

**PERALTA COMMUNITY COLLEGE DISTRICT**  
**Board of Trustees Agenda Report**  
**For the Trustee Meeting Date of April 28, 2015**

**ITEM TITLE:**

Consider Resolution No. 14/15-41, for the Adoption of the Mitigated Negative Declaration (MND) and the Mitigation Monitoring and Reporting Program for the 2118 Milvia Street Property in Berkeley.

**SPECIFIC BOARD ACTION REQUESTED:**

Adoption is requested for the Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the 2118 Milvia Street Property, pursuant to the California Environmental Quality Act (CEQA).

**ITEM SUMMARY:**

In accordance with the provisions of Public Resources Code section 21081.6(a), all public agencies are required to adopt monitoring mitigation measures or reporting programs when they approve or adopt projects, requiring a Mitigated Negative Declaration. This MND was prepared to evaluate the potential environmental consequences of construction improvements to the property. The Mitigation Monitoring and Reporting Program prepared for the project is designed to ensure compliance during project implementation to mitigate or avoid any environmental effects. CEQA requires the District to specify findings related to each of the significant or potentially significant environmental effects considered in the Mitigated Negative Declaration/Initial Study (MND/IS). The District must analyze project impacts to different environmental resource factors: aesthetics, air quality, cultural resources, geology and soils, hydrology/water quality, noise, agricultural resources, and biological resources, and greenhouse gases. As a result, the MND/IS indicated no potentially significant impacts on these environmental resources when construction improvements are done in the property.

The Chancellor recommends approval.

**SOURCE OF FUNDS (AND FISCAL/BUDGETARY IMPACT):**

Measure A, as approved by the voters in Peralta's constituency and authorized under Resolution 03/04-45, Exhibit A-1, District-Wide Projects, "Equip classroom and campus facilities; technology upgrades and facility improvements."

**BACKGROUND/ANALYSIS:**

Peralta Community College District is the lead agency for the property acquisition of 2118 Milvia Street. Therefore, the District is required to prepare the Mitigated Negative Declaration/Initial Study for the project (MND/IS). The MND/IS for this acquisition was prepared in accordance with the California Environmental Quality Act (Public Resources Code, § 21000 *et seq.*, "CEQA") and the Guidelines for Implementation of the California Environmental Quality Act (Title 14, Cal. Code of Regs., § 15000 *et seq.*, the CEQA "Guidelines"). The MND/IS report is available on the District website at <http://web.peralta.edu/general-services/files/2012/06/BCC-Initial-Study.pdf> in compliance with Section 15072 of the CEQA guidelines, a public hearing will be held at this Board meeting, on April 28, 2015. The District has advertised in newspapers of general circulation, asking for public written comments.

**DELIVERABLES AND SCOPE OF WORK:**

Adoption and approval from the Governing Board of Trustees.

**ANTICIPATED COMPLETION DATE:**

The anticipated completion date is August, 2015.

**ALTERNATIVES/OPTIONS:**

Not - Applicable

**EVALUATION AND RECOMMENDED ACTION:**

The administration recommends approval and adoption of the Mitigated Negative Declaration (MND) and the Mitigation Monitoring and Reporting Program for the 2118 Milvia Street Property in Berkeley.

**OTHER DEPARTMENTS IMPACTED BY THIS ACTION (E.G. INFORMATION TECHNOLOGY):**

YES \_\_\_\_\_ NO  X

**COMMENTS:**

None

(\*\*\*\*\*Board contract approval is subject to negotiation and execution by the Chancellor.)

**DOCUMENT PREPARED BY:**

Prepared by: Dr. Sadiq B. Ikharo  
Vice Chancellor of General Services

Date: April 24, 2015

**DOCUMENT PRESENTED AND APPROVED BY:**

Presented and approved by: Dr. Sadiq B. Ikharo  
Vice Chancellor of General Services

Date: April 24, 2015

**FINANCE DEPARTMENT REVIEW**

Finance review required       Finance review *not* required

If Finance review is required, determination is:       Approved       Not Approved

If not approved, please give reason: \_\_\_\_\_  
\_\_\_\_\_

Signature: Susan Rinne  
Susan Rinne, Interim Vice Chancellor for Finance and Administration

**GENERAL COUNSEL (Legality and Format/adherence to Education Codes):**

Legal review required       Legal review *not* required

If Legal review is required, determination is:       Approved       Not Approved

Signature: Nitasha Sawhney  
Nitasha Sawhney, Acting General Counsel

**CHANCELLOR'S OFFICE APPROVAL**

Approved, and Place on Agenda       Not Approved, but Place on Agenda

Signature: José M. Ortiz  
Dr. José M. Ortiz, Chancellor