



BOARD OF TRUSTEES  
OF THE  
PERALTA COMMUNITY COLLEGE DISTRICT  
MINUTES  
OCTOBER 20, 2015

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

**CLOSED SESSION (5:00 p.m.)** Topics to be discussed include: Conference with Labor Negotiator Largent, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6) Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9) \* Conference with Legal Counsel (54956.9(a)), 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)), BAP Events LLC v. PCCD, Alameda County Superior Court, Case No. RG14-728878. \* Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (1 cases) Public Employee Appointment (Government Code Section 54957) \* Recommendation to amend the contract date for Interim Dean of Academic and Student Affairs/Student Wellness and Development, Laney College. When the contract was ratified at the September 8th Board meeting, the contract date was August 17, 2015 through December 31, 2015. The correct contract date is August 17, 2015 through June 30, 2016, or until the position is filled on a regular basis, whichever occurs first. \* Recommendation to appoint Interim Dean of Special Programs and Grants, Berkeley City College. \* Recommendation to approve the reclassification of Executive Assistant (Confidential) to Manager, International Services Manager, Office of International Education. Public Employee Evaluation (The Board is provided respective salaries in closed session for information purposes only, if any. The Board is reminded not to discuss personnel matters outside of closed session.) Public Employee Discipline/Dismissal/Release (The Board is provided respective salaries in closed session for information purposes only, if any. The Board is reminded not to discuss personnel matters outside of closed session.) Consider Student Discipline Matter

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

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** Trustees Bonilla Pr\_Ab\_, Brown, Pr\_Ab\_, González Yuen Pr\_Ab\_, Handy Pr\_Ab\_, Riley Pr\_Ab\_, Withrow Pr\_Ab\_, and Gulassa Pr\_Ab\_, Student Trustees Abuyen Pr\_Ab\_ and Hyche Pr\_Ab\_.

Present: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, Trustee Brown, Student Trustee Abuyen, and Student Trustee Hyche.

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 ratify the appointment of the following public employee contract, which is subject to contractual agreement by the Chancellor:

1. Recommendation to amend the contract date for Arash Daneshzedeah, Interim Dean of Academic and Student Affairs/Student Wellness and Development, Laney College. When the contract was ratified at the September 8<sup>th</sup> Board meeting, the contract date was August 17, 2015 through December 31, 2015. The correct contract date is August 17, 2015 through June 30, 2016, or until the position is filled on a regular basis, whichever occurs first. The annual salary is \$120,405.

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

2. Recommendation to appoint Tanya Moore as Interim Dean of Special Programs and Grants, Berkeley City College, from October 26, 2015 through January 29, 2016 at \$120,405 annually.

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

3. Recommendation to approve the reclassification of Drew Gephart from Executive Assistant (Confidential) to Manager, International Services Manager, Office of International Education, effective August 1, 2015 through June 30, 2017, at \$87,567 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.**

[Agenda](#)

MOTION: Motion by Trustee Withrow, second by Trustee Riley to approve the Agenda with the following amendments:

Agenda Items #22, 23, 25 & 15 were moved to the action calendar.

Agenda Items #24 was removed from the agenda.

Agenda Item #15 - the funding source should read Measure A.

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

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

1. Consider Approval of the regular Board meeting Minutes of October 6, 2015. Consider approval of the regular Board meeting Minutes of October 6, 2015. The minutes are posted on Granicus.

#### Minutes

MOTION: Motion by Trustee Riley, second by Trustee Gulassa to approve Consider Approval of the regular Board meeting Minutes of October 6, 2015. The minutes are posted on Granicus.

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gonzalez Yuen.

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 Blake provided updates and development of classified matters.

Speaker Mahabir made an announcement about campus equity week and a film screening.

Speaker Sealund spoke about program reviews and service area plans.

Speaker Jaramillo thanked Speaker Mahabir for bringin up campus equity week and provided an update on negotiations between PFT and the District.

**REPORTS (7:15 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 Salazar provided updates on campus events for College of Alameda.

Speaker Martinez provided updates on campus events for Merritt College.

Speaker Armstrong provided updates on campus events for Berkeley City College.

3. Chancellor's Reports      Chancellor's Report Dr. Jowel C. Laguerre      Interim Deputy Chancellor  
Dr. Eric Gravenberg      Vice Chancellor's Reports Budget Update Vice Chancellor  
Little      Enrollment and Vice Chancellor Orkin      Student Services Update      General Services  
Vice Chancellor Ikharo Human Resources Vice Chancellor Largent

### **Berkeley City College President Budd**

### **College of Alameda President Blake**

### **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 Withrow attended the ACCT Conference in San Diego.

Student Trustee Abuyen attended the United Nations flag ceremony commemorating the 70th anniversary of events.

Trustee Gulassa attended the ACCT Conference in San Diego.

Trustee Riley attended the entrepreneurship conference in Texas and looked at how we can identify talent early and getting strong mentors so that mentees can be successful.

Trustee Handy attended the ACCT Conference in San Diego and also attended the PAAAA Reception for the Chancellor.

Student Trustee Hyché attended the United Nations ceremony and spoke on world peace.

Trustee Bonilla thanked the Associated Students for their reports and spoke on the eCommerce sector that is growing.

Trustee Brown attended the Chancellor's reception as well as the ACCT Conference in San Diego.

5. District Academic Senate Report Presenter: DAS President Cleavon Smith

### **PUBLIC HEARING AND ACTION ITEM: 7:45 P.M.**

6. Sunshining of Article 21: Salary (overloading of part-time faculty), for negotiations for the Peralta Federation of Teachers (PFT) to the District. Pursuant to Government Code 3547 (a), PFT hereby

gives public notice of its contract negotiations to the District for the purpose of public notice (sunshining). Pursuant to Government Code 3547 (a), the public shall have an opportunity to comment upon the PFT's notice to the District. This item was received at the October 6, 2015 Board meeting for the purpose of public notice. All Board-recommended contracts are subject to negotiations and execution by the Chancellor.

[Background Material](#)

7. Sunshining of Article 11: Faculty Evaluations, for negotiations for the District to the Peralta Federation of Teachers (PFT). Pursuant to Government Code 3547 (a), PFT hereby gives public notice of its contract negotiations to the District for the purpose of public notice (sunshining). Pursuant to Government Code 3547 (a), the public shall have an opportunity to comment upon the District's notice to PFT. This item was received at the October 6, 2015 Board meeting for the purpose of public notice. All Board-recommended contracts are subject to negotiations and execution by the Chancellor.

[Background Material](#)

**PUBLIC HEARING AND ACTION ITEM:**

8. Consider Passing Resolution No. 15/16-16 to Reduce/Eliminate Certain Services and Related Layoff Notices. Presenter: Vice Chancellor Largent. The Governing Board complies with California Education Code Section 88117 in eliminating affected positions; and the District is required by California Education Code §88017 to notify affected classified incumbents no earlier than 60 calendar days prior to the effective date of layoff. The following classified position allocations are hereby affected by lack of funds, effective December 21, 2015: Position Title: Project Manager Layoff FTE: 1.0 Site/Department: One-Stop Career Center, College of Alameda The Chancellor is directed to: 1). Immediately notify all affected employee organizations of the issues, directions and concerns set forth in this Resolution, in order to allow any affected organization to request to meet and negotiate any resulting effects of layoff; 2). Comply with all applicable sections of the California Education Code in preparing any and all required layoff and/or reassignment notices to classified incumbents so affected by lack of funding, and any and all notices as required by Collective Bargaining Agreement. PRESENTATIONS (7:50 P.M.)

[Background Material](#)

9. Update to the Prior Year, June 30, 2014, Audit Findings Presentation. (10 minutes) Presenter: Vice Chancellor Little Vice Chancellor Little and Internal Auditor Tom Wong will provide an update to the Board of Trustees on the District's progress in resolving ongoing deficiencies identified in prior years' external audits.

[Background Material 1](#)

[Background Material 2](#)

Trustee Gulassa congratulated the team.

Chancellor Laguerre mentioned that he worked on forming a group of classified members to identify audit issues which is supported by Vice Chancellor Little.

**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 Riley, second by Trustee Gulassa to approve Consent Calendar Agenda Items 1 - 14 and 16 - 21.

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

10. Consider Approval of Out of State Travel pursuant to Board Policy 7400 Presenter: Chancellor Laguerre Consider approval of Out of State Travel pursuant to Board Policy 7400 for the following faculty: Name Travel Location Travel Dates Dominique Benavides Las Vegas, NV November 30, 2015 - December 4, 2015 Larry Chang Washington, D.C. October 20, 2015 - October 23, 2015 Peter Crabtree Washington, D.C. October 20, 2015 - October 23, 2015 Charles Frost Washington, D.C. October 20, 2015 - October 23, 2015 Amy Lee Las Vegas, NV November 30, 2015 - December 5, 2015 Dave Nguyen Las Vegas, NV November 30, 2015 - December 4, 2015 Eric Peter Olds Baltimore, MD October 31, 2015 - November 4, 2015 Pamela Wallace Washington, D.C. October 20, 2015 - October 23, 2015

## **EDUCATIONAL AND STUDENT SERVICES**

11. Acceptance of CTE Enhancement Funds from the California Community College Chancellor's Office - 40% share. Presenter: Vice Chancellor Orkin Board authorization is requested to accept a Career Technical Education (CTE) Enhancement Fund sub-grant of \$505,052 (40% allocation) from Cabrillo Community College District, the Bay Area Community College Consortium's (BACCC) fiscal agent responsible for distribution of the CTE Enhancement Funds from the California Community College Chancellor's Office. Acceptance of funds to each of the Peralta Colleges from the one-time Career Technical Education (CTE) Enhancement Fund creating in the state's FY 2014-15 budget for California Community Colleges to develop, enhance, retool, and expand quality career technical education offerings that build upon existing community college regional capacity to respond to regional labor market needs. Funding Source: Peralta Colleges' CTE Enhancement Allocation.

### [Background Material](#)

12. Consider Approval of an Independent Contractor Agreement with Danny Beesley (dba EcoVision Consulting) in the amount of \$39,250 for services in support of attainment of project deliverables for three grant funded initiatives at Laney College. Presenter: President Webb Consider Approval of an Independent Contractor Agreement with Danny Beesley (dba EcoVision Consulting) in the amount of \$39,250 for services in support of attainment of project deliverables for three grant funded initiatives at Laney College: Career Pathways Trust, Deputy Sector Navigator for Advanced Manufacturing, and CTE Enhancement. Beesley will support development of the Laney Fabrication Lab, provide outreach and support to high school partners related to Fab Lab access and implementation, and help

support a network of Fab Lab partners in the East Bay All Board recommended contracts are subject to negotiation and execution by the Chancellor. Funding Sources: Career Pathways Trust Grant, Deputy Sector Navigator Grant, and CTE Enhancement Fund Grant.

[Background Material](#)

## **FINANCIAL SERVICES**

13. Consider Approval of the Annual CCFS 311A. Presenter: Vice Chancellor Little Consider approval of the Annual CCFS-311A: Community College Annual Financial (Fiscal Year 2014-15 and Budget (Fiscal Year 2015-16) Report, in accordance with the California Code of Regulations Section 58300. This report is due to the State Chancellor's Office on or before October 12, 2015. The Chancellor recommends approval.

[Background Material](#)

14. Consider Approval of Adrien Abuyen to Serve on the Citizens Bond and Parcel Tax Oversight Committee. Presenter: Vice Chancellor Little Consider approval to appoint Adrien Abuyen as the student representative to serve on the Citizens Bond and Parcel Tax Oversight Committee ("Citizens' Oversight Committee"). The Citizens Oversight Committee membership consists of a minimum of eight (8) members appointed by the Board of Trustees from candidates submitting written applications and is comprised of: one (1) member active in a business organization representing the business community located in the District; one (1) member active in a senior citizen's organization; one (1) member active in a bona-fide taxpayer's organization; one (1) member shall be a student who is both currently enrolled in the District and active in a community college group, such as student government; one (1) member shall be active in the support and organization of the community college or the community colleges of the district, such as a member of an advisory council or foundation; and two (2) members of the community at-large. The Chancellor recommends approval. \* Adrien Abuyen (Active Student), 1-year term, 10/20/15 - 6/30/16.

[Background Material 1](#)

[Background Material 2](#)

15. Authorization to purchase a new 2016 Kenworth Truck, Model T270 for the District Warehouse from Norcal Kenworth - Bay Area. Presenter: Vice Chancellor Little Consider approval to purchase a new 2016 Kenworth Truck, Model T270 for the District Warehouse from Norcal Kenworth - Bay Area. To follow up and ensure all laws which govern the Clean Air Act and to remain complaint with the State of California emission requirements, the District, obtained a quote utilizing the 2015 Local Government and Municipality Sales piggyback contract # S/C9509791. After further research and in depth review, it was determined that the Government and Municipality contract offered the best value amongst its competitors with regards to service, durability and price. The pricing proposal submitted by Norcal Kenworth - Bay Area to purchase a 2016 Kenworth Truck, model T270 at a discounted amount of \$99,124.36 is recommended for approval. Funding Source: General Funds

[Background Material](#)

Speaker Brice, head custodian and Local 39 Steward, Merritt College, would like to receive funding for supplies, equipment and personnel.

Chancellor Laguerre asked Vice Chancellor Ikhara and Vice Chancellor Little to work with Merritt President Ambriz-Galaviz and staff to make sure we improve the staffing if necessary especially with the new building.

MOTION: Motion by Trustee Withrow, second by Trustee Riley to approve Agenda Item 15. Authorization to purchase a new 2016 Kenworth Truck, Model T270 for the District Warehouse from Norcal Kenworth - Bay Area.

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

NOES: None

ABSTAIN: and Trustee Bonilla.

ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

16. Consider Approval of annual PeopleSoft Software License Update and Support with Oracle for FY 2015-16 Presenter: Associate Vice Chancellor Madlock The annual PeopleSoft Software License Update and Support required to maintain all PeopleSoft modules used by the District and the Colleges (Student Administration, Human Resources, Finance, General Ledger, Purchasing, Benefits, etc.). The total cost is \$264,737.80 (excluding applicable tax). The Support will run from October 22, 2015 to September 16, 2016. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: \$264,737.80 from Unrestricted General Fund.

#### [Background Material](#)

17. Consider approval of a contract with CollegeNet Inc. to implement the Classroom and Resource Scheduling software, in the amount of \$225,000.00 Presenter: Associate Vice Chancellor Madlock Approval is requested to cover consulting fees to implement the Series25 and X25 Classroom and Resource Scheduling software. The anticipated timeline is from November 1, 2015 through June 31, 2016. Project 3.3 of the District's Strategic Information Technology Plan, calls for a Classroom Scheduling system to increase efficiency of operations and reduce back office operating costs. The not to exceed amount of \$225,000.00 include a 10% contingency and escalation cost of 2% over the last four years.

#### [Background Material 1](#)

#### [Background Material 2](#)

18. Approve College of Alameda Form SASP 202 application to apply for the State and Federal Surplus property program. Presenter: President Blake The College of Alameda Aviation Maintenance Technology Program is interested in applying for the State and Federal Surplus Property Program. Application Form SASP 202 is required to participate and receive surplus Federal and State equipment. The application requires that form SASP 202 be approved by the PCCD Board. The College of Alameda Aviation program would benefit from the opportunity to receive surplus State and Federal equipment.

#### [Background Material](#)

### **HUMAN RESOURCES**

19. Consider Approval of Short-Term Assignments - Hiring of Non-Academic Short-Term Employees Presenter: Vice Chancellor Largent Pursuant to California Education Code Section 88003, the below list contains the name, date of hire, assignment end date, position title, and site location of candidates recommended for short-term assignments in non-academic classified

positions. Each candidate's assignment will not exceed the position title into which the candidate is assigned. Last Name First Name Date of Hire End Date Position Title Site

Last Name	First Name	Date of Hire	End Date	Position Title	Site
Aganon	James	10/21/15	6/30/16	Clerical Assistant II	B
Berame	Riza	10/21/15	6/30/16	Prog Special/Assess & Tutorial	B
Burnett	Kristal	10/21/15	6/30/16	Staff Assistant/Admin	M
Cael	Kim	10/21/15	5/27/16	Inst Asst I/DSPS	M
Campbell-Mateo	Michelle	10/21/15	6/30/16	Program Specialist/Outreach	L
Cerda	Alejandra	10/21/15	11/13/15	Staff Asst/President's Office	B
Chavez	Maria Carmen	10/21/15	3/18/16	Facilities Services Specialist	M
Gerber	Elaine	10/21/15	5/27/16	Inst Asst IV/DSPS	M
Gilbert	Monetta	10/26/15	6/30/16	Staff Asst/EOPS	A
Jones	Donna	10/21/15	12/31/15	Staff Asst/Admin (Grants)	A
Labadessa	Nino	10/21/15	6/30/16	Staff Svc Spec/General Svcs	A
Liang	Xiaoming	10/22/15	6/30/16	Staff Asst/Admin (General)	D
Livsey	Andrew	10/21/15	12/18/15	Inst Asst IV/DSPS	L
Mohamed	Fathia	10/21/15	6/30/16	Help Desk Spt Tech I (Trainee)	L
Nabeta	Dale	10/22/15	6/30/16	Staff Asst/Admin (General)	D
Rivera	Cordova	10/21/15	6/30/16	Clerical Assistant II	L
Scott	Christopher	10/21/15	2/5/16	Staff Asst/Admin (General)	M
Tran	Ben	10/21/15	12/18/15	Inst Asst IV/DSPS	B

L "The District has complied with the applicable provisions of the Education Code"

20. Request Board Authorization to Approve the Expansion of the District's Medicare Reimbursement Program to Include Reimbursement for the Medicare Part D Income Related Monthly Adjustment Amounts (Part D-IRMAA). Presenter: Vice Chancellor Largent The District and its employee groups have always agreed that it is mutually beneficial to undertake Health Benefits programs which do not violate the Collective Bargaining Contracts and also lower long-run costs of the District programs. The District requests approval of the expansion of its Medicare Reimbursement Program to include reimbursement for the Medicare Part D Income Related Monthly Adjustment Amounts (Part D-IRMAA). Retirees' participation in the Federal Medicare Part D Program reduces the District's cost for retiree health benefits due to the Federal Medicare D Subsidy Program for prescription drug costs. The District's annual reimbursement for participating in the Federal Medicare D Subsidy Program on the Prescription Drugs Subsidies is approximately \$300,000. It is from this Subsidy Program that the District reimburses retirees for participating in Medicare Part D.

#### [Background Material](#)

21. Request Board Authorization to Increase Independent Contractor's Agreement for Professional Services for Renne, Sloan, Holtzman & Sakai, LLP. Presenter: Vice Chancellor Largent District administration requests Board authorization to increase an existing professional services agreement with Renne Sloan Holtzman & Sakai, LLP for special, neutral fact finding reports and investigations for the Office of Human Resources and Employee Relations and investigations handled through the Office of General Counsel. The current contract is for \$25,000, therefore, the District requests an increase by an additional \$35,000 for a contract not to exceed \$60,000 limit for fiscal year ending June 30, 2016. All Board-approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Fund.

#### [Background Material](#)

### **FACILITIES**

22. Consider Ratification of a Chancellor Approved Emergency Service Agreement with Tyco/Simplex Grinnell to Reprogram Master Fire Alarm Panels at Four (4) Campuses. Presenter: Vice Chancellor Ikharo. Ratification of a Chancellor approved emergency agreement with Tyco/Simplex Grinnell for reprogramming services of existing master fire alarm panels for monitoring purposes at College of Alameda, Alameda Aviation Facility, Laney College, and Merritt College, in the amount not-to-exceed \$38,510. It was discovered that there was a disconnection of fire alarm activities between Police

Services and Peralta's four (4) campuses to allow for off-site monitoring. The staff requested for the Chancellor to approve this emergency contract to take corrective actions to resolve this emergency matter regarding public safety. As permitted under the Chancellor Authorization to Approve (Resolution 99/00-5), the Chancellor approved this emergency service agreement during the Board recess, which allowed the contractor to start work and fix the disconnection immediately. The Chancellor previously approved this agreement on August 25, 2015, for fire/life/safety reasons. This action also saves the District cost for hiring more security guards to conduct a "Fire Watch" on a daily basis. In compliance with the Public Contract Code, Section 20654, the contract will be finalized pending on the Alameda County Office of Education Approval. Under this emergency contract, Tyco/Simplex Grinnell will reprogram the fire alarm panels at each campus to report directly to Simplex Grinnell. Then they will report to Police Services until the connection failure can be investigated and rectified. Importantly, this monitoring will allow the Merritt College Barbara Lee Center to remain occupied and open for the Fall Semester and will satisfy the Division of the State Architect's (DSA) requirements for occupancy. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Fund (02)

### Background Material

Trustee Brown voiced concern that we integrate planning into procurement process.

MOTION: Motion by Trustee Brown, second by Trustee Gulassa to approve 22. Consider Ratification of a Chancellor Approved Emergency Service Agreement with Tyco/Simplex Grinnell to Reprogram Master Fire Alarm Panels at Four (4) Campuses. Source: General Fund (02)

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

23. Consider Approval for an Emergency Contract with American Air Conditioning, Plumbing and Heating (American Air) to Replace Existing Inoperable HVAC units at Admission and Records building, Merritt College's Main Server Room and Ancillary Server Room. Presenter: Vice Chancellor Ikharo. Approval is requested for an emergency contract with American Air Conditioning, Plumbing and Heating to replace existing inoperable HVAC units at Admission and Records building, Merritt College's Main Server Room and Ancillary Server Room, in the amount not-to-exceed \$27,661.

1) Admissions and Records Building This project is an emergency project because the existing HVAC unit has failed completely and is beyond repair. Replacing the failed HVAC unit will comply with Title 24, California Code of Regulations, for occupancy. This replacement will meet the occupancy regulation and requirement of 15 cfm per square footage in an occupied area. The replacement of the existing HVAC unit will provide high indoor air quality, introduces outside air, keeps interior building air circulating, and prevents stagnation of the interior air in the staff work area. Therefore, providing staff with a conducive working environment and required air circulation.

2) Merritt College Main Server Rooms Both server rooms house high level IT equipment and the systems temperature will allow the campus to operate. Currently, the existing HVAC unit is not cooling the server rooms correctly to prevent the equipment from overheating. When a server room becomes too hot, equipment can easily overheat, causing the data being stored or supported by the system to be lost. Therefore, American Air will replace the existing air conditioning units so the

optimum server room temperature can be maintained and ensure that the existing IT equipment and systems are in top working order. This replacement is necessary to allow classes or the College Administrative Office to continue operation. The vendor will implement the scope of work as defined in the specification. Board approval is required because the contractor's total contract amount of \$27,661 exceeds the \$25,000 threshold for contracted services in the 2015/2016 fiscal year. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Scheduled Maintenance Fund & Fund 01

[Background Material](#)

Trustee Brown voiced concern that we integrate planning into the procurement process.

MOTION: Motion by Trustee Brown, second by Trustee Gulassa to approve 23. Consider Approval for an Emergency Contract with American Air Conditioning, Plumbing and Heating (American Air) to Replace Existing Inoperable HVAC units at Admission and Records building, Merritt College's Main Server Room and Ancillary Server Room.

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

**(Agenda Item 24 was removed from the agenda.)**

25. Consider Approval of an emergency service contract with Suarez & Munoz Construction Inc. to Clear All Weeds and Hazardous Vegetation in the Wildland Interface Areas around Merritt College. Presenter: Vice Chancellor Ikhara. Approval is requested to approve an emergency service contract with Suarez & Munoz Construction Inc. to clear all weeds and hazardous vegetation in the wildland interface areas around at Merritt College, in the amount not-to-exceed \$38,610. The Oakland Fire Department issued a citation to the District for immediate weed abatement in the wildland area due to high fire danger to the college and the neighbors. On August 3, 2015, the Oakland Fire Department (Fire Prevention Bureau) conducted a vegetation inspection at the site, and discovered that site to be non-compliant with the City of Oakland fire regulations. The property area that need weed abatement is about 31 acres of wildland interface areas (parcels #037-2685-001-40 and 037A-3141-001-17), but only a portion needs weed abatement. The District must immediately correct the problem in accordance with the California Fire Codes (CFC). To meet the CFC's regulations, the contractor will complete the following scope of work: \* Clear all weeds and hazardous vegetation on the entire area of work to a height of 6 inches or less per the CFC 4907.1; \* Provide a minimum clear width of 30 feet around proper lines perimeter required by the CFC 4907.2; and \* Remove dead vegetation from the property per CFC 4910.2.2.3;

[Background Material](#)

Trustee Brown voiced concern that we integrate planning into the procurement process.

MOTION: Motion by Trustee Brown, second by Trustee Gulassa to approve 25. Consider Approval of an emergency service contract with Suarez & Munoz Construction Inc. to Clear All Weeds and Hazardous Vegetation in the Wildland Interface Areas around Merritt College.

AYES: Trustee Bonilla, Trustee Gulassa, Trustee Handy, Trustee Withrow, Trustee Riley, and Trustee Brown.

NOES: None  
ABSTAIN: None  
ABSENT: and Trustee Gonzalez Yuen.

The motion passed.

**ACTION CALENDAR ITEMS** The Action Calendar lists non-routine items that the Board of Trustees may wish to discuss and/or debate. The list below may be supplemented by items removed from the Consent Calendar. The Board may move to the Action Calendar items with public speakers, and Board-sponsored Resolutions. The Board will hear public comments prior to taking any action on these items.

#### **ANNOUNCEMENTS**

1. The next regularly scheduled Board meeting will be held on November 10<sup>th</sup> at the District Offices.
2. The Board reminds the community to vote on November 4<sup>th</sup>.
3. The Board wishes the community a Happy and Safe Halloween, and salutes our Veterans on Veteran's Day. Peralta will be closed on Wednesday, November 11<sup>th</sup> in observance of that day.

**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](mailto:bmartinez@peralta.edu) at least 48 hours prior to the meeting.

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Jowel C. Laguerre, Ph.D., Chancellor  
Secretary to the Board of Trustees  
PERALTA COMMUNITY COLLEGE DISTRICT