOES: None
ABSTAIN: None
ABSENT: and Trustee Guillen.

The motion passed.

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

1. Consider Approval of the Regular Board meeting Minutes of September 23, 2014. Consider approval of the regular Board meeting minutes of September 23, 2014. The minutes are posted on Granicus.

[Minutes - 9/23/14](#)

MOTION: Motion by Trustee Riley, second by Trustee Withrow to approve Board meeting minutes of September 23, 2014.

AYES: Trustee Gonzalez Yuen, Trustee Gulassa, Trustee Handy, Trustee Riley, Trustee Withrow, and Trustee Brown.
NOES: None
ABSTAIN: None
ABSENT: and Trustee Guillen.

The motion passed.

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 Goldstein, President, Peralta Federation of Teachers (PFT), congratulated three faculty members elected last week to post on the union's executive council. PFT looks forward to resuming contract talks with the District.

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 Aguilera, Treasurer for the Associated Students of Berkeley City College (ASBCC) spoke on events at the campus such as Latin Heritage month and the newsletter.

Speaker Moore, Senator, Associated Students of Merritt College (ASMC), spoke on events at the campus.

3. Chancellor's Reports Chancellor's Report Dr. José M. Ortiz 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

COA President's Report

Merritt President's Report

Chancellor Ortiz sat on an education cabinet for City of Oakland to hear the new Superintendent of Oakland speak. Laney College had a special visit from the delegation of Singapore.

Berkeley City College President Budd

College of Alameda Interim President Gravenberg

* MOU between COA & Bay Ship & Yacht * MOU between COA & Sonoma County Junior College District

Interim President Gravenberg just signed an MOU with Bay Ship and Yacht which would allow the students a certificated program and training in the maritime field. The first cohort is expected in Fall 2015.

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 Riley thanked Dr. Kitchen on the meeting of September 9th in which he spoke for Peralta Association of African American Affairs (PAAAA) regarding concerns and disappointment over the change and decisions of the programs that will be funded by Peralta Accountability for Student Success (PASS).

Student Trustee Oliver spoke with Benefits about having a student fun day and spoke on having a clear policy regarding the treatment of student workers.

Trustee Gonzalez Yuen hopes the public can attend the Berkeley City College 40th Anniversary Event on

Friday, October 17th

Trustee Brown and Trustee Handy attended the Congressional Black Caucus in Washington D.C. and had an opportunity to speak with staff of the House and Senate regarding the re-authorization of the Higher Education Act.

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

PRESENTATIONS (7:30 P.M.)

6. [Legislative Update from the McCallum Group \(15 minutes\) Presenter: Patrick McCallum and Mark MacDonald](#)

[Background Material 1](#)

[Background Material 2](#)

Trustee Brown asked about SB 1023 and the districts that were receiving the funding based upon the number of foster youth that are already being served. We have a large population of foster youth but we only have one college that can get the housing for the students so the number of students that we are serving is not the number of students that we need to serve. Is there a way for the number of students in our area to be considered? Speaker MacDonald will have to look at the specific wording of the legislation but the number of students was just one factor and the Chancellor's Office is going to be developing the guidelines. There will be an opportunity to meet with the Chancellor's office and speak with them about this.

Trustee Brown asked about the nursing bachelor program and why it was excluded. It was his understanding that it was nurses that pushed for it. Speaker MacDonald said it was the nursing instructors that supported it however, the California Nurses Association and CSU that opposed it. Trustee Withrow also asked what was in the language in concurrent dual enrollment that the CTA didn't like? Speaker McCallum said there were concerns about funding competition.

Trustee Brown asked about the \$30 million dollars for the innovative programs. Where is the criteria where we could benefit from it? Speaker McCallum says it is \$50 million.

Trustee Riley asked if there was any money for maintenance. Speaker McCallum says there is \$148 million in the budget for structural equipment and scheduled maintenance.

Trustee Gulassa thanked McCallum Group for their presentation. Looking ahead, what is the future like in the next 5 years with Prop 30 when it sunsets? It will depend on 2016 and redoing Prop 30. There is a reserve fund that is on the ballot that will set aside money for Prop 98 so that it will smooth out some cuts in future years.

Trustee Oliver asked if it is possible to advocate for a bill for the tax on oil extraction from California. Speaker McCallum says it will be reintroduced next year.

7. [Machine Technology Program of Distinction Presentation \(15 minutes\) Presenter: President Webb](#)

[Background Material](#)

Trustee Gonzalez Yuen asked what the fab lab is? Speaker Quindlen said it is a combination maker space and digital fabrication is the basis of it.

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

MOTION: Motion by Trustee Withrow, second by Trustee Riley to approve Consent Calendar Agenda Items 1 - 8, 10 - 12, 15, 17, 19 - 24, 26.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Guillen.

The motion passed.

Trustee Withrow feels we need to have more than the suggested fifteen board meetings a year and suggested holding 24 meetings per year. Furthermore, he has also suggested that the following be covered on a monthly basis:

- Student Success
- Faculty Evaluations
- Staff Evaluations
- Management Evaluations
- Positions with interim or acting incumbents
- Strategic Planning goal achievement
- Compliance with Federal, State and Local laws
- Accreditation preparation and corrective action

Trustee Withrow also suggests the following to be addressed quarterly:

- Institutional compliance with Student Learning Outcomes
- Corrective action on external audit findings
- Report from the Internal Auditor
- Tenured faculty not teaching 15 hours
- Critical, material and significant maintenance deficiencies
- Risk management report
- Status of all construction projects
- Status of bond funds
- Current grants and status of performance in pursuit of approved goals
- Grants being pursued
- Status of the International Program in terms of goals and strategies
- Cost of student text books
- Status of on-line education

Trustee Gulassa hopes the board understands that flexibility is extremely important.

Student Trustee Oliver would like to see 2 reports a semester from shared governance meetings.

Trustee Riley would also like us to consider potential conferences when creating the 2015 calendar.

Trustee Handy said in the past when the board calendar is made, it reflects all of the conferences that the Trustees usually attended and would like this to be included in the calendar.

Trustee Brown would also like to include state of the college reports from each President.

MOTION: Motion by Trustee Brown, second by Trustee Handy to approve Revising the board calendar and bring it back to a future board meeting.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Guillen.

The motion passed.

8. Consider Approval of First Reading on Proposed Board Policy Presenter: Chancellor Ortiz The Board will conduct a first reading on the Board Policies. The following policy is presented for review, and will return to a future Board meeting for adoption: . BP 5020 Nonresident Tuition Per CCLC, this policy is being revised to add an exemption to non-resident tuition fees. . BP 6200 Budget Preparation Per CCLC, this policy is being revised to remove the definition of the District's general reserves and to place the definition in BP 6250 Budget Management. . BP 6250 Budget Management This policy is being added since the definition regarding general reserves is to be included in this policy.

[BP 5020](#)

[BP 6200](#)

[BP 6250](#)

9. Consider approval of the Board Meeting Calendar for 2015 Presenter: Assistant Brenda Martinez Consider approval of the Board Meeting Calendar for 2015. The Chancellor recommends approval.

[2015 Board Meeting Calendar](#)

10. Consider approval of Resolution 14/15-12, Excusing Trustee Absence Presenter: Trustee Guillén It is recommended that Trustees approve Resolution 14/15-12 excusing Trustee Handy from the September 23, 2013 Board meeting due to business. The Chancellor recommends approval.

[Resolution](#)

11. Consider Approval of Out of State Travel pursuant to Board Policy 7400 Presenter: Chancellor Ortiz Consider approval of Out of State Travel pursuant to Board Policy 7400 for the following faculty: Name Travel Location Travel Dates Larry Chang Washington, DC October 21, 2014 - October 24, 2014 Peter Crabtree Washington, DC October 21, 2014 - October 24, 2014 Jennifer Iijas

Washington, DC October 14, 2014 - October 19, 2014 Pamela Wallace Washington, DC October 21, 2014 - October 24, 2014

[Background Material](#)

EDUCATIONAL AND STUDENT SERVICES

12. Consider Approval of Course and Program Additions, Deactivations and Changes Presenter: Vice Chancellor Orkin Included for approval are proposed curriculum actions as recommended by the Council for Instruction, Planning and Development (CIPD). The spreadsheet entitled "CIPD September 8, 2014" contains course and program additions, changes and deactivations as approved by the colleges' curriculum committees and CIPD. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

[Background Material 3](#)

13. Consider approval of a one-year contract in the amount of \$210,000 with the College and Career Academy Support Network (CCASN) for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent. Presenter: Karen Engel Consider approval of a one-year contract in the amount of \$210,000 with the College and Career Academy Support Network (CCASN) for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent. As part of its role as the fiscal agent for the East Bay Career Pathway Consortium funded by a \$15 million grant from the California Career Pathways Trust from 2014-18, the Peralta Community College District would like to contract with technical assistance providers, including the College and Career Academy Support Network (CCASN) at UC Berkeley, to provide technical assistance and professional development support to the members of the Consortium. This item is a one-year contract with CCASN to provide services during Year 1 of the Career Pathways grant activity. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Career Pathways Trust Grant

[Background Material](#)

Questions and Comments relate to both Agenda Items 13 and 14.

Trustee Handy would like to make sure that communities including faith based are included in the planning process.

Chancellor Ortiz says there will be subsequent planning.

Trustee Riley asked what the timeframe would be for community involvement. Chancellor Ortiz will be calling a meeting of the CBO's.

Karen Engel says they are looking at convening and perhaps open a conversation on who to convene in early November.

Trustee Brown asked what the standard protocol regarding regular interaction. Chancellor Ortiz says this CPT grant is new for us and uncharted territory.

MOTION: Motion by Trustee Riley, second by Trustee Gulassa to approve Agenda Item 13. Consider approval of a one-year contract in the amount of \$210,000 with the College and Career Academy Support Network (CCASN) for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Guillen.

The motion passed.

14. Consider approval of a one-year contract in the amount of \$330,000 with the Career Ladders Project for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent. Presenter: Karen Engel Consider approval of a one-year contract in the amount of \$330,000 with the Career Ladders Project for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent. As part of its role as the fiscal agent for the East Bay Career Pathway Consortium funded by a \$15 million grant from the California Career Pathways Trust from 2014-18, the Peralta Community College District would like to contract with technical assistance providers, including the Career Ladders Project (CLP), to provide technical assistance and professional development support to the members of the Consortium. This item is a one-year contract with CLP to provide services during Year 1 of the Career Pathways grant activity. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Career Pathways Trust Grant

[Background Material](#)

MOTION: Motion by Trustee Riley, second by Trustee Gulassa to approve Agenda Item 14. Consider approval of a one-year contract in the amount of \$330,000 with the Career Ladders Project for the provision of technical assistance to the East Bay Career Pathways Consortium, for which the Peralta Community College District is the fiscal agent.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Guillen.

The motion passed.

15. Consider Approval of the revised Berkeley City College Mission, Vision and Values Statement. Presenter: President Budd Consider Approval of the revised Berkeley City College Mission, Vision and Values Statement. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

(Agenda Item 16 was removed from the agenda and will be brought back at the next board meeting)

17. Consider Annual Software Renewal Contract with ComputerLand of Silicon Valley for Microsoft Software Presenter: Associate Vice Chancellor Madlock Consider approval of annual software

renewal contract with ComputerLand of Silicon Valley for Microsoft Software for all four colleges and the District offices. Total cost for these agreements shall not exceed \$84,412. Four (4) contracts with ComputerLand of Silicon Valley are required to renew the Microsoft Software licensing agreements for all colleges and the District offices. The program provides purchasing access for site licensing of various Microsoft software packages used in classrooms and administrative offices. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Unrestricted General Fund.

Laney College	\$26,789.50
College of Alameda	\$11,543.00
Berkeley City	\$33,168.00
Merritt	\$12,911.50
Total	\$84,412.00

[Background Material](#)

18. Consider Approval of Contract with United Information Consultants, LLC to provide an IT assessment in the amount of \$44,000. Presenter: Chancellor Ortiz Consultant will provide an IT Assessment using processed and methodology outlined in the scope of work. Specific Emphasis will be placed on the ERP Functions used by the District. The Scope of Work will assess and summarize those ERP modules that have been purchased (53 modules) and implemented to date (27 modules), as well as those that the District owns, but has not yet scheduled for rollout support the technology and processes, and present options to further bridge any gap that may exist between the delivery of technology and the opportunity to maximize the return on investment through more complete operational integration. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: \$44,000 from General Fund

[Background Material](#)

Speaker Williams had some questions on the company and feels that it would be helpful to audit some of the work that has been completed and to have more information on who has completed some of the work.

Trustee Handy is asking for an audit that encompasses the work that has been done in terms what we have spent, what we have outstanding, what we can do better and how we can implement best practices. Trustee Handy feels we need to pull this and see what we are looking at before we make a final determination. We should also include the Financial Aid component.

Trustee Withrow says the issue came up where you have general managers that are responsible and held accountable for an area where they don't have the skill set and feels it is not clear in general management type language and that it is what we are getting from it. He would like to remove the item and take an assessment of "is this going to do what we want it to do?"

MOTION: Motion by Trustee Withrow, second by Trustee Handy to approve Removing Agenda Item 18 and return it to the next board meeting.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Guillen.

The motion passed.

19. Consider Approval of an Increase in the Contract Amount for independent Air Quality Testing services provided by Environmental Technical Services Inc. (ETS), Industrial Hygienists. Presenter:

Director Greg Valentine, Office of Risk Management Consider approval to increase the ETS contract for Air Quality Testing from \$25,000 to \$55,000 (an increase of \$30,000) to perform statutory air quality testing. The Office of Risk Management commissions independent Air Quality Testing to ensure a healthy work and learning environment. Independent Air Quality tests are ordered either proactively and on-demand to ensure that air quality meets or exceeds air quality standards set by regulatory agencies, United States Department of Labor, Occupational Safety and Health Administration (OSHA), Centers for Disease Control (CDC) National Institute for Occupational Safety and Health (NIOSH) and the California Department of Industrial Relations, Division of Occupational Safety and Health (DOSH), better known as Cal/OSHA. Risk Management orders air quality tests proactively after applicable construction projects, in response to employee complaints related to environmental air quality and after facilities related emergencies that may impact air quality or may lead to mold growth. For testing, Risk Management engages an industrial hygiene firm, Environmental Technical Solutions Inc., (ETS), a vendor with extensive industry experience and several years of District-wide testing. At the beginning of each fiscal year, the contract amount for ETS is set at \$25,000 to handle projected testing needs. While this initial contract amount is based on the historical average for air testing expenses, this projection is subject to the needs of the District and Colleges. As a result of increased demand for air quality studies, Risk Management is requesting an increase in the contract amount of \$30,000 to cover current and anticipated air quality testing needs for the remainder of the fiscal year. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. The Chancellor recommends approval. Funding Source: General Fund (Rebate from workers' compensation insurance).

[Background Material](#)

FINANCIAL SERVICES

20. Review 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 August 23, 2014 through September 19, 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 Material 1](#)

[Background Material 2](#)

21. 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 August 23, 2014 through September 19, 2014. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only. The Chancellor recommends ratification.

[Background Material](#)

22. Consider Approval of Budget Transfer Report Presenter: Interim Vice Chancellor Rinne Consider approval of budget transfer report covering the period from August 16, 2014 through September 19, 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 9, 2014. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

HUMAN RESOURCES

23. 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
- | | | | | | |
|-----------------|------------|----------|----------|---------------------------------|-----|
| Banaga | Domingo | 10/8/14 | 12/12/14 | Inst Asst/ Radiological Science | M |
| Barnhart | Julie | 10/9/14 | 1/28/15 | Clerical Assistant II | M |
| Burnett | Kristal | 10/13/14 | 1/29/15 | Clerical Assistant II | M |
| Cain | Cynthia | 10/8/14 | 3/4/15 | Financial Aid & Placement Asst | L |
| Ellison | Kim | 10/8/14 | 12/12/14 | Inst Asst/ Radiological Science | M |
| Fleming | Robert | 10/22/14 | 3/18/15 | Student Employment Spec | L |
| Franklin | Lucretia | 10/8/14 | 6/30/15 | Staff Asst/Admin (General) | A |
| Hernandez | Alegria | 10/8/14 | 12/12/14 | Inst Asst/ ADN Prog Skills Lab | M |
| Jenkins | Jasmyn | 10/8/14 | 12/12/14 | Inst Asst/ Radiological Science | M |
| Ma | Jacqueline | 11/3/14 | 6/30/15 | Staff Asst/EOPS | L |
| McChesney-Young | Mary | 10/8/14 | 12/31/14 | Senior Clerical Assistant | M |
| O'Donnell | Jennifer | 10/8/14 | 6/30/15 | Interpreter, Fully Certified | All |
| Pinilla | Maria | 10/8/14 | 6/30/15 | Clerical Assistant II | A |
| Shields | Icee | 10/28/14 | 2/26/15 | Staff Asst/Admin (General) | L |
| Tyson | Benea | 10/8/14 | 1/20/15 | Program Spec/Student Svcs | L |
| Watson | Christina | 10/8/14 | 11/14/14 | Science Lab Tech/Bio Science | M |

FACILITIES

24. Consider Assignment following corporate purchase of Merritt College Energy Services from Chevron Energy Solutions Company to OpTerra Energy Services, Inc. Presenter: Vice Chancellor Ikharo The Department of General Services is informing the Board of Trustees of the contract assignment provisions from Chevron Energy Solutions Company, a division of Chevron U.S.A. Inc. (CES) to OpTerra Energy Services, Inc. Chevron Energy Solutions Company sold all of its assets used in the operation of its business, including the Merritt College Energy Services Contract and all related work order, change orders, addendums, exhibits, and schedules to OpTerra Energy Services, Inc. ("OpTerra ES"). Although, the Merritt College Photovoltaic Project was completed in 2012, in the future, the District will work with OpTerra ES to repair the existing photovoltaic equipment. Under this business transaction, OpTerra ES will assume and perform all of CES's rights, duties, and obligations under the original contract. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Fund

[Background Material](#)

(Agenda Item 25 was removed from the agenda and will be brought back at the next Board meeting)

26. Consider Approval of Resolution No. 14/15-09, Accept Bid and Award Contract for Laney College Boiler Retrofit, R.F. MacDonald Co. (Bid No. 14-15/04) Presenter: Vice Chancellor Ikharo Approval

is requested to enter into a construction agreement with R.F. MacDonald Co. for Laney College Boiler Retrofit (Bid No. 14-15/04), in the amount not-to-exceed \$210,000. This project is a scheduled maintenance project that was approved by the California Community Colleges Chancellor's Office (CCCCO) in the 2013/2014 fiscal year. To be in compliance with the Bay Area Air Quality Management District (BAAQMD) air emission requirements, the existing burners must be replaced. Therefore, the replacement of the existing three (3) forced draft packaged burner systems, controls and natural gas supply is critical to meet or exceed the BAAQMD air emission requirements and Rule 7. This project will be completed within eighty-six (86) calendar days from the issuance of the Notice to Proceed. In compliance with the Public Contract Codes, Section 20651, formal competitive bidding and a request for a proposal (RFP) was conducted for this project. A Notice to Bid for the project was advertised in newspaper publications of general circulation on August 19th and 26th, 2014. A mandatory bidder's conference was held on August 20, 2014. A total of six (6) contractors attended the pre-bid conference. A total of two (2) proposals were received, as follows:

CONTRACTOR	LOCATION	TOTAL BID
R.F. MacDonald Co.	Hayward, CA	\$210,000
Bay City Boiler & Engineering Co., Inc.	Hayward, CA	\$217,632

The lowest responsible and responsive bid was submitted by R.F. MacDonald Co., in the amount not-to-exceed \$210,000. James MacDonald (President), Mike MacDonald (Vice President), and Donald Patten (Director and Project Manager) manage the business. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: 50% from Measure E and 50% from 2013/2014 California Community Colleges Chancellor's Office (CCCCO) One Time Funding for Scheduled Maintenance Projects.

Background Material

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 (9:53 P.M.)

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.

ANNOUNCEMENTS

1. The next regular Board meeting will be held on October 21st in the District Office Boardroom.
2. The Board is planning a board retreat with further details on the date and location to follow.

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

